

## Official Contest Rules & Regulations

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By participating in the Cosumnes Legacy Foundation Car Raffle, you agree to all of the following:

These **Official Rules** govern the conduct of the raffle and, together with the decisions of Cosumnes Legacy Foundation, Inc., hereinafter referred to as "CLF", are binding on everyone who purchases a raffle ticket and/or who is named on a raffle ticket. The Car Raffle is a fundraising activity in support of CLF, which works to support quality-of-life services, focusing on programs and projects related to parks, recreation, fire protection and emergency medical care. These Official Contest Rules may not be waived, modified, or supplemented except by CLF.

The grand prize drawing for the CLF Car Raffle will be held once 250 tickets are sold, expected to be early summer 2010. The deadline for ticket sales has been extended and ticket requests are still being accepted. Susie Bright CPA, an independent accounting firm located in Elk Grove, California, will supervise all drawings associated with this raffle. The drawing for prizes will be open to the public, but the winner does not need to be present to win.

The price per ticket is \$100.00. A maximum of 250 tickets will be sold. Ticket sales will cease when that number of qualified entries is reached. Any requests and payments received following the cut off will be returned to the sender. The IRS position is that amounts paid for chances in raffles, lotteries or similar drawings for valuable prizes are not gifts, and consequently do not qualify as deductible charitable contributions.

If the winner elects to take the car as the prize, that winner assumes and must pay all fees and charges (including, but not limited to, tags and license), local, state and federal taxes when the car is transferred to the winner. In addition, all costs of car ownership, such as (without limitation) insurance, are the winner's sole responsibility. CLF assumes no responsibility for the winner's tax obligations and suggests you consult your tax advisor. CLF will file a form 1099 with the Internal Revenue Service to report the value of the prize won. This offer is void where prohibited by law and all federal, state and local laws and regulations apply.

By participating in this raffle, all ticket purchasers and everyone named on a raffle ticket accept and agree (1) to be bound by all the rules, limitations and restrictions set forth here and (2) that their names and/or likenesses may be disclosed to and used by the news media and may otherwise be used by CLF for publicity purposes and in the announcement of the prize winner to be published in area newspapers or other media including television, radio, web and print. The identification of the prize winner will be published on the CLF Car Raffle website. The identification of the winner may be obtained by sending a written request plus a self-addressed, stamped envelope to CLF Car Raffle, P.O. Box 668, Elk Grove, CA, 95759-0668. CLF interpretation and application of the rules and regulations shall be final.

By participating in this raffle, each participant releases CLF and its directors, officers, employees and agents from any and all liability for injuries, losses or damages of any kind caused by any

prize or resulting from acceptance, possession, use or misuse of any prize, and the winner agrees to indemnify and hold CLF and its directors, officers, employees and agents harmless from any and all losses, damages, costs, expenses, rights, claims and actions of any kind arising in connection with or as a result of the winner's acceptance or use of the car.

**ELIGIBILITY:** Raffle ticket purchasers and the person named on a raffle ticket must be at least 18 years of age at the time of purchase. Raffle tickets may not be purchased in the name of a business, trust, corporation, or other entity, or wherever prohibited by applicable law. Raffle tickets may not be purchased in the name of members of the Board of Directors or employees of CLF (or persons residing in the same household as employees of CLF), or employees of the accounting firm of Susie Bright, CPA (or persons residing in the same household as employees of Susie Bright, CPA). The prize winner may be required to sign an affidavit of eligibility.

**GRAND PRIZE:** The prize winner is strongly advised to seek professional legal, tax advice. Award of the prize could have material adverse consequences on the winner including without limitation, with respect to taxes, income, government entitlements or other benefits, or other legal, financial or other matters. The prize is, depending on availability at the time of the drawing, either a 2009 or a 2010 Nissan Cube, to be purchased at Nissan of Elk Grove. Depictions of the car are shown in informational materials on the CLF Car Raffle website and elsewhere, including [www.nissanofelkgrove.com](http://www.nissanofelkgrove.com).

In order for the Grand Prize winner to receive the car (subject to the other provisions in these rules), if not present at the drawing; the winner must elect to receive the car by delivering written notice of that election to CLF by 5:00 p.m. on Monday March 15, 2010. If CLF does not receive that notice, then the winner will be automatically and irrevocably deemed to have elected not to receive the car and an alternative recipient will be substituted as winner.

The car, when selected, will be transferred to the Grand Prize winner in "AS IS, WHERE IS" condition by CLF. CLF does not provide any guarantee or warranty, expressed or implied, in connection with the car. CLF accepts no liability or responsibility regarding the manufacturing or condition of the car. No warranties, express or implied, are made or offered by CLF.

