

**NEBRASKA RACING AND GAMING COMMISSION**

**GAMING-RELATED VENDOR**

**LICENSE APPLICATION**

**FORM**

## GAMING-RELATED VENDOR LICENSE APPLICATION FORM INSTRUCTIONS

### I. COMPLETING THIS FORM:

- A. You are to complete this form if you are:
1. Required to obtain a Gaming-Related Vendor License pursuant to Nebraska Adm. Code Title 296 Rule 3.002.02c;
  2. A Holding Company of a person required to obtain a Gaming-Related Vendor License pursuant to Nebraska Adm. Code Title 296 Rule 3.002.02c;
  3. Directed to do so by the Nebraska Racing and Gaming Commission.
- B. Read each question carefully prior to answering. Answer every question completely. Do not leave blank spaces. If a question does not apply to you, indicate "Does not apply" in response to that question. If there is nothing to disclose in response to a particular question, write "None" in response to that question. **Note: The Commission will not review your application unless you provide a response to every question.**
- C. All entries on this form must be legible. **Note: The Commission will not review your application if it is illegible or if you have modified any of the questions or pre-printed information in this form.**
- D. If the space available is insufficient to respond to a question, supply the required information on a separate page titled "Further Response Page" wherein the question being answered is clearly identified. The Further Response Page, if needed, should be attached to the back of this form, and be placed in front of all requested exhibits and appendices that apply to the Applicant or Holding Company.
- E. Label all requested exhibits and appendices with the specified number and attach them, in the order that they are requested, to the back of this form. **Note: Only those exhibits and appendices that apply should be attached to this form.**
- F. All required documentation must be submitted, and all authorizations, waivers, and releases must be signed at the time of filing this form.
- G. Any person who applies for or holds a Gaming-Related Vendor License or who is a Holding Company of a person who has applied for or holds a Gaming-Related Vendor License has a continuing duty to update the Commission of changes to any information that the person is required to provide or has provided to the Commission, including information contained in this form. The Commission must be notified of any such change in writing and within ten (10) days of the change.

## **II. BEFORE YOU SUBMIT THIS FORM TO THE COMMISSION, BE SURE THAT:**

- A. All attachments required in this form are labeled with the correct title or exhibit or appendix number and included in the filing with the Commission.
- B. You have signed and notarized the Statement of Truth, Notices & Waivers, and Release Authorization forms attached to this form.
- C. You have answered every question completely.
- D. You retain a completed copy of this form for your own records.
- E. All Key Persons Application(s) are submitted to the Commission or included with this submission.

## **III. FILING THIS FORM WITH THE COMMISSION**

- A. A complete application for a Gaming-Related Vendor License consists of this form, including all attachments, from the Applicant as well as each Holding Company of the Applicant, as applicable, and the application fee.
- B. The fees relating to a Gaming-Related Vendor License are as follow:
  - 1. A nonrefundable application fee of \$5,000 must accompany an initial, new, or renewal Gaming-Related Vendor License Application. Please note that in some instances the cost to investigate a Gaming-Related Vendor License Application may exceed the \$5,000 application fee referenced here. The Applicant will be notified of any additional costs pursuant to the procedure set forth in this section;
  - 2. In the event that the costs incurred by the Commission in the course of investigating the Applicant's background exceed the upfront application fees set forth above, the Commission may, upon written notice, charge the Applicant an additional fee to cover the actual costs of investigation;
  - 3. An annual license fee, payable in the first year following initial licensure, not to exceed \$2,000.00.
- C. A complete application must be submitted to the Commission in the manner and at the location prescribed by the agency as well as pay the application fee in the manner described by the Nebraska Racing and Gaming Commission. Once an application is accepted, it becomes the property of the Commission and may not be withdrawn without the permission of the NRGCE Executive Director.

#### **IV. BACKGROUND INVESTIGATIONS**

Pursuant to Nebraska Revised Statute 9.1108, the Commission must obtain criminal records checks for each investor in a gaming-related vendor.

For purposes of the Gaming-Related Vendor License Application, an “investor” is any person having a 5 percent or greater ownership interest in a gaming establishment or gaming licensee: A corporation, bank, insurance company, pension fund or pension fund trust, retirement fund, including funds administered by a public agency, employees' profit-sharing fund or employees' profit-sharing trust, an association engaged, as a substantial part of its business or operation, in purchasing or holding securities, or any trust in respect of which a bank is a trustee or co-trustee, investment company registered under the federal Investment Company Act of 1940, collective investment trust organized by banks under part 9 of the Rules of the Comptroller of Currency, closed end investment trust, chartered or licensed life insurance company or property and casualty insurance company, investment advisor registered under the federal Investment Advisers Act of 1940, and such other persons as the Commission may reasonably determine to qualify as an institutional investor for the purposes of this chapter or will be employed by the Applicant and licensed as a Key Employee.

All investors meeting these criteria must complete and return to the Applicant or Holding Company, for submission with this form, an Authorization to Release Criminal Record Form, which may be found in Exhibit 19b. If, however, an investor is required to be licensed as a Key Employee, the investor need not initiate two separate criminal records checks. The Commission will honor a criminal records check conducted on an investor in connection with the Applicant's or Holding Company's submission when that investor seeks licensure as a Key Employee.

#### **V. IMPORTANT NOTICES**

- A. Should you be unable to fully understand this form in English, it is your responsibility to acquire adequate means of interpretation or translation, as applicable.
- B. All notices regarding a Gaming-Related Vendor License Application will be sent to the address provided on this form. You must notify the Commission of any change of address.
- C. Each Applicant and Holding Company of the Applicant must make accurate statements and include all material facts. Any omissions, material errors, misrepresentations, failure to provide any requested information, or failure to meet any other requirement as set forth in law or rule may result in the denial of the Gaming-Related Vendor License Application, the suspension or revocation of any license issued by the Commission, or the imposition of fines or penalties.

- D. Each Applicant and Holding Company of the Applicant should clearly identify those portions that it deems to be confidential, proprietary commercial information, trade secrets, or otherwise not subject to public disclosure. Information provided as part of the application and licensing process is open to public inspection to the extent provided by the Nebraska Public Records Act, Neb Rev. Stat §§ 84-712 through 84-712.09.
- E. Pursuant to Nebraska Adm. Code Title 296 Rule **3.003.01** Certain individuals associated with the Applicant or a Holding Company of the Applicant will be required to apply for and obtain Key Employee Licenses, which is a separate and distinct process. Approval of a Key Employee License does not ensure approval of a Gaming-Related Vendor License, and vice versa.
- F. Pursuant to Nebraska Adm. Code Title 296 Rule **3.002.03** The Commission may require employees of a Gaming-Related Vendor licensee whose presence on a Gaming Facility is required to install, service, or repair gaming equipment, related devices, or systems to obtain an occupational license, Level 3.
- G. Pursuant to Nebraska Adm. Code Title 296 Rule **3.002.04** An employee of a Gaming-Related Vendor licensee that will be present on a Gaming Facility regularly may be required to obtain an occupational license of a category to be determined by the Commission.
- H. A Gaming-Related Vendor License issued by the Commission is a revocable privilege and is not transferable. No licensee has a vested right in or under a Gaming-Related Vendor License issued by the Commission.

***[Remainder of page intentionally left blank.]***

**GAMING-RELATED VENDOR  
LICENSE APPLICATION AND HOLDING COMPANY FORM**

**PRINT OR TYPE THE ANSWERS TO THE FOLLOWING QUESTIONS IN THE SPACES PROVIDED**

\_\_\_\_\_  
NAME OF APPLICANT OR HOLDING COMPANY\*

\_\_\_\_\_  
\*NAME AS APPEARS ON THE CERTIFICATE OF INCORPORATION, CHARTER, BYLAWS, PARTNERSHIP AGREEMENT OR OTHER OFFICIAL DOCUMENT.

