

## SMS and Text Message Terms and Conditions



**Effective Date: July 3, 2025**

These SMS and Text Message Terms and Conditions ("SMS Terms") govern your participation in the text messaging program offered by **Blu Baboon Painting**, a painting service provider based in Brevard County, FL ("we," "us," or "our"). By opting in to receive SMS or text messages from us, you agree to these SMS Terms. These terms are designed to ensure compliance with applicable laws, including the Telephone Consumer Protection Act (TCPA) and the CAN-SPAM Act, while supporting our marketing strategy to maximize capital spend through product growth and monetization of social platforms.

### 1. Program Description

Blu Baboon Painting offers an SMS/text messaging program to provide Brevard County, FL residents with promotional offers, discounts (such as our 30% off July 4th exterior painting deal), appointment reminders, and updates about our services. Messages may include long-form content, short-form content, or links to reels and other social media content to drive engagement and monetization across platforms.

### 2. Opt-In Consent

By providing your mobile phone number and opting in to our SMS program (e.g., by texting a keyword like "PAINT" to our designated number, signing up on our website at [blubaboon.com](http://blubaboon.com), or replying to a promotional message), you expressly consent to receive recurring automated and non-automated marketing and informational text messages from Blu Baboon Painting, including messages sent via an automatic telephone dialing system (ATDS). Consent to receive text messages is not a condition of purchasing any goods or services.

### 3. Costs and Fees

- **No Cost for Program Participation:** There is no fee charged by Blu Baboon Painting to receive our text messages. However, standard message and data rates may apply as determined by your mobile carrier.
- **Your Responsibility:** You are responsible for any charges incurred from your mobile carrier for receiving or sending text messages.

### 4. Frequency of Messages

The number of messages you receive will vary based on your interaction with our program and ongoing promotions. Typically, we may send 2–5 messages per month, including promotional

offers (e.g., 30% off exterior painting projects), estimate scheduling reminders, and links to engaging content on platforms like Instagram and TikTok (@BluBaboonPainting).

## 5. How to Opt Out

You may opt out of receiving text messages at any time by texting **STOP**, **END**, **CANCEL**, **UNSUBSCRIBE**, or **QUIT** to the number from which you received the message. You will receive a one-time confirmation message verifying your opt-out. After opting out, you will no longer receive SMS messages from us unless you re-opt in.

## 6. Requesting Help

For assistance with our SMS program, text **HELP** to the number from which you received the message, or contact us at:

- **Phone:** (321) 431-9364
- **Email:** [team@blubaboon.com](mailto:team@blubaboon.com)
- **Website:** [blubaboon.com](http://blubaboon.com)

## 7. Eligibility

To participate in our SMS program, you must be:

- A resident of the United States.
- At least 18 years of age or older.
- The authorized user of the mobile phone number provided.

## 8. Supported Carriers

Our SMS program is supported by major U.S. mobile carriers, including but not limited to AT&T, Verizon, T-Mobile, Sprint, and their affiliates. Not all carriers may be supported, and we are not responsible for delays or undelivered messages due to carrier limitations.

## 9. Privacy and Data Use

Your phone number and any information provided through our SMS program will be handled in accordance with our Privacy Policy, available at [blubaboonpainting.com/privacy](http://blubaboonpainting.com/privacy). We will not share your phone number with third parties for their marketing purposes without your consent, except as required by law.

## 10. Content of Messages

Messages may include:

- Promotional offers (e.g., "Schedule your free estimate by July 15, 2025, and get 30% off a full exterior painting project!").

- Links to long-form content, short-form content, or reels on social platforms like Instagram and TikTok (@BluBaboonPainting) to drive engagement and monetization.
- Appointment reminders or estimate scheduling confirmations.
- Updates about Blu Baboon Painting services tailored to Brevard County, FL residents.

## 11. Changes to SMS Terms

We reserve the right to modify these SMS Terms at any time. Updated terms will be posted on our website at [blubaboonpainting.com/sms-terms](https://blubaboonpainting.com/sms-terms). Continued participation in the SMS program after changes are posted constitutes your acceptance of the updated terms.

## 12. Limitation of Liability

To the fullest extent permitted by law, Blu Baboon Painting is not liable for any damages arising from your participation in the SMS program, including but not limited to undelivered messages, carrier charges, or errors in message content. We are not responsible for messages blocked by your carrier or device settings.

## 13. Dispute Resolution

Any disputes arising from these SMS Terms or the SMS program will be resolved through binding arbitration in Brevard County, FL, in accordance with the rules of the American Arbitration Association. You agree to waive any right to a class action lawsuit or jury trial.

## 14. Contact Information

For questions about these SMS Terms or our SMS program, please contact:

### **Blu Baboon Painting**

467 Forrest Ave Suite 120

Cocoa, FL 32922

**Phone:** (321) 431-9364

**Email:** [team@blubaboon.com](mailto:team@blubaboon.com)

**Website:** [blubaboon.com](https://blubaboon.com)

By participating in our SMS program, you agree to these SMS Terms and Conditions. Thank you for choosing **Blu Baboon Painting** to bring vibrant, long-lasting color to your home in Brevard County, FL!