

## **MIXperience: Michael Buble' - Official Contest Rules**

**Dates/Eligibility.** MIXperience: Michael Buble' (the "Contest") begins Tuesday, January 19, 2010, and ends on or about Monday, February 1, 2010. The Contest is open to residents of Illinois, Indiana and Wisconsin ages 21 and over. There is no purchase necessary to enter or win the Contest. Dates and details of the Contest may be revised without prior notice. Any material changes to the Contest will be broadcast on WTMX (FM), THE MIX - 101.9 FM (the "Station"). Winners of a major prize (value \$1,000 or more) in any contests conducted by the Station during or a 60-day period immediately prior to the start of the Contest may not participate.

**How to Enter.** Each weekday beginning Tuesday, January 19, 2010, listen to the Station between 9A and 5P. We'll give listeners the chance to qualify (4) four times each weekday at 9:20 A.M., 11:20 A.M., 1:20 P.M. and 4:20 P.M. During these times, the Station will instruct listeners on the method to win – call-in, text-in, Facebook, or Twitter. Subject to satisfaction of all eligibility requirements, the winner of each contest will receive a pair of tickets to a special performance by Michael Buble' at The Wit Hotel located at State and Lake in Chicago on Monday, February 1, 2010. If the Station is readily able to determine that the caller is ineligible to participate in the Contest, the Station will choose an alternate contestant and continue the process until an eligible participant is found. No more than one winner per household. Prizes are non-transferable. Employees or agents of the Station, any entity associated with the sponsorship or conduct of the Contest or any other Chicago area radio station, as well as members of the same household of any such employee or agent, may not participate in the Contest. The Station and sponsors are not responsible for technical, hardware, software or telephone or other transmission failures of any kind; lost or unavailable network connections; or incomplete, garbled or delayed computer transmissions whether caused by the Station, users, by any equipment or programming utilized in promotions, games or contests, or by human error which may occur in the processing of submissions, which may limit a participant's ability to participate.

**For call-in contests:** entrants will be asked to call in on a designated telephone line (312) 591 - 6800 at a particular time or times. At the time that calls are solicited, the tenth caller will win. Only those calls to the specific phone number provided, at the time calls are solicited or at the day/time provided in the solicitation, shall be eligible to win. Calls to the main Station phone number or any other phone number are not acceptable. Winners will be selected in accordance with the criteria announced when calls are solicited. If the Station receives less than the requested number of calls (e.g., only 9 callers when the Station is looking for the 10th caller to win) within a reasonable period of time (as determined by Station in its sole discretion), Station reserves the right to reconduct that contest at a later time or cancel that winning opportunity and not award the associated prize.

**For all text message based entries:** In case of an identity dispute, the registered user of the text message account on the date of entry will be the recognized user. Participants acknowledge that messages are distributed via third party mobile network providers and, therefore, Station cannot control certain factors relating to message delivery. Participants acknowledge that, depending on the recipient's mobile provider service, it may not be possible to transmit the message to the recipient successfully. Station does not claim or guarantee availability or performance of this service, including liability for transmission

delays or message failures. Station does not charge a fee for this service. It is each Participant's responsibility to check with their individual carrier, as other charges may apply. BE ADVISED THAT IN SOME CASES, TEXTS TO THE STATION WILL RESULT IN ONE OR MORE AUTOMATIC BOUNCE BACK MESSAGES, FOR WHICH PARTICIPANTS MAY INCUR A FEE FROM THEIR PROVIDER. Station assumes no responsibility for charges incurred for text-messaging, including, without limitation, as a result of any bounce back messages or contest notices from the Station. For texting contests, entrants will be asked to text specific information (as announced by Station) to a designated telephone line (the phone number will be given in the announcement) at a particular time or times. At the time that texts are solicited, the criteria for winning will be identified (*e.g.*, first text message received with the correct answer). Only those text messages to the specific phone number provided, at the time texting is solicited, shall be eligible to win. Texting to the main Station phone number or any other phone number are not acceptable. Winners will be selected in accordance with the criteria announced when text messages are solicited. If the Station receives less than the requested number of text messages (*e.g.*, only 9 text messages when the Station is looking for the 10th texter to win) within a reasonable period of time (as determined by Station in its sole discretion), Station reserves the right to reconduct that contest at a later time or cancel that winning opportunity and not award the associated prize. For text contests that require entrants to answer questions or perform in some other manner, such contest will be judged by Station personnel, and the decision of the judges will be final as to all matters, including (i) the order in which text messages were received and (ii) whether any answer required to be given is correct or the "best" or most desirable.

**For internet based entries when entry requires membership to, or registration with, a third party social network (*e.g.*, Facebook or Twitter) (such person "Users"):** In the event of a dispute regarding the identity of a User, a person who can demonstrate the ability to log into the applicable account with the correct user name and password will be deemed the User who submitted the entry. Users acknowledge that the third party social network sites ("Social Network Sites") are not affiliated with the Station and, therefore, Station cannot control certain factors relating to such sites, including, without limitation, errors, cancellation of User accounts or technical malfunctions associated with any Social Network Site that may affect any entrant's ability to enter, win, view, be advised of, be eligible for or be properly considered in a particular Station contest. For this Contest, Contest entry via Social Network Sites may be by one of the following means: (i) Users may be automatically entered in contests from time to time (*e.g.*, all *Followers* of the applicable Station Twitter account or all *Friends* or *Fans* (as applicable) of the Station's page on Facebook); (ii) User may be required to email the Station, listen to its radio station or visit the Station's website to enter; (iii) all (or selected) users may be offered the opportunity to call the Station to win at announced days/times or upon the occurrence of certain on-air broadcasts (*i.e.* a song, series of songs, sounder or phrase); (iv) User may be required to post a comment or take other action to be entered (*e.g.*, changing the User's profile picture) with respect to User's Social Network Site account; or (iv) other means of entry as announced by Station. With respect to any Station Facebook pages (if any), Station has no obligation whatsoever to "accept" (and reserves the right to freely reject, in its sole discretion in each specific instance) any particular Friend request and any such rejection by Station of a Friend request shall render the requestor ineligible to enter and/or win any contests that require being a "Friend" in order to participate.

**For internet based entries when entry requires membership in the Station's on-line club (the "MIX Insider"):** (in addition to the other relevant provisions set forth in these rules regarding internet-based entries): Membership is free. The MIX Insider is an internet club that will entitle members to, among other things, receive information from Station and its clients, enter contests, participate in surveys and enjoy many other opportunities. There is no cost to become a member of the MIX Insider. To join the MIX Insider go to [www.wtmx.com](http://www.wtmx.com) and click on the link for the MIX Insider and provide all required information (incomplete registrations may be invalidated in Station's sole discretion). In the event of a dispute regarding the identity of a member, the holder of the e-mail account will be deemed the person who submitted the membership. The holder of the e-mail account is the natural person who is assigned the e-mail address by an Internet access provider, online service provider, or other organization that is responsible for assigning e-mail addresses for the second level domain associated with the e-mail address in question. Limit one membership per e-mail address. Members are required to provide truthful information when completing Club membership registration form. If Station determines that any registration form contains false or fraudulent information or is submitted by a person other than the one named in the form or by an ineligible entrant, such form will be disqualified and that member may be prohibited by Station (in its sole discretion and on a case by case basis) from participating in any particular contest or in all future Station contests for a fixed period of time determined by Station or in perpetuity. If a Member cancels his/her membership during any contest in which such Member is entered (or was automatically entered), such Member may no longer be eligible to win a prize in such contest, in Station's sole discretion. Contest entry for MIX Insider members for this Contest: Members will be required to complete a specific on-line entry blank. Other means of entry as may be announced from time to time on the MIX Insider.

**Prizes.** A minimum of (50) pairs of tickets will be awarded. The passes have no retail value. Must be 21 or older to attend event.

**Conditions/Restrictions.** The Station is not responsible for the failure or inability to complete a telephone call, whether due to equipment malfunction, busy lines or otherwise. The telephone number listed above may require an area code from certain Chicago metro area codes. If in doubt, contact your local telephone service provider prior to participating in the Contest. Calling the Station to participate in the Contest constitutes permission for the Station to tape the caller's voice and use it on the air. All telephone calls during the Contest may be taped without further permission from the caller. Each winner will be required to produce identification satisfactory to the Station. Each winner will be required to sign an affidavit of eligibility and release, including a publicity release, as prepared by the Station prior to receiving their prize. All taxes are the responsibility of the prize winner. Winners may be required to complete a W-9 for tax purposes and may receive an IRS Form 1099-Misc. From the date awarded, all forms must be completed, returned and postmarked within 5 days to WTMX-FM. If the proper forms are not completed and returned, prizes will be considered forfeited and will not be awarded. The Contest is void where prohibited by law. Anyone using fraudulent means to participate and/or win the Contest will be disqualified. In exchange for the right to participate in the Contest, each participant agrees to release and indemnify Bonneville International

Corporation, WTMX, Walgreen's or any other entity affiliated with the Contest and their respective officers, directors, agents, parent companies, subsidiaries and employees, (the "Released Parties"), from any and all claims, demands and/or causes of action of any nature or kind whatsoever, whether presently known or unknown, foreseen or unforeseen, that arise out of the participant's participation in the Contest.

