

LOTTERY INSTANT TICKET DESIGN, DEVELOPMENT
AND PRODUCTION SERVICES—ALTERNATE CONTRACTOR
CONTRACT #C110005
AMENDMENT FOUR

THIS AMENDMENT ("Amendment Four") made this 31 day of August, 2021, by and between the **NEW YORK STATE GAMING COMMISSION**, an executive agency of the State of New York that operates the New York Lottery and has its principal place of business at One Broadway Center, Post Office Box 7500, Schenectady, New York 12301-7500 (the "Lottery"), and **POLLARD BANKNOTE LIMITED**, a corporation organized under the laws of the State of Delaware having an office at 140 Otter Street, Winnipeg, MB, Canada, R3T 0M8 (the "Contractor"). The Lottery and the Contractor are hereinafter referred to collectively as the "Parties".

WHEREAS, in connection with the Request for Proposals for Instant Ticket Design, Development and Production Services issued by the Lottery on February 14, 2011, and (the "RFP"), the Parties entered into Contract Number C110005 and Addendum One to Contract Number C110005, both effective on August 24, 2011 (the "Agreement");

WHEREAS, the Parties amended the Agreement ("Amendment One"), effective September 14, 2014, to include the Fusion® Playbook® under the Agreement;

WHEREAS, the Parties amended the Agreement on July 25, 2018 ("Amendment Two") to extend the term of the Agreement through August 5, 2020;

WHEREAS, the Parties amended the Agreement on August 5, 2020 ("Amendment Three") to extend the term of the Agreement through August 5, 2021;

WHEREAS, the Parties wish to further extend the term of the Agreement, and the Office of the New York State Comptroller ("OSC") has granted an exemption from the competitive bidding process to the Lottery, dated June 30, 2021, which will allow the Commission to further extend the term of the Agreement on a sole source basis through August 5, 2022;

NOW, THEREFORE, in consideration of the foregoing and of the mutual promises hereinafter set forth, the Parties hereto agree as follows:

1. **Term.** The term of the Agreement, as amended, shall be extended through August 5, 2022.
2. **Amendment Value.** The not-to-exceed value of amounts paid to the Contractor under Amendment Three shall be \$2,604,541.40. The total not-to-exceed value for the Agreement, as amended, shall be \$40,000,000.
3. **Approvals Required.** This Amendment Four shall not be effective and binding upon the Lottery or the State of New York unless and until approved by the New York State

Office of the Attorney General and OSC. The Lottery agrees to exercise its best efforts to obtain such approvals.

- 4. **Other Provisions.** All other provisions of the Agreement, as amended, remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have executed this Amendment Four as follows:

POLLARD BANKNOTE LIMITED

By: [Signature]

Title: Co-Chief Executive Officer

Date: August 30, 2021

NEW YORK STATE GAMING COMMISSION

By: [Signature]

Title: Executive Director

Date: 31 August 2021

NEW YORK STATE OFFICE OF THE ATTORNEY GENERAL
Letitia James

By: _____

Title: _____

Date: _____

OFFICE OF THE NEW YORK STATE COMPTROLLER
Thomas P. DiNapoli

By: _____

Title: _____

Date: _____

<p>APPROVED DEPT. OF AUDIT & CONTROL</p> <p>Sep 03 2021 Elizabeth Gadomski</p> <p>FOR THE STATE COMPTROLLER</p>

Acknowledgement

ACKNOWLEDGEMENT BY INDIVIDUAL

STATE OF _____)

) ss.:

COUNTY OF _____)

On this _____ day of _____, 20____, before me personally came _____, to me known and known to me to be the person described in and who executed the foregoing instrument and he/she acknowledged to me that he/she executed the same.

Notary Public

ACKNOWLEDGEMENT BY UNINCORPORATED ASSOCIATION

STATE OF _____)

) ss.:

COUNTY OF _____)

On this _____ day of _____, 20____, before me personally came _____, to me known and known to me to be the person described in and who executed the above instrument, who, being duly sworn by me, did for himself/herself depose and say that he/she is a member of the firm of _____ and that he/she executed the foregoing instrument in the firm name of _____, and that he/she had authority to sign same, and he/she did duly acknowledge to me that he/she executed the same as the act and deed of said firm of _____, for the uses and purposes mentioned therein.

Notary Public


ACKNOWLEDGEMENT BY CORPORATION

PROVINCE
~~STATE~~ OF MANITOBA)

) ss.:

CITY
~~COUNTY~~ OF WINNIPEG)

On this 30 day of August, in the year 2021, before me personally came Douglas E. Pollard, to me known, who, being by me duly sworn, did depose and say that he/she resides in Winnipeg, Manitoba; that he/she is the Co-Chief Executive Officer of Pollard Banknote Limited, the corporation described in and which executed the above instrument; that he/she knows the seal of said corporation; that the seal affixed to said instrument is such a corporate seal, that it was so affixed by the order of the Board of Directors of said corporation, and that he/she signed his/her name thereto by like order.

 Notary Public

From: [Maggi, Benjamin](#)
To: [Bowers, Alysia \(GAMING\); Contract Approval](#)
Cc: [Relation, Stacey \(GAMING\)](#)
Subject: Approved - RE: NYS Gaming Commission, C110005 A4, Pollard Banknote - Instant Tickets
Date: Wednesday, September 01, 2021 11:46:59 AM

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Approved as to Form: 9/01/2021 by Benjamin Maggi
Received: 9/01/2021