\_\_\_\_\_  
D/B/A OR TRADE NAME(S)

\_\_\_\_\_  
FEDERAL TAX ID OR SOCIAL SECURITY NUMBER\*

**PERSON TO BE CONTACTED IN REFERENCE TO THESE FORMS:**

\_\_\_\_\_  
NAME

\_\_\_\_\_  
TITLE

\_\_\_\_\_  
TELEPHONE: (AREA CODE) NUMBER

\_\_\_\_\_  
FAX NO. (IF AVAILABLE)

\_\_\_\_\_  
E-MAIL ADDRESS

**THE PRINCIPAL BUSINESS ADDRESS OF THE APPLICANT OR HOLDING COMPANY:**

\_\_\_\_\_  
STREET LOCATION (NUMBER/STREET)

\_\_\_\_\_  
CITY

\_\_\_\_\_  
STATE

\_\_\_\_\_  
ZIP

\_\_\_\_\_  
COUNTRY

\_\_\_\_\_  
TELEPHONE: (AREA CODE) NUMBER

\_\_\_\_\_  
FAX NO. (IF AVAILABLE)

\_\_\_\_\_  
MAILING ADDRESS (IF DIFFERENT)

\_\_\_\_\_  
CITY

\_\_\_\_\_  
STATE

\_\_\_\_\_  
ZIP

\_\_\_\_\_  
WEBSITE ADDRESS

**Check the appropriate box:**

- This is an initial Gaming-Related Vendor License Application or Holding Company Form
- This is a renewal Gaming-Related Vendor License Application or Holding Company Form

**Check all that apply:**

- Manufacture gaming-related equipment and/or goods
- Sell or lease gaming-related equipment and/or goods
- Provide gaming-related equipment and/or goods maintenance or repair
- Leases a casino facility to a casino operator or otherwise permits a casino operator to use a casino facility to conduct or participate in the conduct of casino gaming
- Provide other services, including but not limited to services to be provided by a third-party gaming junket entity, that relate to casino gaming or gaming-related equipment or goods

Describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- Holding Company of Gaming-Related Vendor Applicant

Name of Applicant: \_\_\_\_\_

Have you been licensed as a Management Company to conduct casino gaming at a Nebraska casino facility within the last twelve (12) months?  Yes  No

If yes, provide the date of the last submission filed and the date and license number of the last license issued: \_\_\_\_\_.

Further, only provide responses to requests and questions in sections 2, 14, and 17 of this form, provide information responsive to appendix requests 2, 8, 9, 10, and 11 of this form, and complete the Exhibit Schedule on pages 20 and 21 of this form.

Do you currently have a pending Management Company License Application to conduct casino gaming at a Nebraska casino facility?  Yes  No

If yes, provide the date of the last submission filed: \_\_\_\_\_.

Further, only provide responses to requests and questions in sections 2, 14, and 17 of this form, provide information responsive to appendix requests 2, 8, 9, 10, and 11 of this form, and complete the Exhibit Schedule on pages 20 and 21 of this form.

If you answered no to both questions above, please complete the entire Gaming-Related Vendor License Application and Holding Company Form.

***[Remainder of page intentionally left blank.]***

**1. ORGANIZATION AND OPERATION**

Form of Organization (check one)

- |  |  |  |                                 |
|--|--|--|---------------------------------|
| <input type="checkbox"/>                     | <input type="checkbox"/>               | <input type="checkbox"/>                     | <input type="checkbox"/>        |
| <input type="checkbox"/> Sole Proprietorship | <input type="checkbox"/> Partnership   | <input type="checkbox"/> Limited Partnership | <input type="checkbox"/> LLC    |
| <input type="checkbox"/> C-Corporation       | <input type="checkbox"/> S-Corporation | <input type="checkbox"/> Trust               | <input type="checkbox"/> Other* |

\*Describe: \_\_\_\_\_

Business name as it appears on formation documents: \_\_\_\_\_

Place of Incorporation or Formation: \_\_\_\_\_

Date of Incorporation or Formation: \_\_\_\_\_

Is the Applicant or Holding Company registered to do business in Nebraska?  Yes  No

If yes, please provide registration number: \_\_\_\_\_

In Exhibit 1a, identify the Applicant’s or Holding Company’s Incorporators/Founders.

In Exhibit 1b, list all other names by which the Applicant or Holding Company has conducted business during the last ten (10) years and give the approximate time periods during which these names were used.

In Exhibit 1c, provide all addresses at which the Applicant or Holding Company currently conducts business.

In Exhibit 1d, provide all addresses, other than those listed in Exhibit 1c, at which the Applicant or Holding Company has conducted business during the last ten (10) year period, and list the approximate dates during which the addresses were used to conduct business.

In Exhibit 1e, provide a description of all businesses operated by the Applicant or Holding Company during the last ten (10) year period.

In Exhibit 1f, provide a name and description of each of the Applicant’s or Holding Company’s parent companies, intermediaries, subsidiaries, affiliates, or any other business entities conducting business in the last ten (10) year period. Do not provide those businesses already listed in Exhibit 1e.

In Exhibit 1g, list all other states in which the Applicant or Holding Company is currently registered, licensed, or otherwise authorized to conduct business and provide information about these registrations and licenses.

**2. DESCRIPTION OF PRESENT BUSINESS**

As an attachment labeled Exhibit 2, describe the business presently conducted and the business intended to be conducted by the Applicant or Holding Company and its parent companies, intermediaries, subsidiaries, affiliates, or any other business entities conducting business and the general development of such business during the past five (5) years. The description shall include information on matters such as the following:



- A. Competitive conditions in the industry or industries involved and the competitive position of the Applicant or Holding Company, if known.
- B. The principal products produced, and services rendered by the Applicant or Holding Company and its parent companies, intermediaries, subsidiaries, affiliates, or any other business entities conducting business, the principal markets for said products or services and the methods of distribution.
- C. If a significant part, defined as ten (10) percent or more, of the Applicant's or Holding Company's business is dependent upon a single customer, for each such customer state;
  - (1) Its name, business address, and telephone number; and
  - (2) Its relationship with and its importance to the Applicant's business.
- D. The sources and availability of raw materials essential to the business of the Applicant or Holding Company.
- E. The duration, importance, effect, and holders of all patents, trademarks, copyrights, licenses, franchises, and concessions that are material to the Applicant's or Holding Company's business;
- F. A summary of warranties in effect on the Applicant's or Holding Company's products, including currently pending claims relating to such warranties;
- G. A summary of all currently pending litigation relating to the Applicant's or Holding Company's products;
- H. A list identifying by name, address, and telephone number, all distributors, sales representatives, or other individuals or business entities, doing business in Nebraska and that formally or informally distribute, market, or represent any goods produced or services rendered by the Applicant or Holding Company;
- I. A list identifying by name, address, and telephone number, all suppliers and/or vendors that supply to the Applicant or Holding Company any parts, components, hardware, or software integral to the gaming-related purpose of the goods produced or services rendered by the Applicant or Holding Company;
- J. A detailed account and list of the gaming-related equipment, devices, goods, or services being provided or to be provided under the license for which the Gaming-Related Vendor License Application is being made.

**3. PRINCIPALS**

In Exhibit 3, provide information regarding each Principal of the Applicant or Holding Company.

**4. FORMER PRINCIPALS**

In Exhibit 4, provide information regarding all Principals who are no longer actively involved with the Applicant or Holding Company, but held the position in the last ten (10) year period.

**5. EMPLOYEES EARNING OVER \$150,000**

In Exhibit 5, identify all employees other than Principals who earn over one hundred fifty thousand dollars (\$150,000.00) in annual compensation from the Applicant or Holding Company. Compensation includes, but is not limited to, salary, wages, commissions, fees, stock options, bonuses, or other monetary equivalent.

**6. BONUS. PROFIT SHARING. PENSION. RETIREMENT. DEFERRED COMPENSATION. & SIMILAR PLANS**

In Exhibit 6, provide a description of all bonuses, profit sharing, pension, retirement, deferred compensation, and similar plans in existence or to be created. If the space provided in the Exhibit is insufficient to describe the plan, the Applicant or Holding Company may attach additional pages as necessary to describe each and every plan.

**7. STOCK DESCRIPTION**

In Exhibit 7, provide the nature, type, and number of authorized and issued shares, warrants and units of every type and description issued by the Applicant or Holding Company. Provide the terms, conditions, rights, and privileges of all classes of voting, non-voting, and other stocks or units issued or to be issued by the Applicant or Holding Company or a holding, intermediary, subsidiary, affiliate, and any other type of business entity of the Applicant or Holding Company. This should include the number of shares of each class and kind of stock or units authorized or to be authorized and the number of shares of each class of stock or units outstanding as of this date. If any right of a shareholder is able to be modified by less than a majority of a particular class of outstanding shares, explain briefly. If the Applicant or Holding Company has used an underwriter in connection with a securities offering within the last ten (10) years, list the name and address of the underwriter and describe the nature of the offering.

**8. SHAREHOLDERS/MEMBERS**

In Exhibit 8, identify every natural person or entity having at least a five (5) percent direct or indirect beneficial ownership interest in the Applicant or Holding Company.

