

# 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.