



## Official Contest Rules

2017 New Wheels Raffle conducted by Easter Seals DuPage and the Fox Valley Region, also known as Easter Seals DuPage & Fox Valley

Choice of 2017 Mazda CX-5 GT SUV or MX-5 Miata Convertible GT provided by Continental Mazda of Naperville, or cash equivalent.

Contest Rules and Regulations

### **RAFFLE TERMS:**

Easter Seals DuPage & Fox Valley (ESDFV) has determined to support its charitable mission and activities by conducting a fundraising raffle based out of the Villa Park facility.

To that end, Continental Mazda of Naperville, a Naperville, IL based Mazda Dealership located at 2363 Aurora Ave, Naperville, IL 60540 is providing a new 2017 Mazda CX-5 Grand Touring SUV or 2017 Mazda MX-5 Grand Touring Convertible for purposes of raising charitable funds. This new car will be raffled by chances sold for \$50.00 USD each. It is the charitable intent and purpose of this Raffle that the raffle's Net Proceeds (defined as gross revenue receipts minus Raffle related expenses) will be distributed for charitable purposes. All Net Proceeds will be used to support ESDFV programs.

The Raffle is known as the "New Wheels Raffle" and sales will be conducted between May 6, 2017 – August 14, 2017 by ESDFVR in accordance with permits issued by the Village of Villa Park on April 20, 2017, Village of Naperville on (date TBD), and the City of Elgin on (date TBD).

Kelly Moreland, Director of Development for Easter Seals DuPage & Fox Valley, will function as the Raffle Manager and ESDFV will perform all marketing for the New Wheels Raffle.

For purposes of these Contest Rules, the following shall apply. Village of Villa Park, Village of Naperville and City of Elgin shall be referred to collectively as "Village." Easter Seals DuPage and the Fox Valley Region/Easter Seals DuPage & Fox Valley shall be referred to as "ESDFV." Continental Mazda of Naperville shall be referred to as "Continental Mazda." New Wheels Raffle shall be referred to as "Raffle."

## **WARRANTIES**

The one item being sold is choice of a 2017 Mazda CX-5 Grand Touring SUV or 2017 Mazda MX-5 Grand Touring Convertible. The vehicle is being sold to the Raffle "as is" by Continental Mazda. As a condition of the Raffle and each chance or ticket purchased, it is fully understood that the car offered as the Raffle prize is being raffled "as is" and "without any warranties" by ESDFV, including no warranties of "fitness for use or habitability." Any warranties owed by Continental Mazda or anyone else shall be supported solely by them and shall not be imposed upon the Village or ESDFV under any conditions.

## **ELIGIBILITY**

The Raffle is open to persons at least 18 years of age or older at time of purchase or acquisition of the raffle entry. Raffle chances will be sold at 1 chance for \$50.00. Only one individual may be identified as the purchaser (or buyer) of the single Raffle entry. All federal, state and local laws and regulations apply. Raffle chances are void where prohibited by law.

The following persons are not eligible to win the Raffle: the Raffle Manager; President & CEO of Easter Seals DFV, Chair of the Easter Seals DFV Board of Directors, owners, officers, directors or shareholders of Continental Mazda and any immediate family members (spouses, and children) of the aforementioned.

## **ENTRIES**

Entries may be purchased via the Internet at [EasterSealsDFVR.org/NewWheelsRaffle](http://EasterSealsDFVR.org/NewWheelsRaffle) or [NewWheelsRaffle.com](http://NewWheelsRaffle.com), via US Mail at 830 S. Addison Ave., Villa Park, IL or in person at Easter Seals DuPage & Fox Valley in Villa Park, Naperville or Elgin and at local events as announced. For Internet purchasers, the tickets will be identical to all other tickets placed into the Raffle drum. Each ticket or chance will have an equal chance of winning. Ticket confirmation number(s) will be e-mailed upon order completion. All e-mail communications, including the ticket confirmation, will be sent to the e-mail address provided during the purchase. It is the purchaser's responsibility to provide a valid, deliverable e-mail address in order to successfully receive the ticket confirmation. It is further the purchaser's responsibility to remove any spam or system blocks that would prevent the successful delivery of the confirmation e-mail. It is purchaser's responsibility to provide a valid, legible name, address, and phone number for any other purchases. For US Mail or drop-off purchasers, ticket confirmation number(s) may be mailed to any purchaser upon request within ten (10) business days of purchase. Physical raffle tickets will not be mailed. It is agreed that all sales of chances made by Internet, e-mail, in person, or through US mail are made final in the Village of Villa Park. The point of sale for all Raffle chances or tickets is at the ESDFV Center in Villa Park, IL.

