

FOOTBALL
BASKETBALL
VOLLEYBALL
SOCCER
BASEBALL
LACROSSE
TENNIS
SOFTBALL
UNIFORMS
TRACK & FIELD
STRENGTH & FITNESS
WRESTLING
SPORTS MED
SPEED
AGILITY
SCOREBOARDS
BENCHES & BLEACHERS
COACHING
AQUATICS



BSN SPORTS 360 REWARDS PROGRAM

FOR

OLDHAM COUNTY HIGH SCHOOL

BSN SPORTS ("BSN") is pleased to offer **Oldham County High School (Athletic Program)** the **BSN SPORTS 360 REWARDS PROGRAM** for the purchase and supply of athletic apparel and equipment for use by the school and its interscholastic programs.

BSN SPORTS Product Pricing: The school shall be able to purchase products at the following discounts:

-Nike/UA Stock Apparel/Stock Uniforms	35% off Retail Price
-Nike/UA Stock Footwear	30% off Retail Price
-BSN Products	15% off Catalog Price
-BSN Catalog Branded Products	10% off Catalog Price

All Custom Uniforms will be priced separately. Custom apparel, decorated apparel and footwear from any other manufacturers offered by BSN SPORTS will be at team discount pricing.

Decoration charges are not included in the above discounts.

Products sold through Sideline stores, and to the Cheerleading/Dance teams through Varsity Spirit will not be included in spending level totals.

BSN SPORTS Products are identified in our catalog with a black star icon next to the product code. BSN SPORTS catalog branded products are products distributed by BSN from a manufacturer such as Wilson, Spalding, Rawlings, etc.

My Team Shop: BSN SPORTS' online player pay site will be used by all varsity programs, with each team running at minimum one My Team Shop per season. All other programs including club sports and organizations will be encouraged to participate. All MTS sales including club and organizations will count towards rebate goals.

Product Rebate: Subject to the terms below, at the end of each school year of this agreement, the Athletic Program will receive a Product Rebate including selected products from BSN. The Product Rebate will be selected from a list of products provided by BSN and subject to availability at the time of order. Product Rebates are available after the requirements below are met and must be utilized during each school budget year. All Product Rebates will be redeemed in May and June. A Product Rebate balance does not carry over from year to year.

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BSN SPORTS will provide \$12,000 per year in promotional product.

This promo will be available July 1st of each year of the agreement and is at the current retail/catalog pricing. Promotional product must be used in full by April 15th of each year and does not carry over. The administration will dictate to BSN SPORTS which sports will get different amounts of the promotional product.

BSN SPORTS will provide a product rebate each year based on annual spending levels.

Annual Spending Level Annual Rebate Amount:

\$200,000+	5% of annual spend in BSN equipment or branded apparel.
\$150,000 - \$199,999	4% of annual spend in BSN equipment or branded apparel.
\$100,000 - \$149,999	3% of annual spend in BSN equipment or branded apparel.

One-Time Signing Bonus - \$5,000 Branding Package – To be used on backdrops, tents, tablecloths etc. This bonus must be used by 4/30/25

The maximum annual product rebate will be the amount above, inclusive of any manufacturer incentives.

Any decoration or customization is not included in promotional product.

COVID-19: The parties acknowledge the ongoing risk and uncertainty regarding the impact of Covid-19 on their obligations under this agreement.

Notwithstanding the potential foreseeability of such impact, the parties acknowledge and agree that any actions taken by one party in response to or in compliance with recommendations, guidance, orders or other actions or directives of governmental or other applicable authorities with expertise in infectious diseases (e.g., WHO, CDC, NIAID, ETC.) pertaining to COVID-19 shall constitute a Force Majeure event under this agreement. In addition, if either party reasonably or in good faith determines that COVID-19 has made its obligations under this agreement unworkable or overly burdensome, the affected party may terminate or postpone the agreement without penalty. Example being cancellation or suspension of sports by governing body.



