

## 2016 STREAMY AWARDS

### VOTING RULES

**THE FAN VOTE:** Fans will have the opportunity to vote and select the winners of the Entertainer of the Year Award (“Entertainer Award”) and the Show of the Year Award (“Show Award”) to be given at the 2016 Streamy Awards. The 6<sup>th</sup> Annual Streamy Awards ceremony will be held on October 4, 2016 (the “Awards Ceremony”) and will be simultaneously live-streamed starting at 6:00 p.m. Pacific Standard Time (“PST”) / 9:00 p.m. Eastern Standard Time.

**ELIGIBILITY:** Anyone with a valid Facebook account and/or Twitter account can vote regardless of location. You must have a Facebook account to vote online or a Twitter account to vote via Twitter.

**VOTING PERIOD:** You can cast votes to determine the winners of the Entertainer Award and the Show Award (collectively, the “Awards”) by either voting method described below starting September 21, 2016, at 9:00:01 a.m. PST and continuing until October 4, 2016, at 11:59:59 a.m. PST (the “Voting Period”).

**HOW TO VOTE:** There are two (2) potential ways for you to cast votes for the winner of the Entertainer Award and the winner of the Show Award: (1) online at [www.streamys.org/vote](http://www.streamys.org/vote); and/or (2) via Twitter by mentioning specific key words and hashtags as described below in a tweet published on your Twitter account. Both voting methods are further described below:

1. **Online Voting:** You can vote online at [www.streamys.org/vote](http://www.streamys.org/vote) (“Voting Website”) using your computer, tablet, or mobile device during the Voting Period. Votes cannot be submitted (or counted) unless the Voting Period is open.
  - When you arrive on the Voting Website, you will be prompted to select the Award for which you would like to vote - the Entertainer Award and the Show Award. Click on the button for the Award for which you wish to vote.
  - Once you have selected an Award, you will be taken to the page for that Award where you will see the names/titles and photos/icons with corresponding vote buttons (“Vote Button(s)”) for all of the eligible nominees for that Award (“Voting Page”).
  - Before you can vote, you will be asked to accept the “Terms and Conditions” governing this vote. Your vote will not be processed if you do not accept the Terms and Conditions.
  - To cast a vote for either Award, you must be registered with and logged into your Facebook account. Your Facebook account may be either public or private, as you may elect in your sole discretion.
    - If you are registered with and logged into your Facebook account, you may vote by clicking the Vote Button for the nominee you select. A confirmation window will open, and by clicking “Confirm Vote,” your vote will be officially submitted.
    - If you click the “Confirm Vote” Button and are not logged into your Facebook account, you will then be served with a Facebook log-in page where you will need to enter your e-mail address and password to log in to Facebook. Once you are logged in, your vote will be officially submitted.
    - If you do not currently have a Facebook account, you will not be able to vote on the Voting Website at all unless you register for a Facebook account (go to Facebook.com to register). Registration on Facebook is free.

- When your vote has been submitted, you will see a “Thanks for Voting!” screen which will offer you the opportunity to take one of the following actions:
  - Share on Twitter
    - If you click the “Share on Twitter” button and are registered with and logged into Twitter, you will be presented with a pre-populated message announcing the nominee for whom you just voted (“Tweet”). Publishing this Tweet **WILL** count as another vote for your selected nominee, subject to all other vote restrictions and limitations.
      - If you want to change your vote, you can change the Twitter message in accordance with the instructions in Paragraph 2 below.
      - If you don’t want to cast another vote for that nominee, cancel the Tweet.
    - If you click the “Vote on Twitter” button and are not logged into Twitter, you will be asked to log in to your Twitter account.
    - If you do not currently have a Twitter account, you will not be able to vote via Twitter unless you register for a Twitter account (go to Twitter.com to register). Registration on Twitter is free.
    - You may also submit votes directly on Twitter (without first voting online) by writing and posting messages from your Twitter account in accordance with the instructions in Paragraph 2 below.
  - Vote Again for the Same Award
    - If you click the “Vote Again” button, a second vote will be counted for the nominee for whom you just voted.
    - If you do not want to cast another vote for that nominee, click the “All Category” button.
    - You may cast up to 100 votes per day per Award on the Voting Website.
  - Vote for the Other Award
    - If you click on the “Next Category” button, you will be taken to the Voting Page for the other Award where you will see the names/titles, photos/icons, and corresponding Vote Buttons for all of the eligible nominees for that Award and can cast a vote in accordance with the procedure set forth above.
  - Share Your Vote on Facebook
    - If you click the “Share on Facebook” button, you will be presented with the Facebook message box where you can compose a post and share your vote on your Facebook timeline.
    - Publishing this post on your Facebook timeline **does NOT** count as an additional vote.

2. Twitter Voting: To cast your vote directly through Twitter, you must be registered with and logged into Twitter. Your Twitter account must be set to Public.

- You may cast a vote for an Award by composing a message containing the following required key word elements and publishing it from your Twitter account (“Tweet Vote”):
  - The name of the nominee for the Award for whom you wish to vote;
  - Any form of the word “vote” (e.g., vote, voting, voted, etc.);
  - The official hashtag for the Streamy Awards: #Streamys

An example of a valid Tweet Vote would be:

*I just voted for John Smith for #Streamys Entertainer of the Year!*

- Only Tweet Votes published during the Voting Period that comply with the foregoing instructions and include the required elements will be counted as valid votes.
- If multiple nominee names are included in a Tweet Vote, the vote will be disqualified, and no vote will be counted.
- If you re-tweet a third party’s valid Tweet Vote, it will count as a valid Tweet Vote by you, subject to the same rules for ordinary Tweet Votes set forth herein.
- Tweet Votes must comply with all other Twitter requirements (e.g., number of characters, etc.) and may not include any derogatory, defamatory, or obscene language or images.
- If you do not currently have a Twitter account, you will not be able to vote unless you register for a Twitter account (go to [Twitter.com](https://twitter.com) to register). Registration on Twitter is free.