**CAR VALUE:** The value of the 2009 or 2010 Nissan Cube may vary, depending upon the exact features of the car that is made available from the stock of Nissan of Elk Grove at that time, but is estimated to be approximately \$14,710.00 USD. The Internal Revenue Service or the California Franchise Tax Board will accept that value of the car or any other value for the purpose of determining any income tax that may be payable by the Grand Prize winner.

**REFUNDS:** All raffle ticket sales are final. No refunds will be made except under the following circumstances: any ticket request with verified payment received after 250 tickets have been sold will be returned. No other refunds are available.

**TICKETS:** Tickets are \$100.00 each and may be purchased solely from CLF. You may buy as many tickets as you wish, subject to availability, until all 250 are sold. A raffle ticket can be purchased in one name only. Each raffle ticket will be entered separately in the drawing. Each raffle ticket is a separate and equal chance to win the Nissan Cube. Any prize and related tax

liability will belong to the person named on the ticket. Any raffle ticket request form that is deemed in CLF's discretion to be defective or illegible will not be honored

Tickets may be purchased from members of the Board of Directors of CLF, by calling Oscar O'con at (916) 919-0645, or by sending \$100.00 per ticket desired to be purchased (along with name, address, phone number and email address of the eligible purchaser) to CLF Car Raffle, P.O. Box 668, Elk Grove, CA, 95759-0668. Ticket requests must include payment in cash or check to be eligible. You may purchase as many available tickets as you wish. All sales transactions are final. No payments will be refunded except as noted above in "Refunds". If a check does not clear the bank, the ticket purchase is null and void and the purchaser will be notified via mail or email of the problem. The next ticket order in line will be processed.

When a raffle ticket order is placed and funds have cleared, CLF will complete the raffle ticket for the purchaser by filling in the name, address and phone number of the purchaser. CLF will then drop each completed raffle ticket in the secured raffle barrel located at the offices of Susie Bright, CPA, in Elk Grove, California. The purchaser will receive an email from CLF confirming the ticket purchase and providing the ticket number(s) and their ticket portion will be forwarded via mail.

**DRAWING:** To be eligible, ticket requests with verified payment must be received by the earlier of 12:00pm on the day of the raffle drawing or the sale of 250 tickets. The Grand Prize drawing will be held at the grand opening event for Bartholomew Sports Park, the date for which has not yet been set, but which is anticipated to take place in late June or early July 2010. Revised information concerning the Grand Prize drawing date will be placed on the raffle website as soon as it is available.

Winner notification will be made by telephone, mail and posted on the web page. The winner will need to provide proper identification to the satisfaction of Community Assistance Services, Inc. A representative of CLF will assist in coordinating all the details with the winner regarding the delivery, tags and registration of the 2009 or 2010 Nissan Cube. Winner agrees to the use of his/her name, photograph or videotape likeness and statements for publicity purposes by CLF and agrees to sign a publicity release without any further compensation.

CLF will make reasonable efforts to contact the person named on the winning raffle ticket (who does not have to be present to win), using only the information on the ticket. If, despite these efforts, the person named on a winning raffle ticket cannot be located within 30 calendar days after the drawing, or if any such person is ineligible under these rules or applicable law, then that person will not be awarded the prize. There is to be no substitution for the raffle prize.

**TICKET AND PAYMENT VERIFICATION:** CLF reserves the right to reject any ticket request form that is submitted with payment that does not constitute "good funds". All defective or physically altered request forms are subject to disqualification at the discretion of CLF. Prior to the Grand Prize drawing, CLF will make a reasonable effort to notify any individual who submits such an entry form, or one which has been rejected because the credit card or check did not clear, that the entry has been rejected. All requests for tickets for the drawing must be received and/or purchased by the indicated deadline.

**IN THE EVENT OF NON-SELLOUT OF TICKETS:** A maximum of 250 tickets will be sold. The minimum of tickets that must be sold for the Grand Prize winner to have a choice of the car is also 250. If fewer than 250 tickets are sold by 5:00 p.m. the day prior to the raffle drawing, then CLF may, at its discretion, reschedule the drawing to a later date. CLF also reserves the right to cancel this raffle contest at any time, in which event liability is limited to the refund of the ticket price to all participants.

**REGISTRATION WITH THE STATE OF CALIFORNIA:** This raffle is registered with the Office of the California Attorney General, California Raffle Registration number RF0004399.