

VIII. ECONOMIC ACTIVITY AND BUSINESS DEVELOPMENT

B. ECONOMICS

11. LICENSING FEE

A Licensee must pay a minimum licensing fee, set below, within thirty (30) days after the award of a License. However, nothing shall prohibit an Applicant from agreeing to pay an amount in excess of the fees listed below:

<i>For a Gaming Facility located in:</i>	<i>The minimum licensing fee</i>
<u>REGION 1</u>	
<i>Region 1 in Dutchess or Orange Counties</i>	<i>\$70,000,000</i>
<i>If no License is awarded for a Gaming Facility located in Dutchess or Orange Counties, then for the remaining portion of Region 1 (comprising Columbia, Delaware, Greene, Sullivan and Ulster</i>	<i>\$50,000,000</i>
<i>If a License is awarded for a Gaming Facility located in Dutchess or Orange Counties, then for the remaining portion of Region 1 (comprising Columbia, Delaware, Greene, Sullivan and Ulster</i>	<i>\$35,000,000</i>
<u>REGION 2</u>	<i>\$50,000,000</i>
<u>REGION 5</u>	<i>\$35,000,000</i>
<i>Region 5 in Broome, Chemung, Schuyler, Tioga or Tompkins Counties</i>	

Region 5 in Wayne or Seneca Counties \$50,000,000

If a License is awarded for a Gaming Facility located in Wayne or Seneca Counties, then for the remaining portion of Region 5 (comprising Broome, Chemung, Schuyler, Tioga and Tompkins \$20,000,000

If an Applicant agrees to pay a licensing fee in excess of the fee set forth above for its proposed Gaming Facility, the Applicant shall submit as Exhibit VIII. B.11. a statement as to the Applicant's agreement to pay a licensing fee in excess of the amount set forth above and state the amount Applicant agrees to pay. If an Applicant agrees to pay only the licensing fee set forth above for its proposed Gaming Facility, then the Applicant shall so state.

The Board, if requested by an Applicant or Applicants at the mandatory applicant conference, may, in its discretion, thereafter choose to establish an alternative licensing fee required of a Licensee in a Region in the event that the Board selects two Applicants from such Region to proceed to the Commission for consideration of licensure.

The Applicant agrees to pay only the \$70,000,000 licensing fee set forth in the RFA for its proposed Gaming Facility.