**Release and Waiver**

In consideration of the opportunity to appear in a photo collage and/or other media (the “Content”) created by or on behalf of Alexis Wilkins, which will be gifted to Veteran Health Affairs Hospitals and Musicians on Call, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I hereby grant to Alexis Wilkins and Alexis Wilkins’ affiliated companies and their respective employees, agents, officers, members, directors, subsidiaries, parents, affiliates, licensees, designees and assigns (collectively the “Releasees”), on a gratis basis, an irrevocable, worldwide, royalty-free right and license (but not obligation) to:

* 1. Copy and edit the photograph submitted to Instagram by me in connection with the Alexis Wilkins Flag Day Sweepstakes (the “Photograph”) to create the Content, without any obligations and/or compensation to me and without any approval by me;
  2. Use my name, likeness, image, statements, and appearance in the Content;
  3. Publish and publicly display the Photograph and Content and allow others to publish and publicly display the Photograph, as it appears in the Content, in public areas such as hospital entry ways and office buildings; and
  4. Publish, exhibit, reproduce, and exploit the Photograph and Content and my name, likeness, image, statements, voice, and appearance, to promote Alexis Wilkins’ entertainment services, in any and all forms of media, without any obligation and/or compensation to me and without any approval by me.

I hereby acknowledge and agree that:

1. I own all rights to the Photograph and all elements appearing in the Photograph;
2. The Photograph does NOT contain material that is subject to copyright protection and that is owned by others (including, without limitation, photographs, sculptures, paintings and other works of art or images published on or in websites, television, movies or other media);
3. The Photograph does NOT contain materials embodying the names, likenesses, voices, or other indicia identifying any person, including, without limitation, celebrities or other public or private figures, living or dead, without permission from such person(s);
4. the Releasees have the right to edit, modify, and alter the Photograph, as Releasees shall determine, and I hereby waive all author’s rights, “droit moral” and “moral rights” that I may have; provided that, to the extent that I may not waive these rights, I hereby agree not to assert these rights.
5. that I do not have the right to approve the Content and that the Content shall be owned by Alexis Wilkins.

I hereby waive, release and discharge Releasees from any claim, demand, action or suit which I may have or which may be derived through my participation in the Content, including, without limitation, claims based on libel, defamation, invasion of privacy or any violation of any right to publicity or any other right which I may have arising out of the publication or use of my participation in the Content. I represent and warrant that I have the right to enter into this Release, that the permission of no other person is needed in order for me to grant the rights in this Release to Releasees and that neither I nor anyone acting for me gave, or agreed to give, anything of value to any officer, director, employee or agent of Releasees to secure the inclusion of the me in the Content.

Name (Printed): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_