

## **OFFICIAL RULES OF THE EQUAL ACCESS TO JUSTICE CAMPAIGN CAR RAFFLE BENEFITTING THE DALLAS VOLUNTEER ATTORNEY PROGRAM**

By entering the Equal Access to Justice Campaign Car Raffle (the “Raffle”), you consent to be bound by these Official Rules of the Car Raffle benefitting the Dallas Volunteer Attorney Program (“DVAP”). All entrants should read these rules carefully before entering the Raffle.

- A. **ORGANIZATION CONDUCTING RAFFLE:** The Raffle is being conducted by the Dallas Bar Association Community Service Fund (“DBA”) in association with Legal Aid of NorthWest Texas (LANWT). The DBA is solely responsible for the Raffle, the administration of these Official Rules, and the awarding of the prize. Net proceeds from the Raffle will benefit the Dallas Volunteer Attorney Program (“DVAP”), a joint pro bono program of the DBA and LANWT.
- B. **ELIGIBILITY:** All entrants must comply with these Official Rules, and either be a resident of Texas or purchase the ticket in person in Texas to be eligible to enter the Raffle. Entrants must also be at least 18 years of age and be a licensed driver.
- C. **HOW TO ENTER:** Entrants have not entered the Raffle until their entry submissions, with full payment, have been accepted by the DBA. Acceptance of entry submissions will be communicated to all entrants by delivery of a ticket stub or by a written confirmation e-mail or letter from the DBA. If a submission is accepted, then it will be deemed to have been accepted on the date and time on which the submission was received by the DBA, regardless of the date that the DBA notifies entrants of the acceptance of their submissions. Entrants may enter the raffle as often as desired, but all entry requirements must be met for each entry. Tickets will be sold up until the drawing on the night of the DBA Inaugural Dinner and Dance, **February 11, 2023**, or until 1,500 entries are accepted, whichever comes first. There are four ways to submit an entry:
  - A. **Submission by Mail:** Legibly complete the official entry form and send it by first class mail, postage paid, along with required credit card information to the DBA Community Service Fund, to: DVAP Car Raffle, **2101 Ross Avenue, Dallas, TX 75201**. Entrants are discouraged from sending cash, checks, money orders or other forms of negotiable instruments through the mail.
  - B. **Submission by Internet:** Access the official DBA website at [www2.dallasbar.org/dbaweb/dvap/raffle.aspx](http://www2.dallasbar.org/dbaweb/dvap/raffle.aspx) (“DVAP Car Raffle Website”) and complete the Raffle entry form by providing all requested information and then clicking “submit.” Entry via the Internet will not be available for those who reside outside of Texas.
  - C. **Submission in Person:** Purchase your ticket in person from an authorized staff member or volunteer of the DBA or DVAP by completing the official entry form, and handing the completed official entry form, along with a check, money order, or required credit card information, to one of DBA or DVAP staff members or volunteers present.
  - D. **Submission by Phone:** Purchase your ticket over the telephone from an authorized staff member or volunteer of the DBA or DVAP by providing entry and payment information to the volunteer. Receipt by a staff member or volunteer of entry information and payment DOES NOT constitute acceptance of your entry submission.
- D. **ODDS OF WINNING:** The odds of winning the raffle prizes will not exceed one out of 1,500, but may be more favorable depending on the number of entries.

- E. **PROCEDURES FOR LIMITING ENTRIES:** The number of entries into the Raffle shall be limited to 1,500 using the following procedure:
- A. If 1,500 submissions are accepted prior to the closing date of **February 11, 2023**, no further submissions will be accepted. Submissions received beyond 1,500 will be refused and, if necessary, entry fees will be returned or refunded.
  - B. DBA shall keep a daily tally of the number of submissions received and accepted, and the date on which they were received. In the event that more than a total of 1,500 accepted submissions are received, then the DBA shall
    - A. determine the day on which 1,500 accepted admissions were received; and
    - B. if the daily tally for that day results in there being more than 1,500 accepted submissions, then
    - C. DBA shall randomly select from all accepted submissions received that day in order to achieve exactly 1,500 accepted submissions.
- F. **METHOD FOR AWARDING PRIZE:** The DBA will conduct a drawing for the raffle prizes on **February 11, 2023** at the DBA Inaugural Dinner and Dance. Raffle entrants need not be present at the drawing to win. The Grand Prize of the car will be available at one of the four Dallas – Fort Worth Lexus Dealers as chosen solely by Lexus.
- G. **PRIZES:** The prizes cannot be substituted by the winner. The DBA reserves the right to substitute prizes of equal or greater value, at its discretion. The Grand Prize will be a 2023 Lexus NX 250 from The Dallas – Fort Worth Lexus Dealers. Runner up receives the following choice of trip: America’s Cup Yacht Sailing in San Francisco, a Biltmore Estate Trip, or a Cabo San Lucas Ocean View Getaway. If a suitably equipped model of the Grand Prize vehicle is not available at the time of DVAP’s requested delivery date pursuant to the terms hereunder, DVAP and/or the winner shall be required to wait for a longer period of time until Saatchi & Saatchi North America, Inc. d/b/a Team One, for the benefit of the Dallas – Fort Worth Lexus Dealer Association (collectively, “Prize Provider” or “Lexus”) can locate the 2023 Lexus NX 250 and/or Prize Provider may elect (at its sole discretion) to provide a 2023 or subsequent model Lexus of equal or greater value as determined by comparing the manufacturer’s suggested retail prices of the vehicles. Prizes are non-transferable.
- H. **GENERAL CONDITIONS**
- A. The winner must execute and provide to DBA:
    - A. an Affidavit of Eligibility, attesting to the winner’s eligibility and compliance with the Official Rules;
    - B. a Liability Release, releasing the Sponsors (as defined below) from any liability arising out of the Raffle; and
    - C. a Publicity Release, allowing the DBA to use the winner’s name, likeness, voice and biographical information for publicity purposes. The winner also will be required to provide any other information needed by DBA to comply with applicable laws and regulations, including those relating to the payment of income taxes. By accepting a prize, the winner grants the DBA permission for the use of his/her name, likeness and biographical information for advertising and promotional purposes without additional compensation, except where prohibited by law.
  - B. The DBA reserves the right, exercisable upon its sole discretion, to disqualify any individual found to have

