

DATA DESTRUCTION WAIVER & ERASURE DISCLAIMER

Residential E-Waste

This Data Destruction Waiver ("Waiver") is executed by the undersigned customer ("Customer") in favor of SWITZER ENTERPRISES ("Service Provider"), an IT/Computer Repair service provider. This Waiver applies before any device disposed of by the Service Provider.

1. Purpose of Data Erasure and IT Service Handling: Customer acknowledges that electronics recycling services requires handling, access to, or destruction of data stored on electronic devices. Data sanitized in this way is considered to be irrevocably destroyed. Once destroyed, any data or other information on the hard disk is entirely unrecoverable. The Service Provider carries no liability for data destroyed in such a manner. This includes damages fiscal, sentimental, or otherwise; the Customer is the sole custodian of data stored on these devices and the Service Provider carries no burden to preserve or retain any data or information contained within.

2. Customer is submitting the device(s) listed below for one or more of the following:

- Diagnostics / Repair
- Data Recovery / Data Transfer
- System Reinstallation or Imaging
- Hardware Replacement
- Secure Data Wipe
- Recycling or Disposal

Where applicable, Service Provider will perform data sanitization, meaning permanent data erasure using industry-recognized procedures.

3. Acknowledgment of Irretrievable Data Erasure

Customer understands and agrees that:

Data sanitization performed by the Service Provider follows NIST 800-88 Rev. 1 ("Guidelines for Media Sanitization") or equivalent industry standards.

These processes are designed to make data permanently irretrievable.

Once performed, no data can be recovered by Customer, Service Provider, or third parties.

IT repairs such as OS reinstalls, drive replacement, SSD cloning failures, factory resets, or corrupted media can also result in irreversible loss of data.

Customer accepts that data destruction may occur as part of the chosen service, even if not explicitly requested (e.g., drive failure during repair, corrupted OS reinstalls, overwritten data, etc.).

Data sanitized in this way is considered to be irrevocably destroyed. Once destroyed, any data or other information on the hard disk is entirely unrecoverable. The Service Provider carries no liability for data destroyed in such a manner. This includes damages fiscal, sentimental, or otherwise; the Customer is the sole custodian of data stored on these devices and the Service Provider carries no burden to preserve or retain any data or information contained within.

4. Compliance and Regulatory Considerations

Where applicable, Customer acknowledges:

If the device contains personal data, Customer is the data controller.

If the device contains protected health information (PHI), Customer is responsible for HIPAA compliance; Service Provider acts only as a Business Associate if a signed Master Service Level Agreement (SLA) with a Business Association Clause is in place.

Service Provider follows reasonable administrative, physical, and technical safeguards during handling but does not assume ownership or responsibility for retained data.

Service Provider does not guarantee compliance for the Customer's own regulatory obligations unless a separate written agreement explicitly states so.

5. Customer Responsibility Prior to Submission

Customer agrees and acknowledges that:

They are fully responsible for backing up all needed data prior to submitting the device for service or disposal.

Service Provider is not liable for data loss, regardless of cause, including but not limited to hardware failure, accidental overwriting, corrupt drives, malware, or system restoration.

Any personal, confidential, regulated, or critical information must be backed up, removed, or encrypted before relinquishing the device as pertains to specific Customer preference, policy, or regulatory requirement.

Customer also affirms that they retain legal ownership of the device(s) or have the legal authorization to submit it for service and potential destruction.

Customer agrees to hold harmless and indemnify the Service Provider of any civil or criminal liability or wrongdoing that may be associated with the destruction of data contained within relinquished devices. Any law, statute, regulation, or fiscal responsibility, including penalties and fines, that may be attributed to the destruction of data contained on the relinquished drives is the sole responsibility of the customer.

6. Release of Liability for Data Loss or Disclosure

Customer releases, indemnifies, and holds harmless Service Provider—including its owners, employees, contractors, technicians, and affiliates—from any claims, costs, or damages arising from:

Irrecoverable loss of data, whether intentional (sanitization) or incidental (repair-related).

Any exposure or breach of residual data that remains after Customer-authorized data destruction efforts.

Customer’s failure to back up, secure, or remove personal/confidential/regulatory data prior to service.

Malfunctioning or failing hardware resulting in partial or total data loss.

This release applies even if destroyed or erased data includes sensitive, regulated, or proprietary information.

7. Inventory of Devices Submitted

Customer affirms the following devices are being submitted:

Device Type, Make/Model, Storage Type (HDD/SSD/etc.), Notes *

(Laptop, Dell xps 13, SSD*)

8. Consent for Data Destruction, Repair Work, and Disposal

By signing below, Customer explicitly authorizes:

The performance of the requested technical services.

The erasure, removal, or sanitization of data when required for repair, reinstallation, or recycling.

The recycling, disposal, or decommissioning of the device(s) after data destruction is performed (if applicable).

Customer understands that a Certificate of Data Destruction may be issued after completion of the sanitization process upon request.

Customer Name *

Phone Number *

First Name

Last Name

Please enter a valid phone number.

Address *

Email *

Street Address

example@example.com

City

Signature

State / Province

Postal / Zip Code

Today's Date *