



PENNSYLVANIA GAMING CONTROL BOARD

Meeting of the Board
April 29, 2010
Minutes

A meeting of the Pennsylvania Gaming Control Board was held on April 29, 2010 at the North Office Building, Hearing Room 1, Harrisburg, PA. The meeting began at approximately 10:00 a.m.

Members in attendance were:

Gregory C. Fajt, Chairman
Raymond S. Angeli
Jeffrey W. Coy
James B. Ginty
Kenneth T. McCabe
Gary A. Sojka
Kenneth Trujillo

Ex-officio Member/Designee in attendance:

David Barasch, Deputy Secretary of the Department of Revenue, Representative
Michael Dillon, representing Russell Redding, Secretary of Agriculture

Individuals who appeared officially before the Board:

Kevin O'Toole – Executive Director Report
Claire Yantis – Personnel Related Items
David Rhen – Agency Financial Report
Richard Sandusky – Regulations
R. Douglas Sherman – Petitions
Steve Cook – Withdrawals, Report and Recommendations
Susan Hensel – Licensing Matters
Cyrus Pitre – Enforcement Actions

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

OLD BUSINESS/OFFICE OF ENFORCEMENT COUNSEL

PGCB MOTION NO. 2010-139 OEC – Consent Agreement / Philadelphia Development & Entertainment, Inc.

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved, the Board hereby denied the Consent Agreement between the Office of Enforcement Counsel and Philadelphia Development & Entertainment (“PEDP”) requesting a proposed extension with conditions. The Board further imposed that the \$2,000 per day fine continue and that within five business days, PEDP shall the balance of \$114,000 in fines.

PGCB MOTION NO. 2010-140 OEC – Motion to Maintain Confidentiality / Philadelphia Development & Entertainment, Inc.

Motion Made: Board Member Coy
Seconded: Board Member Sojka

Resolved, the Board hereby denied Philadelphia Development & Entertainment’s Motion to Maintain Confidentiality.

ANNOUNCEMENTS

Chairman Fajt announced that the Board held an Executive session on April 28th and just prior to the public meeting on April 29th in accordance with the Sunshine Act. The purpose of the executive session held on April 28th was to discuss personnel matters, pending litigation, and to conduct quasi-judicial deliberations relating to matters pending before the Board. He stated that the executive session held following the public hearings on August 29th were to conduct quasi-judicial deliberations relative to those hearings.

MINUTES AND TRANSCRIPTS

On a motion by Board Member Angeli, seconded by Board Member Coy, the minutes and transcripts of the March 16, 2010 meeting was approved.

EXECUTIVE DIRECTOR’S REPORT

Kevin O’Toole, Executive Director updated the Board on the Table Games status.

HUMAN RESOURCES

PGCB MOTION NO. 2010-141 HR – Employment

Motion Made: Board Member Coy
Seconded: Board Member Ginty

- ✓ Mark Buterbaugh, Assistant Enforcement Counsel, OEC
- ✓ Shelia Burgess Walls, Investigator, BIE East

Casino Compliance Representatives:

- ✓ David Quinn, Harrah's
- ✓ Michael Camm and Michael Donati, Parx
- ✓ Tom Horvath, Mohegan Sun
- ✓ Scott Matincheck, Penn National
- ✓ Christopher Celia, Sands

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

Board Decision: Passed by unanimous vote

OFFICE OF FINANCIAL MANAGEMENT

David Rhen, Budget Manager, provided an update on the agency's revenue and expenditures.

OFFICE OF CHIEF COUNSEL

PGCB MOTION NO. 2010-142 REG – Temporary Regulation #125-117

Motion Made: Board Member Ginty
Seconded: Board Member McCabe

Resolved, the Board hereby adopts Temporary Regulation #125-117 and establishes a comment period of 30 days; and directs that the Temporary Regulation be posted on the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-143 REG – Temporary Regulation #125-118

Motion Made: Board Member McCabe
Seconded: Board Member Sojka

Resolved, the Board hereby adopts Temporary Regulation #125-118 and establishes a comment period of 30 days; and directs that the Temporary Regulation be posted on the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-144 OCC – Petition / Presque Isle Downs /Table Games

Motion Made: Board Member Sojka
Seconded: Board Member Trujillo

Resolved, the Board hereby grants Presque Isle Down's Petition for Approval of Authorization to Conduct Table Games, Issuance of a Table Games Operation Certificate and approved the Motion to Maintain Confidentiality.

