

## DIRECTOR'S ORDER NUMBER ONE HUNDRED FORTY-SIX (2022)

# VIRGINIA LOTTERY'S SECOND HALF FY2023 eXTRA CHANCES (JANUARY-JUNE 2023) PROMOTION FINAL RULES FOR OPERATION.

The Virginia Lottery's "Second Half FY23 eXTRA Chances (January-June 2023) Promotion" ("Promotion") Rules are promulgated in accordance with §§2.2-4002B(15) and 58.1-4006A of the Code of Virginia to promote the Virginia Lottery Scratcher product line by adding extra value to its Non-winning Scratchers containing the eXTRA Chances logo. The Promotion opens on December 26, 2022 with twenty-six (26) Entry Periods and twenty-six (26) Drawings and closes on June 25, 2023. These rules amplify and conform to the duly adopted Virginia Lottery regulations for the conduct of Lottery games.

A copy of the Promotion Rules may be requested by sending an email to <a href="mailto:publicrecords@valottery.com">publicrecords@valottery.com</a>. The Promotion Rules also are available for inspection and copying during normal business hours at Virginia Lottery headquarters, 600 E. Main Street, Richmond, Virginia 23219, and at each of the Virginia Lottery's Customer Service Centers. A copy also may be requested by mail by writing to: FOIA Officer, Virginia Lottery, 600 E. Main St., Richmond, VA 23219.

This Director's Order becomes effective on December 26, 2022, and shall remain in full force and effect through the end Promotion date unless amended or rescinded by further Director's Order.

/s/Quan Kirk	_11/17/2022	
Quan Kirk, Deputy General Counsel	Date	
, ,		
/s/ Kelly T. Gee	11/17/2022	
Kelly T. Gee, Executive Director	Date	



## VIRGINIA LOTTERY'S SECOND HALF FY2023 eXTRA CHANCES (JANUARY-JUNE 2023) PROMOTION OFFICIAL RULES

- **A. PURPOSE:** A Promotion will be conducted to promote the Virginia Lottery Scratcher product line by adding extra value to its Non-winning Scratchers containing the eXTRA Chances logo. With this Promotion, twenty-six (26) Prize Drawings will be conducted. Drawings will be conducted to award various Prizes related to a monthly theme.
- **B. PROMOTION PERIOD:** This Promotion will begin December 26, 2022, and will end June 25, 2023 ("Promotion Period"), with the final Prize Drawing on or about June 27, 2023.
- C. **DEFINITIONS** (for purposes of this Promotion):
  - "Cash Prize" means a monetary Prize or a gift-card Prize.
  - "Claimant" means a verified Entrant, Participant, or Player who presents an Entry that he/she presumes to be a Winning Promotion Entry.
  - "<u>Director</u>" means the Executive Director of the Virginia Lottery as established in Chapter 40 of Title 58.1 (§ 58.1-4000 et seq.) of the Code of Virginia or any other employee(s) to whom the Executive Director's authority is lawfully delegated.
  - "Drawing" means a formal process of randomly selecting Entries in accordance with the Promotion Rules.
  - "Entrant," "Participant," or "Player" means a Person who is at least eighteen (18) years of age, who makes a qualifying purchase or otherwise validly enters a Promotion according to one of the approved Entry methods stated in the Promotion Rules in the hope of winning a Prize.
  - "Entry" means a method, whether electronic or paper-based, by which a Player enters a Drawing or Promotion.
  - "Entry Period(s)" means the time frame(s) during which Entries for this Promotion will be accepted.
  - "<u>eXTRA Chances Web Code</u>" means a series of numbers and letters that, when submitted according to any of the applicable Entry methods described herein, and when used in conjunction with all other required entry data, enters a Player into the eXTRA Chances Promotion.
  - "Lottery" means the Virginia Lottery.
  - "<u>Lottery Board</u>" means the group of seven (7) people, appointed by the Governor of Virginia, with the power to adopt regulations governing the establishment and operation of the Virginia Lottery and to perform other functions that are set out in the Code of Virginia.
  - "<u>Lottery Retailer</u>," "<u>Lottery Sales Retailer</u>," or "<u>Retailer</u>" means a person licensed by the Virginia Lottery to sell and dispense Virginia Lottery Tickets, materials and games.
  - "Non-cash Prize" means an item awarded as a Prize such as a vehicle, trip, concert, etc.

