



Exhibit D

RELEASE AND WAIVER OF LIABILITY

Name of Licensee (Group Name): _____

I, _____ hereby assume all of the risks of participating and/or volunteering to work at a concession stand, cart, or outlet for Licensee under its agreement with VAB Catering, Inc. (d/b/a Hot Tomato Creations)(Licensor), including by way of example and not limitation, any risks that may arise from negligence or carelessness on the part of the persons or entities being released, from dangerous or defective equipment or property owned, maintained, used or controlled by Licensor.

I acknowledge that this Release and Waiver of Liability Form will be used by the Licensee, and organizers of the activity or event in which I may participate, and by the Licensor, and that it will control liability issues while I am engaged in working at the activity, event, concession stand, cart, or outlet.

In consideration of permitting me to participate as a volunteer with the Licensee, I hereby agree for myself, my executors, administrators, heirs, and next of kin as follows:

(A) I HEREBY WAIVE, RELEASE, AND DISCHARGE VAB Catering, Inc.(d/b/a Hot Tomato Creations), Gale Force Sports & Entertainment LLC., Gale Force Holdings LP., the RBC Center, their respective principals, members, officials, officers, directors, shareholders, employees, and agents, their respective parent and affiliate companies and their respective Successors or Assigns as now or hereafter may be constituted and the Centennial Authority, the City of Raleigh, North Carolina, the State of North Carolina and their departments, divisions, commissions, and boards and their respective principals, members, officials, officers, directors, shareholders, employees, and agents from any and all liability, including but not limited to, liability arising from the negligence or fault of the entities or persons released, for my death, disability, personal injury, property damage, property theft, or actions of any kind which may hereafter occur to me including my traveling to and from the event or site;

(B) I INDEMNIFY, HOLD HARMLESS, AND PROMISE NOT TO SUE the entities or persons set forth in Paragraph (A) above from any and all liabilities or claims as a result of working at the concession stand, cart, or outlet for Licensee, whether caused by the negligence of those persons released or otherwise.

I acknowledge that VAB Catering, Inc.(d/b/a Hot Tomato Creations), Gale Force Sports & Entertainment LLC., Gale Force Holdings LP., the RBC Center, their respective principals, members, officials, officers, directors, shareholders, employees, and agents, their respective parent and affiliate companies and their respective Successors or Assigns as now or hereafter may be constituted and the Centennial Authority, the City of Raleigh, North Carolina, the State of North Carolina and their departments, divisions, commissions, and boards and their respective principals, members, officials, officers, directors, shareholders, employees, and agents are not responsible for the errors, omissions, acts, or failures to act of any party or entity conducting a specific event or activity at the RBC Center.

I CERTIFY THAT I AM AT LEAST 18 YEARS OF AGE, HAVE READ THIS DOCUMENT, AND I FULLY UNDERSTAND ITS CONTENT. I AM AWARE THAT THIS IS A RELEASE OF LIABILITY AND A CONTRACT AND I SIGN IT OF MY OWN FREE WILL.

Signature (Print Name)

Age

Date

Witness (Print Name)

Date