

## 2018 STREAMY AWARDS

### CREATOR OF THE YEAR AWARD AND SHOW OF THE YEAR AWARD

#### Voting Rules (“Rules”)

**THE FAN VOTE:** Fans will have the opportunity to vote and select the winners of the Creator of the Year Award (“Creator Award”) and the Show of the Year Award (“Show Award”) to be given at the 2018 Streamy Awards ceremony (“Awards Ceremony”) which will be held on October 22, 2018 (“Event Date”) and simultaneously live-streamed on YouTube starting at 6:00 p.m. Pacific (“PT”) / 9:00 p.m. Eastern Time.

**ELIGIBILITY:** Anyone with a valid Twitter account can vote regardless of location.

**VOTING PERIOD:** You can cast votes to determine the winners of the Creator Award and the Show Award (collectively, the “Awards”) during the period starting October 8, 2018, at 9:00:00 a.m. PT and continuing through October 19, 2018, at 8:59:59 p.m. PT (the “Voting Period”).

**HOW TO VOTE:** The votes for the winner of the Creator Award and the winner of the Show Award will be conducted using the Twitter website, platform, application, and/or service (“Twitter Service”) as follows:

- In order to vote, you must be registered with Twitter and logged into your Twitter account.
- Your Twitter account must be set to Public.
- 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 to register). Registration on Twitter is free.
- To cast a vote for an Award, you must compose a message that contains the official hashtag assigned to the nominee for the Award for whom you wish to vote (as set forth below) and publish it from your Twitter account (“Tweet Vote”).
- The official hashtag for the nominees for each Award to be included in your Tweet Vote are set forth below:

CREATOR OF THE YEAR AWARD	
NOMINEE	OFFICIAL HASHTAG
Casey Neistat	#CaseyForStreamys
David Dobrik	#DavidForStreamys
Dolan Twins	#DolanForStreamys
Liza Koshy	#LizaForStreamys
Shane Dawson	#ShaneForStreamys
Ninja	#NinjaForStreamys
Gabbie Hanna	#GabbieForStreamys
Safiya Nygaard	#SafiyaForStreamys
Emma Chamberlain	#EmmaForStreamys
Andrei Terbea	#AndreiForStreamys

SHOW OF THE YEAR AWARD	
NOMINEE	OFFICIAL HASHTAG
Good Mythical Morning	#GMMForStreamys
REACT	#REACTForStreamys
Rooster Teeth	#RoosterTeethForStreamys
The Phillip De Franco Show	#DeFrancoShowForStreamys
The Try Guys	#TryGuysForStreamys
The Young Turks	#TYTForStreamys
Blippi	#BlippiForStreamys
Yappie	#YappieForStreamys
F2 Finding Football	#F2ForStreamys
Escape the Night 3	#ETN3ForStreamys

- An example of a valid Tweet Vote would be:

*I just voted for Casey Neistat #CaseyForStreamys for Creator 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.
- You may only vote for one (1) Award in a Tweet Vote. If multiple nominee hashtags are included in a Tweet Vote (whether for the same Award or for different Awards), that Tweet Vote will be disqualified and will not 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.

#### **VOTING RESTRICTIONS:**

You may cast one (1) Tweet Vote per Award per day (midnight PT to 11:59:59 p.m. PT). More than one (1) Tweet Vote for an Award per day will not be counted.

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 Twitter accounts, use of multiple email addresses to set up multiple Twitter accounts, and/or automated voting scripts, programs, or macros. Tubefilter, Inc. and dick clark productions, llc ("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 (i) technical, hardware, software, or telephone

malfunctions of any kind; (ii) lost or unavailable network connections; (iii) the failure or unavailability of the Twitter Service; (iv) any issues or inaccessibility of your Twitter account or your inability to register for a Twitter account; (v) failed, incorrect, incomplete, inaccurate, garbled, or delayed electronic communications, including Tweet Votes; (vi) any of the equipment or programming associated with or utilized in the voting process and/or the Twitter Service; and/or (vii) any electronic and/or 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 Streamy Awards website located at [www.streamys.org](http://www.streamys.org) ("Streamys Website").

#### **VOTING RESULTS:**

The total number of Tweet Votes submitted during the Voting Period for each Award will be tabulated, and the nominee receiving the highest total number of valid Tweet 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 on the Streamys Website after the end of the Awards Ceremony.

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 Tweet Votes received by any nominee up until the time of the interruption or cancellation 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 parent companies, subsidiaries, and affiliates and each of the foregoing's officers, directors, members, managers, 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 the voting process 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 used in the voting process and whether caused by Producers, the Twitter Service, or voters; (ii) technical failures of any kind, including, without limitation,

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.

**DISCLAIMER:** Notwithstanding the fact that the Awards Ceremony will be live streamed on YouTube this year and that the voting process for the Awards is being conducted using the Twitter Service, neither the Streamy Awards nor the vote for the Awards is sponsored, endorsed, or administered by, or associated with Twitter or YouTube.