

Smithsonian Folkways “Sunny Day” Mask Photography Contest Rules

NO PURCHASE OR PHOTOGRAPH NECESSARY TO ENTER OR TO WIN. A PURCHASE OR PHOTOGRAPH WILL NOT INCREASE YOUR ODDS OF WINNING.

Term:

The Smithsonian Folkways “Sunny Day” mask contest begins September 30th 2010 and ends Tuesday, December 15, 2010, at 5pm Eastern Standard Time (EST). By submitting an entry, each contestant agrees to the rules of the contest and states that they are 18 years old and older or have permission from a parent and/or guardian to enter. Prize eligibility subject to verification. Winners who are under 18 years of age must provide proof of parent or guardian permission in order to be eligible to receive prizes.

Who may enter:

U.S. residents ages 18 and over or minors who have written permission from a parent or guardian—except for individuals affiliated with the Smithsonian Institution, including employees, Regents, trustees, interns, volunteers, fellows, research associates and their immediate families (children, siblings and spouses) and others living in their households—are eligible. *Smithsonian Folkways* will determine winners' eligibility. “Immediate family members” shall mean spouse, parents, step-parents, legal guardians, children, step-children, siblings and step-siblings and each of their respective spouses.” Household members” shall mean those people who share the same residence at least three months a year.

What to enter:

To enter, you must do one of the following:

- 1) Submit an e-mail to SmithsonianFolkways@SI.EDU with the subject “Sunny Day Mask Contest!” and include the photograph of a person wearing the handmade mask or the mask itself designed and created by the entrant, the entrant’s name, age, mailing address, and telephone number. If you submitted the photo to the [“Sunny Day” Flickr Group](#), include a link to the photo on the [“Sunny Day” Flickr Group](#). If you prefer not to use Flickr but still want to submit your photo, attach the image as a .jpg or .gif to your email. Files larger than 2MB will not be accepted.
- 2) Alternately, if you do not want to send us your photograph, you may mail a 3x5 card in an envelope with your name, age, e-mail address, mailing address, and telephone number to:

“Sunny Day Contest”
Smithsonian Folkways Recordings
PO Box 37012
Capital Gallery 2001, MRC 520
Washington, DC 20013-7012

Important note for minor entrants: Regardless of entry method, if the entrant is a minor, the entry also must contain the name, phone number, and mailing address for the entrant’s parent or guardian who has given consent.

Entry deadline:

All entries must be received by Smithsonian Folkways by 5 p.m. Eastern Time, Tuesday, December 15, 2010.

Selection of Winners:

Winners will be drawn at random by Smithsonian Folkways on or around December 17th, 2010 .

Prizes:

Grand Prizes (3): - Three randomly selected winner will win an original mask designed and created by Storey Littleton (Elizabeth Mitchell’s daughter and band member), an autographed [Sunny Day](#) CD, and autographed [Sunny Day](#) poster. Approximate retail value \$100.

Additional Prizes (10): Ten additional, randomly selected winners will receive one autographed copy of the *Sunny Day* CD and one autographed [Sunny Day](#) poster. Approximate retail value \$30

Winners will be notified via e-mail address provided. If Smithsonian Folkways Recordings is unable to contact a potential winner by e-mail within five (5) business days from the first contact attempt, or if a potential winner has not, or does not comply with these Official Rules, then such person shall be disqualified an alternate winner may be selected in accordance with these Official Rules as determined in Smithsonian’s sole discretion. Winners may waive their right to receive prizes. Prizes are nonassignable and nontransferable. No substitutions allowed by winner. Prizes and individual components of

prize packages are subject to availability and the Smithsonian reserves the right to substitute prizes of equal or greater value. Winners must sign an affidavit, or other proof of eligibility, and license before they may receive the prize. Prizes will be mailed within 4 weeks of verification of winner's eligibility.

General Conditions:

By entering a contest, you conclusively are deemed to have agreed to be bound by these contest rules.

One entry per person. Multiple entries void.

The contest is void where prohibited or restricted by law. The Smithsonian reserves the right to cancel the contest or modify these rules at its discretion. Decisions of the Smithsonian will be final.

Odds of winning depends on number of entries received.

Submitting a photograph or posting a photograph onto Flickr will not increase your chance of winning. If you submit an appropriate and relevant photograph, Smithsonian will add the photograph to the "[Sunny Day](#)" Flickr Group. By submitting a photograph, you waive your privacy rights in your photograph; you acknowledge that members of the public may comment, rate, or flag your photograph on Flickr and that that comments or ratings that you disagree with or are unhappy about may be published or otherwise become associated with your photograph. Do not submit or post a photograph on the "[Sunny Day](#)" Flickr Group with a recognizable image of a person in your photo without the person's permission (and the permission of the person's parent or guardian if the person is a minor), the mask maker's permission, or the photographer's permission. A sample release is available [here](#).

If you submit a photograph, you may crop it. But the Smithsonian does not want digitally or otherwise enhanced or altered photos. Minor adjustments, including spotting, dodging and burning, contrast and slight color adjustment or the digital equivalents, are acceptable. If a photographer has obviously altered his or her photo, the Smithsonian reserves the right to remove the photo from the Flickr group and/or will not post the photo.

Winners give the Smithsonian Institution, its regents, and employees, and volunteers, Elizabeth Mitchell, her husband Daniel Littleton, and their daughter Storey (the Contest Parties), perpetual and irrevocable permission to use winners' names, likenesses (and biographical information), and any photographs entered, in whole or part, in any media now existing or subsequently developed, for any educational, promotional, publicity, exhibition, archival, scholarly purpose, and all other standard Smithsonian purposes without further compensation or right of approval, unless prohibited by law; by submitting a photograph or photographs, you represent and warrant that the photographs do not infringe on any copyright, trademark, property rights, rights of privacy or publicity of any person and that you have sufficient rights to give the above permission to the Contest Parties. You further acknowledge and agree that the Smithsonian shall have no obligation to post, display, or otherwise make publicly available any photograph that you submit.

All taxes, costs, or other expenses resulting from acceptance of prize are the responsibility of winners.

Waiver and Limitation of Liability:

By accepting prizes, winners, and their parents/legal guardians, agree to hold the Contest Parties harmless against any and all claims and liability arising out of use or redemption of prize. Contest Parties are not responsible for lost or late mail, or for technical, hardware or software malfunctions, lost or unavailable network connections, or failed, incorrect, inaccurate, incomplete, garbled or delayed electronic communications whether caused by the sender or by any of the equipment or programming associated with or utilized in this contest, or by any human error which may occur in the programming of this contest. In no event will Contest parties be liable for more than the stated number of prizes above. If, in the Smithsonian's opinion, there is any suspected evidence of tampering with any portion of the contest, or if technical difficulties compromise the integrity of the contest, the Smithsonian reserves the right to modify the contest in a manner deemed reasonable by the Smithsonian, at the Smithsonian's sole discretion.

By entering this contest, all participants, and their parents/legal guardians, waive all rights to claim punitive, incidental and consequential damages, attorneys' fees or any damages other than actual out-of-pocket costs incurred to enter.