

**TO:** All Parties Interested in Participating in the Delaware Lottery's Request for Proposal for an Internet Gaming System and Services Solution (FIN13001-iGaming)

**FROM:** Rebecca Goldsmith  
Assistant Director, Delaware State Lottery  
RFP Issuing Officer

**DATE:** March 7, 2013

**SUBJECT:** Addendum II – Questions and Clarifications Part II

**ADDENDUM II**

The following questions and RFP clarifications are issued pursuant to Section 1.7 of the Internet Gaming System and Services Solution RFP.

Additional information is being provided to the response issued in Addendum I, which was not fully answered in Addendum I. A revised response to the question related to 1.31 is listed below.

**1.31 Proposal Bond (p. 16)**

**(Crossed referenced with 2.12 Bonds and Insurance Company Qualifications (p. 26-28))**

Will the Lottery please confirm whether, in the event more than one vendor submits a Proposal to be the Primary Vendor, each vendor must meet the insurance and bonding requirements?

Each Contracting Vendor is required to meet the insurance and bonding requirements as outlined in Section 2.12 of the RFP. To the extent that a Game Content Vendor does not contract directly with the Lottery (i.e. is part of the bid of the Primary Vendor) then that Vendor will not be required to meet those insurance and bonding requirements. A Game Content Vendor that is included as part of a Primary Vendors proposal may also offer a proposal for game content individually by submitting a separate proposal. If selected as a separate Game Content Vendor, the Vendor will be required to comply with separate insurance and bonding requirements outlined in section 2.12 of the RFP. Any Support Services Vendors that contracts directly with the Lottery (e.g. payment processing) will also be required to meet the following insurance and bonding limits as well as all other requirements in related subsections: A

Performance Bond in the amount of one million dollars (\$1,000,000), a Litigation Bond of five hundred thousand dollars (\$500,000), and a Fidelity Bond in the amount of two million five hundred thousand dollars (\$2,500,000). It is the goal of the Lottery that all other Support Service Vendors contract directly with the Primary Vendor, and as such will not be required to meet the insurance and bonding requirements as outlined in Section 2.12 of the RFP. This does not prohibit the Primary Vendor from making the same or similar requirements in their contract with the Support Services Vendors.

The Lottery will also amend section 2.12.5 "Litigation Bond" by:

- 1) Striking the words "Upon notification of receiving the Contract award, the Successful Vendors will" and replacing with the following "All bidding Vendors will";
- 2) Striking the word "three" between "following" and "conditions"; and
- 3) Striking condition number "3." in its entirety.

For clarification, Litigation Bonds must be submitted in conjunction with the Vendor's bid proposal. The Litigation Bond shall remain in effect from a period of two (2) years from the date of the submission of the Proposal.

As a result of this clarification, Vendors may have an additional 5 working days to provide the Litigation Bond. All litigation bonds must be received at the Delaware Lottery Office by or before 3:00pm Friday, March 22, 2013. This exception does not impact the RFP proposal submission due date, which remains at March 15, 2013 by 3 p.m.