



## PENNSYLVANIA GAMING CONTROL BOARD

### Meeting of the Board September 16, 2010 Minutes

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A meeting of the Pennsylvania Gaming Control Board was held on September 16, 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 (via teleconference)  
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  
Daniel Tufano, representing Russell Redding, Secretary of Agriculture

***Individuals who appeared officially before the Board:***

Kevin O'Toole – Executive Directors Report  
Claire Yantis – Personnel Related Items  
David Rhen – Agency Financial Update  
Stacey Knavel – Local Law Enforcement Grants  
Susan Yocum - Regulations  
R. Douglas Sherman – Petitions  
Steve Cook –Withdrawals, Report and Recommendations  
Susan Hensel – Licensing Matters  
Cyrus Pitre – Enforcement Actions  
Mark Buterbaugh – 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 September 15<sup>th</sup> and just prior to today's public meeting. The purpose of the Executive Session yesterday was to discuss personnel matters, pending litigation, and to conduct quasi-judicial deliberations relating to matters pending

before the Board. The purpose of this morning's executive session was to deliberate the petitions that were the subject of today's hearings.

Chairman Fajt also announced the departure of Melinda Tucker, Director of Racetrack Gaming. Chairman Fajt presented Melinda, with a resolution, in appreciation for the service she provided to the Board. The resolution was read in to the record:

**PENNSYLVANIA GAMING CONTROL BOARD  
RESOLUTION PGCB-2010-6-RG – Melinda Tucker**

WHEREAS, In October 2005, Melinda Tucker was hired as one of the first employees of the Pennsylvania Gaming Control Board; and

WHEREAS, Melinda Tucker has served the Pennsylvania Gaming Control Board as its first Director of Racetrack Gaming. In this position, Melinda Tucker has provided valuable counsel regarding the coordination of slot machine gaming with the thoroughbred and harness racing operations at the six Category 1 casino facilities in the Commonwealth of Pennsylvania; and

WHEREAS, Melinda Tucker has worked diligently to fulfill the Gaming Act's intent to provide tangible and significant benefits to the horse racing industry in the Commonwealth of Pennsylvania and to those who earn their living in the horse racing industry; be it

RESOLVED that the Pennsylvania Gaming Control Board proudly recognizes Melinda Tucker for her loyalty and dedication to her service with the Pennsylvania Gaming Control Board and wishes her the very best in all her future endeavors.

Upon Motion duly made and seconded, the foregoing Resolution was adopted on September 16, 2010.

**MINUTES/TRANSCRIPT**

On a motion by Commissioner Sojka, seconded by Commissioner Trujillo, the Board approved the minutes and transcript of the July 29, 2010 meeting.

**EXECUTIVE DIRECTORS REPORT**

**PGCB MOTION NO. 2010-297 EXE – Delegation of Authority / SugarHouse Casino**

Motion Made: Board Member McCabe  
Seconded: Board Member Coy

Resolved, the Board approved the Delegation of Authority to Board Member's Ginty and Trujillo to approve, collectively, all pre-opening conditions to the Category 2 Slot Machine License and Table Game Operations Certificate of HSP Gaming, LP and to determine the effective date and time which operations may commence at the permanent licensed facility to be known as Sugarhouse located at 1080 North Delaware Avenue, Philadelphia, PA.

Board Decision: Passed by unanimous vote

**HUMAN RESOURCES**

**PGCB MOTION NO. 2010-298 HR – Employment**

Motion Made: Board Member Sojka  
Seconded: Board Member Coy

- ✓ Daniel Campbell, CCR Parx,
- ✓ Joshua Couzens, CCR SugarHouse
- ✓ Sharon Smallwood, 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. 2010-299 HR – Ratification of Employment**

Motion Made: Board Member Coy  
Seconded: Board Member Sojka

- ✓ Robert McHugh, CCR Mt. Airy
- ✓ Elizabeth Leffever, CCR SugarHouse

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 August.