- "Non-winning" or "Non-winning Scratcher" means a Scratcher, purchased at a licensed Virginia Lottery retailer location or directly from the Virginia Lottery, that does not contain a winning Prize combination.
- "<u>Person</u>" means a natural person and may not extend to or be applied to a corporation, company, partnership, association or other entity.
- "Prize" or "Prizes" means the winnings as defined in **Section K** ("Prize Description").
- "<u>Prizewinner</u>" means a verified Person who is entitled, via Entry verification, to receive a Prize under the rules of a Promotion.
- "<u>Promotion</u>" means the "added value" offer to consumers named in the title at the top of Page 1 of these Rules.
- "Promotion Rules" or "Rules" means these rules.
- "<u>Scratcher</u>" or "<u>Ticket</u>" means a ticket with a coating over the Play Areas that, when scratched off, reveals instant game play results.
- "Scratch Game" means a game, played via Scratcher, that contains the appropriate Play Areas, Legend(s), Barcodes and other codes that, when played, reveals or informs a Player immediately whether he/she has won a Prize as specified in the Game Rules.
- "<u>Self-service Vending Machine</u>" or "<u>Vending Machine</u>" means an interactive device by which a Player may select a game, purchase a Ticket, and/or receive a Promotion Entry Form, without the help of a clerk at a Virginia Lottery Retailer or an employee at a Virginia Lottery office or other approved location.
- "<u>Winning Entry</u>" means an eligible Promotion Entry, drawn during the established Drawing(s), that has passed all Lottery validation and security requirements and processes.

## D. ELIGIBILITY:

- 1. This Promotion is open to Players eighteen (18) years of age or older. A Player will be required to provide proof of his/her date of birth.
  - \* Although the required minimum age of a Prizewinner is 18, any winner under the age of 21 who wins a Prize involving travel must be accompanied on the trip by a responsible adult 21 years of age or older who must also be responsible for the hotel reservation.
- 2. Persons who are in the voluntary exclusion program, pursuant to §58.1-4015.1 of the Code of Virginia, are ineligible to participate in any Lottery promotions.
- 3. No officer, employee or Board member of the Lottery, or any officer or employee or board member of any vendor to the Lottery of computer-generated or scratch game goods or services working directly on a contract with the Lottery for such goods or services, or any person residing in the same household of any such board member, officer or employee, or any person under the age of eighteen (18) years, shall be eligible to participate in this Promotion. The Lottery will not award a Prize on any Ticket submitted by, for, or gifted to or transferred to anyone referenced in this **Section D**, or to the transferee of such Person.

**E. PROMOTION ENTRY:** To participate, a Player must submit an eligible\* Virginia Lottery Non-winning Scratcher containing the eXTRA Chances logo via an established Entry method to enter a Prize Drawing. Entries for this Promotion will be accepted via U.S. mail, the Virginia Lottery's Website and the Virginia Lottery's Mobile App.

\*Eligible Scratchers are those that contain the eXTRA Chances logo **and** that are still in the claim eligibility period (180 days after official game close date).

All Entries submitted according to **Section G** ("Mailed Entries"), **Section H** ("Website Entries") and **Section I** ("Mobile App Entries") **and** received during the designated Promotion Entry Periods as specified in **Section J** ("Entry Deadlines") **will be included** in the applicable weekly Prize Drawing.

A Player may enter the Promotion more than once as long as each Entry is based upon a different eligible Scratcher Ticket and the total number of Scratcher Tickets does not exceed the twenty-five (25) daily maximum.

The Lottery, at its sole discretion, reserves the right to add or remove eligible Scratchers to/from this Promotion. The Lottery also reserves the right to award Players with Entries into this Promotion as Prizes in other authorized Promotions being offered concurrently.

