

Gears of War 2 – Q1 2009

OFFICIAL RULES

Welcome to the Gears of War 2 Game Night. These rules (“**Official Rules**”) set forth the rules and regulations of the Gears of War 2 Game Night (the “**Game Night**”) presented by iGames, Inc. (“**iGames**”). iGames is the “**Sponsor**.”

Please read these Official Rules carefully before submitting an entry or participating in the Game Night. These Official Rules contain important information about eligibility to enter the Game Night, the rules of the Game Night and other important information. Please note that the rules for playing the game in the Game Night are contained in the “**Game Play Rules**” located at the event page:

<https://www.igames.org/laddersites/MiniAboutView.asp?MiniID=199&AssetID=1430>. The Game Play Rules are incorporated herein by this reference.

By registering for the Game Night, you accept these Official Rules and agree to be bound by these terms. If you do not agree with these Official Rules, please do not register for the Game Night.

If you are a minor in your state of residence, you may be required to provide evidence that your parent or legal guardian has agreed to these Official Rules on your behalf.

1. Eligibility. The Game Night is open only to legal residents of any State of the United States of America (other than Connecticut), any Province of Canada (other than Quebec), or Mexico that are 13 years of age or older as of January 28, 2009, and who properly register for the Game Night (each a “**Player**”). Each Player may be required to show proof of age, residence and, if such Player is a minor in his/her state of residence, consent to these Rules by his/her parent or legal guardian. **IF YOU DO NOT SATISFY THESE REQUIREMENTS, YOU ARE NOT ELIGIBLE TO REGISTER AND/OR PARTICIPATE IN THE GAME NIGHT.** Participation in the Game Night is also subject to compliance with the requirements specified below and in the Game Play Rules

(<https://www.igames.org/laddersites/MiniAboutView.asp?MiniID=199&AssetID=1430>). Employees of the Sponsor and their immediate families (parent, child, sibling and spouses of each) and members of their households, whether or not related, are not eligible to register for the Game Night.

2. Game Night Period. The Game Night shall commence on January 28, 2009 and end on March 25, 2009, collectively, the “**Game Night Period**.”

3. How to Enter the Game Night. Each Player must register for the Game Night at the site: <http://igames.org/events.asp?event=8610>. One registration per Player and each Player must select only one “**Host Location**” where the Player will participate in the Game Night. A list of the Host Locations can be found on the registration page. The Team Captain (as defined in the Game Play Rules) will register first and create a password which the other Players on that team (collectively, a “**Team**”) will use when registering.

4. Registration & Fees. There is no entry fee to register for the Game Night. You may be required to pay the Host Location other fees (a maximum of \$25.00 USD per Game Night Match Night) associated with your participation in the Game Night at the Host Location. Notwithstanding the foregoing, Colorado residents will not be charged any fee as a condition of allowing such residents to compete or receive any prize in the Game Night. However, any costs incurred and associated with travel to the Host Location are the responsibility of the Player. Players will be approved for the Game Night when the Host Location receives a Player’s registration and approves the Player by notification via email sent to the Player. For additional details please reference the Game Play Rules.

5. Colorado Disclaimer. For Colorado residents only: **NO PURCHASE OR PAYMENT OF ANY KIND IS NECESSARY TO ENTER OR WIN THE GAME NIGHT.**

6. Game Night Play. The Game Play Rules specify the rules of play for the Game Night. As specified in the Game Play Rules, you are automatically entered in the Game Night for ranking points (“**Rankings**”) when you participate in the Game Night at a Host Location during the Regular Season (as defined hereunder). The Game Night will run on Wednesday evenings, 7:00 PM EST/EDT to 10:00 PM EST/EDT (“**Match Nights**”). The Game Night Period is divided into four periods. Pre-Season play where Players do not collect Rankings, will be held on January 28

(“**Pre-Season**”). Regular season play where Players accumulate Rankings, will run on February 4, February 11, February 18, February 25, and March 4 (“**Regular Season**”). At the conclusion of the Regular Season, the top 12 Teams with the highest Rankings will automatically advance to the Playoffs. The Playoffs will be a double-elimination tournament with 12 Teams in total and will be used to determine final order of finish. The top 4 Teams receive a bye in the opening round of the Playoffs. The Playoffs will run on March 11, March 18, and March 25 (“**Playoffs**”). For details go to: <https://www.igames.org/laddersites/MiniAboutView.asp?MiniID=199&AssetID=1430>. Although the game being played will be the same throughout the Game Night, as the play progresses, the other Teams participating in the Game Night will likely become more competitive.

7. Prizes. The Players from the top eight Teams (the “**Winning Teams**”) will be awarded the prizes specified below (each a “**Prize**”). Relative placement among the Winning Teams will be determined based on the Game Play Rules located at: <https://www.igames.org/laddersites/MiniAboutView.asp?MiniID=199&AssetID=1430>.

