

**Orchestra Iowa
Centennial Raffle 2022-23**

RULES & REGULATIONS

I. General Information

Orchestra Iowa (OI), a tax-exempt organization under Section 501(c)(3) of the Internal Revenue Code, is conducting this raffle pursuant to Iowa Code Chapter 99B, to raise funds to support the ongoing charitable purposes of OI, including supporting classical music concerts presented by OI. The Rules and Regulations of the OI centennial raffle are set forth below. By purchasing a raffle ticket, the purchaser agrees to be bound by these rules and regulations. The OI interpretation and application of the rules and regulations shall be final.

The Grand Prize is \$100,000 with a total of 80 cash prizes as set forth below:

Grand Prize: \$100,000

2nd Prize: \$10,000

3rd Prize: \$5,000

4th Prize: \$2,500

5th Prize: \$1,500

20 \$500 winners

55 \$200 winners

Total prize pool \$140,000.

Up to a maximum of 4000 raffle tickets will be sold. In the event less than 2500 tickets are sold by the drawing date, OI reserves the right to reduce the total prize pool to 75% of the listed amounts for a total prize pool of \$105,000. Each prize shall be reduced at the same rate such that the Grand Prize winner will collect \$75,000, 2nd Prize \$7,500, 3rd Prize \$3,750, 4th Prize \$1,875, 5th Prize \$1,125, 20 @ \$375, 55 @ \$150. If fewer than 1250 tickets are sold the raffle will be cancelled and all purchases refunded.

The Grand Prize Drawing will be conducted by OI on or about April 13, 2023, subject to rescheduling. Tickets will not be sold after 11:59 p.m. Central Time on April 10, 2023. Tickets may sell out before that time. An independent raffle auditor will supervise the drawing. Participants need not be present to win.

The IRS has taken the position 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.

BY ENTERING THIS RAFFLE, ENTRANTS 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 OI FOR PUBLICITY PURPOSES AND IN LISTS OF PRIZE WINNERS TO BE PUBLISHED IN NEWSPAPERS AND ANNOUNCED ON OI WEBSITES. OTHER RULES AND

REGULATIONS MAY APPLY. PLEASE CONTACT OI IF YOU HAVE ANY QUESTIONS. THE OI INTERPRETATION AND APPLICATION OF THE RULES AND REGULATIONS SHALL BE FINAL. BY ENTERING THIS RAFFLE, EACH PARTICIPANT RELEASES OI, ITS DIRECTORS, OFFICERS, EMPLOYEES AND AGENTS FROM ANY AND ALL LIABILITY FOR INJURIES, LOSSES OR DAMAGES OF ANY KIND CAUSED BY PARTICIPATING IN THE RAFFLE OR WINNING ANY PRIZE OR RESULTING FROM ACCEPTANCE, POSSESSION, USE OR MISUSE OF ANY PRIZE, AND EACH WINNER AGREES TO INDEMNIFY AND HOLD OI 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 RAFFLE OR THE WINNER'S ACCEPTANCE OR USE OF ANY PRIZE.

THE GRAND PRIZE WINNER WILL BE REQUIRED TO SIGN A WRITTEN AGREEMENT CONFIRMING THE ABOVE-DESCRIBED RELEASE AND WAIVER AS A CONDITION TO RECEIVING THE PRIZE.

II. Raffle Tickets

Single raffle tickets are \$100 each. Only one method of payment, one name, and one mailing address are permitted per raffle ticket. Only one eligible person may be entered in the raffle per ticket transaction. If the name of more than one person is submitted with a ticket transaction, and the raffle ticket is selected as the winning raffle ticket, then the person named first will be deemed the holder of record of that ticket and declared the winner. Division of prize by a group purchasing a raffle ticket in common shall be the sole responsibility of the person named as the holder of record of that raffle ticket, should that raffle ticket be selected as a winner.

OI reserves the right to reject any entry form that is submitted with payment that does not constitute "good funds." All defective or physically altered entry forms will be immediately disqualified by OI. Prior to the Grand Prize Drawing, OI will make a reasonable effort to notify any individual who submits a rejected entry form or one which has been rejected because of insufficient funds. OI will attempt to make contact through the information provided at the time of submitting the purchase request.

OI assumes no responsibility for lost, late, misdirected, or non-delivered mail, or any other failure to receive orders or deliver receipts prior to the drawing deadlines.

A RAFFLE PARTICIPANT'S SOLE AND EXCLUSIVE REMEDY FOR A BREACH BY OI SHALL BE LIMITED TO THE RETURN OF THE PURCHASE PRICE PAID FOR HIS OR HER RAFFLE TICKET(S). IN NO EVENT SHALL OI, ITS DIRECTORS, OFFICERS, EMPLOYEES, 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.

