



HOTELS & MOTELS

2021 Rate Schedule

- If live music only is presented, use Schedule I.
- If mechanical music only is presented, use Schedule II.
- If only performances by means of jukebox(es) are presented, use Schedule IV.
- If both live and mechanical music are presented, use Schedules I and III.
- If both live music and performances by means of jukebox(es) are presented, use Schedules I and IV.
- If live and mechanical and performances by means of jukebox(es) are all presented, use Schedules I and III and IV.

SCHEDULE I

A. Fees

For "live" entertainment, the fee for each calendar year during the term of the Agreement shall be the fee set forth below, which corresponds to the "Annual Expenditure for All Entertainment at the Premises" (as hereinafter defined) for that calendar year.

<u>Annual Expenditure for All Entertainment at the Premises</u>		<u>Annual Rate for Calendar Year</u>	
		<u>2020</u>	<u>2021</u>
Less than		\$2,000.00	\$238
\$2,000.00	to	\$4,999.99	\$331
\$5,000.00	to	\$9,999.99	\$499
\$10,000.00	to	\$14,999.99	\$651
\$15,000.00	to	\$24,999.99	\$981
\$25,000.00	to	\$34,999.99	\$1,306
\$35,000.00	to	\$49,999.99	\$1,626
\$50,000.00	to	\$64,999.99	\$1,943
\$65,000.00	to	\$79,999.99	\$2,454
\$80,000.00	to	\$99,999.99	\$3,269
\$100,000.00	to	\$119,999.99	\$4,087
\$120,000.00	to	\$139,999.99	\$4,902
\$140,000.00	to	\$159,999.99	\$5,722
\$160,000.00	to	\$179,999.99	\$6,538
\$180,000.00	to	\$199,999.99	\$7,355
\$200,000.00	to	\$249,999.99	\$8,170
\$250,000.00	to	\$299,999.99	\$8,999
\$300,000.00	to	\$349,999.99	\$9,805
\$350,000.00	to	\$399,999.99	\$10,897
\$400,000.00	to	\$449,999.99	\$11,440
\$450,000.00	to	\$499,999.99	\$12,260
\$500,000.00	to	\$599,999.99	\$13,027
\$600,000.00	to	\$749,999.99	\$14,211
\$750,000.00	to	\$999,999.99	\$16,580
\$1,000,000.00	to	\$1,499,999.99	\$18,948
\$1,500,000.00	to	\$1,999,999.99	\$21,317
\$2,000,000.00	to	\$2,999,999.99	\$23,689
\$3,000,000.00	to	\$3,999,999.99	\$26,055
\$4,000,000.00	to	\$4,999,999.99	\$30,792
\$5,000,000.00	to	\$5,999,999.99	\$34,343
\$6,000,000.00	to	\$6,999,999.99	\$42,637
\$7,000,000.00	to	and over	\$44,529

B. Method of Estimating "Annual Expenditure for All Entertainment at the Premises" (as Defined in Subparagraph "1.(c)(V)") for the First Calendar Year (or Part Thereof) of this Agreement

- I. If LICENSEE operated with a policy of presenting music for the full calendar year prior to the commencement date of this Agreement, LICENSEE shall estimate its expenditure for all entertainment at the premises for the first calendar year (or part thereof) of this Agreement on the basis the expenditure for all entertainment at the premises during such full calendar year prior to the commencement date of this agreement.
- II. If LICENSEE operated with a policy of presenting music for less than a full calendar year prior to the commencement date of this Agreement, LICENSEE shall estimate its expenditure for all entertainment at the premises for the first calendar year (or part thereof) of this Agreement at a sum equal to the average monthly expenditure for all entertainment at the premises during the period of operation prior to the commencement date of Agreement times the number of months of LICENSEE'S operation during said first calendar year (or part thereof).

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III. If LICENSEE has not operated with a policy of presenting music for any period prior to the first commencement date of this Agreement, LICENSEE shall estimate its expenditure for all entertainment at the premises for the first calendar year (or part thereof) of this Agreement on the basis of the expenditure for all entertainment at the premises during the first full month of operation times the number of months of LICENSEE'S operation during said first calendar year (or part thereof).

C. Method of Calculating "Annual Expenditure for All Entertainment at the Premises" (as Defined in Subparagraph "1.(c)(V)") for the Second and Each Succeeding Calendar Year (or Part Thereof) of this Agreement

For the second and each succeeding calendar year of the Agreement, the Annual Expenditure for All Entertainment at the Premises shall be estimated on the basis of the Annual Expenditure for All Entertainment at the Premises for the previous calendar year (or part thereof if LICENSEE operated for only part of such previous calendar year, in which case such Annual Expenditure for All Entertainment at the Premises shall be pro rated). Within twenty (20) days of the end of each calendar year (or part thereof if LICENSEE operated for only part of such calendar year) during the term of this Agreement an adjustment shall be made on the basis of the Annual Expenditure for All Entertainment at the Premises for such calendar year (or such part thereof on a pro rated basis).