Docket Number: 1352-2010
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-145 OCC – Petition / Presque Isle Downs

Motion Made: Board Member Sojka
Seconded: Board Member Trujillo

Resolved, the Board hereby grants Presque Isle Down's Petition for Approval of its Construction Plan and Proposed Expansion of the Gaming Floor.

Docket Number: 1364-2010
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010- 146 OCC – Petition / Washington Trotting Association / Table Games

Motion Made: Board Member Trujillo
Seconded: Board Member Angeli

Resolved, the Board hereby grants Washington Trotting Association’s Petition for Approval of Authorization to Conduct Table Games and Issuance of a Table Games Operation Certificate.

Docket Number: 1321-2010
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-147 OCC – Petition / Michael Finer Meats

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby granted the Petition of Michael Finer Meats to be removed from the Prohibited Gaming Service Provider List.

Docket Number: 1318-2010
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-148 OCC – Withdrawals or Surrenders

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved the Board hereby adopts the withdrawal or surrender of Principal and Key Employee Applications, or Licenses, as well as Gaming Service Provider Registrations or Certifications as follows:

- | | | |
|--|------------------------|------------------------|
| ✓ Gerhard H. Burda | Licensing No. 8784; | PGCB Doc No. 1317-2010 |
| ✓ Anthony F. Ceddia | Licensing No. 2601; | PGCB Doc No. 1311-2010 |
| ✓ Grantor Trust of Anne DeNaples | Licensing No. 24188; | PGCB Doc No. 1336-2010 |
| ✓ Grantor Trust of Dominica DeNaples | Licensing No. 24190; | PGCB Doc No. 1337-2010 |
| ✓ Grantor Trust of Donna Dileo | Licensing No. 24192; | PGCB Doc No. 1338-2010 |
| ✓ Grantor Trust of Lisa DeNaples | Licensing No. 24191; | PGCB Doc No. 1339-2010 |
| ✓ Grantor Trust of Louis D. DeNaples, Jr. | Licensing No. 24183; | PGCB Doc No. 1340-2010 |
| ✓ Grantor Trust of Margaret Mary Glodzik | Licensing No. 24184; | PGCB Doc No. 1341-2010 |
| ✓ Trust F/B/O Children of Nicholas
DeNaples | Licensing No. 24182; | PGCB Doc No. 1342-2010 |
| ✓ Anthony Ciorciari | Licensing No. 8775-4; | PGCB Doc No.1343-2010 |
| ✓ Timothy Richards | Licensing No. 20011-3; | PGCB Doc No.1344-2010 |
| ✓ Eric Vetter | Licensing No. 20012; | PGCB Doc No. 1345-2010 |
| ✓ International Business Machines
Corporation | Licensing No. 44905; | PGCB Doc No. 1314-2010 |

✓ Dale Hambleto	Licensing No. 5851;	PGCB Doc No. 1319-2010
✓ IDetect, Inc.	Licensing No. 44989;	PGCB Doc No. 1322-2010

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-149 OCC – Report and Recommendation / Santos Rosado

Motion Made: Board Member McCabe
Seconded: Board Member Sojka

Resolved the Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals to continue the suspension of Santos Rosado’s Gaming Employee Permit.

Docket Number; 1307-2010.
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-150 OCC – Report and Recommendation / Donald Vannucci

Motion Made: Board Member Sojka
Seconded: Board Member Trujillo

Resolved the Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals to deny the Non-Gaming Employee Registration of Donald Vannucci.

Docket Number; 1206-2010.
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-151 OCC – Report and Recommendation / Michael Wismer

Motion Made: Board Member Trujillo
Seconded: Board Member Angeli

Resolved the Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals to deny the Non-Gaming Employee Registration of Michael Wismer.

Docket Number; 1276-2010.
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-152 OCC – Emergency Suspension / Nikolas Passineau

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby extends the Emergency Suspension of Nikolas Passineau’s Non-Gaming Employee Registration and that the matter be referred to the Office of Hearings and Appeals for a hearing to determine the validity of the Emergency Suspension.

Docket Number: 1395-2010
Board Decision: Passed by unanimous vote

BUREAU OF LICENSING

PGCB MOTION NO. 2010-153 LIC – Manufacturer License Renewal / Paltronics Inc.

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved, the Board hereby approved the renewal of Paltronics Inc.'s Manufacturer License.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-154 LIC – Table Game Manufacturer License / GPI Mexicana

Motion Made: Board Member Ginty
Seconded: Board Member McCabe

Resolved, the Board hereby approved GPI Mexicana SA de CV's Conditional Table Games Manufacturer License.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-155 LIC – Table Games Manufacturer License / Gaming Partners International USA, Inc.

