

New York Gaming Facility Location Board
Response to Request for Applications to Develop and Operate a
Gaming Facility in New York State

TIOGA DOWNS RACETRACK, LLC

Exhibit VIII.A.9.

Please refer to <http://www.snl.com/IRWebLinkX/docs.aspx?iid=113645>
for copies of all filings by EPR Properties (NYSE: EPR) with the United States Securities and
Exchange Commission.