

Buchanan's Native Plants – Buchanan's Fall Sweepstakes

NO PURCHASE OR PAYMENT OF ANY KIND IS NECESSARY TO ENTER OR WIN. OPEN ONLY TO ELIGIBLE RESIDENTS OF THE FIFTY (50) UNITED STATES OR THE DISTRICT OF COLUMBIA WHO, AS OF THE TIME OF ENTRY ARE AT LEAST EIGHTEEN (18) YEARS OLD.

Buchanan's Fall Sweepstakes IS VOID WHERE PROHIBITED OR RESTRICTED BY LAW AND IS SUBJECT TO ALL APPLICABLE FEDERAL, STATE AND LOCAL LAWS AND REGULATIONS.

SPONSOR: Buchanan's Fall Sweepstakes is sponsored by Buchanan's Native Plants : 713-861-5702

Any sweepstakes or giveaway run by Buchanan's Native Plants is in no way sponsored, endorsed, or administered by Facebook or any third-party social platform. Any questions, comments or complaints about the current Buchanan's Fall Sweepstakes will be directed to Buchanan's Native Plants.

HOW TO ENTER: NO PURCHASE NECESSARY AND NO ENTRY FEE, PAYMENT OR PROOF OF PURCHASE IS NECESSARY TO PARTICIPATE.

To enter you may use one of three methods. Limit one (1) entry per entrant, provided that entrants may receive additional opportunities to submit entries by sharing a unique URL provided by Buchanan's Native Plants with friends who use it to enter the Sweepstakes. Entrants must comply with all applicable laws and third-party terms of use when sharing the URL. When sharing the URL, entrants must include a statement substantially similar to the following: "Help me earn an additional entry by using my link to enter the Buchanan's Fall Sweepstakes." Entrants will receive one (1) additional

entry for every "Referred Entrant." A "Referred Entrant" is an individual who is eligible for the Sweepstakes and submits a valid entry to the Sweepstakes by clicking the entrant's unique URL. Buchanan's Native Plants will text an entrant when such entrant has received an additional entry. Entries generated by script, macro, or other automated means are void.

Entry Method 1: Text

The first method of entry requires you to text Plant to (833) 356 - 3833. You will be asked to enter your zip code and then will receive a thank you message with a link to an online form you must fill out to complete the entry. Stay tuned for updates and promotions. By texting Plant to (833) 356 - 3833 you've signed up to receive recurring automated text message updates from Buchanan's Native Plants and Buchanan's Native Plants advertising partners. Your consent to receive automated text messages is not a condition of any purchase. After the Sweepstakes ends you will continue to only receive texts for updates and promotions. Message and data rates may apply. Reply HELP for help, STOP to cancel. You can view Buchanan's Native Plants of Use and Privacy Policies at the following links: Buchanan's Native Plants (txttoi.com)

Entry Method 2: Online

The second method requires you to fill out and submit the form found online at: Buchanan's Native Plants Giveaway (texttaponit.com). Upon submitting the online form, you will receive a text from Buchanan's Native Plants asking you to enter your ZIP CODE. You must respond in order to complete the entry. Stay tuned for updates. By submitting the online form, you've signed up to receive recurring automated text message offers from Buchanan's Native Plants and Buchanan's Native Plants advertising partners.

Your consent to receive automated text messages is not a condition of any purchase.

After the contest ends you will continue to only receive texts for updates and promotions from Buchanan's Native Plants. Message and data rates may apply. Reply HELP for help, STOP to cancel. You can view Buchanan's Native Plants Terms of Use and Privacy Policies at the following link: Buchanan's Native Plants (txttoi.com)

Entry Method 3: Mail-in

For the third method of entry, legibly hand print your full name, your complete valid postal address (including zip code), date of birth, telephone number, and valid e-mail address on a 3 1/2" x 5" card and mail it, in a #10 envelope with proper postage affixed, to: 611 East 11th Street, Houston, TX 77008.

