



## **NON-DISCLOSURE AND CONFIDENTIALITY AGREEMENT**

Our Agreement with the Seller requires that we obtain a non-disclosure and confidentiality agreement and evidence of financial ability before disclosing the name and location of his business. This information will be kept confidential. In compliance with the above, please read and complete the following Non-Disclosure and Confidentiality Agreement.

### **AGREEMENT**

I, the undersigned potential investor, in consideration for the Principals, Associates, agents or Employees of Metro Brokers / GMAC Real Estate, providing me with information on businesses offered for sale, understand and agree: That information provided on businesses by Metro Brokers / GMAC Real Estate is sensitive and confidential and that its disclosure to others would be damaging to the businesses and to Metro Brokers / GMAC Real Estate's fiduciary relationship with the Seller.

That I will not disclose any Information regarding these businesses to any other person who has not also signed and dated this agreement, except to secure their advice and counsel, in which case I agree to obtain their consent to maintain such confidentiality. "Information" shall include the fact that the business is for sale plus

other data. The term Information does not include any information which is, or becomes, generally available to the public or is already in your possession.

All Information provided to review the business will be returned to the Metro Brokers / GMAC Real Estate Business Broker without retaining copies, summaries, analyses or extracts thereof in the event the review is terminated.

That I will not contact the Seller, his employees, suppliers or customers except through the Metro Brokers / GMAC Real Estate Business Broker. That all Information is provided by the Seller and is not verified in any way by Metro Brokers / GMAC Real Estate. Metro Brokers / GMAC Real Estate is relying on the Seller for the accuracy and completeness of said information, has no knowledge of the accuracy of said information and makes no warranty, express or implied, as to such information. Metro Brokers / GMAC Real Estate does not give tax, accounting or legal advice.

That, prior to finalizing an agreement to purchase a business, it is my responsibility to make an independent verification of all information. I agree that Metro Brokers / GMAC Real Estate is not responsible for the accuracy of any Information I receive and I agree to indemnify and hold Metro Brokers / GMAC Real Estate harmless from any claims or damages resulting from its use. I will look only to Seller and to my own investigation for all information regarding any business offered by Metro Brokers / GMAC Real Estate.

That, should I enter into an agreement to purchase a business Metro Brokers / GMAC Real Estate offers for sale, I grant to the Seller the right to obtain, through standard reporting agencies, financial and credit information concerning myself or the companies or other parties I represent and understand that this information will be held confidential by Seller and Metro Brokers / GMAC Real Estate and will only be used for the purpose of Seller extending credit to me.

That all correspondence, inquiries, offers to purchase and negotiations relating to the purchase or lease of any business presented to me, or companies I represent, by Metro Brokers / GMAC Real Estate, will be conducted exclusively through Metro Brokers / GMAC Real Estate.

Agreed to and accepted:

\_\_\_\_\_  
Signature Date

Name (Please Print)

\_\_\_\_\_  
Telephone No. \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_

Zip \_\_\_\_\_ e-mail \_\_\_\_\_

For: Metrobrokers / GMAC Real Estate

\_\_\_\_\_  
Signature Date