

## **NEWS10 Mohawk Honda Gas Giveaway Official Rules**

**1. Sponsors.** This watch to win call-in sweepstakes (“Sweepstakes”) is sponsored by WTEN, WXXA (“Stations”), 341 Northern Blvd, Albany, NY 12204, and Mohawk Honda 175 Freemans Bridge Rd, Scotia, NY 12302 (collectively, the “Sponsor(s)”). This Sweepstakes is void where taxed, restricted, or prohibited and is subject to all local, state, and federal laws. By entering this Sweepstakes, each entrant accepts and agrees to be bound by these Official Rules and the decisions of the Sponsor(s), which shall be final and not subject to appeal.

**2. Eligibility.** No purchase necessary to enter. The Sweepstakes is open to permanent legal U.S. residents who reside within WTEN, WXXA’s viewing area and who are at least 18 years of age at the time of entry. Current or former employees of WTEN, WXXA, Nexstar Media Group, Inc. and its subsidiaries, the other Sponsors, the other television and radio stations and multichannel video programming distributors in WTEN, WXXA’s viewing area, their parent companies, subsidiaries, affiliates, advertising or promotional agencies (including anyone who prepares and/or distributes Sweepstakes materials), and the immediate family members or persons living in the same household (whether related or not) of all the foregoing are not eligible to participate or win. The term “immediate family members” includes spouses, grandparents, parents, siblings, children and grandchildren.

Participants are eligible to win a WTEN, WXXA contest or sweepstakes only once (1) every 30 days. Only one (1) winner per household is permitted in any contest or sweepstakes. Participants are eligible to win a prize valued at \$600.00 or more only once (1) every six months. Text, data, or messaging rates may apply.

**3. Entry.** This Sweepstakes, which is a watch and win promotion, will begin on October 23, 2017 at 5am EST and end on November 17, 2017 at 11:30pm EST, during the broadcast of the following newscasts each day (Monday-Friday): 5a, 6a, 7a, 8a, 12n, 4p, 5p, 6p, 7p, 10p, and 11p. To participate, eligible individuals must watch the newscast in order to obtain the Sweepstakes call-in telephone number. Once the Sweepstakes number is revealed, participants may immediately begin calling the posted telephone number. Subject to verification of eligibility, the tenth (10<sup>th</sup>) caller, as determined by WTEN in its sole discretion, will be declared the winner for that newscast. There will be a winner for each of the above listed newscasts with eleven (11) winners each weekday.

Sponsor(s) is/are not responsible for broadcast delays, schedule changes, and pre-emptions or telephone service outages, delays, equipment malfunctions, busy signals, hang-ups, errors or data loss of any kind, lost or unavailable connections, or late, lost, failed, illegible, incomplete, garbled or deleted entries, transmissions, or voicemails or other network or technological difficulties that may prevent an individual from completing his/her telephone call or online entry, or for printing errors in any advertisement, entry form, or the rules. The Sponsor(s) reserve(s) the right to disqualify any entrant who acts in a disruptive, harassing, vulgar, or unsportsmanlike manner, as determined by the Sponsor(s) in its/their sole discretion.

Any use of robotic, repetitive, automatic, programmed, script, macro, or any other automated means or methods or agents to play are prohibited and will void all entries submitted by that participant. No group submissions will be accepted.

Entry materials that have been tampered with or altered are void. If the Sponsor(s) determine(s), in its/their sole discretion, that there is any suspected or actual tampering with the Sweepstakes (electronic or otherwise) or if technical difficulties (e.g. infection by computer virus, bugs, tampering, unauthorized intervention, fraud, technical failures, or any other causes beyond the control of Sponsor(s)) compromise the security, fairness, integrity or administration of the Sweepstakes, the Sponsor(s) reserve(s) the right to void the entries at issue and/or modify, suspend, cancel or terminate the Sweepstakes and conduct a random drawing to award the prize among all eligible entries received as of the termination date. If the Sweepstakes is terminated due to tampering or technical difficulties prior to its expiration date, notice will be posted online at [www.news10.com](http://www.news10.com). Sponsor(s) reserve(s) the right to disqualify any entrant that tampers with the operation of the Sweepstakes or website or violates the Official Rules of the Sweepstakes. Entries not conforming to announced entry specifications will not be acknowledged or returned.

