

**Fred's Beds, Inc.**  
**Official "Best Vet Yet" Contest Rules**

By entering the Fred's Beds, Inc. (hereinafter Fred's Beds) "Best Vet Yet" Mattress giveaway contest (hereinafter "the Contest"), you agree to abide by the following official rules and all decisions of Fred's Beds.

**1. Contest Eligibility**

The Contest is open to all legal residents of the following Georgia zip codes: 30004, 30005, 30019, 30022, 30024, 30028, 30040, 30041, 30107, 30114, 30115, 30501, 30503, 30504, 30506, 30507, 30533, 30534, 30564. All Entrants must be at least eighteen (18) years of age at the time of entry and must either be on active duty with the United State's military or be honorably discharged.

Employees, officers, and directors of Fred's Beds and their respective partners, agencies, related companies and agents, as well as the immediate family (defined as parents, spouses, children, siblings, grandparents and grandchildren, whether as "in-laws", or by current or past marriage, remarriage, adoption, co-habitation or other familiar extension) and household members of employees, officers and directors of Fred's Beds are not eligible as Entrants or Nominators.

**2. No Purchase Necessary**

No purchase is necessary to enter or win a prize. Making a purchase will not increase your chances of winning.

**3. Contest Entry**

Contest entrants (hereinafter "Entrant") must be nominated by another individual (hereinafter "Nominator"). Nominators must be at least eighteen (18) years of age and a legal resident of the United States. Nominators may live outside the zip codes noted above. All nominations become the property of Fred's Beds. All nominations must contain the following information:

- A. Nominator's name, birthday, mailing address, phone number, email and relationship to the Entrant
- B. Entrant's name, birthday, photograph, phone number, mailing address and email
- C. A 250-500 word essay telling Fred's Beds why the Entrant deserves to win

All Nominations must be submitted as follows:

- A. Via website at [www.freds-beds.com](http://www.freds-beds.com)
- B. In person at, or sent via United States mail to, 6280 GA Hwy 400, Cumming GA 30028

Fred's Beds will, in its sole discretion, choose three finalists. Information on the three finalists will be posted on the Fred's Beds website, and members of the community may vote from the three finalists for the Contest winner.

Non-conforming entries will be rejected and will be ineligible for Contest prizes. Any Nominator or Entrant using fraudulent means to participate and/or win the Contest will be disqualified. Any attempt by a Nominator or Entrant to undermine the legitimate operation of the Contest may be a violation of criminal and civil laws.

Fred's Beds reserves the right, in its sole discretion, to cancel, modify, terminate, or suspend the Contest for any reason and without prior notice. In such case, Fred's Beds may, in its sole discretion, select a winner via reasonable means consistent with the specific contest. The decision by Fred's Beds to cancel, terminate or suspend the Contest, and all decisions by Fred's Beds to select a winner shall be final in all respects.

#### **4. Contest Deadlines**

All entries must be submitted on or before midnight EST on June 27, 2019.

Finalists will be announced July 4, 2019.

Winner will be announced July 20, 2019.

#### **5. Finalist Selection and Notification**

The odds of becoming a Contest finalist are determined by the number of eligible entries received. The winning entry or entries will be selected in compliance with the terms of the Contest.

Fred's Beds will contact finalists by telephone or email to confirm an Entrant's willingness to participate in the contest. Should Fred's Beds be unable to contact a finalist by phone or email, Fred's Beds may reach out to the Nominator for assistance in contacting the finalist. All finalists must sign an agreement regarding the terms of being a finalist and participating in the Contest.

Members of the community will vote from the three finalists for the Contest winner. Community members who vote must be at least eighteen (18) years of age and legal residents of

the United State. Votes may be cast at [www.freds-beds.com](http://www.freds-beds.com) or by mail to 6280 GA Hwy 400, Cumming GA 30028.

