



PENNSYLVANIA GAMING CONTROL BOARD

Meeting of the Board February 20, 2009 Minutes

A meeting of the Pennsylvania Gaming Control Board was held on February 20, 2009 in the North Office Building, Hearing Room 1, Harrisburg, PA. The meeting began at 10:00 a.m.

Members in attendance were:

Mary DiGiacomo Colins, Chairman
Raymond S. Angeli
Jeffrey W. Coy
James B. Ginty
Kenneth T. McCabe
Sanford Rivers
Gary A. Sojka

Ex-officio Members in attendance:

Keith Welks, ex officio designee of Honorable Robert McCord, State Treasurer
Ken Senft representing the Honorable Stephen Stetler, Acting Secretary of Revenue

Individuals who appeared officially before the Board:

Frank Donaghue – opening remarks
Nan Horner – compulsive and problem gambling
Eileen McNulty – personnel matters
David Rhen – agency financial report
Richard Sandusky – regulations
Doug Sherman – petitions, employee withdrawals
Steve Cook – report and recommendations, suspensions
Susan Hensel – licensing matters
Cyrus Pitre – revocations and suspensions
Dustin Miller – revocations and suspensions
Dale Miller – OEC Category 3 License
Jim Talerico – BIE, Financial Investigative Unit
Marie Jones – Esquire, Fox Rothschild, LLP representing Washington Trotting Association
Adrian King – Esquire, Ballard Spahr representing Valley Forge Convention Center
Ray Quaglia – Esquire, representing Crown Limited

A quorum of the Board being present, Chairman Colins called the meeting to order.

ANNOUNCEMENTS

Chairman Colins announced that the Board held an Executive session on February 19, 2009 to discuss personnel issues, to conduct quasi-judicial deliberations relating to matters pending before the Board and to consult with counsel regarding privileged and confidential agency business.

TRANSCRIPT/MINUTES

On a motion by Board Member McCabe, seconded by Board Member Rivers, the minutes and transcript of the January 21, 2009 meeting were unanimously approved.

EXECUTIVE DIRECTOR'S REPORT

Frank Donaghue, Acting Executive Director, updated the Board on scheduled casino openings.

COMPULSIVE AND PROBLEM GAMBLING

PGCB RESOLUTION NO. 2009-1 CPG – Problem Gambling Awareness Week

Motion Made: Board Member Rivers
Seconded: Board Member Ginty

WHEREAS The legislative intent of the Pennsylvania Racehorse Development and Gaming Act ("Gaming Act") recognizes, in part, that the public interest of the citizens of this Commonwealth and social effect of gaming shall be taken into consideration in any decision or order made pursuant to the Gaming Act; and

WHEREAS The Pennsylvania Gaming Control Board ("PGCB") recognized the social effect of gaming when it created the Office of Compulsive and Problem Gambling to: conduct research; develop public outreach efforts; work with the Pennsylvania slot machine licensees to develop and implement problem gambling programs at licensed facilities; administer the PGCB's Self-Exclusion Program; and promote problem gambling education programs in this Commonwealth; and

WHEREAS The Gaming Act established a special fund to be known as the Compulsive and Problem Gambling Treatment Fund, and required that all money in the fund should be expended for programs for public awareness, prevention, research, assistance and treatment of gambling addictions; and ,

WHEREAS Problem gambling is a public health issue affecting Pennsylvanians of all ages, races, gender and ethnic backgrounds in all communities; and

WHEREAS Problem gambling is treatable, and treatment is effective in minimizing the harm to individuals, families and society as a whole; and

WHEREAS Numerous individuals, professionals, agencies, and organizations in Pennsylvania have dedicated their efforts to the education of the public about problem gambling and the availability and effectiveness of treatment; and

WHEREAS Promoting awareness of problem gambling is an opportunity to educate the public and policy makers about the social and financial issues related to problem gambling; and

THEREFORE The Pennsylvania Gaming Control Board hereby recognizes March 1-7, 2009 as **PROBLEM GAMBLING AWARENESS WEEK**. We encourage all citizens to learn more about the signs of problem gambling and to help spread the message about the availability of treatment.

