

NAME THE FLIGHT 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 Char Whiskey Bar & Grille are giving fans the chance to win a gift card this holiday season. To enter, fans will need to submit a name for the generated flight of 4 whiskeys that are sold at Char, which were determined by weekly Twitter polls conducted on the @ESPNCleveland Twitter account by *ECT* with Matt Fontana and Danny Cunningham. The final list of whiskeys in the flight are as follows: Buffalo Trace, Weller Full Proof, Elijah Craig, and Whistlepig 10-year Rye. Fans may enter their name ideas and fill out the online entry form on www.ESPNClevelandContests.com. Entries will be taken from Monday, November 28, 2022, and through Sunday, December 4, 2022. Only one internet entry per person and one internet entry per email address is permitted. Fans must be 21 years of age or older to enter. Then, there will be up to, but no more than 16 submissions considered finalists and will be voted on by fans on Twitter through a set of Twitter polls on the @ESPNCleveland Twitter account between Monday, December 5, 2022, and Friday, December 9, 2022. There will be up to 4 winners in this contest (1 Grand Prize winner, 1 2nd place winner, and up to 2 3rd place winners). They will all be determined no later than 7PM EST on Friday, December 9, 2022, and will be contacted with more details about winning the contest by an ESPN Cleveland representative no later than 6PM EST on Monday, December 12, 2022.

1. HOW TO ENTER

- a. These rules govern the Name the Flight Contest (the “Promotion”) being conducted by ESPN Cleveland, 1109 Old River Road, Cleveland, OH 44113 (“GKB”). The submission period will begin on Monday, November 28, 2022, at 12AM EST and end on Sunday, December 4, 2022, at 11:59PM EST. The ECT bracket challenge on Twitter to determine a winner will begin on Monday, December 5, 2022, at 5PM EST and will end on Friday, December 9, 2022, at 7PM EST.
- b. To participate in the Promotion, you may enter via the following method(s): Name the flight of four whiskeys created through Twitter polls on *ECT* with Matt Fontana and Danny Cunningham for Char Whiskey Bar & Grille and fill out the online entry form at www.ESPNClevelandContests.com. The final list of whiskeys in the flight are as follows: Buffalo Trace, Weller Full Proof, Elijah Craig, and Whistlepig 10-year Rye.
 - i. To participate in the Promotion, you may log onto www.ESPNClevelandContests.com and follow the links and instructions to enter the Promotion by giving your idea for a name of the flight of four whiskeys created through Twitter polls on *ECT* with Matt Fontana and Danny

Cunningham at Char Whiskey Bar & Grille, along with submitting 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. The final list of whiskeys in the flight are as follows: Buffalo Trace, Weller Full Proof, Elijah Craig, and Whistlepig 10-year Rye. 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. Each entrant must agree to GKB's online submission release in order to submit his or her entry.

- c. Only one internet entry per person and one internet entry per email address is permitted.

2. ELIGIBILITY RESTRICTIONS

- a. The Promotion is open to all persons who are 21 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. Up to four (4) total prizes will be awarded in this Promotion. One (1) Grand Prize will be awarded in this Promotion. Each Grand Prize consists of the following:
 - One (1) \$100 Char Whiskey Bar & Grille gift card
- b. Up to one (1) 2nd place prize will be awarded in this Promotion. Each 2nd place prize consists of the following:
 - One (1) \$50 Char Whiskey Bar & Grille gift card
- c. Up to two (2) 3rd place prizes will be awarded in this Promotion. Each 3rd place prize consists of the following:
 - One (1) \$25 Char Whiskey Bar & Grille gift card

The Grand Prize winner, 2nd place prize winner, and 3rd place prize winners will all 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. The gift cards will be subject to the terms and conditions as set forth by the issuer of the gift certificate.

- d. The gift cards will be mailed out to the winners once the required paperwork has been received. The Grand Prize winner, 2nd place prize winner, and 3rd place prize winners will forfeit any prize or prize certificate not claimed within thirty (30) days of winning. In the event that a prize or prize certificate is mailed to a winner, it will be with the prior written consent of the winner and therefore, the winner assumes the risk of its loss. GKB is not responsible for the safe arrival of a prize or prize certificate.
- e. 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 Grand Prize winner, 2nd place prize winner, and 3rd place prize winners will all be selected between Monday, December 5, 2022, and Friday, December 9, 2022, through the *ECT* bracket challenge of the week, which done with the use of polls on Twitter and can be found on the ESPN Cleveland account @ESPNCleveland.

- c. There will be one Grand Prize winner, one 2nd place winner, and up to two 3rd place winners of this contest and they will all be determined by 7PM EST on Friday, December 9, 2022. The winner will be contacted by an ESPN Cleveland representative on Monday, December 12, 2022, between the hours of 9AM and 6PM EST.
- d. All winners (Grand prize, 2nd place, and 3rd place) will be determined through a series of Twitter polls conducted by *ECT*, which airs weekdays from 5PM to 7PM EST, as part of their weekly bracket challenge.
- Fans will create a name for a flight of 4 whiskeys sold at Char Whiskey Bar & Grille. The four whiskeys in the flight will be determined prior to the name submission period by weekly Twitter polls on @ESPNCleveland.
 - There will be up to 16 submissions of whiskey flight names selected by ESPN Cleveland and entered into the *ECT* weekly bracket challenge. If there are 16 entries or less received, all of those entries will be able to be used by *ECT* as part of their weekly bracket challenge on Twitter.
 - If there are 16 submissions used in the Twitter polls, then on Tuesday, December 6, 2022, the first set of two Twitter polls of 4 whiskey flight names (8 total) will be posted on the @ESPNCleveland Twitter account. The poll option that receives the highest percentage of votes by fans on Twitter over a 24-hour span will move on to the finals.
 - If there are 16 submissions used in the Twitter polls, then on Wednesday, December 7, 2022, the second set of two Twitter polls of 4 whiskey flight names (8 total) will be posted on the @ESPNCleveland Twitter account. The poll option that receives the highest percentage of votes by fans on Twitter over a 24-hour span will move on to the finals.
 - If there are 16 submissions used in the Twitter polls, then on Thursday, December 8, 2022, the poll of the 4 finalists will be posted on the @ESPNCleveland Twitter account. The poll option with the highest percentage of votes received by fans on Twitter over a 24-hour span will be deemed the winner of the contest.
 - The poll option with the 2nd highest percentage of votes received by fans on Twitter over a 24-hour span will be deemed the 2nd place winner of the contest.
 - The two entrants connected with the poll options with the 3rd and 4th highest percentage of votes received by fans on Twitter over a 24-hour span will both be deemed 3rd place winners in this Promotion.
 - If there are less than 16 total submissions, *ECT* will use their weekly Twitter polls to get down to the top-4 names of the whiskey flight. The Grand Prize winner, the 2nd place winner, and the 3rd place winners will all be determined in the exact same format that is listed above.
 - All the winners of this Promotion will be announced no later than 7PM EST on *ECT*.

- e. The winner need not listen to 850 ESPN Cleveland to win. The winner need not be present at time of final poll result announcement to win.
- f. 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 by going to the submission that received the next highest percentage of votes in the *ECT* Twitter poll involving the finalists in the Promotion. 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 Friday, December 9, 2022, to "Name the Flight 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 Tuesday, February 7, 2023, to the above address marked "Name the Flight 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.

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.ESPNClevelandContests.com and to the use of your personal information as described in the Privacy Policy located at www.ESPNClevelandContests.com.

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

Sponsor: Char Whiskey Bar & Grille

