

RCAF Priority Points Policy

1. **Purpose.** In an effort to develop a system for the Ragin' Cajuns Athletic Foundation (herein referred to as "RCAF") that is fair and transparent in ranking financial supporters of the athletic programs of the University of Louisiana at Lafayette (herein referred to as "Ragin' Cajuns Athletics"), a policy to be known as the RCAF Priority Points Policy (herein referred to as "Points Policy") is herein established. The Points Policy is designed to be an objective measure of financial contributions made by supporters who, by contributing to Ragin' Cajuns Athletics, become members of RCAF. Contributions or gifts, other than to Ragin' Cajuns Athletics, to the University of Louisiana at Lafayette (herein "University") shall also factor into the ranking of RCAF members.
2. **Priority Points.** A points system called Priority Points is herein created which is to be used in the allocation of rights with regard to ticket, parking and post-season ticket opportunities for Ragin' Cajuns Athletics. At the discretion of the RCAF Board of Directors, the points system may be expanded at any time. Priority is to be given to RCAF members based on the accumulation of points earned by them. The goal in the implementation of Priority Points is to properly reward loyalty and support over time and not what is being contributed to RCAF in the current year. Points totals, therefore, shall be cumulative.
3. **Points Calculations.** Points awarded under Priority Points are to be calculated based on longevity as a donor and as a season ticket holder, as well as total financial contribution to both Ragin' Cajuns Athletics and to the University and also including the overall amount of season tickets purchased . Longevity shall be calculated as far back as reliable data exists within the University's databases. In terms of actual points calculations that count toward the accumulation of Priority Points, see the annexed RCAF Priority Points Chart which is made a part hereof by reference.

Priority Points credit shall also be awarded for documented in-kind gifts by RCAF members. In-kind gifts are defined as goods or services that offset an expense otherwise absorbed by Ragin' Cajuns Athletics or RCAF. The amount of Priority Points awarded for in-kind gifts are to be determined by the fair market value of the goods or services which shall be set by RCAF.

With regard to financial contributions not related to direct ticket purchases, points are calculated based on the amount of donations actually received. The only exception to this would be an RCAF member who contributes by pledging contributions through the RCAF's Annual Fund program. Points shall be awarded to the member at the time of pledge; however, the points which were awarded to a member who thereafter fails to fulfill this pledge shall be deducted from the member's points total and the member shall not be able to receive Priority Points for any future pledge. In connection with the calculation of Priority Points for ticket purchases, the calculation may vary based on the sport, venue, or other opportunities being allocated.

Failure to maintain an active membership in RCAF by contributing annually to the RCAF Annual Fund shall result in the loss of all accumulated Priority Points. Rejoining the RCAF thereafter shall allow the recapture of all lost points with the exception of those Priority Points attributed to "Consecutive Years as RCAF Annual Fund Donor".

In addition, the failure of an RCAF member to purchase tickets annually for any sports program shall result in the forfeiture of all accumulated points in that category.

4. **Points Value.** Priority Points are not property, have no tangible value, and RCAF members have no vested rights or rights of ownership with respect to Priority Points. The points awarded shall determine the ranking of RCAF members with regard to ticket, parking and post-season ticket opportunities by quantity and location for the aforementioned sports.
5. **Sale, Transfer or Assignment of Priority Points.** As Priority Points are not property, they may not be sold by any member, and, subject to the following exceptions, may not be assigned to another RCAF member.

- A. **Marriage.** An account where Priority Points have been awarded to a member who is legally married may be placed into an account solely in that spouse's name or may be placed into a single joint account set up for both spouses. Should spouses each have an RCAF account prior to their marriage to each other, they may elect to merge their accounts into a single joint account. Priority Points awarded subsequent to the establishment of the single joint account due to the financial contributions of either spouse or by joint contribution of both spouses shall be placed in said single joint account.
- B. **Divorce.** Should the spouses subsequently divorce, subsequent Priority Points awarded shall no longer be placed into the single joint account but shall be placed in a new account set up for the spouse who was awarded said points for contributions made after the divorce to RCAF. In the absence of an agreement entered into between the spouses during the divorce for allocation of the Priority Points earned by them during their marriage, allocation of the Priority Points earned during the marriage shall be as follows: (1) where only one of the spouses is an RCAF member with an account, Priority Points resulting from all contributions, whether made jointly or separately, shall be allocated solely to the spouse who is the RCAF member; and (2) where the spouses are both RCAF members who have set up a single joint account, the Priority Points in said account shall be allocated equally between the spouses.
- C. **Death.** In the event of the death of an RCAF member, the member's Priority Points shall lapse unless the member is survived by a spouse. All Priority Points shall transfer upon death to the surviving spouse. A donation, will, trust instrument, or other document purporting to transfer points upon death to someone other than the surviving spouse of the deceased RCAF member shall be of no consequence as, again, Priority Points are not property, have no tangible value, and RCAF members have no vested rights or rights of ownership with respect to Priority Points.
- D. **Financial Contribution in name of another.** A financial contribution to RCAF which is given by someone but made in the name of another person, whether or not that person is a member, shall be credited to the RCAF account of the person in whose name the contribution was given. If not a member, an RCAF account shall then be set up in that person's name. The contribution may be the result of a gift or award bestowed on said member.