For contests involving Station's obligation to notify qualifiers or finalists or where there is a deadline for prize claims, if the Station did not have actual contact (in person or telephonic) with the winner as part of the contest, Station will only be required to leave one message at the telephone number provided in the entry form (if applicable) or provided at the time that the station collected the winner's information (by phone, electronically or in person). If no answer or answering machine is reached, Station will not be obligated to attempt any further contact. For texting contests, Station will only be obligated to send one message to the winning text message telephone or, in Station's election, to call the telephone number associated with the winning texter. For social network contests, Station will only be required to contact the winner via the social network account unless the entry provided a telephone number or email address in which case the Station will contact the winner via the information requested and provided. However, Station reserves the right, in its sole discretion, to attempt to contact any qualifier/entrant/finalist/winner more than once and shall not be required to attempt to contact all qualifiers/entrants/finalists/winners an equal number of times or in the same communication manner. If no telephone number was provided and the Station has an address, the Station may elect to send one written notification letter by first class mail, time permitting.

In case of any identity dispute: (a) with respect to the MIX Insider entries, the registered user of the email account on the date of entry will be the recognized user or MIX Insider member as set forth above in subsection "How to Enter", (b) with respect to Social Network Sites, the provisions of "How to Enter" subsection above apply, and (c) with respect to Text Club or text entries, the provisions of "How to Enter" subsection above apply.

Online listeners to streamed broadcasts may experience a lag in transmissions due to buffering limitations. Contest participants should not rely on streamed broadcasts. Use of robotic, mechanical or other forms of pre-programmed internet, texting or phone call visit, voting or entry methods is NOT prohibited in Station contests. Station does not intend to monitor or disqualify any contest entry, votes or web hits in a contest on the basis of the use of such manipulation tools. Notwithstanding the foregoing, entrants are not entitled to use such manipulation tools and Station reserves the right (in its sole discretion), from time to time, to implement entry/voting processes that may frustrate or prohibit such automated entry or voting (including, without limitation, CATSUP or requiring MIX Insider membership log ins) and/or, in the case where voting is not a determinative factor in a particular contest, take into consideration and discount the importance of results of any entry or entrant that Station suspects may have benefited from any such robotic or automated systems; provided, however, that no contestant in any contest may rely upon or insist upon Station's failure or refusal to take any of the foregoing actions or to determine, in its sole discretion, that one entrant's entry should be discounted because another entrant's entry was or vice versa. Nothing in this section alters or overrides any requirement in any specific contest rules that may limit the number of entries or votes per person, email address, club or Social Network Site account.

With respect to certain contests, Station may elect to post certain information not

available to the general or listening public about ongoing contests on its website, MIX Insider member pages, or Social Network Site pages or may elect to communicate such information via email, sms, text message, or social network posting (i.e. Twitter) to a limited group of people (for example, twitter followers, facebook friends, or members of Station's email, internet or texting clubs). Such information may include, without limitation, dates and time ranges when a contest song or sounder may be played, lists of correct or incorrect answers received, and/or contest reminders. In such events, no purchase will be required to obtain such information but Station may require that persons eligible to receive such extra information be members of certain Station Clubs or third party Social Network Sites. Station will have no obligation to make such information available to all potential contestants and Station will not be obligated to announce that it is or how it is making such additional information available, unless required by law. While such additional information may increase the chances that a recipient will know when to listen or what the correct or incorrect answers may be (which information may not be available to non-recipients), there will be no advantage in the mode of entry by obtaining (or not obtaining) this additional information (for example, there will be no advantage in being the 10th caller, etc...).

In no event will any "deal-making" between participants be permitted. Station reserves the right to disqualify any person that it suspects has participated in or offered or accepted any type of "deal-making" with respect to any Station contest with other contestants or third parties.

Winners are prohibited from selling any prize awarded or any transferring any prize without Station's authorization (which authorization must be in writing by a Station representative and shall be granted or withheld in Station's sole discretion on a case by case basis). In the event that Station discovers or suspects (correctly or incorrectly) that a winner is attempting to sell his/her prize from Station (i.e., ebay, craigslist or otherwise), Station reserves the right, in its sole discretion, on a case by case basis to take any one or more of the following actions: (a) immediately disqualify the winner and deem any prize they were otherwise entitled to as forfeited, (b) refuse to award the prize to such winner, even if he/she represents that they will not resell or transfer the prize, and/or (c) prohibit the violating winner from participating and/or winning any future Station contests (whether for a fixed period of time or in perpetuity, in Station's sole discretion) and if such winner ever wins a future Station contest during the period that he/she is banned, he/she shall be disqualified from the contest and forfeit any prize once it has come to Station's attention. Further, Station reserves the right to track and/or cancel and invalidate any prize awarded that Station suspects was sold or transferred without authorization. Station Management shall be the sole arbiters in all matters relating to the contest and in the interpretation of contest rules. Their decisions shall be final. Entry into the contests constitutes agreement by contestants to abide by these rules, as well as any other rules established by Station.

**Rules.** Copies of these rules are available at the Station's website ([wtmx.com](http://wtmx.com)), at the Station's studios – 130 East Randolph Street, Suite 2700, Chicago, Illinois 60601 – during regular business hours or by sending a request, along with a self-addressed stamped envelope, to the Station at this address.