Maximum one (1) entry card will be accepted per stamped outer mailing envelope. Mail-in entries must be postmarked by the last day of the Entry Period and received by 12/15/23. Postcards not received by the Mail-in Entry Deadline will be disqualified. The Buchanan's Native Plants Parties assume no responsibility for lost, late, incomplete, stolen, misdirected, illegible or postage-due entries or mail, all of which will be void. No mechanically reproduced entries permitted. All entries become the property of Buchanan's Native Plants, and none will be acknowledged or returned. Proof of mailing does not constitute proof of delivery.

ELIGIBILITY: By participating in the contest, you agree to be fully and unconditionally bound by these rules, and you represent and warrant that you meet the eligibility requirements set forth herein. In addition, you agree to accept the decisions of Buchanan's Native Plants as final and binding as it relates to the contest.

You must be 18 years of age or older at time of entry to be eligible for the contest and a resident of one of the fifty (50) United States or District of Columbia.

Employees of Buchanan's Native Plants, its parent, affiliates, subsidiaries, and promotional agencies, and immediate family members of each (spouse, parent, child, sibling, and their respective spouses, regardless of where they live) or persons living in the same households of such employees, whether related or not, are not eligible.

ENTRY PERIOD: The Sweepstakes begins on 11/1/2023 and ends on 12/20/23.

Buchanan's Native Plants computer clock is the official timekeeping device of the Contest.

PRIZE: One (1) winner will receive. \$150 gift card, chiminea and 1 package of firewood.

ODDS OF WINNING: This is a game of chance. The odds of winning depend upon the number of eligible entries received.

WINNER SELECTION AND NOTIFICATION: The winner of the Sweepstakes will be announced by 12/30/23. Due to the number of entries, only the winner will be notified.

The winner will be notified by phone and e-mail at the phone number and email address provided on the potential winner's entry.

The potential winner's right to receive the prize is subject to verification of eligibility, including verification of age and residency. Buchanan's Native Plants also reserves the right to conduct a background check on any potential winner and reserves the right in its sole discretion to disqualify any person and revoke any prize award based on the results of such background check if Buchanan's Native Plants determines in its sole discretion that the award of a prize or prize-related benefits to such person might reflect

negatively on Buchanan's Native Plants or any other Buchanan's Native Plants Parties or create an unacceptable security or liability risk.

If a potential winner is determined to be ineligible, is otherwise disqualified by Buchanan's Native Plants, or does not respond to Buchanan's Native Plants first attempted notification within 48 hours, Buchanan's Native Plants reserves the right to disqualify that potential winner and, if time permits, select an alternate potential winner in a random drawing from among all remaining eligible entries. If a potential winner is disqualified and there is no time reasonably to select a substitute winner, Buchanan's Native Plants reserves the right not to select a substitute winner and to retain the related prize package.

PUBLICITY: Except where prohibited, by entering any contest, you agree that Buchanan's Native Plants, anyone acting on behalf of Buchanan's Native Plants, or its respective licensees, successors and assigns will have the right, where permitted by law, without any further notice, review or consent to print, publish, broadcast, distribute, and use, worldwide in any media now known or hereafter in perpetuity and throughout the world, your entry, including, without limitation, the entry itself and the winner's name, biographical information, portrait, picture, voice, likeness, image or statements made by the winner about the contest, as news, publicity or information and for trade, advertising, public relations and promotional purposes without any further compensation to the winner.

LIMITATIONS OF LIABILITY: By entering the contest, you agree to release and hold harmless Buchanan's Native Plants and its subsidiaries, affiliates, advertising and promotion agencies, partners, representatives, agents, successors, assigns,

employees, officers and directors (collectively, the “Buchanan’s Native Plants Parties”) 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) your participation in the contest and/or your acceptance, possession, use, or misuse of any prize or any portion thereof, (ii) technical failures of any kind, including but not limited to the malfunctioning of any computer, cable, network, hardware or software; (iii) the unavailability or inaccessibility of any transmissions or telephone or Internet service; (iv) unauthorized human intervention in any part of the entry process or the Buchanan’s Native Plants Sweepstakes; or (v) electronic or human error which may occur in the administration of the contest or the processing of entries, including, without limitation, incorrect, delayed or inaccurate transmission, winner notifications, prize claims or other information or communications relating to the Sweepstakes , or the failure to capture or transmit any such information or any errors in these Rules. In the event of any ambiguity or error(s) in these Rules, Buchanan’s Native Plants reserves the right to clarify or modify these Rules however it deems appropriate to correct any such ambiguity or error(s). If due to an error or for any other reason, more legitimate prize claims are received than the number of prizes stated in these Rules, Buchanan’s Native Plants reserves the right to award only one (1) prize from a random drawing from among all eligible claimants. In no event will more than the stated number of prizes (i.e., one prize package) be awarded.

