

## **Gift Card Terms and Conditions**

Last Updated: 10/26/2021

Purchase, acceptance, or use of Denny's Gift Cards ("Gift Cards") means acceptance of these terms and conditions ("Agreement").

# 1. General Terms

Denny's Gift Cards are distributed by Stored Value Solutions, a Delaware corporation. Gift Cards include plastic or physical gift card, digital gift card, or other digital stored value card offered by Denny's, Inc. ("Denny's"). Denny's reserve the right to change the Gift Cards terms and conditions from time to time in its discretion.

2. Expiration date and Fees

Gift Cards have no expiration date and no maintenance, dormancy or service fees.

3. Refund

Gift Cards are not refundable or redeemable for cash unless required by law.

4. Not Reloadable

Gift Cards are not reloadable.

5. Lost, Stolen, Damaged or Misdirected Gift Cards

Gift Cards will not be replaced if lost or stolen. Gift Cards that are misdirected may be replaced provided that Gift Card have not been activated or used and proof of purchase is provided. Gift Cards that are damaged may be replaced for the remaining balance of the Gift Card provided that Gift Card number and pin number is active. Denny's is not responsible for unauthorized Gift Card use.

6. Risk of Loss

If the purchaser elects to send the Gift Cards through mail or electronic mail, the purchaser is responsible for validating that the mailing address is updated and correct. Ownership and risk of loss of Gift Cards passes to purchaser as soon as Denny's sends the Gift Card to the recipient mailing address designated by the purchaser. If you suspect that the recipient did not receive the Gift Cards, please contact our customer support.

7. Balance

To view your balance, visit dennys.com/gift-cards.

8. Miscellaneous

For more information, please contact our customer support at 1-888-631-5095.

9. Privacy Policy



Please carefully read our Privacy Policy, available at dennys.com/privacy, to understand how Denny's collects, uses and discloses personally identifiable information from its users.

#### 10. Limitation of Liability

TO THE FULLEST EXTENT PERMISSIBLE BY LAW, WE MAKE NO WARRANTIES, EXPRESS OR IMPLIED, WITH RESPECT TO GIFT CARDS, INCLUDING WITHOUT LIMITATION, ANY EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE. TO THE FULLEST EXTENT PERMISSIBLE BY LAW, IN THE EVENT A GIFT CARD IS NON-FUNCTIONAL, YOUR SOLE REMEDY, AND OUR SOLE LIABILITY, WILL BE THE REPLACEMENT OF THAT GIFT CARD FOR THE THEN CURRENT BALANCE OF THAT GIFT CARD.

### 11. Governing Law

If any dispute arises hereunder, you acknowledge and agree that this Agreement shall be construed and enforced in accordance with the local law of the State of South Carolina. You further consent and submit to the jurisdiction of the federal or state courts located in the State of South Carolina, and any action or suit concerning this Agreement or related matters shall only be brought by the parties in a federal or state court with appropriate jurisdiction sitting in the State of South Carolina. Neither party shall raise in connection herewith, and the parties herby waive, any defenses based upon venue, inconvenience of forum, lack of personal jurisdiction, improper of service of process or the like in any such action or suit. In any action or proceeding to enforce rights under this Agreement, the prevailing party will be entitled to recover costs and attorneys' fees.

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#### **Promotional \$5 Bonus Card Terms and Conditions:**

Last Updated: 10/25/2022

\*Between 10/26/2022 – 12/26/2022 Customer who purchases \$25 in eligible gift card at participating restaurants will receive one (1) free \$5 Bonus Card, while supplies last. \$5 Bonus Card is only redeemable on food and non-alcoholic beverage purchases. \$5 Bonus Card is provided at no cost to the bearer. \$5 Bonus Card has no cash value and cannot be redeemed for cash or gift cards. No change returned with purchase of less than \$5. \$5 Bonus Card is not valid with any other coupons or promotional offer. \$5 Bonus Card is only valid for dine in only. \$5 Bonus Card will not be replaced if lost, stolen or damaged. Use of \$5 Bonus Card constitutes acceptance of these terms. Coupon Valid 1/2/2023 – 3/31/2023.