



Each of Mr. Hecker and Mr. Orbuch previously applied for a Video Lottery Gaming Principal license from the New York Lottery in July 2009 in connection with SL Green Realty Corp.'s pursuit of a license to be a Video Lottery Gaming Agent and operate a video lottery gaming facility at Aqueduct Racetrack. SL Green Realty Corp. was not selected to be the Video Lottery Gaming Agent and as such did not proceed with the project.

The Och-Ziff Operating Group (as outlined in the Structure Chart) is the manager of a series of investment funds in which certain State of New York employee benefit plans, pension funds, and/or other like entities may be investors from time to time.