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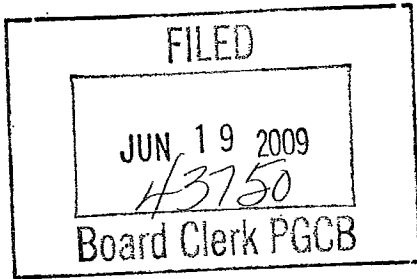
BEFORE THE
PENNSYLVANIA GAMING CONTROL BOARD

PA GAMING CONTROL BOARD
OFFICE OF THE CLERK

In re: PHILADELPHIA
ENTERTAINMENT AND
DEVELOPMENT PARTNERS, LP

Filed By: Philadelphia Entertainment and
Development Partners, LP

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: Docket No. 1367
:
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PHILADELPHIA ENTERTAINMENT AND DEVELOPMENT PARTNERS, LP'S
UNOPPOSED MOTION FOR AN EXTENSION OF TIME
PURSUANT TO 58 PA. CODE § 497a.5

MOVANT, Philadelphia Entertainment and Development Partners, LP d/b/a Foxwoods Casino Philadelphia ("PEDP"), by and through its undersigned counsel, hereby moves for an extension of time to answer or otherwise respond to the Legislators Petition to Intervene as Amicus Curiae for a period of four (4) days pursuant to 58 Pa. Code § 497a.5., and avers in support¹ thereof as follows:

¹ The verification of Nicholas F. Moles, Vice President and General Counsel of PEDP, which is attached hereto is a copy. His original verification is being forwarded to undersigned counsel, but could not be obtained before the filing of this motion. The original will be substituted for the copy when it is received on Monday, June 22, 2009.

1. On May 22, 2009, PEDP filed its “Petition to Extend the Time to Make Slot Machines Available” (hereinafter “Extension Petition”) with the Pennsylvania Gaming Control Board (hereinafter “Board”), which is currently pending before the Board.
2. On June 10, 2009, a group of Legislators filed a document entitled “Legislators’ Petition to Intervene as Amicus Curiae” (hereinafter “Legislators’ Petition”) seeking to intervene in and oppose PEDP’s Extension Petition.
3. Pursuant to the Board’s rules, an answer to the Legislators’ Petition must be filed on or before Monday, June 22, 2009, since the tenth day after service is a Saturday. *See* 58 Pa. Code §§ 493a.12(f), 497a.2(a).
4. Within a week of the filing of the Legislators’ Petition, on June 16, 2009, Keystone Redevelopment Partner, LLC (hereinafter “Keystone”) filed a “Petition to Intervene” in and oppose PEDP’s Extension Petition (hereinafter “Keystone Petition”).
5. Pursuant to the Board’s rules, an answer to the Keystone Petition must be filed on or before Friday, June 26, 2009. *See* 58 Pa. Code § 493a.12(f).
6. The Legislators’ Petition and the Keystone Petition present common issues of law relating to their respective requests to intervene and both are subject to the same standard to be applied by the Board. *See* 58 Pa. Code § 493a.12(c)(a), (2) and (3).
7. PEDP wishes to answer the Legislators’ Petition at the same time that it answers the Keystone Petition since the standard for intervention is the same regardless of the identity of the entity which seeks to intervene.
8. PEDP seeks an extension of time in which to answer the Legislators’ Petition. *See* 58 Pa. Code § 497a.5(a).

9. Good cause exists for said extension of time to respond, and no prejudice will arise if said request is granted. *See* 58 Pa. Code § 497a.5(a)(1).

10. This application is made prior to the expiration of the time period originally prescribed by the Board's Regulations. *See* 58 Pa. Code § 497a.5(a)(1).

11. Undersigned counsel has not been able to answer the Legislators' Petition because of other business commitments, including preparation for a multi-hour meeting in and travel to and from Philadelphia for another client on Thursday, June 18, 2009, and the preparation and filing of a Petition for Reconsideration in an administrative enforcement matter before another agency of the Commonwealth which had to be filed by the latest by Friday, June 19, 2009.

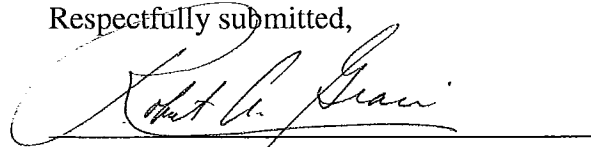
12. Co-counsel have likewise been engaged in other business matters, including meetings and travel outside the Commonwealth, and have been unable to answer the Legislators' Petition.

13. Counsel for the Legislators has advised the undersigned she does not oppose PEDP's request for a four (4) day extension to respond to the Legislators' Petition.

14. Accordingly, the Board should exercise its authority and grant PEDP's application for an extension of time to respond to the Petition.

WHEREFORE, for the foregoing reasons, Movant, Philadelphia Entertainment and Development Partners, LP respectfully requests that the Pennsylvania Gaming Control Board extend the time by which Philadelphia Entertainment and Development Partners, LP must answer the Legislators' Petition to Intervene as Amicus Curiae until at least Friday, June 26, 2009, or until such other time as the Board determines.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Robert A. Graci", is written over a horizontal line.

Robert A. Graci, Esquire
Pennsylvania Attorney ID: 26722

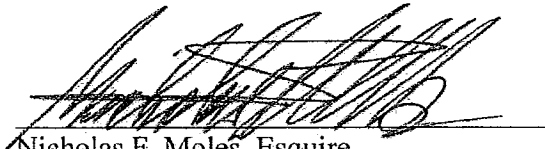
Stephen D. Schrier, Esquire
Pennsylvania Attorney ID: 31488

Attorneys for Philadelphia Entertainment
and Development Partners, LP

Dated: June 19, 2009

VERIFICATION

I, Nicholas F. Moles, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief). I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).

A handwritten signature in black ink, appearing to read 'Nicholas F. Moles', written over a horizontal line.

Nicholas F. Moles, Esquire
Vice President and General Counsel
Philadelphia Entertainment and Development Partners, LP

Date: June 19, 2009

CERTIFICATE OF SERVICE

I hereby certify that on June 19, 2009, I caused a copy of the attached UNOPPOSED MOTION FOR AN EXTENSION OF TIME PURSUANT TO 58 PA. CODE § 497a.5 upon the following persons or entities in the manner indicated:

By Hand Delivery:

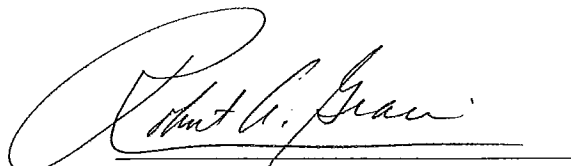
Pennsylvania Gaming Control Board
Bureau of Hearings and Appeals
Office of the Clerk
One Penn Center, Suite 502
2601 N. 3rd Street
Harrisburg, PA 17110

By First Class Mail:

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Robert A. Graci