

RULES FOR "HOTEL NIGHT PROMOTION"

- 1. Eligibility:** This promotion is open to all active members of the Batavia Downs Gaming & Hotel Players Club, who are 18 years or older, and abide by the rules and regulations of the Players Club. . Individuals who have been excluded from the Gaming (voluntarily or involuntarily) are not eligible to win any prizes. Employees of Hotel at Batavia Downs, Western Regional OTB, Batavia Downs Gaming & Hotel and its subsidiaries and affiliates are ineligible to participate. Persons who are employed by the NY State Division of the Lottery, and any immediate family members residing in the same household of any of the foregoing individuals are also ineligible to participate in the program. Employees of any other New York VLG facilities, who hold a key license, and any immediate family members residing in the same household, are also ineligible to participate in the program. People licensed by the NY Gaming Commission as on-the-grounds employees, and vendors directly associated with this contest, their subsidiaries, affiliates and agencies are ineligible to participate in the program. Any licensee, registrant, contractor, subcontractor, or consultant, or officer, or employee of a contractor, subcontractor, licensee, registrant or consultant, if such person is directly involved in the operation of video lottery gaming, the operation or observation of video lottery gaming or drawings, or the processing of video lottery gaming prize claims or payments is ineligible to participate in the program. All federal, state and local rules and regulations apply. Void where prohibited or restricted by law. By entering this contest, entrants agree to abide by all terms of these official rules.
- 2. Sponsor:** Hotel at Batavia Downs, Western Regional OTB, Batavia Downs Gaming & Hotel, their respective affiliates, subsidiaries, parent corporations, and their respective officers, directors, shareholders, employees and agents are not responsible for any incorrect or inaccurate entry information; human error; technical malfunctions; failures, omission, interruption, deletion, or defect of any telephone network, computer on-line system, computer equipment, servers, providers, software or satellite transmission, including any injury or damage to participant or any other person relating to or resulting from participation in this program; theft, tampering, destruction, or unauthorized access to, or alteration of applications, data processing that is processed late or incorrectly or is incomplete or lost due to computer or electronic malfunction; printing or other errors; or any combination thereof. This also includes any malfunction with respect to a Player's Club card. All entries become the property of the Sponsor and will not be returned. False and/or deceptive entries or acts shall render entrants ineligible. Batavia Downs Gaming & Hotel Staff will announce winner over PA system. It is the responsibility of eligible entrants to be in an area where winner's names can be heard over PA system.
- 3. Contest Period:** Saturday, August 10, 2019, 4:30 p.m. until 7:00 p.m.
- 4. Method of Entry:** Patrons that swipe Players Club Card between hours listed above (rule #3) receive entry slip that will be placed into a bin for a drawing to participate in the "Hotel Night promotion."

Then, after the 5th and 6th Batavia Downs races, approximately 7:20 p.m. and 7:40 p.m., five names will be drawn at random to win hotel accommodations for one night at the Hotel at Batavia Downs. Blackout dates apply.

A total of ten (10) names will be drawn to win. Patrons chosen do not have to be present at time of drawing to win.

Promotional giveaways are executed using the highest standards of integrity.

5. **Prizes:** \$129 (retail value) Hotel accommodations for one night at the Hotel at Batavia Downs. Ten (10) winners.
6. **Prize Acceptance:** By accepting their prize, winner acknowledges any and all restrictions, expiration dates and liabilities. Winners may be required to complete, execute and return an Affidavit of Eligibility/Release of Liability and (except where prohibited) a Publicity Release and a completed IRS W-9 form. No substitution for a prize by the winner will be permitted unless otherwise stated in the official rules. If necessary due to unavailability, a prize of equal or greater value will be awarded at the discretion of the Sponsor. Prizes are not transferable, assignable or redeemable for cash, unless otherwise stated. The winner's entry and acceptance of any prize constitutes permission for the Sponsor to use said winner's name, photograph, likeness, statements, biographical information, voice and address (city and state), in all forms of media, in perpetuity, without notice or further compensation.
7. **Terms and Conditions:** This sweepstakes is subject to all applicable federal, state and local laws. By participating, entrants agree to be bound by these Official Rules and the decisions of the Sweepstakes Administrator, and waive any right to claim ambiguity in the sweepstakes or these Official Rules. Winners and entrants also agree to release, discharge, indemnify and hold harmless the Sponsor, vendors associated with this sweepstakes, New York Lottery and the respective officers and employees of these entities, from and against any claims, damages or liability due to any injuries, damages or losses to any person (including death) or property of any kind resulting in whole or in part, directly or indirectly, from acceptance, possession, use or misuse of any prize, or participation in this sweepstakes. Any person attempting to defraud or in any way tamper with the sweepstakes mechanics and/or implementation will be declared ineligible and may be prosecuted to the full extent of the law. Batavia Downs Gaming & Hotel reserves the right to make changes in the rules of this contest, which will become effective upon announcement. If any rule should be declared invalid or unenforceable, the remainder of these rules shall not be affected.
8. **Winner Information:** For name and city of residence of winner, send a SASE (by 03/31/20) to: Batavia Downs Gaming & Hotel "Hotel Night", Attn: Marketing, Batavia Downs Gaming, 8315 Park Road, Batavia, New York 14020.
9. **Sponsor:** Hotel at Batavia Downs.
10. **Sweepstakes Administrator:** Batavia Downs Gaming & Hotel is responsible for overseeing the awarding of all prizes, and whose decisions will be considered final in regard to all matters related to this promotion. All rules are subject to change with or without prior written notice. Management of Batavia Downs Gaming & Hotel reserves all rights.