

## Canadian Mist Vegas Giveaway

### OFFICIAL RULES

***NO PURCHASE OR PAYMENT OF ANY KIND IS NECESSARY TO ENTER OR WIN. A PURCHASE OR PAYMENT WILL NOT INCREASE YOUR CHANCE OF WINNING.***

#### 1. HOW TO ENTER

- a. These rules govern the Canadian Mist Vegas Giveaway promotion (the "Promotion") being conducted by ESPN Cleveland 1301 E 9<sup>th</sup> St, Suite 252, Cleveland OH 44114 ("GKB") beginning on March 20<sup>th</sup>, 2019 at 9a ET and ending on March 31<sup>st</sup>, 2019 at 5p ET.
- b. To participate in the Promotion, you may enter via the following method(s):
- c. To participate in the Promotion, you may enter via the following method(s): Visit participating locations in the Cleveland area and find the Canadian Mist text-to-win display with the text code. Text the code on display to 65047 Once you text, you will be taken to a landing page to confirm DOB. After that, those 21 and up will be able to submit an entry form.
- d. Limit to one entry per cell phone number.

#### 2. ELIGIBILITY RESTRICTIONS

- a. The Promotion is open to all persons who are 21 and over who reside in Ohio. Employees of GKB, its subsidiary and affiliated entities, GKB's advertising and promotional agencies, its participating sponsors, and the members of their immediate families (spouse, parents, siblings, or children) and/or households (whether related or not) are ineligible to participate or win. This Promotion is subject to all applicable federal, state and local laws and regulations and is void where prohibited.
- b. Listeners are eligible to win a prize in a Promotion conducted by GKB only once every thirty (30) days and only once every six (6) months if the prize is valued over \$600. Only one (1) winner per household is permitted in any GKB promotion.
- c. The winner must provide valid government-issued photo identification and provide his or her complete address, date of birth and phone number to claim a prize.
- d. Entrants are required to provide truthful information and GKB will reject and delete any entry that it discovers to be false or fraudulent. GKB will disqualify any entry from individuals who do not meet the eligibility requirements.

### 3. PRIZES

- a. One prize will be awarded in this Promotion. Each prize consists of the following:

A roundtrip flight for two to Las Vegas, Nevada, two nights hotel stay at MGM Grand Las Vegas, dinner and drinks for two at Mabel's BBQ Las Vegas, and inclusion for one in the ESPN Cleveland poker tournament.

Airfare for two people to Las Vegas, Nevada from the winners nearest airport arriving on April 13<sup>th</sup>, 2019 and departing April 15<sup>th</sup>, 2019. The Prize also includes two nights hotel stay at MGM Grand Las Vegas, dinner and drinks for two at Mabel's BBQ Las Vegas, and buy in for one to the ESPN Cleveland poker tournament. The Approximate Retail Value ("ARV") of the prize is \$2000. Certain travel restrictions may apply. Travel arrangements must be made through GKB. Prize is subject to availability. If the winner cannot travel on dates specified by GKB, the winner may be disqualified and an alternate winner may be selected in GKB's sole discretion. All other costs not specifically stated herein, including but not limited to those of, taxes, meals, tips and ground transportation to/from the airport and/or to/from the hotel, are the responsibility of the winner. The winner and travel companion(s) must travel on the same itinerary and are responsible for obtaining all required travel documents, including, without limitation, passports for international travel. If applicable, the winner may be required to present a valid credit card upon hotel check in to cover any incidental expenses incurred during the winner's stay. The winner and travel companion(s) must sign a Publicity, Liability Waiver and Travel Release form prior to traveling. If a selected event is unable to take place as scheduled, for reasons such as cancellation, preemption, postponement or unavailability, or for any reason beyond the control of the Station, the Station's sole responsibility to the winner will be to award the remaining available portion of the prize and no substitution or compensation will be provided for the unawarded portion of the prize. GKB reserves the right to remove or to deny entry to the winner and/or travel companion(s) if either engages in a disruptive manner or with intent to annoy, abuse, threaten or harass any other person at the ESPN Cleveland Poker Tournament.

- b. All prizes will be coordinated by an ESPN Cleveland teammate prior to the ESPN Cleveland Vegas Trip. The winner will forfeit any prize or prize certificate not claimed within two (2) days of winning. In the event that a prize or prize certificate is mailed to the winner, it will be with the prior written consent of the winner and therefore, winner assumes the risk of its loss. GKB is not responsible for the safe arrival of a prize or prize certificate.
- b. There is no substitution, transfer or cash equivalent for prizes, except that GKB may, at its sole discretion, substitute prizes or cash of comparable value. The prizes are expressly limited to the item(s) listed above and unless otherwise

expressly specified, do not include taxes, gratuities or any other expenses. Other restrictions may apply.

