

RESOLUTION 1995- 6

**A RESOLUTION CONCERNING THE REQUEST OF ALPHA
RISING SUN, INC. TO SUBSTANTIVELY AMEND
PART I AND PART II OF ITS INDIANA RIVERBOAT
OWNER'S LICENSE APPLICATION BY AMENDING THE
APPLICATION TO REFLECT A NEW SUBSTANTIAL OWNER**

WHEREAS, the Indiana Gaming Commission ("the Commission") has the power and duty under IC 4-33-4-1 to fully and effectively execute IC 4-33 ("the Riverboat Gambling Law");

WHEREAS, the Commission has the power and duty to take any reasonable or appropriate action to enforce the Riverboat Gambling Law;

WHEREAS, an applicant for an owner's license is required under IC 4-33-5 and IC 4-33-6 to provide certain information to the Commission before the Commission may issue a license to that applicant;

WHEREAS, pursuant to IC 4-33-4-1(a)(4), the Commission has the power and duty to "investigate applicants and determine the eligibility of applicants for licenses";

WHEREAS, the Commission is required under IC 4-33-4-5 to adopt standards for the licensing of persons regulated under the Riverboat Gambling Law;

WHEREAS, pursuant to IC 4-33-4-17, the Commission is to "decide promptly and in reasonable order all license applications";

WHEREAS, pursuant to RESOLUTION 1993-16, the Commission adopted Part II of the Riverboat Owner's License Application;

WHEREAS, pursuant to RESOLUTION 1994-5, the Commission granted the Executive Director of the Commission the authority to amend Part II of the Riverboat Owner's License Application by March 23, 1994, and Part II of the application was so amended;

WHEREAS, pursuant to RESOLUTION 1994-5, the Commission adopted a policy governing amendments to Part II of the Riverboat Owner's License Application; and

WHEREAS, on February 28, 1995, Alpha Rising Sun, Inc. submitted a proposed amendment to its application and a letter explaining the proposed amendment for Commission consideration. The primary purpose of the amendment is to request approval of an acquisition by Bally's Rising Sun, Inc., a subsidiary of Bally Entertainment Corporation, of a nine and one-half percent (9.5%)

ownership interest in Alpha Rising Sun, Inc. (copy of letter attached).

NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA GAMING COMMISSION, THAT THE FOLLOWING RESOLUTION IS ADOPTED:

SECTION 1. SCOPE.

This resolution applies to Alpha Rising Sun, Inc.

SECTION 2. DEFINITIONS.

The definitions set forth in IC 4-33-2 and 68 IAC 1-1 apply to this resolution.

SECTION 3. ACTION ON THE REQUEST FOR AMENDMENT.

The requested amendment of Alpha Rising Sun, Inc. which reflects the acquisition by Bally's Rising Sun, Inc., a subsidiary of Bally Entertainment Corporation, of a nine and one-half percent (9.5%) ownership interest in Alpha Rising Sun, Inc. submitted February 28, 1995, is hereby

DENIED

GRANTED or DENIED

SECTION 4. EFFECTIVE DATE.

This RESOLUTION is effective immediately.

ADOPTED, THIS THE 10TH DAY OF MARCH, 1995:

THE INDIANA GAMING COMMISSION:



Alan I. Klineman, Chair

ATTEST:


