

Monthly Membership Massage Agreement

Membership Benefits:

- > Enjoy one 60 Minute Relaxation Therapy/Muscle Repair/Massage Mama/Stretch Therapy Session Massage per month.
- > Share your membership with ONE other family member.
- > SAVE 10% or more on additional Massage services
- > Member-Only discounts
- > Roll-over unused sessions to next month.

Membership Terms & Payment Schedule

Effective Date/Date of First Payment:

Member Name:

Membership #:

Phone:

Email:

 \$ _____ per month for _____ months

or

\$ _____ for _____ months Paid in Full

Your membership payment of \$ _____ will be due on the _____ of each month, then due on or after the same day of each month thereafter until your membership expires or is terminated in accordance with this agreement.

Paid-In-Full Memberships

Members who purchase a Paid In Full Membership have access to all of their membership sessions immediately upon payment in full. These membership sessions can be used anytime as long as the membership is current and active.

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THE ESTY
THERAPIST:
MASSAGE & SKINCARE
(845) 237-3035
54 MILLER ROAD,
SUITE 4
MAHOPAC, NY 10541

How It Works:

- Your monthly membership price will be automatically drafted from your debit or credit card each month, entitling you to a single “Any 60 Minute Massage Session” valuing \$120 each month, on or after your scheduled payment date.
- You may upgrade to a longer session at an additional charge.
- You may also share these accrued sessions with one additional member of your household.
- If you do not use your session for that month, it will simply roll-over into next month.
- The membership monthly fee is specified on the application above. As long as your membership monthly payment is made you will be considered an active member in good standing.
- If through no fault of ours, your payment account does not contain sufficient funds to complete the transaction, or your payment account or credit card does not otherwise permit the transaction to be executed, you will be charged a **\$35 insufficient funds fee**. We will contact you to update your account with a working payment method.
- You have the right to receive a notice in the event that we make any change to the terms and conditions of your membership that will vary the amount to be periodically billed to your account specified above. Except as expressly provided herein, we may modify our services or the terms and conditions of this Agreement at any time without notice and such modifications shall be deemed effective immediately upon making such changes.

Member Printed Name:

Date:

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MEMBERSHIP TERMS & CONDITIONS:

_____(Initial) For purposes of identification and billing, you agree to provide us with current, accurate, complete and updated information including your name, address, valid State issued ID, telephone number and applicable payment data. You agree to notify us promptly of any changes.

_____(Initial) We reserve the right to revoke membership at any time for misconduct on our premises. You will be responsible for payment in full upon revocation of membership.

_____(Initial) We reserve the right to change pricing at any time upon reasonable notice. Should prices increase, you have the right to cancel membership without penalty during the initial period following cancellation guidelines as described below.

THE ESTY THERAPIST

CANCELLING YOUR APPOINTMENT:

_____(Initial) You may cancel your appointment without charge if you cancel within 24 hours of your appointment. Cancellations without 24 hour notice may result in a **\$60 charge** for your session, as that time has been set aside specifically for you. No shows may result in a full charge for that session.

CANCELLATION OF MEMBERSHIP

_____(Initial) You may cancel this agreement during the initial term of your membership at any time. We only request 24 hour notice prior to your next scheduled payment. If you cancel your card without notice, an **invoice for \$75** will be sent to you and expected to be paid in full within 30 days.

_____(Initial) Contracted membership services will be forfeited at the time of cancellation effective date.

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CANCELLATION OF MEMBERSHIP (continued)

-----**(Initial)** Pre-paid membership services have no cash value, are non-transferable, and services expire 12 months from the date of purchase according to agreed terms. We reserve the right to terminate or deny re-enrollment for an indeterminate amount of time if you have an unsatisfactory payment history.

-----**(Initial)** If through no fault of ours, your payment account does not contain sufficient funds to complete the transaction, or your payment account or credit card does not otherwise permit the transaction to be executed, you will be charged a **\$35 insufficient funds fee**. We will contact you to update your account with a working payment method.

THE ESTY THERAPIST

I ACKNOWLEDGE RECEIVING AND READING A COMPLETED COPY OF THIS APPLICATION AND AGREEMENT BEFORE SIGNING. I UNDERSTAND AND AGREE TO THE TERMS AND CONDITIONS OUTLINED IN THIS AGREEMENT.

Member Signature:

Date:

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One session feels great, but the greatest benefits of Massage Therapy are experienced cumulatively over time. Massage received regularly and consistently, can relieve stress and tension, help with managing pain, and provide numerous benefits for overall health and well-being.

A membership makes it even more relaxing & affordable!

Membership Benefits:

- > Enjoy one 60 Minute Relaxation Therapy/Muscle Repair/Massage Mama/Stretch Therapy Session Massage per month.
- > Share your membership with another family member.
- > SAVE 10% or more on additional Massage services each month.
- > Member-Only discounts on retail and gift purchases.
- > Roll-over unused sessions to next month.

Notes About Your Membership:

- At The Esty Therapist, a 1-hour session consists of the FULL session time.
- Additional time for consultation and dressing is free of charge.
- You have the entire length of your membership to use your membership services as long as your account is not frozen and is in good standing. Any unused services will expire after 12 months should you elect to cancel your membership or not to renew your membership.
- The Esty Therapist memberships are non-transferable
- All Memberships are auto-renewable. At the end of the initial term of membership, your dues will automatically renew on a month-to-month basis unless you have elected otherwise on the Membership agreement.

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Notes About Your Membership (continued)

- Memberships may be shared with **ONE** other friend or family member per contract period
- The Esty Therapist reserves the right to change clinic rules, regulations, and pricing at any time upon providing reasonable notice.
- You agree to follow clinic rules and regulations. We have the right to refuse or discontinue service for any reason.

Paid-In-Full Memberships:

Members who purchase a Paid In Full Membership have access to all of their membership sessions immediately upon payment in full. These membership sessions can be used anytime as long as the membership is current and active.

THE ESTY THERAPIST

Membership Contract – Monthly Installments:

Massage Membership monthly payments are automatically debited from the member's registered credit/debit card. The payment is debited monthly on the same day of each month as the first payment (this is the sign-up date). The monthly charges will continue automatically each month for 3 Months, or until the termination of the membership.

EXAMPLE:

- o Sign-up/First Payment on 10/11/15.
- o First Automatic Payment charged on 11/11/15.
- o Final Automatic Payment charged on 9/11/16.
- o Membership benefits continue until 10/10/16 (the expiration date).

Member Signature:

Date:

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Freezing a Massage Membership

There may be times when you would like to freeze your membership due to extenuating circumstances, such as extended illness, military leave or temporary relocation.

- When a membership is frozen, a member may not use his/her membership benefits or accrued membership services for the duration of the freeze period.
- A minimum of one membership payment must have been made before a membership is eligible to be frozen.
- You may freeze your membership for a minimum of 30 days and a maximum of half of your original membership term.

For example, a member with a twelve month membership term may freeze their membership for up to six months.

- Memberships may be unfrozen at any time at least 30 days after the start of the freeze or will automatically recommence on the predetermined freeze end date. At the end of the membership freeze term, your dues will continue with your next scheduled electronic funds transfer (EFT) date. Remember that you must be a member for a minimum of 31 days before you may freeze your membership.
- A membership must be unfrozen a minimum of 30 days before it can be frozen again.
- Your membership expiration date will be extended by the amount of time that your membership was frozen.
- Terms, conditions, rules and regulations of the original Membership Agreement continue to apply through the extended membership term. To initiate a freeze, contact clinic management.

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EXAMPLE:

- o Sign-up/First Payment on 10/11/15.
- o First Automatic Payment charged on 11/11/15.
- o 60 Day freeze is requested on 5/13/16 and processed on 5/23/16.
- o Automatic payments scheduled between 5/23/16 and 7/21/16 will not be charged, this would include regular installments scheduled to take place on 6/11/16 & 7/11/16.
- o Membership benefits would also be suspended from 5/23/16 until 7/21/16, and would resume on 7/22/16.
- o The next automatic payment would then be charged on 8/11/16.
- o Final Automatic Payment charged on 11/11/16.
- o Membership benefits continue until 12/10/16 (the expiration/auto-renew date).

Government Mandated Lockdown:

Nobody wants it to happen again, but it can. In the case of another Government Mandated Lockdown, Packages will remain in good standing and frozen until The Esty Therapist AND Massage Therapy is permitted to reopen.

For example, you have purchased a 3 Session package, which expires in 6 months. Two months after your purchase, New York State or other Government Agency calls for another Mandated lockdown, affecting Massage Therapy and other Spa Services. Your package expiration date will change depending on the length of the lockdown.

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EXAMPLE:

- o 3 Session Package purchased on 10/11/21.
- o Package expires on 04/11/22.
- o Government mandated lockdown starts on 12/11/21
- o Package expiration date is frozen on .12/11/21
- o Government allows Massage Therapy to reopen on 2/11/22
- o New package expiration date is 6/11/22

Member Signature:

Date:

Termination of Membership

To cancel this membership prior to the end of the contract, there is no fee required as long as the request is made 24 hours prior to the next payment. If notice is not given, a **\$40 termination fee is required**. All requests for membership cancellation must be submitted to management. Once we have received and completed your request, the next scheduled monthly charge and all those that were to follow, will be cancelled. Membership will be valid until, but not on, the date of the first cancelled payment; after that date, all member benefits will also be cancelled. Accrued services should be used within 6 months of cancellation date, or the client risks getting charged additional fees for services.

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EXAMPLE:

- o Sign-up/First Payment on 10/11/15.
- o First Automatic Payment charged on 11/11/15.
- o Membership cancellation is requested on 5/13/16 and processed on 5/23/16
- o The automatic payment scheduled for 6/11/16 and all subsequent automatic payments will NOT be charged.
- o Membership benefits continue until 6/10/16 (the expiration date).

Member Signature:

Date:

Our Clinic Policies

Therapeutic Massage is intended to enhance relaxation, reduce pain, increase range of motion, improve circulation, and offer a positive experience of touch.

The Massage Therapist does not diagnose illness, disease, or any other physical or mental disorders. As such, the Massage Therapist does not prescribe medical treatment or pharmaceuticals, nor do they perform spinal manipulations. Massage is not a substitute for medical treatment or diagnosis and it is recommended that I see a physician for any physical ailments that I may have.

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Our Clinic Policies (continued):

None of the information provided is intended to act as a substitute for medical advice, nor does it involve the diagnosis, prognosis, or prescription of remedies for the treatment or prevention of any disease or ailment.

- It is the responsibility of the client to keep the clinic informed of any current medical conditions or any changes in health and provide written permission (if under care) from a physician to the clinic before each session.
- The client will come to their appointment clean.
- If any pain or discomfort is experienced during the session, the client will immediately communicate with the therapist so the treatment can be adjusted.
- Sickness--both the therapist and client are vulnerable to infections. Therefore, clients and therapists are asked to reschedule appointments when they are feeling unwell.
- 24 hour advance notice is required when canceling an appointment, except in cases of illness, emergency, or inclement weather. Cancellations without 24 hour notice may result in a charge for your session, as that time has been set aside specifically for you.
- Please arrive on time for your appointment. Time for your appointment has been arranged for you. If you arrive late your session may be shortened in order to accommodate others whose appointments follow yours. Full payment for your scheduled session will be expected.
- Sexual advances of any kind will not be tolerated and the session will be terminated immediately.

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Cancellations

- Cancellations without 24 hour notice may result in a **\$60 charge for your session**, as that time has been set aside specifically for you. No shows will be expected to pay full price.

Combined Package, Promotion, & Discount Policies

- In general, packages and gift specials are already discounted and may not be combined with other discounts, packages, promotions, or other special offers. Should other current promotional discounts or offers turn out to be a better deal, we happily do our best to ensure your satisfaction.

Member Printed Name:

Member Signature:

Date:

Staff Signature: