

## FMTalk1065 (WAVH-FM) Mother's Day Contest

### OFFICIAL RULES

***NO PURCHASE OR PAYMENT OF ANY KIND IS NECESSARY TO ENTER OR WIN. A PURCHASE OR PAYMENT WILL NOT INCREASE ENTRANT'S CHANCE OF WINNING.***

#### 1. HOW TO ENTER

- a. These rules govern the Mother's Day Contest promotion (the "Promotion") being conducted by WAVH-FM (the "Station"). The Promotion begins on Monday, April 10, 2017 and ends on Thursday, May 11, 2017 (the "Promotion Dates").
- b. To enter the Promotion, entrant may enter at participating businesses beginning on Monday, April 10, 2017 at 7:00am Central Time ("CT") and ending on Wednesday, May 10, 2017 at 5:00pm CT (the "Entry Period") as follows:
  - i. To enter, go to one of the participating places of business and fill out an entry form beginning on April 10, 2017 and ending on May 10, 2017, during the businesses' operating hours during these dates.
    - Beckham's Florist & Gifts - 7850 Airport Blvd., Mobile, AL
    - Cammie's Old Dutch Ice Cream Shoppe - 2511 Old Shell Road, Mobile, AL
    - Karat Patch Jewelers - Pinebrook Shopping Center, 3966 Airport Blvd., Mobile, AL
    - Michael Ross Jewelers - 2370 Hillcrest Road, Mobile, AL
    - Sunglass World - 7721 Airport Blvd., Mobile, AL
  - ii. Potential winner(s) in the promotion must provide all information requested including entrant's full name, complete address (including zip code), day and evening phone numbers and date of birth to verify eligibility.
- c. Only one (1) entry per person per week per participating business is permitted regardless of the method of entry. There will be a total of five (5) qualifying prize winners and one (1) grand prize winner selected in the Promotion.

#### 2. ELIGIBILITY RESTRICTIONS

- a. The Promotion is open to all persons who are legal U.S. residents 18 years of age or older and who reside in the WAVH-FM listening area. Void where prohibited or restricted by law. Employees, officers, directors and agents of participating businesses, the Station, Bigler Broadcasting LLC., their corporate affiliates, Station's advertising and promotional agencies, participating sponsors, prize suppliers, their respective affiliates (collectively, the "Promotion Entities")

and other radio stations in the Mobile, Alabama listening area, the members of their immediate families (spouse, parents, siblings or children) and those living in the same household of each (whether related or not), are ineligible to enter or win. This Promotion is subject to all applicable federal, state and local laws and regulations. By participating, entrant agrees to comply with these Official Rules and the decisions of the Station, which are final and binding in all respects.

- b. Entrants are eligible to win prize(s) valued at \$600 or more only once every six (6) months. Restrictions that would otherwise prevent a listener from winning if he/she had won another recent FMTalk1065 (WAVH-FM) contest or promotion will not apply with respect to this Promotion. Only one (1) winner per household is permitted in any Station-conducted promotion.
- c. Each winner may be required to present valid government-issued photo identification and must provide their complete address, date of birth and phone number to claim a prize.
- d. Entrants are required to provide truthful information and the Station will reject and delete any entry that it discovers to be false or fraudulent. The Station will disqualify any entrant who does not meet the eligibility requirements and will also delete any entry as required by law.

### 3. PRIZES

- a. Five (5) qualifying prizes will be awarded in the Promotion.
- b. One (1) grand prize will be awarded in the Promotion. The grand prize consists of the following: (i) one (1) "Canary Diamond Ring with Double Halo Setting" from Karat Patch Jewelers. (ii) one (1) "Tyler Diva Pampering Package" from Beckham's Florist & Gifts. (iii) one (1) pair of "outdoor designer sunglasses" from Sunglass World. (iv) one (1) "custom-designed charm bracelet" from Michael Ross Jewelers (v) one (1) "one year-pass for ice cream" from Cammie's Old-Dutch Ice Cream Shoppe. Grand prize components and passes may not be sold, redeemed for cash, traded, or transferred. Participating businesses and their respective officers, directors employees and agents shall be released and discharged from any and all legal claims, losses injuries, demands, damages, actions, and /or causes of actions which arise out of and/or in any way related to the prize, the receipt, use and/or enjoyment of the prize and/or the Promotion. Winner will not receive difference between actual and approximate retail value. All other costs not specifically stated herein are the responsibility of the winner.
- c. No more than the stated number of prizes specified in these official rules will be awarded. All prizes or prize certificates may be picked up during regular business hours at the office of the Station at the address below. The winners will forfeit any prize or prize certificate not claimed by 5:30pm CT on Wednesday, June 17, 2017.

