

Win Neko Mulally's 2018 World Championship Downhill Bike

Official Drawing Rules and Regulations

**NO PURCHASE OR PAYMENT OF ANY KIND IS NECESSARY TO ENTER OR WIN THIS DRAWING.
VOID WHEREVER PROHIBITED BY LAW.**

Drawing Overview:

Can'd Aid Foundation (the "Organization"), a nonprofit organization that has applied for recognition or has been granted status as a tax-exempt nonprofit organization under Section 501(c)(3) of the Internal Revenue Code, is conducting this Drawing (the "Win Neko Mulally's 2018 World Championship Bike") or (the "Drawing") to raise funds for the Can'd Aid Foundation. By obtaining a Drawing Ticket, the entrant agrees to be bound by these Rules and Regulations. Can'd Aid Foundation's interpretation and application of the Rules and Regulations shall be final. These Rules and Regulations may be updated from time to time.

Drawing Tickets obtained by a donation to the Organization will be issued, at a minimum, in the following increments: (1) \$20 for 1 ticket; (2) \$40 for 3 tickets; (3) \$70 for 5 tickets; (4) \$100 for 10 tickets; (5) \$200 for 30 tickets; and (6) \$500 for 100 tickets. Only one person may be entered in the Drawing per ticket or donation. If the name of more than one person is submitted with a ticket donation, and that ticket is selected as a winning ticket, then the person named first will be deemed the holder of record of that ticket and declared the winner. Division of a prize or prizes by a group purchasing a ticket in common shall be the sole responsibility of the person named as the holder of record of that ticket, should that ticket be selected as the winner or winners. The Organization will not, and is not obligated to, honor an assignment of the prize or prizes to another person.

The Organization reserves the right to reject any entry form that is submitted with a donation that does not constitute "good funds," except as set forth below for requests for Drawing Tickets without a donation. All defective or physically altered entry forms will be immediately disqualified by the Organization. Prior to the prize or prizes drawings, the Organization will make a reasonable effort to notify the individual and/or entity that submits such an entry form which has been rejected, by attempting to make contact through the information provided at the time of submitting the ticket

request. The Organization assumes no responsibility for lost, late, or misdirected entries, or any other failure to receive orders or deliver receipts prior to the drawing deadlines.

If you wish to obtain a Drawing Ticket without making a donation to the Organization, you must mail a hand-written request in your own handwriting entitled "Win Neko Mulally's 2018 World Championship Bike Drawing Ticket Request" and include your complete name, street address, city, state, zip code, telephone number and email address, along with a self-addressed stamped #10 envelope to: Can'd Aid Foundation, 20 Bowen Street, Longmont, CO 80501. ATTN: Neko Mulally Drawing. Your request must be legibly hand-written in your own handwriting in ink on paper or an index card no smaller than 3.5"x5" with the following statement: "I am 18 years of age or older, eligible to participate in this drawing and I agree to abide by the drawing rules". Requests that are mechanical reproductions, without sufficient return postage, or that do not have a verifiable and legible return address will not be accepted. There is a limit of one Drawing Ticket per outer envelope. Mail-in requests must be postmarked by the postal processing center that serves the city listed on your home address. Vermont residents are not required to provide return postage.

The Organization will process the Win Neko Mulally's 2018 World Championship Bike Drawing Ticket Requests in the same manner and order as a request accompanying a donation. After the request is processed, the Organization enter the applicant in the drawing.

BY ENTERING THIS DRAWING, ENTRANTS ACCEPT AND AGREE (1) TO BE BOUND BY ALL THE RULES, LIMITATIONS AND RESTRICTIONS SET FORTH IN THESE OFFICIAL RULES; (2) AGREE TO COMPLY WITH ANY AND ALL APPLICABLE FEDERAL, STATE AND LOCAL LAWS, RULES AND REGULATIONS; (3) THAT THEIR NAMES AND/OR LIKENESSES MAY BE DISCLOSED TO AND USED BY THE NEWS MEDIA AND MAY OTHERWISE BE USED BY THE ORGANIZATION FOR PUBLICITY PURPOSES; AND (4) THAT THEY WILL ABIDE BY CAN'D AID FOUNDATION'S ENTRANT PRIVACY POLICY. OTHER RULES AND REGULATIONS MAY APPLY. PLEASE CONTACT THE ORGANIZATION IF YOU HAVE ANY QUESTIONS. THE ORGANIZATION'S INTERPRETATION AND APPLICATION OF THE RULES AND REGULATIONS SHALL BE FINAL.

