

APPENDIX 8

Information and documentation to establish by clear and convincing evidence that the petitioner has sufficient business ability and experience to create and maintain a successful table game operation. In making this determination, the Board may consider the results of the petitioner's slot machine operation, including financial information, employment figures and capital investment.



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CASINO OF THE wind

AN AMAZING WAY TO PLAY.

The August 2008 opening of Casino of the Wind added 45,000 square feet of gaming space. Inspired by the spirits of the four winds, Casino of the Wind offers over 700 additional slot machines, over 25 table games and a one-of-a-kind 42-table poker room, great dining such as Jimmy Buffet's Margarita and the return of Chief's Deli, plus an ever-changing, electrifying 50-foot water wall. Whichever way the wind blows, you're guaranteed to have a blast.

poker room

If poker's your game, our 42-table poker room has everything you need to bluff, bet or call your way to victory. From Texas Hold 'Em to Omaha, from limit tables to the highest stakes, our spectacularly unique poker room has the games you want to play, all with comfortable seating and great drink service.





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CASINO OF THE earth

Get more Sun as the history and culture of the Mohegan Tribe comes to life in Casino of the Earth. This legendary gaming experience offers more than 3,700 slot machines, close to 200 table games, Keno and a special non-smoking gaming area along with the sights and sounds of howling wolves, forest pinos and waterfalls. Every inch is infused with the spirit of the Mohegan Tribe. So come play.

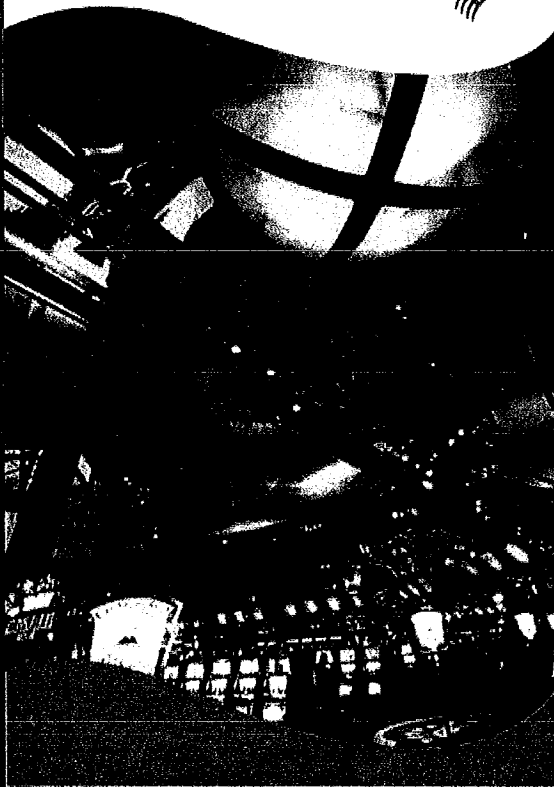


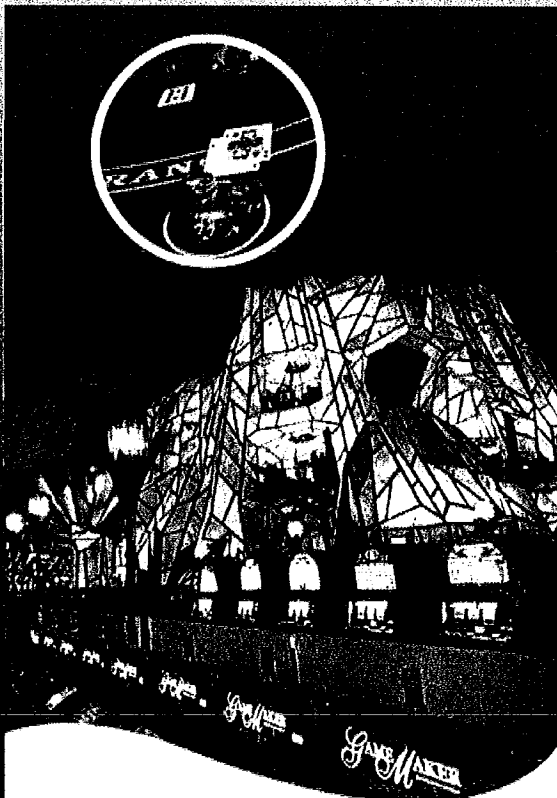
sunrise square

Casino of the Earth also has a gaming area exclusively designed for our Asian guests or anyone looking for action with an exotic twist. Sunrise Square is filled with Asian-themed dining and gaming in an environment that transports you halfway around the world. The 4,000 square-foot Sunrise Square Food Court offers a wide array of culinary favorites from China, Japan, Korea, Thailand and Vietnam. When you have a taste for gaming, there are nearly 100 slot machines and more than 40 table games, including Pai Gow Tiles and Mini Baccarat.

race book

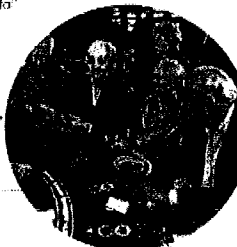
Access an amazing selection of horse and dog racing through our state-of-the-art Race Book with 16 x 20-foot jumbo screens, sixty-three 42" monitors and seven 65" flat-screen TVs. Wager on live racing from one of more than 200 individual carrels, with exclusive access to the New York Racing Association circuit. Get all the excitement of being right at the track!





CASINO OF THE SKY

For action in a truly exceptional atmosphere, look to the sky. Casino of the Sky. More than 2,200 slot machines and 100 table games are waiting beneath a glowing, 3-story crystal mountain, the largest indoor planetarium in the world with glittering constellations and the 55-foot Taugannick Falls waterfall.



ENJOY THE REWARDS OF HAVING FUN AS A player's club MEMBER

A Player's Club card is a must-have. Not only is it completely free, it allows you to earn valuable Player's Club points whenever you play your favorite games. At Mohegan Sun you can use your points just like dollars for everything from hotel rooms, dining and shopping to concert tickets, fill-ups at our own Mohegan Sun Mobil Gas Station and Convenience Store, even vacations with Mohegan Sun Travel! You'll also get exclusive access to special Mohegan Sun promotions and giveaways.

Mohegan Sun offers three levels of Player's Club membership, each with their own unique benefits determined by your level of play:

PLAYER'S CLUB
Welcome to a world of rewards.

WOLF CLUB
You've risen to a higher level of distinction.

SAGAMORE CLUB
You're one of Mohegan Sun's most elite players.

To join Mohegan Sun's Player's Club, simply sign up at any Player's Club booth. It's quick, easy and best of all, it's free!

FOR MORE INFORMATION, VISIT MOHEGANSUN.COM/PLAYERS-CLUB



CASINOS

A World of Gaming

Table Games

Baccarat

Baccarat is one of the easiest casino games to play. It is derived from Chemin De Fer, one of Europe's oldest and most popular card games. Mohegan Sun has five Baccarat tables located in both its Casino of the Earth and Casino of the Sky.

Midi-Baccarat

A variation of Baccarat and Mini-Baccarat, in Midi-Baccarat, all cards are dealt by one dealer and only 7 players can be seated at one time. Unlike any other Baccarat game, players handle the first two initial cards. Mohegan Sun has one Midi-Baccarat table.