- A. violated these Official Rules;
  - B. interfered with the entry process or the operation of the Raffle;
  - C. altered or attempted to alter the random outcome of the Raffle;
  - D. violated any law or regulation by participating in the Raffle; or
  - E. fraudulently completed the entry form or provided other false information to the DBA.
- C. IN NO EVENT WILL THE DBA OR LANWT OR ITS BOARD MEMBERS, AGENTS OR EMPLOYEES (COLLECTIVELY, “SPONSORS”), BE LIABLE FOR ANY DAMAGES OR LOSSES OF ANY KIND, INCLUDING DIRECT, INDIRECT, INCIDENTAL, CONSEQUENTIAL, STATUTORY OR PUNITIVE DAMAGES. WITHOUT LIMITING THE FOREGOING, WITH RESPECT TO THE RAFFLE AND TO THE GRAND PRIZE, THE SPONSORS MAKE NO WARRANTY OF ANY KIND, EITHER EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO, THE IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE.**
- I. All taxes, fees, assessments, title and registration fees, insurance, and like charges, associated with the receipt or use of any of the prizes included in the raffle are the sole responsibility of the winners. There is no cash value available to the winner of the prizes. Winner must take delivery of vehicle by May 31, 2023. **Winner must complete Form W-9 and sign W-2G prior to delivery of the vehicle. The value of the car is taxable income to the winner. Prior to delivery, winner must remit a cash payment of 24% U.S. common tax withholding for the value of the car.**
  - J. If the winner fails to pay required taxes, license, title, and/or registration fees and any other costs associated with winning the Grand Prize, an alternative winner may be identified by DVAP by drawing another name from the entries.
  - K. DBA and DVAP employees and the 2023 Campaign for Equal Access to Justice Fundraising Committee and members of their households are ineligible to win. The winner of the Grand Prize may not be an employee of Lexus, Toyota Motor Sales, U.S.A., Inc., those entities’ advertising agencies, or any of the aforementioned entities’ affiliates or subsidiaries, nor an individual domiciled with any such employee.
  - L. Prize Provider shall not have any responsibility or liability whatsoever for any property loss, damage, personal injury, or death, in connection with the prizes provided; provided, however, that Prize Provider shall be solely responsible for any express written limited warranties specifically set forth in the applicable Owner’s Guide for the Grand Prize.
  - M. The depiction of the Prize Vehicle in any advertising or promotional materials may not reflect the actual vehicle delivered to the winner.
  - N. The Raffle shall be staged in compliance with all applicable federal, state, and local laws. The Raffle shall be void where prohibited or restricted by law.
  - O. The Grand Prize shall only be delivered to an authorized Lexus dealership of Prize Provider’s choosing in the Dallas – Fort Worth area. The winner shall be required to come to such authorized Lexus dealership designated by Prize Provider to execute the necessary paperwork and to receive delivery of the Grand Prize.
  - P. Prize Provider shall not be responsible for delays in the delivery of the Grand Prize, and delivery is subject to availability. Prize Provider, however, shall use all reasonable efforts, subject to availability, to deliver the Grand Prize within one hundred and eighty (180) days after receipt of the aforementioned items/information. The winner shall bear all risk of loss

or damage to the Grand Prize after it has been delivered to the specified delivery site. The winner must personally retrieve the Grand Prize and must present adequate personal identification and evidence of legally required insurance (or an alternative winner shall be selected and the original winner's rights to the Grand Prize shall be automatically forfeited).

- Q. Acceptance of a prize constitutes permission for DVAP, DBA, LANWT, and Prize Provider and/or their designees to use the winner's name, address, photograph, testimonial, or other likeness and/or prize information or personal exposition (and/or any edited portion thereof) for promotional, advertising and/or publicity purposes in any media, now or hereafter known throughout the world in perpetuity, without compensation or notice to, or further consent of, the winner to the greatest extent permitted by law.