Motion Made: Board Member McCabe
Seconded: Board Member Sojka

Resolved, the Board hereby approved Gaming Partners International USA, Inc.'s Conditional Table Games Manufacture Designee License.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-156 LIC – Table Games Manufacturer License / TCS John Huxley America, Inc.

Motion Made: Board Member Sojka
Seconded: Board Member Trujillo

Resolved, the Board hereby approved TCS John Huxley America Inc.'s Conditional Table Games Manufacture License.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-157 LIC – Table Games Manufacturer License / TCS John Huxley Europe Limited

Motion Made: Board Member Trujillo
Seconded: Board Member Angeli

Resolved, the Board hereby approved TCS John Huxley Europe Limited's Conditional Table Games Manufacture License.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-158 LIC – Table Games Supplier License / TDN Money Systems

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby approved TDN Money Systems' Table Games Supplier License.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-159 LIC – Key Employee Licenses

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved, the Board hereby approves the issuance of Key Employee Licenses as follows:

Downs Racing, LP

Key Employee Initial Licensure

✓ Melissa Anderson, Promotions Booth Supervisor – Docket #28856-3

Key Employee Renewals

✓ Robert Zbysheski, Cage Shift Supervisor – Docket #20968-3

✓ David Troy Zarn, Surveillance Technical Manager – Docket #22758-4

Greenwood Gaming and Entertainment, Inc.

Key Employee Initial Licensure

✓ Joseph William Wilson, Chief Operating Officer for Greenwood Racing, Inc. – Dkt #40909-1

Holdings Acquisition Co., LP

Key Employee Initial Licensure

✓ Brandon Tyler Yaconis, Players Club Supervisor – Docket #41618-1

Sugarhouse HSP Gaming, LP

Key Employee Initial Licensure

✓ Andrew Thomas Jones, Vice President of Project Management – Docket #36611-1

PGCB MOTION NO. 2010-160 LIC – Temporary Principal and Key Employee Credentials

Motion Made: Board Member Ginty
Seconded: Board Member McCabe

Resolved, the Board hereby approved the issuance of 4 Temporary Principal and 27 Key Employee Credentials.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-161 LIC – Issuance of Gaming and Non-Gaming Permits and Registrations

Motion Made: Board Member McCabe
Seconded Board Member Sojka

Resolved, the Board hereby approves the Order issuing 95 Gaming Employee Permits (55 initial; 3 renewal and 37 temporary) and 159 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-162 LIC – Denials / Gaming Employee Permits

Motion Made: Board Member Sojka
Seconded: Board Member Trujillo

Resolved, the Board hereby approved the following Gaming Employee Permit denials:

<u>Docket #</u>	<u>Applicant</u>
44929	Shannon M. O’Neill
45100	Micole T. Ellis

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-163 LIC – Withdrawal / Gaming, Non-Gaming & Key Employee Applications

Motion Made: Board Member Trujillo
Seconded: Board Member Angeli

Resolved, the Board hereby approved the withdrawal of 9 Key Employee, 6 Gaming Employee Permit and 19 Non-Gaming Employee Applications.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-164 LIC – Gaming Service Provider Certification

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby issued an Order approving the Gaming Service Provider Certification of Swissvale Music Inc.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-165 LIC – Prohibited Gaming Service Provider List

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved, the Board hereby issued an Order approving the following additions to the Prohibited Gaming Service Provider List.

- ✓ Cort Business Systems
- ✓ MAJAQ Logo Products, Inc.

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL

PGCB MOTION NO. 2010-166 OEC – Consent Agreement / Greenwood Gaming and Entertainment, Inc.

Motion Made: Board Member Ginty
Seconded: Board Member McCabe

Resolved, the Board hereby approved the Consent Agreement between the Office of Enforcement Counsel and Greenwood Gaming and Entertainment, Inc. for self excluded patron accessing gaming floor and playing the slots. Consistent with the terms of the Consent Agreement Greenwood Gaming shall pay a civil penalty of \$10,000 within five days from the execution of the Order.

Board Decision: Passed by unanimous vote

At the conclusion of their Report, Enforcement Counsel, Cyrus Pitre announced that a complaint to revoke the license of Philadelphia Entertainment & Development (Foxwoods) was served upon Foxwood's Counsel just prior to Cyrus making the announcement.

ADJOURNMENT

On a motion by Board Member McCabe, and seconded by Board Member Sojka, the meeting was adjourned.