

**BATAVIA DOWNS GAMING**  
**“Collect and Win”**  
**FPAF 24-10-25**  
**Official Rules**

1. **Eligibility:** This contest is open to all active members of the Batavia Downs Gaming Players Club, who are 18 years or older, and abide by the rules and regulations of the Players Club. Individuals who have been excluded from the Gaming (voluntarily or involuntarily) are not eligible to win any prizes. Employees of Western Regional OTB, Batavia Downs Gaming and its subsidiaries and affiliates are ineligible to participate. Persons who are employed by the NY State Gaming Commission and any immediate family members residing in the same household of any of the foregoing individuals are also ineligible to participate in the program. Employees of any other New York VLG facilities, who hold a key license, and any immediate family members residing in the same household, are also ineligible to participate in the program. People licensed as on-the-ground employees, and vendors directly associated with this contest, their subsidiaries, affiliates, and agencies are ineligible to participate in the program. Any licensee, registrant, contractor, subcontractor, or consultant, or officer, or employee of a contractor, subcontractor, licensee, registrant, or consultant, if such person is directly involved in the operation of video lottery gaming, the operation or observation of video lottery gaming or drawings, or the processing of video lottery gaming prize claims or payments is ineligible to participate in the program. All federal, state, and local rules and regulations apply. Voids where prohibited or restricted by law. By entering this contest, entrants agree to abide by all terms of these official rules.
2. **Sponsor:** (as defined below), Western Regional OTB, Batavia Downs Gaming, their respective affiliates, subsidiaries, parent corporations, and their respective officers, directors, shareholders, employees and agents are not responsible for any incorrect or inaccurate entry information; human error; technical malfunctions; failures, omission, interruption, deletion, or defect of any telephone network, computer on-line system, computer equipment, servers, providers, software or satellite transmission, including any injury or damage to participant or any other person relating to or resulting from participation in this program; theft, tampering, destruction, or unauthorized access to, or alteration of applications, data processing that is processed late or incorrectly or is incomplete or lost due to computer or electronic malfunction; printing or other errors; or any combination thereof. This also includes any malfunction with respect to a Player’s Club card. All entries become the property of the Sponsor and will not be returned. False and/or deceptive entries or acts shall render entrant’s ineligible. Batavia Downs Staff will announce winners over PA system. It is the responsibility of eligible entrants to be in an area where the winner’s names can be heard over the PA system.
3. **Contest Period:** October 1<sup>st</sup> beginning at 8am- October 31, 2024, 11:59pm
4. **Method of Entry:** Beginning at 8am on October 1<sup>st</sup> and while game pieces last, Player’s Club members may receive one (1) Official Game Pieces per day for the Collect and Win Game Board by checking into the Odds-on Promotions kiosk. Free play & cash prizes can only be picked up or redeemed during Player’s Club hours. Customers that receive instant win prize game pieces will win prizes as defined in section below. Customers that collect matching game pieces on Collect and Win Game Board will win prizes as defined in section below. There is a limit of one, (1) Game Piece per day per person for this promotion unless a separate promotion day/time allows an extra piece to be earned.

Player’s club members can earn double game pieces and the 5 base points must be earned during these times on the following days to receive double pieces:

- Tuesday, October 1, 8, 15, 22, 29, 2024 from 8pm to 11:59pm

A valid photo ID must be presented to the Player’s Club representative to redeem instant win or matching game pieces. No duplicates, reproductions, or facsimiles of Collect and Win game pieces will be accepted. Presenting false and/or deceptive entries or acts to Player’s Club shall render entrants ineligible. All prizes must be claimed at Player’s Club by Saturday, October 31, 2023, at 11:59pm.

**BATAVIA DOWNS GAMING IS NOT RESPONSIBLE FOR LOST OR MISPLACED GAME PIECES**

5. **Prizes:** There are three types of cash prizes on the Collect and Win Game Board that participants may win by collecting the matching game pieces:
- \$2,500 Cash** - Must match all seven (7) HAUNTED game pieces to win. (2 possible Winners).
  - \$500 Cash** - Must match all five (5) GHOUL game pieces to win. (10 possible Winners).
  - \$250 Cash** – Must match all three (3) FOG game pieces to win. (25 possible Winners).

