

## **Official Rules**

Effective September 14, 2020, Dana-Farber Cancer Institute and the Jimmy Fund (“DFCI”) will invite eligible participants via email, Jimmyfund.org, social media (Jimmy Fund Facebook, Instagram, Twitter), and other methods to support Toro Cooks for Jimmy, a virtual event benefitting DFCI and being held on October 18, 2020 at 01:00PM ET (the “Event”). Participants who: (i) visit the URL reflected in the invitation, (ii) supply all requested information in a complete and accurate fashion to DFCI, and (iii) submit a donation of twenty-five dollars (\$25) or more to the Event on or before October 18, 2020 at 12:59PM ET will be entered into a drawing for a chance to win the prize described below. Participants will receive one (1) entry into the drawing for every twenty-five-dollar (\$25) donation, with a maximum of twenty (20) entries per participant.

The drawing will be held virtually on October 18, 2020 at 01:00PM ET. The Senior Vice President for Philanthropy, or their designee, shall be responsible for drawing at random the name of one (1) potential winner.

The potential winner will be notified by phone, mail and/or email. If a potential winner cannot be reached after forty-eight (48) hours from the first notification attempt, or if a participant is found to be ineligible, or if the notification is returned or undeliverable, or if a participant declines “winner” status, that participant will forfeit all rights as the winner, and an alternate winner will be selected. In the event the alternate winner declines the prize, the prize may be designated for another DFCI fundraising event at DFCI’s sole discretion. The prize will be delivered via a traceable method.

In order to be eligible to participate in the drawing, a participant must, as of the date of entry, be a legal resident of one of the fifty (50) United States or the District of Columbia. Directors, officers and employees of DFCI, and persons otherwise affiliated with DFCI, are not eligible to win the prize; this includes immediate family members of any of the aforementioned groups. The term “immediate family” includes spouses, siblings, parents, children, grandparents, and grandchildren, whether as “in-laws,” or by current or past marriage(s), remarriage(s), adoption, co-habitation or other family extension, and any other persons residing at the same household whether or not related.

NO PURCHASE OR CONTRIBUTION NECESSARY TO ENTER. Maximum of twenty (20) entries per participant. The odds of winning depend on the number of valid entries received. Please contact Event Fundraising Staff at [jillian\\_davis@dfci.harvard.edu](mailto:jillian_davis@dfci.harvard.edu) to request an “entry form” if you would like to be entered into the drawing without making a contribution to DFCI. Participants who submit a donation of twenty-five dollars (\$25) or more or “entry form” as described above will be entered into a drawing for a chance to win a Toro Cooks for Jimmy gift basket. Prize includes one hundred dollars (\$100) worth of gift cards to Toro and Island Creek Oysters, a Toro sweatshirt, Island Creek Oysters oyster shucking knife and gloves, along with a custom Jimmy Fund apron and kitchenware. The prize has a combined fair market value of two hundred fifty dollars (\$250).

All entries must be complete to be eligible. Deadline to enter is October 18, 2020 at 12:59PM ET.

Prize is non-transferrable, non-refundable, non-negotiable, not redeemable for cash or for re-sale, and no substitution will be allowed. Prize will not be replaced if lost or stolen. Other restrictions may apply. Should the prize become unavailable to DFCI for any reason, DFCI reserves the right to substitute an item of equal or lesser value. Winners may be required to sign an affidavit of eligibility, a receipt, a Certificate of Intent, and/or a waiver form provided by DFCI, prior to receipt of the prize.

The identity of the winner may be obtained by contacting Event Fundraising Staff at [jillian\\_davis@dfci.harvard.edu](mailto:jillian_davis@dfci.harvard.edu) on or after October 23, 2020 at 09:00AM ET.

Any valuation of the prize stated above is based on available information provided to DFCI, and the value of any prize awarded to a winner may be reported for tax purposes as required by law. Winners are solely responsible for reporting and paying any and all applicable taxes related to the prize and for paying any expenses associated with a prize which is not specifically provided for in these Official Rules. Winners may be required to provide DFCI with valid identification and a valid taxpayer identification number or social security number before the prize will be awarded. Any person defined as a DFCI employee winning over \$100 in prizes from DFCI may receive

an IRS form W-2 shortly following the end of the calendar year and a copy of such form will be filed with the IRS. Any person winning over \$600 in prizes from DFCI may receive an IRS form 1099 shortly following the end of the calendar year and a copy of such form will be filed with the IRS. Any person winning \$5,000 or more in prizes from DFCI may be required to pay the applicable taxes to DFCI before any prize will be awarded, per IRS regulations.

By participating in the drawing described above, participants agree to abide by all terms of these Official Rules and all decisions of DFCI, made in its sole discretion, which decisions shall be final. DFCI will interpret these Official Rules and will resolve any disputes, conflicting claims or ambiguities concerning the rules or the drawing, and DFCI's decisions concerning such disputes shall be final.

All participants, their heirs, executors and administrators, waive, release and forever discharge DFCI, all sponsoring entities, their respective trustees, directors, officers, employees, and agents, from all claims of liability, damages and rights of action of whatever nature or description, in equity or at law, present and future, that may arise out of or relate to participation in the drawing, including the use of any prize.

DFCI is not responsible for lost or stolen prizes, incorrect or inaccurate transcription of entry information, for any human error, technical malfunctions, lost/delayed data transmission, omission, interruption, deletion, defect, theft or destruction or unauthorized access to, or alteration of, entries, for line failures or other failures of any telephone network, server, providers, computer equipment, software or any combination thereof, for inability to access any web site or online service or any other error or malfunction, or for late, lost, illegible, misdirected or incomplete entries which may limit a participant's ability to participate in the drawing. DFCI is not responsible for technical, hardware or software failures of any kind, lost or unavailable network connections or failed, incomplete, garbled or delayed transmissions.

The drawing is governed by the laws of the Commonwealth of Massachusetts. By participating in the drawing, each participant consents to the exclusive jurisdiction of the courts located in Suffolk County, Massachusetts, for resolution of all disputes.

Dana-Farber Cancer Institute is the sponsor of the drawing. DFCI is located at 450 Brookline Avenue, Boston, Massachusetts 02215.