



## PENNSYLVANIA GAMING CONTROL BOARD

Meeting of the Board

May 2, 2012

Minutes

A meeting of the Pennsylvania Gaming Control Board was held at the Office of Hearings and Appeals, Strawberry Square Complex, 2<sup>nd</sup> Floor, Harrisburg. The meeting began immediately following the public hearings.

***Members in attendance were:***

William H. Ryan, Jr., Chairman  
Gregory C. Fajt  
James B. Ginty  
Keith R. McCall  
Anthony C. Moscato  
Gary A. Sojka  
Kenneth Trujillo (via teleconference)

***Ex-Officio members in attendance were:***

Robert Coyne, Designee, Department of Revenue  
Christopher Craig, Designee, State Treasurer's Office  
Jorge Augusto, Assistant Counsel, Department of Agriculture

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

Kevin O'Toole – Executive Director Report  
David Rhen – Budget Update  
Steve Cook – Withdrawals, Report and Recommendations  
Susan Hensel – Licensing Matters  
Cyrus Pitre – Enforcement Actions  
Cassandra Fenstermaker – Enforcement Actions  
Billie Jo Matelevich-Hoang – Enforcement Actions  
Alexandra Sacavage – Enforcement Actions  
James Armstrong – Enforcement Actions

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

### **ANNOUNCEMENTS**

Chairman Ryan reported that the Board held an Executive Session on May 1<sup>st</sup> for the purpose of discussing personnel matters, pending litigation and to conduct quasi-judicial deliberations relating to matters being considered by the Board on May 2<sup>nd</sup>.

### **MINUTES/TRANSCRIPT**

On a motion by Commissioner Fajt, seconded by Commissioner Ginty, the minutes and transcript of the March 21, 2012 meeting were approved.

### **EXECUTIVE DIRECTOR'S REPORT**

**PGCB MOTION NO. 2012-609 EXE – Appointment, Director of BIE**

Motion Made: Board Member Ginty  
Seconded: Board Member Sojka

Kevin O'Toole, Executive Director, recognized the work of Deputy Director Paul Mauro of the Bureau of Investigations and Enforcement (BIE). He stated that for the past 3½ years Paul has provided sound guidance and direction to BIE in the absence of a Director. His leadership during this timeframe has demonstrated his commitment to the Bureau and the Board and he has worked tirelessly to ensure quality background investigations on a timely basis. He further stated that Paul was hired in January 2006, over 6 years ago as an Investigator Supervisor in BIE and was promoted to Deputy Director in the Spring of 2007. Paul's unique understanding of the role and function of BIE, as well as his proven leadership, makes him an ideal candidate to formally serve as the Bureau's Director.

In recognition of Paul's leadership and guidance, Kevin O'Toole requested that a motion be made to appoint Paul Mauro as this agency's Director of the Bureau of Investigations and Enforcement.

Board Decision: Passed by unanimous vote

#### **OFFICE OF FINANCIAL MANAGEMENT**

David Rhen, Budget Manager, provided an update on revenue and expenditures.

#### **OFFICE OF CHIEF COUNSEL**

##### **PGCB MOTION NO. 2012- 610 OCC – Withdrawals**

Motion Made: Board Member Fajt  
Seconded: Board Member McCall

Resolved, the Board hereby approved the Surrender of Richard Turner's Principal license.

OHA Docket #: 2611-2012  
Board Decision: Passed by unanimous vote.

##### **PGCB MOTION NO. 2012-611 OCC – Radio Communication Service, Inc.**

Motion Made: Board Member McCall  
Seconded: Board Member Moscato

Resolved, the Board hereby rejected the Report and Recommendation of the Office of Hearings and Appeals regarding the withdrawal of Radio Communication Service Inc.'s Gaming Service Provider Application. I further move that the Board issue an Adjudication and Order on this matter requiring the withdrawal to be with prejudice.

OHA Docket #: 2237-2011  
Board Decision: Passed by unanimous vote.

##### **PGCB MOTION NO. 2012-612 OCC – Duy Hoang Nguyen**

Motion Made: Board Member Moscato  
Seconded: Board Member Sojka

Resolved, the Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals denying Duy Hoang Nguyen's Gaming Employee Permit.

