

## HOLD HARMLESS AGREEMENT:

I, the Vendor, hereby agree to indemnify, defend, and hold Ko Mahi'ai Makeke LLC, Kukui Mall and Coldwell Banker Realty and all of their employees, agents, representatives and volunteers harmless from and against any and all claims, liabilities, losses, damages, costs, expenses (including attorney's fees), judgments and penalties arising out of (i) any third party claims concerning alleged defective products or merchandise manufactured, distributed, provided and/or sold by the Vendor; (ii) any act or omission to act of the Vendor, its employees, servants, and agents. I understand the hold Ko Mahi'ai Makeke LLC, Kukui Mall and Coldwell Banker Realty reserve the right to remove any vendors that they deem inappropriate to the Maui Sunday Market. I acknowledge failure to comply with the standards of being "suitable for all ages" may result in my removal from the Farmers Market and jeopardize my participation in future farmers market events. I understand that there are no refunds or rain checks due to inclement weather. In consideration of the acceptance of my application, I agree to accept all decisions of Ko Mahi'ai Makeke LLC as final. I agree to allow the Farmers Market the use of promotional materials, as well as photographs and videotapes taken during the Maui Sunday Market, for purposes of promoting the KMM Farmers Market this year and in future years. I also agree to allow the KMM Farmers Market to release my name to the public for promotion. I understand that Ko Mahi'ai Makeke LLC, Kukui Mall and Coldwell Banker Realty does not carry insurance to cover my personal property, merchandise, product, or equipment and that I store and present my product, merchandise and equipment at my own risk.

*I have read and agree to abide by the terms and conditions of this application. I understand and agree by signing that any false statement will result in forfeiture of booth space and all fees.*

Signature \_\_\_\_\_ Date \_\_\_\_\_

Please submit your completed application and payment to:

Ko Mahi'ai Makeke LLC

P.O Box 1574

Kihei, HI 96753

EMAIL : [KoMahiaiMakeke@gmail.com](mailto:KoMahiaiMakeke@gmail.com)

For more information, visit our website: [komahiaimakeke.com](http://komahiaimakeke.com) or call  
Kehaunani King(808) 359-9103 or Kimokeo Kapahulehua (808) 276-7219