Mini Baccarat

A smaller version of Baccarat, in Mini-Baccarat, all cards are dealt by one dealer and only 7 players can be seated at one time, making the game faster paced than the traditional Baccarat game. You'll find Mohegan Sun's six Mini-Baccarat tables in Casino of the Earth.

Blackjack

Blackjack is one of the most popular table games. It is as easy to learn as it is exciting to play. With 116 blackjack tables throughout our casinos and Face Down Blackjack located in Casino of the Sky, you'll be surrounded by the excitement. Handicap-accessible blackjack tables can also be found in all casinos.

Caribbean Stud Poker

Caribbean Stud poker is a five-card stud poker game.

Craps

Craps is one of the most widely played games of chance in the United States today. It offers gamblers a great variety of bets and some of the fastest action. With 22 craps tables throughout the three casinos, you'll never be too far from the excitement at Mohegan Sun.

Four Card Poker

Four Card Poker uses a standard 52-card deck. There are three ways to play. The game allows the player to wager against the dealer, to wager only on the value of his own hand against a pay table, or to wager both against the dealer and on the value of his own hand.

Let It Ride

Let It Ride is one of the most unique games at Mohegan Sun because players do not play against the dealer or any other player. It's based on the five-card stud poker game. Mohegan Sun currently offers 9 Let It Ride tables for your enjoyment in Casino of the Earth.

Pai Gow Poker

An American derivative of the Chinese domino game of Pai Gow, Mohegan Sun currently offers 15 Pai Gow poker tables for your enjoyment in our Baccarat pits in Casino of the Earth and Casino of the Sky. It is believed that the game originated in the late 1800s when the Chinese helped build the U.S. railroads.

Pai Gow Tiles

Pai Gow Tiles is an ancient game that has been played for centuries throughout Asia. Translated into English, it means "To make nine." You'll find the action at 7 Pai Gow Tiles tables located in our Casino of the Earth and Casino of the Sky.

Roulette

Roulette is a fast moving, simple and exciting game offering a variety of bets and payoffs. With 22 Roulette tables throughout the three casinos, you'll never be far from the action.

Sic Bo

Sic Bo is a simple game that is becoming increasingly popular. Played with three dice, you can bet on as many combinations as you want! You'll find the action at our Sic Bo table located in Casino of the Earth.

Spanish 21

Spanish 21 combines the thrill of playing blackjack with the multiple payoffs of a slot machine. An exciting variation of the traditional blackjack game, Spanish 21 offers more options, more fun and more ways to win! Mohegan Sun has sixteen Spanish 21 tables.

Texas Hold 'Em Bonus

Texas Hold'em Bonus Poker is a community card poker game with an objective to make the best five-card hand using any combination from the person's two-card hand and the five community cards. Players are strictly playing against the Dealer, not other Players.

At the start of the game, Players have the opportunity to participate in an optional bonus wager which may be placed against a posted pay table. The outcome of the bonus wager has no bearing on any other wagers placed by the Player.

Three Card Poker

Three Card Poker is a stud poker game that offers three ways to play and four different ways to win. Players may bet against the dealer or bet on the value of their own three-card hand or bet both. Bonus payouts may be won for certain hands when wagering against the dealer. The "ante bonus" is paid when a player is dealt one of the three highest ranking hands in the game. The "ante bonus" is paid regardless of the dealer's hand.

Wheel of Fortune

The Wheel of Fortune is one of the simplest games to play, but its fast pace makes it one of the most exciting games to play at Mohegan Sun. Spin to win at Mohegan Sun's Wheel of Fortune table located in the Autumn Entrance in Casino of the Earth.

Search Mohegan Sun >



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Play Responsibly

At Mohegan Sun, we strive to understand problem gambling and to help those who have problems obtain the help they need.

Do you know the warning signs of problem gambling? Disruptive to the individual, family, social and work life, problem gambling can develop in anyone and does not discriminate against gender, age, social, ethnic or economic groups. Risks vary for each individual.

Do You Have A Gambling Problem?

These 10 questions have been developed to help individuals determine whether they have a gambling problem.

- > Have you been preoccupied with thoughts of gambling while doing other things that require your attention?
- > Have you been restless or irritable when unable to gamble?
- > Have you hidden your gambling from family members?
- > Has gambling created conflict and unhappiness in your life?
- > Have you tried to stop gambling but have not been able to?
- > Have you gambled to obtain money to pay debts or solve other financial problems?
- > Have you needed someone else to bail you out of a gambling debt?
- > Have you ever borrowed money and not paid it back as a result of your gambling?
- > Have you been unable to pay bills due to gambling losses?
- > Have you ever thought you might have a gambling problem?

If you answered 'yes' to any of the questions, you may be at risk for developing a gambling problem. The more questions answered 'yes,' the greater the likelihood you already have a gambling problem.

If you are concerned about your own gambling or the gambling of someone you care about, call the Connecticut Council on Problem Gambling Helpline: 1.800.34 NO BET. It is free, confidential and available 24 hours. Visit the Council's website at ccpg.org to access additional information on problem and underage gambling, the rates of adult, college and high school student problem gambling, a list of other websites with helpful problem gambling information and much more.



Poker

Keep your emotions in check. Play rationally. Keep your cool. One of the most popular and engaging card games, poker offers players a chance to test their skills against each other.

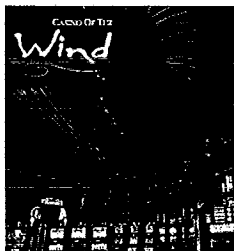
With over 40 tables in a state-of-the-art room, Mohegan Sun's new Casino of the Wind is the East Coast's premier destination for poker! Featuring an array of games such as Omaha, Texas Hold 'Em and Seven-Card Stud, Mohegan Sun's got the game for every enthusiast.

Player's Club Points Are Even More Useful!

The only poker room in Connecticut that allows Player's Club points to be used toward tournament buy-ins. 2 points = \$1.00 toward a tournament buy-in and entry fee.

[Learn more about Mohegan Sun's Player's Club »](#)

Thrilling Casino Choices. Action-Packed Gaming Options.



Casino of the Wind »

Poker, slots, fun... Poker, food, fun...did we mention Poker? Whichever way the wind blows, whether you prefer table games or slots, you're guaranteed to feel lucky here as the Spirits of the four winds whisk you away.

The August 2008 opening of Casino of the Wind added 45,000 square feet of gaming space, more than 700 slot machines and over 25 table games, in addition to a state-of-the-art 42-table poker room hosting daily tournaments to Mohegan Sun's gaming offering.

Spirits of the four winds provided inspiration for the theme of Mohegan Sun's newest casino, which features a 35-foot high electronic and animated water wall.



Casino of the Sky »

Gaming, dining, shopping...the sky is the limit. In Sky you'll play among bright, glittering constellations and colorful sights and sounds. One trip to the Sky means more chances for casino fun and good fortune.

Unveiled in 2001, the addition of the 119,000 square-foot Casino of the Sky made Mohegan Sun one of the largest gaming complexes in the world. More than 2,200 slot machines, over 100 table games and a non-smoking gaming area are available.

