

2008 WBEE Colgate Country Showdown Contest Rules

These contest rules are specific to the above contest conducted by Entercom Rochester, LLC d/b/a WBEE-FM (collectively, the “**Station**”). Except to the extent specifically set forth below with respect to this specific contest, the Station’s general contest rules apply to this contest as well. A copy of these specific contest rules and the Station’s general contest rules are available at the Station’s studio at 70 Commercial Street, Rochester, New York 14614 during regular business hours and on the contest page on the Station’s website at www.wbee.com. **To the extent that the general contest rules differ from these rules, these rules will govern and control with respect to this Contest.**

How to Enter

1. No purchase necessary.
2. **To enter:** Beginning June 3, 2008 at 5:30PM through June 11, 2008 at 5:30PM (EST), WBEE listeners can log onto www.wbee.com, then click on the 2008 WBEE Colgate Country Showdown link. Entrant will then be directed to the WBEE entry form. Entrant must print out and complete the entry form with name, address, and telephone numbers of all performer entrants, an email address for one contact person, and submit it together with a CD or cassette of a song that complies with the requirements of Section 3 below in one of the two following ways:
 - i. Print the WBEE entry form, complete it by hand or typed and **mail with first class postage or overnight** it (with your song in cassette or CD format only) to: WBEE/Colgate Country Showdown , 70 Commercial Street, Rochester, NY 14614. All mailed or overnighted entries must be received by the Station no later than 5:30pm on June 11, 2008 in order to be eligible. The entry form and CD/cassette must both be in one sealed envelope clearly labeled “WBEE/Colgate Country Showdown Contest”. **Only one song per entry and only one entry per envelope.**
 - ii. Print the WBEE entry form, complete it by hand or typed and **deliver it in person** (with your song in CD or cassette format only) to WBEE, 70 Commercial Street, Rochester, NY 14614. All hand delivered entries must be received by the Station no later than 5:30pm on June 11, 2008 in order to be eligible. Hand delivered entries will only be accepted during regular Station business hours of Monday-Thursday 8:30am-5:30pm and Fridays 8:30am-4pm. The entry form and CD/cassette must both be in one sealed envelope clearly labeled “WBEE/Colgate Country Showdown Contest”. **Only one song per entry and only one entry per envelope.**
3. **DO NOT SEND MATERIALS SEPARATELY!**
4. **Song Requirements:**
 - a. The CD or cassette must include one song of no more than Five (5) minutes in duration, **fully sung and performed by all of the entrants named on the entry form.** No medleys or pre-recorded music are permitted. **NO "BACK-UP BAND" VOCALS ARE ALLOWED.**
 - b. Songs can be from any artist or can be original written music and either way, **fully performed by the entrants or a cappella.** Any Entrant (either individual or group) who claims to be performing a song written by the Entrant(s) may be disqualified at any level of the contest upon the existence of a musical copyright listed in any other name except that of the Entrant.
 - c. **In the event that any CD or cassette submitted exceeds 5 minutes, Station judges will only consider the first 5 minutes in this contest.**
 - d. BY ENTERING THIS CONTEST, THE ENTRANT IS REPRESENTING TO STATION THAT THE USE AND DISTRIBUTION OF SUCH AUDIO WILL NOT VIOLATE OR INFRINGE UPON THE RIGHTS OF ANY THIRD PARTY, INCLUDING, WITHOUT LIMITATION, COPYRIGHTS OF OTHERS. By submitting audio, Entrants agree to indemnify Station should any representations and warranties in these contest rules prove to be false or inaccurate.
 - e. Songs must not contain any indecency, profanity or obscenity as determined by Station in its sole discretion. **KEEP IT CLEAN.**