#### F. ENTRY REQUIREMENTS:

- 1. Each eligible Scratcher used for Entry into this Promotion must have been issued by the Lottery in an authorized manner during the Entry Period referenced in **Section J** ("Entry Periods").
- 2. A Player may submit, to *this* Promotion, a maximum of twenty-five (25) Non-winning Scratchers per day over the course of the Promotion. This requirement does not limit a Player from entering eligible Non-winning Scratchers into other Lottery Promotions being offered simultaneously.
- 3. Website and Mobile App Entries will receive a number of Entries equal to the price point of their Scratcher. Example: A \$10 Scratcher would generate ten (10) Entries. Mail Entries will only receive one (1) Entry per envelope submitted regardless of the price point. Multiple Entries enclosed in one (1) envelope will be disqualified.
- 4. A Player will be eligible to win one (1) Prize per Weekly eXTRA Chances Drawing. Once a Prizewinner has won a Prize in a Drawing, he/she will not be eligible to win again until the next Drawing. Refer to Section E ("Promotion Entry"). Entries that are not selected as a Winner in a Prize Drawing do not carry over to subsequent Prize Drawings.
- 5. The Lottery will not be responsible for Non-winning Tickets submitted incorrectly or received outside of the established Entry Deadlines for the Prize Drawings as specified in **Section J** ("Entry Deadlines"). Such Ticket Entries shall be deemed invalid.
- 6. Only Non-winning Tickets that are submitted in the manner described in **Section G** ("Mailed Entries"), **Section H** ("Website Entries"), and **Section I** ("Mobile App Entries") of these Promotion Rules during the designated Entry Periods will be eligible for Entry in this Promotion and to win a prize. Hand-Delivered Tickets and Tickets submitted via any other methods not specified in these Promotion Rules will not be accepted as an Entry for this Promotion and will be deemed invalid.

- 7. Each Entry submitted for this Promotion must contain the Entrant's current and valid information in order to be eligible to win a Prize in this Promotion. The Lottery will not change or update information for an Entry that has already been submitted. This includes address and telephone number updates. The Lottery will not be responsible for data-entry errors by Entrants or for connectivity issues involving the Player's access to the Virginia Lottery's Website or Mobile App.
- 8. A Prizewinner's Winner Notification Letter will be mailed to the address registered with the Winner's player account at the time of Winner's Entry submission. Any Prizewinner whose Winner Notification Letter is returned undeliverable due to incorrect and/or incomplete address information, expired forwarding address notifications and/or delivery delays due to mail forwarding notifications, and the Prizewinner fails to notify the Lottery before the claim deadline date regarding the incorrect address, will forfeit his/her opportunity to win a Prize in this Promotion. Neither the Lottery nor its designee will be required to attempt delivery of a Winner Notification Letter more than once unless the Prizewinner notifies the Lottery before the claim deadline date regarding the incorrect address. If the Lottery is notified prior to the deadline date, the Lottery will email the required forms to the Prizewinner using the email address provided at the time of Entry submission.

#### G. MAILED ENTRIES:

1. To enter by mail, a Player must **clearly** and **legibly print** his/her full name [consisting of his/her first name and last name (<u>no initials</u>)], **date of birth**, street address, city, state, ZIP code and daytime telephone number on the back of his/her eligible Scratcher. An address stamp or pre-addressed label may be used on Non-winning Scratchers being submitted as Entries into the Promotion. When using an address stamp or pre-addressed label, a Player must include his/her **date of birth** to provide proof of age and a daytime telephone number. The eligible Scratcher must be mailed in an envelope no larger than 4½" x 9½", during the established Entry Periods, to the Promotion address:

eXTRA Chances P. O. Box 2489 Richmond, VA 23218

OR

to the eXTRA Chances P. O. Box listed on the back of the eligible Scratcher.

- 2. Entries that are mailed to or delivered to any other Lottery or non-Lottery address will not be accepted and will be deemed invalid.
- 3. Entries that are mailed to the wrong Promotion Post Office Box will be deemed invalid.
- 4. Only one (1) name may be recorded on an eligible Scratcher. In the event that more than one (1) name is recorded on an eligible Scratcher, the name appearing first on the Scratcher shall be deemed to be, and for all purposes regarded as, the Entrant.
- 5. Entries mailed to the Lottery with insufficient postage will be deemed invalid.
- 6. Mailed Entries will not be opened unless the Entry is selected as a winner of a Prize.
- 7. Multiple Entries enclosed in one (1) envelope will be disqualified.