Featuring the world's largest fully functional indoor planetarium dome and Wombi Rock, a multi-level onyx and alabaster structure housing a lounge and dance floor, Casino of the Sky continues to honor the traditions of the Mohegan Tribe.



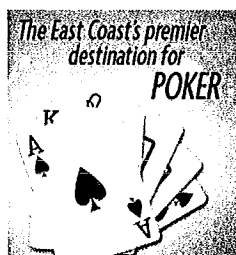
Casino of the Earth »

The casino that started it all. With its everlasting Winter, Spring, Summer and Fall themes, it's a great place to try your luck. Play among howling wolves, the free shows at the Wolf Den or just simply relax and win in earthy surroundings.

Nearly 180,000 square feet, Casino of the Earth contains more than 3,700 slot machines, nearly 200 table games and the Hall of the Lost Tribes, a fully enclosed smoke-free room with 600 slots and 12 table games.

Sunrise Square »

An Asian marketplace offering Pai Gow Poker, Mini Baccarat and Sic Bo and everything from Cantonese BBQ to Dunkin' Donuts to Japanese Sushi. Located near the Race Book and Bus Lobby, you'll feel like a winner in this authentic Asian gaming environment.



Poker

Keep your emotions in check. Play rationally. Keep your cool. One of the most popular and engaging card games, poker offers players a chance to test their skills against each other.

With 42 tables in a state-of-the-art room, Mohegan Sun's Casino of the Wind is the East Coast's premier destination for Poker! Featuring an array of games such as Omaha, Texas Hold 'Em and Seven-Card Stud, Mohegan Sun's got the game for every enthusiast.

[Learn more »](#)

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PokerStars.net North American Poker Tour

Hosted by Joanna Krupa of "Dancing with the Stars"

March 27th through April 11th - Main Event April 7th - 11th

[January Satellite Details »](#)

[February Satellite Details »](#)

[Printable NAPT Satellite Information »](#)

MULTI-TABLE STEP 1 & 2 SATELLITES TO THE NAPT MAIN EVENT

Begin Monday, January 11th

[Structure »](#)

"Step 1" \$230.00 SATELLITE

(6,000 Chip Stack/20 Minute Blinds)

1 in every 5 Players will advance to a Step 2 event.

Step 1 events held every Sunday at 1:00pm, Tuesday and Thursday at 6:00p.m. and Wednesday at 2:00pm

Also on Monday January 18th, 1:00pm & Monday February 15th, 1:00pm

"Step 2" \$1050.00 SATELLITE

(10,000 Chip Stack/20 Minute Blinds)

1 in every 5 will Advance to the \$5,000.00 Main Event

Step 2 events held every Friday at 3:00pm and Sunday at 7:00pm

Also on Monday January 18th, 7:00pm & Monday February 15th, 7:00pm

MULTI-TABLE AND SINGLE-TABLE SATELLITES

[Structure »](#)

\$30.00 SATELLITE

(1,500 Chip Stack/15 Minute Blinds)

1 in every 10 will Advance to Step 1 \$230.00 Multi-Table Satellite

Every Sunday at 9:00am, Tuesday & Thursday at 1:00pm &

Wednesday at 10:00am

\$120.00 SATELLITE

(3,000 Chip Stack/20 Minute Blinds)

1 in every 10 will Advance to Step 2 \$1050.00 Multi-Table Satellite

Every Monday 2:00pm and Friday at 10:00am

\$530.00 SATELLITE

(10,000 Chip Stack/20 Minute Blinds)

1 in every 10 will Advance to the Main Event

Every Saturday and Sunday at 2:00pm

All Single-Table Satellites will be 24/7 in the poker room. All satellites will run until the start of the NAPT.



Super Sunday Celebration Weekend

Saturday, February 6th & Sunday, February 7th

- ✦ At 10:00 am, the first 75 players in the room will receive a Mohegan Sun poker t-shirt
- ✦ Prize drawings every hour from 11:00 am until 10:00 pm - duffel bags, chip sets, etc.
- ✦ Additional t-shirts will be given out throughout the day
- ✦ All Limit Hold'em 3-6 and above will receive half rake from 10:00 am to Midnight
- ✦ 7:00 pm - Drawing for Wednesday Guaranteed Tournament entry
- ✦ Seven Card Stud limits 5-10 and 10-20 will receive half rake from 10:00 am to Midnight



Guaranteed Poker Tournaments at Mohegan Sun

Mohegan Sun offers Guarantee Poker Tournaments every Wednesday and Friday.

Wednesdays:

7:30 pm

\$120.00 buy-in

\$10,000 guarantee



Pennsylvania Gaming Control Board



Gaming Revenues

	Week of Jan 11 - Jan 17	January 2010 Month-to-Date	2009/2010 Fiscal Year-to-Date
<u>Mohegan Sun</u>			
Wagers	\$51,886,951.83	\$122,794,067.16	\$1,508,222,906.26
Payouts	\$47,151,659.76	\$111,338,886.93	\$1,368,518,197.07
Promotional Plays (Internal) ¹	\$782,618.25	\$1,626,548.00	\$20,072,320.37
Promotional Plays (External) ¹	\$0.00	\$0.00	\$0.00
Adjustments ²	\$0.00	\$0.00	\$0.00
Gross Terminal Revenue	\$3,952,673.82	\$9,828,632.23	\$119,632,388.82
State Tax (34%)	\$1,343,909.11	\$3,341,734.96	\$40,675,012.19
LSA (4%) ³	\$158,106.96	\$393,145.29	\$4,785,295.54
EDTF (5%) ⁴	\$197,633.69	\$491,431.61	\$5,981,619.53
PRHDF ⁵	\$474,320.85	\$1,179,435.86	\$14,351,511.66
Average Taxable Win/Slot/Day	\$228.98	\$234.45	
Active Slot Machines ⁶	2,466	2,466	
<u>Parx (Formerly Philadelphia Park)</u>			
Wagers	\$107,803,866.60	\$272,189,198.49	\$2,745,597,656.33
Payouts	\$98,646,025.23	\$249,136,681.10	\$2,509,338,674.91
Promotional Plays (Internal) ¹	\$1,440,505.37	\$3,443,795.00	\$42,638,026.81
Promotional Plays (External) ¹	\$0.00	\$0.00	\$0.00
Adjustments ²	\$0.00	\$0.00	\$0.00
Gross Terminal Revenue	\$7,717,336.00	\$19,608,722.39	\$193,620,954.61
State Tax (34%)	\$2,623,894.24	\$6,666,965.62	\$65,831,124.57
LSA (4%) ³	\$308,693.44	\$784,348.89	\$7,744,838.14
EDTF (5%) ⁴	\$385,866.79	\$980,436.12	\$9,681,047.81
PRHDF ⁵	\$926,080.32	\$2,353,046.69	\$23,230,819.52
Average Taxable Win/Slot/Day	\$334.76	\$350.60	
Active Slot Machines ⁶	3,293	3,290	
<u>Harrah's Chester Downs</u>			
Wagers	\$78,439,559.76	\$201,866,794.71	\$2,134,962,069.64
Payouts	\$71,158,916.27	\$183,159,747.86	\$1,936,868,305.42
Promotional Plays (Internal) ¹	\$1,575,799.45	\$3,627,120.53	\$32,358,045.95
Promotional Plays (External) ¹	\$0.00	\$0.00	\$0.00
Adjustments ²	\$0.00	\$0.00	\$0.00
Gross Terminal Revenue	\$5,704,844.04	\$15,079,926.32	\$165,735,718.27
State Tax (34%)	\$1,939,646.98	\$5,127,174.95	\$56,350,144.24
LSA (4%) ³	\$228,193.76	\$603,197.05	\$6,629,428.73
EDTF (5%) ⁴	\$285,242.21	\$753,996.32	\$8,286,785.91
PRHDF ⁵	\$684,581.27	\$1,809,591.15	\$19,882,259.53
Average Taxable Win/Slot/Day	\$271.66	\$295.68	
Active Slot Machines ⁶	3,000	3,000	



