



STANDARD CONTRACT

This contract is entered into _____, (Date) by and between _____
_____ (name of Presenter) of _____
_____ (full address of Presenter), hereafter
referred to as "Presenter" and the ESU Student Activity Association, Incorporated, 200 Prospect Street, East Stroudsburg,
Pennsylvania 18301, hereafter referred to as "Sponsor". ESU Student Activity Association Contracting Unit/Student Organization:

The undersigned Presenter(s) and Sponsor agree to the following terms and conditions for the engagement described below:

1. Type of performance/service: _____
2. Topic (if applicable): _____
3. Date of performance/service: _____
4. Time of performance/service: _____
5. Length of performance/service: _____
6. Arrival time: _____ Report to: _____
7. Performance/service fee: _\$ _____ to be paid by ESU Student Activity Association Check following the performance/
service and payable to _____
8. It is understood that the Presenter(s) executes this agreement as an independent contractor, having adequate accident, health
and liability insurance and is not an employee of the Sponsor.
9. The named Presenter shall be responsible and obligated to inform the Sponsor, through the Sponsor's designated agent present
at the activity site, of any physical defects or dangerous conditions pertaining to the facilities of East Stroudsburg University or
the activity site, of which the named Presenter, its agents and employees, have actual knowledge.
10. The named Presenter agrees to indemnify and hold harmless and release Sponsor, its agents, and employees, from any and all
liability resulting from injury or property damage to itself and its agents and employees. Furthermore, Presenter agrees to
waive any all right or claims it may have against East Stroudsburg University, being a separate legal entity from the Sponsor, on
account of injury or property damage to Presenter.
11. The named Presenter(s) and/or Presenter's Agency (if Agency is to be paid in full or in part for the services rendered from this
contract) shall supply to the Sponsor within two (2) week(s) of date of contract proof of Presenter's ownership of a Performing
Artist's General Liability Insurance Policy, with premises liability coverage which shall include but not be limited to, property
damage to the facilities provided to Presenter by Sponsor and bodily injury, personal injury and property damage coverage to
spectators and any other occupants of the aforementioned facilities so provided, and said policy to be effective on the
performance date in coverage amounts of at least \$1,000,000.00 per occurrence and \$2,000,000.00 per aggregate in the policy
year. The certificate of insurance should name the ESU Student Activity Association, Inc., East Stroudsburg University and the

Pennsylvania State System of Higher Education as additionally insureds.

By signing here, Presenter states that a Performing Artist's General Liability Insurance Policy is not held and it is agreed that the above provision shall be waived for the Presenter. _____

If Presenter's Agency is be paid in full or in part for the services rendered from this contract or if no Presenter's signature appears above, a certificate of insurance naming the Student Activity Association, Inc., East Stroudsburg University and the Pennsylvania State System of Higher Education as additionally insureds will be attached.

- 12. The Presenter agrees and warrants that in the performance of this contract, he/she will not discriminate or permit discrimination against any person or group of persons on the grounds of race, color, sex, religion, disability or national origin in any manner prohibited by the laws of the State of Pennsylvania.
- 13. It is further understood that this contract is binding on both parties; it cannot be cancelled except as follows: The Presenter(s) and Sponsor mutually agree either party may cancel this contract and all parties shall be released from any liability or damage hereunder, if the Presenter or Sponsor is unable to fulfill the terms of this contract due to an Act of God. Act of God is defined as destruction of performance location, blizzard, civil disorder, strike, epidemic, or any other legitimate conditions beyond the control of Presenter or Sponsor.
- 14. In the case of cancellation due to Act of God, neither Presenter nor Sponsor will be liable for any expenses incurred by the other party.
- 15. The ESU Student Activity Association Contract Rider is attached and incorporated by reference (___yes ___ no).
- 16. It is acknowledged by Presenter that unless otherwise agreed to in writing by Sponsor, Presenter shall not participate in any supplemental program or event to be associated with the contracted program in such manner that it may be reasonably inferred that its engagement in such activities are being promoted or authorized by Sponsor, or that such activities are in any way a part of the contracted program. For its part, Sponsor, through its agent, at the time of the contracted program shall make known to the public by oral and/or written disclaimer that its promotion and authorization of the contracted program is restricted solely to the contracted program and that Sponsor shall not be bound by assertions made by anyone else to the contrary.
- 17. If this contract is signed by someone other than the Presenter, the person signing for the Presenter expressly warrants that he/she is authorized by the Presenter to execute this contract for the Presenter for this engagement at the time and place specified in this contract.
- 18. Signers for the Sponsor, in executing this contract, warrants that they are authorized representatives of the ESU Student Activity Association and do not assume any personal liability for fulfilling the terms of this contract.
- 19. This contract is governed by the laws of the Commonwealth of Pennsylvania.

Signatures:

Presenter: _____

Date: _____

Sponsor: _____

Date: _____

Dr. John E. Robinson, Ed. D., Senior Director
ESU Student Activity Association, Inc.

Joseph A. Akob, Executive Director
ESU Student Activity Association, Inc.

Date: _____