

**RESOLUTION 1996- 24**

**A RESOLUTION APPROVING THE BOND THAT  
IS TO BE POSTED BY MAJESTIC STAR CASINO, L.L.C.**

The Indiana Gaming Commission ("Commission") adopts the following resolution pursuant to the authority granted to it under IC 4-33 and pursuant to 68 IAC 1-2-6.

The following factors have been considered by the Commission:

1. Majestic Star Casino, L.L.C. ("Majestic Star") is scheduled to commence gaming operations on or before June 3, 1996.
2. Pursuant to IC 4-33-6-9, a riverboat licensee is to post a bond determined by the Commission in an amount the Commission determines will be adequate to secure fulfillment of Majestic Star's legal and financial obligations to the City of Gary, the State of Indiana, and other aggrieved parties, as determined by the Commission.
3. Majestic Star posted Letter of Credit No. S037464 in the amount of \$12,500,000 with NBD Bank of Indiana on April 8, 1996. Majestic Star's Letter of Credit listed the Indiana Gaming Commission as the beneficiary. The Letter of Credit is irrevocable and satisfies the statutory requirements of IC 4-33-6-9. The amount of the Letter of Credit is sufficient to satisfy the legal and financial obligations of Majestic Star.
4. Majestic Star has stated it intends in the future to post a Surety Bond and Guaranty in the amount of \$12,500,000 which is an acceptable form pursuant to IC 4-33-6-9. Upon review and acceptance of the Surety Bond and Guaranty by the Commission staff, the Letter of Credit No. S037464 posted by Majestic Star on April 8, 1996 would be replaced and released. The Surety Bond and Guaranty would then be presented to the commission, at a meeting held under 68 IAC 2-1-5, for final Commission approval.

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

**SECTION 1. DEFINITIONS.**

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

**SECTION 2. APPROVAL OF THE LETTER OF CREDIT AND THE SURETY BOND TO BE POSTED BY MAJESTIC STAR CASINO, L.L.C.**

The Commission hereby approves Letter of Credit No. S037464 in the amount of \$12,500,000 posted by Majestic Star Casino, L.L.C. with NBD Bank on April 8, 1996. The Commission further approves the replacement of the Letter of Credit by a Surety Bond and Guaranty in the same amount of \$12,500,000, subject to Commission staff review and final Commission approval.

**SECTION 3. EFFECTIVE DATE.**

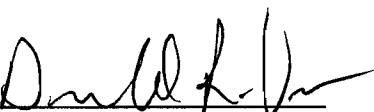
This RESOLUTION is effective immediately.

**ADOPTED, THIS THE 17TH DAY OF APRIL, 1996:**

**THE INDIANA GAMING COMMISSION:**

  
Alan I. Klineman, Chair

**ATTEST:**

  
Donald R. Vowels, Secretary