



# TECHNOLOGY PROVIDER LICENSE

State of Ohio • Ohio Lottery Commission  
615 West Superior Avenue • Cleveland, Ohio 44113-1879



<b>APPLICATION</b> <input type="checkbox"/>
<b>FEE: \$2,500</b>
DATE RECEIVED

<b>RENEWAL</b> <input type="checkbox"/>
<b>FEE: \$1,000</b>
RENEWED RECEIVED DATE

## BUSINESS INFORMATION

### GENERAL INFORMATION

BUSINESS NAME (DBA)

PHYSICAL STREET ADDRESS

CITY

STATE

ZIP + 4

+

### MAILING INFORMATION

MAILING ADDRESS

CITY

STATE

ZIP + 4

+

EMAIL ADDRESS

TELEPHONE NUMBER

TELEPHONE NUMBER 2

FAX NUMBER

### CONTACT INFORMATION

CONTACT PERSON

CONTACT PERSON TITLE

TELEPHONE NUMBER

TELEPHONE NUMBER 2

FAX NUMBER

EMAIL ADDRESS

### ADDITIONAL BUSINESS INFORMATION

FEDERAL TAX IDENTIFICATION NUMBER

STATE

#### BUSINESS ENTITY TYPE:

- Sole Proprietorship
- C-Corporation
- Other \_\_\_\_\_
- Limited Partnership
- S-Corporation
- Partnership
- Trust
- Limited Liability Corporation

LEGAL NAME OF COMPANY

#### BUSINESS DESCRIPTION:

- Manufacturer
- Distributor
- Test Lab (Additional test lab requirements on page 2)
- Other \_\_\_\_\_

#### LIST THE TYPES OF PRODUCTS YOU INTEND TO OFFER FOR SALE IN OHIO (ATTACH DIFFERENT PAGES IF NEEDED):

## REGISTRATION

- Attach proof of registration with the Department of Justice in compliance with the Gambling Devices Act of 1962.
- Attach proof of Ohio registration and your registration number.

List all current Class III Gaming Licenses, registrations, certifications, etc. and list any license revocations, suspensions, denials, etc. (attach different pages if needed):

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Has the Applicant ever applied in any jurisdiction, including, but not limited to any Federal, State, or Local Governments for a license, permit or other authorization to sell, manufacture, or distribute video lottery terminals?	<b>YES</b>	<b>NO</b>
	<input type="checkbox"/>	<input type="checkbox"/>
<i>If yes, attach a document to provide information regarding licenses, permits or other authorizations issued by a government agency. Please list Ohio licenses first.</i>		

List all affiliations with video lottery sales agents or independent test labs and the nature of such affiliation. Affiliation means directly or indirectly, through one or more intermediaries, controlled by or under common control (attach different pages if needed):

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## CORPORATE ENTITY INFORMATION

- Attach a list of the current company principals by name and title. A table of organization is acceptable.

Has the Company been convicted of a crime or fined by a United States regulatory agency, including State and SEC, in the last three years?	<b>YES</b>	<b>NO</b>
	<input type="checkbox"/>	<input type="checkbox"/>
Has the Applicant, or any Principal, had any petition under any provision of the Federal Bankruptcy Code or under any state insolvency law filed by or against it in the last ten-year period?	<b>YES</b>	<b>NO</b>
	<input type="checkbox"/>	<input type="checkbox"/>
Has the Applicant, or any Principal, sought relief under any provision of the Federal Bankruptcy Code or under any state insolvency law in the last ten-year period?	<b>YES</b>	<b>NO</b>
	<input type="checkbox"/>	<input type="checkbox"/>
Has any receiver, fiscal agent, trustee, reorganization trustee or similar officer been appointed in the last ten-year period by a court for the business or property of the Applicant, or any Principal?	<b>YES</b>	<b>NO</b>
	<input type="checkbox"/>	<input type="checkbox"/>

If you answered yes, to any of the above questions, please attach information for each incident.

