

**NORTH DAKOTA FARMERS UNION'S ZERO TURN MOWER GIVEAWAY
OFFICIAL RULES**

NO PURCHASE NECESSARY TO ENTER OR WIN. A PURCHASE OR PAYMENT OF ANY KIND WILL NOT INCREASE YOUR CHANCES OF WINNING. ODDS OF WINNING WILL DEPEND ON THE TOTAL NUMBER OF ELIGIBLE ENTRIES RECEIVED. MUST BE PRESENT TO WIN. VOID WHERE PROHIBITED BY LAW.

- 1. ELIGIBILITY:** This Zero Turn Mower Giveaway is sponsored by North Dakota Farmers Union (“NDFU”). The Giveaway is open only to legal residents of North Dakota who are licensed drivers, at least 18 years of age, and who are NDFU members as of September 30, 2022. The potential Winners must be present on-site at the time of the drawing to win. Employees, directors, or agents of NDFU or its related organizations and their family members are ineligible to enter or win the Giveaway. A purchase or payment for a ticket is not a charitable donation. All applicable laws and regulations apply. Void where prohibited or restricted by law. Entry in the Giveaway constitutes your full and unconditional acceptance of these official rules (“Official Rules”).
- 2. ENTRY PERIOD:** The Giveaway entry period begins on December 8, 2022, at 4:00 PM CST and ends on December 10, 2022, at 1:15 PM CST (the “Giveaway Period”). Winners will be selected from entries properly submitted in this Giveaway.
- 3. ENTRY INSTRUCTIONS:** During the Giveaway Period, you may submit an entry by any of the following methods: checking in at the Farmers Union Marketplace during the NDFU annual convention; serving as a delegate to the NDFU annual convention and checking in at the Farmers Union marketplace during convention; or by sending an email with your first and last name, email address, and cell phone number to NDFU@ndfu.org with the subject line “Zero Turn Mower Giveaway.” NDFU will not return or acknowledge any entries. Limit one (1) entry per person per method, up to two (2) total entries per person during the Giveaway Period. Each of the potential Winners shall be disqualified if they submit more than two (2) entries. Illegible or incomplete entries are void. You must not defame, stalk, bully, abuse, harass, threaten, impersonate or intimidate people or entities and you must not submit private or confidential information of others. You must not use this Giveaway, NDFU’s website, or any other account or location managed by NDFU for any illegal or unauthorized purpose. You are solely responsible for your conduct and the content of your entry. NDFU reserves the right to disqualify the entry of any individual found to be tampering with the entry process, violating these Official Rules, or acting in an unsportsmanlike or disruptive manner.
- 4. PUBLICITY:** As a condition of entry into the Giveaway, except where prohibited by law, each entrant and each Winner, by accepting a Prize (defined below), grants to NDFU and its affiliates all right, title and interest in and to publicize, broadcast, display and/or otherwise use the Giveaway entrant's name, city, state, photograph, and biographical material (collectively, “Licensed Rights”) in any media now known or hereafter devised throughout the world in perpetuity for advertising and publicity purposes, without additional review, compensation, permission or approval.
- 5. SELECTION OF GIVEAWAY WINNERS:** One potential winner (“Winner”) will be selected on December 10, 2022, at the conclusion of the Members Banquet at the NDFU annual convention held at the Bismarck Event Center, 315 South 5th Street, Bismarck, ND 58504, by random drawing. The Winner will be selected from all eligible entries received during the Giveaway Period. Winning entries will not be resubmitted for subsequent Prizes. Odds of winning will depend on the number of eligible entries received. The potential Winners will be announced at

the conclusion of the drawing **and must be present to win**. The decisions of NDFU on all matters relating to the Giveaway shall be final and binding. In the event that a potential Winner is not present or is disqualified for any other reason or in the event of Prize forfeiture, NDFU may, in its sole discretion, award or not award the Prize to an alternate potential Winner.

