



Agreement for Use of DMC Equipment; Waiver of Liability

Type of Equipment (check equipment to be utilized):

Manual Hand Jack

Electric Hand Jack

Other (specify): _____

Truck (requires valid license)

Fork Lift

Waiver of Liability: I, _____, being above the age of 18 years of age, agree to all terms and conditions as follows:

I represent that I am familiar with handling the above marked Manual, Electrical or Motorized equipment (hereinafter called "equipment"). I further state that, prior to today, I have had experience operating the aforesaid equipment.

I acknowledge and understand that handling and/ or driving equipment is a dangerous activity that requires strenuous exercise and various degrees of skill and experience for individual users. I understand that these activities can result in serious injury to a person and damage to property and voluntarily do assume any and all risk associated with loss, damage or injury while handling such equipment. I am aware of the risks, hazards and dangers of personal injury, death and disability inherent with the specific use of equipment.

I hereby agree to release and forever discharge the State of New York, SUNY Health Science Center at Brooklyn, also known as Downstate Medical Center and hereinafter referred to as DMC), and their agents, servants, employees, officers, directors, trustees and all other persons or entities acting on their behalf from any and all claims, actions, damages, liability, cost or expenses and attorney fees which are related to, arise out of, or are in any way connected to my participation or use of equipment or property supplied by SUNY DMC through its Central Receiving and Warehouse divisions,. This AGREEMENT shall be affecting and binding upon my heirs, agents, personal representatives and assigns.

I have carefully read the foregoing and acknowledge that I understand and AGREE to all of the above terms and conditions. I have had the opportunity to ask any and all questions regarding this AGREEMENT and the affect of the same. I understand that the permission to use such equipment is conditioned upon this AGREEMENT to release claims and my representation that I am knowledgeable and experienced in the operation of the said equipment. I am aware that by handling and/ or driving such equipment, I assume all risk and waive and release certain substantial rights that I may have or possess. I therefore release all liability and waive all rights I may have in regards to my activities with the above equipment.

Specify any additional comments/ conditions:

User's Signature: _____ Date: _____

Print Name: _____ Company (if applicable): _____

Identification (or License # if for Truck use): _____

Approved by:

Signature: SUNY DMC Central Receiving Manager: _____ Date: _____