



Chairman
Daniel D. Hogan

Executive Director
John G. Cansdale

Members
Michael J. Hoblock, Jr.
John B. Simoni

**STATE OF NEW YORK
RACING AND WAGERING BOARD**

Secretary to the Board
Gail Pronti

June 10, 2008

Kathryn J. Stone, Licensing Manager
American Gaming & Electronics, Inc.
9500 West 55th Street
McCook, Illinois 60525

Dear Ms. Stone:

This correspondence shall serve as notification of the award, pursuant to the Nation-State Gaming Compact between the Seneca Nation of Indians and the State of New York Appendix D(j)(2), of a temporary finding of suitability as a Gaming Enterprise for American Gaming & Electronics, Inc., to conduct gaming related business with the Seneca Nation of Indians' Seneca Niagara Casino and Seneca Buffalo Casino.

The temporary gaming license shall remain in effect until suspended, revoked or until such time as an annual registration is issued. Please note that a temporary finding of suitability from the New York State Racing and Wagering board does not unilaterally afford American Gaming & Electronics, Inc. the ability to conduct gaming related business with Seneca Niagara Casino and Seneca Buffalo Casino; the Seneca Gaming Authority must first issue a temporary license.

Please be informed that the New York State Racing and Wagering Board (Board) will forward the American Gaming & Electronics, Inc. enterprise application, and the principal employee applications for Marshall L. Burman, Frank R. Martin, Anthony Spier, Peter Schneiders, IV, and James F. Brace, to the New York State Police who will conduct a background investigation and report the results of the investigation to the Board for action. The Board will issue a registration to any gaming service enterprise unless the applicant or any of its principals have:

1. been convicted of a crime whose elements would constitute a felony under the laws of New York State or is punishable as a felony in another jurisdiction;
2. been convicted of any form of bookmaking or other form of illegal gambling;
3. been convicted of any fraud or material misrepresentation in connection with gaming;
4. otherwise been determined to be a person whose prior activities, criminal record, if any, or reputation, habits and associations pose a threat to the effective regulation of gaming or create or enhance the chances of unfair or illegal practices, methods,

1 Broadway Center, Suite 600, Schenectady, NY 12305-2553
Telephone (518) 395-5400 FAX: (518) 347-1250
<http://www.racing.state.ny.us>

and activities in the conduct of the Class III Gaming permitted pursuant to the Compact;

5. failed to provide any information reasonably required to investigate the applicant for a Class III Gaming Enterprise License or to reveal any fact material to such application, or has furnished any information that is untrue or misleading in connection with such application; or
6. a principal of the applicant that is under the age of 18.

Should you have any questions regarding this correspondence, please call.



Robert Williams
Assistant Counsel

cc: John Williams, Executive Director, Seneca Gaming Authority
Kathy Poulos, Senior Licensing Coordinator, Seneca Gaming Authority
New York State Police, Casino Detail