

WAIVER AND RELEASE

Participant's Printed Name: _____

In consideration of being permitted to participate in the North Dallas Regional FRC Kick-Off Event (the "Event") at the JCPenney Home Office on January 9, 2010, I, for myself and for my heirs, personal representatives, and assigns, do hereby release, hold harmless, and discharge J.C. Penney Company, Inc., J.C. Penney Corporation, Inc., the JCPenney Afterschool Fund, their respective affiliates and subsidiaries, and the officers, directors, and employees of each of them (collectively, the "Releasees"), from and against all damages, claims, liabilities, losses, and other expenses (including reasonable attorneys' fees and costs) ("Claims") resulting from, arising out of, or otherwise relating to my participation in the Event, including, without limitation, Claims for personal injury, accidents, illness, or property loss, whether caused by the negligence of the Releasees or otherwise.

I hereby grant to the Releasees or their agents irrevocable permission to use and reproduce any photographs or video recordings ("Materials") taken of me at the Event, and to use, re-use, publish and re-publish such Materials in whole or in part, individually or in conjunction with other photographs or video, and in conjunction with any printed or video matter, in any and all media now or hereafter known, and to use my name in connection therewith if Releasees so choose.

I hereby waive any right that I may have to inspect or approve the use of any Materials taken of me today, or any copy or printed matter that may be used in connection with such Materials.

I hereby warrant to the Releasees that I have read this Waiver and Release in its entirety prior to its execution, and that I am familiar with the contents thereof. This Waiver and Release shall be binding upon me and my heirs, legal representatives, and assigns.

Signature of Participant

Date

If participant is under 18, a parent or legal guardian must sign below.

Parent/Legal Guardian

Date

Coaches:

Please fax the complete set of signed waivers to 214-273-3729, Attention: Janet Butler. Please bring original signed copies of waivers with you to the kickoff.