

## John F. Hotchkis Banner Conductor at the Hollywood Bowl Opportunity Silent Auction Rules

John F. Hotchkis Banner Conductor at the Hollywood Bowl is an opportunity to conduct the Star Spangled Banner at the Hollywood Bowl before one Tuesday or Thursday evening classical concert (TBD) to be solely determined by the LA Phil, during the Hollywood Bowl Summer 2020 season.

By bidding in the LA Phil's silent auction, each bidder agrees to the following auction rules:

- The John F. Hotchkis Banner Conductor at the Hollywood Bowl Opportunity (the "Auction Item") will be awarded to the bidder who has the highest bid on the Auction Item upon the close of the auction (hereinafter, the "Winning Bidder").
- The auction will commence as of Friday, October 18, 2019 at 4:00pm PST and will close as of Sunday, October 27, 2019 at 11:59pm PST. Bids will be accepted until Sunday, October 27, 2019 at 11:59pm PST. No bids will be accepted after that time.
- The auction will take place during the following events:
  - October 24, 2019 - LA Phil Birthday Gala concert and festivities;
  - October 25, 2019 - Mehta's Mahler concert and festivities;
  - October 26, 2019 - Salonen & Sibelius concert and festivities;
  - October 27, 2019 - Beethoven's Ninth with Dudamel concerts and festivities; and
  - Online at [www.hollywoodbowl.com/hotchkisbanner](http://www.hollywoodbowl.com/hotchkisbanner) and [www.laphil.com/hotchkisbanner](http://www.laphil.com/hotchkisbanner)
- The minimum bid for the Auction Item is **\$10,000 (TEN THOUSAND DOLLARS)**.
- All sales are final. There will be no exchanges or refunds. All items are "as is." LA Phil has attempted to describe and catalog the Auction Item correctly, but neither warrants nor represents and in no event shall be responsible for the correctness of descriptions, genuineness, authorship, provenance or condition of the Auction Item. No statement made in these rules or made orally at the auction or elsewhere, shall be deemed such a warranty, representation, or assumption of liability.
- The fair market value of the Auction Item is \$0. The Auction Item has not been appraised unless so noted. The amount you pay above this fair market value

estimate is normally tax deductible as a charitable contribution to the extent allowed by law. Please consult your tax adviser to clarify the amount of the deduction.

- Any travel, lodging, tickets or parking associated with the Auction Item and the corresponding concert are not included as part of the Auction Item. The Winning Bidder shall be solely responsible for any and all travel, lodging, tickets and parking associated with the Auction Item and the corresponding concert.
- Payment for the Auction Item purchased must be made to the LA Phil in full within 60 days from the close of the auction. The LA Phil accepts, MasterCard, Visa, Discover, American Express, or a check made payable to LA Phil.
- Following receipt of the Winning Bidder's payment, the LA Phil will be in contact with the Winning Bidder to provide further details about the Auction Item.
- The LA Phil reserves the right to add or withdraw the Auction Item, without notice, to or from the auction.
- Each person bidding, including the Winning Bidder, assumes all risks and liability related to the auction and the Auction Item. Each bidder, including the Winning Bidder, agrees to hold harmless the LA Phil, their employees, directors, officers, and affiliates from any and all liability arising from and/or related to the auction and/or the Auction Item.