



City of New Bedford

BOARD OF ELECTION COMMISSIONERS

Dear New Bedford Voter:

The New Bedford City Council has called for a special election to be held on **Tuesday, June 23, 2015** on whether to permit the operation of a gaming establishment if licensed by the Massachusetts Gaming Commission (the "Commission") to be located on approximately 43 acres of land located off of MacArthur Drive, which land includes the former Cannon Street power station. I write this letter as a notice to registered voters pursuant to 205 CMR 115.05(6)(a).

The City of New Bedford (the "City") and KG New Bedford, LLC ("KG"), an applicant for a license to operate a category 1 gaming establishment in the City, executed a Host Community Agreement (the "Agreement") on March 19, 2015. A summary of the Agreement is enclosed for your reference, and the complete text of the Agreement is available in the City Clerk's Office and on the City's website at: <http://www.newbedford-ma.gov/>.

On June 23, 2015, the polls will be open from 7:00 AM to 8:00 PM at the normal polling locations, which are listed on the Election Commission's website at <http://www.newbedford-ma.gov/election-commission/voter-info/polling-locations/>. If you have questions about your voter status, please call the Election Commission at (508) 979-1420. Absentee ballots may be requested by qualified voters until 12:00 PM on June 22.

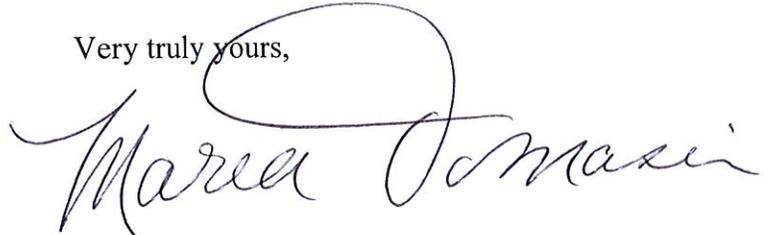
Massachusetts General Law c. 23K authorizes the Commission to develop and manage the process to select, license, oversee, and regulate all expanding gaming facilities in the Commonwealth. Under this law, KG must demonstrate compliance with the suitability requirements imposed by state law as implemented and administered by the Commission, and KG must obtain a positive determination of suitability from the Commission.

The Commission's application process for awarding a category 1 license has two phases. **Phase 1 of the application process** includes investigations conducted by the Commission and its Investigations and Enforcement Bureau, including members of the Massachusetts State Police, to determine the applicants' suitability and **will not be completed until after the election**. As part of the background checks, in compliance with the requirements of c.23K, the Commission reviews such things as the integrity, honesty, good character and reputation of the applicant; the financial stability, integrity and background of the applicant; the business practices and the business ability of the applicant to establish and maintain a successful gaming establishment; and whether the applicant has a history of compliance with gaming licensing requirements in other jurisdictions. Phase 2 of the application process involves the Commission's review of the details of the development itself, its location, design and amenities, how it will operate, and how the applicant will mitigate the impact in the host community.

In accordance with regulations issued by the Gaming Commission, 205 CMR 115.05(6)(a), I write to inform you that the City's June 23, 2015 special election will be held subject to the Commission's issuance of a positive determination of suitability to KG; that the Commission will make its determination of suitability after completing a thorough background investigation of KG, its principal operating officers, gaming partner and investors; and that the Commission will not permit KG, its principal operating officers, gaming partner and investors to proceed with the application for a gaming license unless it determines that they are suitable to operate a gaming facility in Massachusetts. The Commission has approved this notice.

Any questions about the special election may be directed to the Board of Elections at (508) 979-1420. Thank you.

Very truly yours,

A handwritten signature in black ink, reading "Maria Tomasia". The signature is fluid and cursive, with a large loop at the end of the last name.

Maria Tomasia

Chairwoman

Board Election Commissioners