

## **Kapālama Kai**

### **"Taste of Kalihi Market: April 2024 Instagram Giveaway"**

#### **SWEEPSTAKES OFFICIAL RULES**

#### **("Sweepstakes Rules")**

#### **NO PURCHASE NECESSARY**

#### **1. PROMOTION PERIOD:**

The Kapālama Kai ("Kapālama Kai") "Taste of Kalihi Market: April 2024 Instagram Giveaway" Sweepstakes ("Sweepstakes"), begins at 12:00 AM Hawai'i-Aleutian Standard Time ("HAST") on Tuesday, April 9, 2024 and ends at 11:59 PM HAST on Thursday, April 11, 2024 ("Promotion Period").

#### **2. ELIGIBILITY:**

The Sweepstakes is open only to legal U.S. citizens (present in Honolulu, HI) who are 18 years of age or older as of April 8, 2024. No purchase necessary and need not be present to win. The following individuals are ineligible to participate in the Sweepstakes:

- A. Directors, officers, employees, and agents of Kamehameha Schools, Olomana Loomis ISC and their subsidiaries, affiliates, and advertising and promotional agencies.
- B. The immediate families of the group in section 2.A., including, but not limited to, their spouses, children, siblings, parents, in-laws, grandmothers, grandfathers, grandchildren and any spouse thereof.
- C. A person residing in the same household as any of the groups in sections 2.A. through 2.B.

#### **3. SPONSOR:**

The Sponsor is Olomana Loomis ISC, Inc. ("OLISC"), 900 Fort Street Mall, Ste. 1548, Honolulu HI 96813.

#### **4. HOW TO ENTER:**

Social Media: This method of entry will be available by visiting the Kapālama Kai Instagram (@kapalamakai) and following the directions provided below to qualify as a valid entry.

- Participants must be following the @kapalamakai account on Instagram in addition to @tasteofkalihi\_market.
- "Comment" on the @kapalamakai giveaway post during the promotional period.
- Every one (1) Instagram comment on the giveaway post by a follower of the two Instagram accounts mentioned above earns one (1) entry.

Unlimited entries are allowed per person, for the duration of the Sweepstakes Period, regardless of method of entry. Ineligible entries received from any person will be void. All

entries become the property of Sponsor and will not be acknowledged or returned.

## 5. RANDOM DRAWING AND PRIZE:

Prize ("Prize"): There will be (3) prizes available:

Three (3) winners will be selected to receive one (1) Prize Pack valued at approximately \$75 each. Three winners will be chosen Friday, April 12, 2024 at 8:00 a.m. HAST and will be conducted via Instagram direct message (DM) from the @KapalamaKai Instagram account using the contact information pulled from the potential winner's submitted entry.

Contacted winners must respond to @KapalamaKai via Instagram DM by 12:00 p.m. HAST on Friday, April 12, 2024 in order to verify eligibility and confirm that they will pick up their prize at the Taste of Kalihi Market on Saturday, April 13, 2024. If a contacted winner does not respond by 12:00 p.m. HAST on Friday, April 12, 2024, Olomana Loomis reserves the right to draw and contact a different winner.

- Prize Pack 1: Mainsqueeze Lemonade (1) , Akimeka Grindz Plate (1) , Made by Mez item (1), Boom Kananz item (1)
- Prize Pack 2: Mainsqueeze Lemonade (1), Akimeka Grindz Plate (1), Manang Mochi pack (1)
- Prize Pack 3: Huna by Healani Stickers (1), Big Girl Bakes item (1), u'So Good Food Wagon Loco Moco (1), Lapita Kava Spot 8oz (1)

Winners will be selected in a random drawing conducted by Olomana Loomis ISC from among all eligible entries received during the promotional period (Tuesday, April 9, 2024 through Thursday, April 11, 2024). Odds of winning are dependent upon the number of eligible entries received. The potential winners will be notified via Instagram direct message (DM) from the @KapalamaKai Instagram account using the contact information pulled from the potential winner's submitted entry. At the sole discretion of the Sponsor, an alternate winner may be drawn in the event Olomana Loomis ISC is unable to contact the potential winner or if the potential winner does not respond or is ineligible. Winner is responsible for any and all federal, state and local taxes, if applicable, and must provide Olomana Loomis ISC with valid identification before prize will be awarded.

Prize cannot be substituted, assigned, transferred, or redeemed for cash; however, Sponsor reserves the right to make equivalent prize substitution at its sole discretion if the advertised prize becomes unavailable. Winner is responsible for any loss of prize after it has been delivered. Sponsor will not replace any lost or stolen prize. Olomana Loomis ISC will arrange for the prize to be made available for pick up at the Kapālama Kai Booth at the Taste of Kalihi Market event on April 13, 2024 during the event between the hours of 10:30 a.m. HAST and 2:00 p.m. HAST (1461 Dillingham Blvd, Honolulu Hi 96817). Prizes not picked up by 2:00p.m. HAST April 13, 2024 will be forfeited.