Terms and Conditions: This agreement is confidential and any sharing of the agreement or details outside of administration and BSN SPORTS management will result in it being null and void along with forfeiture of promotional product allotments.

1. **Exclusive Supplier.** School will use BSN SPORTS as their exclusive supplier for any and all of its athletic apparel, footwear, and equipment needs. It is also agreed that School will adhere to the BSN ordering calendar to help ensure availability and delivery in a timely manner.
2. **Promotion.** School will promote this partnership through public announcements at events and digital media advertising at football, basketball, baseball and softball games and any other sporting event, where applicable.
3. **Payment Terms.** School must be current on all payment obligations to BSN SPORTS to be eligible for all promotional products and rebates. Payments will be made within thirty (30) days of invoice unless alternate payment arrangements have been made and agreed to in writing by both parties.
4. **Additional Charges.** Decoration charges (including charges for embroidery and screen printing) are extra.
5. **Freight and Shipping.** School is responsible for all freight/shipping charges of up to 7% on all small parcel shipments via FedEx ground with a minimum freight charge of \$8.95. Quoted shipping charges for all LTL, FTL Freight Truck & expedited air shipping when requested by the school, resulting from merchandise purchased and/or received under this Agreement. However, School shall not be responsible for freight/shipping charges in connection with the return of merchandise shipped incorrectly by the fault of BSN SPORTS.
6. **Breach of Agreement.** If School has breached any term of this Agreement, then BSN SPORTS may, in its sole discretion, suspend or reduce product allotments available to School according to the following schedule:

For the first offense, there will be a 25% reduction in Promotional Product Allotment. The second offense will incur a 50% off reduction in Promotional Product Allotment. The third offense will incur a 100% reduction in Promotional Product Allotment & possible termination of Agreement, at BSN's sole discretion. Any reductions in the amount of Promotional Product Allotments will be deducted in the following school year unless the breach occurs in the final year, in which case the deduction will happen in the current school year or the first renewal year. The decision to apply the deduction in the current school year or the first renewal year is at BSN SPORTS discretion.

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Term: Term: The duration of this agreement is one (1) year from **July 1st, 2024 to May 31st, 2025** ("Term") with the option to extend it 4 more consecutive years. (End date of extensions would be May 31st, 2023.) This agreement can be cancelled by Oldham County Schools or BSN SPORTS, and that would have to be submitted in writing on or before May 31st of any of the agreement years.

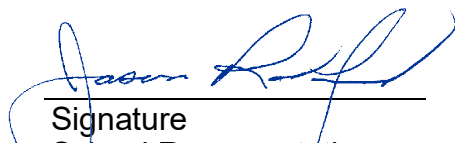
BSN SPORTS and Oldham County High School will meet in 2028 to discuss signing an extension to this agreement. BSN SPORTS has the right to match any other offers. This agreement can be cancelled by Oldham County High School or BSN SPORTS, and that would have to be submitted in writing on or before May 31st of any of the agreement years.

Acknowledged and Agreed to:

Oldham County High School

BSN SPORTS

BSN SPORTS



Signature
School Representative

Jim Bistrow
Vice President

Glenn Proffitt
Area Sales Manager

Jason Radford
Please print name

Date

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Rebate Examples amount per year:

Based on \$200,000 total spend with BSN SPORTS:

\$12,000 Promotional Product

6% Rebate = \$12,000 per year

Total per year: \$24,000 per year

Total for agreement: \$120,000 (5 years)

Based on \$150,000 total spend with BSN SPORTS:

\$12,000 Promotional Product

5% Rebate = \$7,500 per year

Total per year: \$19,500 per year

Total for agreement: \$97,500 (5 years)

Based on \$100,000 total spend with BSN SPORTS:

\$12,000 Promotional Product

4% Rebate = \$4,000 per year

Total per year: \$14,000 per year

Total for agreement: \$80,000 (5 years)