5. **Entrant Requirements:**

- a. Each entry can be made by a solo artist or a group of no more than seven people total. All performers shall be deemed entrants in this contest and must satisfy and comply with the entry requirements set forth in these contest rules in order to participate.
 - b. Only one entry per person or band will be accepted. Any entry which includes one or more of the same people as another entry will result in the disqualification of all but one of such entries -- and the decision of the Station as to which to include will be in the Station's sole and absolute direction and is not subject to appeal or dispute.
 - c. Open to both self-contained acts (bands) and soloists who may require musical support (backup band to be provided by Station for the Final Event only).
 - d. Entrants may enter as many local competitions as they wish until winning (meaning 2008 Country Showdowns conducted by entities other than Station on a local level). However, local winners of other 2008 Country Showdown may only enter this contest after being eliminated at a State or Regional Final.
 - e. By entering this contest, each entrant certifies and warrants to Station that:
 - i. I am/we are not an act with over seven individuals.
 - ii. I/we have not performed on a record listed in Billboard, Radio and Records or the Gavin Report within eighteen months preceding the commencement date of this contest.
 - iii. I am/we are not part of the local backup band to be provided pursuant to this Contest at the Final Event ("Local Back-up") nor am I/are we related to any member of the Local Backup band by birth or marriage nor have I/we performed with the Local Back-up band or any member of the Local Backup band for monetary compensation within the past year.
 - iv. I am/we are not an owner, controlling stockholder or employee of and I am/we are not related by birth or marriage, nor do I/we live in the same household as any of the Final Event judges, the Station, Colgate-Palmolive (or any national sponsor), SPI, or any employee, controlling stockholder, owner, officer or agent of any of the foregoing parties.
 - v. I/we have not already been declared a local winner of a 2008 Country Showdown and eligible for State competition.
 - vi. I/we have never been a national winner, either as an individual or as part of a group of the 2005, 2006, or 2007 Country Showdown.
 - f. Neither the Local Back-Up band nor any of its members is permitted to compete in this Contest.
6. Failure to properly address the envelope or failure to secure both your entry and CD or cassette in a sealed envelope may result in disqualification in this contest, in Station's sole discretion. Sponsors are not responsible for lost, misdelivered, delayed, misplaced entries or improperly sealed entries in which the entry cassette and/or CD is separated from the entry form. Entries must be legible and contain all information required.
 7. **WHETHER OR NOT SELECTED AS A WINNER OR QUALIFIER, ALL ENTRIES BECOME THE SOLE PROPERTY OF STATION AND MAY BE USED BY STATION IN ANY MEDIUM IT DEEMS DESIRABLE NOW OR IN THE FUTURE WITHOUT ANY COMPENSATION TO THE ENTRANT(S), HIS/HER PARTNER OR ANY OF THE PERSONS WHO APPEAR IN OR PROVIDE MATERIALS FOR THE SUBMISSION.** Station retains sole and exclusive possession and retains all rights to use any Entry, or any part thereof, including but not limited to the musical performance submitted with an Entry, indefinitely in any advertising, promotion or use of any other kind including, but not limited, to on-air and online usage without any compensation to Entrants or any third parties. The aforementioned stipulations apply to all winning and non-winning Entries.
 8. Station is not responsible for any costs associated with submitting any Entry or any costs arising out of participating in the Contest or failure to adhere to official Contest rules.
 9. By entering in this Contest, Entrants acknowledge and agree that they will comply with all local, state and/or federal laws or other associated rules and regulations associated that may be applicable.
 10. By entering this contest, entrants acknowledge and agree that Station reserves the right to post some or all of the entries on the Station's website.

11. By entering this Contest, Entrants and all participants understand and agree that Station may elect to use any submitted entry for entertainment purposes on-air and may choose to “make fun” of any submitted entry. Entrants and all participants waive any right to make any claim against Station, or any Contest sponsors with respect to any disparaging comment made on-air about such Entrant’s entry.

