



PENNSYLVANIA GAMING CONTROL BOARD

Meeting of the Board

July 11, 2012

Minutes

A meeting of the Pennsylvania Gaming Control Board was held at the Office of Hearings and Appeals, Strawberry Square Complex, 2nd 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

Ex-Officio members in attendance were:

Robert Coyne, Designee, Department of Revenue
Christopher Craig, Designee, State Treasurer's Office
Jorge Augusto, Representing George Greig, Secretary of Agriculture

PA Gaming Control Board Staff who appeared officially before the Board:

David Rhen, Financial Report
Susan Yocum – Regulations
R. Douglas Sherman – Petition(s)
Steve Cook – Withdrawals, Report and Recommendations
Susan Hensel – Licensing Matters
Cyrus Pitre – Enforcement Actions
Alexandra Sacavage – Enforcement Actions
Kathleen Higgins – Enforcement Actions
Beth Manifesto – Enforcement Actions
Nan Davenport – Enforcement Actions

Witnesses/Outside Counsel:

Ryan Hodder – Witness – Report and Recommendation
Jabar Wells – Witness – Report and Recommendation
Normal Valz, Esquire – Representing Jabar Wells

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 July 10th for the purpose of discussing personnel matters, pending litigation and to conduct quasi-judicial deliberations relating to matters being considered by the Board on July 11th. Chairman Ryan also announced that the PGCB will now accept applications for the remaining Category 2 Slot Machine License and Table Games Certificate. He stated that by law, the licensed casino must be located in the City of Philadelphia. Application and Instructions are available on the Board's website. He stated that the deadline for submission is November 15, 2012.

PUBLIC HEARING

The Greenwood Gaming and Entertainment, Inc’s hearings were held and voted on during regular session. The hearings were:

- Greenwood Gaming & Entertainment, Inc. Petition for Waiver of Regulation
- Greenwood Gaming & Entertainment, Inc. Petition for Modification of Gaming Floor – OP-21

MINUTES/TRANSCRIPT

On a motion by Commissioner Fajt, seconded by Commissioner Ginty, the minutes and transcript of the May 23, 2012 meeting were approved.

OFFICE OF FINANCIAL MANAGEMENT

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

OFFICE OF CHIEF COUNSEL

PGCB MOTION NO. 2012-683 OCC – Proposed Regulation 125-162

Motion Made: Board Member Trujillo
Seconded: Board Member Sojka

Resolved, the Board hereby adopted Proposed Regulation 125-162.

Board Decision: Passed by unanimous vote.

PGCB MOTION NO. 2012-684 OCC – Temporary Regulation 125-163

Motion Made: Board Member Fajt
Seconded: Board Member McCall

Resolved, the Board hereby adopted Temporary Regulation 125-163.

Board Decision: Passed by unanimous vote.

PGCB MOTION NO. 2012-685 OCC – Petition / Greenwood Gaming

Motion Made: Board Member Ginty
Seconded: Board Member McCall

Resolved, the Board hereby approved Greenwood Gaming & Entertainment, Inc.’s Petition for Waiver of Regulation. The regulatory requirement is waived, except when the slot system or casino management system or the central control computer system is not fully operational or when overrides or adjustments are required. Greenwood must amend its internal controls and those amended internal controls must be approved by the Board prior to the waiver taking effect. In all cases, jackpot payouts in excess of \$1,200 must be accompanied by the issuance of a W2-G form. Greenwood’s motion to protect confidentiality was granted.

OHA Docket #: 2661-2012
Board Decision: Passed by unanimous vote.

PGCB MOTION NO. 2012-686 OCC – Petition / Greenwood Gaming

Motion Made: Board Member McCall
 Seconded: Board Member Moscato

Resolved, the Board hereby approved Greenwood Gaming & Entertainment, Inc.'s Petition for Modification of Gaming Floor- OP-21. The Petition was approved with 14 conditions. Greenwood's motion to protect confidentiality was granted.

OHA Docket #: 2727-2012
 Board Decision: Passed by unanimous vote.

