

The following contest is intended for viewing in the United States only and shall be governed by and construed in accordance with United States law. DO NOT PROCEED IN THIS SITE IF YOU ARE NOT LOCATED WITHIN THE UNITED STATES.

## Company Blue Canyon Kitchen, Tavern & Wine Bar Promotional **(BCKT&WB)** Giveaway

### Rockwall, Texas and Twinsburg Ohio

#### OFFICIAL RULES

1. **NO ENTRY FEE, PAYMENT OR PURCHASE NECESSARY** to enter: Blue Canyon Kitchen, Tavern & Wine Bar, eMail ads, and in-venue ads will encourage viewers to enter for a chance to win.
2. **HOW TO ENTER:** Entry period: Begins 2-12-10 and ends **3-14-10** at 11:59pm EST. Limit one (1) entry per person for contest period. Limit one winner per household for the entire contest period.

To enter the Blue Canyon Kitchen, Tavern & WB Promotional Giveaway” via text message, you must have SMS text message capability on your mobile device. Respond to the advertised short code with the indicated keyword and follow all instructions to enter the specified contest. Message and data rates from your carrier plan may apply.

Entering this contest via text message will give viewers the opportunity to subscribe to Blue Canyon and Cellepathic Mobile Rewards Program. Subscribers can opt out of this program at any time via text.

Entry to Blue Canyon K,T & WB Promotional Giveaway” can also be made online and you must have internet access. Access the BC K,T &WB website at [www.bluecanyonrestaurant.com](http://www.bluecanyonrestaurant.com) and follow all instructions to locate the contest page, and complete the online entry form. All required fields must be completed and entry forms must be submitted.

Any use of robotic, repetitive, automatic, programmed or similar entry methods or agents will void all entries by that entrant. All mass entries, reproductions, duplicate entries and entries without the complete required information will void all entries by that entrant.

3. **ELIGIBILITY:** Some restrictions may apply. Entrants must be legal residents of the United States, and be at least 18 years of age as of date of entry. Proof of age and legal U.S. residency may be required. Entrants must reside in The United States of America. Employees of Blue Canyon and its parent companies (GHG), subsidiaries, affiliates, advertising and contest agencies and immediate families of each (for these rules immediate family is defined as a parent, child, sibling or spouse) and persons living in the same household of such employees (whether related or not) are not eligible to win. No groups, clubs or organizations may enter or win prizes.

By entering, accepting a prize, and/or participating in this contest, entrants and prize winners agree to release and hold harmless the parties listed above, all sponsors, and all of the mentioned parties’ directors, executives, parent companies, affiliates, subsidiaries, officers, attorneys, employees, technology partners and agents from any and all claims arising from the execution of and involvement with the contest, damage, injury, death, loss, misfortune or other liability of any kind, that may arise from or in connection with his or her acceptance of the prize, possession or use of the prize, or his or her participation in this contest, or from injury or damage to any person’s computer or mobile device related to or resulting from participating in or experiencing any materials in connection with the contest, or from any misuse or malfunction of any prize awarded.

4. **DRAWING:** Potential winners will be selected from all eligible entries received during entire contest period 2-12-10 to 3-14-10 in a random drawing which will be conducted on or about 3-16-10 by BC KTWB whose decisions are final and binding in all respects relating to this contest. Odds of winning depend upon the number of eligible entries received.

Potential Winners will be notified by text and by phone on or about 3-16-10. Prizes will be sent within 30 days of drawing. All claims subject to verification. If any winner cannot be contacted within five (5) calendar days of first notification attempt, if any prize or prize notification is returned as undeliverable, if any winner rejects their prize, or in the event of noncompliance with these Official Rules, such prize will be forfeited and Sponsor reserves the right to select an alternate winner from all remaining eligible entries. Upon prize forfeiture, no compensation will be given.

BC KTWB nor other sponsors are responsible for lost in any part, late or misdirected mail or text messages.

5. **Raffle PRIZE:** winner will receive one (1) Gift Certificate valued at \$100 in a random drawing after 3-14-2010. Winner will be selected at random from active Mobile Horse Shoe Club (HSC) members
- a. Prizes are non-refundable, non-transferable and subject to availability;
  - b. BC KT&WB & Sponsor(s) reserves the right without notice to substitute any prize of equal or lesser value in the event of prize unavailability;
  - c. There are no prize substitutions, transfers or cash equivalents permitted;
  - d. Prize cannot be replaced if lost or stolen;
  - e. Costs greater than the prize value are the sole responsibility of the prizewinner;
  - f. In no event will the sponsors be obligated to award more than the stated number of prizes;
  - g. Neither BC KT&WB nor Sponsor(s) are responsible for prizes damaged in delivery or shipping.
  - h. Neither BC KT&WB nor Sponsor(s) are responsible for prizes that are defective, damaged, or are non-working order.
  - i. Voucher of \$100.00 (One-hundred) can only be redeemed one time
  - j. Some restrictions may apply.
  - k. Vouchers may only be good at participating retailers and are subject to restrictions.
  - l. Restrictions are as listed...
    - Not valid on Holidays
    - Valid Sunday- Thursday
    - Alcohol, tax or tip not included
    - Menu items only
    - NOT valid with other discounts or with promotional/discounted menus (Date night, Kids eat free, Thursday menu, Surf & Turf for 2 etc...)
    - HSC points DO NOT apply
    - Certificate must be given to redeem discount

BCKTWB and Sponsor(s) are not responsible if any prize voucher that cannot be awarded or redeemed due to retail inventory shortages, delays or interruptions due to acts of God, acts of war, natural disasters, weather or acts of terrorism or for any other reason.

