

## TLOD VIP TAILGATE EXPERIENCE

### 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 The Bath Authority are giving fans the opportunity to be a part of the ESPN VIP Tailgates throughout the Cleveland Browns football season. Fans must be subscribers to The Land on Demand by 11:59PM EST on Tuesday, September 6, 2022, to be eligible to enter. As a subscriber, fans will be able to enter online at [www.ESPNClevelandContests.com](http://www.ESPNClevelandContests.com) starting on Wednesday, September 7, 2022, at 12AM EST. Each week there is a Browns home game, five fans will be selected from the entries received to that point to receive tickets for them and a guest to the ESPN VIP Tailgate at Alley Cat Oyster Bar (1056 Old River Road, Cleveland, OH 44113) in the Eastbank of the Flats. The tickets will also include food and drink. Must be 21 years of age to enter. The contest will close after the last home game played by the Browns in regular season or playoffs at First Energy Stadium. The ARV of the prize is \$150.

#### 1. HOW TO ENTER

- a. These rules govern the TLOD VIP Tailgate Experience contest (the "Promotion") being conducted by ESPN Cleveland, 1109 Old River Road, Cleveland, OH 44113 ("GKB") beginning on Wednesday, September 7, 2022 at 12AM EST and ending on Wednesday, January 25, 2023 at 11:59PM EST.
- b. To participate in the Promotion, you may enter via the following method(s):
  - i. To participate in the Promotion, you must have been a subscriber to The Land on Demand as of Tuesday, September 6, 2022 at 11:59PM EST. Visit [www.ESPNClevelandContests.com](http://www.ESPNClevelandContests.com) 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, one internet entry per email address, and one internet entry per The Land on Demand (TLOD) subscription 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.

- c. Only one internet entry per person and one internet entry per email address is permitted.
- d. Only one internet entry per TLOD subscription is permitted.
- e. Must be 21 years of age or older at time of entry.

## 2. ELIGIBILITY RESTRICTIONS

- a. The Promotion is open to all persons who are 21 years of age or older, who reside in Ohio, and are subscribers of The Land on Demand as of Tuesday, September 6, 2022 at 11:59PM EST. 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, provide his or her complete address, date of birth and phone number, and have a confirmed subscription to The Land on Demand 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. Forty (40) total prizes will be awarded in this Promotion. Five (5) prizes will be awarded before each of the eight (8) Cleveland Browns' home games. Each prize consists of the following:
  - i. Two (2) VIP tickets to ESPN Cleveland's VIP Tailgate at Alley Cat Oyster Bar (1056 Old River Road, Cleveland, OH 44113)
  - ii. All-inclusive food and drink at the VIP Tailgate for two (2) people

The Approximate Retail Value ("ARV") of the prize is \$150. 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. All prizes or prize certificates will be emailed to the winner. The winner will forfeit any prize or prize certificate not claimed by two days before the scheduled tailgate event. 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. Each week's set of winners will be selected and notified between 9AM and 5PM EST on the Wednesday before the scheduled home game. **NOTE:** The Browns have a Thursday night game on September 22, 2022 and a Monday night on October 31, 2022. The winners for the VIP Tailgate Experience for the Thursday night game will be selected and notified on Monday, September 19, 2022, between the hours of 9AM and 5PM EST. The winners for the Monday night game will be selected and notified on Thursday, October 27, 2022, between the hours of 9AM and 5PM EST.
- c. Selections will be made from the entries received up to the point of the next game's selections. Selected winners will be removed from the collection of entries, but all other entries will remain. Each eligible entry will remain eligible the entire duration of the Promotion.
- d. The contest will be held open through the month of January for now in case there are any home playoff games. The final set of winners for the regular season will be selected and notified on Wednesday, December 21, 2022, between the hours of 9AM and 5PM EST.
- e. Odds of winning a Prize depends upon the number of entries received.
- f. Winners need not be present to win.
- g. The winner must execute and return any required affidavit of eligibility and/or liability/publicity release within 48 hours of winning or prize will be forfeited. 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 Wednesday, January 25, 2022, to “TLOD VIP Tailgate Experience – 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 Monday, March 25, 2023, to the above address marked “TLOD VIP Tailgate Experience – 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).

## 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](http://www.ESPNClevelandContests.com) and to the use of your personal information as described in the Privacy Policy located at [www.ESPNClevelandContests.com](http://www.ESPNClevelandContests.com).

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

Sponsor: The Bath Authority