## ADDITIONAL TEST LAB DOCUMENTATION (NEW APPLICANT ONLY)

- Attach documentation showing the Test Lab to be ISO 17025 Certified.
- Attach examples of VLT/ Slot machine test certification reports from at least three other jurisdictions.

## CORPORATE FINANCIAL ITEMS (NEW APPLICANT ONLY)

- Attach the latest 10K and 10Q; 8K's since last 10Q filing; and three years of audited financial statements.
- Attach the completed Applicant Request to Release Information Form.

The Ohio Lottery reserves the right to require additional information including an ownership structure and flow chart, the classes and amount of outstanding stock, outstanding debt instruments and amounts, and any other information at the discretion of the Lottery Director.

## CHECKLIST

- Technology Provider Terms and Conditions, signed and notarized
- Authorization to Release Information
- Representation and Warranty
- Attach check for \$2,500 license fee (new applicants only; renewals are \$1,000)



# TECHNOLOGY PROVIDER LICENSE APPLICATION/RENEWAL

State of Ohio • Ohio Lottery Commission • 615 West Superior Avenue • Cleveland, Ohio 44113-1879



You must make accurate statements and include all material facts. Any omissions, material errors, misrepresentations, failure to provide any requested information, or failure to meet any other requirement as set forth in law or regulation may result in the denial of the Application or subsequent fines, suspension or revocation of any license issued by the Ohio Lottery Commission.

The Ohio Lottery Commission reserves the right to supplement, revise or amend this Application, which may require an Applicant or Technology Provider, if licensed hereunder, to submit additional documentation.

**THIS FORM IS AN OFFICAL DOCUMENT OF THE OHIO LOTTERY COMMISSION.  
IT CAN NOT BE ALTERED OR CHANGED IN ANY FASHION, EXCEPT TO FILL-  
IN THE AREAS PROVIDED WITH THE INFORMATION THAT IS REQUIRED. ANY  
ALTERATION OR CHANGE TO THIS DOCUMENT, WHICH IS NOT WITHIN THE  
EXCEPTION, MAY CAUSE THIS APPLICATION OR YOUR LICENSE TO BE DELAYED  
OR DENIED.**

## DEFINITIONS FOR PURPOSES OF THIS APPLICATION

**Note: To the extent a definition is not provided herein, definitions contained in Section 3770:2-2-01 of the Administrative Code shall apply. In the event of any conflicts between the definitions contained herein and those set forth in the Administrative Code, the definitions set forth in the Administrative Code control.**

**Commission or Ohio lottery Commission or lottery** means the lottery Commission created by the Lottery Act.

**Director** means the executive Director or individual serving in the capacity of the executive Director of the state lottery appointed in accordance with the Lottery Act.

**Licensing fee** means the fee to be paid by an applicant that is approved for a Video Lottery Technology Provider License which shall be in an amount set forth in rules promulgated by the Commission under division 3770:2 of the Administrative Code.

**Lottery Act** means Chapter 3770 of the Revised Code, and all amendments thereto.

**Officer** means a president, chief executive officer, chief operating officer, secretary, treasurer, principal legal officer, principal compliance officer, principal financial officer, comptroller, principal accounting officer, chief engineer or technical officer of a manufacturer and any person routinely performing corresponding functions with respect to an entity whether incorporated or unincorporated.

**Technology Provider Applicant** means a person who applies for a video lottery technology provider license in accordance with the lottery act.

**Video Lottery Central Monitoring System** means a system that may be operated by or under the control of the Lottery Commission for the purpose of providing the following functions relating to the sales of video lottery games: security, auditing, data and information retrieval, and other purposes deemed necessary and authorized by the Lottery Commission.

**Video lottery Sales Agent** means a person who is a permit holder which conducts live racing in accordance with 3769 of the Revised Code, and which is licensed by the Director to sell video lottery games through video lottery terminals, and who continues to be a permit holder while authorized by the Director to sell video lottery games.

