

THE LOST SYMBOL BY DAN BROWN
Books on Tape Edition
AGREEMENT FOR LIBRARIES

(ACTION REQUIRED DATE July 31st, 2009)

The undersigned (“we”) hereby agrees to abide by the embargo of THE LOST SYMBOL by Dan Brown, with an international on-sale/on-display date of September 15th, 2009 (the “On-Display Date”). If we receive our copies prior to September 15th, we shall ensure that they are kept secure in a segregated location, and not placed on display, distributed, or otherwise removed from our secure environment prior to the On-Display Date, except as permitted for distribution to our branch libraries, if any. We acknowledge and agree that this embargo prohibits distribution to our staff for any purpose. Furthermore, THE LOST SYMBOL shall not be placed on the library shelves before **September 15th, 12:01a.m.** We further agree not to allow any third parties, including without limitation members of the press and media, into our secure environment.

If we have branch libraries and wish to distribute THE LOST SYMBOL to branch libraries prior to September 15th, we agree to supply the name of each branch library and the respective librarian’s name and phone number with this signed Agreement. We agree to provide Random House a signed copy of this Agreement and branch library information by July 31st, 2009. In no event will we ship copies of THE LOST SYMBOL by Dan Brown to any branch prior to the On-Display Date unless we have submitted the required branch library information. We agree (i) to redistribute to our branches, if any, only in carton quantities, in RH’s original cartons, unless we have Random House’s (RH’s) prior written approval to redistribute in less than carton quantities, and (ii) to review our communication and distribution plan with our branches to ensure compliance with the terms of this Agreement.

We shall keep the number of our employees with access to the secure environment to the minimum number necessary for our operation. At no time may the title(s) be handled for any reason other than to process the title(s) for library shelving and may not be displayed on the library floor prior to September 15th.

Without limiting RH’s rights and remedies, we acknowledge and agree that any violation of the restrictions found in this Agreement (“Violation”) will be subject to the following: (i) the violating library will be liable for any and all attorney’s fees and damages, incurred as a result of such Violation, (ii) Random House will not ship to the violating library any future RH embargoed titles until the corresponding on-display date. Furthermore, we acknowledge and agree that any such Violation will cause irreparable harm to RH and the author, Dan Brown, and that monetary damages will be inadequate to compensate for Violations and that, in addition to any other remedies that may be available, at law, in equity or otherwise, RH and/or Dan Brown shall be entitled to obtain injunctive relief against any Violation, without the necessity of proving actual damages or posting any bond. If we are a Library System with multiple branches, we acknowledge and agree that in the event one of our branches commits a Violation, we may be held jointly liable with the Violating branch for such Violation and subject to the foregoing.

RH intends to monitor the THE LOST SYMBOL by Dan Brown laydown very closely and appreciates your complete cooperation.

“I have read the Official National On-Display Date Announcement and this Agreement concerning the On-Display date for THE LOST SYMBOL by Dan Brown and agree to abide by the conditions set forth above. Furthermore, I will make sure all personnel at our Library, including all the Branch Libraries set forth in the attached, involved with THE LOST SYMBOL by Dan Brown are informed of, and comply with, this Agreement and its restrictions. I agree to complete the Branch Library Attachment of this Agreement and will deliver it to RH along with this Agreement by July 31st, 2009.”

To receive your books prior to September 15th please check A or B below before signing:

- A.** I will be internally processing THE LOST SYMBOL and redistributing them to our branch libraries.
Must complete pages 2 and 3
- B.** I will be internally processing THE LOST SYMBOL but will NOT be redistributing them to branch libraries before the on sale date.
Page 2 required only

Date: _____

Signature: _____

Printed name of the signer: _____

Phone number of the signer: _____

Library or Library System name: _____

Statement address: _____

_____ (Street)

_____ (City, State, Zip Code)

IMPORTANT: Page 3 is required for Libraries who are redistributing the books to branch libraries (i.e. option A. above).

This agreement must be signed and returned no later than JULY 31, 2009 to guarantee your library will receive books before the September 15th on sale date. FAX to BOT Sales Office: 1-714-689-8799

For more information, contact your Books on Tape Sales Representative, or call Customer Service at 1-800-733-3000.

