

TERMS AND CONDITIONS

RULES FOR AMTRAK SAN JOAQUINS' "OAKLAND PRIDE 2017 WEEKEND" CONTEST – AUGUST – SEPTEMBER 2017

NO PURCHASE IS NECESSARY TO ENTER OR WIN. A PURCHASE DOES NOT INCREASE THE CHANCES OF WINNING.

1. Eligibility: This Campaign is open only to those who commented "Commenters" on one of three Facebook posts on the Amtrak San Joaquins Facebook page between August 11 and August 25, 2017 and who are 21 years or older as of the date of entry. The Campaign is only open to U.S. legal residents of following California Counties: San Joaquin, Stanislaus, Merced, Madera, Fresno, Kings, Tulare, or Kern, and is void where prohibited by law. Employees of the San Joaquin Joint Powers Authority ("SJPA"), and its marketing agency, CIRCLEPOINT, its affiliates, subsidiaries, advertising and promotion agencies, and suppliers, (collectively the "Employees"), and immediate family members and/or those living in the same household of Employees are not eligible to participate in the Campaign. The Campaign is subject to all applicable federal, state, and local laws and regulations. Void where prohibited.

2. Agreement to Rules: By participating, the Contestant ("You") agrees to be fully unconditionally bound by these Rules, and You represent and warrant that You meet the eligibility requirements. In addition, You agree to accept the decisions of the SJPA's marketing agency, CIRCLEPOINT, as final and binding as it relates to the content of this Campaign.

3. Campaign Period: Entries will be accepted online starting on August 11, 2017 and must be received by August 31, 2017 at 11:59PM PST.

4. How to Enter: The Campaign must be entered by commenting on one of three Facebook posts, to be issued between August 11, 2017, and August 25, 2017. Comments deemed inappropriate by the SJPA and CIRCLEPOINT are not eligible for entry. Comments submitted after August 31, 2017 at 11:59PM PST will not count as valid entries to the contest. Individuals may only enter the contest once, through commenting on the three Facebook posts. You may not enter more times than indicated by using multiple email addresses, identities, or devices in an attempt to circumvent the rules. If you use fraudulent methods or otherwise attempt to circumvent the rules, your submission may be removed from eligibility at the sole discretion of CIRCLEPOINT. Facebook account authenticity must be verifiable through state-issued photographic identification, such as a driver's license, passport, or other state-issued ID.

5. Prizes: There will be one (1) winner of the Campaign. The winner will receive :

- One (1) night's free accommodation, including two rooms, for up to four (4) individuals in total. Accommodation is provided only for the night of September 9, 2017, and is only valid at the Oakland Marriott City Center hotel, located at 1001 Broadway, Oakland CA 94607
- Four (4) VIP passes to Oakland Pride, including reserved seating, 2 free drinks, free food, access to back stage, VIP only entry gate, grandstand seating for the parade, and entry to all Oakland Pride 2017 events for the weekend
- Four (4) Amtrak San Joaquins tickets, valid only for northbound trains 711, 713, 715, 717, and 719 on Saturday, September 9, 2017, and southbound trains 710, 712, 714, 716, and 718 on Sunday, September 10, 2017

Actual/appraised value may differ at time of prize award. The specifics of the prize shall be solely determined by CIRCLEPOINT. No cash or other prize substitution shall be permitted except at CIRCLEPOINT's discretion. The prize is nontransferable. Any and all prize-related expenses, including without limitation any and all federal, state, and/or local taxes, shall be the sole responsibility of Winner. No substitution of prize or transfer/assignment of prize to others or request for the cash equivalent by Winner is permitted. Acceptance of prize constitutes permission for CIRCLEPOINT to use Winner's name, likeness, and entry for purposes of advertising and trade without further compensation, unless prohibited by law.

6. Odds: The odds of winning depend on the number of eligible entries received.

7. Winner Selection and Notification: Names of valid Commenters will be entered into a random name selector on September 1, 2017. The winner will then be notified through social media, and will have 48 hours to respond from the time of the initial message from SJPA/CIRCLEPOINT. If there is no response, a new name will be selected, until a valid winner has been selected. CIRCLEPOINT shall have no liability for Winners' failure to receive notices due to spam, junk email or other security settings or for Winner's provision of incorrect or otherwise nonfunctioning contact information. Receipt by Winners of the prize offered in this Campaign is conditioned upon compliance with any and all federal, state, and local laws and regulations as well as the administrative rules adopted for use in this Campaign/Contest.