**Principal** means (1) an officer or member of the board of Directors of a technology provider applicant or licensee; (2) a shareholder, general partner of a partnership, individual proprietor of a proprietorship, or any other form of association, entity, organization, or group of owners, having, directly or indirectly intending to exercise influence or exercising influence over the affairs of the technology provider applicant or licensee. The exercised of voting privileges with regard to publically traded securities shall not be deemed to constitute the exercise of influence as that term is used in this subsection.

**Video lottery terminal or VLT** is a device used by a video lottery sales agent in connection with the sale of video lottery games. The VLT is connected to the video lottery central monitoring system.



# TECHNOLOGY PROVIDER LICENSE TERMS AND CONDITIONS

State of Ohio • Ohio Lottery Commission • 615 West Superior Avenue • Cleveland, Ohio 44113-1879



**PLEASE READ THIS DOCUMENT CAREFULLY, THEN SIGN AND DATE IT IN INK**

**PLEASE PRINT THE FOLLOWING INFORMATION:**

APPLICANT'S FULL BUSINESS NAME			
STREET ADDRESS		CITY	STATE ZIP CODE

In order to determine the Applicant's qualifications for a Technology Provider License ("License" or "Technology Provider License"), the above-referenced entity (hereinafter referred to as "Applicant") understands, acknowledges, and consents that the Ohio Lottery Commission ("Commission"), including but not limited to, its Commissioners, employees, agents and designees (hereinafter collectively referred to as "Agent") may make a thorough investigation of the Applicant's records and background. It is in the public's interest that all requested information concerning the Applicant is disclosed to the Commission and that the Commission and its Agent obtain all necessary and requested information. The Commission reserves the right to revise, supplement or amend this Application, which may require an Applicant or Technology Provider, if licensed hereunder, to submit additional documentation.

### COMPLIANCE WITH LOTTERY ACT AND RULES

The Applicant and, in the event a license is issued, the license holder ("Technology Provider license") acknowledge and agree to be bound and must comply with the applicable portions of the Lottery Act (Chapter 3770 of the Ohio Revised Code) and any amendments thereto and all applicable current or future rules, conditions, regulations, standards, directives and orders adopted, promulgated or issued there under by the Ohio Lottery Commission pursuant to Chapter 3770 of the Ohio Revised Code, Ohio Administrative Code, or the Executive Director of the Ohio Lottery Commission ("Director"). Division 3770:2 of the Ohio Administrative Code pertains to video lottery gaming, and unless specifically incorporated by reference in a rule under division 3770:2, rules under Chapters 3770-1 to 3770-6, including division 3770:1, shall not apply.

### CONSENT, AUTHORIZATION, & ACKNOWLEDGEMENT

The Applicant hereby consents and acknowledges that the Commission and its Agent are authorized to conduct investigations into the Applicant's background and records using whatever legal means it deems appropriate. The Commission and its Agent reserve the right to investigate all relevant information and facts to its satisfaction.

The Applicant understands that by signing this document, a background investigation including, but not limited to, criminal history and credit reports, may be conducted by the Commission with respect to the Applicant, its principals, and other individuals involved in the technology provider's video lottery activities. The Commission discloses to the Applicant that both criminal and financial investigative background reports may be obtained for the purpose of determining the Applicant's qualifications and eligibility for a Technology Provider License and to consider the Applicant's financial responsibility, stability, and integrity. The Applicant consents to the inspection and examination of audits, financial records, and documents.

The Applicant understands and acknowledges that persons and entities requested to provide information to the Commission or its Agent must be given authorization by the Applicant to release such records and information. The Applicant understands and agrees that the results of such investigations and its conclusion may be used by the Commission and its Agent – whether orally or in writing - in order to process the Application.

The Applicant hereby understands, acknowledges, and consents that the Commission and its Agent, may examine documents, records, and data from foreign and domestic sources, through public and private channels, including but not limited to, credit bureaus, motor vehicle records and investigations, reports from federal, state and local gaming and gambling clients; professional associations; certification/licensing boards and Commissions; criminal and civil courts and administrative tribunals; police departments and bureaus; banks, financial and lending

institutions; bonding, surety and insurance companies; governmental agencies and units; corporations, employers, and references, or any other entity deemed necessary to release any information the Commission and its Agent may require in connection with its investigations.