Neither the Village, ESDFV and Continental Mazda, nor any of the aforementioned entities' agents, employees, board members, vendors, volunteers, or members assume any liability for lost, late, misdirected, mutilated, incomplete, illegible, undelivered entries or entries without proper payment received. Such entries shall be deemed invalid and shall be immediately disqualified.

## **DRAWINGS**

- **Grand Prize Drawing: Choice of 2017 Mazda CX-5 Grand Touring SUV or 2017 Mazda MX-5 Grand Touring Convertible** – The Grand Prize Drawing will take place on Tuesday, August 15, 2017 at approximately 12:30 pm at the ESDFV Center in Villa Park, IL. The winning chance for the Grand Prize Drawing will be selected from the Raffle drum containing all other chances. A single winning entry or chance will be drawn from the Raffle drum first. The identity of the holder of the winning chance or ticket will be notified by phone within 3 days. A second entry or chance will be drawn from the Raffle drum after the winning entry or chance is drawn. The second entry or chance will be drawn for the purpose of selecting a back-up chance winner as is more fully set forth below.

Any and all purchases of raffle chances are final. There will be no refunds after the issuance of a raffle ticket or chance unless the Raffle is not conducted or otherwise cancelled as indicated by DuPage Code of Ordinances 28-22.

There is a minimum number of chances or tickets that must be sold before anyone is eligible for the Grand Prize. The minimum number of chances or tickets sold must be at least 1,500 before anyone is eligible to win the Grand Prize. If there are fewer than 1,500 chances or tickets sold, then the raffle will convert to a 50/50 split of ticket sales, less expense incurred as a result of operating the raffle and be subject to the same rules and restrictions set forth herein.

### **ODDS**

Odds depend on the total number of tickets sold. The maximum number of tickets that will be sold is 3,000. If all tickets are sold, the odds will be 1 in 3,000.

### **GRAND PRIZE**

2017 Mazda CX-5 Grand Touring SUV or 2016 Mazda MX-5 Grand Touring Convertible, or cash equivalent

No other prize will be substituted for the Grand Prize, subject to the minimum number of chances or tickets sold, as described above. The prize must be claimed prior to the end of September 15, 2017 or the prize will be forfeited. Grand Prize Winner is responsible for all taxes associated with the winning vehicle as noted below.

The Grand Prize Winner (or first back-up chance winner, as is more fully set forth below) may at his or her sole election choose to claim the cash equivalent of the Grand Prize. The amount of the cash equivalent will be the MSRP of \$31,290 as determined by Continental Mazda.

In the event that the Grand Prize Winner elects not to accept the Grand Prize or fails to accept it or if the prize is not claimed by the Grand Prize Winner by the end of the day on September 15, 2017 the winning entry shall be null and void. Advance notice will be provided to the winner via a certified letter. In that event, the Grand Prize will be awarded to the first back-up chance winner. The first back-up chance winner will be notified within 5 business days of the Grand Prize Winner's forfeiture in writing. The back-up chance winner will not be notified unless there is a Grand Prize Winner forfeiture. In the event of a Grand Prize Winner forfeiture, prize must be claimed prior to the end of October 13, 2017 or the prize will be forfeited. Back-up chance winner is responsible for all taxes associated with the winning vehicle as noted below. In the event of a second forfeiture, the Grand Prize will be auctioned to the highest bidder in a publicly held auction at a time and place to be determined. The proceeds of the auction will be distributed in the same manner as the raffle proceeds.

Grand Prize Winner (and in the event of a forfeiture, the back-up chance winner) is responsible for paying all taxes, fees, insurance costs, gratuities, and complying with all Federal, State, and/or Local laws with the acceptance of the Grand Prize.

