EMPIRE CITY CASINO
BY MGM RESORTS

# OFFICIAL RULES

Earn Up / Step Up
Promotion
Sundays and Tuesdays
November 2026

1. Empire City Casino by MGM Resorts will host the Earn Up/Step Up Promotion on Sundays and Tuesdays in November.

2. Promotional Dates: November 1st, 3rd, 8th, 10th, 15th, 17th, 22nd, 24th, and 29th.

## ENTRANTS

3. MUST BE AN MGM REWARDS MEMBER TO PARTICIPATE. MGM Rewards membership is free to all patrons who are 21 years of age or older, unless excluded from eligibility as outlined in TERMS AND CONDITIONS. NO PURCHASE NECESSARY.

4. Participants may receive information about this promotion in several ways including but not limited to their monthly mailer and traditional advertising methods.

5. Invitation for this event is based on rated play.

## KIOSK GAME CONDUCT

1. On kiosk game dates, invited MGM Rewards members can earn up to $860 *FREEPLAY*® by earning SLOT DOLLARS® each promotional date. SLOT DOLLARS® needed to receive *FREEPLAY*® varies by prize amount.

2. SLOT DOLLARS® must be earned on the promotional date.

3. MGM Rewards members can earn SLOT DOLLARS® by inserting their MGM Rewards Card into any functioning video gaming machine and registering play.

4. Invited and qualified guests may visit a Promotional Kiosk to redeem awards. Members will be required to enter pin number to access promotional awards.

5. Guest may swipe their MGM Rewards card and enter their PIN at any promotional kiosk to participate. Guests must select the correct promotion for the applicable award.

6. All awarded prizes will be *FREEPLAY®*.

7. All prizes must be redeemed on the day in which they are earned.

8. Available awards are based on SLOT DOLLARS® earned on the promotional date. Players will be notified of their available offer. Offer groups include prize ranges:
    a. Prizes ranging from $7 to $92 *FREEPLAY®*.
    b. Prizes ranging from $20 to $265 *FREEPLAY®*.
    c. Prizes ranging from $40 to $520 *FREEPLAY®*.
    d. Prizes ranging from $60 to $860 *FREEPLAY®*.

**PROMOTION TERMS AND CONDITIONS**

9. By participating in the promotion, each participant agrees to and acknowledges that they will abide by the official rules, regulation, and procedures of the promotion.

10. Winners must present their MGM Rewards card and valid government-issued photo identification to participate. In addition, Members must provide proof of their social security number by presenting a social security card or completing a W-9 form or similar document as necessary to comply with federal tax reporting requirements. Winners are responsible for any United States federal, state, or local taxes and/or fees that may be imposed in connection with the acceptance on any prize.

11. A winner payout and release form must be completed by participants and a casino representative prior to awarding any cash or merchandise prizes.

12. In order to process your prize claim, you authorize Empire City Casino by MGM Resorts to collect personal information about you.

13. Empire City Casino by MGM Resorts may require additional information, notarized statements, or other evidence, as it may deem appropriate, to be supplied by a prize winner.

14. No assignment or transfer of prizes allowed. Odds of winning depend on the number of eligible participants.

15. Each prize winner grants to Empire City Casino by MGM Resorts the right to use their name, city of residence, and photograph in order to publicize their winnings. The name and city of residence of prize winners shall be regarded as public information; however, it shall be the policy of Empire City Casino by MGM Resorts not to release the street address or telephone number of the prize winners, except as may be required pursuant to lawful authority or urgent necessity. At the discretion of Empire City Casino by MGM Resorts, photographs of winners may be taken and used for publicity or to compile a photographic record of winners.

16. Each entrant and winner shall indemnify and hold harmless Empire City Casino by MGM Resorts, MGM Yonkers, Inc., Yonkers Racing Corporation, the State of New York and its agents, officers, employees, the division and director and the agents, officers and employees against any damage, loss, claim or liability arising from his or her participation in this promotion. Empire City Casino by MGM Resorts, MGM Yonkers, Inc., and Yonkers Racing Corporation assume no liability of any kind for any property loss or damage or personal injury occurring in connection with any prizes.

17. **Eligibility**. The following persons or categories of persons are not eligible to participate in the promotion or win any prize; any officer or employee of the New York State Division of the Lottery, a principal, key employee or employee of any video lottery gaming agent licensed pursuant to this part, except as may be permitted by the Division for good cause shown, any licensee, registrant, contractor, subcontractor, or consultant, or officer or employee of a contractor, subcontractor, licensee, registrant or consultant, if such person is directly involved in the operation of video lottery gaming, the operation or observation of video lottery gaming or drawings, or the processing of video lottery gaming prize claims or payments, any person subject to a contract with the Division if such contract contains a provision prohibiting such person from purchasing a video lottery gaming ticket or receiving a video lottery gaming prize, any officer or employee of Empire City Casino by MGM Resorts, MGM Yonkers, Inc., Yonkers Racing Corporation, Brian Boru of Westchester, Inc., Delta Electric, or their affiliates or subsidiaries, any spouse, child, brother, sister, or parent of any of the foregoing persons. This section shall not be deemed to prohibit the sale of a video lottery gaming ticket or the payment of a video lottery gaming prize to an officer or employee of the Division or a video lottery gaming agent

or to a contractor, subcontractor, or consultant or to an officer or employee of a contractor, subcontractor, or consultant if such sale or prize payment is not for the individual benefit of such person and is made in connection with an official investigation, audit, or other activity authorized by the Director. Persons who have been evicted from the property or who have requested self-exclusion from the property are not eligible to participate in the promotion. Any such entries are void and prizes will be forfeited automatically.

18. Falsification of any information will result in ineligibility to claim any prize.

19. Empire City Casino by MGM Resorts is not responsible for typographical or printing errors, or any mechanical malfunctions that may occur during a promotion.
    a. During periods of Rewards Kiosk unavailability, Empire City Casino by MGM Resorts will not make available the activation of the following items:
        i. One FREE entry available by visiting any Rewards kiosk, and;
        ii. Invitation to multiply their entries on additional days based on promotion qualifications.

20. Management reserves the right to cancel, change or modify the promotion without notice.

21. Empire City Casino by MGM Resorts Marketing officials will resolve any and all disputed concerning any questions that arise in regard to the promotion. In the event of a dispute, New York State law shall govern. The decisions of Empire City Casino by MGM Resorts officials will be final.

22. For a Winner's List, please send a written request to the below address of visit our MGM Rewards desk. A full list will be available for one (1) week, beginning on the first business day following the end of the promotion period.

    Empire City Casino, Attn: Income Audit
    810 Yonkers Avenue
    Yonkers, NY 10704

23. Valid at Empire City Casino by MGM Resorts. Promotion is void where prohibited.