

# David Avshalomov

## Composer · Conductor

October 21, 2012

### COMMISSIONING AGREEMENT

- Acceptance of this agreement via email reply commits your organization to participate as a member of a national commissioning consortium for a new original work for band by American composer David Avshalomov.
- **WORK PRODUCT:** In return for fees received, the composer will provide performance materials for a suite/album of very short, widely-varied character pieces newly scored for band that can be mixed and matched in concert.
  - **Duration:** Average length 1-2 minutes each, with 8 to 10 in the set.
  - **Difficulty:** Roughly Grade 4+, understood as being performable by advanced high school, community college, community/amateur, and college concert bands.
  - **Scoring:** The recommended core scoring for community bands listed in Avshalomov's online band scoring survey Findings published in the Fall 2012 NBA and ACB Journals.
  - **Formal Completion:** Performance materials will be provided to participating organizations by early September 2013.
- **PERKS:** Payment of the entry fee secures for your group:
  - Unlimited, royalty-free performance rights to the piece in perpetuity—for your ensemble (you may not loan, sell, or rent the materials to other groups).
  - Permission to make archival audio and video recordings of your performance(s) of the piece, and to post or share them online.
  - Permission to include such recordings on promotional CD's, DVD's, or other digital distribution media distributed or sold *by or on behalf of your organization only* and, if sold, sold *solely for the support of your group alone* (that is, not for separate profit).
    - Any other use or re-use of such recordings must be cleared formally with the copyright-holder (the composer). If in doubt, just ask.
  - Credit: All participating ensembles will be listed in the published score (with a note encouraging other groups that perform the work to list them in their program booklets or provide a link to the list online), and on the composer's website.
- **PUBLICATION:** David Avshalomov/Raven Music will retain the copyright and all formal commercial publishing rights to the work product covered by this agreement.
  - Commercial/for-profit recording and videotaping and publishing/sales rights (and all other sound/visual media and mechanical re-use licensing rights) also remain with the composer.
- **PERFORMANCE:** Participating bands are asked to commit to perform the new commissioned work at least once, *in whole or part*, within the first year or season after receiving their set of performance materials. (Exceptions will be made for emergencies.)
- **INVESTMENT:** \$100 per community or college group, for .pdf performance materials. These pdfs may be used to make as many printed copies of score and parts as needed for the group's use, including safety/replacement and practice spares.
- Advanced high school bands who wish to participate can do so for \$75 for pdfs.
- **UPGRADE:** For an additional \$50, a participating group will also receive a basic set of **printed** materials with standard multiples (in addition to the .pdf masters), and a hand-autographed letter of recognition from the composer.
- **PAYMENT** in advance (by the end of 2012) is requested. *If your organization's budget cycle prevents this*, upon request the composer can accept later payment on a case-by case basis. At the latest, full payment will be due on receipt of the performance materials.