

DAS BIERGARTEN BOOT-OFF

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 Das Biergarten Boot-Off Contest (the "Promotion") being conducted by ESPN Cleveland, 1109 Old River Road, Cleveland, OH 44113 ("GKB") starting at 9:00AM ET on Monday, June 16, 2025 and ending at 11:59PM ET on Thursday, August 21, 2025.
- b. To participate in the Promotion, you may enter via the following method(s):
 - o Scan the promotional QR code posted at Hofbrauhaus (1550 Chester Ave. Cleveland, Ohio 44114) between June 16 and August 8, 2025.
- i. To participate in the Promotion, you may go Hofbrauhaus (1550 Chester Ave. Cleveland, Ohio 44114) starting on Monday, June 16, 2025 and ending Friday, August 8th, 2025 and scan the promotional QR code including first and last name, complete address, city, state, zip code, home telephone number, date of birth, and the weekly password posted on-site. 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. Multiple entries are permitted, limit one entry per participant per day. Correct password must be included in entry to be valid.

2. ELIGIBILITY RESTRICTIONS

- a. The Promotion and prizes are 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 (Hofbrauhaus), 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. Entrants must certify that they possess a valid government-issued passport in order to enter. Qualifying winners must supply proof of valid passport in order to participate in the live contest.
- 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. Five (5) Qualifying Prizes will be awarded in this Promotion. Each qualifying prize consists of the following:
 - An invitation to compete for the Grand Prize in the Das Biergarten Boot Off live kicking contest on Thursday, August 21, 2025 between 3:00PM ET and 6:00PM ET at Hofbrauhaus Cleveland.
 - One (1) Hofbrauhaus/ESPN Cleveland Prize Pack

The Approximate Retail Value ("ARV") of the prize is fifty dollars (\$50). 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. One (1) Grand Prize will be awarded to one (1) of the Qualifying winners in this Promotion. The Grand Prize consists of the following:
 - A trip for two (2) to Munich Germany

Roundtrip airfare for two (2) people to Munich, Germany from Cleveland, Ohio departing on September 18, 2025 and returning September 24, 2025. The Prize also includes five (5) nights in a double occupancy hotel room in Munich, daily breakfast, two (2) dinners, and a tour of Munich. The Approximate Retail Value ("ARV") of the prize is four thousand and thirty-six dollars (\$4,036.00). Certain travel restrictions may apply. Travel arrangements must be made through Hofbrauhaus/Canary Travel. 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 be 21 years of age or older and 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 and Hofbrauhaus reserve 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.

- c. Once all forms are completed by the winners, Qualifying prizes may be collected at the event on August 21, 2025 at Hofbrauhaus Cleveland or at ESPN Cleveland (1109 Old River Road, Cleveland, Ohio 44113) . Qualifying winners will forfeit any prize or prize certificate not claimed within two (2) days of winning. Grand Prize winner will forfeit their prize if not claimed within three (3) 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. Five (5) Qualifying winners will be selected randomly from all valid entries and contacted via telephone and email on Monday, August 11, 2025. Winners contacted who do not respond to confirm attendance at the event before 5:00PM ET on Friday, August 15, 2025 will forfeit their chance to participate/win and an alternate winner will be selected at random.

- c. The Grand Prize winner will be determined and announced at the Das Biergarten Boot-Off event at Hofbrauhaus Cleveland on Thursday, August 21, 2025 between 3:00PM ET and 6:00PM ET.
- d. Odds of winning a Qualifying Prize depends upon the number of valid entries submitted by an individual and the total number of valid entries received in the promotion. Odds of a Qualifier winning the Grand Prize are 1 in 5.
- e. The five (5) Qualifying winners will compete in a soccer ball kicking contest to determine the Grand Prize winner. The contest will be carried out as follows:
 - i. Each participant will take their turn kicking three (3) of the provided soccer balls from behind the marked spot towards the giant Velcro target.
 - ii. The score of a kick will be determined by the location where the majority of the ball makes contact with the board.
 - iii. Any ball that does not achieve or maintain contact with the board will score 0 points.
 - iv. Sections/slices of the board each have a point value which are numbered (1-20) around the outside. Hitting the main section scores the value shown on the board. Hitting the outer ring (red or green) of a numbered section scores double the value of that section. Hitting the inner ring (red or green) of a numbered section scores triple the value of that section. The inner circle in the center scores 50 points and the outer circle scores 25 points.
 - v. The highest scoring kick by each participant will be used to determine leaderboard standings.
 - vi. The two participants who achieve the highest scoring kick will face off in a second round where each participant will get one (1) kick to score the most points.
 - vii. The participant with the higher scoring kick in the faceoff round will be named the Grand Prize winner.
 - viii. In the event of a tie that prevents a clear winner from either round, an additional single kick by those tied will be made until a winner is established.
- f. Entrants need not listen to win. Qualifiers must be present to win Grand Prize.
- g. The winner must execute and return any required affidavit of eligibility and/or liability/publicity release within three (3) days of winning or prize will be forfeited and an alternate winner may be selected random selection or score. 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 August 21, 2025 to "Das Biergarten Boot-Off- 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, September 29, 2025 to the above address marked "Das Biergarten Boot-Off – 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 using 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 and Prize Provider: Hofbrauhaus Cleveland

