



***Nebraska Racing and
Gaming Commission
Parent/Holding Company
License Application***

PARENT/HOLDING COMPANY LICENSE APPLICATION

Office Use Only
Effective _____
FP _____
Rec# _____
Clerk _____

- Application must be typewritten or **CLEARLY PRINTED** in black ink. All questions must be answered in full. If a question is not applicable, so state. **Applications, which are not complete and legible, will not be considered.**
- If space provided is not sufficient for complete answers or you wish to furnish additional information, attach additional sheets of the same size and number answers to correspond with the question.
- The enclosed Statement of Truth and Notices and Waivers forms and three (3) most recent years Federal and State tax returns (or audited financial statements) must be completed and returned with this application.
- Please do not use extra staples, paperclips, or tabbed pages.

PRINT OR TYPE THE ANSWERS TO THE FOLLOWING QUESTIONS IN THE SPACES PROVIDED

NAME OF APPLICANT* _____

*NAME AS APPEARS ON THE CERTIFICATE OF INCORPORATION, CHARTER, BYLAWS, PARTNERSHIP AGREEMENT OR OTHER OFFICIAL DOCUMENT.

D/B/A OR TRADE NAME(S)

FEDERAL TAX ID OR SOCIAL SECURITY NUMBER*

PERSON TO BE CONTACTED IN REFERENCE TO THESE FORMS:

NAME

TITLE

TELEPHONE: (AREA CODE) NUMBER

FAX NO. (IF AVAILABLE)

E-MAIL ADDRESS

THE PRINCIPAL BUSINESS ADDRESS OF THE APPLICANT:

STREET LOCATION (NUMBER/STREET) CITY STATE ZIP

COUNTRY TELEPHONE: (AREA CODE) NUMBER FAX NO. (IF AVAILABLE)

MAILING ADDRESS (IF DIFFERENT) CITY STATE ZIP

WEBSITE ADDRESS

Check all that apply:

- Manufacture gaming-related equipment and/or goods
- Sell or lease gaming-related equipment and/or goods
- Provide gaming-related equipment and/or goods maintenance or repair
- Leases a casino facility to a casino operator or otherwise permits a casino operator to use a casino facility to conduct or participate in the conduct of casino gaming
- Provide other services, including but not limited to services to be provided by a third-party gaming junket entity, that relate to casino gaming or gaming-related equipment or goods

Describe: _____

- Holding or Parenting Company of Gaming-Related Vendor Applicant

Name of Applicant: _____

1. ORGANIZATION AND OPERATION

Form of Organization (check one)

- | | | | |
|--|--|--|---------------------------------|
| <input type="checkbox"/> Sole Proprietorship | <input type="checkbox"/> Partnership | <input type="checkbox"/> Limited Partnership | <input type="checkbox"/> LLC |
| <input type="checkbox"/> C-Corporation | <input type="checkbox"/> S-Corporation | <input type="checkbox"/> Trust | <input type="checkbox"/> Other* |

Place of Incorporation or Formation: _____

Date of Incorporation or Formation: _____

Is the Applicant registered to do business in Nebraska? Yes No

If yes, please provide registration number: _____

List all other names by which the Applicant has conducted business during the last ten (10) years and give the approximate time periods during which these names were used:

Provide all addresses at which the Applicant currently conducts business:

List all other states in which the Applicant is currently registered, licensed, or otherwise authorized to conduct business:

2. **DESCRIPTION OF PRESENT BUSINESS**

Describe the business presently conducted by the Applicant:

3. **PRINCIPALS**

Identify each Principal of the Applicant (each Principal **MUST** provide a Key Person Application):

4. **APPLICATIONS, LICENSES, FINES AND OTHER PENALTIES**

Has the Applicant ever applied for or been granted any license or certificate issued by a licensing authority in Nebraska or any other jurisdiction, foreign or domestic, that has been denied, restricted, suspended, revoked, or not renewed? Yes No

If yes, provide a statement describing the facts and circumstances concerning the application, denial, restriction, suspension, revocation, nonrenewal resolution, or settlement, including the licensing authority, the date each action was taken, and the reason for each action.

Has the Applicant ever been granted any license or certificate issued by a licensing authority in Nebraska or any other jurisdiction, foreign or domestic, that has been fined, restricted, subjected to settlement, or otherwise penalized? Yes No

If yes, provide a statement describing the facts and circumstances concerning the fine, restriction, settlement, or other penalty, including the licensing authority, the date each action was taken, and the reason for each action.

