

MISSOURI GAMING COMMISSION

COMMISSION RESOLUTION NO. 21-003
REGARDING LICENSE RENEWAL FOR
HGI-MARK TWAIN, LLC

January 27, 2021

WHEREAS, Affinity Gaming, a Nevada corporation, has been granted a Class A license by the Missouri Gaming Commission to develop and operate Class B licensees within the State of Missouri; and

WHEREAS, HGI-Mark Twain, LLC (the "Company"), a Nevada limited liability company, has been granted a Class B license to operate and conduct gambling games upon an excursion gambling boat by the Missouri Gaming Commission (the "Commission"), pursuant to Sections 313.800, RSMo *et seq.*, as amended from time to time, and 11 CSR 45-1 *et seq.*, as amended from time to time (collectively, the "Riverboat Gambling Act and Regulations"); and

NOW, THEREFORE, BE IT RESOLVED, that the Commission hereby renews the Company's Class B license to operate and conduct gambling games upon the excursion gambling boat identified on Exhibit A attached hereto within the State of Missouri, and the Company is hereby authorized pursuant to such license to dock such excursion gambling boat at its docksite at or around the 335.5 mile marker of the Mississippi River and to conduct excursions on such excursion gambling boat from such docksite; provided, however, that the renewal of the Company's Class B license and such renewed license shall be subject to the licensing hearing of the Company being reopened at a subsequent Commission meeting pursuant to Section 313.807.1, RSMo; and

RESOLVED, that the license of the Company which is renewed as provided herein shall be subject to full and complete compliance by the Company with the Riverboat Gaming Act and Regulations, and subject to any and all conditions set forth or that may be set forth in the Riverboat Gambling Act and Regulations or by the Commission, from time to time; provided that, notwithstanding the foregoing, with regard to the matters set forth in any pending disciplinary action, the Commission's finding on such matters is as set forth in the complaint for disciplinary action and shall be subject to 11 CSR 45-13 and, specifically, any final order under 11 CSR 45-13.050(3) or 11 CSR 45-13.070(4) subsequent to the date of this Resolution; and

RESOLVED, that the license of the Company which is renewed as provided herein shall be subject to the Company maintaining all required governmental permits and approvals for operation of its excursion gambling boat; and

RESOLVED, that the license of the Company which is renewed as provided herein shall be subject to any penalty or to suspension or revocation based on any subsequent investigative findings by the Commission with regard to the Company or any of its occupational licensees;

RESOLVED, that, pursuant to 11 CSR 45-1.030, the resolutions set forth herein do not indicate or suggest that the Commission has considered or passed in any way on the marketability of securities of the Company or any affiliate company or any other matter, except the matters set forth herein;

RESOLVED, that the renewal of the license renewed herein shall become effective for a four year term beginning on February 1, 2021; and

RESOLVED, that, subject to the above resolutions, the Company shall be authorized to conduct as a part of its gaming operations only the gambling games specifically authorized by Executive Order of the Commission and approved along with internal controls by the Executive Director thereunder.

EXHIBIT A

HGI-Mark Twain, LLC
Excursion Gambling Boat

The excursion gambling boat referred to in the attached Resolution Number 21-003 is the vessel known as the *Mark Twain*. The boat is further described in HGI-Mark Twain, LLC's application for a Class B license.