**9. LONG TERM DEBT**

In Exhibit 9, describe any long-term debt issued to or executed by the Applicant or Holding Company and identify the debts holder(s).

**10. OTHER DEBT**

In Exhibit 10, describe any debt other than long term debt (loans, mortgages, trust deeds, pledges, lines of credit, or other evidence of indebtedness or security interests, etc.) issued or executed by the Applicant or Holding Company and identify the debt(s) holder(s).

***[Remainder of page intentionally left blank.]***

**11. SECURITY OPTIONS**

In Exhibit 11, provide a detailed description of any options existing or to be created with respect to securities issued by the Applicant or Holding Company. This shall include, but not be limited to, the title and amount of securities subject to option, the year or years during which the options were or will be granted, the conditions under which the options were or will be granted, the consideration for granting the option and the year or years during which, and the terms under which, optionees became or will become, entitled to exercise the options, and when such options expire.

**12. BENEFICIAL OWNERS OF OPTIONS**

In Exhibit 12, provide information regarding all persons holding the options described in Exhibit 11.

**13. FINANCIAL INSTITUTIONS**

In Exhibit 13, provide information with respect to each bank, savings and loan association, and any other financial institution, whether domestic or foreign, in which the Applicant or Holding Company has or has had an account over the last ten (10) year period, regardless of whether the Applicant or Holding Company held the account in its own name or in the name of a nominee, or any other person over whom the Applicant or Holding Company exercised direct or indirect control.

**14. CONTRACTS**

In Exhibit 14, provide information with respect to the top ten (10) dollar value contracts or agreements that the Applicant or Holding Company has entered into in the past twelve (12) months.

**15. APPLICATIONS, LICENSES, FINES AND OTHER PENALTIES**

Has the Applicant or Holding Company ever applied for or been granted any gaming license or certificate issued by a licensing authority in Nebraska or any other jurisdiction, foreign or domestic, that has been denied, restricted, suspended, revoked, or not renewed?  Yes  No

If yes, use Exhibit 15a to provide a statement describing the facts and circumstances concerning the application, denial, restriction, suspension, revocation, nonrenewal resolution, or settlement, including the licensing authority, the date each action was taken, and the reason for each action.

Has the Applicant or Holding Company ever been granted any gaming license or certificate issued by a licensing authority in Nebraska or any other jurisdiction, foreign or domestic, that has been fined, restricted, subjected to settlement, or otherwise penalized?  Yes  No

If yes, use Exhibit 15b to provide a statement describing the facts and circumstances concerning the fine, restriction, settlement, or other penalty, including the licensing authority, the date each action was taken, and the reason for each action.

***[Remainder of page intentionally left blank.]***

**16. STOCK HOLDINGS**

In Exhibit 16, identify any business, including, but not limited to, any casino operator, management company, holding company, or gaming-related vendor, in which the Applicant, the spouse or children of an Applicant, if applicable, or the Holding Company hold an equity interest of more than five (5) percent.

**17. EXISTING AND PAST LITIGATION**

If the Applicant or Holding Company has ever filed or had filed against it a civil or administrative action, the Applicant or Holding Company shall make available to the Commission at its request any and all information concerning the action or proceeding, including, but not limited to, the date of filing, the name and location of the court, the case caption, the docket number, and the disposition.

Is the Applicant, Holding Company, or any parent, affiliate, subsidiary, or principal presently a party to any litigation, or has the Applicant, Holding Company, or any parent, affiliate, subsidiary, or principal been party to any settled or closed legal action involving any civil demand for damages in the amount of \$100,000 or greater, for fraud, misrepresentation, falsification, conversion, racketeering, securities violation(s), or breach of fiduciary duty in the past ten (10) year period, whether in this state or in any other state, jurisdiction, or territory, foreign or domestic?

Yes  No

If yes, use Exhibit 17 to describe all such litigation and legal actions, listing the most recent first.

**18. ANTITRUST, TRADE REGULATION, AND SECURITIES JUDGMENT: STATUTORY AND REGULATORY VIOLATIONS**

- A. Has the Applicant or Holding Company ever had a judgment, order, consent decree or consent order arising from a case brought by a state or federal governmental entity and pertaining to a violation or alleged violation of the federal antitrust, trade regulation, or securities laws, or similar laws of any state, province, or country entered against it?  Yes  No
  
- B. In the past ten (10) year period, has the Applicant or Holding Company had one or more judgment, order, consent decree, or consent order arising from a case or cases brought by a state or federal governmental entity and pertaining to any state or federal statute, regulation, or code that resulted in a fine or penalty entered against the Applicant or Holding Company of \$10,000 or more when the fines or penalties aggregate to \$50,000 or more?  Yes  No

If yes to either question, use Exhibit 18 to provide information for each judgment, order, consent decree, or consent order.

***[Remainder of page intentionally left blank.]***

**19. CRIMINAL HISTORY**

Has the Applicant, Holding Company, or any parent, subsidiary, or principal ever been indicted, charged with, or convicted of a criminal offense, or been a party to or named as an unindicted co-conspirator in any criminal proceeding in this state or any other jurisdiction?  Yes  No

Answer "Yes" even if:

- A. The person did not commit the offense charged;
- B. The arrest, charges, or offense happened a long time ago;
- C. The person was not convicted or found guilty;
- D. The arrest or charges were dismissed;
- E. The charges were downgraded to a lesser charge;
- F. The person pled nolo contendere to the charges;
- G. The person completed any type of rehabilitative or diversionary program;
- H. The person was not physically arrested, but did appear in court on the charges; or
- I. The person received a fine, but no time was served in any correctional facility.

Answer "No" if:

- A. The person has never been charged or arrested with any crime or offense; or
- B. All records relating to each charge, arrest, or conviction have been expunged or otherwise officially sealed by a court, government agency, or other regulatory authority.

If yes, use Exhibit 19a to provide information concerning criminal history.

In addition, each investor in the Applicant or Holding Company, as described in this form's Instructions, must complete, and return the Authorization to Release Criminal Record Form provided in Exhibit 19b.

**20. INVESTIGATION, TESTIMONY OR POLYGRAPHS**

Has the Applicant, Holding Company, or any parent, subsidiary, or principal ever been called to testify before, been the subject of an investigation conducted by, or requested to take a polygraph examination by any governmental agency, court, committee, grand jury, or investigatory body (municipal, state, county, provincial, federal, national, etc.) other than in response to minor misdemeanor traffic offenses?  Yes  No

If yes, use Exhibit 20 to provide information about any such testimony, investigation, or polygraph examination.

**21. FILINGS CONCERNING THE PAYMENT OF A TAX**

Has the Applicant or Holding Company filed or been served with a complaint or notice concerning a delinquency in the payment of, or a dispute over a filing concerning the payment of, a tax required under federal, state, or local law?  Yes  No

If yes, use Exhibit 21 to provide information concerning the complaint or notice.

**22. BANKRUPTCY OR INSOLVENCY PROCEEDINGS**

If the Applicant or Holding Company has ever filed or had filed against it a proceeding in bankruptcy, the Applicant or Holding Company shall make available to the Commission at its request any and all information concerning the action or proceeding, including, but not limited to, the date of filing, the name and location of the court, the case caption, the docket number, and the disposition.

- A. Has the Applicant, Holding Company, or any principal had any petition under any provision of the Federal Bankruptcy Code or under any state insolvency law filed by or against it in the last ten (10) year period? Yes No
- B. Has the Applicant, Holding Company, or any principal sought relief under any provision of the Federal Bankruptcy Code or under any state insolvency law in the last ten (10) year period? Yes No
- C. Has any receiver, fiscal agent, trustee, reorganization trustee, or similar officer been appointed in the last ten (10) year period by a court for the business or property of the Applicant, Holding Company, or any principal? Yes No

If yes to any question, use Exhibit 22 to provide information for each bankruptcy or insolvency proceeding.

**23. CONTRIBUTIONS AND DISBURSEMENTS**

- A. During the last ten (10) year period, has the Applicant, Holding Company, or any principal, employee, or third party acting for or on behalf of any of the foregoing made any bribes or kickbacks or made any payments alleged to have been bribes or kickbacks to any employee, company, or organization to obtain favorable treatment? Yes No
- B. During the last ten (10) year period, has the Applicant, Holding Company, or any principal, employee, or third party acting for or on behalf of the foregoing made any bribes or kickbacks or made any payments alleged to have been bribes or kickbacks to any government official, domestic, or foreign, to obtain favorable treatment? Yes No
- C. During the last ten (10) year period, has the Applicant or Holding Company maintained any bank account, domestic or foreign, not reflected on the Applicant's or Holding Company's books or records? Yes No
- D. During the last ten (10) year period, has the Applicant or Holding Company maintained any numbered accounts or any account in the name of a nominee for the Applicant or Holding Company? Yes No

If yes to any question, use Exhibit 23a to identify any and all present or former principals, employees, or third parties with knowledge or information concerning the information solicited above.

