

**HERSHEY'S "S'MORES SATURDAYS" SWEEPSTAKES 2020  
OFFICIAL RULES**

**NO PURCHASE OR PAYMENT OF ANY KIND NECESSARY TO ENTER OR WIN. A PURCHASE WILL NOT INCREASE YOUR CHANCE OF WINNING. SWEEPSTAKES ONLY OPEN TO LEGAL RESIDENTS OF THE UNITED STATES RESIDING IN THE 50 UNITED STATES AND DISTRICT OF COLUMBIA WHO ARE 18 YEARS OF AGE OR OLDER AT THE TIME OF ENTRY. VOID IN PUERTO RICO AND WHERE PROHIBITED.**

**BRIEF SWEEPSTAKES DESCRIPTION:** The S'mores Saturdays Sweepstakes 2020 ("Sweepstakes") is a multi-phase game of chance and consists of two ways to enter by uploading a Hershey product purchase receipt online, each with their own free alternate method of entry, as further described below. Entrants who make a qualifying purchase from any retailer other than Walmart must participate through the "National Sweepstakes." Entrants who make a qualifying purchase from Walmart may participate through the "Walmart Sweepstakes" or the National Sweepstakes. In the National Sweepstakes, there are two separate entry periods (each, a "Phase"), each with their own drawings. Further, in each National Sweepstakes Phase drawing, there will be four separate drawings – one for Kroger entries, one for Meijer entries, one for Safeway/Albertsons entries, and one for all other retailers. Phase 1 of the National Sweepstakes will award four total \$25,000 Backyard Makeover prizes (one for each drawing). Phase 2 of the National Sweepstakes will award five S'moresmobile Experience prizes (one for each specific retailer – Kroger, Meijer, and Safeway/Albertsons – and two for all other retailers). In the Walmart Sweepstakes, there are five separate entry periods (each, a "Walmart Entry Period"). Each Walmart Entry Period will award one \$5,000 Backyard Makeover prize.

<b>If you upload a receipt from:</b>	<b>At the following Website:</b>	<b>During the following Phase/ Period</b>	<b>You will be entered for a chance to win</b>	<b>To enter without a purchase, write the following on your Mail-In Entry</b>
Kroger	SmoresSaturdayPromo.com	Phase 1	Kroger \$25,000 Backyard Makeover Prize	Kroger, Phase 1
Meijer	SmoresSaturdayPromo.com	Phase 1	Meijer \$25,000 Backyard Makeover Prize	Meijer, Phase 1
Safeway/ Albertsons	SmoresSaturdayPromo.com	Phase 1	Safeway/ Albertsons \$25,000 Backyard Makeover Prize	Safeway / Albertsons, Phase 1

All other retailers	SmoresSaturdayPromo.com	Phase 1	Other Retailers \$25,000 Backyard Makeover Prize	Other Retailers, Phase 1
Kroger	SmoresSaturdayPromo.com	Phase 2	Kroger S'moresmobile Experience Prize	Kroger, Phase 2
Meijer	SmoresSaturdayPromo.com	Phase 2	Meijer S'moresmobile Experience Prize	Meijer, Phase 2
Safeway/ Albertsons	SmoresSaturdayPromo.com	Phase 2	Safeway/ Albertsons S'moresmobile Experience Prize	Safeway / Albertsons, Phase 2
All other retailers	SmoresSaturdayPromo.com	Phase 2	Other Retailers S'moresmobile Experience Prize	Other Retailers, Phase 2
Walmart	SmoresSaturday.com/Walmart OR SmoresSaturdayPromo.com/Walmart	Any Walmart Entry Period	Walmart \$5,000 Backyard Makeover Prize	Walmart, Entry Period <X> (put in the applicable Walmart Entry Period based on the date of the Mail-In Entry

**THE NATIONAL SWEEPSTAKES BEGINS 12:00:01 PM (NOON) EASTERN TIME (“ET”) ON MARCH 21, 2020 AND ENDS 11:59:59 PM ET ON SEPTEMBER 6, 2020 (THE “SWEEPSTAKES PERIOD”). THE WALMART SWEEPSTAKES BEGINS 12:00:01 PM (NOON) ET ON MARCH 21, 2020 AND ENDS 11:59:59 PM ET ON AUGUST 19, 2020 (THE “WALMART SWEEPSTAKES PERIOD”). ENTRIES RECEIVED IN A PHASE OR WALMART ENTRY PERIOD DO NOT CARRY FORWARD TO SUBSEQUENT PHASES/WALMART ENTRY PERIODS.**

