



## **The Mark Wandall Foundation Scholarship Program Official Rules**

### **NO PURCHASE/DONATION NECESSARY TO ENTER OR WIN**

1. Eligibility: The Mark Wandall Foundation Scholarship Program is open only to legal residents of the state of Florida, who are between 17 and 25 years of age, have experienced the death of a parent or legal guardian, and are currently enrolled in, or have been accepted to, a college, university or trade school within the fifty (50) United States, the District of Columbia or Puerto Rico. Employees of The Mark Wandall Foundation or the employee's immediate family members (spouse, parent, child, sibling and their respective spouses) and those living in their same households, whether or not related, are not eligible to enter or win a scholarship. A minor must have a parent's or legal guardian's permission to enter. Void where prohibited by law. The Scholarship Program is subject to all applicable federal, state and local laws.
2. How to Enter: To enter, visit [www.themarkwandallfoundation.org](http://www.themarkwandallfoundation.org) to obtain a copy of the scholarship application. A complete entry will include the completed application form, (3) letters of recommendation, high school, college or vocational program transcript, ACT and/or SAT scores, and either an essay of no more than 500 words or video entry of no more than 3 minutes. Complete entries including all items listed above must be received by 4:00 p.m. ET on March 31, 2020 by submitting all required items to [Scholarship@TheMarkWandallFoundation.org](mailto:Scholarship@TheMarkWandallFoundation.org). All applications received will be acknowledged by email. If an email confirmation is not received by applicant prior to the deadline, it is the applicant's responsibility to confirm the application and required materials have been received by The Mark Wandall Foundation prior to the March 31, 2020 deadline. Partial or incomplete entries will not be considered, and no submission date extensions will be granted. All entries become the property of The Mark Wandall Foundation and will not be returned. Limit one (1) entry per entrant. Entry must be submitted in English, be entrant's original creation, be true and verifiable, created solely by entrant, with no restrictions or limitations on entrant's right to submit, or The Mark Wandall Foundation's right to use for any purpose, the entry. Entry must be 100% original and not contain third party materials subject to copyright including but not limited to music, video clips, artwork and photos. Entry cannot defame or invade publicity rights or privacy of any person, living or deceased, or otherwise infringe upon any person's personal or proprietary rights. Modifying, enhancing or altering a third party's pre-existing work

does not qualify as entrant's original creation. Entry may not be offensive or inappropriate, as determined by judges in their sole discretion. The Mark Wandall Foundation, in its sole discretion, reserves the right to disqualify any entry it deems to be inappropriate, offensive or not in keeping with The Mark Wandall Foundation's image.

4. Judging: All eligible entries received will be judged by a panel of qualified judges. Scholarship winners will be notified by telephone and certified mail communication post-marked no later than April 30<sup>th</sup>, 2020. In the event of a tie, such tied entries will be re-judged by an additional "tie-breaking" judge based on the criteria set forth herein. The Mark Wandall Foundation reserves the right not to award any or all scholarships in the event it receives an insufficient number of eligible entries that meet the minimum judging criteria or for any other reason, as determined by The Mark Wandall Foundation in its sole discretion.
5. Scholarship: Scholarships are to be paid directly to winners' college, university or trade school. All federal, state and local taxes and any other costs and expenses not specifically stated herein as being awarded are the winners' sole responsibility. No transfer, assignment, cash redemption, or substitution of scholarship except by The Mark Wandall Foundation which may substitute a scholarship with one of equal or greater value, at its sole discretion. All scholarship details are at the sole discretion of The Mark Wandall Foundation. Winner Notification: Potential winners will be required to execute and return an Affidavit of Eligibility, Liability and (where legal) Publicity Release within 7 calendar days of issuance of notification. Noncompliance with the foregoing, these official rules, The Mark Wandall Foundation's inability to make contact with a potential winner by May 30, 2020, or scholarship notification returned as non-deliverable, may result in disqualification and, at The Mark Wandall Foundation's discretion, a runner-up may be notified.
6. General Conditions: By participating, each entrant (or, if a minor, his/her parent or legal guardian) agrees (i) to be bound by the terms of these Official Rules and the decisions of The Mark Wandall Foundation and judges, which shall be final and binding in all respects; (ii) to release The Mark Wandall Foundation and the scholarship committee from any liability, loss, injury or damage to entrants or any other person or entity, including personal injury or death to participants or any other person or damage to personal or real property, due in whole or in part, directly or indirectly, by reason of entrant's participation in this program, the use of any entry or acceptance, possession, use or misuse of a scholarship, and any claims based on rights of privacy, rights of publicity and/or copyright infringement; (iii) to indemnify and hold harmless The Mark Wandall Foundation from any liability, loss, injury or damage including attorneys fees and costs associated with litigation arising there from related to entrant's participation in this program, the use of any entry or acceptance,