- d. Prize(s) is not transferable, and no substitution, assignment or cash equivalent of prize(s) is permitted, except by the Station (solely at its discretion), which reserves the right to substitute a prize or prize portion with another prize or prize portion of greater or equal value. The prize(s) are expressly limited to the item(s) listed above and unless otherwise expressly specified, do not include taxes, gratuities or any other expenses. Promotion Entities are not responsible for winners' limitations that prevent acceptance or use of prize(s). Entrants acknowledge that the Promotion Entities have not made, and are not in any manner responsible or liable for, any warranties, representations or guarantees, and hereby disclaim any and all warranties, expressed or implied, whether by contract or law, concerning any prize, including without limitation, implied warranties of quality, merchantability, mechanical condition or fitness for a particular purpose. Other restrictions may apply.

#### 4. WINNER SELECTION AND NOTIFICATION

- a. Decisions of the Station management with respect to the Promotion are final.
- b. Twenty (20) qualifying prize winners will be selected in the Promotion as follows:
  - Five (5) qualifying prize winners will be selected during the weekdays of Monday, May 8, 2017 through Wednesday, May 10, 2017 between the hours of 6:00am-9:00am CT and 12:00pm-200pm CT in a random drawing of all eligible entries received between Monday, April 10, 2017, and Monday, May 8, 2017.
- c. One (1) grand prize winner will be selected on Thursday, May 11, 2017 at approximately 12:00pm CT in a random drawing of all qualifying prize winners.
- d. Odds of winning a qualifying prize depend upon the number of combined eligible entries received. Odds of a qualifying prize winner winning the grand prize are 1 in 5.
- e. Qualifying prize winners need not be present to win a qualifying prize. The grand prize winner does not need to listen to the Station or be present to win the grand prize.
- f. Potential winners will be notified by telephone after each random designated Drawing Period. Prize(s) will be awarded only upon confirmation of eligibility and completion of all requisite releases. If a winner has not reached the age of majority in his/her state of residence, the prize(s) will be awarded in the name of his/her parent or legal guardian. If a potential winner(s) cannot be contacted the potential winner forfeits the prize(s).

## 5. CONDITIONS

- a. Payments of all federal, state and local taxes are solely the responsibility of the winner(s). The winner(s) may 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(s) and 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(s) valued at \$600 or more or for any prizes awarded by the Station 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(s). Such winnings of \$600 or more will be reported to the IRS.
- b. Participation in the Promotion and/or acceptance of prize(s) constitutes entrant's and/or winner's permission for the Station or its designees to interview the winner(s), to photograph, film and record each winner (or guest, if applicable), and to use in commerce and in any media, now or hereafter known, throughout the world, in perpetuity, his/her name, prize(s) won, hometown (city and state), biographic information, likeness, photograph, voice, audio or video recording and/or any statements made by him/her regarding the Station, the Promotion and/or its sponsor(s) for purposes of trade, publicity or promotion without notice or additional compensation, notification or permission, in perpetuity, except where prohibited by law.
- c. Participation in the Promotion and/or acceptance of prize(s) constitutes entrant's and/or winner's agreement to release, discharge, and hold harmless the Promotion Entities and their respective officers, shareholders, directors, employees, agents and representatives and all of their successors and assigns (collectively, the "Released Parties") from and against any and all claims or liability arising directly or indirectly from any prize(s) awarded and participation in the Promotion, including, but not limited to, personal injury, death or damage to or loss of property, which may occur in connection with, preparation for, or participation in the Promotion, or delivery, possession, acceptance and/or use or misuse of any prize or participation in any Promotion-related activity, including, but not limited to, any claims based on publicity rights, defamation, invasion of privacy and merchandise delivery.
- 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 the Released Parties 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 and/or modify the Promotion. If the Promotion is terminated before the original end date, the Station reserves the right, in its sole discretion to, to modify the procedure for

selecting winner(s), unless the nature of the event giving rise to such termination renders it impossible to select winner(s).