Pennsylvania Gaming Control Board



Gaming Revenues

	Week of Jan 11 - Jan 17	January 2010 Month-to-Date	2009/2010 Fiscal Year-to-Date
<u>Presque Isle</u>			
Wagers	\$38,663,876.69	\$76,327,177.03	\$1,129,513,508.92
Payouts	\$35,322,128.99	\$69,783,781.55	\$1,029,946,039.19
Promotional Plays (Internal) ¹	\$492,826.01	\$977,108.81	\$12,677,683.51
Promotional Plays (External) ¹	\$0.00	\$0.00	\$0.00
Adjustments ²	\$0.00	\$0.00	\$0.00
Gross Terminal Revenue	\$2,848,921.69	\$5,566,286.67	\$86,889,786.22
State Tax (34%)	\$968,633.38	\$1,892,537.48	\$29,542,527.43
LSA (4%) ³	\$113,956.87	\$222,651.48	\$3,475,591.40
EDTF (5%) ⁴	\$142,446.09	\$278,314.34	\$4,344,489.35
PRHDF ⁵	\$341,870.61	\$667,954.42	\$10,423,963.19
Average Taxable Win/Slot/Day	\$204.80	\$164.47	
Active Slot Machines ⁶	1,987	1,991	
<u>The Meadows</u>			
Wagers	\$59,548,798.09	\$125,367,821.17	\$1,910,921,331.96
Payouts	\$54,766,090.82	\$115,169,921.11	\$1,762,707,947.13
Promotional Plays (Internal) ¹	\$0.00	\$0.00	\$0.00
Promotional Plays (External) ¹	\$825,120.20	\$1,558,109.84	\$28,671,236.12
Adjustments ²	\$0.00	\$0.00	\$0.00
Gross Terminal Revenue	\$4,782,707.27	\$10,197,900.06	\$148,213,384.83
State Tax (34%)	\$1,626,120.47	\$3,467,286.01	\$50,392,550.89
LSA (4%) ³	\$191,308.30	\$407,916.00	\$5,928,535.37
EDTF (5%) ⁴	\$239,135.37	\$509,895.01	\$7,410,669.30
PRHDF ⁵	\$573,924.87	\$1,223,748.00	\$17,780,448.62
Average Taxable Win/Slot/Day	\$183.71	\$161.32	
Active Slot Machines ⁶	3,719	3,719	
<u>Mount Airy</u>			
Wagers	\$37,887,767.52	\$93,060,874.57	\$1,149,938,491.09
Payouts	\$34,642,915.82	\$84,937,787.95	\$1,048,472,192.98
Promotional Plays (Internal) ¹	\$846,217.61	\$1,798,536.55	\$19,175,045.05
Promotional Plays (External) ¹	\$0.00	\$0.00	\$0.00
Adjustments ²	\$0.00	\$0.00	\$0.00
Gross Terminal Revenue	\$2,398,634.09	\$6,324,550.07	\$82,291,253.06
State Tax (34%)	\$815,535.59	\$2,150,347.03	\$27,979,026.06
LSA (4%) ³	\$95,945.38	\$252,982.02	\$3,291,650.14
EDTF (5%) ⁴	\$119,931.70	\$316,227.50	\$4,114,562.76
PRHDF ⁵	\$287,836.10	\$758,946.02	\$9,871,938.00
Average Taxable Win/Slot/Day	\$139.87	\$150.90	
Active Slot Machines ⁶	2,450	2,465	



Pennsylvania Gaming Control Board



Gaming Revenues

	Week of Jan 11 - Jan 17	January 2010 Month-to-Date	2009/2010 Fiscal Year-to-Date
<u>Penn National</u>			
Wagers	\$66,593,321.64	\$149,501,019.72	\$1,645,854,548.02
Payouts	\$60,572,551.02	\$135,892,513.12	\$1,498,064,096.43
Promotional Plays (Internal) ¹	\$1,203,548.00	\$1,905,993.10	\$19,160,478.35
Promotional Plays (External) ¹	\$0.00	\$0.00	\$0.00
Adjustments ²	\$0.00	\$0.00	\$0.00
Gross Terminal Revenue	\$4,817,222.62	\$11,702,513.50	\$128,629,973.24
State Tax (34%)	\$1,637,855.69	\$3,978,854.58	\$43,734,190.87
LSA (4%) ³	\$192,688.90	\$468,100.55	\$5,145,198.98
EDTF (5%) ⁴	\$240,861.14	\$585,125.69	\$6,431,498.70
PRHDF ⁵	\$578,066.72	\$1,404,301.63	\$15,430,982.82
Average Taxable Win/Slot/Day	\$292.63	\$292.31	
Active Slot Machines ⁶	2,352	2,355	
<u>Sands Bethlehem</u>			
Wagers	\$66,307,734.79	\$168,669,226.63	\$1,863,694,779.57
Payouts	\$60,402,732.34	\$154,008,246.95	\$1,703,961,137.55
Promotional Plays (Internal) ¹	\$1,377,231.50	\$3,284,154.75	\$36,412,926.92
Promotional Plays (External) ¹	\$0.00	\$0.00	\$0.00
Adjustments ²	\$0.00	\$0.00	\$0.00
Gross Terminal Revenue	\$4,527,770.95	\$11,376,824.93	\$123,320,715.10
State Tax (34%)	\$1,539,442.12	\$3,868,120.47	\$41,929,043.12
LSA (4%) ³	\$181,110.84	\$455,073.01	\$4,932,828.65
EDTF (5%) ⁴	\$226,388.55	\$568,841.26	\$6,166,035.82
PRHDF ⁵	\$543,332.51	\$1,365,218.99	\$14,793,537.46
Average Taxable Win/Slot/Day	\$199.27	\$205.98	
Active Slot Machines ⁶	3,246	3,249	
<u>Rivers</u>			
Wagers	\$50,330,966.59	\$116,033,148.30	\$1,149,163,168.93
Payouts	\$45,871,827.58	\$105,849,997.18	\$1,051,427,605.94
Promotional Plays (Internal) ¹	\$512,646.02	\$1,171,925.19	\$9,973,954.28
Promotional Plays (External) ¹	\$0.00	\$0.00	\$0.00
Adjustments ²	\$0.00	\$0.00	\$0.00
Gross Terminal Revenue	\$3,946,492.99	\$9,011,225.93	\$87,761,608.71
State Tax (34%)	\$1,341,807.61	\$3,063,816.82	\$29,838,946.92
LSA (4%) ³	\$157,859.72	\$360,449.04	\$3,510,464.28
EDTF (5%) ⁴	\$197,324.66	\$450,561.30	\$4,388,080.48
PRHDF ⁵	\$473,579.16	\$1,081,347.12	\$10,524,823.02
Average Taxable Win/Slot/Day	\$187.93	\$176.69	
Active Slot Machines ⁶	3,000	3,000	