#### **NATIONAL SWEEPSTAKES PHASES**

<b>Phase</b>	<b>Start Date at 12:00:01 PM (noon) ET</b>	<b>End Date at 11:59:59 PM ET</b>	<b>Mail-In Entry Received By Date</b>	<b>Approximate Draw Date</b>
<b>1</b>	March 21, 2020	July 5, 2020 (Note: mail-in entries must be postmarked by July 6, 2020)	July 16, 2020	July 17, 2020

2	July 6, 2020	September 6, 2020 (note, mail-in entries must be postmarked by September 8, 2020)	September 17, 2020	September 18, 2020
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**WALMART ENTRY PERIODS (WALMART ONLY)**

Walmart Entry Period	Start Date and Time	End Date at 11:59:59 PM ET	Mail-In Entry Received By Date	Approximate Draw Date
1	March 21, 2020	April 19, 2020	April 29, 2020	April 30, 2020
2	April 20, 2020	May 19, 2020	May 30, 2020	June 1, 2020
3	May 20, 2020	June 19, 2020	June 29, 2020	June 30, 2020
4	June 20, 2020	July 19, 2020	July 30, 2020	July 31, 2020
5	July 20, 2020	August 19, 2020	August 29, 2020	August 31, 2020

**1. HOW TO ENTER: NO PURCHASE NECESSARY TO PARTICIPATE IN**

**SWEEPSTAKES.** There are two ways to enter either the National Sweepstakes or the Walmart Sweepstakes, as set forth below.

**A. QUALIFYING PURCHASE AND ONLINE RECEIPT UPLOAD:** During the Sweepstakes Period, while supplies last, a participant may purchase one 6-pack of Hershey’s Milk Chocolate (“Qualifying Purchase”) and save their original register receipt.

- i. To enter the National Sweepstakes: Visit [www.SmoresSaturdayPromo.com](http://www.SmoresSaturdayPromo.com) (the "Website") during a Phase. Entrants must first complete the age gate, then enter a valid email address. If it is your first time at the Website, follow the online instructions to complete the requested registration information. Upon successful completion and submission of the requested registration information, or on return visits, follow the online

instructions to upload and submit the Qualifying Purchase receipt as instructed. Entrants must select the retailer where the Qualifying Purchase was made from the following list: Kroger, Meijer, Safeway/Albertsons, or all other retailers (herein referred to as “Other Retailers”) to receive one entry into the National Sweepstakes. The retailer selected will determine which entry pool that entry will be placed in.

- ii. To enter the Walmart Sweepstakes: Visit either [www.SmoresSaturday.com/Walmart](http://www.SmoresSaturday.com/Walmart) or [www.SmoresSaturdayPromo.com/Walmart](http://www.SmoresSaturdayPromo.com/Walmart) (each and collectively, the “Walmart Website”) during a Walmart Entry Period. Entrants must first complete the age gate, then enter a valid email address. If it is your first time at the Walmart Website, follow the online instructions to complete the requested registration information. Upon successful completion and submission of the requested registration information, or on return visits, follow the online instructions to upload and submit the Qualifying Purchase receipt as instructed to enter the Walmart Sweepstakes. **Qualifying Purchase receipts uploaded to the Walmart Website MUST be a Walmart receipt.** All other retailers’ Qualifying Purchase receipts uploaded to the Walmart Website are not valid for entry at the Walmart Website and will be rejected.

**For All Entries Submitted at the Website or Walmart Website: A Qualifying Purchase receipt must be dated during the applicable Phase or Walmart Entry Period entered to be valid.** Any entry submitted using a Qualifying Purchase receipt dated outside of the Sweepstakes Period will be voided and not eligible to win a prize. The file containing the receipt image must be in .JPEG, .JPG, .PNG, or .GIF format (no PDFs will be accepted) and may not exceed 8 MB. An