possession, use or misuse of a scholarship, and any claims based on rights of privacy, rights of publicity and/or copyright infringement and (iv) to the use by The Mark Wandall Foundation and its designees of his/her name, city and state of residence, likeness, voice, actions and biographical information for advertising and promotion purposes in any and all media now or hereafter known throughout the world in perpetuity, without additional compensation, notification or permission, unless prohibited by law. Should any portion of the program be, in The Mark Wandall foundation's sole opinion, compromised by non-authorized human intervention or other causes which, in the sole opinion of the The Mark Wandall Foundation corrupt or impair the administration, security, fairness, or submission of entries, The Mark Wandall Foundation reserves the right at its sole discretion to suspend, modify or terminate the program entirely, and/or to select the potential winners from all eligible, non-suspect entries received prior to such action using the judging procedure outlined above. The Mark Wandall Foundation assumes no responsibility for any error, omission, interruption, deletion, defect, delay in operation or transmission, communications line failure, theft or destruction or unauthorized access to, or alteration of, submissions. The Mark Wandall Foundation is not responsible for printing, typographical, technical, telephonic, computer, human, network or other errors relating to or in connection with the program, including, without limitation, errors which may occur in any program related materials, the administration of the scholarship program, the processing or judging of entries or the announcement of the scholarship; for stolen, lost, late, misdirected, inaccurate, undelivered, damaged, delayed, garbled, illegible, incomplete or postage-due entries or mail. The Mark Wandall Foundation is not responsible for any problems or technical malfunction of any telephone network or telephone lines, computer on-line systems, servers, or providers, computer equipment, software, failure of any e-mail or entry to be received on account of technical problems, human error or traffic congestion on the Internet or at any web site, or any combination thereof, including any injury or damage to individual's or any other person's computer relating to or resulting from participation in this program or downloading any materials in this program. CAUTION: ANY ATTEMPT TO DELIBERATELY DAMAGE ANY WEB SITE OR UNDERMINE THE LEGITIMATE OPERATION OF THE SCHOLARSHIP PROGRAM IS A VIOLATION OF CRIMINAL AND CIVIL LAWS AND SHOULD SUCH AN ATTEMPT BE MADE, THE MARK WANDALL FOUNDATION RESERVES THE RIGHT TO SEEK DAMAGES OR OTHER REMEDIES FROM ANY SUCH PERSON(S) RESPONSIBLE FOR THE ATTEMPT TO THE FULLEST EXTENT PERMITTED BY LAW.

7. Use of Entry: By submitting an entry, entrant (or, if a minor, his/her parent or legal guardian) agrees The Mark Wandall Foundation its member

organization licensees and its agents shall own the entry submitted (including all rights embodied therein) and that it and its designees may exploit, edit, modify, and distribute the entry and all elements of such entry, including, without limitation, the names, likenesses, voices and actions of any persons or locations embodied therein, in any and all media now known or not currently known, throughout the world in perpetuity without compensation, permission or notification to entrant or any third party. Entrant (or, if a minor, his/her parent or legal guardian) further grants The Mark Wandall Foundation the right to allow promotional materials that include entrant's entry to be embeddable by the public via YouTube or other online video or photo services.