#### H. WEBSITE ENTRIES:

- 1. To enter via the Website, a Player must go to the Lottery's eXTRA Chances page at <a href="http://www.valottery.com/extrachances">http://www.valottery.com/extrachances</a> and successfully complete registration\* or log in if already registered.
  - \*Registration will require entry of a Player's correct full name [consisting of his/her first name and last name (no initials), date of birth, street address, city, state, ZIP code, last four (4) digits of the player's Social Security number and telephone number).
- 2. As part of the Lottery's registration process for this Promotion, third-party identity authentication will confirm that the Player is eighteen (18) years of age or older. If a Player's identity cannot be confirmed, additional steps for manual confirmation of identity will be provided.
- 3. Players entering via the Internet can use a computer or a mobile telephone to access the Lottery's Website. When using a mobile telephone, a Player can choose to enter their Promotion Entry Number manually or by using their mobile telephone's camera to scan the bar code listed with the Promotion Entry Number.
- 4. Players who choose to manually enter their Promotion Entry Number must correctly enter **BOTH** the Promotion Entry Number found on the back of each eligible Scratcher and the eXTRA Chances Web Code found on the front of each eligible Scratcher. The Lottery will not be responsible for Promotion Entry Numbers and/or eXTRA Chances Web Codes that are transposed or entered incorrectly.
- 5. Once successfully entered via the Website, Players **do not** need to retain their Scratcher(s). Scratchers submitted as Promotion Entries via the Website **will not** be required to be presented in order to claim a Prize in this Promotion.

## I. MOBILE APP ENTRIES

- 1. To enter via the Lottery's Mobile App, a Player must have the app downloaded on their mobile device and then go to the Promotions tab and select the eXTRA Chances Promotion. There, the Player must tap on the "Scan To Enter" button and successfully complete registration\* or log in if already registered.
  - \*Registration will require entry of a Player's correct full name (consisting of his/her first name and last name no initials), date of birth, street address, city, state, ZIP code, last four (4) digits of his/her Social Security Number and telephone number.
- 2. As part of the Lottery's registration process for this Promotion, third-party identity authentication will confirm that the Player is eighteen (18) years of age or older. If a Player's identity cannot be confirmed, additional steps for manual confirmation of identity will be provided.
- 3. Players must correctly scan and enter their Scratcher Promotion Entry Number to enter this Promotion. Entries whose Scratcher Promotion Entry Number and/or eXTRA Chances Web Code cannot be verified will be deemed invalid and not eligible for entry into this Promotion.
- 4. Once successfully entered via the Mobile App, Players **do not** need to retain their Scratcher(s) in order to claim a Prize.

## J. ENTRY DEADLINES:

Drawing	Entry Periods
1	December 26, 2022 (midnight, ET), through January 1, 2023 (11:59:59 PM ET)
2	January 2, 2023 (midnight, ET), through January 8, 2023 (11:59:59 PM ET)
3	January 9, 2023 (midnight, ET), through January 15, 2023 (11:59:59 PM ET)
4	January 16, 2023 (midnight, ET), through January 22, 2023 (11:59:59 PM ET)
5	January 23, 2023 (midnight, ET), through January 29, 2023 (11:59:59 PM ET)
6	January 30, 2023 (midnight, ET), through February 5, 2023 (11:59:59 PM ET)
7	February 6, 2023 (midnight, ET), through February 12, 2023 (11:59:59 PM ET)
8	February 13, 2023 (midnight, ET), through February 19, 2023 (11:59:59 PM ET)
9	February 20, 2023 (midnight, ET), through February 26, 2023 (11:59:59 PM ET)
10	February 27, 2023 (midnight, ET), through March 5, 2023 (11:59:59 PM ET)
11	March 6, 2023 (midnight, ET), through March 12, 2023 (11:59:59 PM ET)
12	March 13, 2023 (midnight, ET), through March 19, 2023 (11:59:59 PM ET)
13	March 20, 2023 (midnight, ET), through March 26, 2023 (11:59:59 PM ET)
14	March 27, 2023 (midnight, ET), through April 2, 2023 (11:59:59 PM ET)
15	April 3, 2023 (midnight, ET), through April 9, 2023 (11:59:59 PM ET)
16	April 10, 2023 (midnight, ET), through April 16, 2023 (11:59:59 PM ET)
17	April 17, 2023 (midnight, ET), through April 23, 2023 (11:59:59 PM ET)
18	April 24, 2023 (midnight, ET), through April 30, 2023 (11:59:59 PM ET)
19	May 1, 2023 (midnight, ET), through May 7, 2023 (11:59:59 PM ET)
20	May 8, 2023 (midnight, ET), through May 14, 2023 (11:59:59 PM ET)
21	May 15, 2023 (midnight, ET), through May 21, 2023 (11:59:59 PM ET)

22	May 22, 2023 (midnight, ET), through May 28, 2023 (11:59:59 PM ET)
23	May 29, 2023 (midnight, ET), through June 4, 2023 (11:59:59 PM ET)
24	June 5, 2023 (midnight, ET), through June 11, 2023 (11:59:59 PM ET)
25	June 12, 2023 (midnight, ET), through June 18, 2023 (11:59:59 PM ET)
26	June 19, 2023 (midnight, ET), through June 25, 2023 (11:59:59 PM ET)

Mailed Entries for this Promotion must be **received** by the last date of the appropriate Entry Period to be eligible to win a Prize in a Prize Drawing.

