

Determinations Committee Decision

Date:	May 17, 2022
Determinations Committee:	Americas
Date of Vote:	May 17, 2022

Issue Number: 2022050201	Is there a Successor to MGM Growth Properties Operating Partnership LP?
First question for vote:	Do you agree to vote on questions 2-4 below by way of an email vote?
Vote result:	YES
Votes:	<p>14 "YES" votes - Bank of America N.A. Barclays Bank plc BNP Paribas Citibank, N.A. Credit Suisse International Goldman Sachs International JP Morgan Chase Bank, N.A. Deutsche Bank AG Mizuho Securities Co., Ltd Citadel Americas LLC Pacific Investment Management Co., LLC AllianceBernstein L.P. Cyrus Capital Partners, L.P. Elliott Management Corporation</p> <p>0 "NO" votes</p>
Second question for vote:	Do you agree the date on which the DC Secretary first effectively received a request to convene the Committee to consider whether one or more Successors may be determined with respect to MGM Growth Properties Operating Partnership LP is May 2, 2022?
Vote result:	YES
Votes:	<p>14 "YES" votes - Bank of America N.A. Barclays Bank plc BNP Paribas Citibank, N.A. Credit Suisse International Goldman Sachs International JP Morgan Chase Bank, N.A. Deutsche Bank AG Mizuho Securities Co., Ltd Citadel Americas LLC Pacific Investment Management Co., LLC AllianceBernstein L.P. Cyrus Capital Partners, L.P.</p>

	Elliott Management Corporation 0 "NO" votes
Third question for vote:	For the purposes of transactions incorporating the 2014 ISDA Credit Derivatives Definitions, does Section 2.2(a)(iii) of the 2014 ISDA Credit Derivatives Definitions apply; are each of VICI Properties L.P. and VICI Note Co. Inc. a joint Successor to MGM Growth Properties Operating Partnership LP; and is the Succession Date April 29, 2022?
Vote result:	YES
Votes:	14 "YES" votes - Bank of America N.A. Barclays Bank plc BNP Paribas Citibank, N.A. Credit Suisse International Goldman Sachs International JP Morgan Chase Bank, N.A. Deutsche Bank AG Mizuho Securities Co., Ltd Citadel Americas LLC Pacific Investment Management Co., LLC AllianceBernstein L.P. Cyrus Capital Partners, L.P. Elliott Management Corporation 0 "NO" votes
Fourth question for vote:	Do you agree to publish the attached statement?
Vote result:	YES
Votes:	14 "YES" votes - Bank of America N.A. Barclays Bank plc BNP Paribas Citibank, N.A. Credit Suisse International Goldman Sachs International JP Morgan Chase Bank, N.A. Deutsche Bank AG Mizuho Securities Co., Ltd Citadel Americas LLC Pacific Investment Management Co., LLC AllianceBernstein L.P. Cyrus Capital Partners, L.P. Elliott Management Corporation 0 "NO" votes