

RESOLUTION 1996- 46

**A RESOLUTION CONCERNING AN
EXTENSION OF THE CERTIFICATE OF
SUITABILITY ISSUED TO INDIANA GAMING
COMPANY, L.P. ON JUNE 30, 1995**

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. The Commission issued a Certificate of Suitability to Indiana Gaming Company, L.P. on June 30, 1995. The Certificate of Suitability was valid for a period of one hundred eighty (180) days.
2. The Commission issued an extension of the Certificate of Suitability to the Indiana Gaming Company, L.P. on December 4, 1995, January 8, 1996, and June 3, 1996. The last extension is to expire on August 21, 1996.
3. Indiana Gaming Company, L.P. requested an extension of the Certificate of Suitability on May 31, 1996 (copy of letter attached) and provided the Commission with documentation of its progress with respect to commencing a riverboat gambling operation on .
4. Empire Casino & Resort, an applicant for a riverboat owner's license for Dearborn County, has requested that the Commission deny Indiana Gaming Company, L.P.'s request for an extension of the Certificate of Suitability, and requested that the Commission allow it and other applicants for a riverboat owner's license for Dearborn County the ability to supplement or amend their applications.
5. The Commission has heard from Indiana Gaming Company, L.P. and from Empire Casino & Resort during the course of a public meeting held on August 20, 1996 and reviewed the documentation submitted by Empire Casino & Resort.

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

SECTION 1. SCOPE.

This resolution applies to Indiana Gaming Company, L.P.

SECTION 2. DEFINITIONS.

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

SECTION 3. EXTENSION OF CERTIFICATE OF SUITABILITY ISSUED TO INDIANA GAMING COMPANY, L.P.

The Certificate of Suitability issued to Indiana Gaming Company, L.P. is hereby:

EXTENDED

and will remain valid until February 17, 1997.

SECTION 4. EFFECTIVE DATE.

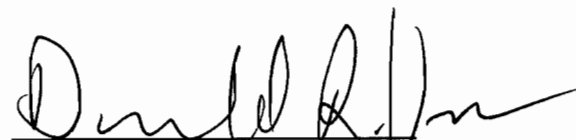
This RESOLUTION is effective immediately.

ADOPTED, THIS THE 20TH DAY OF AUGUST, 1996:

THE INDIANA GAMING COMMISSION:


Alan I. Klineman, Chair

ATTEST:


Donald R. Vowels, Secretary