## **K. PRIZE DESCRIPTION:** The following Prizes will be awarded as part of this Promotion:

Drawing	Prize*	# of Prizewinners
1	\$1,000 Flat-screen TV & Soundbar Package	10
2	\$1,000 Flat-screen TV & Soundbar Package	10
3	\$1,000 Flat-screen TV & Soundbar Package	10
4	\$1,000 Flat-screen TV & Soundbar Package	10
5	\$1,000 Flat-screen TV & Soundbar Package	10
6	\$500 Cash & BONUS \$50 Vending Machine Credit	15
7	\$500 Cash & BONUS \$50 Vending Machine Credit	15
8	\$500 Cash & BONUS \$50 Vending Machine Credit	15
9	\$500 Cash & BONUS \$50 Vending Machine Credit	15
10	\$5,000 Getaway Trip (taxes not included)	3
11	\$5,000 Getaway Trip (taxes not included)	3
12	\$5,000 Getaway Trip (taxes not included)	3
13	\$5,000 Getaway Trip (taxes not included)	3
14	\$600 Lowe's® or The Home Depot® Gift Card	10
15	\$600 Lowe's® or The Home Depot® Gift Card	10
16	\$600 Lowe's® or The Home Depot® Gift Card	10

17	\$600 Lowe's® or The Home Depot® Gift Card	10
18	\$1,000 Apple® Gift Card & BONUS \$100 Online Cash	9
19	\$1,000 Apple® Gift Card & BONUS \$100 Online Cash	9
20	\$1,000 Apple® Gift Card & BONUS \$100 Online Cash	9
21	\$1,000 Apple® Gift Card & BONUS \$100 Online Cash	9
22	\$1,000 Apple® Gift Card & BONUS \$100 Online Cash	9
23	\$400 Exxon Gift Card & BONUS \$25 Cash 5 Free Play Coupon	25
24	\$400 BP Gift Card & BONUS \$25 Cash 5 Free Play Coupon	25
25	\$400 Exxon Gift Card & BONUS \$25 Cash 5 Free Play Coupon	25
26	\$400 BP Gift Card & BONUS \$25 Cash 5 Free Play Coupon	25

**L. PROMOTION DRAWINGS:** The following are the twenty-six (26) established Drawing dates for this Lottery Promotion:

Drawing #	Date
1	Tuesday, January 3, 2023
2	Tuesday, January 10, 2023
3	Tuesday, January 17, 2023
4	Tuesday, January 24, 2023
5	Tuesday, January 31, 2023
6	Tuesday, February 7, 2023
7	Tuesday, February 14, 2023

8	Tuesday, February 21, 2023
9	Tuesday, February 28, 2023
10	Tuesday, March 7, 2023
11	Tuesday, March 14, 2023
12	Tuesday, March 21, 2023
13	Tuesday, March 28, 2023
14	Tuesday, April 4, 2023
15	Tuesday, April 11, 2023
16	Tuesday, April 18, 2023
17	Tuesday, April 25, 2023
18	Tuesday, May 2, 2023
19	Tuesday, May 9, 2023
20	Tuesday, May 16, 2023
21	Tuesday, May 23, 2023
22	Tuesday, May 30, 2023
23	Tuesday, June 6, 2023

24	Tuesday, June 13, 2023
25	Tuesday, June 20, 2023
26	Tuesday, June 27, 2023

Drawings will be conducted from all eligible Entries submitted via the established Entry methods and by the established Entry deadline date. The following is an overview of how the Entries will be randomly selected for this Promotion.