individual receipt may not be submitted more than one time by the same entrant or multiple entrants, or at both the Website and the Walmart Website. For example, an entrant may not upload a Walmart Qualifying Purchase receipt at the Website and then attempt to upload the same Walmart Qualifying Purchase receipt at the Walmart Website on a subsequent day. Duplicated receipts will not be accepted. Receipts must be readable. Mechanical reproductions, altered receipts or unreadable receipts will not be accepted. Receipts submitted in excess of the limits set forth herein will not be accepted. Online entries must be received by no later than 11:59 p.m. ET on the last day of the applicable Phase or Walmart Entry Period to be eligible to win the prize offered for that Phase or Walmart Entry Period, as applicable. **Regardless of if an entrant submitted a receipt through the Website or Walmart Website, there is a limit of one entry per person per e-mail address per calendar day.** The Hershey Company's ("Sponsor") computer is the official time keeping device for this sweepstakes. Proof of submission at the Website or Walmart Website does not constitute proof of delivery or entry. Any attempt to submit more than the maximum number of entries using multiple/different email addresses, identities or any other methods may void that entrant's entry. Entries generated by a robotic, programmed, script, macro or other automated means will be disqualified. No other forms of entry are valid other than those set forth above. All entry information becomes the property of the Sponsor.

**Coupon Offer:** The first 25,000 entrants who submit a valid Qualifying Purchase receipt, at either the Website or Walmart Website, as set forth above, between March 21, 2020 and July 5, 2020 will receive via email a redemption link to a printable coupon for \$1.00 off two 6-packs of Hershey's Milk Chocolate, which will be awarded on a first-come, first-served basis. The first 25,000 entrants who submit a valid Qualifying Purchase receipt, at either the Website or Walmart Website, as set forth

above, between July 6, 2020 and September 6, 2020 will receive via email a redemption link to a printable coupon for \$1.00 off two 6-packs of Hershey's Milk Chocolate, which will be awarded on a first-come, first-served basis. ALL COUPONS AWARDED WHILE SUPPLIES LAST. An entrant must have access to a printer to be able to print the coupon. Retailers will not be able to accept an image of the coupon displayed on a mobile device. A total of up to 25,000 coupons in each date range will be awarded. Once the 25,000 coupons are awarded in each date range, no further items will be available in that date range. Coupons are non-transferable, non-exchangeable, and non-refundable, have no cash value, and may not be combined with any other offers or promotions. Only one coupon per person/household. Allow 2 – 3 weeks for the redemption email to be delivered to the email address provided during Sweepstakes registration.

**NOTE:** During the Sweepstakes Period, an eligible entrant may send a text message to the short code "604333" ("Short Code") stating either the Keyword "SMORES" to receive a link to the Website or the Keyword "WALMART" to receive a link to the Walmart Website using an SMS-enabled mobile device. Once the text message is received, the entrant will automatically receive a text message with a link to either the Website or the Walmart Website, as indicated by the Keyword sent. The entrant may then click on the link, log on to the Website or Walmart Website in his/her browser and follow the entry steps set forth in this Section 1 to enter. Each text message must be manually key-stroked/entered by the entrant. An entrant is not required to send a text message to participate and may go directly to the Website or Walmart Website to enter. Note that an entrant cannot receive an entry into the Sweepstakes solely by texting the Keyword to the Short Code. Message and data rates may apply for each text message sent or received. By texting the Keyword to the Short Code, you provide to the Sponsor and Administrator your express written

consent to receive text messages using automated technology. Consent to receive text messages is not required or a condition of any purchase. An entrant may, at any time, choose to opt-out by sending a text message stating "STOP SMORES" (if the entrant texted to get a link to the Website) or "STOP WALMART" (if the entrant texted to get a link to the Walmart Website) to the Short Code. If an entrant sends an opt-out text message, he/she will be sent a reply text message, which will confirm that he/she has been unsubscribed and will receive no further text messages. For help, text the word "HELP SMORES" (if the entrant texted to get a link to the Website) or "HELP WALMART" (if the entrant texted to get a link to the Walmart Website) to the Short Code.

**IMPORTANT:** MESSAGE AND DATA RATES MAY APPLY IF AN ENTRANT ENTERS THIS SWEEPSTAKES ON HIS/HER MOBILE DEVICE. NOT ALL MOBILE TELEPHONE/WIRELESS PROVIDERS CARRY THE SERVICE NECESSARY TO PARTICIPATE IN THIS SWEEPSTAKES. ENTRANTS SHOULD CONSULT THEIR WIRELESS PROVIDER'S PRICING PLANS. MOBILE ENTRY IS NOT REQUIRED TO ENTER OR WIN A PRIZE IN THIS SWEEPSTAKES.