Pennsylvania Gaming Control Board



Gaming Revenues

	Week of Jan 11 - Jan 17	January 2010 Month-to-Date	2009/2010 Fiscal Year-to-Date
<u>Total</u>			
Wagers	\$557,462,843.51	\$1,325,809,327.78	\$15,237,868,460.72
Payouts	\$508,534,847.83	\$1,209,277,563.75	\$13,909,304,196.62
Promotional Plays (Internal) ¹	\$8,231,392.21	\$17,835,181.93	\$192,468,481.24
Promotional Plays (External) ¹	\$825,120.20	\$1,558,109.84	\$28,671,236.12
Adjustments ²	\$0.00	\$0.00	\$0.00
Gross Terminal Revenue	\$40,696,603.47	\$98,696,582.10	\$1,136,095,782.86
State Tax (34%)	\$13,836,845.19	\$33,556,837.92	\$386,272,566.29
LSA (4%) ³	\$1,627,864.17	\$3,947,863.33	\$45,443,831.23
EDTF (5%) ⁴	\$2,034,830.20	\$4,934,829.15	\$56,804,789.66
PRHDF ⁵	\$4,883,592.41	\$11,843,589.88	\$136,290,283.82
Average Taxable Win/Slot/Day	\$227.87	\$227.37	
Active Slot Machines ⁶	25,513	25,535	

FOOTNOTES:

¹ Promotional plays are determined to be internal or external based on the way that they are handled by the slot machine meters and the Department of Revenue's central computer system (CCS). Internal promotional plays are recorded as wagers when they are played. Since the statutory definition of gross terminal revenue (GTR) excludes promotional play, the internal plays must be subtracted from "Wagers Received" before the GTR is calculated and the appropriate tax rate is applied.

External promotional plays are recorded as both a wager and a payout when they are played. Therefore, external plays must be subtracted from both "Wagers Received" and "Amount Won" before the GTR is calculated and the appropriate tax rate is applied. This results a net change of zero to GTR and the appearance that the external promotional plays have no impact on GTR. In reality all promotional play, whether internal or external, is deducted from GTR.

Since the inclusion of external promotional plays in the "Amount Won" essentially overstates the amount won when compared to other venues with internal promotional play only, the external promotional play must be deducted from the "Amount Won" prior to the calculation of any payout percentage.

² Made by Department of Revenue based on an analysis of daily reports from the central control computer system

³ Local Share Assessment

⁴ Pennsylvania Gaming Economic Development and Tourism Fund

⁵ Pennsylvania Race Horse Development Fund. Note: Beginning January 1, 2010, 34% of the money deposited into the Pennsylvania Race Horse Development Fund is transferred to the General Fund. Beginning July 1, 2010, the amount of this transfer is reduced to 17%. The General Fund transfer of 17% will continue until its expiration on June 30, 2013.

⁶ This is an average count that can vary from day to day. In addition, the count may be affected by floor moves and expansions to the extent that it includes machines that are connected to the CCS but are not authorized for play, or machines that were only authorized for play during a portion of the gaming day. Continuous monitoring by the CCS prevents any licensed facility from operating more than their authorized number of slot machines at any given time.

Number of Employees by Department on 1/19/10

Department Description	# of employees
CONSTRUCTION MANAGEMENT	2
CUSTOMER RELATIONS	6
EXECUTIVE	9
FINANCIAL ACCOUNTING	10
INFORMATION TECHNOLOGY	17
INTERNAL AUDIT	1
LEGAL	2
OPERATIONAL ACCOUNTING	10
BEVERAGE OPERATIONS	118
BREAKERS	5
CENTER BAR	11
STARTING GATE	2
CAGE OPERATIONS	45
COUNT OPERATIONS	8
ADMISSIONS AND PROGRAMS	6
DIAL A BET	20
MUTUELS	27
RACING OPERATIONS	19
SECURITY	91
SLOT OPERATIONS	62
SURVEILLANCE	19
TRACK MAINTENANCE	18
BANQUETS	15
EMPLOYEE DINING ROOM	15
FOOD ADMINISTRATION	4
PACERS DINING ROOM	1
PEARL SUSHI BAR	5
TIMBERS BUFFET	136
VIP LOUNGE	2
WINNERS CIRCLE	5
HUMAN RESOURCES	11
BUS MARKETING	5
DATABASE MARKETING	3
MARKETING ADMINISTRATION	5
PLAYER DEVELOPMENT	13
PLAYERS CLUB	29
ENVIRONMENTAL SERVICES	70
FACILITIES	23
PURCHASING	5
TRANSPORTATION	98
WARDROBE	11
WAREHOUSE	8
RETAIL ADMINISTRATION	3
REWARDS CIRCLE AND GIFT SHOP	7

APPENDIX 8

MSPD'S CAPITAL INVESTMENT PERTAINING TO SLOT OPERATIONS

The itemization of MSPD's capital investment pertaining to slot operations is confidential and is included in Appendix 14.

APPENDIX 8

2010 TABLE GAMES BUDGET

In the Boards January 21, 2010 document re: Industry Meeting Regarding Implementation of Table Games – S.B. 711, the Board requested that a 2010 Table Games Budget be included in Appendix 8. However, because that budget includes revenue and expense projections which are confidential to MSPD, the 2010 budget is included in Appendix 14 as a Table Games Income Statement.

APPENDIX 9

Information and documentation to establish by clear and convincing evidence that the petitioner has the financial ability to pay the authorization fee under Section 1361A (relating to table game authorization fee).

*** The credit facility in Appendix 6 is also included in Appendix 9 by reference.**

Appendix 9

The authorization fee will be paid in a one-time payment and not in installments.

APPENDIX 10

Detailed site plans identifying the petitioner's proposed table game area, including restricted areas associated with table games operations within the licensed facility or any proposed temporary facility.

MOHEGAN SUN AT POCONO DOWNS

Project Sunrise Table Game Accommodation

Design Narrative

OVERALL DESIGN CONCEPT

The overriding Design Concept in this Table Game Accommodation phase is one of complimenting the original "Journey" storyline of the existing facility. The Phase II build-out drew its inspiration from a celebration of the landscape, the flora, the wildlife, the natural resources and the personality of the Pocono Mountain – Susquehanna River Valley. The concept is one of a journey through a metaphorical forest, made physical by stylized design elements representing trees, rivers, flowers, meadows, and, most prominently, the Sun, spreading its light and warmth from the very heart and center of the property.

The patron experience in this Table Game Accommodation phase consists mainly of two parts, the addition of table games, and their associated canopies, onto the existing gaming floor and the creation of a new slot area off the concourse, opposite the gaming floor. These two components offer more opportunity to build upon and enhance the original storyline, insuring a rich and multi-layered design vocabulary, and adding to the excitement and drama that is a hallmark of Mohegan Sun at Pocono Downs.