- E. **Sale/Closure of Business Entity.** A business entity such as a Corporation, Partnership or Limited Liability Company may not transfer its Priority Points to another person or business entity in the event of the sale or closure of said entity except as hereinafter provided.
1. If the business entity has only one shareholder or member, or in the event it has only spouses who are its only shareholders, partners or members, the Priority Points of said entity shall be transferred into the existing account of said shareholder or member or into the existing joint account of the shareholders, partners or members. If there is no account set up for said shareholder(s), partners or member(s), an account shall be set up and the Priority Points shall thereafter be transferred.
 2. If the business entity has multiple shareholders, partners or members, the Priority Points of said entity shall remain in its account with RCAF unless said entity provides in writing to RCAF its decision to allow the Priority Points to be transferred to the account of one of its shareholders, partners or members.
- F. **Merger/Acquisition.** A business entity that merges with another business entity or is acquired by said business entity, and both entities are RCAF members, the Priority Points of both entities shall be combined into a new account set up for the new or surviving business entity.
- G. **Employer Contributions/Matching Gifts.** Contributions by an employer classified as a “matching gifts” made to the RCAF on behalf of an employee who is an RCAF member shall be eligible for priority points credit and credited to the RCAF account of the employee.
6. **Points Recalculation.** Priority Points shall be calculated three times throughout the year to coincide with season ticket assignments for (1) football, (2) men’s and women’s basketball, and (3) men’s baseball and women’s softball. Additional times for calculation of Priority Points may occur in any given year in the event one or more of the above sports programs qualifies/qualify for postseason play. Additional times for calculation of Priority Points may also occur throughout any given year if another sports program is included in Priority Points and if that sports program qualifies for postseason play.

7. **Historical Data.** In an attempt to commence implementation of the Points Policy in a fair and equitable manner to those RCAF members who have long supported Ragin' Cajuns Athletics (which implementation is scheduled to begin with the 2016-2017 men's and women's basketball seasons), points for prior year's contributions shall count in the points calculation. The University's databases shall be relied upon and longevity of contributions shall be calculated as far back as reliable data exists.

8. **Effect on Current Season Ticket Holders.** Current season ticket holders shall be given the opportunity to keep their current seat location by meeting the RCAF minimum requirements for Annual Fund donation, as well as Excellence Fund seat donation and ticket price. Failure to meet these requirements, or if a season ticket holder wishes to move seat location, said season ticket holder shall thereafter, based on Priority Points ranking, be given the opportunity to browse remaining seat inventory and make seat selection(s) in accordance with his or her Priority Points ranking.

9. **Upgrades on seating, increase in tickets, tailgating, etc.** In the event an RCAF member wishes to upgrade seating or tailgating location, or desires additional season tickets for one or more sports, a priority deadline shall be set for each sport for each year. The requests received prior to the deadline for each sport shall be prioritized according to Priority Points totals and members shall be thereafter notified of the availability of the requested upgrade(s).

10. **Administration of Points Policy.** The governing body of RCAF, *i.e.* its Board of Directors, with the assistance of legal counsel, if required, shall administer this Points Policy and, in connection therewith, is vested with the development, implementation and interpretation of the Points Policy's rules, procedures and exceptions.

Decisions made by the Board of Directors with respect to the development, implementation and interpretation of the Points Policy's rules, procedures and exceptions, and in the calculation and award of Priority Points by RCAF, shall be final. Mathematical errors made in the calculation of Priority Points that are brought to the attention of RCAF or its board shall be promptly corrected and shall have future effect only. Under no circumstances can the University, RCAF or its Board of Directors in the administration of this Points Policy be held liable to any RCAF member for any alleged loss or damage resulting from errors made in the miscalculation of Priority Points or in the award of or failure to award Priority Points. Nor can the University, RCAF or its Board of Directors be liable for the failure to correct errors made in connection with the aforementioned.

11. **Access to Priority Points information.** Priority Points information, including points totals, can be viewed at any time through the “*My Account Login*” portal located on the RCAF website. Information provided on the RCAF website is provided as a convenience to members. The accuracy of information on the website is not warranted to be correct as there may be updates to member’s accounts for Priority Points which have not been posted or a determination as to the calculation of points that has not been made. Additional questions regarding Priority Points can be directed to RCAF through the “*Contact Us*” portal on its website.

12. **Changes to policy.** The RCAF Board of Directors reserves the right to make changes to the Points Policy without any required notice to be given to RCAF members, which changes are to be made by a majority vote of the Directors at any meeting of the Board called for said purpose, provided sufficient notice is given of said vote to its Directors in accordance with Louisiana law.