

December 1, 2008

City of Mason  
Attn: Ms. Jennifer Heft, Assistant City Manager  
6000 Mason-Montgomery Road  
Mason, OH 45040

Jennifer,

Please accept this letter as an official request for \$20,000 in financial support for the 2009 Duramed Championship.

All of us from Game Day Charities (the 501c.3. organization created to manage the Duramed Championship) were thrilled with the 2008 event and are looking forward to the 2009 event. We have received nothing but positive feedback from our sponsors, our fans, the Tour, and – most importantly – the players. The overall experience that we were able to provide – largely due to the facilities and the hospitality of the Golf Center staff – placed our tournament at the top of the rankings for all 2008 Duramed FUTURES Tour stops. We look forward to making 2009 – and beyond – even better.

As a bit of background, the Duramed Championship is one of the stops on the Duramed FUTURES Tour (DFT). The DFT is one step below the LPGA and compares to the Nationwide Tour on the men's side of professional golf. Each year, the top 10 money winners on the DFT receive LPGA status with recent DFT graduates such as Lorena Ochoa, Christina Kim and Christie Kerr making big headlines on the LPGA circuit. The DFT has been in existence for over 20 years and has between 15 and 20 stops each year.

In return for your financial support, we will provide the following:

- 150 VIP Tickets for the City of Mason to use for their VIP Community Center members
- 2 ProAm Teams (6 Players) for either the Wednesday or Thursday ProAm
- 100 Good Any Day tickets
- Tickets to Mason residents discounted from \$10 to \$5 – no limit
- Opportunity for City Officials/Council to Welcome the Pros and Sponsors at the Meet the Pro Party
- Opportunity for City Officials/Council to hit the ceremonial first shot of the tournament on Friday morning

Game Day Charities  
513-929-4263 (office)

700 W Pete Rose Way  
513-312-0612 (cell)  
<http://www.gamedaypr.com>  
<http://www.duramedchampionship.com>

Cincinnati, OH 45203  
513-929-0245 (fax)

- Recognition of the event being held in Mason (not Cincinnati) on every piece of collateral and communication that we control. Earned media during 2008 was greater than \$1.1 million – not including digital elements.
- A spring golf event – with DFT Players – hosted at the Community Center. Guests to be chosen by the City of Mason with media support driven by Game Day.
- Filming of a video promotion for the Duramed Championship at the Community Center.
- Filming of a video promotion for the Duramed Championship at the Golf Center.
- A signage and logo package encompassing on-site, digital billboards, internet, email, and other media as is possible.
- 100 hours of Game Day Communications consulting time (normal billing rate at \$125 per hour) to be used as determined by the City of Mason
- All of these benefits are in addition to our contractual obligations of \$40,000 in course rental and \$20,000 minimum F&B. For the 2008 event, our F&B number was over \$46,000.

Finally, we are making the contract modifications that you requested and would expect to finalize an agreement to extend our commitment to the City of Mason through 2011 (the current contract expires at the end of 2009) sometime in the next couple of weeks.

Thank you for your consideration of this request. All of us have enjoyed working with the City of Mason and look forward to continuing to do so in the future.

Sincerely,



Tom McGill  
Game Day Charities  
The Duramed Championship

## **Golf Course Agreement**

1. **Event: DURAMED CHAMPIONSHIP**
2. **Dates:** The City of Mason, OH, d/b/a The Golf Center at Kings Island has agreed to host the Duramed Championship, a Duramed FUTURES Tour sanctioned Tournament, consisting of a 54-hole women's professional golf tournament, two Pro-am Tournaments, two official practice rounds for the women professionals and a rain date if needed to complete 18 or 36 holes through 2011. A 9-hole Father-Child ProAm may be added on Monday afternoon at the discretion of the tournament organizer. The dates for the Tournaments are as follows:

June 15 – 21, 2009

June 14 – 20, 2010

June 13 – 19, 2011

The Golf Center at Kings Island Golf Courses will be closed to all outside and/or members play during the week of the tournament.

3. **Practice Rounds During Tournament Week-** included in the golf course fee are complimentary practice rounds for each Duramed FUTURES Tour professional playing in the event (maximum 144 players and five alternates), prior to Thursday of tournament week. Tuesdays will be strictly reserved for Duramed FUTURES Tour player's practice rounds only with no public and/or member access allowed on the course or practice facilities. Additional practice rounds can be scheduled on Monday. The Duramed FUTURES Tour will promote to the players that Monday and Tuesday are the preferred day for practice rounds.
4. **Driving Range Privileges -** Duramed FUTURES Tour professionals will be provided complimentary driving range privileges during Tournament Week.  
  
The Duramed FUTURES Tour will provide Tour range balls for the professionals' use during tournament week. If these balls are used, the Tour's Operations staff will work with the golf course staff on the days that the balls will be placed out for the Tour players and how the golf course staff will return the balls upon the conclusion of play on Sunday, of Tournament week. During tournament play, the practice facilities should be open at least one hour prior to the first tee time and close no less than one hour after the final group has finished. The Golf Center at Kings Island is responsible for maintaining the range, picking up the golf balls and keeping golf balls on the range tee for the players.
5. **Public Play-** during tournament week, public play on the golf courses will not occur. Excluding Pro-Am participants public use of the driving range will not be allowed.
6. **Player Area-** The player area will be at the Tennis Center, adjacent to the Golf Center at Kings Island. Arrangements will be made between Game Day Communications and Tennis for Charity.

7. **Player Registration-** Player registration will take place at the Tennis Center, adjacent to the Golf Center at Kings Island. Arrangements will be made between Game Day Communications and Tennis for Charity.
8. **Carts-** the number of golf carts needed for the pro-am and professional tournament will be in accordance with the Duramed FUTURES Tour Operations Manual. The Golf Center at Kings Island shall provide carts for Duramed FUTURES Tour players and officials, The Golf Center at Kings Island staff, and accredited media personnel during the tournament week. Golf carts shall also be provided for every tournament tee-time during each day of the Professional Tournament in such numbers, as Tour shall require. Maximum number of carts needed on the most cart intensive tournament day (Saturday) is 72 carts. On pro-am day two (2) golf carts shall be provided for each pro-am team in the Pro-Am Event. Assuming that the pro-am is sold out the maximum number of teams playing in each pro-am session (8 a.m. session and 1 p.m. session) is 30 teams (Equaling 60 carts per session). The Duramed FUTURES Tour staff carts (8 - 10) must be electric. Cart usage may decrease significantly should the tournament enact a mandatory caddie rule.
9. **Course Requirements-** The Duramed FUTURES Tour travels with two 30' equipment trucks and a fifth-wheel mobile office that requires a minimum space of 45'. These vehicles will be parked at the Tennis Center, adjacent to the Golf Center at Kings Island. Arrangements will be made between Game Day Communications and Tennis for Charity. The Golf Center at Kings Island will provide nine (9) 6' or 8' tables and The Golf Center at Kings Island will allow the Duramed Championship to erect two leaderboards – one on-course leaderboard and one main leaderboard (18 hole) – and one 40-foot scoreboard. The cost will be the responsibility of the Duramed Championship. The Golf Center at Kings Island will allow Duramed Championship to erect tents, bleachers, grandstands and/or skyboxes subject to City of Mason permitting. Placement of these items will be mutually agreed to based on golf course requirements. The Golf Center at Kings Island will provide the Duramed FUTURES Tour staff with the correct amount of golf course marking paint (hazards, ground under repair, out of bounds) and any stakes needed in marking the golf course. Other golf course requirements are outlined in the Duramed FUTURES Tour Operational Manual.

During the tournament, the Pavilion at the Golf Center at Kings Island will be allocated to hospitality. During tournament week, the restaurant and Pavilion at The Golf Center will remain open to the public. Any non-tournament events scheduled by The Golf Center in the Pavilion will not conflict with inclement weather plans to relocate Tournament events to the Pavilion. Both parties agree to work together to best facilitate traffic flow and parking so that patrons utilizing either the pavilion or the restaurant have acceptable parking. Tournament Media will be located in the conference room located in the clubhouse of The Golf Center. A volunteer staging area will be selected and established as headquarters for all volunteer activity.