How to Win

12. **FIRST ROUND (JUDGING):** On or about June 12, 2008, the Station will select up to ten (10) Entries (each, a “**Qualifier**”) from all timely entries received. Entries will be judged by Station personnel, based on any lawful criteria desirable in Station’s sole discretion, including, without limitation, vocal ability. All judgments will be at the sole discretion of Station personnel and their decisions shall be final and non-appealable. Qualifiers will be notified by phone on or about Thursday, June 12, 2008 before 5:30pm. Station will only be required to leave one message on one of the numbers provided by the Qualifiers. If no answer, response or answering machine is reached, Station will not be obligated to attempt any further contact. However, Station reserves the right, in its sole discretion, to attempt to contact any entrant more than once and shall not be required to attempt to contact all entrants an equal number of times or in the same manner/mode.
13. Qualifiers will win no prize other than the opportunity to participate in the Final Event; provided, however, that any Qualifier that fails to satisfy the following will be disqualified from further participation in this contest:
 - a. Qualifiers must fill out an official Colgate Country Showdown entry form including, without limitation, the name, address, other contact and performance information, age and signed by each Entrant with a \$10 entry fee (payable only to Special Promotions, Inc.) no later than Friday, June 13th at 4pm. This official Colgate Country Showdown entry form will emailed to the contact email address provided in the original entry form submitted by each Qualifier on or before June 13, 2008 at 4pm. The official entry form will also be available at the Station offices, however, it is each Qualifier’s sole responsibility to ensure that such official entry form is originally completed and signed by all performers before being submitted. Failure of any Qualifier to deliver (in person or via carrier) an original, fully completed, and originally signed official Colgate Country Showdown entry form to Station by June 13, 2008 at 4pm may result in disqualification from further participation in this Contest, in Station’s sole and absolute discretion on a case by case basis.
 - b. If a Qualifier will require a back-up band for the Final Event, Station will provide a back-up band of its choice but Qualifiers will be required to (a) provide the names and songwriter of each song to be performed (or sheet music if original music) to Station no later than June 13, 2008 and (b) Station will schedule an opportunity for Qualifiers to practice with the Local Back-Up Band at a pre-determined time, date and location prior to the date of the Final Event (Station will have no responsibility or liability for any Qualifiers inability for any reason to attend such practice session and Station will not be required to reschedule any such offered practice session). **Any act with three or more individuals playing an instrument may not use the backup band or any part of the backup band.** It is the sole responsibility of the contestant(s) to be present for rehearsal, line checks (if self-contained), and the staged competition. No rehearsal time will be permitted on the day of the event. All bands or contestants accompanying themselves will be given a line check prior to the contest at the discretion of Station.
14. **SECOND ROUND (“FINAL EVENT”).** The Final Event will take place from 12:00PM to approximately 3:00PM (EST) on Saturday, June 21, 2008 at the Harbor Festival at Charlotte Beach in Rochester, New York. **Qualifiers must perform live and must be present to win. Only the actual entrant and the actual persons named in the initial entry form may perform (irreconcilable break-ups are at your risk). Check-in will begin at 11am. Any Qualifier not checked in by 11:45am (EST) will be disqualified. Qualifier spots are not assignable. Must show a valid U.S./state government photo I.D. and sign a liability release agreement and/or other forms prior to being permitted to compete in the second round event.** Event will begin at approximately 12:00PM and continue until all finalists have performed their songs. (approximately 3 hours). Qualifiers must remain until the winner is announced. A panel of judges will judge qualifiers’ performances in order to determine one (1) winner, subject to verification of eligibility and compliance with these contest rules. Qualifiers will be judged by non-Station judges based upon each performance by a Qualifier being awarded 0-10 points in each of the following categories: 1) Marketability in country music; 2) Vocal/instrumental ability; 3) Originality; 4) Stage presence/charisma; 5) Talent and 6) An optional bonus of up to three points may be awarded for acts performing their own music. In the event of a tie: (a) the first tie-breaker shall be the highest number of points given in the Talent category, (b) the second tie-breaker shall be the highest number of points awarded in the Marketability category, and (c) the third tie-breaker

shall be by secret vote of the judges based on overall performance style and impact from among the tied Qualifiers who performed.