Board Decision: Passed by unanimous vote

CHIEF FINANCIAL OFFICER

An update on the agency's revenue and expenditures was provided.

PGCB MOTION NO. 2009-42 HR – Employment

Motion Made: Board Member Rivers
Seconded: Board Member Sojka

New Hires:
Anthony Pagliaro, Audit Manager, Gaming Operations

Resolved, the Board hereby approves the hiring of the above candidate for employment.

Board Decision: Passed by unanimous vote

OFFICE OF CHIEF COUNSEL

PGCB MOTION NO. 2009-43 REG – Proposed Regulation No. 125-99

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved, the Board hereby adopts the Proposed Regulation No. 125-99 amending Chapters 439a, 461a, 463a, 465a and 499a; and that the Proposed Regulation be posted to the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-44 REG – Final-form Regulation No. 125-95

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby adopts the Final-form Regulation No. 125-95 amending Chapters 431a, 435a, 437a, 451a and 465a; and that the Final-form Regulation be posted to the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-45 OCC – Executive Session Request

Motion Made: Board Member Coy
Seconded: Board Member Sojka

RESOLVED, the Board denied the request of petitioner’s counsel to hear the matters of the withdrawals of the Custodians 6 Trust, the Custodians 8 Trust and the Genetout 6 Trust in Executive Session.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-46 OCC – Petition to Withdrawal Applications

Motion Made: Board Member Angeli
Seconded: Board Member McCabe

Resolved, the Board hereby tables the Petition to withdrawal applications in connection with Washington Trotting Association, Inc, as follows:

Consolidated Custodians Intl Ltd.	Licensing No. 24327;	PGCB Doc No. 42826
Ian Fair	Licensing No. 29294;	PGCB Doc No. 42826
Genetout No. 6 Trust	Licensing No. 28386;	PGCB Doc No. 42802
Custodians Settlement No. 6 Trust	Licensing No. 28384;	PGCB Doc No. 42802
Custodians Settlement No. 8 Trust	Licensing No. 28385;	PGCB Doc No. 42802
Gretel Packer	Licensing No. 27087;	PGCB Doc No. 42802

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-47 OCC – Petition to Withdrawal Applications

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved, the Board hereby approves the Orders regarding the withdrawal or surrender of Principal and Key Employee Applications, or Licenses, as well as Vendor Registrations or Certification, without prejudice, as follows:

Travis Beckwith	Licensing No. 8368;	PGCB Doc No. 42876
CDW Corporation	Licensing No. 17421;	PGCB Doc No. 43028
Russell Brooke Dunn	Licensing No. 2461;	PGCB Doc No. 43051
InfoGenesis, Inc.	Licensing No. 20021;	PGCB Doc No. 42954
J.L. Serengeti Management, LLC	Licensing No. 30384;	PGCB Doc No. 43029
Joseph LaNasa, III	Licensing No. 30385;	PGCB Doc No. 43030
Michele Malmgren	Licensing No. 29998;	PGCB Doc No. 42983
Roadway Stabilization Inc., dba		
Atlas Service Corporation	Licensing No. 19488;	PGCB Doc No. 43130
Brian Vercinski	Licensing No. 28382;	PGCB Doc No. 43023

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-48 OCC – Denial of Gaming Employee Permit for Terry Christian

Motion Made: Board Member Ginty
Seconded: Board Member McCabe

Resolved, the Board hereby issues an Order to adopt the Report and Recommendation of the Office of Hearings and Appeals and deny the Gaming Employee Permit, with prejudice, for Terry Christian, OHA Docket No. 43011.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-49 OCC – Delegation of Authority