#### **VOTING RESTRICTIONS:**

You may cast up to one hundred (100) votes per Award per day per voting method (midnight PST to 11:59:59 p.m. PST).

- If you are using the Online Voting method, once you hit your vote limit for a particular Award, that Award will be unavailable for further voting on the Voting Website until the next day.
- If you are using the Twitter Voting method, additional Tweet Votes for an Award that exceed the applicable limit for that Award in a given day will not be counted as valid votes.

Voting is free, except for standard internet access charges which may apply if you are using a web browser or standard data charges which may apply if you are voting via your mobile device.

Any attempt to deliberately undermine, circumvent, or manipulate the legitimate operation of the vote process is strictly prohibited, including, without limitation, use of fraudulent, robotic, or ghost Facebook or Twitter accounts, use of multiple email addresses to set up multiple Facebook or Twitter accounts, and/or automated voting scripts, programs, or macros. Tubefilter, Inc. and dick clark productions, inc. (“Producers”) reserve the right to disqualify the votes from any individuals/entities that they suspect or find: (a) to have engaged in manipulated and/or inauthentic voting practices; (b) to have tampered with the voting process; or (c) to be acting in an unsportsmanlike or disruptive manner or with intent to annoy, abuse, threaten, or harass any other person. Producers are not responsible for technical, hardware, software, or telephone malfunctions of any kind, lost, or unavailable network connections, or failed, incorrect, incomplete, inaccurate, garbled, or delayed electronic communications or for any of the equipment or programming associated with or utilized in the voting process or by any human error which may occur in the tabulation of votes. Producers reserve the right to change, alter, or modify the voting procedures, eligibility, methods, rules, and/or period at any time during the Voting Period and will post any changes in a timely manner on the Voting Website.

## **VOTING RESULTS:**

The total number of votes submitted during the Voting Period for each Award will be tabulated, and the nominee receiving the highest total number of valid votes for the Award for which he, she or it was nominated will be declared the winner of that Award.

The winners of the Awards will be announced during the Awards Ceremony. Results will also be posted online after the live streaming broadcast on the Voting Website.

If the voting process is interrupted for any reason, is found to have been tampered with in any way, or for any other reason that Producers believe to be reasonably necessary (for example, in instances of infection by computer virus, bugs, tampering, unauthorized intervention, fraud, technical or system failures or disruption, 'Acts of God' or terrorist attacks, or any other causes beyond our control), Producers reserve the right to select the winners of the Awards and may take into consideration the number of votes received by any nominee up until the time of the interruption or cancelation of the voting process.

**RELEASE:** By participating in the vote for the Awards, you agree to release and hold harmless Producers and each of their respective subsidiaries, affiliates, suppliers, licensees, distributors, and assigns, and each of their respective parent companies, subsidiaries, and affiliates and each of the foregoing's officers, directors, employees, and agents (collectively, the "Released Parties") from and against any claim or cause of action, including, but not limited to, personal injury, death, or damage to or loss of property, arising out of your participation in the voting process and/or in any way related to the Awards or the Awards Ceremony.

**GENERAL CONDITIONS:** Producers reserve the right, in their sole discretion, to (i) cancel, suspend, and/or modify any one (1) or more of the voting methods for the Awards if any fraud, technical failures, human error, or any other factor impairs the integrity or proper functioning of the voting process, as determined by Producers in their sole discretion; (ii) disqualify any individual they find to be tampering with the voting process or to be acting in violation of these Rules or acting in an unsportsmanlike or disruptive manner; and/or (iii) to change these Rules at any time during the Voting Period. Any attempt by any person to deliberately undermine the legitimate operation of the voting process may be a violation of criminal and civil law. Should a person make such an attempt, Producers reserve the right to seek damages from such person to the fullest extent permitted by law. Any failure to enforce any term of these Rules shall not constitute a waiver of Producers' rights or this provision.

**LIMITATIONS OF LIABILITY:** The Released Parties are not responsible for: (i) any incorrect or inaccurate information, including, without limitation, that is the result of any printing errors or by any of the equipment or programming associated with or utilized in any of the voting methods and whether caused by Producers, platform providers, or voters; (ii) technical failures of any kind, including, but not limited to, malfunctions, interruptions, or disconnections in phone lines or network hardware or software; (iii) unauthorized human intervention in any part of the voting process; (iv) technical or human error which may occur in the administration of the voting process or the counting of votes; or (v) any injury or damage to persons or property which may be caused, directly or indirectly, in whole or in part, from your participation in the voting process.

**DISPUTES:** By participating in the voting process, you agree that: (i) any and all disputes, claims, and causes of action arising out of or connected with the voting process and/or the selection of the winners of the Awards shall be resolved individually without resort to any form of class action and exclusively by the state or federal court located in Los Angeles County, California, having jurisdiction over the claim; (ii) any and all claims, judgments, and awards shall be limited to actual out-of-pocket costs incurred and but in no event shall include attorneys' fees; and (iii) under no circumstances will you be permitted to obtain awards for, and you hereby waive 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 Rules shall be governed by, and construed in accordance with, the laws of the State of California without giving effect to any choice of law or conflict of law rules (whether of the State of California or

any other jurisdiction), which would cause the application of the laws of any jurisdiction other than the State of California.

Although you may use Facebook and/or Twitter in the voting process and/or to share your vote(s), the Streamy Awards are in no way sponsored, endorsed, or administered by, or associated with Facebook or Twitter.