



## Oklahoma City Chapter

### 2018 Sponsorship Agreement

Name of Company: \_\_\_\_\_

Contact Person: \_\_\_\_\_

Address: \_\_\_\_\_

City \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

Email: \_\_\_\_\_

**Please check Sponsor Level:**

Single Event (Date)		Annual Corporate	
	\$100 Event Start Sponsor		\$500 Bronze
	\$150 Event Stop Sponsor		\$1000 Silver
	\$200 Event End Sponsor		\$2500 Gold
	\$350 Event Start/End Sponsor		\$5000 Platinum
	\$500 Entertainment Sponsor		

**Donation:**

	Check Enclosed: \$ _____ (Please make check payable to DBA-OKC)
	Please Invoice Me
	In-Kind: Donation of: _____ Valued at \$ _____

**Please print company name and web address exactly as it should appear on all materials**

Name: \_\_\_\_\_

Web Address: \_\_\_\_\_

**Sponsor shall pay its entire sponsorship fee on or before the event date for a specified event. Start date for "annual" sponsorships will be the Date payment is received.** Mail Contract and Payment To:

Downed Bikers Association – Oklahoma City  
PO Box 270791  
Oklahoma City, OK 73137

\_\_\_\_\_  
Signature of Sponsor and Title Date

\_\_\_\_\_  
Downed Bikers Association – Oklahoma City Representative and Title Date

Terms and Conditions: This contract is subject to the terms and conditions stated on the reverse side of this document. Contributor has read, understood and agrees to be bound by these terms as a condition of contribution.

**Terms and Conditions:**

This agreement ("Agreement") is entered by and between the Downed Bikers Association – Oklahoma City ("Affiliate") and ("Sponsor") to set forth the terms and conditions upon which Sponsor agrees to be a local sponsor of Downed Bikers Association – Oklahoma City operations and/or benefit event/s.

**1. General.** Downed Bikers Association – Oklahoma City Chapter is part of the Downed Bikers Association, Inc. Operations and events are conducted by the Affiliate on behalf of and pursuant to an agreement with the Downed Bikers Association, Inc. (DBA) to promote and fulfill its mission to aid persons lost or confined to a hospital due to a motorcycle accident. The Affiliate is a non-profit organization exempt from federal tax pursuant to Internal Revenue Code section 501(c) (3), federal tax identification number 16-1671359.

**2. Term.** This Agreement will begin on the Effective Date set forth above and end either 365 calendar days later for annual sponsorships or the day after the specified event. ("Term").

**3. Event Date/s.** Affiliate will use its best efforts to conduct events on the specified date/s.

**4. Downed Bikers Association Licensed Marks.** Affiliate is a licensee of DBA and hereby grants Sponsor a limited, non-exclusive Sublicense to use the Downed Bikers Association – Oklahoma City Chapter name, Downed Bikers Association® name and accompanying logo service marks ("Affiliate Licensed marks") solely to promote the DBA and DBA-related events during the Term of this Agreement. Sponsor shall not sublicense or transfer the use of the Affiliate Licensed Marks to any person or entity without the prior written consent of Affiliate. Sponsor will present to Affiliate, for its prior approval, any item or material that uses or refers to the Affiliate Licensed Marks. All advertising and promotional materials may only be used in the Oklahoma City service area and should refer to Sponsor's relationship to the DBA in the following form: "Local Sponsor of the Downed Bikers Association®." Sponsor shall not use the Affiliate Licensed Marks in advertisements or promotions that contain a reference to any entity which is not a local or national DBA sponsor.

**5. Sponsor Licensed Marks.** Sponsor grants Affiliate a limited, non-exclusive license to use Sponsor's name, logo, service marks and trademarks ("Sponsor Licensed marks") solely for including Sponsor in listings and descriptions of DBA sponsors during the Term of this Agreement. Affiliate shall not sublicense or transfer the use of the Sponsor Licensed Marks to any person or entity without prior written consent of Sponsor.

**6. Sponsorship Benefits/Payment.** Sponsor shall receive the sponsorship benefits set forth on Attachment "A", Sponsorship Brochure to this Agreement. Sponsor shall pay its sponsorship fee as follows: Downed Bikers Association – Oklahoma City Chapter, PO Box 270791, Oklahoma City, OK 73137.

**7. Event Cancellation/s.** Neither DBA nor Affiliate shall be responsible for damages that result from delays or postponements of events due to circumstances beyond their reasonable control. In the event that an event does not take place, Sponsor's sponsorship fee as set forth above shall be treated as a donation to the Affiliate and shall not be refunded.

**8. Relationship/Entire Agreement.** The parties to this Agreement have no legal relationship other than as contracting parties to this Agreement. This Agreement represents the entire agreement between the parties and supersedes any prior understandings or agreements.

**9. Indemnity.** Each party agrees to indemnify and hold the other harmless from and against any and all expenses, including reasonable attorneys' fees, that the other party may incur by reason of any claim arising out of the indemnifying party's negligence, intentional misconduct performance or failure to perform pursuant to this Agreement, or any service or product sold or provided by the indemnifying party in connection with the event/s. All individuals provided by or associated with sponsor who perform services at event/s shall perform such services at the direction of, under the supervision and control of, and for the benefit of Sponsor. Such individuals shall not perform such services on behalf of DBA or Affiliate and shall not be agents or representatives of DBA or Affiliate. Sponsor shall be responsible, as between Sponsor and DBA and Affiliate, for any injuries or damages caused by or to said individuals.

**10. Governing Law.** This Agreement shall be governed by the laws of the State of Oklahoma. The jurisdiction for any claim brought under this agreement shall be Oklahoma County, Oklahoma.