

BEFORE THE NEVADA GAMING COMMISSION
AND THE STATE GAMING CONTROL BOARD

In the Matter of

THE APPLICATION OF BAY MEADOWS OPERATING
COMPANY, LLC FOR APPROVAL TO SHARE IN
THE REVENUE FROM THE CONDUCT OF OFF-TRACK
PARI-MUTUEL WAGERING

ORDER

THIS MATTER came on regularly for hearing before the State Gaming Control Board ("Board") on February 4, 1998, and before the Nevada Gaming Commission ("Commission") on February 26, 1998, at Carson City, Nevada; and

THE BOARD AND COMMISSION having considered all information pertinent hereto;

IT IS HEREBY ORDERED BY THE NEVADA GAMING COMMISSION UPON THE RECOMMENDATION OF THE STATE GAMING CONTROL BOARD:

1. THAT the application of Bay Meadows Operating Company, LLC for approval to share in the revenue from the conduct of off-track pari-mutuel race wagering, as amended and supplemented, is hereby accepted as filed.

2. THAT Bay Meadows Operating Company, LLC is granted approval to share in the revenue from the conduct of off-track pari-mutuel race wagering, said approval conditioned as follows:

a. That Bay Meadows Operating Company, LLC, its affiliated companies Patriot American Hospitality, Inc. and Wyndham International, Inc. shall comply with the provisions of NRS 463.639(1) and NGC Regulation 16.330, and shall also comply with any requests for additional reporting requirements made by the Gaming Control Board.

b. That the following information shall be reported to the Board, in writing, within 30 days after the end of the quarter concerning the occurrence or absence of the following:

(1) Any changes in Bay Meadows Operating Company, LLC, Patriot American Hospitality, Inc. and Wyndham International, Inc. officers, directors, or key personnel directly or indirectly engaged in the active administration or supervision of the gaming operations conducted at Bay Meadows Racetrack and related facilities who earn \$50,000 or more annually.

(2) All gaming related complaints, investigations into alleged misconduct, orders to show cause, and disciplinary actions instituted by, presided over, or in connection with the California Horse Racing Board, the Securities and Exchange Commission or any gaming regulatory agency, involving Bay Meadows Operating Company, LLC, Patriot American Hospitality, Inc. and Wyndham International, Inc., or its officers, directors, owners, agents or employees thereof.

(3) All arrests made of Bay Meadows Operating Company, LLC, Patriot American Hospitality, Inc. and Wyndham International, Inc. and their affiliates' officers, directors, owners, agents or employees and its patrons involving gaming misconduct or felony charges in the State of California. The