- e. The Released Parties are not responsible for (i) typographical or other errors in the printing, the offering or the administration of the Promotion or in the announcement of a prize(s); (ii) incorrect or inaccurate entry information, human error, failure or omission; (iii) unauthorized human intervention; (iv) lost, stolen, mangled, misdirected, postage due, illegible, incomplete or late entries; (v) entries not received due to difficulty accessing the internet, service outage or delays, computer difficulties, telephone service outages, delays, busy signals, poor signals or signal interference, accidental disconnection or equipment malfunctions or any other technological problems or failures of any kind; or (vi) any cancellations, delays, diversions, substitutions or omissions whatsoever by any other persons or entities providing any services to winner(s). Further, the Released Parties are not responsible if any part of a Promotion prize cannot be awarded due to acts of God, acts of war, natural disasters, weather, acts of terrorism or other factors beyond the Released Parties' control.
- f. Any attempt by any entrant to obtain more than the stated number of entries by using multiple/different email addresses, identities, registrations and logins or any other methods may void that entrant's entries and that entrant may be disqualified. The Station, in its sole discretion, reserves the right to disqualify any person who it believes is tampering with the entry process or the operation of the Promotion. Failure to comply with the rules of the Promotion may result in an entrant's disqualification and/or forfeiture of any prize or prizes. If the Station makes a good faith determination that an entrant has cheated or committed fraudulent activity in connection with a Promotion, the Station may disqualify that entrant from entering and/or winning this and any or all future Station-administered Promotions and seek damages to the fullest extent permitted by law.
- g. The Station reserves the right to make changes to the rules of the Promotion, including, without limitation, the substitution of a prize(s) of equivalent value, which will become effective upon announcement. If due to circumstances beyond the control of the Promotion Entities, any competition or prize-related event is delayed, rescheduled, postponed or cancelled, the Station 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(s).
- h. Except where prohibited, by entering the Promotion, each entrant agrees that: (1) any and all disputes, claims and causes of action arising out of or connected with this Promotion or any prize(s) awarded shall be resolved individually, without resort to any form of class action; (2) any and all claims, judgments and awards shall be limited to actual out-of-pocket costs incurred, but in no event shall such costs include attorneys' fees; and (3) no punitive, incidental, special, consequential or other damages, including, without limitation, lost profits may be

awarded (collectively, "Special Damages"), and (4) entrant hereby waives all rights to claim Special Damages and all rights to have any damages awarded multiplied or increased.

- i. For a copy of these Official Rules, send a self-addressed stamped envelope for receipt by May 11, 2017 to "Mother's Day Contest - Official Rules," Attn: Promotions, WAVH-FM at 900 Western America Circle, Suite 106, Mobile, AL, 36693. For the names of the winner(s) send a self-addressed stamped envelope for receipt by June 10, 2017 to the above address marked "Mother's Day 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 the Station and may be posted online at [www.FMTalk1065.com](http://www.FMTalk1065.com).

Administrator: WAVH FM, 900 Western America Circle, Suite 106, Mobile, AL, 36609

Sponsors:

- Beckham's Florist & Gifts - 7850 Airport Blvd., Mobile, AL, 36608
- Cammie's Old Dutch Ice Cream Shoppe - 2511 Old Shell Road, Mobile, AL, 36607
- Karat Patch Jewelers - Pinebrook Shopping Center, 3966 Airport Blvd., Mobile, AL, 36608
- Michael Ross Jewelers - 2370 Hillcrest Road, Mobile, AL, 36695
- Sunglass World - 7721 Airport Blvd., Mobile, AL, 36608