The Applicant understands and acknowledges that the Commission and its Agent may obtain information pursuant to such investigations through personal interviews with acquaintances, business associates and other persons who may have knowledge as to the Applicant's background and records. The Applicant further understands and acknowledges that inquiry into the Applicant's formation documents (e.g., charter, bylaws, etc.), public records, registrations and licenses, and depositions and transcripts may be relevant to the Commission's evaluation of the Applicant's qualification and eligibility.

The Applicant acknowledges and consents that a criminal background investigation and report may be requested of the applicant and/or its principals, or any other persons affiliated with the applicant or licensee who the director determines should be required to submit to a criminal or financial background check. The criminal background investigation and report may be used by the Commission and its Agents for the purpose of reviewing and evaluating the Application. The Applicant understands and agrees that the results of this background investigation and report, as well as the conclusions drawn there from by the Commission and its Agent, may prove unfavorable to the Applicant.

If a Technology Provider License is approved, the Applicant acknowledges and authorizes that the Commission and its Agent, as well as its successors and assigns, may obtain the above mentioned background information about the Applicant at any time and on an ongoing basis in connection with this application process or for any one or more of the following reasons: (1) issuing and reviewing the License; (2) taking administrative or regulatory action on the License; or (3) any other legitimate and lawful purpose associated with the License. The Applicant agrees to cooperate with any such investigations by the Commission.

The Applicant understands and acknowledges that falsification of information shall constitute an immediate denial of an Application, and/or suspension or revocation of a Technology Provider License. Any misleading or incorrect statements, omissions whatsoever, including any failure to disclose any criminal conviction or any threatened or actual debarment, exclusion or other ineligibility notice for participation in gaming and/or gambling activities, may remove this Application from further consideration by the Commission and, if licensed, may cause such license issued by the Commission to be suspended or revoked. Such actions may also subject the Applicant to civil and criminal penalties as proscribed by law. A Technology Provider License may be denied on the bases set forth in section 3770:2-5-05 of the Ohio Administrative Code.

## **BACKGROUND INVESTIGATIONS**

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The Applicant hereby understands and acknowledges that the director and its Agent may initiate investigations into the backgrounds and records of the Applicant or the Applicant's principals or any other persons affiliated with the applicant or licensee who the director determines should be required to submit to a background investigation.

The Applicant understands and agrees that the criminal history record files contain records of arrests which may have resulted in a disposition other than a finding of guilty (i.e. dismissal of charges or charges that resulted in a finding of not guilty). The Applicant further understands and agrees that the information may contain listings of charges that resulted in a suspended sentence even though the Applicant, and/or its principals successfully completed the conditions of probation or charge was later discharged or expunged. The Applicant acknowledges and authorizes that this type of information may be released to the Commission and its Agent even though this record is designated as non-public.

In order to facilitate the background investigations, each Applicant, and any other individuals or entities required to submit to background investigations must complete any documents required by the Commission. The Commission and its Agent reserve the right to require additional background information from the Applicant.

The Applicant agrees that, during the term of the License and any renewal thereof, the Applicant shall be obligated to provide any additional information as the Commission may prescribe. The Applicant agrees to appraise the Ohio Lottery should any criminal proceedings occur during the term of the contract.

## **APPLICATION AND LICENSE FEES**

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Applicant shall pay to the Lottery an initial licensing fee of \$2,500 at the time of submission of this Application as set forth in section 3770:2-11-01 of the Administrative Code. Such payment shall be made by certified check or wire transfer to the Ohio Lottery Commission. License renewals are \$1,000.