OHA Docket #: 2552-2011  
Board Decision: Passed by unanimous vote.

**PGCB MOTION NO. 2012-613 OCC – John Stavish**

Motion Made: Board Member Sojka  
Seconded: Board Member McCall

Resolved, the Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals however, relative to the 60-day suspension recommended therein, it was also moved that the period of suspension be suspended in light of the fact that Mr. John Stavish was terminated from employment with the Rivers Casino as a result of this situation. It was further moved that Board staff review this situation and consider any amendments to Board regulations in the area of toke or tip wagers which might alleviate this situation from arising in the future.

OHA Docket #: 2402-2011  
Board Decision: Passed by unanimous vote.

**PGCB MOTION NO. 2012-614 OCC – Vincent Procopio**

Motion Made: Board Member Ginty  
Seconded: Board Member Fajt

Resolved, the Board hereby adopted in part, and rejected in part, the Report and Recommendation of the Office of Hearings and Appeals and that Mr. Procopio be placed on the Board's list of Excluded Persons. The Board issued an Adjudication and Order outlining its rationale for reaching this decision.

OHA Docket #: 2342-2011  
Board Decision: Passed by unanimous vote.

**BUREAU OF LICENSING**

**PGCB MOTION NO. 2012-615 LIC – Multimedia Gaming, Inc.**

Motion Made: Board Member Moscato  
Seconded: Board Member Fajt

Resolved, the Board hereby approved Multimedia Gaming Inc.'s Slot Machine Manufacturer License

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-616 LIC – MicroFirst Associates**

Motion Made: Board Member Fajt  
Seconded: Board Member McCall

Resolved, the Board hereby approved MicroFirst Associates, Inc.'s Slot Machine Manufacturer Renewal License.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-617 LIC – Principal and Key Employee Licenses**

Motion Made: Board Member McCall

Seconded: Board Member Moscato

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

**Mountainview Thoroughbred Racing Association**

Principal Initial Licensure

- **Francis Donaghue**, Vice President of Regulatory Affairs and Chief Compliance Officer – Docket #64966-1

**Presque Isle Downs, Inc.**

Key Employee Renewal

- **Matthew C. Ennis**, Financial Controller – Docket #8770-3

**Holdings Acquisition Co., LP**

Key Employee Initial Licensure

- **John W. Couth, Jr.**, Slots Supervisor – Docket #40335-2

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2011-618 LIC – Temporary Key Employee Credentials**

Motion Made: Board Member Moscato

Seconded: Board Member Sojka

Resolved, the Board hereby approved the issuance of 26 Temporary Key Employee Credentials.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-619- LIC – Gaming & Non-Gaming Employee Permits and Registrations**

Motion Made: Board Member Sojka

Seconded: Board Member Fajt

Resolved, the Board hereby approved the issuance of 523 (52 full G2 employees; 225 initial; 85 renewals; 161 Temporary G2 employees) Gaming Employee Permits and 219 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-620- LIC – Denials**

Motion Made: Board Member McCall

Seconded: Board Member Fajt

Resolved, the Board hereby approved the denial of 4 Gaming Employee applications

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-621 LIC – Withdrawals**

Motion Made: Board Member Fajt

Seconded: Board Member Ginty

Resolved, the Board hereby approved the withdrawal of 3 Key Employees, 25 G2 Employees, 12 Gaming and 3 Non-Gaming Employee Applications.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-622 LIC – GSP Certification**

Motion Made: Board Member Ginty  
Seconded: Board Member McCall

Resolved, the Board hereby approved the Gaming Service Provider Certifications as follows:

- AgileCat, LLC
- Ashley Foods, Inc.
- Mandarin Enterprise, LLC
- Promotion Group Central, Inc., DBA: Promo Group

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-623 LIC – GSP Registration**

Motion Made: Board Member McCall  
Seconded: Board Member Moscato

Resolved, the Board hereby approved the GSP Registration as follows:

- AEC Group, Inc.
- CMS Pokerssage, Inc.
- Full House Travel, Inc.
- Gasser Chair Company, Inc.
- Hispanic Ventures, Inc.
- Rubenstein Public Relations, Inc.
- Strategic Partners Services LLC

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-624 LIC – GSP Application Abandonment**

Motion Made: Board Member Moscato  
Seconded: Board Member Sojka

Resolved, the Board hereby approved the abandonment of Bar Code Specialties, Inc.’s Gaming Service Provider application.