The Final Event will be subject to the following requirements:

- a. THERE WILL BE NO ADMISSION CHARGE FOR QUALIFIERS TO ATTEND THE FINAL EVENT. THE FINAL EVENT WILL BE FREE TO THE PUBLIC.
- b. Qualifiers must perform the same song that they performed in their submission plus one additional song of their choice.
- c. Each Qualifier act entered must perform only with the personnel listed on Section 1 and 2 of the National Entry Form completed after the Qualifier has been selected as a Qualifier. No personnel changes or substitutions will be permitted. Once an individual withdraws from a Qualifier act, he/she cannot perform at the next level.
- d. No live "backup band" vocals are allowed.
- e. Each act must perform live, vocally and/or instrumentally. No special lighting, props or special effects may be used.
- f. Any act with three or more individuals playing an instrument may not use the backup band or any part of the backup band.
- g. Use of pre-recorded music or vocals is prohibited.
- h. All performances must be done in good taste: no music or lyrics that Station considers to be offensive may be performed. KEEP IT CLEAN.
- i. Entrants may perform their own music and receive extra bonus points from the judges. Music eligible for bonus points will be defined as any piece of music written or co-written by the contestant (either individual or member of group). Any contestant (either individual or member of group) who claims to be using his own music may be disqualified at any level of the contest if a musical copyright for the music exists which does not name the contestant as author or co-author. Station reserves the right to require evidence of ownership. Acceptable documentation to prove ownership of your music shall include either a certificate of copyright, proof of song registration with BMI, ASCAP, etc., or a notarized copy of the application applying for the copyright with a signed statement by the contestant as to its status.
- j. Station decisions regarding rehearsal, timing, order of appearance, use of instruments or equipment, and interpretation of all rules will be final. Disqualification of any contestant is at the sole discretion of Station's interpretation of its contest rules.
- k. NO MEDLEYS ARE PERMITTED. NO PRE-RECORDED MUSIC IS ALLOWED TO BACK PERFORMANCE. NO "BACK-UP BAND" VOCALS ARE ALLOWED.
- l. STAGE EQUIPMENT: All necessary basic stage equipment including sound, lights, drums, etc. will be supplied by Station. Contestants must bring their own guitar cords and drum sticks, in addition to their basic instruments. It should be understood that because of the number of contestants and the time limited between acts, contestants are expected to use the stage equipment provided by Station. Any exceptions will be with the approval of Station (in its sole discretion in each instance).
- m. RECORDING/PROPS: All music must be performed live either vocally or instrumentally. No recording of any kind may be used. Electronic instruments such as electronic drums which would create an independent sound and substitute for musical talent will not be permitted. No special lighting, props, scenery, special effects, such as smoke machines, may be used. Articles of clothing, decorated instruments, or stools will not be considered props.
- n. TIMING: Each competing act may perform two (2) song for a total of no more than five (5) minutes of performance time. To ensure a fair evaluation by the judges, it is recommended that each contestant utilize the majority of the allotted time. All acts will be timed. Timing starts on the act's first musical note. Acts going over the time limit will be penalized 1 point for 1-30 seconds over, 2 points for 31-60 seconds over, etc. from their total score.
- o. TECHNICIANS: NO sound or light technicians, other than those provided by the Station (or facility), will be allowed to

work the sound or light equipment.

p. ORDER OF APPEARANCE: Contestants must be present at their assigned performance time or forfeit their performance. Order of appearance is determined in advance by Station.

q. For the Final Event, Station will solicit judges that are not employees of the Station and will require that each judge certify to Station that he/she is not related by birth or marriage nor have had any employment relationship with any contestant (or withdraw as a judge in the event that such fact later comes to such judges attention).