- E. Has the Applicant or Holding Company directly made a political contribution, loan, donation, or other payment of one hundred dollars (\$100) or more to a statewide office holder, a member of the general assembly, a local government official elected in a Nebraska jurisdiction where a casino facility is located, or a ballot issue not more than one year before the date of filing of this form?  Yes  No

If yes, use Exhibit 23b to provide information on the date of the contribution, to whom the contribution was made, and the amount of the contribution.

***[Remainder of page intentionally left blank.]***

## APPLICATION APPENDICES

In addition to the information requested in the questions and exhibits above, the Applicant or Holding Company must submit the following information as an appendix to this form:

As Appendix 1, submit copies of certified documents of all of the following, including any amendments or proposed amendments thereto, that apply to the Applicant or Holding Company: articles of incorporation, articles of organization, bylaws, charter, constitution, partnership agreement and operating agreement.

As Appendix 2, submit copies of the following documents, as applicable: Applicant's price list for equipment, goods, or services to be provided under the license for which application is being made; Applicant's Nebraska lease agreement form; Applicant's Nebraska purchase agreement form; Applicant's Nebraska service agreement form; and any contract or agreement between the Applicant and holders of or applicants for a Nebraska Authorized Gaming Operator or Management Company License.

As Appendix 3, submit copies of any current security option plans and related proxy statements.

As Appendix 4, submit copies of all forms filed by the Applicant, Holding Company, or investors with the U.S. Securities and Exchange Commission pursuant to Sections 13(d) and 16(a) of the Securities Exchange Act of 1934 (i.e., Schedule D, Schedule G, Form 3, Form 4, and Form 5) in the last three (3) year period.

As Appendix 5, submit proof of Applicant's or Holding Company's financial responsibility, stability, and integrity. This proof must include:

- A. Copies of audited financial statements for each of the Applicant's or Holding Company's (and its parent corporation or parent entity, if applicable) three (3) most recently completed fiscal years. If the Applicant or Holding Company is a joint venture or a group of affiliated companies, the information requested shall be provided with respect to each member or affiliate of such joint venture or group, as applicable. If audited statements do not exist, then provide unaudited financial statements;
- B. Annual reports for the last three (3) years for the Applicant or Holding Company;
- C. Annual reports prepared on SEC form 10-K for the last three (3) years;
- D. A copy of the last quarterly unaudited financial statement for the Applicant or Holding Company;
- E. Copies of any interim reports for the Applicant or Holding Company;
- F. A copy of the last definitive proxy statement filed by the Applicant or Holding Company with the SEC;
- G. Copies of all registration statements filed in the last three (3) years by the Applicant or Holding Company in accordance with the Securities Act of 1933;
- H. Copies of all other reports prepared in the last three (3) years by independent auditors for the Applicant or Holding Company;



- I. Copies of annual and quarterly IRS income tax forms filed by the Applicant or Holding Company in the last three (3) years;
- J. Copies of IRS Annual Return/Report of Employee Benefit Plan (5500) forms filed by the Applicant or Holding Company in the last three (3) years;
- K. Copies of any tax return, form, or statement, including all appropriate schedules or other attachments, filed in any jurisdiction outside the United States in the last three (3) years;
- L. Details of planned, committed, and uncommitted future capital expenditures;
- M. Any additional documents demonstrating Applicant's or Holding Company's ability to fund the operating expenses necessary to operate (i.e., letters of credit, anticipated stock or bond offerings, venture capital sources, loans, cash on hand, etc.); and
- N. If the Applicant or Holding Company is a subsidiary of a parent corporation, a statement by a parent corporation attesting to the Applicant's or Holding Company's financial responsibility, stability, and integrity.

As Appendix 6, submit documents concerning the Applicant's or Holding Company's organizational structure. These documents shall include the following:

- A. A table or chart summarizing the organizational structure and copies of any operating agreement(s), venture agreement(s), and other organizing documents;
- B. A table or chart summarizing the organizational structure; and
- C. An organizational table or chart summarizing the job descriptions and names of employees of the Applicant or Holding Company earning more than \$150,000 and providing services specifically to Nebraska.

As Appendix 7, if the Applicant or Holding Company has been licensed to conduct or participate in casino gaming in another jurisdiction, submit proof of current licensure from an agency responsible for regulating casino gaming. In lieu of a copy of the current gaming-related license or other certification from the issuing jurisdiction, the Commission will accept as proof of current licensure a spreadsheet that contains the following information: 1) name of licensing jurisdiction; 2) name, physical address, website address, and telephone number of the licensing agency; 3) issue date of current license; 4) expiration date of current license; 5) name/type of license; and 6) license number.

As Appendix 8, complete and sign the attached "Applicant's Request to Release Information" form.

As Appendix 9, complete and sign the attached "Statement of Truth" form.

As Appendix 10, complete and sign the attached "Notices & Waivers" form.

As Appendix 11, complete and sign the "Request for Transcript of Tax Return" form.

**GAMING-RELATED VENDOR APPLICATION  
SCHEDULE OF EXHIBITS AND APPENDICES**

EXHIBIT NUMBER	EXHIBIT DESCRIPTION	NAME AND TITLE OF PERSON WHO MADE OR DIRECTED PREPARATION OF THE EXHIBIT OR APPENDIX (STATE WHICH)
1a	Incorporators/Founders	
1b	Former Business Names	
1c	Current Places of Business	
1d	Former Places of Business	
1e	Businesses Operated by The Applicant	
1f	Parents, Intermediaries, Subsidiaries, And Affiliates	
1g	States In Which Applicant or Holding Company Is Currently Registered or Licensed to Do Business	
2	Description Of Present Business	
3	Current Principals	
4	Former Principals	
5	Employees Earning Over \$150,000	
6	Bonus, Profit Sharing, Pension, Retirement, Deferred Compensation, etc.	
7	Stock/Underwriter Description	
8	Shareholders/Members	
9	Long Term Debt	
10	Other Debt	
11	Securities Options	
12	Beneficial Owners of Securities Options	
13	Financial Institutions	
14	Contracts	
15a	Applications And Licenses	
15b	Fines, Restrictions, Settlements, Or Other Penalties	
16	Applicant's Stock Holdings	
17	Existing And Past Litigation	
18	Antitrust, Trade Regulations, And Securities Judgments; Statutory And Regulatory Violations	
19a	Criminal History	
19b	Authorization To Release Criminal Record	

<b>EXHIBIT NUMBER (cont.)</b>	<b>EXHIBIT DESCRIPTION</b>	<b>NAME AND TITLE OF PERSON WHO MADE OR DIRECTED PREPARATION OF THE EXHIBIT OR APPENDIX (STATE WHICH)</b>
20	Investigations, Testimony, Or Polygraphs	
21	Filings Concerning the Payment of a Tax	
22	Bankruptcy Or Insolvency Proceedings	
23a	Bribes, Kickbacks, And Accounts	
23b	Political Contributions	
<b>APPENDIX NUMBER</b>	<b>Appendix Description</b>	<b>NAME AND TITLE OF PERSON WHO MADE OR DIRECTED PREPARATION OF THE EXHIBIT OR APPENDIX (STATE WHICH)</b>
1	Articles Of Incorporation, Bylaws, And Charters	
2	List of Equipment Goods and Services, Lease Agreement, Purchase Agreement, Service Agreement and Other Agreements and Contracts	
3	Security Option Plans and Related Proxy Statements	
4	SEC Beneficial Owner and Insider Transaction Filings	
5	Applicant's Financial Responsibility, Stability, And Integrity	
6	Organizational Structure	
7	Proof of Current Licensure	
8	Applicant's Request to Release Information	
9	Statement of Truth	
10	Notices & Waivers	

***[Remainder of page intentionally left blank.]***

## APPLICANT'S OR HOLDING COMPANY'S REQUEST TO RELEASE INFORMATION

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(Applicant's or Holding Company's Printed Name)

The above-named entity is a Gaming-Related Vendor License Applicant or a Holding Company of the Applicant. This document provides the Nebraska Racing and Gaming Commission with the necessary authorization to conduct investigations of the Applicant or Holding Company. It also provides the issuing agency with the applicable request, consent, and release of information notifications (hereinafter referred to as "Authorization and Notification") in connection with the Applicant's Gaming-Related Vendor License Application, including any information provided by the Holding Company.

