

Client Waiver and Informed Consent  
To Use Experimental Green Product

Owner:

Architect:

Project:

Date:

The Owner is seeking certification for this Project under the guidelines of the U.S. Green Building Council's LEED® rating system. In order to achieve the desired LEED® level of certification, the Architect has recommended the use of the products, materials or building systems (hereafter "Green Product") identified on the attached Exhibit A. The Architect has disclosed to the Owner that it has limited or no prior professional experience with such Green Product in actual construction. However, the Architect has reviewed technical literature on the Green Product and, if the Green Product performs as represented by the manufacturer, the Architect believes that it will meet the Owner's requirements and help achieve the desired LEED® certification.

The Architect has advised the Owner of the risks and benefits of such Green Product, and that the proposed use of such Green Product is untested with this Architect and, therefore, experimental. The Architect and Owner have discussed alternative methods, products, materials or building systems, and the Owner desires, nonetheless, to use the Green Product identified in Exhibit A.

Given all this information, and with full knowledge of the risks and rewards, the Owner consents to the Architect's inclusion of the Green Product identified in Exhibit A in the Project design. The Owner understands that the Architect does not warrant the performance of the Green Product and, in the event the Owner is not satisfied with the performance of the same, the Owner shall look solely to the manufacturer, supplier or installer of the same, and waives any claim against the Architect and its consultants that result from the Owner's selection of the Green Product for use on this Project.

I HAVE READ THIS CONSENT FORM AND UNDERSTAND THAT I AM WAIVING CERTAIN LEGAL RIGHTS BY SIGNING BELOW. I SIGN THIS CONSENT AS MY OWN FREE ACT, WITH KNOWLEDGE OF THE RISKS INVOLVED AND SIGN THIS UNDER NO COERCION OR DURESS.

Owner: \_\_\_\_\_

Co-Owner: \_\_\_\_\_  
*(if Owner is husband and wife, the other spouse should also sign)*

By: \_\_\_\_\_

By: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

## Exhibit A

The Green Product(s) covered by this Waiver and Consent are described as follows:  
*(include description of product and manufacturer here)*

*Excerpt from: [Managing the Risks and Embracing the Benefits of Going Green](#)  
by G. William Quatman, FAIA, Esq*