

September 21, 2009

Mr. John Hopkins (carolinaleague@aol.com)
President
Carolina League
Post Office Box 9503
Greensboro, North Carolina 27429

Re: Winston-Salem Dash

Dear Mr. Hopkins:

The undersigned hereby acknowledge and agree that pursuant to the terms of the Rules of Major League Baseball (the "MLR") and the Constitution (the "Constitution") of The Carolina League, Inc. (the "League"), the League has the authority to:


- (1) under certain circumstances, terminate the membership of any franchise in the League and cause such franchise to be forfeited to the League; and
- (2) approve, in its sole discretion, the transfer of any ownership interest in any franchise in the League.

In acknowledging the foregoing, the undersigned hereby agree that the League shall have no liability to the undersigned as a result of taking such actions in accordance with the provisions of the MLR or the Constitution.


Nothing set forth in this letter shall waive or be construed as a waiver of, any rights or remedies that each of the undersigned may have under its respective agreements with the Sports Menagerie, LLC. The undersigned are under no obligation to confirm compliance by Sports Menagerie, LLC with MLR or the Constitution.

If you have any questions regarding the foregoing, please feel free to contact me directly.

Best Regards,
Bank of America, N.A.

By: 
Name: Gregory A. Cox
Title: Senior Vice President

The City of Winston-Salem

By: 
Name: Lee D. Garrity
Title: City Manager