

Concours d'Elegance/Cincinnati Concours Foundation

2021 BMW X3 xDrive30e 2-Year Lease Raffle

Official Rules

Raffle begins Saturday, May 1, 2021 and ends Saturday, October 2, 2021

1. All entrants of the Cincinnati Concours d'Elegance Foundation, Inc. (Sponsor) 2021 BMW X3 xDrive30e 2-Year Lease Raffle must be 18 years of age, have a valid driver's license, and be a legal resident of the 50 United States or the District of Columbia.
2. Raffle prizes are partially sponsored by BMW USA and The Bay Emm Vay Store, Inc. (DBA: The BMW Store). Employees of the Concours, BMW USA, The Bay Emm Vay Store, Inc., and their members, and immediate families are not eligible to participate.
3. Tickets must be purchased by 12:00 noon on Saturday, October 2, 2021. All entries must be on official digital entry forms, no photocopies or hand-drawn entry forms will be accepted. The Sponsor is not responsible for lost entries, technical failures or unauthorized human intervention. All entries submitted become the property of the Sponsor.
4. Entries which the Sponsor determines, at its discretion, to be incomplete, incorrect, illegible, or not in accordance with these rules will be disqualified, and the purchase price refunded. Official rules available at [ohioconcours.com](http://ohioconcours.com) or by contacting the Cincinnati Concours Foundation at (513) 321-1951.
5. Entries must be received and recorded by the Sponsor's computer before the due date and time. The Sponsor's computer is the official timekeeping device for this raffle. The Sponsor is not responsible for service outages, message failures, transmission delays or any other factor affecting the availability or performance of the data services.
6. REFUNDS: All raffle ticket sales are final. No refunds will be made except that any ticket request with verified payment received after the deadlines set forth herein will be returned. The Sponsor assumes no responsibility for any failure to receive requests for tickets prior to the drawing deadlines. A raffle participant's sole and exclusive remedy for any breach shall be limited to the return of the purchase price paid for his or her raffle ticket(s). In no event shall Sponsor, The Bay Emm Vay Store, Inc., BMW USA or their respective directors, officers, employees, members, committee members, agents, contractors, advisors, or representatives be liable to any party for any loss or injuries to earnings, profits or goodwill, or for any incidental, special, punitive or consequential damages of any person or entity.
7. TICKETS: Tickets are \$25 each, 3 for \$ or 7 for \$100, and may be purchased solely from the Sponsor. Participants may buy as many tickets as they wish, subject to availability. Each raffle ticket will be entered separately in the drawing. Each raffle ticket is a separate and equal chance to win the prize.
8. Odds of winning depend on number of entries.

9. While reasonable attempts to notify the raffle winner will be made, it is the responsibility of the raffle winner to be available for notification. The Sponsor is not responsible for and shall not be liable for late, misdirected or unsuccessful efforts to notify a raffle winner. If the winner does not claim the prize within an appropriate time, as determined by the Sponsor in its sole discretion, the winner will automatically be disqualified and another winner will be selected. Furthermore eligible entrants agree as follows: By participating, you agree (a) to be bound by these Official Rules; (b) as between you and the Sponsor, that the decisions of the Sponsor are final on all matters relating to the raffle; (c) you are not participating on behalf of any employer or third party; (d) in the event that you do not comply with the rules, you will be disqualified.
- 10.** The winner of the 2021 BMW X3 xDrive30e 2-year lease raffle will be chosen October 2, 2021. No representatives or agents may be substituted for a finalist. ***The winner will be able to pick-up their new vehicle, pending approval by BMW Financial Services, at the Cincinnati Concours Foundation Raffle Party hosted by The BMW Store on Saturday, October 2, 2021.***
11. In the event viruses, bugs, unauthorized human intervention, Acts of God, acts or regulations of any governmental authority, war, national emergency, accident, fire, riot, strikes, lock-outs, industrial disputes, acts of terrorism or other matters beyond the Sponsor's reasonable control, corrupt, prevent or impair the administration, security, fairness or proper play of the raffle, so that it cannot be conducted as originally planned, except where prohibited by law, Sponsor has the right, in its sole discretion, to modify the Official Rules or to cancel, modify, terminate or suspend the raffle and refund the ticket purchase price.
12. Except where prohibited, the potential winner will be required to sign and return an Affidavit of Eligibility, Liability & Public Release as well as a W-9 form, which must be received by Administrator within (10) days of the date notice or attempted notice is sent, in order to claim the prize. If a potential winner cannot be contacted, fails to execute and return the Affidavit and the W-9 form within the required time period, does not comply with these Official Rules, or does not take delivery of the prize within a reasonable time period, the potential winner forfeits the prize.
13. PRIZE – The prize will consist of a twenty-four (24) month lease of a 2021 BMW X3 xDrive30e Plug-In Hybrid (MSRP \$58,445.00) with an approximate lease value of \$12,000. The winner is responsible for obtaining insurance on the vehicle throughout the term of the lease. The winner must supply proof of insurance and valid driver's license at the time of delivery. The winner will be required to enter into a lease agreement with BMW Financial Services and therefore must have credit approval. The winner will also be responsible for excess mileage greater than 24,050 miles for twenty-four (24) months (at a cost of twenty-five (25) cents per mile) and will assume vehicle damage responsibility. ***The lease agreement is hereby incorporated into these rules and the winner shall be bound by all terms and conditions of the lease agreement and shall be responsible for routine maintenance and excess wear and tear charges and all other liabilities at lease end as specified in the lease agreement.*** Winner will take delivery at The BMW Store (6131 Stewart Rd. Cincinnati OH, 45227). **PRIZE AWARDS IN EVENT OF NON-SELLOUT OF TICKETS:** A minimum of 500 tickets must be sold for the Grand Prize winner to receive the lease offer. If fewer than 500 raffle tickets are sold the Cincinnati Concours reserves the right in its absolute discretion to substitute 50% of the gross sales revenue from the tickets sold as of the