- 1. After the established Entry deadline date, but prior to the Drawing, all eligible Entries submitted for that Drawing will be accounted for and the information loaded into a randomizer program.
- 2. Representatives from the Lottery's Security, Information Technology Services, and Marketing departments will oversee the use of the randomizer program to select the Winning Entries for this Promotion.
- 3. Prizewinners will be randomly selected. The order in which the Winning Entries are drawn shall be recorded by Lottery officials. The Lottery's decision shall be final and controlling.
- 4. Immediately after the Prizewinners are selected, ten (10) alternate Entries also will be selected using the same randomizer program. All alternate Prizewinners will be recorded in the order in which they were selected and will be used at the Lottery's discretion should a Prizewinner be determined ineligible.
- 5. After the Drawing is completed, representatives of the Lottery's Security, Information Technology Services, and Marketing departments will confirm that the Entries selected in the Drawing are valid. For mailed Entries, this means the opening of the Entry envelope to verify the Entry meets all requirements stated herein.
- 6. In the event that a selected Entry is deemed invalid (see **Section F** "Entry Requirements"), the first alternate with a valid Entry will be selected as a Prizewinner. This process shall continue until all valid Winning Entries have been selected for the particular Drawing.

## M. PRIZEWINNER PROCEDURES:

Each Prizewinner selected in association with this Promotion will be notified in writing by the Lottery via the United States Postal Service (USPS). All Prizewinners will receive a Prizewinner Claim Form. For certain prizes, the Prizewinner will also receive a Promotion Prize Waiver and Release Form. The Prizewinners will be required to complete and return one or both forms (as applicable to the Prize) by the deadline stated in his/her Winner Notification Letter. Any Prizewinner who fails to fully complete and return one or both required forms (as applicable to the prize) included with his/her Winner Notification Letter along with documentation containing his/her full Social Security number (if required by the specified claim form) by the date noted in his/her Winner Notification Letter will forfeit his/her Prize.

#### N. PRIZEWINNER RESPONSIBILITIES:

Each Prizewinner who wins a Prize involving travel and/or an event where alcohol is served understands that failure to adhere to the following, as applicable, will result in the forfeiture of his/her Prize:

- 1. The Virginia Lottery, and/or the Lottery's vendor partner personnel or their designee, reserve the right to revoke full or partial components of a Prize from a Prizewinner or his/her guest if either is deemed intoxicated, a safety risk, or has violated any law and/or hotel, airline and/or event policy.
- 2. To board an airplane or check into a hotel, a valid state-issued photo ID is required.
- 3. Airlines reserve the right to charge for baggage. If applicable, the Prizewinner and his/her guest will be responsible for these charges.
- 4. If the Prizewinner and/or his/her guest fails to appear at a designated departure location, they **will not** be provided with an alternate travel method or travel date. They also will not receive any reimbursement for the trip value.
- 5. Hotels will require a personal credit card or cash deposit at check-in to cover incidentals. The Prizewinner is responsible for all incidentals not included as part of the Trip Prize.
- 6. Travel, health, accident and/or life insurance are the responsibility of the Prizewinner and his/her guest(s). It is the sole responsibility of the Prizewinner and his/her guest(s) to be present at all departure points sufficiently in advance of the departure time so as to comply with the requirements of the transportation provider. If the Prizewinner and/or his/her guest(s) fails to be present at the designated time at the prearranged departure point, the Prizewinner shall forfeit their Prize.
- 7. If a Prizewinner and/or his/her guest misses their flight, they will be responsible for any additional flight and other travel-related costs incurred.

## O. PRIZEWINNER VERIFICATION:

- Methods used by the Lottery to establish and confirm a Prizewinner's identity include, but are not limited to:
  - viewing and/or copying the Prizewinner's valid government-issued photo identification;
  - viewing and/or copying proof of taxpayer identification number (e.g., Social Security number);
  - asking identity-verifying questions in the absence of the aforementioned document proof; and/or
  - viewing and/or retaining the information provided on a Lottery Prizewinner Claim Form.
- 2. **In all cases involving a Prize greater than \$100**, the Lottery must be provided with a copy of the Prizewinner's valid government-issued photo identification and taxpayer identification number (e.g., Social Security number). Payment will be delayed until such a number is provided, and the Prizewinner shall not be entitled to interest on the Prize funds attributable to such delay.