Total Value of Collectable Cash Prizes: \$16,250

The following are the Instant Win game pieces (these game pieces do not need to have a match):

- \$5 Free Play** (2,700 Winners)
- \$10 Free Play** (600 Winners)
- \$25 Free Play** (150 Winners)
- \$50 Free Play** (75 Winners)
- \$75 Free Play** (50 Winners)
- \$100 Free Play** (25 Winners)

Total Value of Instant Win Free Play Prizes: \$33,250

*The following are the Instant Win game pieces that have been added to the promotion. (These game pieces do not need to have a match)*

- \$5 Free Play** (1,200 Winners)
- \$10 Free Play** (300 Winners)
- \$25 Free Play** (75 Winners)
- \$50 Free Play** (30 Winners)
- \$75 Free Play** (25 Winners)
- \$100 Free Play** (10 Winners)

Total Value of Instant Win Free Play Prizes: \$15,250

Winners are responsible for all applicable income and sales taxes (both State and Federal). All other costs and expenses related to prize acceptance and use not specified herein as being provided are the sole responsibility of Prize Winner, including but not limited to tax, title, insurance, license, and registration fees. All income, federal state and local taxes are Prize Winners' sole responsibility.

- IMPORTANT:** Client agrees to prepare, and make readily available to all potential contestants, "Official Rules" which must reflect the terms and conditions of this contract including but not limited to the following conditions:
  - "All grand prize winning plays are subject to verification by Odds On Promotions whose decisions are final and binding."
  - "A contestant is not a winner of a grand prize, even if the visual display or prize receipt should so indicate, unless the odds established by the intended parameters of the promotion are beaten, as solely determined by the random number generator and memory logs of the promotion software, and the winning play did not occur as a result of any other scenario including but not limited to human error, software error, or machine malfunction."
  - "Current or former employees, family members, agents, successors, or assignees of Batavia Downs Gaming or any promotional agency involved with this promotion shall be ineligible to participate and/or claim any reimbursable prize within."
  - "Names and likenesses of promotion winner(s) may be used by Batavia Downs Gaming and Odds On Promotions for promotional purposes without further compensation."

Promotional giveaways are executed using the highest standards of integrity.

- Prize Acceptance:** By accepting their prize, the winner acknowledges all restrictions, expiration dates and liabilities. Winners may be required to complete, execute, and return and Affidavit of Eligibility/Release of Liability and (except where prohibited) a Publicity Release and a completed IRS W-9 form within 14 days of issuance. Failure to return all required documents in this time might result in the winner being disqualified or an

alternate winner selected. No substitution for a prize by the winner will be permitted unless otherwise stated in the official rules. If necessary due to unavailability, a prize of equal or greater value will be awarded at the discretion of the Sponsor. Prizes are not transferable, assignable, or redeemable in cash, unless otherwise stated. The winner's entry and acceptance of any prize constitutes permission for the Sponsor to use said winner's name, photograph, likeness, statements, biographical information, voice, and address (city and state), in all forms of media, in perpetuity, without notice or further compensation.

7. **Terms and Conditions:** This sweepstakes is subject to all applicable federal, state, and local laws. By participating, entrants agree to be bound by these Official Rules and the decisions of the Sweepstakes Administrator and waive any right to claim ambiguity in the sweepstakes or these Official Rules. Winners and entrants also agree to release, discharge, indemnify and hold harmless the Sponsor, vendors associated with this sweepstakes, New York Lottery and the respective officers and employees of these entities, from and against any claims, damages or liability due to any injuries, damages or losses to any person (including death) or property of any kind resulting in whole or in part, directly or indirectly, from acceptance, possession, use or misuse of any prize, or participation in this sweepstakes. Any person attempting to defraud or in any way tamper with the sweepstakes mechanics and/or implementation will be declared ineligible and may be prosecuted to the full extent of the law. Batavia Downs reserves the right to make changes to the rules of this contest, which will become effective upon announcement. If any rule should be declared invalid or unenforceable, the remainder of these rules shall not be affected.
8. **Winner Information:** For name and city of residence of winners, send a SASE (by 10-31-24) to: Batavia Downs Gaming "Return Of Monster Cash Collect & Win": Attn: Marketing, Batavia Downs Gaming, 8315 Park Road, Batavia, New York 14020.
9. **Sponsor:** Batavia Downs Gaming, 8315 Park Road, Batavia, New York 14020.
10. **Sweepstakes Administrator:** Batavia Downs Gaming is responsible for overseeing the awarding of all prizes, and whose decisions will be considered final regarding all matters related to this promotion. All rules are subject to change with or without prior written notice. The management of Batavia Downs Gaming reserves all rights.