time of the entry deadline as the prize in lieu of the car lease. The Cincinnati Concours reserves the right to cancel this raffle contest at any time, in which event liability is limited to the refund of the ticket price to all participants.

14. Should BMW Financial Services not approve creditworthiness of the winner for lease, winner will receive a cash prize of \$5,000. Cash prize is available ONLY in the event that the winner is not approved by BMW Financial Services.
15. The winner of the BMW X3 xDrive30e 2-Year Lease will be issued an IRS Form 1099-MISC (by the Cincinnati Concours Foundation) and the winner is solely responsible for any local, state, and federal income taxes. The winner is solely responsible for any and all additional taxes that may be applicable, registration, insurance, and any and all other expenses not specifically listed herein that are incurred with winning the vehicle.
16. All decisions of the Sponsor are final.
17. By submitting an entry form, entrants agree to be bound by the rules of the Cincinnati Concours Foundation 2021 BMW X3 xDrive30e Lease Raffle, and agree that Sponsor shall have the right, free of charge, to publish and/or broadcast by any means the name, city of residence, photographs, and statements of the winner and finalists.
18. By participating, entrant hereby expressly authorizes the Cincinnati Concours Foundation and The Bay Emm Vay Store, Inc (DBA: The BMW Store) and any of its individual members to send commercial mailings or e-mail messages to the address or e-mail address entrant has provided.
19. The winner's name and likeness may be published and may be used for promotion or publication by the Cincinnati Concours Foundation and The Bay Emm Vay Store, Inc. (DBA: The BMW Store).
20. By participating, entrant agrees to release, hold harmless and indemnify the Cincinnati Concours Foundation The Bay Emm Vay Store, Inc. (DBA: The BMW Store) and BMW USA, and the , affiliates, subsidiaries, directors, officers, agents and employees of any of these organizations, from and for all claims or damages, in equity or in law, whether direct or brought by a third party, arising out of participation in the raffle as well as any and all liability arising from the acceptance and/or use/misuse of the prize. No cash substitution, transfer or assignment of prize allowed, except at the sole discretion of the sponsors. No alternate winner will be selected.
21. Prize – ALL WARRANTIES, IF ANY, BY THE MANUFACTURER ARE THEIRS, NOT THE SPONSORS, AND ONLY THE MANUFACTURER SHALL BE LIABLE FOR PERFORMANCE UNDER SUCH WARRANTIES, SPONSORS HEREBY DISCLAIM ALL WARRANTIES, EXPRESS OF IMPLIED, INCLUDING IMPLIED WARRANTIES OR MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE.
22. For complete details, including entry details, full eligibility criteria, odds of winning and prize descriptions, and for the Official Rules which govern this promotion, visit [ohioconcours.com](http://ohioconcours.com).  
Sponsor: Cincinnati Concours d'Elegance Foundation, Inc.
23. **Sponsored by the Cincinnati Concours d'Elegance Foundation, Inc., 3645 Linwood Avenue, Cincinnati, Ohio 45226.**