NARRATIVE DESCRIPTION - "Sunbeams"

The addition of table games to the existing gaming floor provides a series of challenges and opportunities in regards to the design philosophy, and the need for "canopies" above the tables to house lighting, surveillance and AV infrastructure must be balanced with the strong desire to maintain lines of sight from all areas of the concourse inward to the center bar.

The table game canopies exist as a two separate series of stylized "sunbeams" radiating outward from the powerful focal element that is the radiant sunburst over the center bar. Much as rays of light illuminating an open meadow do, these golden shafts hover above the gaming floor, extending the grand effect of the facility's signature design element out from the center and toward the concourse. The sunbeams themselves are a collage of glass tiles, in a multitude of sizes, shapes, and textures, crafted into flowing compositions of spectral color and intricate geometry. Brightly lit and suspended entirely from above, they float above the patron's head, defining a "sky plane" and inviting an exploration of what may lie at their heart.

NARRATIVE DESCRIPTION – The Grove

The Approach: As one would expect on any journey through a woodland environment, there are clearings, ravines, ridges and groves, and this journey is no different. In this instance, the Grove is the new slot area opposite the main gaming floor, and is a verdant manifestation of the stands of trees which metaphorically define the path around the Concourse. Upon approaching the Grove from the Concourse side, it is announced by a signature central column within the organic fabric of the existing concourse façade. This column is clad in metallic stencil-cut panels patterned after leaves, vines and undergrowth, which creates a thematic bond to the gaming floor railing and unites this new area to the gaming floor beyond. As one approaches this element, one is provided with glimpses on either side of it into the stylized copse beyond. Within the new slot area beyond, the sense of

"forest" is greatly enhanced through numerous representations of native flora and geography. Among these are:

- Internally-lit and shimmering, resin-colored pine cone light panels adorn the richly wood-paneled entry wall, recalling evergreen forests everywhere, and specifically the Eastern Hemlock, which is Pennsylvania's state tree.
- The carpet pattern is a direct representation of the "pine straw", that blanket of fallen needles which provides such a unique and luxurious sensation when trekking off the beaten path, within and around majestic stands of pine, spruce and hemlock.
- The column shafts represent the organic nature of tree trunks, and a symbolic peeling away of the outer bark to reveal the inner heartwood is accomplished through the use of "live edge" wood slabs over a field of honey onyx with linear glass tile accents.
- Crowning each interior column is a representation of a tree canopy, rendered in radiating organic wooden "branch mullions" and multi-colored acrylic panels. This artful rendition of the tree canopy is lit from within, as well as along its perimeter, to give an effect of sunlight shining down into the depths of the forest grove.
- A rear wall behind the rows of slot machines, is clad in floral textured wallcovering and is reminiscent of forest undergrowth and vegetation, with random piers of stacked stone recalling native rock outcroppings prevalent throughout the Susquehanna Valley

The Grove can also be approached via the connecting promenade from the original Phase I Racetrack. Patrons taking this route are greeted with a graceful representation of a line of tree saplings, rendered in wood and glass, between large piers of stone tile. In this instance, the stone tile selected is a green onyx, which calls to mind the velour-like layer of moss and lichen which clad rocks and fallen tree trunks in all Northern forests. The voids between the sapling elements provide tantalizing vistas into the Grove, with undulating ceiling coves beyond also guiding the eye deeper into the space. This direct visual connection breaks down the barrier between the two spaces, reinforcing the illusion of a shortened corridor.

APPENDIX 11

If the petitioner is a Category 1 or Category 2 slot machine licensee, the signed waiver of rights form required by Sections 1312A(11) and 1315A(8).

ACKNOWLEDGEMENT AND WAIVER OF RIGHTS

Downs Racing, LP (Name of slot machine licensee), and Robert Soper (Name of Officer authorized to legally bind the slot machine licensee), on behalf of Downs Racing, LP (Name of slot machine licensee) as well as its principals, owners, affiliates, officers and directors hereby acknowledge that a Table Game Operation Certificate authorized under the Pennsylvania Race Horse Development and Gaming Act, 4 Pa.C.S. §§1101, et seq. as amended, is a privilege to conduct table game operations in Pennsylvania under the purview, discretion and authorization of the Pennsylvania Gaming Control Board, and that there is no right created by State law to obtain said Table Game Operation Certificate.

Downs Racing, LP (Name of slot machine licensee) further acknowledges that by petitioning for the approval a Table Game Operation Certificate, Downs Racing, LP (Name of slot machine licensee) as well as its principals, owners, affiliates, officers and directors hereby knowingly waive certain rights which may otherwise arise as a result of amendments or additions to the Pennsylvania Race Horse Development and Gaming Act that took effect on January 7, 2010 as set forth below:

- (1) the right under section 1209(f) (relating to slot machine license fee) or under any contract executed by the slot machine licensee/petitioner and the Department of Revenue under section 1209(d) to receive the return of any portion of the slot machine license fee paid by the slot machine licensee/petitioner for its slot machine license;
- (2) the right, if any, to sue for the return of any portion of the slot machine license fee paid by the petitioner for its slot machine license.

4 Pa.C.S. §1312A(b)(11)

Additionally, Downs Racing, LP (Name of slot machine licensee) acknowledges that should it be entitled to a return of any portion of its \$50 million slot machine license fee, a one-time slot machine license renewal fee will be assessed in an amount equal to the amount of the fee returned to the slot machine licensee as provided in 4 Pa.C.S. §1209(f)(3).

I, as an officer of the slot machine licensee, hereby certify that I am authorized on behalf of the slot machine licensee, and its principals, owners, affiliates, officers and directors, to sign this waiver and to bind the slot machine licensee to the terms and conditions of this Acknowledgement and Waiver of Rights. I further certify that I have had the opportunity to consult with counsel regarding this matter and am knowingly and voluntarily agreeing to the terms of the waiver as a condition of petitioning the Pennsylvania Gaming Control Board for the approval of a Table Game Operation Certificate pursuant to 4 Pa.C.S. Chapter 13A.

I certify that this Acknowledgement and Waiver of Rights has been presented to each of the slot machine licensee's/petitioner's principals for review and approval and that each principal has acknowledged and accepted the terms as indicated by his or her signature below.

I further certify and agree that if the slot machine licensee, on its own behalf or by and through its principals, owners, shareholders, officers and directors attempts to assert a challenge to the requirement of this waiver as a condition to receiving a Table Game Operation Certificate as provided for and required by 4 Pa.C.S. Chapter 13A and Section 1312A(b)(11), the slot machine licensee shall be responsible for indemnifying for, and holding harmless the Pennsylvania Gaming Control Board and its members, officials and employees from, all costs and expenses of litigation as well as from any claims or judgments for damages or other harm relating in any way to: the subject matter of the Acknowledgement and Waiver of Rights, the petition for a Table Game Operation Certificate, or a refund of license fees provided for under Section 1209(f) of the Pennsylvania Race Horse Development and Gaming Act, 4 Pa.C.S. §1209(f).

I am aware and agree that the failure to abide by agreements and terms of this Acknowledgement and Waiver of Rights may result in the suspension or revocation of any authorizations, permits, certificates and licenses to conduct gaming in Pennsylvania; and that false or misleading statements and representations made herein may subject myself to criminal penalties under 18 Pa.C.S. §§4902-4904.