- **Sales Incentive Drawing: \$5,000** – The Sales Incentive Drawing will take place on August 15, 2017 at approximately 12:30 pm at the ESDFV Center in Villa Park, IL. The winner of the Sales Incentive Drawing will be selected separately from the Grand Prize Winner. The specific rules and registration for the Sales Incentive Drawing are accessible on the ESDFV raffle website: [EasterSealsDFVR.org/NewWheelsRaffle](http://EasterSealsDFVR.org/NewWheelsRaffle)

## **ALL PRIZES**

In the event of a winning entry having more than one name, the prize will be awarded to the first name listed on the entry. Neither the Village, ESDFV, or Continental Mazda are responsible for resolving any disputes that may arise from the different individuals claiming ownership of a prize due to more than one name on an entry.

The Grand Prize comes base model factory equipped and winner is solely responsible for any and all state or local license, title, registration, taxes, or fees associated with the vehicle, as well as insurance (proof of which must be shown prior to possession) and pickup or delivery costs at the dealership as well as any non-standard options chosen by the winner and negotiated with the dealership.

## **NOTIFICATION OF WINNER**

The winner will be notified by ESDFV by phone and certified letter with any requisite procedure to claim the prize. Winner is required to claim the prize by September 15, 2017.

Winner's name and location by city or town, and state, may be mailed to all entrants and may also be posted on-line. All contact attempts shall be made to the address, phone number, and/or e-mail address provided by the raffle entry purchaser. The winner, by entering, authorizes Village, ESDFV, and Continental Mazda to publish their name and likeness.

## **TAXES AND IRS RULES**

The winner shall be responsible for any and all federal, state and local income or excise taxes, fees, assessments and like charges associated with the prize. A cash prize will be paid in gross and an IRS form 1099G will be issued to the winner, if applicable. The IRS has taken the position that amounts paid for chances to participate in raffles, lotteries or similar programs are not charitable contributions and, therefore, the price of the entry does not qualify as a deductible charitable contribution. Check with your qualified financial advisor for additional information.

## **CANCELLATION**

It is understood and agreed and a condition of chance purchase that ESDFV, Village and Continental Mazda have no responsibility to complete this Raffle if the car cannot be sold by Continental Mazda or if some unknown event prevents the Raffle. In that event, the Raffle may be cancelled without liability to ESDFV or the Village, and they shall only be responsible for return of chance purchase funds on hand and net of expenses including the costs of returning funds.

## **WAIVER/LIMITATIONS OF LIABILITY**

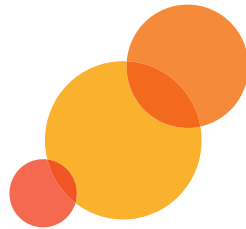
Entry purchasers, by participating (and winner, by accepting the prize) release the Village, ESDFV and Continental Mazda and their respective partners, parent organization, vendors, agents, representatives, sponsors, service agencies and independent contractors, and each of their respective directors, officers, partners, elected officials, employees, and agents, including advertising and promotion agencies, from any and all liability with respect to participation in the promotion and possession or use of the prize(s) awarded and also acknowledge that they did not receive any representations, warranty or guarantee, express or implied, in fact or in law, relative to any prize, including but not limited to its quality, mechanical condition or fitness unless otherwise stated herein. A Raffle participant's sole and exclusive remedy for a claimed breach shall be limited to the return of the purchase price paid for his or her Raffle ticket or chance. In the case of any dispute, the decision of the ESDFV Raffle Manager shall be final.

## Contacts

Kelly Moreland, Raffle Manager  
New Wheels Raffle  
Easter Seals DuPage & Fox Valley  
830 S. Addison Ave.  
Villa Park, IL 60181  
Or by email: [kmoreland@eastersealsdfvr.org](mailto:kmoreland@eastersealsdfvr.org)

The New Wheels Raffle is certified by BKD, LLP CPAs & Advisors  
1901 S. Meyers Road, Suite 500  
Oakbrook Terrace, IL 60181  
[bkd.com](http://bkd.com)

A copy of the license issued by the Village of Villa Park, Village of Naperville or Village of Elgin may be obtained by written request to the Raffle Manager. The requesting party will be responsible for paying any postage required to mail the copy of the license to the requesting party.



830 S. Addison Ave. | **Villa Park**, IL 60181  
| t: 630.620.4433 | f: 630.620.1148

1323 Bond St. | Suite 119 | **Naperville**, IL 60563  
| t: 630.357.9699 | f: 630.357.9908

799 S. McLean Blvd. | Suite 103 | **Elgin**, IL 60123  
| t: 847.742.3264 | f: 847.742.9436

[EasterSealsDFVR.org](http://EasterSealsDFVR.org)

