

2018-2019 Holiday Train Show Sweepstakes

NO PURCHASE NECESSARY TO PARTICIPATE OR WIN. A PURCHASE DOES NOT IMPROVE YOUR CHANCE OF WINNING. VOID WHERE PROHIBITED, SOME RESTRICTIONS APPLY. STANDARD MESSAGE AND DATA RATES MAY APPLY.

1. Introduction: The New York Botanical Garden (“NYBG” or “Sponsor”) is the sponsor of the 2018-2019 Holiday Train Show Sweepstakes (the “Sweepstakes”). During the Sweepstakes Period, enter for a chance to win a \$1,000 Macy’s gift card, a two-night stay at the Grand Hyatt New York (\$700 value), and a one-year family membership to The New York Botanical Garden (\$135). Total value is \$1,835. One (1) winner will be chosen from a random drawing the week of January 21, 2019. By entering, you agree to be bound by these Official Sweepstakes Rules (these “Official Rules”).

2. Eligibility: Each entrant must be a legal resident of the fifty (50) United States or the District of Columbia and must be 18 or older as of November 17, 2018. Employees of Sponsor, its advertising and promotion agencies and their family/household members (defined as parents, spouse, children, siblings, grandparents) are not eligible to enter. Void outside the fifty (50) United States or the District of Columbia and where prohibited by law. All federal, state and/or local rules and regulations apply.

3. Sweepstakes Period: The Sweepstakes begin at 10 a.m. E.T. on Saturday, November 17, 2017 and ends at 6 p.m. E.T. on Monday, January 21, 2019 (“the “Sweepstakes Period”).

4. How to Enter: During the Sweepstakes Period, visit nybg.org/sweeps and fill out the entry form. Limit one entry per person, per email address, regardless of method of entry. More than one entry from any person or phone number will void all entries from that person or phone number. Entrants must have a valid email address. NYBG may also ask optional questions. Completion of these questions is not required to enter the Sweepstakes. No automated entry devices and/or programs permitted. To enter via mail-in entry, legibly hand-print your full name, complete address, telephone number, email address, and date of birth on a 3"x5" card and mail it in an envelope with first class postage affixed to: New York Botanical Garden, Holiday Train Sweepstakes, 2900 Southern Blvd, Bronx, NY 10458. Mail-in entries must be received within five days of close of Sweepstakes. Sponsor is not responsible for lost, late, illegible, stolen, incomplete, invalid, unintelligible, misdirected, technically corrupted or garbled entries, which will be disqualified, or for problems of any kind whether mechanical, human, or electronic. Proof of submission will not be deemed to be proof of receipt by Sponsor.

5. Selection and Notification of Winner: The Winner will be selected in a random drawing by the Sponsor from all eligible entries received the week of January 21, 2019. All decisions by Sponsor in connection with the Sweepstakes shall be final. The Winner will be notified by e-mail within a week of the drawing. If a potential winner cannot be contacted, does not timely respond or if prize or prize notification is returned as

undeliverable, an alternate potential winner will be selected. Upon prize forfeiture, no payment or other compensation will be made to the original potential winner. Recipient of such notification (parent/legal guardian if potential winner is a minor in his/her state of residence) must sign and return an affidavit of eligibility, liability and publicity release within fourteen (14) days of acceptance or an alternate potential winner may be selected. In the event of noncompliance with this or any other requirement, the non-complying potential winner will be disqualified. Each entrant selected as a potential winner must comply with all terms and conditions set forth in these Official Rules, and winning is contingent upon fulfilling all such requirements.

6. Prizes: One \$1,000 Macy's gift card, one two-night stay at the Grand Hyatt New York (\$700), and one family membership to The New York Botanical Garden (\$135) for winner (Total Approximate Retail Value of \$1,835).

No cash substitutions for prizes will be permitted. Prizes are non-refundable and non-transferable. Odds of winning depend upon the number of eligible entries received. Sponsor reserves the right to substitute prizes of equal or greater value. Limit one prize per household or address. The winner is solely responsible for reporting and paying any and all applicable taxes related to the prizes. Each winner must provide valid identification and a valid taxpayer identification number or social security number before any prize will be awarded. Expenses not specifically addressed herein are the responsibility of each respective winner. Terms and conditions of the gift card apply.

7. Publicity: Entry constitutes permission to publish winner's name and city and state of residence for purposes of trade, publicity or promotion for no additional compensation except where prohibited by law.

8. Release: By participating, each entrant agrees to release and hold harmless Sponsor, Macy's Corporate Services, Inc., Grand Hyatt New York, their agents, successors, assigns, employees, officers, and directors from any and all liability for loss, harm, damage, injury, cost, or expense whatsoever, including without limitation property damage, personal injury, and/or death which may occur in connection with travel to, or participation in these Sweepstakes, or possession, acceptance, and/or use or misuse of any prize and for any claims based on publicity rights, defamation, or invasion of privacy.

9. General Conditions: Sponsor reserves the right to modify, suspend or terminate the Sweepstakes in the event that it becomes necessary due to circumstances beyond Sponsor's control. In the event the Sweepstakes is terminated early, a potential Winner will be selected from all eligible entries received at the time of termination. ANY ATTEMPT BY AN ENTRANT OR ANY OTHER INDIVIDUAL TO DELIBERATELY DAMAGE OR UNDERMINE THE LEGITIMATE OPERATION OF THE SWEEPSTAKES MAY BE IN VIOLATION OF CRIMINAL AND CIVIL LAWS, AND SHOULD SUCH AN ATTEMPT BE MADE, SPONSOR RESERVES THE RIGHT TO SEEK DAMAGES FROM SUCH ENTRANT TO THE FULLEST EXTENT

PERMITTED BY LAW

10. Miscellaneous: All entries become the sole property of Sponsor and none will be returned. In the event of a dispute, entries made by Internet will be deemed made by the authorized account holder of the e-mail address submitted at the time of entry. A potential winner may be requested to provide Sponsor with proof that the potential winner is the authorized account holder of the e-mail address associated with the winning entry. Sponsor shall have no responsibility for any error, omission, interruption, deletion, defect, delay in operation or transmission, communications line failure, theft, destruction, or alteration of entries. Sponsor may prohibit an entrant from participating in the Sweepstakes or winning a prize if, in its sole discretion, it determines that said entrant is attempting to undermine the legitimate operation of the Sweepstakes by cheating, hacking, deception, or other unfair playing practices (including the use of automated quick entry programs) or intending to annoy, abuse, threaten or harass any other entrants or Sponsor representatives. The Sweepstakes is governed by the laws of the United States and, by entering, Winner and entrants hereby submit to the jurisdiction and venue of the federal, state and local courts located in New York, New York.

11. Use of Data: Sponsor will be collecting personal data about entrants in accordance with its privacy policy. Please review the Sponsor's privacy policy at <http://www.nybg.org/about/privacy.php>. By participating in the Sweepstakes, each entrant hereby agrees to Sponsor's collection and usage of his or her personal information and Sponsor's sharing of such personal information with Macy's and Grand Hyatt New York as set forth in Sponsor's privacy policy and acknowledges that he or she has read and accepted Sponsor's privacy policy.

12. Winner List: For name of winner (available after February 1, 2019) or these Official Rules, send a self-addressed, stamped envelope to: New York Botanical Garden, WINNER or OFFICIAL RULES (please specify), c/o Holiday Train Sweepstakes, 2900 Southern Blvd, Bronx, NY 10458. No postage necessary from Vermont residents.

13. Sponsor: New York Botanical Garden, 2900 Southern Blvd, Bronx, NY 10458.