

## **FIRST AMENDMENT TO HOST VENUE AGREEMENT**

THIS FIRST AMENDMENT TO HOST VENUE AGREEMENT (this "First Amendment") is made this \_\_\_ day of \_\_\_\_\_, 2020, between WORLD TRIATHLON CORPORATION, a Florida corporation ("WTC"), DORCHESTER COUNTY DEPARTMENT OF TOURISM, a department of Dorchester County, Maryland ("DCT"), COUNTY COUNCIL OF DORCHESTER COUNTY, MARYLAND, a political subdivision of the State of Maryland (the "County"), THE COMMISSIONERS OF CAMBRIDGE, a municipal corporation of the State of Maryland (the "City"), and JAMES W. PHILLIPS, JR., Sheriff of Dorchester County, Maryland ("Sheriff") (collectively, the "Parties").

### **RECITALS**

WHEREAS, on September 13, 2018, the Parties entered into a Host Venue Agreement (the "Agreement") setting forth the terms and conditions under which WTC has conducted, and will conduct, IRONMAN® triathlons in and around Dorchester County, Maryland annually beginning in 2019 and continuing through 2023; and

WHEREAS, pursuant to Section 1(d) of the Agreement, unless otherwise agreed upon in writing by the Parties, the IRONMAN® triathlon for 2020 is scheduled to be held on September 26, 2020; and

WHEREAS, WTC, DCT, the County, and the City have also entered into a Host Venue Agreement setting forth the terms and conditions under which WTC has conducted, and will conduct, IRONMAN 70.3® Eagleman triathlons in and around Dorchester County, Maryland annually beginning in 2019 and continuing through 2023, with the 2020 IRONMAN 70.3® Eagleman triathlon scheduled to be held on June 14, 2020; and

WHEREAS, the Governor of the State of Maryland, the County Council of Dorchester County, and the Mayor and City Manager for the City have each declared a state of emergency as a result of the COVID-19 pandemic; and

WHEREAS, the COVID-19 public health catastrophe and public safety emergency is unlikely to abate by June 14, 2020 to the extent necessary for the IRONMAN 70.3® Eagleman triathlon to be held in a safe manner; and

WHEREAS, WTC, DCT, the County, and the City have entered into a First Amendment to their Host Venue Agreement concurrently with this First Amendment for the purpose of rescheduling the June 14, 2020 IRONMAN 70.3® Eagleman triathlon to be held concurrently with the IRONMAN® triathlon on September 19, 2020; and

WHEREAS, the Parties are desirous of rescheduling the September 26, 2020 IRONMAN® triathlon to September 19, 2020 to be held concurrently with the IRONMAN 70.3® Eagleman triathlon.

NOW, THEREFORE, in consideration of the mutual covenants and obligations contained herein, the recitals hereto, which are not merely prefatory but are a substantive part of this First Amendment, and other good and valuable consideration, the sufficiency of which is hereby acknowledged, the Parties hereby covenant and agree to amend the Agreement as follows:

**SECTION 1.** Section 1 of the Agreement, entitled "The Events," is hereby amended as follows:

1. **The Events.** Subject to the terms of this Agreement:

(a) UNCHANGED

(b) UNCHANGED

(c) UNCHANGED

(d) **Race Dates.** Subject to the terms of this Agreement and unless otherwise mutually agreed upon in writing by the Parties, the Race will be held annually on (each, a "**Race Date**"):

- September 28, 2019
- ~~September 26, 2020~~ **September 19, 2020**
- ~~September 25, 2021~~ **September 18, 2021**
- ~~September 24, 2022~~ **September 17, 2022**
- ~~September 30, 2023~~ **September 16, 2023**

(e) UNCHANGED

(f) UNCHANGED

(g) UNCHANGED

**SECTION 2.** All other terms and conditions of the Agreement shall remain unchanged and in full force and effect.

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IN WITNESS WHEREOF, the Parties hereto have caused this First Amendment to be executed and sealed, on the day and year first above written.

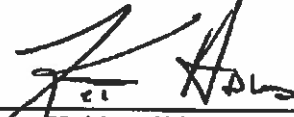
**WTC:**

**WORLD TRIATHLON CORPORATION**

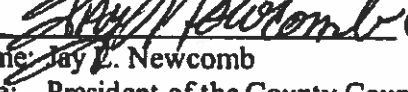
By: \_\_\_\_\_ (SEAL)  
Name: Andrew Messick  
Title: President and CEO

**HOST:**

**DORCHESTER COUNTY  
DEPARTMENT OF TOURISM**

By:  \_\_\_\_\_ (SEAL)  
Name: Keith Adkins  
Title: County Manager

**COUNTY COUNCIL OF  
DORCHESTER COUNTY, MARYLAND**

By:  \_\_\_\_\_ (SEAL)  
Name: Jay L. Newcomb  
Title: President of the County Council

**CITY:**

**THE COMMISSIONERS  
OF CAMBRIDGE**

**ATTEST:**

\_\_\_\_\_  
Patrick C. Comiskey, City Manager

By: \_\_\_\_\_ (SEAL)  
Name: Victoria Jackson-Stanley  
Title: Mayor

Approved as to form for the City:

\_\_\_\_\_  
Charles D. MacLeod, Esq. City Attorney

**SHERIFF:**

By: \_\_\_\_\_ (SEAL)  
Name: James W. Phillips, Jr.  
Title: Sheriff of Dorchester County,  
Maryland