



INTERCOLLEGIATE ATHLETICS GAME CONTRACT BETWEEN
THE REGENTS OF THE UNIVERSITY OF NEW MEXICO ("UNM")
and CALIFORNIA STATE UNIVERISTY - FULLERTON ("CSUF")

SPORT: Women's Soccer

GAME SITE: UNM Soccer Complex - Albuquerque, NM

DATE/TIME: Thursday, August 24, 2023 at 7:30pm MT 

1. The parties agree to participate in an athletic contest ("Game") between their Women's Soccer teams on the date and at the time set forth above.
2. Officials for the Game shall be assigned by the Mountain West Conference.
3. The eligibility rules governing participation in the Game shall be those established by the faculties of the respective institutions and the Athletic Conferences involved.
4. CSUF will be allowed 30 complimentary tickets for the above Game.
5. UNM retains all rights to broadcast the Game on radio, television, the internet, and any other medium.
6. CSUF grants to UNM the non-exclusive, worldwide, irrevocable, transferable (without consent), sublicensable (without consent, and through multiple tiers of sublicensees), royalty-free right and license to use (i) the trademarks, service marks and other indicia of and relating to any teams participating in said Game and (ii) the names, images, likenesses, biographical details, privacy rights, publicity rights, and all other indicia of identity of participants and other individuals involved in the conduct of the Game for the purposes of broadcasting, advertising and promoting the Game.
7. The parties agree that if either institution breaches this contract by refusing to play at the time and place agreed upon, the non-breaching party shall sustain damages that are difficult (if not impossible) to calculate. Therefore, the parties agree that in the event one party refuses to play at the time and place agreed upon, it shall pay to the other party, the sum of ten-thousand dollars (\$10,000.00).
8. **Force Majeure:** No party shall be liable or responsible to the other party, nor be deemed to have defaulted under or breached this contract, for any failure or delay in fulfilling or performing any term of this Agreement, when and to the extent such failure or delay is caused by or results from acts beyond the impacted party's ("Impacted Party") reasonable control, including, without limitation, the following force majeure events ("Force Majeure Event(s)"): (a) acts of God; (b) tornado, (c) haboob, (d) drought, (e) flood, (f) fire, (g) earthquake, (h) explosion; (i) war, (j) invasion, (k) hostilities (whether war is declared or not), (l) terrorist threats or acts, (m) riot or other civil unrest; (n) government order or law; (o) embargoes or blockades in effect on or after the date of this Agreement; (p) action by any governmental authority that makes performance impractical or impossible; (q) declaration of a national, regional or local emergency; (r) strikes, labor stoppages or slowdowns or other industrial disturbances; (s) shortage of adequate power or transportation facilities; (t)

pandemic or other health emergency; and, (u) other similar events beyond the reasonable control of the Impacted Party.

9. Other Considerations:

- a. UNM shall provide 14 hotel rooms for two (2) nights at a hotel selected by UNM.
- b. UNM shall return to CSUF in 2025 and shall receive 14 hotel rooms for two (2) nights in 2025.

[END: SIGNATURES FOLLOW]

Signature: Matt McKernan
Matt McKernan (May 18, 2023 09:21 MDT)
Email: mckmatt@unm.edu

FOR: THE UNIVERSITY OF NEW MEXICO

FOR: CALIFORNIA STATE UNIVERSITY - FULLERTON

Ed Manzanares
Ed Manzanares (May 18, 2023 10:59 MDT)
Sport Coordinator _____ Date _____

Demfar Brown
Demfar Brown (Jun 9, 2023 09:12 PDT)
Coach _____ Date _____

Heather Dyche
Heather Dyche (Jun 1, 2023 09:25 HST)
Coach _____ Date _____

James P. ...
James P. ... (Jun 30, 2023 15:29 PDT)
Athletic Director or Designee _____ Date _____

Eduardo Nunez
Eduardo Nunez (Jun 9, 2023 06:05 HST)
Athletic Director or Designee _____ Date _____

Richard Nelson  6.29.2023
Rick Nelson - eBusiness - Contracts and Procurement