



Gaming Commission

One Broadway Center, Schenectady, NY 12305
www.gaming.ny.gov

John A. Crotty, Commissioner
Peter J. Moschetti, Jr., Commissioner
John J. Poklemba, Commissioner
Barry Sample, Commissioner
Todd R. Snyder, Commissioner

Robert Williams, Executive Director
Edmund C. Burns, General Counsel

August 22, 2016

Daniel Haight
Director of Product, Fantasy Sports
Yahoo, Inc.
701 First Avenue
Sunnyvale, CA 94089

Re: Temporary Permit

Dear Mr. Haight:

On August 22, 2016, the New York State Gaming Commission ("Commission"), having determined that Yahoo, Inc. ("Applicant") meets each of the requirements set forth in sections 1402 and 1404 of the Racing, Pari-Mutuel Wagering and Breeding Law to hold a temporary permit to offer interactive fantasy sports contests, hereby provides this temporary permit for Applicant to offer interactive fantasy sports contests in New York State, on a provisional basis, subject to the following conditions:

1. The material submitted in connection with Applicant's Interactive Fantasy Sports Contest Application for a Temporary Permit is accurate and not misleading.
2. Applicant shall comply with all applicable provisions of Article 14 of the Racing, Pari-Mutuel Wagering and Breeding Law and any amendments thereto, as determined by Commission;
3. Applicant shall remit all payments to the State pursuant to Article 14 of the Racing, Pari-Mutuel Wagering and Breeding Law according to any instruction or direction of the Gaming Commission;
4. Applicant shall file an application for registration within 90 days of the promulgation of regulations to effectuate the registration process, as required by paragraph (b) of subdivision 1 of section 1402 of the Racing, Pari-Mutuel Wagering and Breeding Law; and

Yahoo, Inc.
August 22, 2016

5. Applicant is permitted to offer in New York State only those types of games and contests, as set forth in the Appendix attached hereto, that Applicant offered to the public in New York State prior to November 10, 2015.

This temporary permit is not assignable and shall be effective until 90 days following the promulgation of regulations to effectuate the registration process to offer interactive fantasy sports in New York State or, if Applicant applies to be an interactive fantasy sports registrant in New York State, then this temporary permit shall be effective until Applicant is registered as an interactive fantasy sports operator pursuant to Racing, Pari-Mutuel Wagering and Breeding Law section 1402 or Applicant's application for registration as an interactive fantasy sports operator pursuant to Racing, Pari-Mutuel Wagering and Breeding Law section 1402 is denied.

Sincerely,

A handwritten signature in blue ink that reads "Kristen M. Buckley". The signature is written in a cursive style and is contained within a light blue rectangular box.

Kristen M. Buckley
Acting Secretary to the Commission

cc: Robert Williams
Bradley Fischer
Edmund Burns

Appendix

For each of Major League Baseball, the National Basketball Association, the National Football League and the National Hockey League, contests in which contestants select a roster of players and, pursuant to announced scoring rules, statistics for selected players are aggregated to determine contest outcomes, in the following formats:

- (a) **50/50**—Large contests in which the top 50% of the contestants win slightly less than double their entry fees. Such contests either may be guaranteed or nonguaranteed. Guaranteed contests will always run and do not have a minimum number of required contestants. Nonguaranteed contests will run only if all entry slots are filled and will be cancelled otherwise.
- (b) **Group**—Large contests in which the top contestants receive winnings, with the highest percentage of winnings going to the first-place contestant. Such contests either may be guaranteed or nonguaranteed. Guaranteed contests will always run and do not have a minimum number of required contestants. Nonguaranteed contests will run only if all entry slots are filled and will be cancelled otherwise.
- (c) **Head-to-Head**—Contestants create contests in which a contestant challenges another contestant and compete “head to head”. All such -contests are nonguaranteed.