**PGCB MOTION NO. 2010-300 OFM – Local Law Enforcement Grants**

Motion Made: Board Member McCabe  
Seconded: Board Member Trujillo

Resolved, the Board hereby approves the issuance of Local Law Enforcement Grants as follows:

- ✓ Swatara Township Police Department \$ 42,400
- ✓ Pennsylvania State Police \$249,990
- ✓ Borough of Freeland Police Department \$ 23,370

Board Decision: Passed by unanimous vote

**OFFICE OF CHIEF COUNSEL**

**PGCB MOTION NO. 2010-301 REG – Temporary Regulation #125-132**

Motion Made: Board Member Trujillo

Seconded: Board Member Sojka

Resolved, the Board hereby adopts Temporary Regulation #125-132 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. 2010-302 OCC – Petition / HSP Gaming, LP**

Motion Made: Board Member Sojka  
Seconded: Board Member Trujillo

Resolved, the Board hereby approves HSP Gaming, LP's Petition for approval of their Gaming Floor Plan.

Docket Number: 1599-2010  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-303 OCC – Petition / MSC Industrial Direct Co.**

Motion Made: Board Member Coy  
Seconded: Board Member Ginty

Resolved, the Board hereby approves MSC Industrial Direct Co.'s (SID Tool Company) Petition to be removed from the Prohibited Gaming Service Provider List.

Docket Number: 1533-2010  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-304 OCC – Withdrawals / Surrenders**

Motion Made: Board Member Ginty  
Seconded: Board Member McCabe

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:

- |                                       |                       |                        |
|---------------------------------------|-----------------------|------------------------|
| ✓ Richard Jay Schneider               | Licensing No. 1035;   | PGCB Doc No. 1563-2010 |
| ✓ Frederick B. Rentschler             | Licensing No. 1034;   | PGCB Doc No. 1562-2010 |
| ✓ Innovation Management Services, LLC | Licensing No. 29705;  | PGCB Doc No. 1546-2010 |
| ✓ Ernest E. D'Ambrosio, Jr.           | Licensing No. 8950-2; | PGCB Doc No. 1547-2010 |
| ✓ Stephen J. Szapor                   | Licensing No. 8948-2; | PGCB Doc No. 1548-2010 |
| ✓ Steven M. Rittvo                    | Licensing No. 8955-2; | PGCB Doc No. 1549-2010 |

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-305 OCC – Report and Recommendation / Elgee Savar, Inc.**

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 and finds Elgee Savar, Inc. to be suitable for a vendor certification or registration.

Docket Number; 1068-2010  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-306 OCC – Report and Recommendation / Donald Inglis**

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 and granted approval of the Gaming Employee Permit Application of Donald Inglis.

Docket Number; 1532-2010  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-307 OCC – Report and Recommendation / James Gill**

Motion Made: Board Member Trujillo  
Seconded: Board Member Coy

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

Docket Number; 1492-2010  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-308 OCC – Report and Recommendation / Jamiell Johnson**

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 and denied the Non-Gaming Employee Registration of Jamiell Johnson.

Docket Number; 1445-2010  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-309 OCC – Report and Recommendation / Edward Jones**

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 and granted the Non-Gaming Employee Registration of Edward Jones.

Docket Number: 1493-2010

Board Decision: Passed by unanimous vote

**BUREAU OF LICENSING**

**PGCB MOTION NO. 2010-310 LIC – License Renewal / Greenwood Gaming**

Motion Made: Board Member Trujillo  
Seconded: Board Member Coy

Resolved, the Board hereby grants the license renewal of Greenwood Gaming & Entertainment Inc.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-311 LIC – Initial Table Game Manufacturer License / Elektroncek d.d.**

Motion Made: Board Member Coy  
Seconded: Board Member Ginty

Resolved, the Board hereby approves the Table Games Manufacturer License of Elektroncek d.d.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-312 LIC – Slot Machine Manufacturer License/ Konami Gaming, Inc.**

Motion Made: Board Member Ginty  
Seconded: Board Member McCabe

Resolved, the Board hereby approves the Slot Machine Manufacturer License of Konami Gaming Inc.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-313 LIC – Slot Machine Manufacturer License/Shuffle Master, Inc.**

Motion Made: Board Member McCabe  
Seconded: Board Member Sojka

Resolved, the Board hereby approves the Slot Machine Manufacturer License of Shuffle Master, Inc.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-314 LIC – Supplier License Renewal / TDN Money Systems**

Motion Made: Board Member Sojka  
Seconded: Board Member Trujillo

Resolved, the Board hereby approves the renewal of TDN Money Systems Supplier License.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-315 LIC – Principal and Key Employee Licenses**