Motion Made: Board Member Coy
Seconded: Board Member Angeli

Resolved, the Board hereby delegates the authority to Board Member's Kenneth McCabe and Sanford Rivers to approve, either collectively or in their individual capacities, the transfer and opening of Washington Trotting Association's permanent facility.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-50 OCC – Temporary Emergency Suspension

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby issues an Order to refer the matter of the Emergency Suspension of Andrew G. Kelley, OHA Docket No. 43205, to the Office of Hearings and Appeals to conduct a hearing and determine the validity of the Temporary Emergency Suspension and issue a Report and Recommendation regarding same. It is also ordered that the Temporary Emergency Order remain in effect until otherwise ordered by the Board.

Board Decision: Passed by unanimous vote

BUREAU OF LICENSING

PGCB MOTION NO. 2009-51 LIC –Key Employee Licenses

Motion Made: Board Member Rivers
Seconded: Board Member Sojka

Resolved, the Board hereby approves the Order issuing the Key Employee Licenses as follows:

Joseph Paul Rusincovitch, Internal Audit Manager
Janet Laurie Kozokas, Cage Supervisor
Karen Ann Danilowicz, Cage Supervisor
Kawel Bruce Laubach, Director of Human Resources
Remaitha Alvett Polite, Count Room Manager

Bryan Patrick Schroeder, Assistant General Counsel
Janine Marie Fleck, Player Services Manager
Thomas C. Bonner, Vice President and General Counsel
Matthew W. Hayes, Corporate Controller
Jared Dean Emmer, Casino Service Manager
Skye Bridget Gallagher, Director of Database Marketing
Erin Michelle McMenemy, Assistant Cage Manager
David Patrick Quinn, Cage Shift Manager
Darlene Olive Monzo, Vice President of Marketing
Anne Margaret Johnson, Cage Shift Manager
Shane Michael Stone, Soft Count Manager
Ronald Davis, Director of Diversity and Community Development
Jared Allen Stroupauer, Senior Surveillance Agent
Shontae R. Brown, Cage Shift Manager
Gerard Coggins, Slot Supervisor
Jason A. Traino, Security Shift Supervisor
Louise E. Imperiale, Slot Shift Manager
Eric M. Talipan, Slot Shift Manager
Mark L. Williams, Surveillance Shift Manager
Lisa DeNaples, President of Design and Development
Martin Joseph Doyle, Director of Food & Beverage
Mark Edward Starrett, Vice President of Operations
Michele Trageser, Vice President of Human Resources
Andrew Robert Pobuda, Network Administrator
Robert J. DeSalvio, President

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-52 LIC – Temporary Key Employee Licenses

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved, the Board hereby approves the issuance of 82 Temporary Key Employee Licenses.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-53 LIC – Gaming and Non-Gaming Permits and Registrations

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby approves an Order issuing 284 Gaming Employee Permits, including 115 renewals, and 74 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-54 LIC – Denial of Gaming and Non-Gaming Employee Licenses

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved, the Board hereby approves the Orders denying the Gaming and Non-Gaming Employee Permits and Registrations as listed below:

<u>BOL Dbase</u>	<u>Docket #</u> <u>SLOTSLink</u>	<u>Applicant</u>
29716		Esequiel Toro
26309 G1010192		Christopher Modesto

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-55 LIC – Withdrawal of Applications for Gaming and Non-Gaming Permits and Registrations

Motion Made: Board Member Ginty
Seconded: Board Member McCabe

Resolved, the Board hereby approves an Order to approve the withdrawal of Applications for six (6) Gaming and three (3) Non-Gaming Permits and Registrations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-56 LIC – Vendor Certifications

Motion Made: Board Member McCabe
Seconded: Board Member Rivers

Resolved, the Board hereby issues an Order approving the applications for Vendor Certification as follows:

Brandenburg Industrial Service Company
Daktronics, Inc.
Green Valley Landscaping, Inc.
JC Ehrlich Company, Inc.
Keystone Contractors, Inc.
Schuff Steel Company
Sterling Glass Dual Pane, Inc.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-57 LIC – Applications for Vendor Registration

