

# *Straight from the Heart*



## **2022 Community West Straight from the Heart to Avon, Fairview and Lutheran hospital Cardiovascular Services**

### **Official Rules**

The Community West Foundation ("Community West"), a tax-exempt 501(c)(3) organization is sponsoring a fundraising raffle (the "Raffle") in accordance with the laws of the State of Ohio. The Raffle shall be known as the 2022/2023 Community West Straight from the Heart ("the Raffle"). All proceeds of the Raffle will go to benefit Avon, Fairview and Lutheran hospitals ("the hospitals"), and will be used in furtherance of the hospitals' charitable purposes. The rules and regulations of the Raffle are set forth below. By purchasing a raffle ticket ("Ticket"), the purchaser agrees to be bound by these rules and regulations. The interpretation and application of the rules and regulations by Community West and its legal counsel shall be final.

#### **Eligibility:**

The Raffle is open to all legal residents of the United States, who are 18 years of age or older as of the date of entry except for any prizes that contain alcohol in which case the Raffle is open to all legal residents of the United States, who are 21 years of age or older as of the date of entry. All federal, state and local laws and regulations apply. Void in Colorado, New York and Florida and where prohibited by law.

#### **To Enter:**

Community West will sell Tickets online at [HeartRaffle.org](https://HeartRaffle.org). The odds of winning the Prize, as hereinafter defined, will depend on the final number of Tickets sold. Ticket sales will begin at midnight (12:00 A.M.) November 28, 2022, and end at 11:59 A.M. on February 22, 2023. The participant must follow all instructions on the entry form to complete the ticket entries and be qualified for the Raffle.

Per IRS rules, amounts paid for raffle tickets are not gifts to the charitable organization and do not qualify as deductible charitable contributions.

No refunds.

#### **Prize:**

There are 40 prizes from \$250 to \$100,000. Ticket prices are 1 for \$100 or 3 for \$200. Purchasers may purchase multiple tickets. No substitute or cash for prizes, unless indicated.

Winners may incur income tax liability based on the value of the Prize. Community West assumes no responsibility for Winners' taxes and/or legal obligations and suggests Winners consult their tax and/or legal advisor. When required, Federal tax will be withheld and taxpayer information forwarded to the IRS in accordance with tax laws. Winners must provide Community West with all necessary information required for tax purposes prior to delivery of the prize. Failure to do so within ten (10) days of request shall result in an automatic forfeiture of such winner's prize.

#### **Random Drawing:**

The Prize drawing will take place Friday, February 24, 2023. One Ticket will be selected by Community West at random for each Prize in accordance with Ohio laws. The first Ticket selected that meets the requirements as set forth in these Official Rules will win the Prize. The Prize will be awarded to the individual

whose name appears on the Ticket (the "Winner"). Purchasers of the Ticket will not be deemed to be the Winner unless his/her name appears on the Ticket. The Winner will be announced on the website the week of February 27, 2023. The Winner will be notified by the telephone number and/or email address listed on the Winner's entry form, or in person (if possible). The Prizes will be available for pick up starting Wednesday, March 1, 2023 at Community West Foundation. Winners must claim prizes within 2 weeks of notification. The winner is responsible for pick up and/or delivery outside the state of Ohio.

Only one eligible person may be entered in the Raffle per Ticket sold. If the name of more than one person is submitted with a Ticket purchase or the Ticket contains incomplete information, or the Ticket is otherwise deemed noncompliant with the Official Rules then that Ticket will be deemed to be void and another Ticket will be drawn. Community West reserves the right to reject any Ticket purchase that is submitted with payment that does not constitute "good funds" or that is otherwise noncompliant with the Official Rules.