**CAUTION: ANY ATTEMPT BY AN ENTRANT OR ANY OTHER INDIVIDUAL TO DELIBERATELY DAMAGE OR UNDERMINE THE LEGITIMATE OPERATION OF THE PROMOTION MAY BE A VIOLATION OF CRIMINAL AND/OR CIVIL LAWS AND SHOULD SUCH AN ATTEMPT BE MADE, THE SPONSORS RESERVE THE RIGHT TO PROSECUTE OR SEEK DAMAGES FROM ANY SUCH PERSON TO THE FULLEST EXTENT PERMITTED BY LAW.**

By entering this Sweepstakes, participants agree to [www.news10.com](http://www.news10.com) Terms of Use and the Privacy Policy located at <http://news10.com/privacy-policy/>. All entry information becomes the property of the Sponsor(s), and entrants grant the Station the right to distribute all of their entry information to the other Sponsor(s). By entering, entrants grant the Sponsor(s) the right to broadcast and distribute their name, image, likeness, voice, entry materials, and biographical information in any media whatsoever, including on the air on the Station and on news10.com, for any purpose whatsoever, worldwide, in perpetuity, without any further authorization from or compensation to the entrant. The Sponsors reserve the right to reject and disqualify any submissions that do not meet the terms and conditions of these Sweepstakes rules.

**4. Odds of Winning.** The odds of winning depend on the number of callers during any Daily Game.

**5. Prize(s).** There will be a total of Two Hundred and Twenty (220) winners in this Sweepstakes. There will be one winner selected each weekday, during each newscast at 5a, 6a, 7a, 8a, 12n, 4p, 5p, 6p, 7p, 10p, and 11p between October 23, 2017 and November 17, 2017. Each winner will receive a \$50 gas card and be eligible for a Grand Prize drawing on November 21<sup>st</sup> at 5:00PM EST for a chance to win a \$1,000 Visa Gift Card. Approximate Retail Value of the gas card is \$50. The Approximate Retail Value of the Grand Prize is \$1,000. Entrants can win the \$50 gas card only once. Entrants can win the \$1,000 Visa Gift Card only once.

All results are unofficial until winner(s) is/are verified by the Sponsor(s). Prizes may not be exchanged, substituted, transferred or redeemed for other prizes by winner. Cash will not be awarded as a substitute for prize. Prizes are awarded 'as is' with no guarantees or warranties as to use, merchantability, or fitness for a specific purpose, and the Sponsor(s) is/are not responsible for defective prizes. Sponsor(s) reserve(s) the right to substitute a prize in their sole discretion without an on-air or off-air announcement, in which case a prize of equal or greater value will be awarded. Acceptance of a prize releases the Stations, the other Sponsors and advertisers from all liability and claims concerning the prize, its delivery, and its use. Other terms and conditions may apply.

Potential winner may be required to provide valid daytime telephone number or e-mail address. WTEN is not responsible for voice or electronic communications that are not completed as a result of any form of call blocking of any kind or inability to leave a voice message or passive or as to e-mail, active filtering of any kind. In the event of a dispute as to the identity or eligibility of a winner based on a telephone number, the call will be deemed made by the "Authorized Account Holder" of the telephone number provided at the time of the call. The Authorized Account Holder is the natural person who is assigned to the telephone number by the relevant telecommunications provider.

**6. Conditions for Acceptance of the Prize(s).** Prize(s) may be mailed at the discretion of the station. The winners may claim the prize(s) in-person at the Station, located at 341 Northern Blvd, Albany, NY 12204, with a prior appointment time scheduled during normal business hours (Monday – Friday from 8:30 AM EST – 5:00 PM EST). Winners will be required to execute an affidavit of eligibility and publicity and liability release prior to receiving their prize(s) and will be required to provide a valid government issued photo identification card if they come to the station in-person to claim their prize. The Station may require the winner's guests, invitees, or travel companions to sign liability releases prior to receiving the prize. All unclaimed or rejected prizes will be forfeited. Failure by the winner(s) to respond to the Station's messages, calls, e-mails or other notification will lead to forfeiture of the prize(s). Failure to completely fill out and sign all waivers, releases, or forms requested by the Station will result in forfeiture of the prize(s). The Station then has the right, at its discretion, to award that prize to another winner using the method described above. A winner who forfeits any prize is not eligible to win another contest or sweepstakes conducted by the Station for thirty (30) days.

Payment of all federal, state and local taxes is the sole responsibility of the winners and the winners may receive an IRS 1099 Form or equivalent from the Sponsor(s). The Sponsor(s) will report any individual winnings over \$600 (in cash or fair market value of goods or services) in a one year period to the Internal Revenue Service. Winners are required to fill out any tax forms requested by the Sponsor(s) in order to receive their prize(s).

