FIRST MODIFICATION TO THE PRE-OPENING AGREEMENT

On December 12, 2003, the Seminole Nation of Oklahoma (Nation), through its duly authorized representative, and the National Indian Gaming Commission (NIGC or Commission), by its Chairman, entered into a Pre-Opening Agreement as a condition to the Commission's decision to modify the Permanent Order of Closure of the Nation's gaming facilities issued by the Commission on May 7, 2002. On March 5, 2003, the NIGC Chairman issued a letter authorizing the Nation to reopen its I-40 Travel Plaza gaming facility, after determining that the Nation had complied with the relevant terms and conditions of the Pre-Opening Agreement. The Nation, through its authorized representative, and the Commission, by its Chairman now agree to modify the terms of the Pre-Opening Agreement to facilitate the play of additional games in the I-40 Travel Plaza gaming facility.

In addition to the games specified in paragraph 22 of the Pre-Opening Agreement, the Nation proposes to operate other games played with technologic aids that have been voluntarily submitted to the Commission’s Office of General Counsel by gaming machine companies for an advisory opinion on whether the game meets Class II gaming criteria. These games are: Cadillac Jack Triple Threat Bingo, Rocket Games Fast Play Bingo System, NOVA Games LiveWire Bingo, and IGT Reel Touch Bingo (Version 1.2). It is hereby agreed that for a period of six months beginning on September 15, 2004, through March 15, 2005, or until the Nation operates Class III gaming under a Tribal-State Compact approved by the Secretary of the Interior, which ever is sooner, the Nation may operate the games specified above that are pending review for Class II advisory game classification opinion. Any electronic bingo game from the list above that
is placed in operation in the Nation's gaming facilities must generally conform to the
description provided as part of the of request for advisory opinion, and specifically must
provide for at least two releases of numbers or other designations in each individual
bingo game before any winning pattern becomes eligible for a prize and must be
configured to play without a so-called “auto-daub” or “bingo-minder” feature. The
Nation agrees that should the Commission's Office of General Counsel issue an advisory
classification for any of the games specified above confirming that it is a Class II game, it
will offer the game in the version approved as soon as that version becomes
commercially available. The Nation further agrees that it will remove any of the games
specified above upon notice of a determination by the Commission's Office of General
Counsel that the game does not meet Class II requirements. All other provisions of the
Pre-Opening Agreement remain applicable.

For the Seminole Nation of Oklahoma For the National Indian Gaming Commission

Kenneth Chambers, Principal Chief Philip N. Hogen, Chairman

03/16/04 9/28/04

Date Date