III. How to Purchase

An individual can purchase as many tickets as he or she may wish, subject to availability. Ticket(s) may be purchased one of three ways: (1) Purchase online at www.artsiowa.com/orchestra-iowa/raffle with debit card. (2) Call 319-366-8206 to place an order by phone, providing name,

address, and phone number along with debit card number, debit card security code and expiration date. (3) Purchase ticket(s) in-person at the Orchestra Iowa offices, located at 119 3rd Ave SE, Cedar Rapids, IA between 10:00 a.m. – 5:00 p.m. Monday – Friday. All entries must include payment by cash, personal check, money order, bank check, cashier's check, electronic check, or debit card. Iowa law prohibits the use of credit cards for social and charitable gambling. No refunds will be made except under the following circumstances: a ticket order with payment received after 4,000 raffle tickets have been sold or a ticket order with payment is received after April 10, 2023. No other refunds are available except at the exclusive discretion of OI. OI assumes no responsibility for lost, late, misdirected, or non-delivered mail, or any other failure to receive orders or deliver receipts prior to the drawing deadlines.

IV. Selection of Grand Prize Drawing Winner

The Grand Prize Winner of the Orchestra Iowa Centennial Raffle will be announced on or about April 13, 2023, for all eligible raffle tickets. The Grand Prize Drawing will be held under the supervision of an independent raffle auditor. The winner will be posted on www.artsiowa.org.

The Grand Prize Winner will be notified as soon as practicable according to the contact information provided to OI at the time of ticket purchase. If the winner cannot be located by 5:00 p.m. Central Time on April 20, 2023, after OI has attempted to contact him or her through the information provided at the time of purchasing the ticket, he or she will be deemed to have forfeited the Grand Prize. Another winner will be selected for the Grand Prize in the same manner.

In order to collect his or her prize, a winner may be required to sign and deliver to OI: (a) a sworn affidavit of eligibility in accordance with these Rules and applicable law, including, without limitation, that he or she is at least 18 years old; (b) such written information as is required by any applicable tax laws, including, without limitation, his or her Social Security Number; and (c) proof of identity in forms satisfactory to OI showing that the person claiming the prize is the same person who is named on the winning raffle ticket. The Winner may be required to submit a W-2G, W-9, Form 5754, or similar tax form for tax withholding purposes.

The winner is solely responsible for all local, state, and federal taxes (including, but not limited to, income taxes and sales taxes based), OI takes no responsibility for prize winners' tax liabilities. Consult your tax advisor. This offer is void where prohibited by law, and all federal, state, and local laws and regulations apply.

V. Winning Odds

The odds of winning the Grand Prize will depend on the number of raffle tickets sold. In the Grand Prize Drawing, if all 4,000 tickets are sold, the odds of winning the grand prize are 1 in 4000. If fewer than 4,000 tickets are sold, odds of winning improve. Odds of winning a cash prize depend on the number of tickets sold. If all 4,000 tickets are sold the odds of winning any cash prize is 1 in 50. If fewer than 4,000 tickets are sold, odds of winning improve.

VI. Eligibility

The raffle is open to any individual who is 18 years of age or older on ticket purchase date.

Purchaser must be in the state of Iowa at time of purchase, including online ticket buyers. All federal, state, and local laws and regulations apply. The raffle is void where prohibited or restricted by law. An affidavit of eligibility may be required of prize winners.

VII. Prizes¹

Grand Prize: \$100,000

2nd Prize: \$10,000

3rd Prize: \$5,000

4th Prize: \$2,500

5th Prize: \$1,500

20 \$500 winners

55 \$200 winners

VIII. Terms and Conditions

OI makes no guarantee that the Internal Revenue Service (IRS) will accept that value of prizes for the purpose of determining any income tax that may be due from winners.

Prize winners over \$500 will be notified, addresses verified, and tax documents collected within 14 days. OI will contact prize winners via the contact information provided upon ticket purchase. OI will make at least one attempt per contact method provided, with a minimum of three total attempts, to contact all prize winners over \$500. Checks will be mailed within 30 days of drawing date. All \$200 and \$500 winners will be mailed checks to the address provided upon ticket purchase. It is the sole responsibility of the ticket purchaser to notify OI of address changes. If OI is unable to reach prize winners within 14 days prize may be deemed to be forfeited. Forfeited prizes will be redrawn from all eligible participants one time. If the prize remains unclaimed it will be donated to Orchestra Iowa Foundation.

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.

By purchasing a raffle ticket and choosing to participate in the raffle, each raffle participant acknowledges and agrees that OI has the right, in its sole discretion, to elect not to proceed with the raffle for any reason whatsoever or for no reason, and in such event, a participant's sole and exclusive remedy shall be to receive a refund of the full price paid by such participant for each raffle ticket purchased, without interest.

IX. Registration with the State of Iowa:

Orchestra Iowa has registered with the Iowa Department of Inspection and Appeals under

¹ Prizes subject to reduction per Section 1 of Centennial Raffle terms and conditions.

Charitable Gambling License Number 218246 and is authorized to conduct raffles in Iowa pursuant to the provisions of Code chapter 99B for the raffle period which begins September 1, 2022 and ends April 13, 2023. Registration does not imply endorsement.