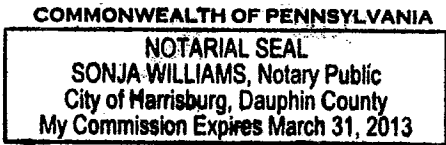
Downs Racing LP
Name of slot machine licensee

[Signature]
Signature of Officer

Robert Soper
Printed Name of Officer

(570) 831-2101
Daytime Telephone Number

1/21/2010
Date



Scribed and Sworn to me this 21st day of January of 2010.

[Signature]
Notary Public

My Commission Expires on: 3/31/2013

The date and signature all principals of the slot machine licensee required to acknowledge the waiver of rights pursuant to 4 Pa.C.S. §1312A(b)(11).

See Attached. / _____ Date
_____/ _____ Date
_____/ _____ Date
_____/ _____ Date
_____/ _____ Date

Attach additional pages as necessary

The date and signature all principals of the slot machine licensee required to acknowledge the waiver of rights pursuant to 4 Pa.C.S. §1312A (b) (11).

Marilynn R. Malerba.

Marilynn Malerba Date 1/22/10

Bruce S. Bozsum.

B. Bozsum Date 1-22-10

Allison D. Johnson.

Allison D. Johnson Date 1-22-10

R. James Gessner, Jr.

R. Gessner Date 1/22/10

Thayne D. Hutchins, Jr.,
(Application Pending)

Thayne D. Hutchins Jr. Date 1/22/10

Mark F. Brown

Mark F. Brown Date 1/22/10

William Quidgeon, Jr.

William Quidgeon Jr. Date 1/22/10

Cheryl A. Todd

Cheryl Todd Date 1/22/10

Kathleen M. Regan-Pyne
(Application Pending)

Kathleen M. Regan-Pyne Date 1/22/10

Jeffrey E. Hartmann.

Jeffrey E. Hartmann Date 1/22/10

Mitchell G. Etes.

Mitchell G. Etes Date 1/22/10

Leo M. Chupaska

Leo M. Chupaska Date 1/22/10

Subscribed and Sworn to me this 22nd day of
January, 2010.

Donna G. Kuflik

DONNA G. KUFLIK
NOTARY PUBLIC
MY COMMISSION EXPIRES OCT. 31, 2012

OFFICE OF CHIEF COUNSEL
P.O. BOX 1061
HARRISBURG, PA 17128-1081

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF REVENUE

APR 19 2007



April 17, 2007

Jullia A. Sheridan
Direct Dial: (717) 787-2747
jsheridan@state.pa.us
Fax: (717) 772-1459

Alan C. Kohler, Esq.
Wolf Block
Ninth Floor
213 Market Street
PO Box 865
Harrisburg, PA 17108-0865

Re: Management Board of the Mohegan
Tribal Gaming Authority

Dear Mr. Kohler:

Enclosed please find a fully executed copy of the Agreement for Tax Credit and Return of Fee between the Commonwealth of Pennsylvania, Department of Revenue and Downs Racing, L.P., noted as Exhibit A to Resolution No. TGA 2006-10 of the Management Board of the Mohegan Tribal Gaming Authority.

Thank you for your cooperation in this matter.

Very truly yours,

A handwritten signature in cursive script that reads 'Jullia A. Sheridan'.

Jullia A. Sheridan
Deputy Chief Counsel

Enclosure

JAS:mg

AGREEMENT FOR TAX CREDIT AND RETURN OF FEE
BETWEEN
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF REVENUE
AND
DOWNS RACING, L.P.

This Agreement (hereinafter, "Contract") is made and entered into this _____ day of November, 2006, by and between the Commonwealth of Pennsylvania, Department of Revenue, (hereinafter, the "Department" or "Commonwealth") and Downs Racing, L.P., a Pennsylvania limited partnership (hereinafter, the "Licensee" or "Downs LP"), with offices at 1280 Highway 315, Wilkes-Barre, Pennsylvania 17802, having federal employer identification number 20-2157338 (hereinafter collectively, the "Parties").

WHEREAS, the Pennsylvania Race Horse Gaming and Development Act, Act 2004-71, as amended by Act 2006-135, 4 Pa. C.S. § § 1101-1904, (hereinafter, the "Act") authorizes the Pennsylvania Gaming Control Board (hereinafter, "Board") to grant slot machine licenses within the Commonwealth of Pennsylvania;

WHEREAS, the Board, on October 27, 2006, granted to Downs LP a slot machine license, License No. F1267;

WHEREAS, Section 1209(a) of the Act imposed and the Licensee paid a license fee in the amount of \$50,000,000 on October 27, 2006;

WHEREAS, Section 1209 (c) of the Act provides for credits against taxes paid by Category 1 and 2 slot machine licensees under certain conditions and further requires the Parties to enter into a contract for the application of said credits; and,

WHEREAS, Section 1209(f) of the Act provides for the return of slot machine license fees to Category 1 and 2 licensees under certain conditions and provides the schedule and

amount of fees to be so returned, and Section 1209(c) requires that provisions of the contract required under Section 1209(c) include the requirements of Section 1209(f);

NOW, THEREFORE, in consideration of the foregoing recitals and intending to be legally bound, the Parties hereto agree as follows:

1. Definitions

The terms used in this Contract shall have the meanings given to them in the Act, unless specifically defined herein:

A. "Tax" shall mean the daily 34% tax upon gross terminal revenue from the slot machines operating at the Licensee's facility, imposed by Section 1403 (b) of the Act. It does not include any other assessments of or payments from the Licensee.

B. "License Date" shall mean the date recited above on which the Board issued a slot machine license to the Licensee.

C. "License Fee" shall mean the \$50,000,000 paid by the Licensee as recited above.

2. Contract Term

The term of this Contract shall commence on the License Date and shall expire at midnight on the tenth anniversary of the License Date. The term of this Contract may not be extended for any reason.

3. Credit Against Tax for Slot Machine Licenses

As required by Section 1209 of the Act, and as contractually required by this Contract, the Licensee will be entitled to receive a credit against Tax payable to the State Gaming Fund as follows.

A. If the rate of the Tax is increased at any time during the term of ten years following the License Date, the Licensee shall be entitled to a credit against subsequent payment of the Tax equal to the difference between the Tax calculated at the rate on the License Date and the tax calculated at the increased rate. The credit shall be applied on a dollar-for-dollar basis as and when the Tax is payable as set forth in Section 1403 of the Act but shall not extend beyond the ten-year period following the License Date. The aggregate amount of all credits provided shall not exceed the amount of the License Fee reduced by any return of the License Fee pursuant to Section 1209(f) of the Act or this Contract.

B. In case of a change of ownership or control of the Licensee, Section 1209(e) of the Act shall apply.

C. Any credit to which the Licensee may be entitled shall expire at midnight on the tenth anniversary of the issuance of the Licensee's License Date; no credit shall be allowed thereafter.

4. Return of License Fee

As required by Section 1209 of the Act, and as contractually required by this Contract, the Licensee will be entitled to a return of all or part of the Licensee Fee as follows.