The Applicant or Holding Company hereby gives its authorization and consent to the Commission, including but not limited to, its commissioners, employees, agents, consultants and designees (hereinafter collectively referred to as "Agent"), to conduct full investigations into the background and records, whether financial, criminal, or otherwise of the Applicant or Holding Company in connection with the Applicant's License Application, and to make inquiries and request and obtain such information from other third parties as, in the sole discretion of the Commission or its Agent, is necessary to such investigation. The Applicant or Holding Company acknowledges and agrees that the Commission may conduct all or part of such investigations and reviews on its own accord or may enlist the services of other entities as its Agent to conduct these investigations. The Applicant or Holding Company further authorizes the use of any such information in the course of the Commission's investigation and evaluation of the Applicant's License Application in connection with casino gaming operations.

The Applicant or Holding Company hereby authorizes the release of any and all information pertaining to the Applicant or Holding Company, whether it is documentary or otherwise, as requested by the Commission or its Agent, provided that the Commission's representative certifies to the issuing entity that the Applicant has a License Application pending before the Commission. This Authorization and Notification requests any and all persons and every present or former firm, company, corporation, governmental entity, association, institution, or other third party to whom this request is presented having personal knowledge and opinions about the Applicant or Holding Company or knowledge or control of any information, documents, records, correspondence, or data (including, but not limited to, criminal and financial history and record information, i.e., account, note and general ledger), pertaining to the Applicant or Holding Company, to reveal, furnish copies, and release to the Commission or its Agent, any and all information, opinions, knowledge, documents, records or other data in their possession regarding the Applicant or Holding Company, whether of a privileged or confidential nature or whether or not such information would otherwise be protected from disclosure by any constitutional statutory or common law privilege. Without limiting the previously described authorization, the Applicant or Holding Company specifically authorizes the release of information concerning casino gaming and gambling activities. The Applicant or Holding Company hereby authorizes all such persons to answer any inquiries, questions, or interrogatories concerning the Applicant or Holding Company, which may be submitted to them by or on behalf of the Commission.

In consideration for the issuing entity gathering and disclosing such information, the Applicant or Holding Company further specifically waives absolutely any privileges it may have and confidential relationship of privacy positions that may exist which may be applicable to any documents or information sought from the issuing entity pursuant to this Authorization and Notification.

The Applicant or Holding Company hereby releases the Commission and its Agent from any civil or criminal liability whatsoever for seeking such requested information and for evaluating such information as it relates to the Applicant's License Application. Moreover, the Applicant or Holding Company hereby discharges, saves, and holds harmless the Commission and its Agent from any and all claims and damages, as well as any responsibility or liability of every nature and kind, resulting from or arising out of the

Commission's investigation. In addition, the Applicant or Holding Company hereby releases the issuing entity and its agents and employees, both individually and collectively, from any and all liability for damages of whatever kind, which may at any time result because of compliance with this Authorization and Notification and requesting and/or furnishing, inspecting, disclosing, and using such opinions, knowledge, documents, records, or other data.

The Applicant or Holding Company waives all right to inspect or review any information compiled in reference to its License Application. The Applicant or Holding Company authorizes the Commission and its Agent to release copies of any and all information to any agency or entity regulating the Applicant, Licensee, or Holding Company to include, but not limited to: Nebraska State Patrol, and other law enforcement offices (police department or sheriff's office) in the State of Nebraska, Nebraska Attorney General's Office, agencies of other states, the federal government and any foreign government or any foreign or domestic entities.

The Applicant or Holding Company authorizes that a photocopy or facsimile copy of this Authorization and Notification, or any other copy, be effective and accepted with the same authority, validity, and legality as the original instrument bearing the signature of an Applicant's or Holding Company's officer or director, and the Applicant or Holding Company specifically waives any requirement for a written authorized request. The Applicant or Holding Company acknowledges and understands that this Authorization and Notification consists of a two (2) page document that will become part of the Applicant's License Application.

This Authorization and Notification is limited to the Applicant's License Application with this Commission and shall supersede and countermand any prior request or notification to the contrary by the Applicant or Holding Company. This Authorization and Notification shall be valid for this Application and any future investigations, reports, or updates that may be requested by the Commission, and if a License is issued to Applicant, this Authorization Notification shall extend and be effective during the term of any issued License.

The Applicant or Holding Company has read and fully understands the above consents and authorizations. By affixing a signature below, the Applicant or Holding Company authorizes any representative of the Commission or its Agent to request information about the Applicant or Holding Company from entities for the purpose of determining the Applicant's eligibility to obtain and retain a License issued by the Commission.

\_\_\_\_\_  
Printed Name of Authorized Representative

\_\_\_\_\_  
Title or Position

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

**Notarization Required:**

State of: \_\_\_\_\_ County of: \_\_\_\_\_

Sworn to me and subscribed in my presence, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Notary Public \_\_\_\_\_

My Commission Expires \_\_\_\_\_

**STATEMENT OF TRUTH**

STATE OF \_\_\_\_\_:

SS:

COUNTY OF \_\_\_\_\_:

I, \_\_\_\_\_, swear (or affirm) that:  
(Printed Name of Authorized Representative)

- 1. I am a duly authorized representative of the Applicant or Holding Company.
- 2. I personally supplied and reviewed the information contained in this form, including all attachments, exhibits, appendices, and other information requested by or provided to the Commission.
- 3. I understand and read the English language, or I have had an interpreter or translator (as applicable) read, explain, or record the answer to each question on this form, including all attachments, exhibits, appendices, and other information requested by or provided to the Commission.
- 4. Any document accompanying this form that is not an original document is a true and correct copy of the original document.
- 5. I am aware that if any of the information contained in this form, including all attachments, exhibits, appendices, and other information requested by or provided to the Commission, or in the foregoing statements made by me, is intentionally false, the Applicant's Gaming-Related Vendor Application may be denied.
- 6. The information contained in this form, including all attachments, exhibits, appendices, and other information requested by or provided to the Commission, as well as in the foregoing statements made by me, is true to the best of my knowledge and belief.

\_\_\_\_\_  
Signature Title or Position Date

**Notarization Required:**

State of: \_\_\_\_\_ County of: \_\_\_\_\_

Sworn to me and subscribed in my presence, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Notary Public \_\_\_\_\_

My Commission Expires \_\_\_\_\_

## NOTICES & WAIVERS

Please read this document carefully, then sign and date it in ink. Please print the following information:

---

APPLICANT'S OR HOLDING COMPANY'S FULL NAME

---

STREET ADDRESS

CITY

STATE

ZIP

- A. The Applicant or Holding Company acknowledges and agrees that Applicants for a Gaming-Related Vendor License are seeking a privilege. The burden of proving qualifications to receive such a license is at all times borne by the Applicant. The Applicant or Holding Company acknowledges and agrees that the Applicant or Holding Company must accept any risk of adverse public notice, embarrassment, criticism, other action, or financial loss that may result from action or inaction by the Commission with respect to any application, and that the Applicant or Holding Company expressly waives any claim for damages resulting thereof. The Commission may further request information not requested in this form or in addition to that which is provided in response to this form. The Applicant or Holding Company acknowledges and agrees that the Applicant or Holding Company shall provide all information, documents, materials, and certifications at the Applicant's or Holding Company's sole expense and cost.
- B. The Applicant or Holding Company acknowledges and agrees that the Applicant or Holding Company must make accurate statements and include all material facts and that any omissions, material errors, misrepresentations, failure to provide any requested information, or failure to meet any other requirement as set forth in law, rule, or regulation may result in the denial of the Application, suspension or revocation of any license issued by the Commission, or issuance of fines or penalties.
- C. The Applicant or Holding Company (and in the event a license is issued, the Licensee) acknowledges and agrees that pursuant Nebraska Adm. Code Title 296 rule 3.003.01, certain individuals associated with the Applicant, or a Holding Company of the Applicant will be required to apply for and obtain Key Employee Licenses, which is a separate and distinct process. Further, approval of a Key Employee License does not ensure approval of a Gaming-Related Vendor License, and vice versa.
- D. The Applicant or Holding Company (and in the event a license is issued, the Licensee) acknowledges and agrees that a Gaming-Related Vendor License expires three (3) years after the date of licensure. Further, renewal of a Gaming-Related Vendor License may be requested by submitting a completed Gaming-Related Vendor License Application no less than **one hundred twenty (120) days** before expiration of the License and paying the application fee, in the manner outlined under this form's Instructions.
- E. The Applicant or Holding Company (and in the event a license is issued, the Licensee) acknowledges and agrees that any license issued by the Commission is a revocable privilege and is not transferable or assignable in any manner whatsoever. Further, no licensee has a vested right in or under any such license.

