

## TRADEMARK LICENSE AGREEMENT

This License Agreement entered into effective as of the 18th day of March, 2021 by and between the School City of Hobart, a public school corporation in the State of Indiana, with its principal office at 32 E. 7<sup>th</sup> St., Hobart, IN 46342, ("Licensor") and Hobart Pop Warner Little Scholars, Inc., whose address is P. O. Box 77, Hobart IN 46342, ("Licensee").

Witnesseth:

Whereas, Licensor is a school corporation with a name and logo used to identify its student academic and athletic teams, and the school corporation generally, in which it claims trademark rights, and

Whereas, Licensee acknowledges Licensor's exclusive ownership of the trademark, and desires to obtain permission to use the trademarked logo in accordance with the specifications of the Licensor, on the shirts worn by the coaches and on uniforms worn by student athletes participating and in its programs for the 2021 season; (See attached Exhibit A)

Now, therefore, it is mutually agreed as follows:

1. Licensor hereby grants to Licensee the right to use "the trademarked "Yohan" logo in connection with Yohan" logo in connection with the coaches shirts and the uniforms worn by student athletes participating in the 2020 season programs offered by Licensee offered by Licensee, but only so long as such trademark use is in accordance with the specifications established by Licensor. (See attached Exhibit A)

2. Licensee will submit samples of the proposed use to Licensor for approval. Licensor shall have the right to restrict use of trademarked material in a manner that is inconsistent with the mission of the School City of Hobart. Specifically, trademarked material shall not be used to promote the use of alcohol or drugs, to promote any political candidate or party, or to promote activity that is immoral, unwholesome, or that would create a health risk to students.

3. Licensee shall mark the product with a suitable legend in a form approved by Licensor, indicating that the image is subject to trademark rights. The legend is ® and placed by his left foot. It is stipulated that for apparel usage the Yohan logo will not be distorted and will be the original trademarked Yohan with the trademark designation, as provided by the School City of Hobart.

4. Licensee shall submit to Licensor for approval any advertising proposed which references or displays the trademarked property, and at the option of Licensor, may be required to include a legend indicating the trademarked property is used under license, and that the programs offered by Licensee are not affiliated or offered by the School City of Hobart.

5. Licensee shall list Licensor as a co-insured on its general liability insurance, and agrees to indemnify and hold harmless Licensor from any and all liability or expense, resulting from claims of third parties, including attorney fees, incurred by it as a result of actions of Licensee, including any expense involved in securing dismissal from or defense to any action naming Licensor as a party to an action brought against Licensee.

6. This agreement shall have an initial term of one year and shall be subject to renewal by agreement of the parties, provided Licensee is not in breach or default of the agreement 90 days prior to the renewal anniversary of April 30, 2022.

In witness whereof, the parties have executed this agreement this 18th day of March, 2021.

LICENSOR:  
School City of Hobart

By: \_\_\_\_\_  
Peggy Buffington, Superintendent

LICENSEE  
Hobart Pop Warner Little Scholars, Inc.

\_\_\_\_\_  
Victor Martinez, President

## EXHIBIT A

The trademarked image shall not be displayed in combination with the phrase "Hobart Brickies." It shall be displayed only upon the coaches' shirts (either front left chest or center tag line on the back) and the uniforms (jerseys and front waist line of the pants) and shall not exceed three inches in height or width. The trademarked logo image legend is ® and placed by his left foot. It is stipulated that for apparel usage the Yohan logo will not be distorted and will be the original trademarked Yohan with the trademark designation, as provided by the School City of Hobart.