BY ENTERING THIS DRAWING, EACH PARTICIPANT RELEASES THE ORGANIZATION AND THEIR DIRECTORS, OFFICERS, EMPLOYEES AND AGENTS FROM ANY AND ALL LIABILITY FOR INJURIES, LOSSES OR DAMAGES OF ANY KIND CAUSED BY PARTICIPATING IN THE DRAWING OR WINNING ANY PRIZE OR RESULTING FROM ACCEPTANCE, POSSESSION, USE OR MISUSE OF THE PRIZE, AND

THE WINNER AGREES TO INDEMNIFY AND HOLD THE ORGANIZATION HARMLESS FROM ANY AND ALL LOSSES, DAMAGES, RIGHTS, CLAIMS AND ACTIONS OF ANY KIND ARISING FROM, IN CONNECTION WITH, OR AS A RESULT OF PARTICIPATING IN THE DRAWING OR THE WINNER'S ACCEPTANCE OR USE OF THE PRIZE.

The prize winner or winners assume all fees, local, state and federal taxes (including, but not limited to, income taxes based on the value of the prize or prizes), financing costs (including, but not limited to, closing costs, title insurance, and transfer tax and fees), which must be paid on prizes valued at \$5,000.00 or more prior to being transferred to the winner or winners. The Organization takes no responsibility for any tax liabilities. Consult your tax advisor. This Drawing is void where prohibited by law, and all federal, state and local laws and regulations apply.

A PARTICIPANT'S SOLE AND EXCLUSIVE REMEDY FOR A BREACH BY THE ORGANIZATION SHALL BE LIMITED TO THE RETURN OF THE DONATION FOR HIS OR HER DRAWING TICKET(S). IN NO EVENT SHALL THE ORGANIZATION OR THEIR DIRECTORS, OFFICERS, EMPLOYEES, VOLUNTEERS, AGENTS OR REPRESENTATIVES BE LIABLE TO ANY PARTY FOR ANY LOSS OR INJURIES TO EARNINGS, PROFITS OR GOODWILL, OR FOR ANY INCIDENTAL, SPECIAL, PUNITIVE OR CONSEQUENTIAL DAMAGES OF ANY PERSON OR ENTITY WHETHER ARISING IN CONTRACT, TORT OR OTHERWISE, EVEN IF ADVISED OF THE POSSIBILITY OF SUCH DAMAGES.

Eligibility:

Win Neko Mulally's 2018 World Championship Bike Drawing is open to anyone 18 years or older. Employees, agents, officers of the Organization and their respective affiliated companies, partners, advertising agencies, promotion and administration agencies and any entity which is involved in any aspect of the creation, production, operation, execution, or fulfillment of this Drawing and their immediate families and those living in the same household, whether or not related, are not eligible to enter the Drawing. Entries will not be accepted from inmates of a correctional facility.

When to Enter:

The Drawing begins on September 13, 2018 and ends at 8:00pm EST on November 9, 2018 ("Drawing Period"). Mail-in entries must be received by 12:00am EST on November 7, 2018 to be eligible. Entries received outside this time will be ineligible and will be discarded. The Drawing for the prize or prizes

will be conducted by the Organization on November 9, 2018 at Oskar Blues Brewery in Brevard, NC. The winner need not be present to win.

How to Enter:

Any eligible person may enter Win Neko Mulally's 2018 World Championship Bike Drawing by obtaining an official numbered drawing ticket ("Drawing Ticket") from the Organization during the Drawing Period. Drawing Tickets may be obtained in the following manner: (1) [ordering online](#) by visiting and submitting an online ticket form with a donation; (2) or by requesting a Drawing Ticket free of charge to the Organization by using the method previously outlined.

Prize:

The Grand Prize is a Win Neko Mulally's 2018 World Championship Bike. Prizes identified, logos, brands and other trademarks referred to herein are the property of their respective trademark holders.

Winning Odds:

The odds of winning the prize or prizes depend on the total number of eligible Drawing Tickets issued.

Selection of Winner:

The drawing will be held at 8:00pm EST on November 9, 2018 from all eligible Drawing Tickets. Winner need not be present to win.