- B. MAIL:** An eligible entrant may enter the Sweepstakes without making a purchase.
- i. To enter the National Sweepstakes without making a purchase, an eligible entrant may hand print their name, address, daytime phone number, date of birth, selected retailer prize pool (Kroger, Meijer, Safeway/Albertsons, or "Other Retailers" as set forth in the chart above), and the applicable Phase (Phase 1 or Phase 2, depending on date of entry) on a 3" x 5" piece of paper and mail in a first-class stamped envelope to Hershey's S'mores Saturdays Sweepstakes 2020, P.O. Box 251328, West Bloomfield, MI 48325. All entries

must postmarked by the End Date set forth above for the applicable Phase and received no later than the Mail-In Entry Received by Date for the applicable Phase to be eligible for that Phase's applicable prize pool drawing.

- ii. To enter the Walmart Sweepstakes without making a purchase, an eligible entrant may hand print their name, address, daytime phone number, date of birth, selected retailer prize pool (Kroger, Meijer, Safeway/Albertsons, or Walmart, or "National" for all other retailers, as further outlined in Section 2), and Phase/Walmart Entry Period on a 3" x 5" piece of paper and mail in a first-class stamped envelope to Hershey's S'mores Saturdays Sweepstakes 2020, P.O. Box 251328, West Bloomfield, MI 48325. All entries must postmarked by the End Date set forth above for the applicable Phase or Walmart Entry Period and received no later than the Mail-In Entry Received by Date for the applicable Phase or Walmart Entry Period to be eligible for that Phase or Walmart Entry Period's drawing.

Mail-In Entries are limited to one entry per person per day. Each mail-in entry must be mailed separately in a hand-addressed, stamped envelope. No photocopied or mechanically reproduced entries will be accepted. No responsibility is assumed by Sponsor for lost, late, illegible, incomplete, stolen, postage due or misdirected entries or mail.

## **2. PRIZES:**

- A. Phase 1 Grand Prizes. There are four total Grand Prizes awarded in the National Sweepstakes Phase 1: one for Kroger entries; one for Meijer entries; one for Safeway/Albertsons entries; and one for Other Retailers entries. Each Phase 1 Grand Prize consists of a backyard makeover,



awarded as \$25,000 in the form of the winner's choice of a check or electronic funds transfer (each, a "Phase 1 Grand Prize"). One Phase 1 Grand Prize will be awarded to a Kroger entrant. One Phase 1 Grand Prize will be awarded to a Meijer entrant. One Phase 1 Grand Prize will be awarded to a Safeway/Albertsons entrant. One Phase 1 Grand Prize will be awarded to an Other Retailers entrant. Approximate retail value (ARV) of each Phase 1 Grand Prize: \$25,000. Total ARV of all prizes available in Phase 1 of the National Sweepstakes is \$100,000.

**B. Phase 2 Grand Prizes.** There are five total Grand Prizes available in the National Sweepstakes Phase 2: one for Kroger entries; one for Meijer entries; one for Safeway/Albertsons entries; and two for Other Retailers entries: Each Phase 2 Grand Prize consists of a visit from the S'moresmobile (each, a "Phase 2 Grand Prize"). To accommodate the S'moresmobile, each winner must be able to provide a space that can fit a 21' X 8' X 13' vehicle. County, City, or other Local approval may be required to allow the S'moresmobile visit. S'moresmobile visit includes a 2-6 hour event with the S'moresmobile vehicle, Sponsor-provided S'mores products, and all necessary event staff. One Phase 2 Grand Prize will be awarded to a Kroger entrant. One Phase 2 Grand Prize will be awarded to a Meijer entrant. One Phase 2 Grand Prize will be awarded to a Safeway/Albertsons entrant. Two Phase 2 Grand Prizes will be awarded to Other Retailers entries. The ARV of each Phase 2 Grand Prize: \$1,500. Total ARV of all Phase 2 Grand Prizes: \$7,500.