- F. The Applicant or Holding Company acknowledges and agrees that the filing fee that must accompany the submission of Gaming-Related Vendor License Application is not refundable once the Application is filed.
- G. The Applicant or Holding Company (and in the event a License is issued, the Licensee) acknowledges and agrees to be bound by and to comply with the applicable portions of Nebraska Adm. Code Title 296 and any amendments thereto and all applicable current or future rules, conditions, standards, directives, and orders adopted, promulgated, or issued by the Commission.



\_\_\_\_\_  
Printed Name of Authorized Representative

\_\_\_\_\_  
Title or Position

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

**Notarization Required:**

State of: \_\_\_\_\_ County of: \_\_\_\_\_

Sworn to me and subscribed in my presence, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Notary Public \_\_\_\_\_

My Commission Expires \_\_\_\_\_

***[Remainder of page intentionally left blank.]***

## EXHIBITS

### EXHIBIT 1a: INCORPORATORS/FOUNDERS

LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX (JR., SR, ETC.)
OCCUPATION		TITLE	
ADDRESS LINE 1		ADDRESS LINE 2	
CITY	STATE/PROVINCE	ZIP	
COUNTRY	EMAIL ADDRESS	PHONE NUMBER	

LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX (JR., SR, ETC.)
OCCUPATION		TITLE	
ADDRESS LINE 1		ADDRESS LINE 2	
CITY	STATE/PROVINCE	ZIP	
COUNTRY	EMAIL ADDRESS	PHONE NUMBER	

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 1b: FORMER BUSINESS NAMES**

NAME	ADDRESS	DATES USED

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 1c: CURRENT PLACES OF BUSINESS**

BUSINESS NAME, IF DIFFERENT FROM APPLICANT'S NAME		
ADDRESS LINE 1	ADDRESS LINE 2	
CITY	STATE/PROVINCE	ZIP
COUNTRY	EMAIL ADDRESS/WEBSITE	PHONE NUMBER

BUSINESS NAME, IF DIFFERENT FROM APPLICANT'S NAME		
ADDRESS LINE 1	ADDRESS LINE 2	
CITY	STATE/PROVINCE	ZIP
COUNTRY	EMAIL ADDRESS/WEBSITE	PHONE NUMBER

BUSINESS NAME, IF DIFFERENT FROM APPLICANT'S NAME		
ADDRESS LINE 1	ADDRESS LINE 2	
CITY	STATE/PROVINCE	ZIP
COUNTRY	EMAIL ADDRESS/WEBSITE	PHONE NUMBER

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 1d: FORMER PLACES OF BUSINESS**

OTHER NAME (IF APPLICABLE)		DATES USED	
ADDRESS LINE 1			
ADDRESS LINE 2		ADDRESS LINE 2	
CITY		STATE/PROVINCE	ZIP
COUNTRY		PHONE NUMBER	

OTHER NAME (IF APPLICABLE)		DATES USED	
ADDRESS LINE 1			
ADDRESS LINE 2		ADDRESS LINE 2	
CITY		STATE/PROVINCE	ZIP
COUNTRY		PHONE NUMBER	

OTHER NAME (IF APPLICABLE)		DATES USED	
ADDRESS LINE 1			
ADDRESS LINE 2		ADDRESS LINE 2	
CITY		STATE/PROVINCE	ZIP
COUNTRY		PHONE NUMBER	

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 1e: ALL BUSINESSES OPERATED BY THE APPLICANT OR HOLDING COMPANY**

NAME OF BUSINESS		OPERATED FROM DATE/TO DATE	FEDERAL IDENTIFICATION NUMBER/SOCIAL SECURITY NUMBER/TAX IDENTIFICATION NUMBER	
ADDRESS LINE 1		ADDRESS LINE 2		
CITY		STATE/PROVINCE	ZIP	
COUNTRY	EMAIL ADDRESS (IF APPLICABLE)	CONTACT PERSON	CONTACT PHONE NUMBER	
DESCRIPTION OF THE BUSINESS AND ITS ACTIVITIES				

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 1f: PARENTS, INTERMEDIARIES, SUBSIDIARIES, AND AFFILIATES**

NAME OF BUSINESS			OPERATED FROM DATE/TO DATE	
PARENT, INTERMEDIARY, SUBSIDIARY, AFFILIATE OR OTHER?			FEDERAL ID#/SSN/TAX ID#	
ADDRESS				
STREET ADDRESS	CITY	STATE	ZIP	PHONE NUMBER
DESCRIPTION OF BUSINESS AND ITS ACTIVITIES				
FORM OF ORGANIZATION (CHECK ONE)				
<input type="checkbox"/> SOLE PROPRIETORSHIP <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> LIMITED PARTNERSHIP <input type="checkbox"/> C-CORPORATION <input type="checkbox"/> LLC				
<input type="checkbox"/> S-CORPORATION <input type="checkbox"/> TRUST <input type="checkbox"/> OTHER (DESCRIBE) _____				

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 1g: OTHER STATES IN WHICH APPLICANT OR HOLDING COMPANY IS CURRENTLY REGISTERED OR LICENSED TO CONDUCT BUSINESS**

NAME OF STATE	LICENSE OR REGISTRATION NUMBER	TYPE OF BUSINESS	DESCRIPTION OF BUSINESS AND ITS ACTIVITIES

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION



**EXHIBIT 3: CURRENT PRINCIPALS**

NAME, HOME ADDRESS & BUSINESS ADDRESS				
LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX (JR., SR, ETC.)	DATE OF BIRTH
TITLE/POSITION/PARTNER TYPE				
HOME ADDRESS LINE 1		HOME ADDRESS LINE 2		
CITY	STATE/PROVINCE		ZIP	
COUNTRY	EMAIL ADDRESS		PHONE NUMBER	
BUSINESS ADDRESS LINE 1		BUSINESS ADDRESS LINE 2		
CITY	STATE/PROVINCE		ZIP	
COUNTRY	BUSINESS EMAIL ADDRESS		BUSINESS PHONE NUMBER	

NAME, HOME ADDRESS & BUSINESS ADDRESS				
LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX (JR., SR, ETC.)	DATE OF BIRTH
TITLE/POSITION/PARTNER TYPE				
HOME ADDRESS LINE 1		HOME ADDRESS LINE 2		
CITY	STATE/PROVINCE		ZIP	
COUNTRY	EMAIL ADDRESS		PHONE NUMBER	
BUSINESS ADDRESS LINE 1		BUSINESS ADDRESS LINE 2		
CITY	STATE/PROVINCE		ZIP	
COUNTRY	BUSINESS EMAIL ADDRESS		BUSINESS PHONE NUMBER	

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 4: FORMER PRINCIPALS**

NAME, HOME ADDRESS & BUSINESS ADDRESS				
LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX (JR., SR, ETC.)	DATE OF BIRTH
HOME ADDRESS LINE 1*		HOME ADDRESS LINE 2		
CITY	STATE/PROVINCE		ZIP	
COUNTRY	EMAIL ADDRESS		PHONE NUMBER	
BUSINESS ADDRESS LINE 1*		BUSINESS ADDRESS LINE 2		
CITY	STATE/PROVINCE		ZIP	
COUNTRY	BUSINESS EMAIL ADDRESS		BUSINESS PHONE NUMBER	

TITLE/POSITION HELD, DATES, REASON FOR LEAVING			
TITLE/POSITION	FROM DATE/TO DATE	COMPENSATION FOR LAST CALENDAR YEAR PRIOR TO DEPARTURE	REASON FOR LEAVING

\* Please provide the last known address, if available. If an address is not available or the Applicant or Holding Company is not authorized to disclose the address, please indicate above in the space provided for the disclosure of the home and business address.