PGCB MOTION NO. 2012-687 OCC – Withdrawals/Surrenders

Motion Made: Board Member Moscato
 Seconded: Board Member Sojka

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

- | | | |
|-----------------------------------------------------|------------------------|------------------------|
| • Brintons U.S. Axminster, Inc. | Licensing No. 36403; | PGCB Doc No. 2725-2012 |
| • Robert Ciunci | Licensing No. 18388-3; | PGCB Doc No. 2706-2012 |
| • David Lopez | Licensing No. 36042-2; | PGCB Doc No. 2730-2012 |
| • MCA Processing, LLC | Licensing No. 57649; | PGCB Doc No. 2458-2011 |
| • Trust – II F/B/O Children of Nicholas DeNaples | Licensing No. 62820-2; | PGCB Doc No. 2712-2012 |
| • Steal One, LLC dba JAMS | Licensing No. 63096; | PGCB Doc No. 2704-2012 |
| • Summa Hardware, Inc. | Licensing No. 23962; | PGCB Doc No. 2708-2012 |
| • Joseph A. Wellenbusher, III | Licensing No. 64351; | PGCB Doc No. 2723-2012 |

Board Decision: Passed by unanimous vote.

PGCB MOTION NO. 2012-688 OCC – Maple Direct, Inc.

Motion Made: Board Member Sojka
 Seconded: Board Member Trujillo

Resolved, the Board hereby approved Maple Direct, Inc.'s Amended Petition for Removal from Prohibited Vendor List. Maple Direct, Inc.'s removal from the Prohibited GSP List is contingent on payment of \$3,000 civil penalty.

OHA Docket #: 2571-2012
 Board Decision: Passed by unanimous vote.

PGCB MOTION NO. 2012-689 OCC – Vision Solution

Motion Made: Board Member Trujillo
 Seconded: Board Member Fajt

Resolved, the Board hereby approved the Report issued by the Office of Hearings and Appeals regarding Vision Solution's request for removal from the Prohibited Gaming Service Provider List. Vision Solutions removal is contingent upon payment of a \$7,500 civil penalty.

OHA Docket #: 2407-2011
Board Decision: Passed by unanimous vote.

PGCB MOTION NO. 2012-690 OCC – Jamie Fernandez

Motion Made: Board Member Fajt
Seconded: Board Member Ginty

Resolved, the Board hereby approved the Report and Recommendation issued by the Office of Hearings and Appeals and placed Jamie Fernandez on the PGCB's Involuntary Self Exclusion List.

OHA Docket #: 2575-2012
Board Decision: Passed by unanimous vote.

PGCB MOTION NO. 2012-691 OCC – Ryan Hodder

Motion Made: Board Member Ginty
Seconded: Board Member McCall

Resolved, the Board hereby approved the Report and Recommendation issued by the Office of Hearings and Appeals and denied the G2 Employee Permit Application of Ryan H. Hodder.

OHA Docket #: 2598-2012
Board Decision: Passed by unanimous vote.

PGCB MOTION NO. 2012-692 OCC – Alexa Myers

Motion Made: Board Member McCall
Seconded: Board Member Moscato

Resolved, the Board hereby approved the Report and Recommendation issued by the Office of Hearings and Appeals and did not revoke the Non-Gaming Employee Registration of Alexa Myers.

OHA Docket #: 2562-2012
Board Decision: Passed by unanimous vote.

PGCB MOTION NO. 2012-693 OCC – Jabbar Wells

Motion Made: Board Member Trujillo
Seconded: Board Member Ginty

Resolved, the Board hereby rejected the Report and Recommendation issued by the Office of Hearings and Appeals regarding Jabbar Wells' Gaming Employee Permit. The Board also dismissed BIE's Enforcement Action to revoke Mr. Well's Gaming Employee Permit.

OHA Docket #: 2574-2012
Board Decision: Passed by unanimous vote.

BUREAU OF LICENSING

PGCB MOTION NO. 2012-694 LIC – Principal & Key Employee Licenses

Motion Made: Board Member Sojka
Seconded: Board Member Trujillo

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

Downs Racing, LP

Key Employee Initial Licensure

- **Susana Segars**, Vice President of Slot Operations – Docket #3671-5

Mountainview Thoroughbred Racing Association

Principal Initial Licensure

- **Saul Reibstein**, Member of the Board of Directors and Audit Committee Member of Penn National Gaming, Inc., the ultimate parent of Mountainview Thoroughbred Racing Association – Docket #62812-1

Presque Isle Downs, Inc.