Winners will be solely responsible for any and all license and registration fees, accommodations, transportation costs, gratuities and all other items of an incidental nature. All expenses on receipt and use of prize(s) are the sole responsibility of the winner(s), the Sponsor(s) is/are not responsible for any weather changes or extenuating circumstances relating to a prize received.

The Sponsor(s) is/are not responsible for replacing or reimbursing winners with any form of compensation for items that are lost or stolen or events that are delayed or canceled. All delays and cancellations are deemed beyond the control of the Sponsor(s). This includes, but is not limited to, event cancellations, trip schedule changes, flight cancellations, changes in travel arrangements, travel delays of any form and duration, game cancellations and delays, as well as all acts of nature. The Sponsor(s) is/are not responsible for any expenses incurred by Sweepstakes winners as a result of such delays or cancellations. Sponsor(s) will not be responsible for failure to supply the prize(s) by reason of any force majeure events, such as acts of God, war, terrorist attacks, unusually severe weather, labor strikes, or other causes beyond the control of the Sponsor(s).

By accepting the prize, the winner or winners agree to have their name, voice, likeness, biographical information, and entry materials used in any advertising or broadcasting material relating to this Sweepstakes, and in any media whatsoever, including the Station and on [www.news10.com](http://www.news10.com), and Facebook, for any purpose whatsoever, worldwide, in perpetuity, without any further authorization or compensation to the winner(s).

**7. Social Media.** For contests or sweepstakes conducted or promoted on Facebook, Twitter, Instagram, YouTube, Snapchat, iHeartRadio, or any other social media website (each a “Social Media Site” and collectively the “Social Media Sites”), the Sponsors reserve the right to void any entrant’s entry in the Sweepstakes for failure to abide by the guidelines, policies, or procedures of the applicable Social Media Site, and to delete or remove any of entrant’s related “Likes,” comments, posts, tweets, videos, photos, user generated content, or other electronic messages, communications, or submissions at their discretion. The Sponsors also reserve the right to block, ignore, report, and/or completely prevent any entrant, account, user, or profile from accessing the Sweepstakes and/or the Sponsors’ profile(s), account(s), website(s), blog(s) or handle(s). This Sweepstakes is in no way sponsored, endorsed or administered by, or associated with the Social Media Sites. By entering this Sweepstakes, entrants agree to release and hold the Social Media Sites harmless from any or all claims, liability, damages, judgments, fines, costs, expenses related to or associated with their participation in this Sweepstakes. Entrants understand that by logging-in to the applicable Social Media Site, that they agree to comply with the Social Media Site’s Terms of Service, and that their personal information is subject to the Privacy Policies and information collection practices of the Social Media Site. Entrants agree that the Sponsors are not responsible for the collection, disclosure, transfer, or dissemination of their personal information, whether directly or indirectly, by third party advertisers, marketers, or any other transferees. For entries submitted through the Social Media Sites, the Sponsors may be limited to using the information in a manner set forth by the Social Media Sites and in no other way.

**8. Limitation on Liability.** Sponsor(s) disclaim(s) all liabilities to the winner(s) with respect to receipt and use of the prize(s). Winners and their guests or travel companions, by acceptance of their prize(s), agree to release and hold the Sponsor(s) and its/their affiliated companies, their advertising, promotion and production agencies, and their respective parent companies, subsidiaries, affiliates, officers, shareholders, directors, employees, agents and representatives harmless from any and all liability, claims, causes of actions, damages, fines, and costs of any kind whatsoever (including reasonable attorney’s fees) which may be sustained directly or indirectly to persons or property in connection with the receipt, ownership or use of the prize or

while preparing for, participating in, and/or traveling to any Sweepstakes or prize-related activity.

**9. Reservation of Rights.** Sponsor(s) reserve(s) the right to make changes to these Official Rules in their sole discretion which will become effective upon announcement. Sponsor(s) reserve(s) the right to cancel or terminate this Sweepstakes for any reason in the event that it cannot be run or administered as intended by the Sponsor(s). Any such changes or termination will be announced on [www.news10.com](http://www.news10.com).

**10. Contact Information.** For questions or more information about this Sweepstakes, please contact WTEN at 341 Northern Blvd., Albany, NY 12204. For a copy of these rules, addendum, and/or list of winners please go to [www.news10.com](http://www.news10.com) or send a self-addressed stamped envelope to WTEN within sixty (60) days of the end of this Sweepstakes.