5. EXISTING AND PAST LITIGATION

If the Applicant has ever filed or had filed against it any civil, administrative or bankruptcy action, the Applicant shall make available to the Commission at its request any and all information concerning the action, including, but not limited to, the date of filing, the name and location of the court, the case caption, the docket number, and the disposition.

APPLICATION APPENDICES

In addition to the information requested in the questions and exhibits above, the Applicant must submit the following information:

Submit copies of certified documents of all of the following, including any amendments or proposed amendments thereto, that apply to the Applicant: articles of incorporation, articles of organization, bylaws, charter, constitution, partnership agreement and operating agreement.

Submit copies of audited financial statements for each of the Applicant's last three (3) most recently completed fiscal years. If audited statements do not exist, then provide unaudited financial statements;

Submit documents summarizing the Applicant's organizational structure.

Identify any stockholders having at least a fifty (50) percent direct or indirect beneficial ownership interest in the Applicant or Holding Company.

Complete and sign the attached "Statement of Truth" form.

Complete and sign the attached "Notices & Waivers" form.

STATEMENT OF TRUTH

I, _____, swear (or affirm) that:
(Printed Name of Authorized Representative)

- 1. I am a duly authorized representative of the Applicant.
- 2. I personally supplied and reviewed the information contained in this form as requested by or provided to the Commission.
- 3. I understand and read the English language, or I have had an interpreter or translator (as applicable) read, explain, or record the answer to each question on this form, including all attachments, exhibits, appendices, and other information requested by or provided to the Commission.
- 4. Any document accompanying this form that is not an original document is a true and correct copy of the original document.
- 5. I am aware that if any of the information contained in this form, including all attachments, exhibits, appendices, and other information requested by or provided to the Commission, or in the foregoing statements made by me, is intentionally false, the Application may be denied.
- 6. The information contained in this form and other information requested by or provided to the Commission, as well as in the foregoing statements made by me, is true to the best of my knowledge and belief.

Signature Title or Position Date

STATE OF _____)
) SS: COUNTY
OF _____)

Subscribed and sworn to before me this _____ day of _____, 20_____, by
_____, _____ of _____, a _____
on behalf of said _____.

(SEAL)

Notary Public
My Commission Expires: _____.

NOTICES & WAIVERS

Please read this document carefully, then sign and date it in ink. Please print the following information:

APPLICANT'S OR HOLDING COMPANY'S FULL NAME

STREET ADDRESS

CITY

STATE

ZIP

- A. The Applicant acknowledges and agrees that Applicants for a Gaming-Related Vendor License are seeking a privilege. The burden of proving qualifications to receive such a license is at all times borne by the Applicant. The Applicant acknowledges and agrees that the Applicant must accept any risk of adverse public notice, embarrassment, criticism, other action, or financial loss that may result from action or inaction by the Commission with respect to any application, and that the Applicant expressly waives any claim for damages resulting thereof. The Commission may further request information not requested in this form or in addition to that which is provided in response to this form. The Applicant acknowledges and agrees that the Applicant shall provide all information, documents, materials, and certifications at the Applicant's sole expense and cost.
- B. The Applicant acknowledges and agrees that the Applicant must make accurate statements and include all material facts and that any omissions, material errors, misrepresentations, failure to provide any requested information, or failure to meet any other requirement as set forth in law, rule, or regulation may result in the denial of the Application, suspension or revocation of any license issued by the Commission, or issuance of fines or penalties.
- C. The Applicant (and in the event a license is issued, the Licensee) acknowledges and agrees that pursuant Nebraska Adm. Code Title 296 rule 3.003.01, certain individuals associated with the Applicant, or a Holding Company of the Applicant will be required to apply for and obtain Key Employee Licenses, which is a separate and distinct process. Further, approval of a Key Employee License does not ensure approval of a Gaming-Related Vendor License, and vice versa.
- D. The Applicant or Holding Company (and in the event a license is issued, the Licensee) acknowledges and agrees that any license issued by the Commission is a revocable privilege and is not transferable or assignable in any manner whatsoever. Further, no licensee has a vested right in or under any such license.
- E. The Applicant acknowledges and agrees that the filing fee that must accompany the submission of Gaming-Related Vendor License Application is not refundable once the Application is filed.
- F. The Applicant or Holding Company (and in the event a License is issued, the Licensee) acknowledges and agrees to be bound by and to comply with the applicable portions of Nebraska Adm. Code Title 296 and any amendments thereto and all applicable current or future rules, conditions, standards, directives, and orders adopted, promulgated, or issued by the Commission.