#### P. PRIZE AWARD/PAYMENT

- 1. When paying any Prize **in excess of \$600**, the Lottery shall report the winnings or withhold taxes pursuant to rules established by the Internal Revenue Service and Virginia Department of Taxation and shall file the appropriate income reporting form(s) with the Internal Revenue Service and the Virginia Department of Taxation. Additionally, if the Prize is a cash Prize **greater than \$100** and subject to any setoff for delinquent debts, the Lottery shall withhold any monies due under the Commonwealth's Set-Off Debt Collection Act if the agency has registered such debt with the Virginia Department of Taxation and timely notice of the debt has been furnished by the Virginia Department of Taxation to the Lottery.
- 2. Lottery Prizes awarded during this Promotion are not transferable or assignable. A Person shall not enter the Promotion on behalf of another Person. Such Entries shall be deemed invalid. Merchandise, gift-card, Lottery play voucher/coupon/credit Prizes awarded during this Promotion **are not** redeemable for cash.
- 3. Each Prizewinner who wins a prize **greater than \$600** is legally required to include the value of his/her Prize, as well as any taxes paid by the Lottery on his/her behalf, in his/her taxable income for tax-reporting purposes. As a result of accepting a Prize, and considering a Prizewinner's total taxable income for the year in which the Prize is accepted, a Prizewinner may fall into a higher tax bracket for his/her federal and state tax liabilities for the year in which the Prize is accepted.
- 4. A Prizewinner agrees to participate in a press conference and agrees to the use of his/her name and/or photo for publicity at the Lottery's discretion. Examples of publicity include, but are not limited to, news releases, Website, news media and signs at Lottery Retailer locations. In addition, a Prizewinner agrees to participate in Lottery promotional efforts that may include his/her name, hometown, the amount of the Prize won, and the Promotion won, through "social media," which may include, but will not be limited to, YouTube®, Twitter®, Facebook®, Instagram® or similar efforts, without additional consent from or compensation to the Prizewinner.

## Q. CANCELLATION POLICY:

<u>Cancelled Drawing(s) or Prize award(s)</u>: The Director may, in the Director's sole discretion, cancel Drawings and/or the awarding of Prizes, on holidays, days of special importance or on days when conditions make conducting the Drawings or awarding Prizes impractical or inappropriate, and may elect to conduct Drawings and/or makeup Drawings and/or the awarding of Prizes at such times and dates, and pursuant to such methods, as the Director may determine, all with the Director's sole discretion. Neither the Lottery, the Director, nor any employee of the Lottery or member of the Lottery Board shall have any liability whatsoever for any such reschedule/cancellation.

<u>Termination of Promotion</u>: The Director may, at any time, announce a suspension or termination of this Promotion, without advance notice and in the Director's sole discretion, at which point no further Entries will be accepted and no additional Prizes shall be awarded. Neither the Lottery, the Director, nor any employee of the Lottery or member of the Lottery Board shall have any liability whatsoever for any such suspension/termination.

- **R. DISPUTES:** The Director may refrain from awarding/paying a Prize pending final determination under any of the following circumstances:
  - a. if a dispute related to any Prize occurred or if it appears that a dispute may occur;
  - b. if there is any question regarding the identity of the Claimant; or
  - c. if there is any question regarding the validity of any Entry submitted.

No liability for interest arising because of any such delay, or any delay beyond the Lottery's control, shall accrue to the benefit of the Prizewinner pending award/payment of the Prize. The Lottery is neither liable for, nor has it any responsibility to resolve, disputes between or among competing Claimants.

In the event of a dispute or other instance of doubt, the decision of the Director shall be final and binding.

- S. GOVERNING LAW: By participating in this Promotion, each person agrees to comply with and abide by the Lottery laws and regulations, all final decisions of the Director of the Lottery, and these, and any other applicable, Rules established by the Lottery Board and/or Director of the Lottery for the conduct of this Promotion. Any dispute arising that relates to any aspect of this Promotion shall be governed by the laws of the Commonwealth of Virginia, and the venue for the determination of any such dispute shall be in the city of Richmond, Virginia.
- T. WAIVER OF CLAIMS: By entering this Promotion, each Prizewinner agrees to indemnify, hold harmless, and waive any claims against the Commonwealth of Virginia, the Lottery and any of the affiliates, employees, directors, officers, agents, representatives and assigns of any of said entities, arising, directly or indirectly, out of, or in any way connected with, this Promotion or the Prizes awarded in connection therewith.
- **U. AMERICANS WITH DISABILITIES ("ADA"):** The Lottery is not responsible for any third party's compliance with ADA Rules and Regulations where applicable in connection with a Prize.