

Garden In A Box Winter Giveaway 2020

Rules and Regulations:

This promotion is in no way sponsored, endorsed or administered by, or associated with Facebook. You understand that you are providing your information to the owner of this Facebook page and not to Facebook.

NO PURCHASE IS NECESSARY TO ENTER OR WIN. A PURCHASE DOES NOT INCREASE THE CHANCES OF WINNING.

- 1. Eligibility:** This Campaign is open to residents of Colorado's Front Range due to necessity of retrieving the prizes in person.
- 2. Agreement to Rules:** By participating, the Contestant ("You") agree to be fully unconditionally bound by these Rules, and You represent and warrant that You meet the eligibility requirements. In addition, You agree to accept the decisions of [Giveaway Owner] as final and binding as it relates to the content of this Campaign.
- 3. Campaign Period:** Entries will be accepted by submitting the Constant Contact Sign Up Form to receive updates about the 2021 garden season starting Nov. 12th 2020 and ending on Dec. 11th, 2020 at 12pm MST. All entries must be received by December 11th, 2020 at 12pm MST.
- 4. How to Enter:** The Campaign must be entered by:
 - A. Complete all required fields on our 2021 Sales Season Notification Form between Nov. 12th and Dec. 11th at 12pm MST.
 - B. Our system captures the most recent time a single email address signed up on the form so each email address will only be entered in the giveaway once, regardless of the number of times you fill the form out.
 - C. No purchase necessary.

The entry must fulfill all Campaign requirements, as specified, to be eligible to win a prize. Entries that are incomplete or do not adhere to the rules or specifications may be disqualified at the sole discretion of Resource Central.

5. Prizes: The five (5) Winner(s) of the Campaign (the "Winner") will each receive a prize consisting of a gift certificate redeemable for the Garden In A Box of the winner's choice, valued between \$89 and \$161 and dependent of the stock we have available at the time the Winner redeems their gift certificate. Actual/appraised value may differ at time of prize award. The specifics of the prize shall be solely determined by Resource Central. No cash or other prize substitution shall be permitted except at Resource Central's discretion. The prize is nontransferable. Any and all prize-related expenses, including without limitation any and all federal, state, and/or local taxes, shall be the sole responsibility of Winner. No substitution of

prize or transfer/assignment of prize to others or request for the cash equivalent by Winner is permitted. Resource Central cannot ship the grand prize. Acceptance of prize constitutes permission for Resource Central to use Winner's name, likeness, and entry for purposes of advertising and trade without further compensation, unless prohibited by law.

6. **Odds:** The odds of winning depend on the number of eligible entries received.

7. **Winner Selection and Notification:** Winners will be selected randomly under the supervision of Resource Central on December 11th, 2020. Winners will be notified by a tagged post on Facebook and via email by the 5pm MST on December 11th, 2020. Resource Central shall have no liability for Winner's failure to receive notices due to spam, junk e-mail or other security settings or for Winner's provision of incorrect or otherwise non-functioning contact information.

If Winners cannot be contacted, is ineligible, or fails to claim the prize by September 30th, 2021, when the gift certificate expires, the prize is then be forfeited. Receipt by Winner of the prize offered in this Campaign is conditioned upon compliance with any and all federal, state, and local laws and regulations.

ANY VIOLATION OF THESE OFFICIAL RULES BY WINNER (at Resource Central's sole discretion) WILL RESULT IN WINNER'S DISQUALIFICATION AS WINNER OF THE CAMPAIGN, AND ALL PRIVILEGES AS WINNER WILL BE IMMEDIATELY TERMINATED.

8. **Rights Granted by You:** By entering this giveaway via the sign up form submission, You understand and agree that Resource Central, anyone acting on behalf of Resource Central and Resource Central licensees, successors, and assigns, shall have the right, where permitted by law, to print, publish, broadcast, distribute, and use in any media now known or hereafter developed, in perpetuity and throughout the World, without limitation, your entry, name, portrait, picture, voice, likeness, image, statements about the Campaign, and biographical information for news, publicity, information, trade, advertising, public relations, and promotional purposes without any further compensation, notice, review, or consent. You also understand that you are consenting up to be emailed by Resource Central about all 2021 season updates, and that you can unsubscribe from this list at any time.

9. **Terms & Conditions:** Resource Central reserves the right, in its sole discretion, to cancel, terminate, modify or suspend the Campaign should virus, bug, nonauthorized human intervention, fraud, or other cause beyond Resource Central's control corrupt or affect the administration, security, fairness, or proper conduct of the Campaign. In such case, Resource Central may select the Winner from all eligible entries received prior to and/or after (if appropriate) the action taken by Resource Central. Resource Central reserves the right, in its sole discretion, to disqualify any individual who tampers or attempts to tamper with the entry process or the operation of the Campaign or website or violates these Terms & Conditions.

Resource Central has the right, in its sole discretion, to maintain the integrity of the Campaign, to void votes for any reason, including, but not limited to: multiple entries from the same user from different IP addresses; multiple entries from the same computer in excess of that allowed by

Campaign rules; or the use of bots, macros, scripts, or other technical means for entering. Any attempt by an entrant to deliberately damage any website or undermine the legitimate operation of the Campaign may be a violation of criminal and civil laws. Should such attempt be made, Resource Central reserves the right to seek damages to the fullest extent permitted by law.

10. Limitation of Liability: By entering, You agree to release and hold harmless Resource Central and its subsidiaries, affiliates, advertising and promotion agencies, partners, representatives, agents, successors, assigns, employees, officers, and directors from any liability, illness, injury, death, loss, litigation, claim, or damage that may occur, directly or indirectly, whether caused by negligence or not, from: (i) such entrant's participation in the Campaign and/or his/her acceptance, possession, use, or misuse of any prize or any portion thereof; (ii) technical failures of any kind, including but not limited to the malfunction of any computer, cable, network, hardware, or software, or other mechanical equipment; (iii) the unavailability or inaccessibility of any transmissions, telephone, or Internet service; (iv) unauthorized human intervention in any part of the entry process or the Promotion; (v) electronic or human error in the administration of the Promotion or the processing of entries.

11. Disputes: THIS Campaign IS GOVERNED BY THE LAWS OF COLORADO WITHOUT RESPECT TO CONFLICT OF LAW DOCTRINES. As a condition of participating in this Campaign, participant agrees that any and all disputes that cannot be resolved between the parties, and causes of action arising out of or connected with this Campaign, shall be resolved individually, without resort to any form of class action, exclusively before a court located in [location] having jurisdiction. Further, in any such dispute, under no circumstances shall 3 participants be permitted to obtain awards for, and hereby waives all rights to, punitive, incidental, or consequential damages, including reasonable attorney's fees, other than participant's actual out-of-pocket expenses (i.e. costs associated with entering this Campaign). Participant further waives all rights to have damages multiplied or increased.

12. Sponsor: The Sponsor of the Campaign is Resource Central.