6. **PRIZE:** One Ferris ISX™ 2200 Zero Turn Mower (“Prize”) will be awarded in this Giveaway. The approximate retail value of the Prize awarded is \$12,498. If the Prize is unclaimed for a period of one (1) month, NDFU may, in its sole discretion, retain the Prize. The Prize awarded will not be replaced if lost or stolen. No part of the Prize is redeemable for cash (except as required by law). The prize is not transferable and no substitutions are allowed except at the sole discretion of NDFU, an equal or greater valued item may be provided. All taxes, insurance, licensing and other fees are the Winner’s responsibility. The Winner is responsible for shipping, handling, and transporting the Prize.
7. **GENERAL RULES:** By entering or participating in the Giveaway, participants agree to be bound by these Official Rules and by the decisions of NDFU, which are final and binding in all respects. NDFU reserves the right to modify these Official Rules for clarification purposes without materially affecting the terms and conditions of the Giveaway.

Participants represent and warrant that they have the legal right and capacity to enter into these Official Rules in their jurisdiction.

8. **LIMITATIONS OF LIABILITY:** NDFU is not responsible for: (1) any lost, late, incomplete, or illegible entries, (2) technical failures of any kind, or (3) any other technical or human error or problem that may occur in submission of entries, administration of the Giveaway, or the selection or notification of Winner. If, for any reason, the Giveaway is not capable of running as planned for reasons outside the control of NDFU, NDFU reserves the right to cancel, modify, or suspend the Giveaway. In the event of such cancellation, modification, or suspension, NDFU, at its sole discretion, may select a Winner from all eligible, non-suspect entries received prior to such action. NDFU, INCLUDING ITS OFFICERS, DIRECTORS, EMPLOYEES, AGENTS, REPRESENTATIVES AND AFFILIATES, IS NOT RESPONSIBLE FOR CLAIMS, INJURIES, LOSSES OR DAMAGES OF ANY KIND RESULTING, IN WHOLE OR IN PART, DIRECTLY OR INDIRECTLY, FROM THE AWARDING, DELIVERY, ACCEPTANCE, USE, MISUSE, POSSESSION, LOSS OR MISDIRECTION OF ANY PRIZE. NDFU MAKES NO WARRANTIES, AND HEREBY DISCLAIMS ANY AND ALL WARRANTIES, EXPRESS OR IMPLIED, CONCERNING ANY PRIZE.

NDFU’s failure to enforce any term of these Official Rules shall not constitute a waiver of that provision. In any cause of action, NDFU’s liability will be limited to \$250.00, and in no event shall NDFU be liable for attorneys' fees and/or experts' fees and costs. By participating in the Giveaway, each entrant waives the right to claim any additional damages whatsoever, including, but not limited to, punitive, consequential, incidental, or indirect damages.

This Giveaway is in no way sponsored, endorsed, or administered by or associated with Instagram or Facebook or other social media platforms. Participants fully release Instagram and Facebook and other platforms of any claims or liabilities in connection with this Giveaway.

9. **PARTICIPANT OBLIGATIONS:** By participating in the Giveaway, participants agree to be bound by these Official Rules and the decisions of NDFU. By accepting a Prize, each Winner agrees to release and hold harmless NDFU, including its officers, directors, employees, agents, representatives and affiliates, from and against any and all losses, damages, rights, claims, actions, and liabilities of any kind in connection with the Giveaway or receipt or redemption of the Prize. Each Winner assumes all liability for any injury, death, or damage caused, or

allegedly caused, by participating in the Giveaway or use or redemption of the Prize. Any disputes that may arise hereunder shall be governed in all respects by the laws of the State of North Dakota without regard to the conflicts of laws principles of any jurisdiction. Exclusive venue with respect to any such disputes shall be had in the state and federal courts located in the State of North Dakota.

10. **PERSONAL INFORMATION:** The personal information collected through the Giveaway is subject to NDFU's [Privacy Policy](#). By entering the Giveaway, participants agree to the use of personal information as described in NDFU's [Privacy Policy](#) and as otherwise stated in these Official Rules. By entering the Giveaway, participants agree to receive periodic marketing and informational emails and informational text messages from NDFU. Participants can opt-out at any time by following the opt-out methods in NDFU's [Privacy Policy](#).
11. **OFFICIAL RULES; LIST OF WINNERS REQUESTS:** To obtain a copy of these Official Rules or a list of Winners, send a self-addressed stamped envelope to: NDFU Official Rules Request, 1415 12th Avenue SE, Jamestown, ND 58401. WA and VT residents may omit return postage.