

**ORDER 2011-207**  
**REGARDING INDIANA LIVE! CASINO'S REQUEST**  
**UNDER INDIANA CODE 4-35-7-11**

The Indiana Gaming Commission ("Commission") has considered the following factors:

1. Indianapolis Downs, LLC holds a gambling game license under Indiana Code 4-35-5.
2. Indianapolis Downs, LLC operates the Indiana Live! Casino under its gambling game license.
3. Indiana Code 4-35-7-11 states that a gambling game licensee may not install more than two thousand slot machines on its premises without the approval of the Commission.
4. As of July 31, 2011, Indiana Live! Casino had installed on its premises and was operating one thousand nine hundred eighty-six slot machines.
5. On June 1, 2011, Indiana Live! Casino requested Commission approval to install an additional two hundred slot machines in addition to the two thousand allowed under IC 4-35-7-11.
6. Indiana Live! Casino has represented to the Commission that, at peak times, it is running at 90% capacity for non-high limit slot machines and that demand is even higher for certain popular slot machines. An additional two hundred machines would allow the casino to place more high-demand machines on its floor and, according to the casino, would ease its capacity concerns.
7. Indiana Live! Casino estimates a revenue increase of \$14 million to \$15 million if the Commission allows the additional slot machines.
8. Indiana Live! Casino recently told the United States Bankruptcy Court in Delaware that an important part of its bankruptcy strategy is to increase the value of the property so that it might be able to finance a reorganization plan that relies less on exchanging secured creditors' debt into equity and more on traditional refinancing.

**COMMISSION ACTION**

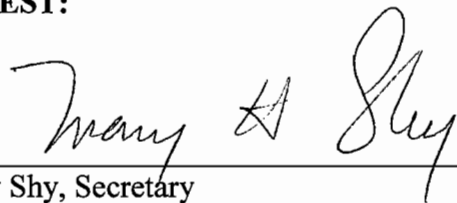
For the foregoing reasons, the Commission hereby APPROVES ~~DENIES~~ Indiana Live! Casino's request to install not more than two thousand two hundred slot machines on its premises.

**IT IS SO ORDERED THIS THE 10<sup>TH</sup> DAY OF NOVEMBER, 2011.**

**THE INDIANA GAMING COMMISSION:**

  
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Timothy Murphy, Chair

**ATTEST:**

  
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Mary Shy, Secretary