6. **CONDITIONS OF PARTICIPATION:** Void where prohibited or otherwise restricted by law. By entering or accepting a prize in this Contest, winner agrees to be bound by these Official Rules, and to comply with all federal, state, and local laws and regulations. All licenses, registrations, federal, state and local taxes and expenses related to the prize are the sole responsibility of the winners (or the winners' parents or legal guardians if winners are minors.)

Unless prohibited by law, entry into this contest constitutes permission to use winner's name, address and likeness, and that of their family for advertising and publicity purposes for this or similar contests without further compensation.

7. **SPONSOR INFORMATION 2101 Summer Lee Drive, Suite 109, Rockwall, TX 75032**
8. **Privacy Statement Regarding The Use Of Data Collected Through Contest Entry:**
  - A. The Privacy Statement hereinafter set forth applies to the following parties: BCKTWB and contest Sponsor(s)
  - B. All parties assert that any data containing personal information about entrants that is collected through this contest will not be intentionally released to any party other than the sponsors. "Personal information" means identifying information about an individual collected online, including:
    1. A complete first and last name
    2. A home or other physical address, including street name and name of a city or town
    3. An email or other online contact information, including but not limited to an instant messaging user identifier, or a screen name that reveals an individual's email address:
    4. A telephone number
    5. A social security number where applicable or necessary
    6. A persistent identifier, such as a customer number held in a cookie or a processor serial number, where such identifier is associated with individually identifiable information or a combination of a last name or photograph of the individual with other information such that the combination permits physical or online contacting; or
    7. Birth date and Age
    8. Information concerning a child or the parents of a child under 13 that is collected online from the child will be destroyed and be ineligible as an entry.
  - C. Each party identified in paragraph 8A, herein will receive such personal information concerning the prize winners as is necessary in connection with the awarding of the prizes.
9. **Miscellaneous:** BCKT&WB reserves the right, in its sole discretion, to disqualify any individual who tampers with the entry process and BCKT&WB further reserves the right, in its sole discretion, to cancel, modify or suspend this contest if for any reason the contest is not capable of running as planned, including infection by computer virus, bugs, tampering, unauthorized intervention, fraud, technical failures or any other causes beyond the control of BCKT&WB which corrupt, impair or affect the administration, security, fairness, integrity or proper conduct of this contest.

Neither BCKTWB nor other partners, sponsors, parent companies, directors or employees are responsible for lost, late, mutilated, illegible, altered, duplicated, tampered with, forged, cut, torn, or incomplete entries, nor for those that contain printing, typographical, mechanical or other errors, or for postage due or misdirected mail claims.

Neither BCKT&WB nor other partners, sponsors, technology providers, parent companies, directors or employees are responsible for incorrect announcements of any kind, any errors resulting in omission, interruption, deletion, defect, delay in operation or transmission, communications line failure, theft, destruction, or unauthorized access to or alterations of entry materials, or for technical, network, telephone equipment, electronic, computer, hardware or software malfunctions or limitations of any kind, or inaccurate transmissions of or failure to receive entry information by BCKT&WB on account of technical problems or traffic congestion on the Internet or at the website or any combination thereof. In the event of a dispute over the identity of an SMS text entrant, entry will be deemed submitted by the holder of the mobile number. All entries are the property of BCKT&WB.

BCKT&WB is not responsible for any problems or technical malfunction of any telephone network or lines, computer online systems, servers or providers, computer equipment, software, failure of any email entry to be received by BCKT&WB due to technical problems or traffic congestion on the Internet or at the web site, or any combination thereof, including injury or damage to the entrant's or any other person's computer related to or resulting from entering this contest. CAUTION: ANY ATTEMPT BY ANY PERSON TO DELIBERATELY DAMAGE ANY WEB SITE OR UNDERMINE LEGITIMATE OPERATION OF THE CONTEST IS A VIOLATION OF CRIMINAL AND CIVIL LAWS AND SHOULD SUCH AN ATTEMPT BE MADE, THE PERPETRATOR(S) WILL BE PROSECUTED AND COMPANY XYZ RESERVES THE RIGHT TO SEEK DAMAGES FROM ANY SUCH PERSON TO THE FULLEST EXTENT PERMITTED BY LAW.

10. One prize per person or household within a time period of 30 days. A person cannot win the grand prize if he/she has already won a BCKT&WB contest within the last 90 days; if he/she has won within the last 90 days, an alternate prizewinner will be selected. If an alternate prizewinner cannot be selected (for example, in the case of call & win), the prize(s) will be used by BCKT&WB for future contests or contests.
11. **For a copy of these rules**, write to: Blue Canyon Kitchen, Tavern and Wine Bar, Attn: Mobile VIP Promotional Contest Rules, 2101 Summer Lee Drive, Suite 109, Rockwall, TX 75032.
12. **List of Winners**: For a list of prize winners, mail a self-addressed stamped envelope between 2-12-10 to 3-16-10 to: Blue Canyon Kitchen, Tavern and Wine Bar Attn: Mobile VIP. Promotional Contest Winners List Request. 2101 Summer Lee Drive, Suite 109, Rockwall, TX 75032.