## **INDEMNIFICATION**

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In addition to and not in limitation of any other obligation of the Applicant/Technology Provider, the Applicant/Technology Provider agrees to save, defend, indemnify and hold harmless the Ohio Lottery Commission, its Commissioners, Director, employees, agents, and the State of Ohio from and against any and all charges, obligations, demands, claims, damages, losses, recoveries, judgments costs, expenses (including reasonable attorney fees), or liability of any kind whatsoever including, but not limited to, consequential, exemplary, special, indirect, incidental or punitive damages, loss of profit or loss of business opportunity including reasonable attorneys' fees arising out of or relating in any way to Applicant/Technology Provider's acts or omissions, including infringement, in connection with any video lottery gaming activities. Any defense undertaken on behalf of any indemnitee hereunder shall be in cooperation with the Ohio Attorney General.

## **EQUIPMENT STANDARDS**

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A Technology Provider may not deliver to a video lottery sales agent a terminal to be placed into service unless the following requirements are met:

1. The gaming facility has been licensed, totally or temporarily, as a video lottery sales agent by the lottery.
2. The video lottery terminal hardware has passed appropriate testing conducted by an independent test lab licensed by the lottery.
3. The video lottery terminal is compatible with the central monitoring system controlled by the Lottery. Any additional hardware or software to accomplish this is the responsibility of the manufacturer and/or video lottery sales agent.
4. The game software has been approved by an independent test lab licensed by the lottery.
5. The game theme, type, and prize structure has been approved by the Lottery Commission under game rule 3770:2-10-60.
6. The video lottery software must be provided to the video lottery central monitoring system provider at no additional cost to the lottery.
7. The Lottery and its designated agents shall have access to the hardware and software of the video lottery terminals for audits authorized by 3770.06 of the Ohio Revised Code and for any other purposes deemed necessary by the director.

## **ACCOUNT MANAGEMENT**

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A licensed Technology Provider must identify a single point of contact for technical questions and concerns and for the reporting of incidents. A Technology provider must agree to provide timely notice to the Lottery Commission regarding incidents related to their hardware or software in other jurisdictions.

Technology Provider employees who require ongoing access to Ohio racetrack facilities may be required to obtain a gaming employee license as defined in section 3770:2-4-01 or to register with the Lottery Commission upon arrival at the facility.

## **PROHIBITION**

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Neither the Applicant/Technology Provider nor any person, on behalf of him/herself or any other organization, directly or indirectly, shall invite, solicit, demand, offer or accept payment, contribution, favor or other consideration to influence the award or retention of a Technology Provider License or any contracts related to said licenses.

## **DENIAL OF LICENSE**

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If after a full review of an Application and consideration of any other factors deemed relevant to the efficient and proper administration of video lottery gaming, the Director determines that an Applicant has not met the requirements for issuance of a Technology Provider License, or has not supplied sufficient information to allow the Director to determine if the requirements for issuance of a License have been met, the Director may deny the Application, or may request that the Application be revised for further consideration. When required to do so by the

Administrative Procedure Act, the Director shall afford a hearing to an Applicant. Any such hearings shall comply with the requirements for adjudication hearings set forth in the Administrative Procedure Act.

### **GROUND FORS SUSPENSION, CANCELLATION, OR REVOCATION OF A TECHNOLOGY PROVIDER LICENSE**

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The Applicant acknowledges the authority of the Director, subject to Chapter 119 of the Revised Code to suspend, cancel or revoke the license of any Applicant as set forth in section 3770:2-5-06 of the Administrative Code.

Any suspension or revocation may be in addition to or in lieu of the imposition of a fine under section 3770:2-5-06 of the Administrative Code. When required to do so by the Administrative Procedure Act, the Director shall afford a hearing to the technology provider affected by an order to suspend, revoke or cancel a License. Such hearing shall comply with the requirements for adjudication hearings set forth in the Administrative Procedure Act.

If a License is revoked, an Applicant may reapply, but any subsequent application shall require submission of a new application, and shall only be submitted after any waiting period for reapplication, if any, established by the Director, has expired.

