

## **Simon Jewelers Digging For Diamonds Contest OFFICIAL RULES**

No Purchase Necessary.

### **1. ELIGIBILITY.**

Contest ("Contest") is offered only in the United States to legal residents who are eighteen (18) years old or older. All information must be completed in full for your entry to be eligible (along with any other requirements noted in these Official Rules). Employees, directors, officers, agents and affiliates of High Point Baseball, INC, ("Team") Simon Jewelers ("Sponsor") and TRUIST, participating media organizations, and all of their respective parents, affiliated and subsidiary companies and the immediate family (spouse, mother, father, sister, brother, daughter or son, regardless of where they live) or members of their same households (whether related or not) of such employees, officers, agents, affiliates and directors are not eligible.

### **2. AGREEMENT WITH RULES.**

By entering, you agree to be bound by these Official Rules ("Official Rules") and the decisions of Team and Sponsor, which are final and binding in all respects. Void in Puerto Rico and where prohibited or restricted by law.

### **3. PROMOTIONAL PERIOD AND VOTING.**

Promotional period begins Monday, May 3, 2021 at 9:00AM (EST), and ends on Friday, August 13th, 2021 at 11:59PM (EST) ("Promotional Period"). During the Promotional Period, eligible entries will be considered once a month on the final day of the month to win two tickets to a TBD 2021 Team game; two tickets to the August 28<sup>th</sup>, 2021 Team game; and a chance to "dig for diamonds" at the August 28<sup>th</sup>, 2021 Team game, with the exception of August 2021 when the winners will be chosen on Friday, August 21<sup>st</sup>. Except for August of 2021, these winners will be notified within one (1) week of the close of the last day of that month. There will be thirty (30) monthly Contest winners per month for a total of one hundred and twenty (120) winners from entries exclusively at Simon Jewelers. In addition, another twenty (20) winners will be on August 28th, 2021. These twenty (20) winners will be announced over the public address system. During the Promotional Period, there is a limit of one eligible entry per legitimate email or physical mail address.

### **4. ENTRY.**

There are presently four ways to enter.

(1) Go to Simon Jewelers located at 1345 N. Main St. #108 High Point, NC 27262 and follow the steps to enter. Where indicated, provide your name, zip code, date of birth, e-mail address, phone number and any other required fields.

(2) Visit the High Point Rockers Guest Services Booth located behind home plate at TRUIST Point ("Ballpark") during the Promotional Period when the Team is playing a home game at the Ballpark and fill out an official entry form.

(3) Visit the High Point Rockers website at [www.highpointrockers.com](http://www.highpointrockers.com) and fill out an official on-line entry form.

(4) Send a 3" x 5" card with your name, zip code, date of birth and e-mail address and phone number to: High Point Rockers "Digging For Diamonds Contest," 301 N. Elm Street, High Point, NC 27262.

All entries must be received by the Contest deadline, as noted in Section 3 of these Official Rules. Entries received after such dates will not be eligible. For all means of entry, all requested Information must be provided in its entirety in order for your entry to be eligible. Team and Sponsor shall not be responsible for lost, late, incomplete, stolen, misdirected, illegible entries; or for any computer, telephone, cable, network, satellite, electronic or Internet hardware or software malfunctions, failures, connections, availability or garbled or jumbled transmissions, or service provider/Internet/web site/use net accessibility or availability, traffic congestion, or unauthorized human intervention, or the incorrect or inaccurate capture of entry or other information, or the failure to capture any such information.

#### 5. PRIZE AND ODDS.

Two lucky grand prize winners will win either a set of diamond earrings or a diamond necklace from Simon Jewelers with an approximate retail value of up to two thousand (\$2,000) dollars each by opening a wrapped box at the Ballpark post-game on Saturday, August 28th, 2021. All one hundred fifty (150) winners will receive four (4) Team tickets with an approximate retail value of forty (\$40) dollars to each winner. Odds of winning are two (2) in one hundred fifty (150). All taxes associated with the grand prize and other prizes are the sole responsibility of prize recipients.

