



PENNSYLVANIA GAMING CONTROL BOARD

Meeting of the Board August 19, 2010 Minutes

A meeting of the Pennsylvania Gaming Control Board was held on August 19, 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 (via teleconference)
Kenneth T. McCabe (via teleconference)
Gary A. Sojka
Kenneth Trujillo (via teleconference)

Ex-officio Member/Designee in attendance:

David Barasch, Deputy Secretary of the Department of Revenue
Jorge Augusto, representing Russell Redding, Secretary of Agriculture

Individuals who appeared officially before the Board:

Kevin O'Toole – Executive Directors Report
Liz Lanza – Compulsive and Problem Gambling Report
Claire Yantis – Personnel Related Items
David Rhen – Agency Financial Update
Susan Yocum - Regulations
R. Douglas Sherman – Petitions
Steve Cook –Withdrawals, Report and Recommendations
Susan Hensel – Licensing Matters
Cyrus Pitre – Enforcement Actions
Katie Higgins – Enforcement Actions
Dustin Miller – Enforcement Actions

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

ANNOUNCEMENTS

Chairman Fajt announced that the Board held an Executive Session on August 18th. The purpose of the Executive Session was to discuss personnel matters, pending litigation, and to conduct quasi-judicial deliberations relating to matters pending before the Board.

He also announced that there will be Public Input Hearings relating to the four (4) applicants for the remaining Category 3 license as follows:

- The Penn-Harris project public input hearing will be held on August 30th;
- The Mason-Dixon project public input hearing will be held on August 31st;
- The Bushkill public input hearing will be held on September 2nd; and
- The Nemacolin public input hearing will be held on September 8th.

Chairman Fajt stated that the Gaming Act requires each of these hearings be held in the municipality where the proposed project will be situated. The exact sites of the hearings, as well as the start times, are posted on the Board's website.

EXECUTIVE DIRECTORS REPORT

Kevin O'Toole introduced Liz Lanza, Acting Director for Compulsive and Problem Gambling. Liz provided the Board with an update on various items relating to Problem Gambling including self-exclusion statistics.

She noted that each facility's CPG Plan was amended and approved prior to each table games opening. Liz stated that she and staff (Nan Horner and Elizabeth Burch) visited each casino and met with the Casino Compliance Supervisors and Representatives (CCS's & CCR's) to discuss self-exclusions, exclusions, underage gambling and CPG Plans. In addition, she commented that problem gambling informational brochures are currently in progress. Liz thanked the CCS's and CCR's for their assistance with self exclusions.

She also thanked PGCB employees who handle the intake and removal interviews for self exclusion at the 4 PGCB Offices.

HUMAN RESOURCES

PGCB MOTION NO. 2010-272 HR – Employment

Motion Made: Board Member Coy
Seconded: Board Member Sojka

- ✓ Kelsey Bugaile-Compliance Examiner
- ✓ Randolph Bonchack – CCR Hollywood Casino
- ✓ Colin McNamara – CCR Harrah's

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

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-273 HR – Ratification of Employment

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

- ✓ Dolores Cameron - CCR SugarHouse
- ✓ Steven Bennett, Jr. - CCR SugarHouse
- ✓ Bruce Price - CCR SugarHouse Salary
- ✓ Aaron Zylo - Technical Field Representative

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

Board Decision: Passed by unanimous vote

OFFICE OF FINANCIAL MANAGEMENT/ADMINISTRATION

David Rhen, Budget Manager provided an agency financial update which focused on expenditure results for July.

OFFICE OF CHIEF COUNSEL

PGCB MOTION NO. 2010-274 REG – Proposed Regulation #125-129

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby adopts Proposed Regulation #125-129 and establishes a comment period of 30 days; and directs that the Proposed Regulation be posted on the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-275 REG – Temporary Regulation #125-131

Motion Made: Board Member Coy
Seconded: Board Member Sojka

Resolved, the Board hereby adopts Temporary Regulation #125-131, that the Board establish a public comment period of 30-days and that the Temporary Regulation be posted on the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-276 REG – Final-form Regulation #125-108

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved, the Board hereby adopts Final-form Regulation #125-108 and that the Temporary Regulation be posted on the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-277 REG – Final-Omitted Regulation #125-130

Motion Made: Board Member Angeli

Seconded: Board Member Coy

Resolved, the Board hereby adopts Final-omitted Regulation #125-130 and be posted on the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-278 OCC – Withdrawals / Surrenders

Motion Made: Board Member Coy
Seconded: Board Member Sojka

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

- ✓ Boyle Family Trust Licensing No. 21940; PGCB Doc No. 1488-2010
- ✓ Bernard Boyle Licensing No. 1106; PGCB Doc No. 1487-2010
- ✓ Scott D. Gunn Licensing No. 37545; PGCB Doc No. 1505-2010
- ✓ Keystone Gaming Tech. Inc. Licensing No. 5111; PGCB Doc No. 1481-2010
- ✓ Thomas Malek Licensing No. 5112; PGCB Doc No. 1481-2010

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-279 OCC – Report and Recommendation / David Clemens

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved the Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals and granted the Non-Gaming Employee Registration of David Clemens.

Docket Number; 1467-2010
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-280 OCC – Report and Recommendation / Anthony Incollingo

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved the Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals and denied the Non-Gaming Employee Registration of Anthony Incollingo.

Docket Number; 1151-2010
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-281 OCC – Report and Recommendation / Victor Giddins

Motion Made: Board Member Coy
Seconded: Board Member Sojka

Resolved the Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals and denied the Gaming Employee Permit of Victor Giddins.