Board Decision: Passed by unanimous vote

**OFFICE OF ENFORCEMENT COUNSEL**

**PGCB MOTION NO. 2012-625 OEC – Revocation / Ikea Jennings**

Motion Made: Board Member Sojka  
Seconded: Board Member Fajt

Resolved, the Board hereby approved the Revocation of Ikea Jenning's Non-Gaming Employee Registration.

OHA Docket #: 2583-2012  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-626 OEC – Revocation / Antoinette Johnson**

Motion Made: Board Member McCall  
Seconded: Board Member Fajt

Resolved, the Board hereby approved the Revocation of Antoinette Johnson's Non-Gaming Employee Registration.

OHA Docket #: 2606-2012  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-627 OEC – Revocation /Marquise Lane**

Motion Made: Board Member Fajt  
Seconded: Board Member Ginty

Resolved, the Board hereby approved the Revocation of Marquise Lane's Non-Gaming Employee Registration.

OHA Docket #: 2585-2012  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-628 OEC – Revocation / Elvino Cagnardi**

Motion Made: Board Member Ginty  
Seconded: Board Member McCall

Resolved, the Board hereby approved the Revocation of Elvino Cagnardi's Gaming Employee Permit.

OHA Docket #: 2607-2012  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-629 OEC – Revocation / Lonna Johnson**

Motion Made: Board Member McCall  
Seconded: Board Member Moscato

Resolved, the Board hereby approved the Revocation of Lonna Johnson's Non-Gaming Employee Registration.

OHA Docket #: 2599-2012  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-630 OEC –PGCB Exclusion List**

Motion Made: Board Member Moscato  
Seconded: Board Member Sojka

Resolved, the Board hereby approved the addition of James Coughlin to the Pennsylvania Gaming Control Board's Involuntary Exclusion List.

OHA Docket #: 2578-2012  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-631 OEC –PGCB Exclusion List**

Motion Made: Board Member Sojka  
Seconded: Board Member Ginty

Resolved, the Board hereby approved the addition of Jenni Truc Trinh to the Pennsylvania Gaming Control Board's Involuntary Exclusion List.

OHA Docket #: 2453-2011  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-632 OEC –PGCB Exclusion List**

Motion Made: Board Member Sojka  
Seconded: Board Member Fajt

Resolved, the Board hereby approved the addition of Christopher Cavalli to the Pennsylvania Gaming Control Board's Involuntary Exclusion List.

OHA Docket #: 2475-2011  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-633 OEC –PGCB Exclusion List**

Motion Made: Board Member Fajt  
Seconded: Board Member Ginty

Resolved, the Board hereby approved the addition of Ngoc Bich Chau to the Pennsylvania Gaming Control Board's Involuntary Exclusion List.

OHA Docket #: 2460-2011  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-634 OEC –PGCB Exclusion List**

Motion Made: Board Member Ginty  
Seconded: Board Member McCall

Resolved, the Board hereby approved the addition of Joseph Curtis to the Pennsylvania Gaming Control Board's Involuntary Exclusion List.

OHA Docket #: 2476-2011

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-635 OEC –PGCB Exclusion List**

Motion Made: Board Member McCall  
Seconded: Board Member Moscato

Resolved, the Board hereby approved the addition of Tan Minh Huynh to the Pennsylvania Gaming Control Board's Involuntary Exclusion List.

OHA Docket #: 2461-2011  
Board Decision: Passed by unanimous vote

**ADJOURNMENT**

On a motion by Commissioner Moscato, seconded by Commissioner Sojka, the meeting was adjourned. I HEREBY CERTIFY THAT THESE MINUTES WERE APPROVED BY THE PENNSYLVANIA GAMING CONTROL BOARD AT A PUBLIC MEETING ON THE 13<sup>th</sup> DAY OF JUNE, 2012.

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Mickey Kane, Board Secretary