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 5: EMPLOYEES OTHER THAN PRINCIPALS COMPENSATED OVER \$150,000**

NAME, HOME ADDRESS & BUSINESS ADDRESS OF EMPLOYEES				
LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX (JR., SR, ETC.)	DATE OF BIRTH
TITLE/POSITION				
HOME ADDRESS LINE 1		HOME ADDRESS LINE 2		
CITY	STATE/PROVINCE		ZIP	
COUNTRY	EMAIL ADDRESS		PHONE NUMBER	
BUSINESS ADDRESS LINE 1		BUSINESS ADDRESS LINE 2		
CITY	STATE/PROVINCE		ZIP	
COUNTRY	BUSINESS EMAIL ADDRESS		BUSINESS PHONE NUMBER	

NAME, HOME ADDRESS & BUSINESS ADDRESS OF EMPLOYEES				
LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX (JR., SR, ETC.)	DATE OF BIRTH
TITLE/POSITION				
HOME ADDRESS LINE 1		HOME ADDRESS LINE 2		
CITY	STATE/PROVINCE		ZIP	
COUNTRY	EMAIL ADDRESS		PHONE NUMBER	
BUSINESS ADDRESS LINE 1		BUSINESS ADDRESS LINE 2		
CITY	STATE/PROVINCE		ZIP	
COUNTRY	BUSINESS EMAIL ADDRESS		BUSINESS PHONE NUMBER	

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 6: BONUS, PROFIT SHARING, PENSION, RETIREMENT, DEFERRED COMPENSATION & SIMILAR PLANS**

PLAN		
NAME OF PLAN		
TRUSTEE NAME		
ADDRESS LINE 1		ADDRESS LINE 2
CITY	STATE	ZIP
COUNTRY	EMAIL ADDRESS	PHONE NUMBER
PLAN SPECIFICATIONS		
MATERIAL SPECIFICATIONS OF PLAN		
METHOD OF FINANCING PLAN		
CLASS OF PERSON IN PLAN	NUMBER OF INDIVIDUALS IN EACH CLASS	AMOUNT DISTRIBUTED TO EACH CLASS DURING THE LAST FISCAL YEAR PLAN WAS IN EFFECT

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 7: STOCK OR UNIT/UNDERWRITER DESCRIPTION**

STOCK TYPES/CLASSES					
STOCK TYPE/CLASS	NUMBER OF SHARES/UNITS AUTHORIZED	NUMBER OF SHARES/UNITS ISSUED	NUMBER OF SHARES OUTSTANDING	VOTING/NON-VOTING? (LIST ALL VOTING STOCKS FIRST AND THEN NON-VOTING STOCK)	TERM, CONDITIONS, RIGHTS ETC. OF STOCK/UNITS
IS ANY RIGHT OF A SHAREHOLDER ABLE TO BE MODIFIED BY LESS THEN A MAJORITY VOTE OF A PARTICULAR CLASS? IF SO, EXPLAIN BELOW.					
HAS THE APPLICANT OR HOLDING COMPANY USED AN UNDERWRITER IN CONNECTION WITH A SECURITIES OFFERING WITHIN THE LAST TEN (10) YEARS? IF SO, LIST THE NAME AND ADDRESS OF THE UNDERWRITER AND DESCRIBE THE NATURE OF THE OFFERING.					

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 8: SHAREHOLDERS/MEMBERS**

NAME, HOME ADDRESS & BUSINESS ADDRESS				
LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX (JR., SR, ETC.)	DATE OF BIRTH
HOME ADDRESS LINE 1		HOME ADDRESS LINE 2		
CITY		STATE/PROVINCE	ZIP	
COUNTRY		EMAIL ADDRESS	PHONE NUMBER	
BUSINESS ADDRESS LINE 1		BUSINESS ADDRESS LINE 2		
CITY		STATE/PROVINCE	ZIP	
COUNTRY		BUSINESS EMAIL ADDRESS	BUSINESS PHONE NUMBER	

STOCK TYPES/CLASSES				
STOCK TYPE/CLASS	NUMBER OF SHARES HELD	ACQUISITION DATE	% OF OUTSTANDING SHARES HELD	TERM, CONDITIONS, RIGHTS ETC. OF STOCK

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 9: LONG TERM DEBT**

TYPE OF INSTRUMENT (CHECK ONE)	DATED ISSUED	REPAYMENT DUE DATE	PRINCIPAL AMOUNT	INTEREST RATE	RENEWABLE OR NON-RENEWABLE?
<input type="checkbox"/> BOND <input type="checkbox"/> NOTE <input type="checkbox"/> LOAN <input type="checkbox"/> CREDIT LINE <input type="checkbox"/> MORTGAGE <input type="checkbox"/> TRUST DEED <input type="checkbox"/> DEBENTURE <input type="checkbox"/> SHAREHOLDER/ PARTNER LOAN <input type="checkbox"/> OTHER _____					
EXPLAIN TYPE, CLASS, TERMS, CONDITIONS AND PRIORITIES ETC. FOR THE DEBT INSTRUMENT					
NAME AND ADDRESS OF PERSON HOLDING DEBT					
LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX (JR., SR, ETC.)	DATE OF BIRTH	
HOME ADDRESS LINE 1		HOME ADDRESS LINE 2			
CITY	STATE/PROVINCE			ZIP	
COUNTRY	EMAIL ADDRESS		PHONE NUMBER		
CURRENT DEBT BALANCE:					

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 10: OTHER DEBT**

TYPE OF INSTRUMENT	DATED ISSUED	REPAYMENT DUE DATE	PRINCIPAL AMOUNT	INTEREST RATE	RENEWABLE OR NON-RENEWABLE?
EXPLAIN TYPE, CLASS, TERMS, CONDITIONS AND PRIORITIES ETC. FOR THE DEBT INSTRUMENT					
NAME AND ADDRESS OF PERSON HOLDING DEBT					
LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX (JR., SR, ETC.)	DATE OF BIRTH	
HOME ADDRESS LINE 1			HOME ADDRESS LINE 2		
CITY	STATE/PROVINCE			ZIP	
COUNTRY	EMAIL ADDRESS		PHONE NUMBER		
CURRENT DEBT BALANCE					

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION



**EXHIBIT 11: SECURITIES OPTIONS**

OPTION NAME	SECURITY TYPE	OPTION GRANT YEARS	OPTION EXPIRATION DATE
EXPLAIN HOW THE OPTION HOLDER WILL OR MAY BECOME ENTITLED TO EXERCISE OPTION			

OPTION NAME	SECURITY TYPE	OPTION GRANT YEARS	OPTION EXPIRATION DATE
EXPLAIN HOW THE OPTION HOLDER WILL OR MAY BECOME ENTITLED TO EXERCISE OPTION			

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 12: BENEFICIAL OWNERS OF SECURITY OPTIONS**

NAME, HOME ADDRESS & BUSINESS ADDRESS				
LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX (JR., SR, ETC.)	DATE OF BIRTH
HOME ADDRESS LINE 1		HOME ADDRESS LINE 2		
CITY		STATE/PROVINCE	ZIP	
COUNTRY	EMAIL ADDRESS		PHONE NUMBER	
BUSINESS ADDRESS LINE 1		BUSINESS ADDRESS LINE 2		
CITY		STATE/PROVINCE	ZIP	
COUNTRY	BUSINESS EMAIL ADDRESS		BUSINESS PHONE NUMBER	

BENEFICIAL OWNER LIST OF OPTIONS						
SECURITY OPTION NAME	SECURITY TYPE	OPTION GRANT YEARS	OPTION EXPIRATION DATE	NUMBER OF VOTING SHARES GRANTED	NUMBER OF NON-VOTING SHARES GRANTED	VALUE AT ISSUANCE

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 13: FINANCIAL INSTITUTIONS**

NAME OF INSTITUTION		FEDERAL IDENTIFICATION NUMBER
ADDRESS LINE 1	ADDRESS LINE 2	
CITY	STATE/PROVINCE	ZIP
COUNTRY	EMAIL ADDRESS	PHONE NUMBER

ACCOUNTS AT THE FINANCIAL INSTITUTION				
ACCOUNT NUMBER	ACCOUNT TYPE	PURPOSE OF ACCOUNT	PURPOSE OF CLOSING	DATE OPENED AND CLOSED

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 14: CONTRACTS**

NAME OF BUSINESS OR VENDOR		FEDERAL ID#/SSN/TAX ID#	
ADDRESS LINE 1		ADDRESS LINE 2	
CITY		STATE/PROVINCE	ZIP
COUNTRY	EMAIL ADDRESS	CONTACT PERSON	PHONE NUMBER
DESCRIPTION OF CONTRACT AND GOODS AND SERVICES TO BE PROVIDED			COMPENSATION AND METHOD OF PAYMENT

NAME OF BUSINESS OR VENDOR		FEDERAL ID#/SSN/TAX ID#	
ADDRESS LINE 1		ADDRESS LINE 2	
CITY		STATE/PROVINCE	ZIP
COUNTRY	EMAIL ADDRESS	CONTACT PERSON	PHONE NUMBER
DESCRIPTION OF CONTRACT AND GOODS AND SERVICES TO BE PROVIDED			COMPENSATION AND METHOD OF PAYMENT