**C. Walmart Prizes.** There are five total Walmart Prizes available in the entire Walmart Sweepstakes: one per Walmart Entry Period. Each Walmart Prize consists of a backyard makeover, awarded as a \$5,000 Walmart Gift Card (each, a "Walmart Prize"). The use of a Walmart Gift Card is subject to the terms and conditions set forth thereon, which shall govern the use of each Walmart Gift Card. Use of a Walmart Gift Card constitutes the

user's acceptance of the terms and conditions. Each winner should read the terms and conditions on the Walmart Gift Card carefully. Winners must protect their Walmart Gift Card and treat the Walmart Gift Card as they would any other valuable document. The Walmart Gift Card will not be redeemed or exchanged for cash, except where required by law. The Walmart Gift Card will not be replaced or replenished if it lost, stolen, damaged, destroyed or used without the winner's permission and will be voided if altered or defaced. The ARV of each Walmart Prize is \$5,000. Total ARV of all Walmart Prizes is \$25,000.

- D.** Total ARV of all prizes offered is \$132,500. Limit one prize per name, address and/or household per Phase in the National Sweepstake, and one prize per name, address and/or household for the entire Walmart Sweepstakes. An entrant may win up to one prize in Phase 1 of the National Sweepstakes, up to one prize in Phase 2 of the National Sweepstakes, and up to one prize in the entire Walmart Sweepstakes. Odds of winning the Kroger Phase 1 Grand Prize depend upon the number of eligible Kroger entries received in Phase 1. Odds of winning the Meijer Phase 1 Grand Prize depend upon the number of eligible Meijer entries received in Phase 1. Odds of winning the Safeway/Albertsons Phase 1 Grand Prize depend upon the number of eligible Safeway/Albertsons entries received in Phase 1. Odds of winning the Other Retailers Phase 1 Grand Prize depend upon the number of eligible entries received for all other retailers in Phase 1. Odds of winning the Kroger Phase 2 Grand Prize depend upon the number of eligible Kroger entries received in Phase 2. Odds of winning the Meijer Phase 2 Grand Prize depend upon the number of eligible Meijer entries received in Phase 2. Odds of winning the Safeway/Albertsons Phase 2 Grand Prize depend upon the number of eligible Safeway/Albertsons entries received in Phase 2. Odds of winning an Other Retailers Phase 2 Grand Prize depend upon the number of eligible entries received for all other retailers in Phase 2.

Odds of winning a Walmart Prize depend on the number of eligible Walmart entries received in the applicable Walmart Entry Period. If a prize offered becomes unavailable for any reason, Sponsor reserves the right to provide an alternate prize of equal or greater value.

**3. DRAWINGS:** All drawings will be conducted on or about the date indicated in the chart above for the applicable National Sweepstakes Phase or Walmart Entry Period by Administrator (defined below) whose decisions are final and binding.

**A. National Sweepstakes Phase 1 Drawings:** Entries received in Phase 1 will be separated into one of four individual pools based on the retailer where the Qualifying Purchase was made, or as indicated on the Mail-In Entry (Kroger, Meijer, Safeway/Albertsons, and Other Retailers). One Phase 1 Grand Prize winner will be randomly selected in a random drawing from among all eligible entries received for the Kroger entry pool. One Phase 1 Grand Prize winner will be randomly selected in a random drawing from among all eligible entries received for the Meijer entry pool. One Phase 1 Grand Prize winner will be randomly selected in a random drawing from among all eligible entries received for the Safeway/Albertsons entry pool. One Phase 1 Grand Prize winner will be randomly selected in a random drawing from among all eligible entries received for the Other Retailers entry pool.

**B. National Sweepstakes Phase 2 Drawings;** Entries received in Phase 2 will be separated into one of four individual pools based on the retailer where the Qualifying Purchase was made, or as indicated on the Mail-In Entry (Kroger, Meijer, Safeway/Albertsons, and Other Retailers). One Phase 2 Grand Prize winner will be randomly selected in a random drawing from among all eligible entries received for the Kroger entry pool. One Phase 2 Grand Prize winner will be randomly selected in a random drawing from among all eligible entries received for the Meijer entry pool. One Phase 2

Grand Prize winner will be randomly selected in a random drawing from among all eligible entries received for the Safeway/Albertsons entry pool. Two Phase 2 Grand Prize winners will be randomly selected in a random drawing from among all eligible entries received for the Other Retailers entry pool.

