

2021 MEF 50/50 Raffle

Official Rules

The School City of Mishawaka Education Foundation, Inc. (the “Administrator”), a nonprofit recognized by the IRS as tax-exempt under Section 501(c)(3) of the Internal Revenue Code, is conducting this raffle pursuant to Indiana law to raise funds for ongoing charitable purposes. The Official Rules of the raffle are set forth below.

1. **PARTICIPATION CONSTITUTES ACCEPTANCE OF RULES AND DECISIONS, CONSENT TO USE AND RELEASE OF CLAIMS.** By entering this raffle, each participant warrants that he or she has read and agrees to abide by all raffle rules (“Official Rules”) and that he or she is not prohibited from participating in the raffle. Participation in this raffle constitutes participant’s full and unconditional acceptance of these Official Rules and the decisions of Administrator and its subsidiaries, affiliates, employees and agents, which are final, binding and non-negotiable in all respects. Each participant agrees to release, discharge, indemnify and hold harmless Administrator and its respective subsidiaries, affiliates, shareholders, employees, officers, directors, agents, representatives, advertising and promotion agencies from any liability arising from or related to the raffle and/or the receipt prize awarded in connection with the raffle, including without limitation, personal injury, death, and property damage, and claims based on publicity rights, defamation, or invasion of privacy.
2. **ELIGIBILITY.** This raffle is open to legal permanent residents in U.S., 18 years of age and older. Proof of age and identity must be furnished upon request. Administrator reserves the right to disqualify any participant for violation of the Official Rules. The Administrator reserves the right, in its sole discretion, to cancel, suspend or modify the Official Rules or the raffle. Administrator is not responsible for any printing or typographical errors in any material associated with the raffle. **VOID WHERE PROHIBITED BY LAW. ALL FEDERAL, STATE AND LOCAL LAWS AND**

REGULATIONS APPLY. CAUTION: any attempt by a participant to undermine the legitimate operation of the raffle may be a violation of criminal and civil laws and, should such an attempt be made, Administrator reserves the right to prosecute and seek damages from any such participant to the fullest extent of the law.

3. TO ENTER. Raffle tickets will be sold between 12pm EST on June 9, 2021, until 7:30pm EST on October 2, 2021 (the “Raffle Period”). Raffle tickets will be sold for ten dollars (\$10.00) per ticket. Only cash, checks, and money orders are accepted to purchase raffle tickets. Checks should be made payable to: SCM Education Foundation. For purposes of clarification, no credit card or debit cards may be used to purchase raffle tickets. There is no limit on the number of raffle tickets an individual may purchase. All raffle ticket purchases are FINAL and no refunds or replacements will be issued. Raffle tickets are only valid for the drawing detailed in these Official Rules. The number of individuals listed on a raffle shall be limited to three. If more individuals are purchasing a raffle ticket together then a single name should be listed for the group (i.e. , John Smith & Group). It is the sole responsibility of the group participants to allocate the prize winnings and applicable taxes.
 - A. In-Person: Participants may visit the SCM Administration Center, 1402 S. Main Street, Mishawaka, IN 46544 between 8:00am EST and 4:00pm EST, Monday through Friday during the Raffle Period to purchase raffle tickets.
 - B. Mail-In: To purchase a raffle ticket via postal mail, participants must mail the completed raffle ticket and payment to: SCM Education Foundation, 1402 S. Main Street, Mishawaka, IN 46544, attention: 2021 50/50 Raffle in an envelope with sufficient postage. Each raffle ticket must be mailed with payment in a separate stamped outer mailing envelope with the participant’s first and last name, street address, city, state and zip or postal code, legible hand printed in the upper left hand corner of the outer envelope. If a participant is requesting a receipt, then the

participant must also include a self-addressed stamped envelope with the completed raffle ticket as payment.

All payments must be received no later than the last day of the Raffle Period to be eligible to win the prize described below (“Eligible Entries”). Eligible Entries shall be certified by Davis and Wojtysiak, CPAs. Submissions received after the final day and time of the Raffle Period will not be valid.