By entering the Raffle, the Winner agrees that his/her name and/or likeness may be disclosed to and used by the news media, Community West and/or the hospitals for promotional purposes without additional compensation. In addition, each participant releases the corporate entities of Community West, the hospitals and their respective parent or affiliated companies, directors, officers, employees, volunteers and agents from any and all liability for injuries, losses or damages of any kind caused by participating in the Raffle or winning the Prize, or resulting from acceptance, possession, use or misuse of the Prize. **The Winner of the Prize and/or their family, heirs, associates or other interested parties agree to indemnify and hold harmless the corporate entities of Community West, the hospitals, and their respective parent or affiliated companies, directors, officers, employees, volunteers and agents from any and all losses, damages, rights, claims and actions of any kind arising in connection with or as a result of the Winner's acceptance or use of the Prize.**

A Raffle participant's sole and exclusive remedy for Community West's breach shall be limited to the return of the purchase price paid for his/ her Ticket(s). In no event shall the corporate entities of Community West, the hospitals and their respective directors, officers, employees, volunteers and agents be liable to any party for any loss or injuries to earnings, profits or goodwill, for any incidental, special, punitive or consequential damages of any person or entity whether arising in contract, tort or otherwise, even if advised of the possibility of such damages by counsel.

By purchasing a Ticket and choosing to participate in the Raffle, each Raffle participant acknowledges and agrees that Community West has the right, in its sole discretion, to elect not to proceed with the Raffle for any reason whatsoever or for no reason, and in such event, a participant's sole and exclusive remedy shall be to receive a refund of the full price paid by such participant for each Raffle ticket purchased, without interest.

The name and logo of Community West, and Avon, Fairview and Lutheran hospitals are registered trademarks, and no other person or entity is authorized to copy or otherwise use them without the express written consent of Community West, Avon Hospital, Fairview Hospital, Lutheran Hospital and/or Cleveland Clinic.

Rules posted on the Raffle Form:

As a public raffle, the annual Straight from the Heart Raffle is open to all purchasers 18 years and older. Proceeds support cardiac services for Avon, Fairview and Lutheran hospitals and their communities. Chances to win depend on total number of entries. Any monies turned in after the raffle closes will be returned to entrant.

As a ticket holder, I understand and agree to the foregoing and agree to abide by the following rules of the Straight from the Heart Raffle:

- All mail-in entries must be postmarked by February 20, 2023 and received by February 22, 2023 to be counted in the raffle.
- There will be 3 early bird drawings to win \$1000. Entries must be received by 11:59pm the day prior to the early bird raffle drawing. The early bird drawing dates are: December 16, 2022, January 13, 2023 and February 10, 2023.

- Early bird winners will also be eligible for all prizes, including the \$100,000 Grand Prize to be drawn on February 24, 2023.
- Winner(s) need not be present to win.
- Entries are \$100 each or 3 for \$200 and can be purchased online at **HeartRaffle.org**
- If less than 2,500 tickets sold – only the top 5 prizes will be awarded.
- All mail-in entry forms should accompany payment and be made payable to “Straight from the Heart” and mailed to **Straight from the Heart, 800 Sharon Drive, Suite C, Westlake, OH 44145.**
- Late, lost or postage-due raffle entry forms will not be accepted.
- The entry fee for raffle tickets is not tax deductible for Federal or State income tax purposes as a charitable donation.
- The Prize will be awarded to the individual whose name appears on the ticket (The Winner). Purchasers of the ticket will not be deemed to be the winner unless his/her name appears on the ticket.
- Winners’ names will be made available to the media and listed on **CommunityWestFoundation.org** and **HeartRaffle.org**.
- No substitute or cash for prizes, unless indicated.
- Winners may incur income tax liability based on the value of the Prize. Community West assumes no responsibility for Winners’ taxes and/or legal obligations and suggests Winners consult their tax and/or legal advisor. When required, Federal tax will be withheld and taxpayer information forwarded to the IRS in accordance with tax laws. Winners must provide Community West with all necessary information required for tax purposes prior to delivery of the prize. Failure to do so within ten (10) days of request shall result in an automatic forfeiture of such winner’s prize.
- Winners must claim prizes within 2 weeks of notification.
- Winner is responsible for pick-up and/or delivery outside the state of Ohio.
- Void in Colorado, New York and Florida and where prohibited by law.
- No refunds.