Motion Made: Board Member Rivers
Seconded: Board Member Sojka

Resolved, the Board hereby approves an Order approving the applications for vendor registration as follows:

All Mechanical Service Company, DBA: All Mechanical
Aubrey Green Electric, Inc.
Bortek Industries, Inc.
Business Records Management, LLC, DBA: BRM
Cavanaugh Wallcovering, Inc.
Colussy Chevrolet, Inc.
Cyrun, DBA: Alliance PD Central, Cyrun
Eastern Bag & Paper Company, Inc.
Electric Factory Concerts, Inc.
Intenna Systems, Inc.
J & K Door and Hardware Installation, Inc.
John Tarr Cement Contracting
M R Rose Construction, Inc.
M.A. Brightbill Body Works, Inc.
Mity-Lite, Inc., DBA: Mity Enterprises, Inc.
Norton, Lipp & Associates, Inc.
Penn Jersey Paper Company
PJ's Window Cleaning, Inc.
Quest Diagnostics, Inc.
Richard Boyd Industries, Inc., DBA: RB Industries
S & H Supply Company, Inc.
Scott Electric Company
Star Striping Service, LLC
Summit Marketing and Communications Group, Inc.
SVM, LP
Symon Communications, Inc.
Team Industrial Services, Inc.
United Partners, Ltd., DBA: PDQ
Vantage Business Systems, Inc.
Willow Data Management Services, LLC
Winspec, Inc.
XCEND Group, Inc.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-58 LIC – Prohibited Vendor List

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved, the Board hereby issues Orders approving the additional vendors to the Prohibited Vendor List as follows:

Advanced Home and Business Systems
Bernard Hodes Group
Cleveland Menu Printing, Inc.
CTM Brochure Display
McClusker & Ogborne Waste Removal

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-59 LIC – Abandonment of Manufacturer Application

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby issues an Order to approve the Abandonment of Cadillac Jack's Manufacturer Application, Licensing Docket No. 2300.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-60 LIC – Abandonment of Vendor Registration

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved, the Board hereby issues an Order to approve the Abandonment of Jenny Lee Bakery, Inc.'s Vendor Registration, Licensing Docket No. 27600.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-61 LIC – Denial of Vendor Applications

Motion Made: Board Member Ginty
Seconded: Board Member McCabe

Resolved, the Board hereby issues an Order to deny Vendor Applications as follows:

Smith Blacktopping, Inc.
Corporate Glass, Inc. (including Edward Zinkosky & Kathleen Zinkosky)

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL

PGCB MOTION NO. 2009-62 OEC – Revocation of Non-Gaming Employee Registration for Hanunah Brightwell

Motion Made: Board Member McCabe
Seconded: Board Member Rivers

Resolved, the Board hereby issues an Order approving the Revocation of the Non-Gaming Employee Registration for Hanunah Brightwell, OHA Docket No. 43806.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-63 OEC – Revocation of Non-Gaming Employee Registration for Joshua Greene

Motion Made: Board Member Rivers
Seconded: Board Member Sojka

Resolved, the Board hereby issues an Order approving the Revocation of the Non-Gaming Employee Registration for Joshua Greene, OHA Docket No. 42815. Mr. Greene is prohibited from applying for any form of license, permit and registration for a period of five (5) years from the date of the Order.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2009-64 OEC – Revocation of Non-Gaming Employee Registration for John Stowbridge

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved, the Board hereby issues an Order approving the revocation of the Non-Gaming Employee Registration for John Stowbridge, OHA Docket No. 42841. Mr. Stowbridge is prohibited from applying for any form of license, permit and registration for a period of five (5) years from the date of the Order.

Board Decision: Passed by unanimous vote

ADJOURNMENT

There being no further business before the Board, Chairman Colins adjourned the meeting.