

Michigan Gaming Control Board

3062 W. Grand Blvd, Suite 700, Detroit, MI 48202-6062



Chartered or Licensed Financial Institution Waiver Form

Chartered or Licensed Financial Institution Waiver Form

This waiver form is authorized under the Michigan Gaming Control and Revenue Act ("Act"), 1997 PA 69, MCL 432.201 et. seq.

This form is to be used only by institutional investors that are chartered or licensed financial institutions.

DEFINITIONS

The term "Applicant" in this waiver form means an institutional investor that is a chartered or licensed financial institution subject to the eligibility and suitability requirements provided for under the Act and Rules.

The term "Institutional Investor" in this waiver form means any retirement fund administered by a public agency for the exclusive benefit of federal, state, or local public employees, an employee benefit plan, or pension fund that is subject to the employee retirement income security act of 1974, as amended, an investment company registered under the investment company act of 1940, title I of chapter 686, 54 Stat. 789, 15 U.S.C. 80a-1 to 80a-3 and 80a-4 to 80a-64, a collective investment trust organized by a bank under part 9 of the rules of the comptroller of the currency, a closed end investment trust, a chartered or licensed life insurance company or property and casualty insurance company, a chartered or licensed financial institution, an investment advisor registered under the investment advisers act of 1940, title II of chapter 686, 54 Stat. 847, 15 U.S.C. 80b-1 to 80b-21, or any other person as the board may determine for reasons consistent with the Act.

The term "security" in this waiver form means any equity or debt instrument representing a source of funds provided to a casino or supplier licensee or applicant or an affiliated company that has any relationship to the financing of the casino or supplier licensee or applicant.

INSTRUCTIONS

The Applicant must provide the Michigan Gaming Control Board ("Board") with full and complete information, documents, materials and certifications as requested in this waiver form, to the best of the Applicant's knowledge and at the Applicant's sole expense. The Board will not process or otherwise consider the Applicant's request for waiver of eligibility and suitability requirements until full and complete information, documents, materials and certifications are provided. **Any misrepresentation or omission is grounds for denial of the requested waiver or disciplinary action authorized under the Board's administrative rules.**

The applicant must submit this application back to the casino or supplier licensee. It is the responsibility of the casino or supplier licensee to complete Part II (b) of the certification page and submit this application to the Board.

This waiver form has been copied onto the enclosed diskette and is formatted in Microsoft Word 2000 (8.0). Please use this diskette to complete the waiver form.

Please do not use any staples or binders. Paperclips and binder clips are acceptable.

If using pen, use BLACK ink ONLY and print clearly.

Chartered or Licensed Financial Institution Waiver Form

Part I – Applicant Information

1. Name of Applicant:

2. D/B/A or Trade Name:

3. FEIN:

4. Business Address (do not enter P.O. box):

Street:

City:

State:

Zip Code:

Country:

Telephone Number: ())

Fax Number: ())

5. Mailing Address (if different than the Business Address):

Street:

City:

State:

Zip Code:

Country:

6. Name of Person to be contacted in reference to this form (Last, First, Middle Initial):

Mr. Ms.

Business Address:

Street:

City:

State:

Zip Code:

Country:

Telephone Number: ())

Fax Number: ())

7. The Applicant is an institutional investor in: (name of Casino Licensee)

or

intends to be an institutional investor in: (name of Casino Licensee)

8. Describe in detail the type of securities involved (e.g. share, certificate, mortgage, bond, indenture, note).

9. The Applicant holds the following percentage of securities:

or

intends to hold the following percentage of securities:

10. State the basis for defining the Applicant as an "institutional investor."

11. Provide as **Exhibit 1** a current certificate from the Office of the Comptroller of Currency, Board of Governors of the Federal Reserve System, Federal Deposit Insurance Corporation, Federal Financial Institutions Examination Council, Office of Thrift Supervision, National Credit Union Administration, or an equivalent state agency, certifying that Applicant is authorized to conduct business as a chartered or licensed financial institution.