ANY VIOLATION OF THESE OFFICIAL RULES BY WINNER (AT CIRCLEPOINT'S SOLE DISCRETION) WILL RESULT IN WINNERS' DISQUALIFICATION AS WINNER OF THE CAMPAIGN, AND ALL PRIVILEGES AS WINNERS WILL BE IMMEDIATELY TERMINATED.

8. Rights Granted by You: By entering your name in the Campaign, You understand and agree that CIRCLEPOINT or anyone acting on behalf of CIRCLEPOINT and CIRCLEPOINT's licensees, successors, and assigns, shall have the right, where permitted by law, to print, publish, broadcast, distribute, and use in any media now known or hereafter developed, in perpetuity and throughout the World, without limitation, your name, picture, image, statements about the Campaign, and biographical information for news, publicity, information, trade, advertising, public relations, and promotional purposes without any further compensation, notice, review, or consent. CIRCLEPOINT has the right to remove any Campaign entries (comments) which CIRCLEPOINT does not deem appropriate.

9. Terms & Conditions: CIRCLEPOINT reserves the right, in its sole discretion, to cancel, terminate, modify or suspend the Campaign should virus, bug, non-authorized human intervention, fraud, or other cause beyond CIRCLEPOINT's control corrupt or affect the administration, security, fairness, or proper conduct of the Campaign. In such case, CIRCLEPOINT may select the Winner from all eligible entries received prior to and/or after (if appropriate) the action taken by CIRCLEPOINT. CIRCLEPOINT reserves the right, in its sole discretion, to disqualify any individual who tampers or attempts to tamper with the entry process or the operation of the Campaign or website or violates these Terms & Conditions. CIRCLEPOINT has the right, in its sole discretion, to maintain the integrity of the Campaign, to void votes for any reason, including, but not limited to: multiple entries from the same user from different IP addresses; multiple entries from the same computer in excess of that allowed by Campaign rules; or the use of bots, macros, scripts, or other technical means for entering. Any attempt by an entrant to deliberately damage any website or undermine the legitimate operation of the Campaign may be a violation of criminal and civil laws. Should such attempt be made, CIRCLEPOINT reserves the right to seek damages to the fullest extent permitted by law.

10. Limitation of Liability: By entering, You agree to release and hold harmless CIRCLEPOINT and its subsidiaries, affiliates, advertising and promotion agencies, partners (including Visit Oakland, Oakland Pride, and the Oakland Marriott City Center), representatives, agents, successors, assigns, employees, officers, and directors from any liability, illness, injury, death, loss, litigation, claim, or damage that may occur, directly or indirectly, whether caused by negligence or not, from: (i) such entrant's participation in the Campaign and/or his/her acceptance, possession, use, or misuse of any prize or any portion thereof; (ii) technical failures of any kind, including but not limited to the malfunction of any

computer, cable, network, hardware, or software, or other mechanical equipment; (iii) the unavailability or inaccessibility of any transmissions, telephone, or Internet service; (iv) unauthorized human intervention in any part of the entry process or the Promotion; (v) electronic or human error in the administration of the Promotion or the processing of entries.

11. Disputes: THIS Campaign IS GOVERNED BY THE LAWS OF THE UNITED STATES AND THE STATE OF CALIFORNIA WITHOUT RESPECT TO CONFLICT OF LAW DOCTRINES. As a condition of participating in this Campaign, You agree that any and all disputes that cannot be resolved between the parties, and causes of action arising out of or connected with this Campaign, shall be resolved individually, without resort to any form of class action, exclusively before a court located in the State of California having jurisdiction. Further, in any such dispute, under no circumstances shall participant be permitted to obtain awards for, and hereby waives all rights to, punitive, incidental, or consequential damages, including reasonable attorney's fees, other than participant's actual out-of-pocket expenses (i.e. costs associated with entering this Campaign). Participant further waives all rights to have damages multiplied or increased.

12. Privacy Policy: Information submitted with an entry is subject to the Privacy Policy through SJJPA's constant contact account for email updates: <https://www.constantcontact.com/legal/privacy-statement>

13. Winners List: Winners will be announced on Amtrak San Joaquins Facebook Account.

14. Sponsor: The Sponsor of the Campaign is CIRCLEPOINT, 200 Webster Street, Suite 200, Oakland CA 94607.

15. Program subject to change without notice. Promotion valid 8/11/17 - 08/31/17. Amtrak and San Joaquins are registered service marks of the National Railroad Passenger Corporation.