- C. Walmart Sweepstakes Drawings:** One Walmart Prize winner will be randomly selected from among all eligible entries received for each of the applicable Walmart Entry Periods. Entries made at the Walmart Website or Mail-In Entries indicating Walmart will only be included in the Walmart Entry Period random drawing associated with the date the entry was made at the Walmart Website or as indicated on the Mail-In Entry and postmark date.
- 4. ELIGIBILITY:** Sweepstakes open only to legal residents of the United States residing in the 50 United States or District of Columbia who are 18 year of age or older as of the date of entry. Employees, officers and directors of Sponsor, Prize Logic, LLC (“Administrator”), and all of their respective parents, subsidiaries, divisions, affiliates, suppliers, printers, retailer employees, distributors and advertising, promotional and judging agencies, (and their respective IRS dependents, immediate family members [parents, children, siblings and spouse]) and individuals residing in their same household (whether or not related) (collectively, “Sponsor and Promotion Parties”) are not eligible to participate or win.
- 5. GENERAL TERMS:** No substitution of prize is offered, no transfer of prize to a third party is permitted, and non-cash portions of a Phase 2 Grand Prize may not be redeemed for cash value (unless at the sole discretion of Sponsor). Mail received without a verifiable and legible return address may not be accepted at Sponsor's sole discretion. Void wherever prohibited by law. Prize winner(s) will be solely responsible for all applicable federal, state and local taxes on prize unless otherwise required by law. If applicable, winner(s) may receive an IRS Form 1099 for the retail

value of the prize. All other expenses on the receipt and use of the prize not specifically mentioned herein are solely the responsibility of the winner(s). Any portion of a prize not accepted by winner(s) will be forfeited. Winner's first name, last initial, hometown and state will be disclosed on Winner's List which will be distributed upon request and as required by law. No groups, clubs or organizations may reproduce or distribute any portion of these Official Rules to its members. All entrants, as a condition of entry, agree to be bound by these Official Rules and the decisions of the judges. The entry information provided is subject to the Privacy Policy on the Website and the Walmart Website. To read that Policy, access the Website or the Walmart Website and then access the Privacy Policy.

- 6. WINNER NOTIFICATION:** Each potential winner will be notified by email at the email address provided when registering for the Sweepstakes. If winner notification is returned as undeliverable without a forwarding address or if winner is found to be ineligible or otherwise not in compliance with these Official Rules, prize will result in forfeiture and an alternate winner may be selected. Potential winners will be required to sign and return an Affidavit of Eligibility/Liability with (where lawful) a Publicity Release and a written release for background check within five days of attempted winner notification as indicated by the date on the Affidavit. Each potential winner may be subject to a background check before the prize is awarded. Sponsor reserves the right to disqualify the potential winner based on the results of such background check if Sponsor determines in its sole discretion that awarding the prize to any such individual might reflect negatively on the Sponsor. Failure to return any required documents within five ) days may result in prize forfeiture, and an alternate winner may be selected. If winner of any prize is a minor, prize will be awarded to the winner's parent or legal guardian. Winners of cash prizes should allow 6 – 8 weeks for delivery of prize following completion of notification process. Winners of the S'moresmobile prize will be contacted within 2 weeks from verification of eligibility to arrange for prize scheduling. Prize(s) will only be delivered to addresses within the 50 United States or District of Columbia.

**7. CONDITIONS:** All entrants, as a condition of entry into the Sweepstakes, agree to release Sponsor and Promotion Parties from and against any and all liability, claims or actions of any kind whatsoever for injuries, damages, or losses of any kind to persons including death or property which may be sustained directly or indirectly with the receipt, ownership, use or misuse of any prize awarded, or while preparing for, participating in or traveling to or from any prize-related activity or any typographical or other error in these Official Rules or the announcement of offering of any prize. The winner(s) shall bear all risk of loss or damage to their prize after it has been delivered. Sponsor makes no representations or warranties of any kind concerning the appearance, safety or performance of any prize. Except for residents of Tennessee and where prohibited by law, winners grant to Sponsor the right to print, publish, broadcast and use worldwide in any media now known or hereinafter known the winner's name, address, voice, statement, picture or other likeness, without additional review, notification or compensation, for public relations, advertising and promotional purposes as may be determined by Sponsor.

