

EXHIBIT A

**WG FALMOUTH SH, LLC
FITNESS, EXERCISE AND SWIMMING POOL WAIVER AND RELEASE OF LIABILITY FORM**

I, _____, (hereinafter "Individual"), in consideration of being permitted to utilize the fitness, exercise, and/or swimming pool facilities of WG Falmouth SH, LLC and as a participant of a program/event offered by Cape Cod Swim Club, by and through the undersigned representative, voluntarily agrees to release, waive, discharge, defend, hold harmless, indemnify WG Falmouth SH, LLC and its agents, employees, members, managers, officers, directors, executives, and affiliated entities (collectively "WG Falmouth SH, LLC") from any and all past, present, and future claims, including but not limited to, actions seeking damages for bodily injury, property damage, death, loss of service/consortium, medical expenses, pain and suffering, mental anguish, lost wages, impairment to earn, punitive damages, and other causes of action which may arise out of the use of the fitness, exercise, and swimming pool facilities.

Individual understands no lifeguard is on duty at the WG Falmouth SH, LLC swimming facilities and WG Falmouth SH, LLC does not otherwise provide supervisory personnel for the fitness, exercise, and/or swimming facilities. Individual also agrees to abide by the Pool Rules attached hereto as Exhibit A. Failure to abide by these rules may result in revocation of any privileges to utilize the facilities.

Individual further understands the purpose and intent of executing this waiver and release is to limit the liability of WG Falmouth SH, LLC for any injury or damages those affiliated or otherwise associated with Individual may sustain while using the WG Falmouth SH, LLC facilities including injuries allegedly caused by the negligent and/or intentional actions and/or omissions of WG Falmouth SH, LLC and its agents and employees. Individual also understands this waiver and release shall be binding on all successors, subsidiaries, parent companies, and affiliates of Individual and shall not be assigned.

I HAVE READ AND UNDERSTAND THE ABOVE WAIVER AND RELEASE AND AM AUTHORIZED TO SIGN ON BEHALF OF INDIVIDUAL.

Signed this _____ day of _____, 20__, at WG Falmouth SH, LLC as my free act and deed, after having fully read the above.

Signature of Individual/Representative

Date

Signature of Witness

Date