SCHEDULE II

MECHANICAL MUSIC ONLY

A. No Dancing; No Cover, Minimum or Admission Charge; and No Show or Acts*

<u>No. of Rooms</u>	2020		2021	
	<u>Without AV</u>	<u>With AV</u>	<u>Without AV</u>	<u>With AV</u>
1 - 100	\$386	\$579	\$386	\$579
101 - 300	\$457	\$686	\$457	\$686
301 - 500	\$531	\$797	\$531	\$797
501 - 750	\$706	\$1,059	\$706	\$1,059
Over 750	\$941	\$1,412	\$941	\$1,412

B. One of: 1) Dancing; 2) Cover, Minimum or Admission Charge; or 3) Show or Acts*

<u>No. of Rooms</u>	2020		2021	
	<u>Without AV</u>	<u>With AV</u>	<u>Without AV</u>	<u>With AV</u>
1 - 100	\$512	\$768	\$512	\$768
101 - 300	\$705	\$1,058	\$705	\$1,058
301 - 500	\$1,067	\$1,601	\$1,067	\$1,601
501 - 750	\$1,410	\$2,115	\$1,410	\$2,115
Over 750	\$1,877	\$2,816	\$1,877	\$2,816

C. Two of: 1) Dancing; 2) Cover, Minimum or Admission Charge; or 3) Show or Acts*

<u>No. of Rooms</u>	2020		2021	
	<u>Without AV</u>	<u>With AV</u>	<u>Without AV</u>	<u>With AV</u>
1 - 100	\$705	\$1,058	\$705	\$1,058
101 - 300	\$1,067	\$1,601	\$1,067	\$1,601
301 - 500	\$1,582	\$2,373	\$1,582	\$2,373
501 - 750	\$2,112	\$3,168	\$2,112	\$3,168
Over 750	\$2,810	\$4,215	\$2,810	\$4,215

D. With Dancing, Cover, Minimum or Admission Charge, & Show or Acts*

<u>No. of Rooms</u>	2020		2021	
	<u>Without AV</u>	<u>With AV</u>	<u>Without AV</u>	<u>With AV</u>
1 - 100	\$1,173	\$1,760	\$1,173	\$1,760
101 - 300	\$1,813	\$2,720	\$1,813	\$2,720
301 - 500	\$2,430	\$3,645	\$2,430	\$3,645
501 - 750	\$3,030	\$4,545	\$3,030	\$4,545
Over 750	\$4,030	\$6,045	\$4,030	\$6,045

If audio-visual performances of mechanical music (such as the use of a large-screen television, or performances in guests' private rooms at the premises by means of pay of cable television, or pay-per-view programming, or any similar means or method (for which performances an ASCAP license fee is not otherwise paid) are given, use the applicable category above; such uses do not include performances by means of a single receiving apparatus of a kind commonly used in private homes, unless a direct charge is made to see the transmission or the transmission thus received is further transmitted to the public. Such uses include only performances for which a license is required by the United States Copyright Law.

* "Show or Acts" shall include use of a comedian.

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SCHEDULE III

MECHANICAL MUSIC AND LIVE MUSIC

A. No Dancing; No Cover, Minimum or Admission Charge; and No Show or Acts*

<u>No. of Rooms</u>	<u>2020</u>		<u>2021</u>	
	<u>Without AV</u>	<u>With AV</u>	<u>Without AV</u>	<u>With AV</u>
1 - 100	\$223	\$335	\$223	\$335
101 - 300	\$272	\$408	\$272	\$408
301 - 500	\$321	\$482	\$321	\$482
501 - 750	\$424	\$636	\$424	\$636
Over 750	\$570	\$855	\$570	\$855

B. One of: 1) Dancing; 2) Cover, Minimum or Admission Charge; or 3) Show or Acts*

<u>No. of Rooms</u>	<u>2020</u>		<u>2021</u>	
	<u>Without AV</u>	<u>With AV</u>	<u>Without AV</u>	<u>With AV</u>
1 - 100	\$306	\$459	\$306	\$459
101 - 300	\$424	\$636	\$424	\$636
301 - 500	\$555	\$833	\$555	\$833
501 - 750	\$724	\$1,086	\$724	\$1,086
Over 750	\$963	\$1,445	\$963	\$1,445

C. Two of: 1) Dancing; 2) Cover, Minimum or Admission Charge; or 3) Show or Acts*

<u>No. of Rooms</u>	<u>2020</u>		<u>2021</u>	
	<u>Without AV</u>	<u>With AV</u>	<u>Without AV</u>	<u>With AV</u>
1 - 100	\$424	\$636	\$424	\$636
101 - 300	\$555	\$833	\$555	\$833
301 - 500	\$790	\$1,185	\$790	\$1,185
501 - 750	\$1,153	\$1,730	\$1,153	\$1,730
Over 750	\$1,534	\$2,301	\$1,534	\$2,301

D. With Dancing, Cover, Minimum or Admission Charge, & Show or Acts*

<u>No. of Rooms</u>	<u>2020</u>		<u>2021</u>	
	<u>Without AV</u>	<u>With AV</u>	<u>Without AV</u>	<u>With AV</u>
1 - 100	\$1,173	\$1,760	\$1,173	\$1,760
101 - 300	\$1,813	\$2,720	\$1,813	\$2,720
301 - 500	\$2,430	\$3,645	\$2,430	\$3,645
501 - 750	\$3,030	\$4,545	\$3,030	\$4,545
Over 750	\$4,030	\$6,045	\$4,030	\$6,045

SCHEDULE IV

JUKEBOXES

For performances given by means of jukeboxes, the annual license fees shall be \$354.00 per jukebox for 2020 and \$354.00 per jukebox for 2021.

DISCOUNTS

If LICENSEE (i) is not delinquent does not otherwise owe ASCAP any fees or reports under this or any other license Agreement; and (ii) provides documentation that it is a member of the American Hotel & Lodging Association, the license fee for the year 2021 and subsequent years shall be reduced by 1%.

ANNUAL LICENSE FEE FOR CALENDAR YEAR 2022 AND THEREAFTER

The annual license fee for each calendar year commencing 2021 shall be the license fee for the preceding calendar year, adjusted in accordance with the increase in the Consumer Price Index, All Urban Consumers - (CPI-U) between the preceding October and the next preceding October, rounded to the nearest \$1.00.

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