

LVC Lasik Victory 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 LVC Lasik Victory Giveaway promotion (the "Promotion") being conducted by ESPN Cleveland 850 WKNR ("GKB") beginning on Sunday, September 9th, 2018 at 9a ET and ending on Wednesday, January 2nd, 2019 at 9a ET.
- b. To participate in the Promotion, you may enter via the following method(s):
 - i. To participate in the Promotion, you may log onto www.espncllevelandcontests.com/lvclasik/ and follow the links and instructions to enter the Promotion and submit your first and last name, complete address, city, state, zip code, telephone number, date of birth and a valid email address in the online entry form. Only one internet entry per person and one internet entry per email address is permitted. Internet entries will be deemed made by the authorized account holder of the email address submitted at the time of entry. The authorized account holder is the natural person who is assigned to the email address by an internet access provider, online service provider or other organization that is responsible for assigning an email address or the domain associated with the submitted email address. Multiple participants are not permitted to share the same email address. Entries submitted will not be acknowledged or returned. Use of any device to automate entry is prohibited. Proof of submission of an entry shall not be deemed proof of receipt by GKB. GKB's computer is the official time keeping device for the Promotion. GKB is not responsible for entries not received due to difficulty accessing the internet, service outage or delays, computer difficulties or other technological problems. Entrants may opt in to receive marketing information from LVC Lasik.
- c. Limit to one entry per person.
- d. Entrants must be eligible for Lasik eye surgery.

2. ELIGIBILITY RESTRICTIONS

- a. The Promotion is open to all persons who are 18 and who reside in Ohio. Employees of GKB, its subsidiary and affiliated entities, GKB's advertising and promotional agencies, its participating sponsors, [other radio stations in the Cleveland metropolitan area 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:
 - b. A free Lasik eye surgery at LVC Lasik.

One prize will be awarded in this promotion, which consists of Lasik eye surgery (the "Procedure(s)") as determined in the sole and absolute discretion of LVC Lasik (the "Procedure Provider") up to a \$4000 value at no cost to the winner. Lasik, commonly referred to as laser eye surgery or laser vision correction, is a type of refractive surgery for the correction of myopia, hyperopia, and astigmatism. The Approximate Retail Value ("ARV") of the prize is \$4000+. The winner will be solely responsible to Procedure Provider for any additional costs associated with the Procedures, if any, which shall be determined solely between the Procedure Provider and the winner. In addition to any other affidavit and release, the winner will be required to sign a release of GKB relating to the Procedures. The winner must be eligible for Lasik eye surgery as deemed by LVC Lasik. If the winner is not eligible for the prize, another winner will be selected at random from remaining entrants.

- c. All prizes or prize certificates may be picked up at the office of GKB at the address below. 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. Prize will be redeemed at LVC Lasik at a date agreed upon by both the winner and LVC Lasik.
- 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. One entrant will be drawn for the final drawing following each Victory Monday.
- c. The final prize winner will be selected on Wednesday, January 2nd, 2019 following the completion of the regular season.
- d. Odds of winning a Qualifying Prize depends upon the number of Victory Mondays and entries into the contest site.
- 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 will be contacted by someone from ESPN Cleveland on Wednesday, January 2nd, 2019. The winner must execute and return any required affidavit of eligibility and/or liability/publicity release within ten (10) days of winning or prize will be forfeited, and an alternate winner may be selected random selection from the remaining 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. For a copy of these Official Rules, send a self-addressed stamped envelope for receipt by January 2nd, 2019 to "LVC Lasik Victory Giveaway – Official Rules," Attn: Promotions, GKB 1301 E 9th St, Suite 252, Cleveland OH 44114. For the names of the prize winners send a self-addressed stamped envelope for receipt by March 2nd, 2019 to the above address marked "LVC Lasik Victory 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 www.espnlevelandcontests.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.espnlevelandcontests.com and to the use of your personal information as described in the Privacy Policy located at www.espnlevelandcontests.com.

Administrator: GKB 1301 E 9th St, Suite 252, Cleveland OH 44114

Sponsor: LVC Lasik, 6500 Rockside Rd #100, Cleveland, OH 44131

