

## ESPN CLEVELAND x ELK & ELK CRACK THE CODE CONTEST

### 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.***

850 ESPN Cleveland and Elk & Elk will be giving up to 4,000 fans a chance to win \$10,000 cash before Browns' home games. The first 500 fans that visit the ESPN Cleveland Street Team tent on Dawg Pound Drive, on the south side of First Energy Stadium, before every Browns' home game, can attempt to crack the code for a chance to win the grand prize. Fans will need to guess and enter a six-digit code into the vault in order to participate. The pre-programmed screen will notify the fan as to whether or not they have won the grand prize or a secondary giveaway item. Following the conclusion of the event or after 500 fans have participated (whichever comes first) the contest will conclude for that day. The contest will start at 10AM EST on Sunday, September 18, 2022, and will end at 1PM EST on Saturday, December 24, 2022. The dates and times for the contest are as follows: **1)** Sunday, September 18, 2022, from 10AM to 1PM EST, **2)** Thursday, September 22, 2022, from 5PM to 8:20PM EST, **3)** Sunday, October 9, 2022, from 10AM to 1PM EST, **4)** Sunday, October 16, 2022, from 10AM to 1PM EST, **5)** Monday, October 31, 2022, from 5PM to 8:20PM EST, **6)** Sunday, November 27, 2022, from 10AM to 1PM EST, **7)** TBD – Weekend of December 17<sup>th</sup> and 18<sup>th</sup>, **8)** Saturday, December 24, 2022, from 10AM to 1PM EST.

#### 1. HOW TO ENTER

a. These rules govern the ESPN Cleveland x Elk & Elk Crack The Code contest (the "Promotion") being conducted by ESPN Cleveland, 1109 Old River Road, Cleveland, OH 44113 ("GKB") beginning on Sunday, September 18, 2022, at 10AM EST and ending on Saturday, December 24, 2022, at 1PM EST.

b. To participate in the Promotion, you may enter via the following method(s):

Fans must visit the ESPN Cleveland Street Team tent located on Dawg Pound Drive, outside of First Energy Stadium, in Cleveland, OH before every Browns home game and then compete in the Crack The Code contest by guessing a six-digit code into the screen on the vault.

i. To participate in the Promotion, you may go to the ESPN Cleveland Street team tent before each Browns home game, starting on Sunday, September 18, 2022 at 10AM and ending on Saturday, December 24, 2022, at 1PM, and guess the six-digit code to open the vault on site. Only the first 500 entries will be eligible, and all entries must be received by kickoff time of each Browns home game. The dates and times of each game are as follows: **1)** Sunday, September 18, 2022, from 10AM to 1PM EST, **2)** Thursday, September 22, 2022, from 5PM to 8:20PM EST, **3)** Sunday, October 9, 2022, from 10AM to 1PM EST, **4)** Sunday, October 16, 2022, from 10AM to 1PM EST, **5)** Monday, October 31, 2022, from 5PM to 8:20PM

EST, **6**) Sunday, November 27, 2022, from 10AM to 1PM EST, **7**) TBD – Weekend of December 17<sup>th</sup> and 18<sup>th</sup>, **8**) Saturday, December 24, 2022, from 10AM to 1PM EST. GKB is not responsible for lost, stolen, mangled, misdirected, postage due, illegible, incomplete or late entries.

- c. Only one entry per person and only one entry per household will be eligible.

## 2. ELIGIBILITY RESTRICTIONS

- a. The Promotion is open to all persons who are 18 years of age or older and who reside in the state of 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 seven (7) days and only once every thirty (30) days 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. There will be one (1) grand prize awarded throughout the Promotion dates. Each grand prize consists of the following:

- One (1) cash prize of \$10,000

The Approximate Retail Value ("ARV") of the grand prize is \$10,000. The winner will be solely responsible for all taxes and all other fees and expenses not specified herein associated with the receipt and use of the Prize. GKB accepts no responsibility for repairing any real or supposed damage to any prize.

- b. The grand prize will be sent as a check in the mail to the address provided by the winner on their required affidavit. The winner will forfeit any prize or prize certificate not claimed within forty-five (45) 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.

- c. 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. The winner of the grand prize will be selected and determined at the point where one fan inputs the proper six-digit code that unlocks the \$10,000 Grand Prize.
- c. Odds of winning the grand prize depends upon the number of entries received, the ability to meet eligibility requirements, and random selection of six-digit codes.
- d. All grand prize winning plays are subject to verification by Odds On Promotions whose decisions are final and binding.
- e. A contestant is not a winner of a grand prize, even if the visual display or prize receipt should so indicate, unless the odds established by the intended parameters of the promotion are beaten, as solely determined by the preselected winning number(s) contained within the sealed security envelope and memory logs of the promotion software, and the winning play did not occur as a result of any other scenario including but not limited to human error, software error, or machine malfunction.
- f. Current or former employees, family members, agents, successors, or assignees of ESPN Radio/Good Karma Brands or any promotional agency involved with this promotion shall be ineligible to participate and or claim any reimbursable prize within.
- g. Names and likenesses of promotion winner(s) may be used by ESPN Cleveland/Good Karma Brands and Odds On Promotions for promotional purposes without further compensation.
- h. Winners need not listen to ESPN Cleveland to win. Winners need to be present to win.
- i. The winner must execute and return any required affidavit of eligibility and/or liability/publicity release to GKB within (10) business days of being selected as the winner. 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. For a copy of these Official Rules, send a self-addressed stamped envelope for receipt by Saturday, December 24, 2022, to “ESPN Cleveland x Elk & Elk Crack The Code Contest – Official Rules,” Attn: Promotions, GKB 1109 Old River Road, Cleveland, OH 44113. For the names of the prize winners send a self-addressed stamped envelope for receipt by Wednesday, February 22, 2023, to the above address marked “ESPN Cleveland x Elk & Elk Crack The Code Contest – 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 [www.ESPNClevelandContests.com](http://www.ESPNClevelandContests.com).

Administrator: GKB 1109 Old River Road, Cleveland, OH 44113

Sponsor: Elk & Elk