

GORDY MARKS REAL ESTATE DIGITAL "WHO DO YOU LOVE?" PROMOTION
OFFICIAL RULES

1. NO PURCHASE NECESSARY TO ENTER OR TO WIN.

2. Eligibility. This Digital "Who Do You Love?" Promotion (the "Promotion") is open to all participants who fill out the nomination form and abide by these Official Rules. To be eligible to win the Charitable

Contribution, a qualified charity (each a "Charity") must:

- Not be a previous winner.
- be recognized as a 501(c)(3) public charity in the Guidestar database (www.guidestar.org) as of February 15, 2020;
- be available for selection through the GORDY MARKS REAL ESTATE "Who Do You Love?" application as of February 15, 2020;
- be a 501(c)(3) public charity and not be subject to any U.S. sanctions;
- be listed in IRS Publication 78;
- not be designated by the IRS as a private foundation;
- use all of the Charitable Contribution to promote or benefit serving the homeless, prevention of homelessness, affordable housing, youth services, foster care/adoption, disabilities domestic violence;
- be located in King or Snohomish County
- benefit the local community.

A Charity's failure to maintain its 501(c)(3) status may, in its sole discretion, disqualify the Charity from the Promotion or from receiving any or all of the Charitable Contribution.

A Charity may be deemed ineligible if, in GORDY MARKS REAL ESTATE's ("Sponsor") sole discretion, the Charity:

- is a politically-affiliated non-profit;
- is, or has been, under any investigation for fraud, financial misconduct or other criminal activity;
- participates in the Promotion, or otherwise conducts itself, in an unsportsmanlike or inappropriate manner;
- discriminates against, disparages or denigrates any race, age, gender, disability, sexual orientation, ethnicity, religion, political orientation, national origin, citizenship, ancestry, marital status, veteran status or mental, or physical disability or condition;
- disparages, denigrates (in writing or otherwise), or acts by means of adversarial or confrontational tactics to impact a product, service, person, industry, or organization including, but not limited to, GORDY MARKS REAL ESTATE or participants in the Promotion;

or

- violates these Official Rules.

A Project is ineligible, if in the Sponsor's sole discretion, the Project:

- promotes or suggests, directly or indirectly, the use of firearms/weapons, any illegal drugs, prostitution or pornography, violence, or the underage use of alcohol;
- suggests or encourages, directly or indirectly, the taking up of arms against any

person, government or entity or otherwise challenge or seek to overthrow any government;

- attempts to expand membership in a religious organization or encourages conversion to a religious denomination;
- supports or promotes the pro-life or pro-choice movements;
- spends a significant amount of time advancing a particular political party or candidate or supporting lobbying for any particular party, candidate and/or cause, or expanding or encouraging a membership or a particular political party, candidate or lobbying effort; or
- violates these Official Rules.

A SPECIFIC PROJECT OF AN OTHERWISE INELIGIBLE CHARITY MAY BE ELIGIBLE TO BE NOMINATED AND WIN SO LONG AS THAT SPECIFIC PROJECT SATISFIES THE CONDITIONS SET FORTH IN THESE OFFICIAL RULES.

Any organization determined to be ineligible at any time will be disqualified. GORDY MARKS REAL ESTATE retains the sole right and discretion to determine eligibility and reserves the right to disqualify any Charity at any time for any reason whatsoever.

3. Nomination. Participants may nominate qualified organizations from February 4, 2019 through February 15, 2019 (the "Nomination Period"). Nominations must be cast and received by 11:59pm PST on February 15, 2020. Individuals may nominate once per 24 hour period, and nonprofit pages may self nominate, once per 24 hours.

4. Charitable Contribution. The qualifying Charity that receives the most nominations during the Nomination Period will receive from GORDY MARKS REAL ESTATE a charitable contribution of \$1250.00 (the "Charitable Contribution"). The Charity that receives the second most nominations during the Nomination Period will receive from GORDY MARKS REAL ESTATE a Charitable Contribution of \$750.00. The Charity that receives the third most nominations during the Nomination Period will receive from GORDY MARKS REAL ESTATE a Charitable Contribution of \$500.00. In the event of a tie, the Charity that received the most nominations first will be determined the winner. By way of example only, Charity A and Charity B both receive 325 nominations, but Charity B received its 325th nomination at 3:43 p.m. February 8 and Charity A received its 325th nomination at 9:23 a.m. February 10. Charity B would be the winning charity. Winners will be announced by February 21, 2019. Total combined contribution awarded will be \$2,500.00. To receive the donation, the winning organizations must agree to host Gordy Marks Real Estate at the organization's primary place of business and participate in a videotaped interview.