**8. LIMITATIONS OF LIABILITY:** Sponsor assumes no responsibility for: (a) lost, illegible, late, misdirected, incomplete, mutilated, postage-due or non-delivered mail, entries or email; or for interrupted or unavailable satellite, network, server, Internet Service Provider (ISP), Website, Walmart Website, telephone or other connections, availability or accessibility, or miscommunications, or failed computer, satellite, telephone or cable transmissions, or lines, or technical failure or jumbled, garbled, corrupted, scrambled, delayed, or misdirected transmissions, or computer hardware or software or telephone malfunctions, failures, or technical errors or difficulties, or other errors of any kind whether human, mechanical, electronic or network or the incorrect or inaccurate capture of entry or other information or the failure to capture, or loss of, any such information; and (b) any incorrect or inaccurate information, whether caused by Website or Walmart Website users, or by any equipment or programming associated with or utilized in this Sweepstakes; any error, omission, interruption, deletion, defect or delay in operation or transmission, communications line failure, theft or destruction or unauthorized access to, or tampering with or

hacking of the Website or Walmart Website. Sponsor reserves the right, at its sole discretion, to disqualify any individual it finds to be tampering with entry process or operation of Sweepstakes, the Website or Walmart Website, to be acting in violation of the terms of the Website or Walmart Website or to be acting in a non-sportsmanlike or disruptive manner, or with intent to threaten, abuse or harass any other person. Sponsor is not responsible for injury or damage to entrants' or any other person's computer related to or resulting from participating in this Sweepstakes or downloading or copying materials from or use of the Website or Walmart Website. If, for any reason, Sweepstakes, in the sole opinion of Sponsor, is not capable of running as planned by reason of infection by computer virus, worms, bugs, tampering, hacking, unauthorized intervention, fraud, technical failures or any other causes which, in sole opinion of the Sponsor, corrupt or affect the administration, security, fairness, integrity or proper conduct of this Sweepstakes, Sponsor reserves the right, at its sole discretion, to cancel, terminate, modify or suspend Sweepstakes, and determine winner from Internet entries received prior to action taken, or as otherwise deemed fair and equitable by Sponsor. In case of dispute, authorized subscriber of e-mail account used to enter at actual time of entry will be deemed to be the entrants, and must comply with these Official Rules. The authorized account subscriber is deemed to be the natural person who is assigned an e-mail address by an Internet Access Provider, on-line service provider, or other organization that is responsible for assigning e-mail addresses. It is solely the responsibility of the entrant to notify Sponsor in writing if the entrant changes his or her e-mail address during the Sweepstakes Period.

**CAUTION: ANY ATTEMPT BY A USER OR ENTRANT OR ANY OTHER INDIVIDUAL TO DELIBERATELY DAMAGE ANY WEBSITE OR UNDERMINE THE LEGITIMATE OPERATION OF THE SWEEPSTAKES IS A VIOLATION OF CRIMINAL AND CIVIL LAWS AND SHOULD SUCH AN ATTEMPT BE MADE, SPONSOR RESERVES THE RIGHT TO SEEK DAMAGES FROM ANY SUCH PERSON TO THE FULLEST EXTENT PERMITTED BY LAW.**

**9. DISPUTE RESOLUTION:** Except where prohibited, by participating, entrants agree that all issues and questions concerning the construction, validity, interpretation and enforceability of these Official Rules, or the rights and obligations of entrant(s) and Sponsor, shall be governed by and construed exclusively in accordance with the laws of the Commonwealth of Pennsylvania without giving effect to any principles of conflicts of law of any jurisdiction and that: (a) any and all disputes, claims and causes of action arising out of or connected with this Promotion shall be resolved individually, without resort to any form of class action; (b) any and all claims, judgments and awards shall be limited to actual out-of-pocket costs incurred, including costs associated with participating, but in no event attorneys' fees; and (c) under no circumstances will any entrant be permitted to obtain awards for and hereby waives all rights to claim 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.

**10. WINNER'S NAME:** For the first name, last initial, hometown and state of the all winners, mail in a self-addressed, first class-stamped envelope to: Hershey's S'mores Saturdays Sweepstakes 2020, Winners List Request, P.O. Box 251328, West Bloomfield, MI 48325 by November 5, 2020.

**11. SPONSOR:** The Hershey Company, 19 E. Chocolate Ave., Hershey, PA 17033, [www.hersheys.com](http://www.hersheys.com).

Customer Service inquiries may be made at Contact Us.