Docket Number; 1449-2010
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-282 OCC – Report and Recommendation / Heather Rendon

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved the Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals and denied the Gaming Employee Permit of Heather Rendon.

Docket Number; 1531-2010
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-283 OCC – Report and Recommendation / Scott Ringwood

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved the Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals and granted the Gaming Employee Permit of Scott Ringwood.

Docket Number; 1500-2010
Board Decision: Passed with Qualified Majority Vote (*2 Gubernatorial Appointees - Chairman Fajt and Commissioner Trujillo voted to not adopt*)

PGCB MOTION NO. 2010-284 OCC – Report and Recommendation / S.A.H. Removal from Voluntary Self Exclusion List

Motion Made: Board Member Coy
Seconded: Board Member Sojka

Resolved the Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals and denied the request to be removed from the Voluntary Self Exclusion List by S.A.H.

Docket Number; 1397-2010
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-285 OCC – Emergency Suspension / Orlando Sims

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved the Board hereby ordered to extend the Emergency Suspension of Orlando Sims Gaming Employee Permit and that the matter is referred to the Office of Hearings and Appeals for a hearing to determine the validity of the Emergency Suspension Order.

Docket Number; 1575-2010
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-286 OCC – Emergency Suspension / Raymond Ball

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved the Board hereby ordered to extend the Emergency Suspension of Raymond Ball’s Non-Gaming Employee Registration and that the matter is referred to the Office of Hearings and Appeals for a hearing to determine the validity of the Emergency Suspension Order.

Docket Number; 1608-2010
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-287 OCC – XPEDX Petition for Reconsideration

Motion Made: Board Member Coy
Seconded: Board Member Sojka

Resolved the Board hereby adopts the Petition of XPEDX for Reconsideration of civil penalty and further orders that the matter is referred to the Office of Hearings and Appeals to conduct a hearing.

Docket Number; 1612-2010
Board Decision: Passed by unanimous vote

BUREAU OF LICENSING

PGCB MOTION NO. 2010-288 LIC – Delegation of Authority

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby approves the Delegation of Authority to the Director of the Bureau of Licensing for the approval and issuance of licenses, permits, registrations and credentials. The Director of Licensing shall present to the Board, in periodic intervals, a summary of approvals.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-289 LIC –Key Employee Licenses

Motion Made: Board Member Coy
Seconded: Board Member Sojka

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

Holdings Acquisition Co., LP
Key Employee Initial Licensure

- ✓ **Thomas Quigley**, Director of Surveillance – Docket #39139-1
- ✓ **Benjamin Bruce Hetrick**, Security Supervisor – Docket #38476-2

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-290 LIC – Temporary Key Employee Credentials

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved, the Board hereby approved the issuance of 13 Temporary Key Employees Credentials.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-291 LIC – Issuance of Gaming and Non-Gaming Permits and Registrations

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby approves the Order for the issuance of 452 Gaming Employee Permits (321 initial; 131 G2 temporary) and 185 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-292 LIC – Withdrawal / Key Employees

Motion Made: Board Member Coy
Seconded: Board Member Sojka

Resolved, the Board hereby issued Orders approving 24 Key Employee Application Withdrawals.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-293 LIC – Gaming Service Provider Registration

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved, the Board hereby issues an Order approving the Gaming Service Provider Registration as follows:

- ✓ Affairs To Be Remembered Incorporated
- ✓ AP-ID, Inc., DBA: Veridocs, Inc.
- ✓ Cross Country Food Service Installers, Inc.
- ✓ Cumming Construction Management, Inc.
- ✓ Faulkner Olds, Inc., DBA: Faulkner Chevrolet, Cadillac, Saab
- ✓ Genesis Gaming Solutions, Inc.
- ✓ Geo V. Hamilton Inc.
- ✓ Interior Design Concepts, Inc.

- ✓ LaPorte Painting Incorporated
- ✓ Marcelle Design, Inc.
- ✓ Mintronix, Inc.
- ✓ Nature's Way Pure Water Systems, Inc.
- ✓ Plains Manor Associates
- ✓ Restaurant Ventilation Design, Inc.
- ✓ Ruthrauff Service, LLC
- ✓ RV Value Mart, Inc., DBA: Martin RV Rentals
- ✓ Voegel Mechanical Inc.

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL

PGCB MOTION NO. 2010-294 OEC – Consent Agreement / Atronic Americas

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby approves the Consent Agreement between the Office of Enforcement Counsel and Atronic Americas. The Board further ordered that within fifteen (15) days of the Order that Atronic Americas shall pay a civil penalty in the amount of \$5,000.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-295 OEC – Revocation / GM M. Alam

Motion Made: Board Member Coy
Seconded: Board Member Sojka

Resolved, the Board hereby approves the Order and revokes the Non-Gaming Employee Registration of GM M. Alam.

Docket Number: 1423-2010
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-296 OEC – Revocation / Anil Bhasin

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved, the Board hereby approves the Order and revokes the Non-Gaming Employee Registration of Anil Bhasin.

Docket Number: 1443-2010
Board Decision: Passed by unanimous vote

GREENWOOD GAMING (PARX CASINO)

An update on Greenwood Gaming (Parx Casino) and events involving underage persons in the parking lots without parental supervision.

ADJOURNMENT

On a motion by Board Member Angeli, and seconded by Board Member Coy, the meeting was adjourned.