If participant uses a check to purchase a raffle ticket and that check is returned for insufficient funds, Administrator shall notify the participant in writing and the participant must bring cash for the purchase price of the raffle ticket, plus any fees incurred by Administrator in connection with the returned check within 24 hours of such notification, or the participant will be disqualified from the raffle. Proof of submission does not constitute proof of delivery. Administrator is not responsible for any lost, late, incomplete, illegible, inaccurate or misdirected entries.

4. TO WIN: Provided raffle tickets are sold on or before October 2, 2021, then on October 2, 2021 at approximately 7:30 pm EST (the “Drawing Date”), a drawing will be conducted by the Administrator at Mishawaka High School Parking Lot, Mishawaka, IN 46544.

Prize Description

50% of the Sold Raffle tickets

50% of proceeds to WINNING ticket holder and 50% to Mishawaka Education Foundation.

A winner need not be present to win. Winning raffle ticket holder will be announced publicly. Unclaimed prize will not be awarded and will be considered a donation for Administrator for charitable use.

CLAIMING A PRIZE. To claim a prize, the WINNING raffle ticket holder will be contacted by Administrator. The winner must provide Administrator with all

information required to claim a prize (including tax identification information). The winner must execute an Affidavit of Eligibility and Liability/Publicity Release (“Affidavit”) prior to the receipt of the prize. In the event a winner: (a) does not notify Administrator within the time frames noted below: (b) is ruled ineligible for any reason: (c) refuses the prize: or (d) does not return an executed Affidavit, the prize will be forfeited and will be retained by the Administrator for charitable use. Unclaimed prize will be retained by the Administrator and become a donation to Administrator for charitable use.

- A. The 50/50 PRIZE WINNER- The Winner is solely responsible for taxes associated with the prize.
5. TAXES. Each participant acknowledges that he or she has been informed that the IRS has taken the position that amounts paid for chances to participate in raffle , lottery, or similar program is not a gift and, therefore, the prize of a raffle ticket does not qualify as a deductible charitable contribution. The winner is responsible for all federal, state, and local taxes, fees and other government assessments on the awarded prize. Further, each winner acknowledges that federal law requires that a withholding on certain prize value must be collected from winner upon award or distribution. Federal and state withholding laws are subject to change without notice and the laws in effect as the time of the prize award will be followed.
6. TRANSFER OF RAFFLE TICKET OR PRIZE. A purchaser of a raffle ticket may opt to give away their raffle ticket to another eligible individual, but in doing so such purchaser expressly waives any claim that he or she may otherwise have to the prize. Purchasers of raffle tickets may not re-sell any raffle tickets. Any raffle ticket that has been resold is in violation of these Official Rules and shall be automatically void. All individuals who re-sell, purchase, or receive a raffle ticket in violation of these Official Rules shall be ineligible to participate in the raffle or to win the prize. A winner may transfer a prize to a third party provided the following conditions are met: (a) the transferee shall be bound by the all of the terms and conditions of these Official Rules that are applicable to

the transferee shall be bound by the all of the terms and conditions of these Official Rules that are applicable to the winner: (b) the transferee executes and Affidavit: (c) the transferee would have otherwise been eligible to enter the raffle: and (d) the transferee shall be responsible for all taxes as set forth in these Official Rules.

7. IDENTIFICATION OF WINNERS. Administrator will announce the winning raffle ticket holder on the Drawing Date and the winning raffle ticket holder will also be posted on-line at mishawakaedu.org and on printed announcements, copies of which announcements may be viewed during Administrator's normal business hours. A copy of the Official Rules or the winning raffle ticket holder may be requested by printing your name, address, phone number and the words "Request for Official Rules/Winning Raffle ticket-The 2021 50/50 Raffle" on a 3"x 5" , inserting the card and self-addressed stamped envelope into an envelope and mailing it with sufficient postage to: SCM Education Foundation, 1402 S. Main St., Mishawaka, IN 46544.
8. SPONSOR: This raffle is sponsored, administered and promoted by SCM Education Foundation, 1402 S. Main Street, Mishawaka, IN 46544.
9. MISCELLANEOUS. By entering, participants consent to the exclusive venue and jurisdiction of the state and federal courts of the Northern District of Indiana and Mishawaka, Indiana in all disputes arising out of or related to these rules or this raffle. This raffle is governed and construed under the laws of the State of Indiana, excluding its conflict of laws.