

# CONFIDENTIALITY AGREEMENT

Re: \_\_\_\_\_

Date \_\_\_\_\_

Information such as associated financial data, Professional reports, applications, competitive and proprietary information regarding a property and/or business will be presented by **RE/MAX Vernon and/or David Pusey PREC\*** and is confidential information. The sole purpose of the confidential information is to assist the recipient in deciding whether to pursue the acquisition of the subject business and/or property.

By accepting the confidential information, the recipient agrees to keep permanently confidential, all information contained therein or made available in connection with any further investigation of the business excluding:

1. Any information, which is already known by the recipient at the time of the disclosure.
2. Information acquired after the disclosure from a third party having the right to make such disclosure
3. Information now available to the public or which hereafter becomes available to the public through no breach of a confidentiality obligation of the recipient.

The information will be kept confidential by you and the recipient and shall not, without prior written consent of **RE/MAX Vernon and/or David Pusey PREC\***, be disclosed by you, your agents, representatives or employees, in any manner whatsoever, in whole or in part, and shall not be used by you, your agents, representatives or employees, other than in connection with the purchase of part or all of the subject business and/or property. Moreover, you agree to reveal the information only to your agents, representatives or employees who need to know the information for the purpose of evaluating the transaction, who is informed by you of the confidential nature of the information and who shall agree to act in accordance with the terms and conditions of this agreement. You also agree, as does anyone to whom you have disclosed any of this information, not to compete in any of the discloser's market segments as applicable or have any contact with suppliers, customers, employees or agents for a period of two (2) years after the date on this agreement. If the recipient is acting as agent on behalf of a third party, the recipient must disclose the name of the third party to **RE/MAX Vernon and/or David Pusey PREC\*** and secure its written approval for disclosure of the confidential information to such third party. Such disclosure approval will be granted only on condition that such third party executes a confidentiality agreement with the recipient in form and content identical to that contained herein and forwarded to David Pusey PREC within 24 hours of receipt.

**RE/MAX Vernon and/or David Pusey PREC\*** and the Seller(s) expressly disclaims any and all liability for express or implied representations or warranties for information provided, or omissions from such information or any other written or oral communication transmitted or made available to the recipient. This information is not guaranteed nor to be relied upon. All information is subject to change without notice. We advise you to perform any/ all due diligence you require before making a decision and you should not rely solely on the information provided. Please consult any/ all authorities that may have dominion over the property and we recommend legal, accounting and professional advice be obtained prior to making a decision. You agree and understand that by receiving this information that you understand your obligations as a Buyer and/or Realtor and that **David Pusey PREC\* and RE/MAX Vernon** and the Seller(s) have no liability obligation with respect to the information, lack of information or any diligence you may or may not perform and those results or lack of results.

Please indicate your acceptance of the preceding by signing this letter in the space provided below and e- mailing it to **David Pusey PREC\***. Upon receipt of the accepted copy, the confidential material will be forwarded to you.

I (WE) AGREE TO MAINTAIN THE CONFIDENTIALITY OF THE SUBJECT INFORMATION IN ACCORDANCE WITH THE TERMS OUTLINED ABOVE.

\_\_\_\_\_  
Please Print - Realtor Name and Brokerage Name

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Please Print - Business Name / Prospective Purchaser

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E-mail Address

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Telephone

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Signature

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Please Print - Business Name / Prospective Purchaser

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Please Print - Business Name / Prospective Purchaser

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E-mail Address

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Telephone

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Signature

David Pusey \*Personal Real Estate Corporation  
RE/MAX Vernon 5603 27 Street Vernon, BC (250) 549-4161  
E-mail: [davidpusey63@gmail.com](mailto:davidpusey63@gmail.com) Web: [davidpusey.ca](http://davidpusey.ca)