

**RESOLUTION 2018-165**  
**AZTAR INDIANA GAMING COMPANY, LLC d/b/a TROPICANA EVANSVILLE'S**  
**REQUEST TO MODIFY ITS LOCAL DEVELOPMENT AGREEMENT**

The Indiana Gaming Commission ("Commission"), based upon its consideration of the following factors, adopts the following resolution pursuant to the authority granted to the Commission under Ind. Code art. 4-33 and Title 68 of the Ind. Admin. Code:

1. The Commission maintains continuing jurisdiction over the local development agreement, in the form of a lease (the "Lease"), between casino owner's licensee Aztar Indiana Gaming Company LLC d/b/a Tropicana Evansville ("Aztar"), the City of Evansville, Indiana (acting by and through the Redevelopment Commission of the City of Evansville, Indiana ("the City"), and New Tropicana OpCo, Inc. ("Guarantor"). Ind. Code § 4-33-23-7. Aztar, the City, and Guarantor are hereinafter collectively referred to as the "Parties."

2. The Commission also has the authority "to act concerning modifications to the agreement." Ind. Code § 4-33-23-8.

3. On September 7, 2018, the Parties submitted a request, pursuant to Ind. Code § 4-33-23-14, to modify and amend the Lease along with a proposed draft of the amendment (the "Amended Lease"). The proposed Amended Lease is conditioned upon the Commission's approval and must be executed by all parties within thirty (30) days of approval. Ind. Code § 4-33-23-14.

4. The Commission approves the Party's request to modify the Lease.

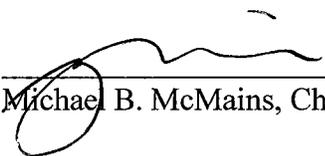
5. Pursuant to Ind. Code § 4-33-23-14, the Parties must provide the Commission with a fully executed copy of the Amended Lease within thirty (30) days following the date of this approval.

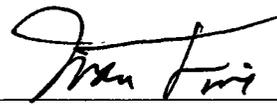
The Commission hereby **APPROVES** the Party's September 7, 2018, request to modify and amend the Lease.

**IT IS SO RESOLVED AND DIRECTED, THE 13<sup>th</sup> DAY OF SEPTEMBER, 2018.**

**THE INDIANA GAMING COMMISSION:**

**ATTEST:**

  
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Michael B. McMains, Chair

  
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Marc Fine, Vice Chair