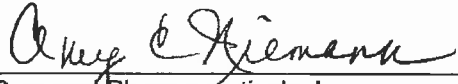
10. **Insurance and Indemnification -** For the entire period of the tournament and for all of the activities of the tournament, The Golf Center at Kings Island shall obtain and carry insurance coverage ("Insurance Coverage"), with an "A" rated or better rated insurance carrier as rated by Best's Guide, for any personal injuries to or

death of spectators and/or other persons arising from or in connection with FUTURES' activities and/or The Golf Center at Kings Island activities in regard to the tournament. Such Insurance Coverage to be obtained and provided by The Golf Center at Kings Island shall be in the minimum amount of Three Million Dollars (\$3,000,000) for each occurrence and Three Million Dollars (\$3,000,000) in the aggregate, combined single limits for bodily injury and property damage. The Golf Center at Kings Island shall name Duramed FUTURES Tour and the Ladies Professional Golf Association, an Ohio nonprofit corporation ("LPGA"), and their respective affiliated organizations, members, employees, and such other entities and/or persons as either FUTURES or LPGA may reasonably designate as additional insureds, all without cost or obligation on the part of FUTURES or of LPGA or of any such named additional insured. The Golf Center at Kings Island shall deliver a certificate of insurance evidencing the Insurance Coverage described above not later than ninety (90) days prior to the commencement of the tournament. Failure to comply with any of the provisions of this paragraph of this Contract in any respect shall constitute a material breach of this Contract.

11. **Power and Telephone** – Power and telephone will be provided through the Tennis Center, adjacent to The Golf Center at Kings Island. Arrangements will be made between Game Day Communications and Tennis for Charity.
12. **Permitted Cancellation.** The Duramed Championship, The Golf Center at Kings Island and the Duramed FUTURES Tour will use their best efforts to complete the Tournament, but the parties understand that weather conditions may cause cancellation of play. If by the end of the rain date, the Tournament cannot be completed because of weather conditions, it may nevertheless be designated a completed event by the Duramed FUTURES Tour if at least eighteen (18) holes of regulation play have been completed. If play is cancelled after thirty-six (36) holes, the Duramed Championship will be obligated to The Golf Center at Kings Island for one hundred percent (100%) of the golf course compensation for the tournament. If play is cancelled after eighteen (18) holes, the Duramed Championship will be obligated to The Golf Center at Kings Island for a minimum of fifty percent (50%) of the golf course compensation for the Tournament. If play is cancelled before completion of the first eighteen (18) holes, the Duramed Championship will be liable to The Golf Center at Kings Island for the portion of the golf course compensation corresponding to the days the golf course was utilized for other tournament-related events. All parties will use reasonable efforts to reschedule the Tournament, but if the Duramed Championship and DURAMED FUTURES TOUR cannot reschedule it because of other commitments, the Duramed Championship will incur no liability for the golf course compensation to The Golf Center at Kings Island. If any of the Pro-am(s) are cancelled The Golf Center at Kings Island will either adjust their fee or provide the Duramed Championship with another date to reschedule the Pro-am(s).
13. **Course Compensation** – For the 2009-2011 Duramed Championship tournaments, Duramed Pharmaceuticals, Inc. agrees to compensate The Golf Center at Kings Island the sum of \$40,000 based on the following terms:

- \$40,000 for the exclusive use of the golf course during tournament week. This price includes, but is not limited to the use of the following: golf course, driving range, putting green, other practice facilities, and parking lots.
- Payment Schedule: \$ 20,000 by June 1 and \$20,000 by July 1 of each tournament year.


14. **Hospitality Guarantee** – In addition to the Course Compensation, set forth above, the Duramed Championship agrees to hosting hospitality at the course with a minimum value of \$20,000 each year.
15. **Agreement Term**- this is a binding letter of agreement between The Golf Center at Kings Island and Duramed Pharmaceuticals, INC. for The Golf Center at Kings Island to be the host golf facility for the Duramed Championship through 2011.
16. **Entire Contract** - This Contract contains the entire agreement and understanding of the parties with respect to its subject matter and replaces any existing agreements.

  
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 Duramed Pharmaceuticals, Inc.

\_\_\_\_\_  
 Date

Name (Please Print): Amy C Niemann.

Title:

  
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\_\_\_\_\_  
 Date

The City of Mason d/b/a

The Golf Center at Kings Island

Name (Please Print):

Title: