

BATAVIA BETS REWARDS RULES AND REGULATIONS

EFFECTIVE AUGUST 1, 2020

All individuals legally allowed to wager in New York State will be eligible to participate in Batavia Bets' Player Rewards Program. Corporations, partnerships, joint ventures, syndicates, trusts and other legal entities are not eligible to participate.

Membership is limited to one person per Batavia Bets wagering account. All Dial-A-Bet Customers of Western Regional Off Track Betting will be automatically enrolled with their same access numbers into the Batavia Bets Rewards program. They will have the option of betting via Dial-A-Bet or via BataviaBets.com.

There is no enrollment fee to become a Batavia Bets rewards member.

Employees of Western Regional Off-Track Betting AND Batavia Downs Gaming and Racetrack are not eligible to participate.

Reward dollars will be earned a monthly basis. New Batavia Bets account registrants will be included in the monthly payout schedule.

Reward dollars will be earned for a monthly period beginning on the first and ending on the last day of the month. All properly accumulated dollars that are not subject to a customer dispute shall be credited to the customer's account by 5 pm eastern of the fifth day of the month, following the previous month that just ended.

At the conclusion of each monthly period, each member's dollar accumulation shall be reset to zero points and new dollars shall begin to accumulate again starting with wagering with the first card available on the first day of the month that is live or simulcast.

Rewards will be earned only on those tracks that have consented to participate in the Batavia Bets' Rewards Program. See chart above for list of tiers racetrack rewards are offered on.

No rewards will be earned on any Place or Show wagers, nor will rewards be earned on any wagers resulting in a \$2.10 pari-mutuel payout based on a \$2 wager.

Membership and any associated rewards benefits are non-transferable and have no cash value. There are no implied benefits other than those published or posted.

In order to be eligible for accumulation of rewards, you must have an account within the Batavia Bets account wagering system.

Wagering must be conducted through Batavia Bets' internet wagering system to be eligible for rewards.

If at any time Batavia Bets' management becomes aware that a Batavia Bets' account holder is attempting to earn reward dollars via deception, partnering, or any other impermissible method, the matter shall be investigated by the Batavia Bets. If as a result of such investigation it is determined that an account holder has in fact attempted to earn reward dollars via an impermissible method, such account holder will have his or her privileges revoked, resulting in loss of membership in the program and the forfeiture of all account balance sums attributable to reward dollars. The cash balance of any such forfeited account shall be refunded to the named account holder minus any sums attributable to reward dollars.

Batavia Bets reserves the right to exclude anyone from participation in the rewards program for cause. All decisions of Batavia Bets are final.

The Batavia Bets' account will be deactivated if there is no activity over a 60 day period. All monies in such an inactive account, including sums attributable to reward dollars, shall be distributed in accordance with New York State law.

Batavia Bets account holders are subject to all applicable state and federal tax requirements.

Batavia Bets reserves the right to terminate, revise or withdraw the Batavia Bets Rewards program at any time without prior notice, with the approval of the New York State Gaming Commission.

All winnings subject to reporting and/or withholding as described in IRS form W2G will be administered in accordance with applicable IRS code.

The following wagers will be eligible to earn reward dollars:

1-Horse: Win,

2 Horse: Daily Double, Exacta, or Quinella

Exotics: Trifecta, Superfecta, Pick 3, Pick 4, Pick 5, Pick 6, and Grand Slam, Pentafecta (Super 5) and all other exotic wagers.

SUMMARY OF REWARDS ACCUMULATION

Reward dollars will be earned for a monthly period beginning on the first and ending on the last day of the month. All properly accumulated dollars that are not subject to a customer dispute shall be credited to the customer's account by 5 pm eastern of the fifth day of the month, following the previous month that just ended. At the conclusion of each monthly period, each member's dollar accumulation shall be reset to zero points and new dollars shall begin to accumulate again starting with wagering with the first card available on the first day of the month that is live or simulcast. In no event, shall dollars wagered during a given monthly period be carried over to a subsequent monthly period for the purposes of accumulating reward dollars. WROTB may notify the account holder of the amount of wagers for the past day/week and the amount of the rewards that will be deposited at the end of the month.

REWARDS THRESHOLDS

\$2000 or more (wagered monthly) on Batavia Downs to receive 8% reward.

\$500 to \$1,999 (wagered monthly) on Batavia Downs to receive 5% reward.

\$1,500 or more (wagered monthly) on all other racetracks, could be 5%, 3% or 1% depending on what tier the track falls in.

Rewards must be wagered. The E-Bet system is able to identify rewards so they are not withdrawn as cash.

EXAMPLES:

If, over the course of a month, a player places wagers on Batavia Downs Racetrack that exceed the minimum (\$500) but does not exceed the minimum \$1,500 for non-Batavia Downs Racetracks using only wagers placed on non-Batavia Downs Racetracks, then the only rewards given will be for meeting the minimum criteria (\$500) for receiving a Batavia Downs Racetrack reward.

If, a customer places a total of \$1,500 or more in a combination Batavia Downs Racetrack wagers and other races tracks then rewards will be given based on what tiers the racetracks fall under.

A minimum of \$2,000 must be wagered on Batavia Downs Racetrack before a customer will receive the 8% reward.