

CUSHMAN & WAKEFIELD

TO: DATE: 2008

FAX.:

FROM: TOTAL PAGES: 3

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All Vendors and or Contractors performing work at 250 West 57th Street will be required to submit an original copy of their Certificate of Insurance to the Management Office Suite 201 at 250 West 57th Street in the format as noted below:

Minimum Liability Coverage:

\$5,000,000 per occurrence (Comprehensive General Liability)

\$10,000,000 per occurrence (Excess/Umbrella Liability)

\$5,000,000 combined single limit Insurance (Comprehensive Automobile Liability)

\$1,000,000 Employer's Liability Insurance

Workers Compensation-as per NYS statutory Limits

(See attached sample certificate of insurance for more details)

Additional Insured:

(Owner) Fisk Building Associates LLC and its members, 250 West 57th Street Associates LLC and its members, Cushman & Wakefield Inc. and their respective subsidiaries and affiliates are hereby named as additional insured as respected to their interest regarding 250 West 57th Street.

Hold harmless statement is to be placed wither on the back of the Certificate or as a separate attachment.

Certificate Holder:

Cushman & Wakefield, Inc,
As Agent For
Fisk Building Associates, Inc.
250 West 57th Street
New York, NY 10107

250 WEST 57TH STREET
NEW YORK, NEW YORK 10107
TELE. 212 246 2247
FAX 212 765 5393

CUSHMAN & WAKEFIELD

HOLD HARMLESS AND INDEMNIFICATION AGREEMENT

Contractor/Vendor hereby agrees to indemnify and save harmless Fisk Building Associates LLC and its members, 250 West 57th Street Associates LLC and its members, Cushman & Wakefield Inc and the agents and representatives of the foregoing, from and against all liability claims and demands on account of injury to person including death resulting therefrom and damage to property arising out of the performance of the work by the Contractor/Vendor and Contractor/Venders property, except for the sole negligence of Fisk Building Associates LLC and it's members, 250 West 57th Street Associates LLC and its members and Cushman & Wakefield Inc or any of its subsidiaries. The Contractor/Vendor shall, at his own expense, defend any and all actions at law brought against Fisk Building Associates LLC and its members, 250 West 57th Street Associates LLC and its members, Cushman & Wakefield Inc and the agents and representatives of the foregoing or any subsidiaries, based thereon and shall pay all attorney fees and all other expenses, and promptly discharge and judgment arising therefrom. These conditions shall also apply to any subcontracted operations.

Signature of Officer

Name of Company

250 WEST 57TH STREET
NEW YORK, NEW YORK 10107
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