A potential Contest finalist will forfeit the opportunity to participate in the Contest if he/she:

- A. Does not respond to the initial notification email or call or return any required information within three (3) business days;
- B. Cannot be contacted at his/her listed email address;
- C. Refuses to sign the agreement regarding being a finalist; or
- D. Is disqualified for any other reason.

In the event a finalists is disqualified or forfeits their right to be a finalist, Fred's Beds will select another finalist.

The potential Contest winner will forfeit the prize if he/she:

- A. Is not present at 6280 GA Hwy 400, Cumming GA 30028 at 9 am on July 20, 2019;
- B. Rejects the prize or the prize is returned as undeliverable;
- C. Is disqualified for any reason.

In the event a Contest winner forfeits their prize, Fred's Beds will, in its sole discretion, select an alternate winner.

Contest finalists must be present to win. Any finalist not being present for the drawing must have prior approval from Fred's Beds. The winner of the Contest will be announced on July 20, 2019, at 9 am at 6280 GA Hwy 400, Cumming, Georgia, 30028.

## **6. Taxes**

Winners are solely responsible for all federal, state, and local taxes and all unspecified expenses or fees associated with prize acceptance, receipt, and use. Prizes may not be substituted or transferred by any Contest winner, and a winner may not receive cash redemption equal to the value of the prize in lieu of the prize. Fred's Beds reserves the right to substitute alternate prizes of equal or comparable value. Prizes are offered "as is" with no written, express, or implied warranty, including but not limited to, quality, condition, merchantability, or fitness for a particular purpose. Fred's Beds is not responsible for replacing prizes as a result of damage prior to, during, or after shipping or events beyond Fred's Beds control.

## **7. Publicity**

Except where prohibited by law, entry in the Contest and acceptance of a prize constitutes the Nominator's and Entrant's consent to Fred's Beds use of his/her name, likeness, voice, opinions, hometown, state of residence, and other indicia of persona for a contest, trade, or advertising purposes in any media, without geographic or time limitation, and without additional payment or consideration. All finalists must sign an agreement regarding the terms of being a finalist and participating in the Contest.

## **8. Release**

By entering the Contest and, if applicable, receipt of any prize, each Nominator, Entrant and, as applicable, winner agrees to release and hold harmless Fred's Beds and its officers, directors, employees, and agents from and against any claim or cause of action arising out of participation in the Contest or any Contest-related activity, and from the receipt or use or misuse of any prize.

## **9. Disputes, Choice of Law, and Venue**

Except where prohibited by law, Nominators and Entrants agree that: (1) any and all disputes, claims, and causes of action arising out of or connected with a contest or any prize awarded shall be resolved individually, without resort to any form of class action, and exclusively by state or federal courts situated in Forsyth County, Georgia; (2) any and all claims, judgments, and awards shall be limited to actual out-of-pocket costs incurred, but in no event will attorneys' fees be awarded; (3) no punitive, incidental, special, consequential, or other damages, including without limitation lost profits, may be awarded (collectively, "Special Damages"); and (4) Nominators and Entrants hereby waive all rights to claim Special Damages and all rights to have such damages multiplied or increased. Georgia law governs all Fred's Beds contests and all aspects related thereto, including the construction, validity, interpretation, and enforceability of these Official Rules. By entering a contest, Nominators and Entrants agree to submit to the personal and exclusive jurisdiction of the courts located in Forsyth County, Georgia.

Participation in the Contest is void where prohibited or otherwise restricted by law.

## **10. Use of Collected Data**

Fred's Beds will collect personal data about entrants for purposes of administering the Contest. By entering into a contest, Nominators and Entrants agree to Fred's Beds collection and

usage of their personal information. Fred's Beds does not, and will not, disclose Nominators' and Entrants' personal information to non-affiliated third-parties.

#### **11. Changes to Rules**

Fred's Beds reserves the right in its sole discretion to supplement or make changes to these Official Rules at any time and without notice. Fred's Beds reserves the right to interpret these Official Rules, and all such interpretations shall be binding upon all participants in the Contest.