- Prizes will be awarded to each Winner.
- Prize money will be awarded to each Player on a Winning Team who competed in the Playoffs (each, a “**Winner**”) in equal amounts (and not in a lump sum to the Team Captain).
- If a Primary Player forfeits or is disqualified for any reason, the Player is not eligible to receive their portion of the Prize and, unless the entire team forfeits or is disqualified, his/her portion of the Prize will be redistributed equally among his/her Team.
- Up to 100 Host Locations will each have up to 40 Players. No more than 4,000 Players will compete in the Game Night.
- THERE IS NO ENTRY FEE TO COMPETE FOR PRIZES. EACH PLAYER IS RESPONSIBLE FOR ANY TRAVEL OR OTHER EXPENSES INCURRED TO PARTICIPATE IN THE GAME NIGHT AT ITS RESPECTIVE HOST LOCATION.
- No Prize substitution, except as allowed by Sponsor which reserve the right to offer a prize of equal/greater value.

<u>Game Night Prizes (in US Dollars)</u>	<u>Winner Placement</u>
\$400.00 (Team Total)	1 st
\$250.00 (Team Total)	2 nd
\$150.00 (Team Total)	3 rd
\$100.00 (Team Total)	4 th
\$50.00 (Team Total)	5 th /6 th
ARV of all Prizes is US \$1,000.00	

8. Winners’ Affidavit of Eligibility and Release, Etc. Each Winner will be required to execute and deliver to iGames a signed “Affidavit of Eligibility and Release.” In the Affidavit of Eligibility and Release, each Winner will (a) confirm his/her eligibility and agreement to these Official Rules, (b) to the extent permitted by applicable law, consent to use of his/her name and likeness, and (c) release Sponsor from liability in connection with the use of the Prizes. If required by law, each Winner also will be required to execute Federal and State tax releases. The Host Locations will provide the winners with the Affidavit of Eligibility and Release at the conclusion of the Game Night Period. Should a Winner not receive their Affidavit of Eligibility and Release for any reason from the Host Location, the Winner may send a request to iGames at events@igames.org. Each Winner must provide their Affidavit of Eligibility and Release and (if applicable) the tax releases to iGames or the Host Location within 14 days of the last day of the Game Night Period, or the associated Prize will be forfeited. Forfeited prizes will not be re-awarded. Winners will be issued their Prize within 3 weeks from the day the completed Affidavit of Eligibility and Release is received and any required Federal and State tax releases.

- If a Winner is under the legal age of majority in his or her state of residence, the Winner's parent or legal guardian must also sign the Affidavit of Eligibility and Release.

- Sales taxes, if any, and income taxes are the responsibility of each Winner.
- Each Winner, by entering the Game Night, consents to the inclusion of his or her name on a list of Winners made available by the Sponsor as indicated below.

9. Use of Information. Each Player consents to use of their name, information and image by the Sponsor, their agents and assignees and Host Locations for display and publishing in any media, now known or hereafter developed, without compensation, in any and all advertising and promotional materials relating to the Game Night, and in conjunction with other promotions that may be offered by the Sponsor and Host Locations. The information collected to enter the Game Night will be used to contact each Winner. Additionally, each Player agrees that the Sponsor and their agents and assignees as well as Host Locations may use this information for marketing purposes and to contact Players regarding offers, promotions and other contests related to products or services distributed by the Sponsor. In addition, any such information also may be used and disclosed as set forth in the iGames privacy policy located at http://www.igames.org/privacy_policy.asp

10. General Release. Sponsor will not be responsible for: (a) technical failures of any kind, including, but not limited to telephone, electronic, hardware, software, network, Internet, or any other computer and communications related malfunctions or failures; (b) any Game Night disruptions, injuries, losses or damages caused by events beyond the control of the Sponsor; (c) any technical or human error such as printing or typographical or administrative errors in any materials associated with the Game Night; or (e) the use of any Prize.

11. Winners List; Rules Request. For a copy of the Winners list, send a stamped, self-addressed, business-size envelope after March 26, 2009 and before April 30, 2009 to iGames at the following address: iGames / Gears of War 2 Game Night Season 1 - Winners List, c/o iGames, 201 San Antonio Circle Suite 260, Mountain View, CA 94040. To obtain a copy of these Official Rules, send a stamped, self-addressed business-size envelope to iGames at the following address: iGames / Gears of War 2 Game Night Season 1 - Rules Request, c/o iGames, 201 San Antonio Circle Suite 260, Mountain View, CA 94040.

12. Other Terms.

- To the extent permitted by applicable law, the Game Night and these Official Rules will be governed, construed and interpreted under the laws of the state of California, USA.
- These Official Rules are subject to any requirements/limitations imposed by the Federal Communications Commission.
- The Game Night is subject to applicable Federal, state, provincial and local laws and regulations.
- Players agree to be bound by these Official Rules and by the decision of the Sponsor, which are final and binding in all respects.
- Sponsor reserves the right to cancel, suspend and/or modify the Game Night, or any part of it, if any fraud, technical failures or any other factor beyond the Sponsor's reasonable control affect the administration, security or proper play of the Game Night or Sponsor otherwise becomes (as determined in their sole discretion) incapable of running the Game Night as planned. Sponsor reserves the right in their sole discretion to disqualify any individual found to be tampering with the registration process or the operation of the Game Night or to be acting in violation of these Official Rules or any other promotion, or in an unsportsmanlike or disruptive manner.
- Sponsor's failure to enforce any term of these Official Rules shall not constitute a waiver of that provision.

13. Sponsor. The Game Night is sponsored by iGames, Inc., located at 201 San Antonio Circle, Suite 260, Mountain View, CA 94040.