### **CHANGE IN FINANCIAL CONDITION OR OWNERSHIP**

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Prior to issuance of a Technology Provider license, or during the term of a Technology Provider license, the applicant or licensee shall update or supplement information provided to the Lottery regarding changes in financial condition and/or ownership. Failure to notify the Director of such material change in financial condition, control or ownership may be grounds for revoking the license.

### **ASSIGNMENT**

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A License may not be assigned or transferred.

### **WAIVER AND RELEASE**

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The Lottery and its agents will not affirmatively disclose information provided to the Lottery by Applicant and designated as confidential except where disclosure is required by law, legal process, or by a final ruling of a court of competent jurisdiction, pursuant to the laws of the State of Ohio or the United States of America, or if such information has been made public by a third party.

The Applicant understands and acknowledges that certain documents and records may contain negative and or confidential information about the Applicant. Applicant accepts the risk of any embarrassment, criticism, financial loss, or other adverse consequence which may result from the review or release of information in the application packet. In consideration of the Lottery's review of the Application, the Applicant, for itself and its agents, employees, trustees, directors, administrators, affiliates, subsidiaries, successors and assigns hereby waives any and all claims it or they may now or hereafter have against the Lottery, its Commissioners, Director, employees, agents or the state of Ohio (hereinafter Released Parties) and hereby releases and forever discharges the Released Parties in their personal, and/or official capacities of and from all charges, claims, liabilities, obligations, demands, controversies, damages, costs, fees, expenses (including any claim for attorney fees), actions and causes of action of any kind, but excluding any of the forgoing arising from the willful or wanton misconduct of the Released Parties, which it or they may now or hereafter have arising from or related to the disclosure of information submitted or obtained in the Application review process or arising from the investigation of the background of the Applicant, its principals and key gaming employees or from the review of the application package.

### **APPLICANT'S STATEMENT & CERTIFICATION**

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The Applicant authorizes the investigations of any and all statements contained in this Acknowledgement as well as the Applicant's Technology Provider License Application as may be necessary in arriving at a licensing decision. The Applicant certifies that the information given in this Application is an accurate statement of facts about the Applicant, and its principals. By signing this document, Applicant acknowledges the Applicant's awareness that any false or misleading statements, omissions, or failure to disclose information may disqualify the Application.

The Applicant understands that it is seeking the granting of a privilege and acknowledges that the burden of proving its qualifications for a favorable determination is at all times on the Applicant. The Applicant accepts any risk of adverse public notice, embarrassment, criticism, or other action of financial loss, which may result from action with respect to its Application.

## STATEMENT & CERTIFICATION SIGNATURES

PRINT NAME OF APPLICANT OR DESIGNATE REPRESENTATIVE OR SIGNATORY	TITLE
APPLICANT SIGNATURE	DATE

PRINT NAME OF CHIEF EXECUTIVE OFFICER	TITLE <b>CHIEF EXECUTIVE OFFICER</b>
CHIEF EXECUTIVE OFFICER SIGNATURE	DATE

## NOTARY

The undersigned certifies that the above named individuals appeared in person, for and behalf of himself/herself and the Applicant, and before me, either known to me or satisfactorily proven to be the individuals whose name subscribed to the within instrument and signed the Authorization and Notification for and on behalf of himself/herself and the Applicant.

STATE OF: \_\_\_\_\_ COUNTY: \_\_\_\_\_

SWORN TO ME AND SUBSCRIBED IN MY PRESENCE, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20 \_\_\_\_\_

NOTARY PUBLIC \_\_\_\_\_ My Commission Expires \_\_\_\_\_





# TECHNOLOGY PROVIDER LICENSE REQUEST TO RELEASE INFORMATION

State of Ohio • Ohio Lottery Commission • 615 West Superior Avenue • Cleveland, Ohio 44113-1879



PRINT NAME OF APPLICANT OR DESIGNATE REPRESENTATIVE OR SIGNATORY	TITLE
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The above-named entity is an Applicant (hereinafter referred to as "Applicant") for a Technology Provider license with the Ohio Lottery Commission ("Commission"), whose principal office is located at 615 W. Superior Ave, N.W., Cleveland, Ohio 44113. This document provides the Commission with the necessary authorization to conduct investigations of the Applicant. It also provides the issuing agency with the applicable request, consent, and release of information notifications (hereinafter referred to as "Authorization and Notification") in connection with the Applicant's Technology Provider Application with the Commission.