15. **If a Qualifier or any member of Qualifying Band does not timely register for the Final Event as set forth above for any reason, that selected Qualifier or Qualifying Band, if applicable, will not be eligible to participate further in this contest nor eligible to win any prize in this contest and shall not be entitled to any alternative prize or compensation as a result.** In such case, the other Qualifiers or Qualifying bands will perform for the opportunity to participate in the State competition (subject to verification of eligibility and compliance with these contest rules).
16. Qualifiers hereby agree to strictly follow all instructions and directions given by the event staff at the Final Event and understand that any intentional failure to comply with the processes, procedures and instructions at the Final Event may result in immediate disqualification, in Station's sole discretion.
17. In the event that the Final Event needs to be rescheduled for any reason (including, without limitation, weather or park closing), such postponement will be announced on air and on the Station's website. It is the sole responsibility of each Qualifier to check the website and/or listen on-air for cancellation and/or rescheduling information. Notwithstanding the foregoing, Station will send a written notice to one of the addresses on the entry form with the rescheduled date/time but in no event will Station or Sponsors have any liability or responsibility for any qualifiers failure to receive the letter for any reason or a Qualifier's inability to attend the event on the rescheduled date (and no alternative opportunities will be offered).

Prize(s)

18. The recognized winners of the Final Event (subject to verification of eligibility) will be each of the individual performers whose performed at the Final Event. Persons named on the initial entry form who fail to perform at the Final Event will be automatically disqualified from this contest.
19. Qualifiers will not win any prize in this contest, only the opportunity to compete in the Final Event.
20. One (1) Winner in this contest will be awarded (a) the opportunity to participate in the "2008 Colgate Country Showdown" State Finals at the New York State Festival of Balloons in Dansville, New York on or about August 30, 2008 and (b) ten (10) tickets total to the New York State Festival of Balloons on August 30, 2008 (total value of \$50). **THE ONLY PRIZE OFFERED IN THIS CONTEST IS THE OPPORTUNITY TO ADVANCE TO THE STATE FINALS (WHICH IS NOT CONDUCTED BY STATION) AND THE TICKETS TO THE BALLOON FESTIVAL.** Winners must pay their own expenses during the competition at the state and regional levels. **ENTRANTS ACKNOWLEDGE THAT STATION IS NOT RESPONSIBLE FOR THE CONDUCT OF OR FOR ANY PRIZES PROMISED OR OFFERED AT THE STATE, REGIONAL OR NATIONAL FINALS.**

Participation in the State Finals and beyond will be subject to separate and different rules and regulations than set forth in these contest rules, including, without limitation, the rules and regulations set forth in the National Entry Form signed by all Qualifiers prior to performing in the Final Event and the following (among other things):

a. SUBSTITUTIONS: No act may add or substitute members for the State or Regional competition. They must perform only with the personnel listed on their original National Contestant Entry Form who performed at the Final Event, or less personnel. Personnel substitutions will be permitted only in the event of death or incapacity and then only with the written approval of SPI.

b. COMPETITION FORMS: All contestants must return to SPI a properly completed Contestant Information Form by the due date specified on the form.

c. SONGWRITING: "Songwriting" refers to *any* piece of music written by the contestant (either individual or member of the group). Any contestant (either individual or group) who claims to be performing a song written by the contestant may be

disqualified at any level of the contest upon the existence of a musical copyright listed in any other name except that of the contestant.

21. Sponsors are not responsible for replacing or reimbursing winners with any form of compensation for events or travel plans that are canceled, rescheduled or delayed. All cancellations are deemed beyond the control of Station and its sponsors. This includes, but is not limited to, event cancellations, event and/or flight postponement and delays of any form and duration, as well as all delays or cancellations due to acts of nature, terrorism (including threats), illness or war. Additionally, Station is not responsible for any work stoppage that may affect the ability to provide any of the prizes. Sponsors are not responsible for any expenses incurred by contest winners as a result of such cancellations or delays.

Sponsor(s)

22. The sponsors of this contest are: Entercom Rochester, LLC, Colgate-Palmolive, Special Promotions, Inc. ("SPI") and Wegmans Food Markets.

Other Rules Specific to This Contest

23. All entrants/performers must be 16 years of age or older in order to participate in this Contest. All contestants under the age of 18 will be required to have their parent/legal guardian co-execute all documents required in connection with this contest and failure to do so in a timely manner will result in automatic disqualification and any prize will be forfeited. For all purposes under these rules, the parent or legal guardian will be recognized as the actual winner of any prize in this Station contest (except that the child is the only person authorized to perform in the State finals event).