Motion Made: Board Member Trujillo  
Seconded: Board Member Coy

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

✓ **Greenwood Gaming and Entertainment, Inc.**

Principal Initial Licensure

- **Bensalem Park Maintenance, Ltd.** – Pennsylvania corporation which is the employer of outside maintenance employees and parking valets at racetrack and casino facilities, Docket #45119-1
- **Bettor Technology, Inc.** – Pennsylvania corporation which is the employer of technical services personnel for Greenwood Racing inc. and its subsidiaries, Docket #45122-1
- **Casino Food Services Inc.** – Pennsylvania corporation which is the employer of concessionaire for Parx Casino and the employer of related personnel, Docket #45129-1
- **Green Racing Management Company** – Pennsylvania corporation which is the employer of corporate management personnel for Greenwood Racing Inc, and it subsidiaries, Docket #45121-1
- **Greenwood Gaming Services Company** – Pennsylvania corporation which is the employer of gaming personnel at Parx Casino, Docket #45127-1
- **Keystone Park Services Company** – Pennsylvania corporation which is the employer of mutual and security personnel at the racetrack and casino facilities, Docket #45128-1

✓ **Washington Trotting Association, Inc.**

Key Employee Initial Licensure

- **Frances A. Scharf** – Players Club Supervisor, Docket #18016-4
- **Sandra L. Davidson** – Players Club Supervisor, Docket #19860-2

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-316 LIC – Temporary Key Employee Credentials**

Motion Made: Board Member Coy  
Seconded: Board Member Ginty

Resolved, the Board hereby approved the issuance of 18 Temporary Key Employees Credentials.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-317 LIC – Issuance of Gaming and Non-Gaming Permits and Registrations**

Motion Made: Board Member Ginty  
Seconded: Board Member McCabe

Resolved, the Board hereby approves the Order for the issuance of 822 Gaming Employee Permits (597 initial; 224 G2 temporary and 1 G-2 Full Permit) and 262 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-318 LIC – Withdrawal / Key Employees, Gaming & Non-Gaming**

Motion Made: Board Member McCabe  
Seconded: Board Member Sojka

Resolved, the Board hereby issued Orders approving 37 Key Employees, 37 Gaming Permits and 7 Non-Gaming Registration Employee Withdrawals.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-319 LIC – Gaming Service Provider Certification**

Motion Made: Board Member Trujillo  
Seconded: Board Member Coy

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

- ✓ Media Five, Ltd.
- ✓ Transaction Holdings, LLC

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-320 LIC – Gaming Service Provider Registration**

Motion Made: Board Member Coy  
Seconded: Board Member Ginty

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

- ✓ Accent Fence
- ✓ Becker Wagonmaster, Inc.,
- ✓ Beckline LLC
- ✓ General Supply Company
- ✓ Innovative Painting & Decorating Inc.
- ✓ LandShapers, Inc.
- ✓ Livengood Excavators, Inc.
- ✓ Securcash Products, LLC

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2010-321 LIC – Gaming Service Provider Application Abandoned**

Motion Made: Board Member Ginty



Seconded: Board Member McCabe

Resolved, the Board hereby issues an Order approving the abandonment of Gaming Service Provider Application for Michael's LaVernada, Inc.

Board Decision: Passed by unanimous vote

### **OFFICE OF ENFORCEMENT COUNSEL**

#### **PGCB MOTION NO. 2010-322 OEC – Consent Agreement / AC Coin & Slot**

Motion Made: Board Member McCabe

Seconded: Board Member Sojka

Resolved, the Board hereby approves the Consent Agreement between the Office of Enforcement Counsel and AC Coin and Slot. AC Coin and Slot shall pay a civil penalty in the amount of \$6,800 for its violation of the Act, the Board's Regulations and its Statement of Conditions.

Board Decision: Passed by unanimous vote

#### **PGCB MOTION NO. 2010-323 OEC – Suspension / Lesley Pendleton**

Motion Made: Board Member Trujillo

Seconded: Board Member Coy

Resolved, the Board hereby approves the Order and suspends the Gaming Employee Permit of Lesley Pendleton for a period of six (6) months.

Docket Number: 1527-2010

Board Decision: Passed by unanimous vote

### **ADJOURNMENT**

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