Having filed an Application for a Technology Provider License dated \_\_\_\_\_ with the Commission, the Applicant hereby gives its authorization and consent to the Commission, including but not limited to, its commissioners, employees, agents, consultants and designees (hereinafter collectively referred to as "Agent"), to conduct full investigations into the background and records, whether financial, criminal or otherwise, of the Applicant in connection with its Technology Provider License Application, and to make inquiries and request and obtain such information from other third parties as, in the sole discretion of the Commission or its Agent, is necessary to such investigation. The Applicant acknowledges and agrees that the Commission may conduct all or part of such investigations and reviews on its own accord or may enlist the services of other entities as its Agent to conduct these investigations. The Applicant even further authorizes the use of any such information in the course of the Commission's investigation and evaluation of the Applicant's Technology Provider License Application in connection with video lottery gaming operations.

The Applicant hereby authorizes the release of any and all information pertaining to the Applicant, whether it is documentary or otherwise, as requested by the Commission or its Agent, provided that the Commission's representative certifies to the issuing entity that the Applicant has a Technology Provider License Application pending before the Commission. This Authorization and Notification requests any and all persons and every present or former firm, company, corporation, governmental entity, association, institution, or other third party to whom this request is presented having personal knowledge and opinions about the Applicant or knowledge or control of any information, documents, records, correspondence, or data (including, but not limited to, criminal and financial history and record information, i.e., account, note and general ledger), pertaining to the Applicant, to reveal, furnish copies, and release to the Commission or its Agent, any and all information, opinions, knowledge, documents, records or other data in their possession regarding the Applicant, whether of a privileged or confidential nature or whether or not such information would otherwise be protected from the disclosures by any constitutional statutory or common law privilege. Without limiting the previously described authorization, the Applicant specifically authorizes the release of information concerning gaming and gambling activities related to video lottery terminals. The Applicant hereby authorizes all such persons to answer any inquiries, questions, or interrogatories concerning the Applicant, which may be submitted to them by or on behalf of the Commission.

In consideration for the issuing entity gathering and disclosing such information, the Applicant further specifically waives absolutely any privileges, other than attorney-client privilege it may have and confidential relationship of privacy positions that may exist which may be applicable to any documents or information sought from the issuing entity pursuant to this Authorization and Notification. Notwithstanding the foregoing, any shared information which is confidential proprietary or trade secret information shall not be subject to inspection or copying under 149.43 of the Revised Code as a public records unless the Applicant otherwise provides its written consent. The Applicant hereby releases the Commission and its Agent, from any civil or criminal liability whatsoever for seeking such requested information and for evaluating such information as it relates to the Applicant's Technology Provider License Application. Moreover, the Applicant hereby discharges, saves, and holds harmless the Commission and its Agent from any and all claims and damages, as well as any responsibility or liability of every nature and kind, resulting from or arising out of the Commission's investigation. In addition, the Applicant hereby releases the issuing entity and its agents and employees, both individually and collectively, from any and all liability for damages

of whatever kind, which may at any time result because of compliance with this Authorization and Notification and request and/or furnishing, inspecting, disclosing, and using such opinions, knowledge, documents, records, or other data. Any shared information which is confidential proprietary or trade secret shall not be subject to inspection or copying under 149.43 of the Revised Code as a public record unless Applicant otherwise provides written consent.

The Applicant waives all right to inspect or review any information compiled in reference to its Technology Provider License Application. The Applicant authorizes the Commission and its Agent to release copies of any and all information to any agency or entity regulating the Applicant or licensee to include, but not limited to: Ohio State Patrol, and other law enforcement offices (police department or sheriff's office) in the State of Ohio, Ohio Attorney General's Office, agencies of other states, the federal government and any foreign government or any foreign or Domestic entities.