A. The entire License Fee of \$50,000,000 shall be returned to the Licensee in the event Sections 1201 (relating to Pennsylvania Gaming Control Board established), 1202 (relating to general and specific powers) or 1307 (relating to number of slot machine licenses) of the Act is amended or otherwise altered by an act of the General Assembly within five years following the initial issuance of any slot machine licenses pursuant to Section 1301 (relating to authorized slot machine licenses) to change:

1. the composition of the board;
2. the number or voting powers of members of the board;
3. the manner in which members are nominated or appointed to the board;
4. the length of term for which each member serves;
5. the general jurisdiction of the board in a manner that impairs or

otherwise reduces the board's licensing authority; or

6. to increase the statutory maximum number of permissible licensed facilities.

B. In the event that the Act is amended or otherwise altered by an act of the General Assembly as described pursuant to paragraph A of this Section:

1. In the sixth year following the License Date, the Licensee shall be entitled to a partial return of the License Fee in the amount of \$41,666,667.

2. In the seventh year, the Licensee shall be entitled to a partial return of the License Fee in the amount of \$33,333,334.

3. In the eighth year, the Licensee shall be entitled to a partial return of the License Fee in the amount of \$25,000,000.

4. In the ninth year, the licensee shall be entitled to a partial return of the License Fee in the amount of \$16,666,668.

5. In the tenth year, the Licensee shall be entitled to a partial return of the License Fee in the amount of \$8,333,334.

C. In the event that the action described in paragraph A of this Section occurs after the expiration of ten years, the Licensee shall not be entitled to a return of any portion of the License Fee.

D. Notwithstanding the foregoing, the Licensee shall not be entitled to the return of any portion of the License Fee as a result of any act of the General Assembly insofar as it implements a recommendation made by the Board pursuant to a qualified majority vote. In the event a full or partial return of the License Fee imposed becomes due pursuant to subsection 1209(f) of the Act or this Contract, the amount to be returned to the Licensee shall be reduced on a dollar-for-dollar basis by the total accumulated tax credits granted to the Licensee pursuant to subsection 1209(c) of the Act or this Contract. In no event shall the total amount of the License Fee returned, combined with the total tax credits granted, exceed the amounts set forth in subsection 1209(f) or in this Contract. The total or partial return of the License Fee shall extinguish the Licensee's right to claim any further tax credits pursuant to subsection 1209(c) of the Act or pursuant to this Contract.

5. Conditions

A. The Licensee shall not be entitled to a credit or return of the License Fee under Section 1209 or under this Contract during any period for which the Board has suspended the Licensee's License.

B. The Licensee shall not be entitled to a credit or return of the License Fee under Section 1209 of the Act or under this Contract if the applicable act of the General Assembly occurs after the Board has revoked or terminated the Licensee's License.

C. Except as provided in Section 1209(e) of the Act and except as provided in this Contract, the Licensee shall not be entitled to a credit or return of the License Fee under Section 1209 of the Act or under this Contract if the applicable act of the General Assembly occurs after the date on which the Licensee ceases doing business as a slot machine licensee in this Commonwealth or ceases to operate a licensed gaming entity under the Act.

6. Offset for Taxes and Amounts Owed the Commonwealth

The Commonwealth may set off against any credit or against any return of License Fee owed to the Licensee under Section 1209 of the Act or under this Contract the amount of any tax liability to the Commonwealth, or other debt of the Licensee or its subsidiaries owed to the Commonwealth, which is not the subject of a properly filed appeal.

7. Notice

The Parties agree that all notices given pursuant to the terms of this Contract shall be sufficient if in writing and sent by telecopy, facsimile or courier service with receipt acknowledged. All other communications shall be sufficient if in writing and mailed prepaid first class. Any such notice or communication shall be sent to the following addresses as may be designated from time to time by the Parties in writing:

As to the Department:

Secretary of Revenue
Department of Revenue
Department 281100
Strawberry Square
Harrisburg, PA 17128-1100
Facsimile No: (717) 787-3990

As to the Licensee:

Downs Racing, L.P.
1280 Highway 315
Wilkes-Barre, PA 18702
Attn: Chief Financial Officer
Facsimile No: (570) 831-2102

With a copy to:

Mohegan Tribal Gaming Authority
One Mohegan Sun Boulevard
Uncasville, CT 06382
Attn: Michael J. Ciaccio, Esq.
Facsimile No: (860) 862-7167

8. Resolution

A Resolution signed by the general partner of the Licensee, authorizing the signatory to execute this Contract, is attached hereto as Appendix A and made a part hereof.

9. General Provisions

A. This Contract shall be governed by and construed according to the laws of the Commonwealth of Pennsylvania.

B. The Parties agree that the terms of this Contract will be binding and enforceable against any and all Parties, notwithstanding any further amendment to the Act.

C. This Contract shall not be amended or modified except by an instrument in writing duly signed by the Parties and as permitted by law.

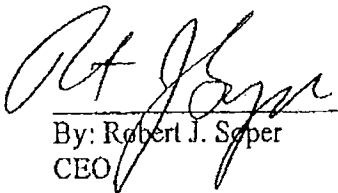
D. This Contract constitutes the entire contractual agreement between the Parties with respect to credits and returns of funds to Licensee pursuant to the Act.

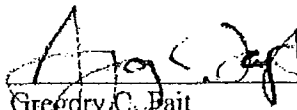
E. If a court of competent jurisdiction determines any portion of this Contract to be invalid, it shall be severed and the remaining portions of this Contract shall remain in full force and effect.

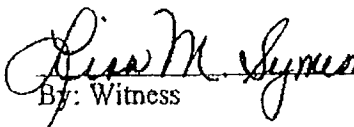
IN WITNESS WHEREOF, the Commonwealth of Pennsylvania, Department of Revenue, and Downs Racing, L.P. have caused this Contract to be executed on the date first above written.

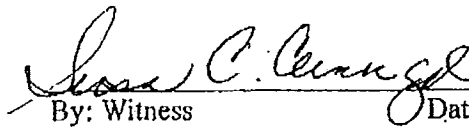
Downs Racing, L.P.

Commonwealth of Pennsylvania:
Department of Revenue

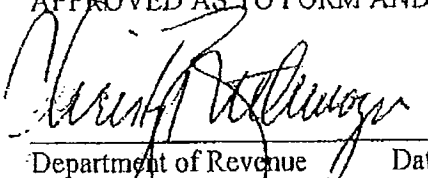
 12-1-06
By: Robert J. Soper Date
CEO


 12/20/06
Gregory C. Pajt Date
Secretary


 12/1/06
By: Witness Date


 12/20/06
By: Witness Date

APPROVED AS TO FORM AND LEGALITY:

 12/14/06
Department of Revenue Date

 12.28.06
Office of General Counsel Date

 1-7-07
Office of Attorney General Date

 4-11-07
Comptroller Date

APPENDIX 12

A description of the licensee's plan to provide training and instruction, or equivalent, for personnel that will be involved in table games.

APPENDIX 13

Total anticipated investment by the licensee associated with table games (construction, renovations, etc.) and an estimate of the number of construction jobs involved.

APPENDIX 14

Other Information as the Board may Require
See 4 Pa. C.S. § 1312A(12)

APPENDIX 14

Security and Surveillance Plans for Expanded Gaming Floor