LEGAL WARNING: ANY ATTEMPT BY AN INDIVIDUAL, WHETHER OR NOT A PARTICIPANT, TO DELIBERATELY UNDERMINE THE LEGITIMATE OPERATION OF THE CONTEST IS A VIOLATION OF CRIMINAL AND CIVIL LAWS, AND SHOULD

SUCH AN ATTEMPT BE MADE, Buchanan's Native Plants RESERVES THE RIGHT TO SEEK DAMAGES AND PURSUE ALL OTHER REMEDIES AGAINST ANY SUCH INDIVIDUAL TO THE FULLEST EXTENT PERMITTED BY LAW.

Buchanan's Native Plants may prohibit an entrant from participating in the Sweepstakes or winning the prize if, in its sole discretion, it determines that said entrant is attempting to undermine the legitimate operation of the promotion by cheating, deception, or other unfair playing practices (including the use of automated quick entry programs) or intending to annoy, abuse, threaten or harass any other entrants or any Buchanan's Native Plants Parties.

YOU ALSO AGREE THAT TO THE FULLEST EXTENT PERMITTED BY LAW: (I) UNDER NO CIRCUMSTANCES WILL YOU BE PERMITTED TO OBTAIN ANY AWARD FOR, AND YOU HEREBY KNOWINGLY AND EXPRESSLY WAIVE ALL RIGHT TO SEEK, PUNITIVE, INCIDENTAL, CONSEQUENTIAL OR SPECIAL DAMAGES, LOST PROFITS AND/OR ANY OTHER DAMAGES, AND/OR ANY RIGHT TO HAVE DAMAGES MULTIPLIED OR OTHERWISE INCREASED, IN ANY ACTION ARISING OUT OF OR CONNECTED WITH THE CONTEST OR ANY PRIZE AWARDED; AND (II) YOUR REMEDIES ARE LIMITED TO A CLAIM FOR YOUR OUT-OF-POCKET EXPENSES OF PARTICIPATION IN THE Contest (IF ANY).

Buchanan's Native Plants RESERVATION OF RIGHTS: If the Sweepstakes is not capable of running or being fulfilled as planned for any reason, including without limitation, as a result of war, natural disasters or weather events, labor strikes, acts of terrorism, pandemic infection, or other force majeure event or infection by computer virus, bugs, tampering, unauthorized intervention, fraud, technical failures, or any other

causes which corrupt or affect the administration, security, fairness, integrity, or proper conduct and fulfillment of the Sweepstakes, Buchanan's Native Plants reserves the right, at its sole discretion, to modify, suspend, or cancel the Sweepstakes. In the event of cancellation, Buchanan's Native Plants reserves the right to select a winner from a random drawing from among all non-suspect, eligible entries received as of the date of cancellation.

PRIVACY: Any personally identifiable information collected during an entrant's participation in the Sweepstakes will be collected and used by Buchanan's Native Plants and its designees (i) for the administration and fulfillment of the Sweepstakes, (ii) as otherwise described in these Rules, (iii) as set forth in Buchanan's Native Plants privacy policy available at [PRIVACY POLICY LINK](#), and (iv) to send entrants Buchanan's Native Plants newsletters and offers which may be of interest to entrant. To unsubscribe from Buchanan's Native Plants commercial e-mail lists, use the unsubscribe link in any commercial e-mail message you receive.

Receipt of commercial communications from Buchanan's Native Plants, including the receipt of any text messages or commercial e-mail messages, is not a requirement to participate in this Sweepstakes and will not affect your eligibility to win.

WINNER LIST: For the name of the winner, send an email to [BUSINESS EMAIL](#) with Buchanan's Fall Sweepstakes in the subject line. Requests must be received no later than sixty (60) days after the end of the entry period.