5. Odds. A Charity's actual odds of winning depend on the number of eligible nominations received.

6. Decisions. Decisions by GORDY MARKS REAL ESTATE will be binding and conclusive on all matters. By participating in this Promotion, participants and their parents or guardians (if entrant is under the age of 18), the nominated Charities, and the winning Charity agree to abide by and be bound by these Official Rules, and to accept the decisions of GORDY MARKS REAL

ESTATE as final. Participants and their parents or guardians (if entrant is under the age of 18), the nominated Charities, and the winning Charity also agree to hold GORDY MARKS REAL ESTATE and each of its officers, directors, employees, members, and representatives and agents harmless from any liability arising from participation in this Promotion and/or the acceptance of any Charitable Contribution. GORDY MARKS REAL ESTATE and each of its officers, directors, employees, members, representatives, and agents are not responsible for any negligence, claims, liability, injury, property loss, or other damages arising from, or in connection with, acceptance of the Charitable Contribution or participation in this Promotion. GORDY MARKS REAL ESTATE is not responsible for lost, late, misdirected, undeliverable, illegible, or incomplete nominations, whether due to system errors or failures, faulty transmission, or other telecommunications malfunctions, nominations not received resulting from any hardware or software failures of any kind, lost or unavailable network connections, failed, incomplete or garbled computer or telephone transmissions, typographical or system errors and failures, technical malfunctions, spam filters, or otherwise. GORDY MARKS REAL ESTATE may prohibit a participant or Charity from participating in the Promotion if, in its sole discretion, it determines that said participant or Charity is attempting to undermine the legitimate operation of the Promotion 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 participants, Charities, or GORDY MARKS REAL ESTATE. If for any reason this Promotion is not able to be conducted as planned, including, but not limited to, by reason of infection by computer virus, bugs, tampering, unauthorized intervention, fraud, or any other causes beyond the reasonable control of GORDY MARKS REAL ESTATE which corrupt or affect the administration, security, fairness, integrity, or proper conduct of the Promotion, then GORDY MARKS REAL ESTATE reserves the right at its sole discretion to cancel, terminate, modify or suspend the Promotion. CAUTION: ANY ATTEMPT BY A PARTICIPANT OR CHARITY TO DELIBERATELY DAMAGE OR UNDERMINE THE LEGITIMATE OPERATION OF THE PROMOTION MAY BE IN VIOLATION OF CRIMINAL AND CIVIL LAWS AND SHOULD SUCH AN ATTEMPT BE MADE, GORDY MARKS REAL ESTATE RESERVES THE RIGHT TO SEEK REMEDIES AND DAMAGES (INCLUDING ATTORNEYS' FEES) FROM ANY SUCH ENTRANT TO THE FULLEST EXTENT OF THE LAW, INCLUDING CRIMINAL PROSECUTION.

7. Compliance with law. All issues and questions concerning the construction, validity interpretation, and enforceability of these Official Rules, or the rights and obligations of the entrant and GORDY MARKS REAL ESTATE in connection with the Promotion, shall be governed by, and construed in accordance with, the substantive laws of the State of Washington, without regard to its choice of law provisions.

8. Resolution of disputes. Except where prohibited by law, as a condition of participating in this Promotion, all participants and the nominated Charities agree that (1) any and all disputes and causes of action arising out of or connected with the "Who Do You Love?" drawing or any prizes awarded, shall be resolved individually, without resort to any form of class action, and exclusively by final and binding arbitration under the rules of the American Arbitration Association and held at the AAA regional office nearest Seattle, Washington; (2) the laws of the State of Washington will govern the enforcement and all proceedings at such arbitration;

and (3) judgment upon such arbitration award may be entered in any court having jurisdiction. Under no circumstances will any participant or Charity be permitted to obtain awards for, and each participant and Charity waives all rights to claim, punitive, incidental or consequential damages, or any other damages, including attorneys' fees, other than actual out-of-pocket expenses (i.e., costs associated with entering the Promotion), and waives all rights to have damages multiplied or increased under any federal or state law.

9. Photo Release. Winning organizations agree to allow representatives and employees of GORDY MARKS REAL ESTATE the right to take photographs and videos of the winning organization's "official" representatives, guests, and their property in connection with the check presentation reception. I authorize GORDY MARKS REAL ESTATE its assigns and transferees to copyright, use and publish the same in print and/or electronically. I agree that GORDY MARKS REAL ESTATE may use such photographs of me with or without my name and for any lawful purpose, including for example such purposes as publicity, illustration, advertising, and Web content.

10. Miscellaneous. This Promotion is void where prohibited. GORDY MARKS REAL ESTATE may substitute prizes of equivalent value, amend the rules or discontinue the Promotion at any time. GORDY MARKS REAL ESTATE reserves the right to eliminate a participant's involvement and all nominations cast through the Promotion is GORDY MARKS REAL ESTATE, in its sole discretion, determines the participant is not abiding by these Official Rules or otherwise acting in an unsportsmanlike or inappropriate manner. Written copies of these rules and the name of the winning Charity are available during normal business hours at any GORDY MARKS REAL ESTATE location and by mail upon written request to GORDY MARKS REAL ESTATE, Attn: 11250 Kirkland Way Suite 101, with a stamped, self-addressed return envelope

10. Sponsor. Gordy Marks (GORDY MARKS REAL ESTATE) is the sponsor of this Promotion and is headquartered at 11250 Kirkland Way Suite 101 Kirkland WA 98033. This promotion is in no way sponsored, endorsed or administered by, or associated with, Facebook®

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