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 15a: APPLICATIONS AND LICENSES**

TYPE OF LICENSE OR PERMIT APPLIED FOR	NAME AND LOCATION OF GOVERNMENTAL AGENCY	APPLICATION AND/OR LICENSE OR PERMIT NUMBER	DISPOSITION: APPLICATION ACCEPTED, REJECTED, OR WITHDRAWN? LICENSE DENIED, RESTRICTED, SUSPENDED, REVOKED, OR NOT RENEWED?	DISPOSITION DATE	REASONS FOR DISPOSITION

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 15b: FINES, RESTRICTIONS, SETTLEMENTS, OR OTHER PENALTIES**

TYPE OF LICENSE OR PERMIT	NAME AND LOCATION OF GOVERNMENTAL AGENCY	LICENSE OR PERMIT NUMBER	DISPOSITION: FINED, LICENSE RESTRICTED, SETTLEMENT, OR OTHER PENALTY APPLIED?	DISPOSITION DATE	REASONS FOR DISPOSITION

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 16: STOCK HOLDINGS**

NAME AND ADDRESS OF COMPANY	TYPE OF STOCK HELD	PURCHASE PRICE PER SHARE	NUMBER OF SHARES HELD	% OF OWNERSHIP	VOTING OR NON-VOTING STOCK (LIST VOTING STOCK FIRST)	STATE OF INCORPORATION OR REGISTRATION	CASINO OPERATOR, MANAGEMENT COMPANY OR HOLDING COMPANY OR GAMING-RELATED VENDOR? IF YES, LIST WHICH TYPE)

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 17: EXISTING AND PAST LITIGATION**

CASE NAME AND DOCKET NUMBER	COURT NAME AND ADDRESS	NAME OF ALL PARTIES INVOLVED IN LITIGATION	NATURE OF CLAIM(S) AND JUDGMENT OR DISPOSITION (IF RENDERED)

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION



**EXHIBIT 18: ANTITRUST, TRADE REGULATION, AND SECURITIES JUDGMENTS: STATUTORY AND REGULATORY VIOLATIONS**

TITLE OR CASE AND DOCKET NUMBER	NAME AND ADDRESS OF COURT OR AGENCY	DATE OF OFFENSE
NATURE OF OFFENSE		
DISPOSITION OF ACTION		
NATURE OF JUDGMENT, DECREE OR ORDER		

TITLE OR CASE AND DOCKET NUMBER	NAME AND ADDRESS OF COURT OR AGENCY	DATE OF OFFENSE
NATURE OF OFFENSE		
DISPOSITION		
NATURE OF JUDGMENT, DECREE OR ORDER		

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 19a: CRIMINAL HISTORY**

NAME OF CASE AND DOCKET NUMBER	NATURE OF CHARGE OR COMPLAINT	DATE OF CHARGE OR COMPLAINT	NAME AND ADDRESS OF LAW ENFORCEMENT AGENCY OR COURT INVOLVED	DISPOSITION (ACQUITTED, CONVICTED, DISMISSED, ETC.)	SENTENCE	NAME OF APPLICANT, HOLDING COMPANY, SUBSIDIARY, OR PRINCIPAL

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 19b:**

# **NEBRASKA RACING AND GAMING COMMISSION**

## **AUTHORIZATION TO RELEASE CRIMINAL RECORD**

The undersigned individual hereby agrees to the release of criminal record information to the Nebraska Racing and Gaming Commission, in order for the Executive Director of the Commission to conduct all necessary and required background checks.

The Executive Director may request the assistants of any state, local, or federal agency to supply the criminal records of the individual. The individual is required to be fingerprinted. **Failure to comply will result in a license not being issued to the Applicant.**

The individual further agrees that the Executive Director may make investigations in order to satisfy the conditions for licensure. These investigations may include, without limitation, credit reviews, inspections of the Applicant's or individual's premises, and inspection of law enforcement and other official records. The individual has read and understands the conditions in this authorization, agrees to observe and be bound by them, and acknowledges that the Commission is not obligated to issue a license and can suspend or revoke the license in accordance with Nebraska Revised Statute 9.1108 and the rules adopted thereunder. The individual agrees to be bound by and observe the terms and conditions on the Application and in Nebraska Adm. Code Title 296 Rule.

**THIS FORM MUST BE COMPLETED AND NOTARIZED**

\_\_\_\_\_  
Printed Name of Applicant                      Date                      Date of Birth                      Social Security Number\*

\_\_\_\_\_  
Signature of Applicant

**Notarization Required:**

STATE OF: \_\_\_\_\_

COUNTY: \_\_\_\_\_

SWORN TO ME AND SUBSCRIBED IN MY PRESENCE, THIS

\_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_\_

NOTARY PUBLIC: \_\_\_\_\_

MY COMMISSION EXPIRES: \_\_\_\_\_

**EXHIBIT 20: INVESTIGATIONS, TESTIMONY, OR POLYGRAPHS**

NAME AND ADDRESS OF COURT OR OTHER AGENCY	NATURE OF PROCEEDINGS OR INVESTIGATION	WAS TESTIMONY GIVEN? (YES OR NO)	DATES ON WHICH TESTIMONY WAS GIVEN	APPROXIMATE TIME PERIOD OF INVESTIGATION	NAME OF APPLICANT, HOLDING COMPANY, SUBSIDIARY OR PRINCIPAL

TYPE OF PROCEEDING OR INVESTIGATION
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NAME AND ADDRESS OF COURT OR OTHER AGENCY	NATURE OF PROCEEDINGS OR INVESTIGATION	WAS TESTIMONY GIVEN? (YES OR NO)	DATES ON WHICH TESTIMONY WAS GIVEN	APPROXIMATE TIME PERIOD OF INVESTIGATION	NAME OF APPLICANT, HOLDING COMPANY, SUBSIDIARY OR PRINCIPAL

TYPE OF PROCEEDING OR INVESTIGATION
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IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 21: FILINGS CONCERNING THE PAYMENT OF A TAX**

TAXING AGENCY	TYPE OF TAX	AMOUNT OF TAX	DATES AND TIMES INVOLVED	DESCRIPTION OF NATURE OF DISPUTE, COMPLAINT, OR NOTICE

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 22: BANKRUPTCY OR INSOLVENCY PROCEEDINGS**

DATE PETITION FILED OR RELIEF SOUGHT	CASE CAPTION AND DOCKET NUMBER	NAME AND ADDRESS OF COURT OR AGENCY
DATE JUDGMENT ENTERED		NAME AND DATE APPOINTED OF COURT APPOINTED RECEIVER, AGENT OR TRUSTEE
NATURE OF JUDGMENT OR RELIEF		

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 23a: BRIBES, KICKBACKS, AND ACCOUNTS**

(CHECK RESPONSIVE TO QUESTION: 23(A)  23(B)  23(C)  23(D) )

LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX (JR., SR, ETC.)	DATE OF BIRTH
ENTITY NAME				
ADDRESS LINE 1		ADDRESS LINE 2		
CITY	STATE/PROVINCE	ZIP		
COUNTRY	EMAIL ADDRESS	PHONE NUMBER		

LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX (JR., SR, ETC.)	DATE OF BIRTH
ENTITY NAME				
ADDRESS LINE 1		ADDRESS LINE 2		
CITY	STATE/PROVINCE	ZIP		
COUNTRY	EMAIL ADDRESS	PHONE NUMBER		

LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX (JR., SR, ETC.)	DATE OF BIRTH
ENTITY NAME				
ADDRESS LINE 1		ADDRESS LINE 2		
CITY	STATE/PROVINCE	ZIP		
COUNTRY	EMAIL ADDRESS	PHONE NUMBER		

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION

**EXHIBIT 23b: POLITICAL CONTRIBUTIONS**

NAME AND TITLE OR POSITION OF CONTRIBUTOR	DATE OF CONTRIBUTION	AMOUNT OF CONTRIBUTION	RECIPIENT OF CONTRIBUTION (I.E., STATEWIDE OFFICE HOLDER, MEMBER OF THE LEGISLATURE, LOCAL GOVERNMENT OFFICIAL ELECTED IN A JURISDICTION WHERE A CASINO FACILITY IS LOCATED, OR BALLOT ISSUE)

IF NECESSARY, COPY EXHIBIT AND ATTACH TO APPLICATION