#### 4. WINNER SELECTION AND NOTIFICATION

- a. Decisions of GKB management with respect to the Promotion are final.
- b. Winner will be selected on March 31<sup>st</sup> at 5pm ET.
- c. Winner will be contacted on April 1<sup>st</sup> at 9am ET.
- d. Odds of winning the Prize depends upon the number of entries received via text.
- e. Qualifiers need not listen to ESPN Cleveland to win. Qualifiers and the Grand Prize winner need not be present to win.
- f. The winner must execute and return any required affidavit of eligibility and/or liability/publicity release within two (2) days of winning or prize will be forfeited and an alternate winner may be selected from remaining text entries. If a potential winner cannot be contacted, fails to sign and return the required affidavit of eligibility and/or liability/publicity release within the required time period, or if a prize or prize notification is returned as undeliverable, the potential winner forfeits the prize.

#### 5. CONDITIONS

- a. Payments of all federal, state and local taxes are solely the responsibility of the winner. The winner will be required to complete and submit an IRS Form W-9 with the winner's full Social Security Number or the equivalent for receipt of any prize valued at \$600 or more or for any prizes awarded by GKB in a calendar year with an aggregate value of \$600 or more. Failure to submit a complete W-9 or equivalent will result in forfeiture of the prize. Such winnings of \$600 or more will be reported to the IRS.
- b. By participating in the Promotion, the winner agrees to have the winner's name, voice and likeness used in any advertising or broadcasting material relating to the Promotion without additional financial or other compensation, and, where legal, to sign a publicity release confirming such consent prior to acceptance of the prize.
- c. Prior to awarding any prize(s) or prize certificate(s), GKB, in its sole discretion, may require Promotion winner(s) (and any travel companion(s) or guest(s)) to sign a liability release, agreeing to release and hold harmless GKB, its subsidiary and affiliated entities, their respective officers, shareholders, directors, employees, agents and representatives and all of their successors and assigns

from and against any and all claims or liability arising directly or indirectly from the prize and participation in the Promotion.

- d. If for any reason this Promotion cannot be executed as planned, including, but not limited to, as a result of infection by computer virus, tampering, unauthorized intervention, fraud, technical failures, or any other causes beyond the control of GKB that corrupt or affect the security, administration, fairness, integrity or proper conduct of the Promotion, or if the Promotion is compromised or becomes technically corrupted in any way, electronically or otherwise, the Station reserves the right to cancel, terminate, suspend, or modify the Promotion. If the Promotion is terminated before the original end date, GKB reserves the right to select the winner(s) by random drawing from among all eligible non-suspect entries received as of the termination time/date or otherwise modify the procedure for selecting winner(s).
- e. GKB, in its sole discretion, reserves the right to disqualify any person tampering with the entry process or the operation of GKB's website. Failure to comply with the rules of the Promotion may result in a contestant's disqualification and/or forfeiture of any prize or prizes. If GKB makes a good faith determination that an entrant has cheated or committed fraudulent activity in connection with a Promotion, GKB reserves the right to disqualify that entrant from entering and/or winning future Promotions and to prosecute and seek damages to the fullest extent permitted by law.
- f. GKB reserves the right to make changes in the rules of the Promotion, including, without limitation, the substitution of a prize of equivalent value, which will become effective upon announcement. If due to circumstances beyond the control of GKB, any competition or prize-related event or travel is delayed, rescheduled, postponed or cancelled, GKB reserves the right, but not the obligation, to cancel, terminate, suspend, or modify the Promotion and shall not be required to award a substitute prize.
- g. GKB is not responsible for typographical or other errors in the printing, the offering or the administration of the Promotion or in the announcement of a prize.
- h. Brown Foreman and/or Canadian Mist is not the owner of the promotion and is not responsible for any selection or award of the prize.
- i. Canadian Mist is a trademark used with permission.
- j. For a copy of these Official Rules, send a self-addressed stamped envelope for receipt by March 31<sup>st</sup>, 2019 to "Canadian Mist Vegas Giveaway – Official Rules," Attn: Promotions, GKB 1301 E 9<sup>th</sup> St, Suite 252, Cleveland OH 44114. For the names of the prize winners send a self-addressed stamped envelope for receipt by May 30<sup>th</sup>, 2019 to the above address marked "Canadian Mist Vegas Giveaway – Winner List." The Official Rules and the Winner List (when completed) shall

also be available during regular business hours at the main offices of GKB and may be posted online at [espncclevelandcontests.com](http://espncclevelandcontests.com).

6. PRIVACY

- a. By use of GKB's website or by entering the Promotion through GKB's website, you agree to the website's Terms of Use Agreement located at [www.espncclevelandcontests.com](http://www.espncclevelandcontests.com) and to the use of your personal information as described in the Privacy Policy located at [espncclevelandcontests.com](http://espncclevelandcontests.com).

Administrator: GKB 1301 E 9<sup>th</sup> St, Suite 252, Cleveland OH 44114

Sponsor: Canadian Mist