#### 6. DRAWING.

Drawing will take place under the supervision of Team and Sponsor. No assignment, transfer or substitution of a prize is permitted and prize cannot be redeemed for cash, but Sponsor reserves the right to substitute prize with one of equal or greater value should prize become unavailable.

#### 7. NOTIFICATION OF WINNER; PUBLICITY.

Grand prize recipient will be identified on August 28<sup>th</sup>, 2021. All prize winners agree to grant to Team and Sponsor, its licensees, affiliates and assigns (and to confirm that grant in writing if requested to do so), the right to print, publish, broadcast and use, worldwide in any media now known or hereafter developed, including but not limited to the Internet, at any time or times, the prize recipients' names, portraits, pictures, voices, likeness and biographical information as news or information and for advertising, trade and promotional purposes without additional consideration or compensation whatsoever, and without prize recipients review, notification or approval. Prize winners understand and agree that they may be asked to execute an affidavit of eligibility and/or liability and publicity waiver-release prior to receipt of their prize.

## 8. WAIVER AND RELEASE.

By entry into this contest, all entrants agree to: a. release and hold harmless Team and Sponsor and their respective officers, directors, employees and agents from and against any claim or cause of action arising out of participation in this contest, use of any information submitted by entrant, or receipt or use of any prize; b. consent to the use by Team and Sponsor and its affiliates for advertising, trade or promotional purposes any information submitted hereunder, including without limitation communication with entrant regarding this contest; and c. waive any and all rights; this waiver shall include specifically any right to receive any consideration whatsoever for any such information so submitted.

## 9. ARBITRATION; CHOICE OF LAW.

Except where prohibited, entrants agree that:

(a) any and all disputes, claims, and causes of action arising out of or connected with this contest shall be resolved individually, without resort to any form of class action, and exclusively by arbitration pursuant to the Rules of the America Arbitration Association; (b) any and all claims, judgments and awards shall be limited to actual out-of-pocket costs incurred, including costs associated with entering this contest but in no event attorney's fees; and (c) under no circumstances will entrant be permitted to obtain awards for and entrant hereby waives all rights to claim punitive, incidental and consequential damages and any other damages, other than for actual out-of-pocket expenses, and any and all rights to have damages multiplied or otherwise increased. Moreover, all issues and questions concerning the construction, validity, interpretation and enforceability of these Official Rules, or the rights and obligations of entrant and Team and Sponsor in connection with the contest, shall be governed by, and construed in accordance with, the laws of the State of North Carolina, without regard for conflicts of law principles, and all proceedings shall take place in that State.

## 10. GENERAL CONDITIONS.

Team and Sponsor reserve the right to cancel, suspend and/or modify any part of the contest if any fraud, virus or other technical problem corrupts the administration, security, or proper execution of the contest, as determined by Team and Sponsor in its sole discretion. In such event, Team and Sponsor reserve the right to award the prizes in accordance with the selection processes described above. Team and Sponsor reserve the right in its sole discretion to disqualify any individual it finds to be tampering with the entry process or the operation of the contest or to be acting in violation of these Official Rules or in an unsportsmanlike or disruptive manner. Any attempt by any person to deliberately undermine the legitimate operation of the contest may be a violation of criminal and civil law, and, should such an attempt be made, Team and Sponsor reserve the right to seek damages from any such person to the fullest extent permitted by law. Team and or Sponsor's failure to enforce any term of these Official Rules shall not constitute a waiver of that provision.

## 11. WINNERS LIST.

Upon the conclusion of the Contest, the winners names will be available at High Point Baseball, INC 301 N. Elm Street, High Point, NC 27262. A copy of these Official Rules and the name of the grand prizewinner will be posted online at [highpointrockers.com](http://highpointrockers.com) at the conclusion of the Contest.