## 6. GENERAL:

By entering the Sweepstakes, you agree: (a) to be bound by the Sweepstakes Rules; (b) to release and hold harmless Sponsor, including their stockholders, directors, officers, employees, subsidiaries, agents, Prize suppliers, and representatives from any liabilities,

claims, damages, or losses arising out of or relating in any way to the acceptance, use, misuse, or possession of prize received in the Sweepstakes; and (c) to allow Sponsor to use, without additional compensation, notice, stipulation, or approval, your name or photo and/or likeness and other personal information for advertising or publicity purposes in any media; and (d) to bear sole responsibility for any taxes or other liabilities and obligations resulting from the acceptance and use of prize.

Sponsor reserves the right to cancel, suspend and/or modify the Sweepstakes, or any part of it, if any fraud, technical failures or any other factor beyond Sponsor's reasonable control impairs the integrity or proper functioning of the Sweepstakes, as determined by Sponsor in their sole discretion and in the event of cancellation, prize will be awarded via a random drawing from among all eligible entries received prior to cancellation. Inaccurate, fraudulent, or falsified entries or failure to comply with the Sweepstakes rules may result in disqualifications or forfeiture of prize at the sole discretion of Sponsor.

SPONSOR AND KAMEHAMEHA SCHOOLS IS NOT RESPONSIBLE IF PRIZE CANNOT BE AWARDED DUE TO CANCELLATIONS, DELAYS, OR INTERRUPTIONS DUE TO ACTS OF GOD, ACTS OF WAR, NATURAL DISASTERS, WEATHER, FIRE, FLOOD, EARTHQUAKE OR OTHER CASUALTY, TERRORISM, WAR, INSURRECTION, RIOT, CIVIL DISORDER, UNREST OR DISTURBANCE, MARTIAL LAW OR OTHER GOVERNMENTAL RESTRICTIONS, INCLUDING RATIONING, PANDEMICS, EPIDEMICS, FAILURE OF FACILITIES OR SYSTEMS, ANY NATURAL OR MAN-MADE DISASTER OR OTHER CAUSE OF LIKE NATURE THAT IS BEYOND THE REASONABLE CONTROL OF SPONSOR.

Sponsor will not provide any warranties or guarantees with respect to the prize, expressed or implied, including, but not limited to, the implied warranties or warranties of merchantability, appropriateness, fitness for a particular purpose, competency, safety, or security of the prize.

If any provision of the Sweepstakes Rules is held to be unenforceable, it will be modified so that it is enforceable to the maximum extent permitted under applicable law and all other terms will remain in full force. If the unenforceable provision cannot be so modified, it will be excluded from the Sweepstakes Rules, and all other terms of the Sweepstakes Rules will remain in full force.

The Sweepstakes Rules may not be altered, amended, changed, waived, terminated or modified in any respect or particular unless the same shall be in writing and consented to by the Sponsor. No failure or delay of Olomana Loomis ISC, Inc., in exercising any right, power, or privilege hereunder shall operate as a waiver of any such right, power, or privilege; no single or partial exercise of any such right, power or privilege shall preclude any other or further exercise thereof; and no waiver of any of the provisions of the Sweepstakes Rules shall be deemed, or shall constitute, a waiver of any other provision, whether or not similar, and no waiver shall constitute a continuing waiver.

The Sweepstakes Rules shall be construed, governed and enforced in accordance with the laws of the State of Hawai'i without giving effect to principles of conflict of laws.

This Sweepstakes is void outside Hawai'i and where prohibited or restricted by law, and subject to all applicable federal, state, and local laws. Some restrictions may apply.

Disputes: Except where prohibited by law, entrant agrees that: (a) any and all disputes, claims and causes of action arising out of or connected with this Sweepstakes or any prize awarded shall be resolved individually, without resort to any form of class action, and exclusively by the United States District Court for the District of Hawai'i or the appropriate state court located in Hawai'i; (b) any and all claims, judgments and awards shall be limited to actual out-of-pocket costs incurred, including costs associated with entering this Sweepstakes, but in no event attorneys' fees; and (c) under no circumstances will entrant be permitted to obtain awards for, and entrant hereby waives all rights to claim, indirect, punitive, incidental and consequential damages and any other damages, other than for actual out-of-pocket expenses, and any and all rights to have damages multiplied or otherwise increased. All issues and questions concerning the construction, validity, interpretation and enforceability of these Official Rules, or the rights and obligations of the entrant and Sponsor in connection with the Sweepstakes, shall be governed by, and construed in accordance with, the laws of the State of Hawai'i, without giving effect to any choice of law or conflict of law rules (whether of the State of Hawai'i or any other jurisdiction), which would cause the application of the laws of any jurisdiction other than the State of Hawai'i.

Privacy: Information collected from entrants is subject to the Privacy Policy of Kapālama Kai, an entity of Kamehameha Schools, which can be found at the following URL: <https://www.ksbe.edu/terms-and-conditions>

## 7. OFFICIAL RULES AND PRIZE WINNERS' LIST:

For a copy of the Official Rules, visit <https://www.kapalamakai.com/events/taste-of-kalihi-market-at-kapalama-kai-apr-13/>. For prize winners' list, send a self-addressed, stamped envelope to be received by April 12, 2024 to: Attn: *"Taste of Kalihi Market: Instagram Giveaway"*, c/o Olomana Loomis ISC, 900 Fort Street Mall, Suite 1548, Honolulu, HI 96813.

**Thank you for entering the Sweepstakes and participating in the  
Taste of Kalihi Market: April 2024 Instagram Giveaway!**