The Applicant authorizes that a photocopy or facsimile copy of this Authorization and Notification, or any other copy, be effective and accepted with the same authority, validity, and legality as the original instrument bearing the signature of an Applicant's officer or director, and the Applicant specifically waives any written authorized request. The Applicant acknowledges and understands that this Authorization and Notification consists of a three (3) page document that will become part of the Applicant's Technology Provider License Application.

This Authorization and Notification is limited to the Applicant's Technology Provider License Application or Technology Provider License with this Commission and shall supersede and countermand any prior request or notification to the contrary by the Applicant. This Authorization and Notification shall be valid for this Application and any future investigations, reports or updates that may be requested by the Commission, and if a video license is issued to Applicant, this Authorization Notification shall extend and be effective during the term of any issued Technology Provider License.

The Applicant has read and fully understands the above consents and authorizations. By affixing a signature below, the Applicant authorizes any duly noted representative of the Commission or its Agent to request information about the Applicant from entities for the purpose of determining the Applicant's eligibility to obtain and retain a Video Lottery Sales Agent License.

PRINT NAME OF APPLICANT OR DESIGNATE REPRESENTATIVE OR SIGNATORY	TITLE
APPLICANT SIGNATURE	DATE

**NOTARY**

The undersigned certifies that the above named individual appeared in person, for and behalf of himself/herself and the Applicant, and before me, either known to me or satisfactorily proven to be the individual whose name subscribed to the within instrument and signed the Authorization and Notification for and on behalf of himself/herself and the Applicant.

STATE OF: \_\_\_\_\_ COUNTY: \_\_\_\_\_

SWORN TO ME AND SUBSCRIBED IN MY PRESENCE, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20 \_\_\_\_\_

NOTARY PUBLIC \_\_\_\_\_ My Commission Expires \_\_\_\_\_



**TECHNOLOGY PROVIDER LICENSE**  
**REPRESENTATION AND WARRANTY AS TO MEMBERS**  
**OF THE BOARD OF DIRECTORS AND CHIEF OFFICERS**



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In consideration of the Ohio Lottery Commission's review of the undersigned Technology Provider's (hereinafter "Provider") application for a license, the undersigned Provider represents and warrants to the Ohio Lottery Commission that as of the date of Provider's application for a license, no member of the Provider's Board of Directors or any Chief Officer of Provider has been convicted of any felony in any state. The Provider further represents and warrants that no member of the Provider's Board of Directors or any Chief Officer of Provider has been convicted of a misdemeanor involving gambling in any state.

The Provider acknowledges that this representation and warranty are material to the decision to grant or deny a license and may be relied upon by the Ohio Lottery Commission. If any representation herein is determined not to be true or accurate, Provider's license application may be denied or, if a license has been issued, such license may be subject to fines or suspension or revocation in accordance with the Ohio Administrative Code. Nothing herein is intended to, nor shall it, operate as a limitation or waiver of any rights of the Ohio Lottery Commission under the Ohio Administrative Code including, but not limited to, the licensure of individuals pursuant to Ohio Administrative Code 3770:2-5-02 (A) (5) and 3770:2-11-01 (E). The Ohio Lottery Commission may treat any untruthful or inaccurate representation as a breach of warranty.

The person signing below represents that he/she has full authority to make this representation and provide this warranty on behalf of the Provider.

This warranty applies to all members of Provider's Board of Directors and all Chief Officers of Provider except:

INDIVIDUAL NAME(S) (PLEASE PRINT)
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TECHNOLOGY PROVIDER BUSINESS NAME (PLEASE PRINT)	
AUTHORIZED REPRESENTATIVE NAME (PLEASE PRINT)	TITLE (PLEASE PRINT)
SIGNATURE	DATE

- 1) The Lottery may require that these named individuals complete an **Authorization to Release Criminal Record** form and submit to further investigation.