Principal Initial Licensure

- **Jeffrey J. Dahl**, President and Chief Executive Officer of MTR Gaming Group, Inc., the 100% owner of Presque Isle Downs, Inc. – Docket #59751-1

Holdings Acquisition Co, L.P.

Principal Initial Licensure

- **Jon S. Reynertson**, Board Observer for the meetings held by Pittsburgh Gaming Holdings, LP, the holding company of Holdings Acquisition, Co. LP, on behalf of the General Retirement System and Police and Fire Retirement Systems of the City of Detroit, which are 5% owners respectively of and lenders to Pittsburgh Gaming Holdings, L.P. – Dkt #59647-1

Key Employee Initial Licensure

- **James D. Cahill**, Director of Security – Docket #56525-1

Sands Bethwords Gaming, LLC

Principal Initial Licensure

- **John P. Caparella, Jr.**, President/Chief Operating Officer for The Venetian Casino Resort, LLC, affiliate of Sands Bethworks Gaming, LLC - Docket #64007-1

Aristocrat Technologies, Inc.

Principal Initial Licensure

- **Jason Allen Goudie**, Chief Financial Officer – Docket #64924-1

NRT Technology Corp.

Principal Initial Licensure

- **Ji-In Shin**, General Counsel for NRT – Docket #59433-1

Modern Gaming Pennsylvania, LLC

Key Employee Renewal

- **Brian D. Hartmann**, Sales Representative – Docket #26858-3

PGCB MOTION NO. 2012-695 LIC – Temporary Principal & Key Employee Credentials

Motion Made: Board Member Trujillo
Seconded: Board Member Fajt

Resolved, the Board hereby approved the issuance of 1 Temporary Principal license and 15 Temporary Key Employee Credentials.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-696- LIC – Gaming Permits & Non-Gaming Employee Registrations

Motion Made: Board Member Fajt
Seconded: Board Member Ginty

Resolved, the Board hereby approved the issuance of 503 (94 full G2 employees; 224 initial; 78 renewals; 107 Temporary G2 employees) Gaming Employee Permits and 207 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-697- LIC – Denials

Motion Made: Board Member Ginty
Seconded: Board Member McCall

Resolved, the Board hereby approved the denial of 2 Gaming Employee Permits and 2 Non-Gaming Employee Registration as follows:

- **GAMING EMPLOYEES**
Paul Huynh – Docket #68316
Joshua Mattucci – Docket #69286
- **NON-GAMING EMPLOYEES**
Lamar Hill – Docket #69494
Barry Maurice Jones – Docket #70039

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-698 LIC – Withdrawals

Motion Made: Board Member McCall
Seconded: Board Member Moscato

Resolved, the Board hereby approved the withdrawals of 2 Key Employees, 14 G2 Employees, 9 Gaming Employee Permits and 6 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-699 LIC – GSP Certification

Motion Made: Board Member Moscato
Seconded: Board Member Sojka

Resolved, the Board approved the Gaming Service Provider Certification for Kagan Custom Kitchens, Inc.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-700 LIC – GSP Registration

Motion Made: Board Member Sojka
Seconded: Board Member Trujillo

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

- Easton Coach Company
- EConnect, Inc
- Elgee - Savar, Inc., DBA: Penn Vending
- Frank Fisher, Inc., DBA: Fisher Electric, Inc.
- Gayle Force Enterprises LLC
- Harrisburg Dairies, Inc.
- Hong Kong Seafood Co., Inc.
- Lift, Inc.
- Lillian E. Master DBA: Master Supply Line
- Penn State Sports Properties, LLC
- Porter Wallace Corporation
- Show Motion, Inc.
- Superior Limousine & Luxury Coaches, Inc.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-701 LIC – Autovalet Systems USA, LLC

Motion Made: Board Member Trujillo
Seconded: Board Member Fajt

Resolved, the Board hereby approved the addition of Autovalet Systems USA, LLC to the Prohibited Gaming Service Provider List.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-702 LIC – Abandonment – Sealect Wholesale Seafood, Inc.