Winner will be notified according to the contact information provided to the Organization at the time of the entry. The prize is forfeited if the prize winner cannot be located by 5:00pm EST on November 15, 2018 after attempting to make contact through the information provided at the time of entry. The Organization will make all reasonable efforts to notify the potential prize winner or winners. If the prize winner cannot be located by 5:00 pm EST on November 15, 2018, a new winner will be drawn from the remaining eligible Drawing Tickets.

In order to collect his or her prize, a prize winner must sign and deliver to the Organization: (a) a sworn affidavit of eligibility in accordance with these Rules and Applicable Laws, including, without limitation, that he or she is at least 18 years old; (b) such written information as is required by any applicable tax and/or property or vehicle title or registration laws, including, without limitation, his or her Social Security Number; (c) proof of identity in forms satisfactory to the Organization showing that the person claiming the prize is the same person who is named on the winning ticket and (d) a signed Liability and Publicity Release.

Publicity:

Acceptance of the prize constitutes permission for the Organization and/or its designees to use the prize winner's name, hometown, photograph, testimonial, or other likeness and/or prize information or personal exposition (and/or any edited portion thereof) for promotional, advertising, and/or publicity purposes in any media, now or hereafter known, throughout the world in perpetuity, without compensation or notice to, or further consent of, the prize winner, to the extent permitted by law.

General Terms and Conditions:

The prize or prizes will be transferred to the prize winner **"AS IS, WHERE IS, AND WITH ALL FAULTS"**. **THE ORGANIZATION DOES NOT PROVIDE ANY GUARANTEE OR WARRANTY, EXPRESSED OR IMPLIED, IN CONNECTION WITH THE PRIZE OR PRIZES AND ACCEPTS NO LIABILITY OR RESPONSIBILITY REGARDING THE CONSTRUCTION OR CONDITION OF THE PRIZE OR PRIZES. THE ORGANIZATION DOES NOT WARRANT THAT THE PRIZE OR PRIZES ARE OF MERCHANTABLE QUALITY OR THAT THEY CAN BE USED FOR ANY PARTICULAR PURPOSE. NO EXPRESS WARRANTIES ARE GIVEN AND NO AFFIRMATION OF THE ORGANIZATION BY WORDS AND/OR ACTIONS WILL CONSTITUTE A WARRANTY.**

The Drawing is void where prohibited or restricted by law. The Organization reserves the right to cancel, suspend and/or modify the Drawing if any fraud or other problem impacts the fair administration, security, or proper play of the Drawing, as determined by the Organization at its sole discretion. In such event, the Organization reserves the right to award the prize or prizes according to the "Selection of Winner" criteria from among the eligible Drawing Tickets received as of the date of impairment. Notice of such action will be posted. The Organization reserves the right to disqualify any individual it determines, in its sole discretion, has tampered or intends to tamper with the entry process or the operation of the Drawing, or is acting in violation of these Official Drawing Rules and Regulations or in an unsportsmanlike or disruptive manner. Any attempt to deliberately undermine the legitimate operation of the Drawing may be a violation of criminal and civil law, and, should such an attempt be made, the Organization reserves the right to seek damages from any such person to the fullest extent permitted by law. The Organization's delay or failure to enforce any term or provision of these Official Drawing Rules and Regulations shall not constitute a waiver of that provision.

At the time of closing, all federal and state income taxes based on the value of the prize or prizes will be due from the prize winner or winners. The Organization makes no guarantee that the prize winner will be able to sell the prize or prizes for the value of the tax liability, nor is there any guarantee that the Internal Revenue Service (IRS) will accept the value of the prize or prizes for the purpose of determining

any income tax that may be due from the prize winner. The Organization takes no responsibility for any prize winner tax liabilities. Winner is responsible for the reporting and payment of all taxes (if any) as well as any other costs and expenses associated with acceptance and use of the prize not specified herein as being awarded.

ANY CONTROVERSY OR CLAIM ARISING OUT OF OR RELATING TO THE CONTRACT, OR THE BREACH THEREOF, SHALL BE SETTLED BY BINDING ARBITRATION ADMINISTERED BY THE AMERICAN ARBITRATION ASSOCIATION (PURSUANT TO ITS EXPEDITED PROCEDURES) UNDER ITS COMMERCIAL ARBITRATION RULES, AND JUDGMENT ON THE AWARD RENDERED BY THE ARBITRATOR MAY BE ENTERED IN ANY COURT HAVING JURISDICTION THEREOF.

For information or inquiries regarding this Drawing, contact: info@candaid.org.