Motion Made: Board Member Fajt
Seconded: Board Member Ginty

Resolved, the Board hereby approved the abandonment of Sealect Wholesale Seafood, Inc’s Gaming Service Provider Application.

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL

PGCB MOTION NO. 2012-703 OEC – Consent Agreement / Mountainview Thoroughbred Racing Association

Motion Made: Board Member Ginty
Seconded: Board Member McCall

Resolved, the Board hereby approved the Consent Agreement between the Office of Enforcement Counsel and Mountainview Thoroughbred Racing Association (Hollywood Casino). Hollywood Casino shall pay a civil penalty in the amount of \$5,000 for violation of self-excluded person (“J.H.”) gaming.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-704 OEC – Consent Agreement / Paul DeAngelo

Motion Made: Board Member McCall
Seconded: Board Member Moscato

Resolved, the Board hereby approved the Consent Agreement between the Office of Enforcement Counsel and Paul DeAngelo. Mr. DeAngelo shall be placed on the Involuntary Self Exclusion List for a minimum of one year. After one year has lapsed, he may file a petition seeking removal from the List. Mr. DeAngelo is permitted to enter restaurants off the gaming floor at Mohegan Sun for the purpose of business only.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-705 OEC – Revocation / Cory Alexander

Motion Made: Board Member Moscato
Seconded: Board Member Sojka

Resolved, the Board hereby revoked Cory Alexander’s Gaming Employee Permit.

OHA Docket #: 2337-2012
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-706 OEC – Revocation / Warren Bryant

Motion Made: Board Member Sojka
Seconded: Board Member Trujillo

Resolved, the Board hereby revoked Warren Bryant’s Non-Gaming Employee Registration.

OHA Docket #: 2340-2011
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-707 OEC – Revocation / Jean Gerrity

Motion Made: Board Member Trujillo
Seconded: Board Member Fajt

Resolved, the Board hereby revoked Jean Gerrity’s Gaming Employee Permit.

OHA Docket #: 2617-2012
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-708 OEC – Revocation / Marek Golebiewski

Motion Made: Board Member Fajt

Seconded: Board Member Ginty

Resolved, the Board hereby revoked Marek Golebiewski's Gaming Employee Permit.

OHA Docket #: 2283-2011
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-709 OEC – Revocation / Lauren Harms

Motion Made: Board Member Ginty
Seconded: Board Member McCall

Resolved, the Board hereby revoked Lauren Harms' Gaming Employee Permit.

OHA Docket #: 2634-2012
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-710 OEC – Revocation / Paul Kruger

Motion Made: Board Member McCall
Seconded: Board Member Moscato

Resolved, the Board hereby revoked Paul Kruger's Non-Gaming Employee Registration.

OHA Docket #: 2635-2012
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-711 OEC –PGCB Exclusion List / Matthew Jackson

Motion Made: Board Member Moscato
Seconded: Board Member Sojka

Resolved, the Board hereby approved the placement of Matthew Jackson on the PGCB Involuntary Exclusion List.

OHA Docket #: 1995-2011
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-712 OEC –PGCB Exclusion List / Giansergio Caputi

Motion Made: Board Member Sojka
Seconded: Board Member Trujillo

Resolved, the Board hereby approved the placement of Giansergio Caputi on the PGCB Involuntary Exclusion List.

OHA Docket #: 2626-2012
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-713 OEC –PGCB Exclusion List / Jairon Garcia Rodriguez

Motion Made: Board Member Trujillo
Seconded: Board Member Fajt

Resolved, the Board hereby approved the placement of Jairon Garcia Rodriguez on the PGCB Involuntary Exclusion List.

OHA Docket #: 2627-2012
Board Decision: Passed by unanimous vote

PUBLIC COMMENT

There were no public speakers.

ADJOURNMENT

On a motion by Commissioner Fajt, seconded by Commissioner Trujillo the meeting was adjourned.