



Chairman

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PENNSYLVANIA GAMING CONTROL BOARD
P.O. BOX 69060
HARRISBURG, PENNSYLVANIA
17106-9060

Commissioners
GREGORY C. FAJT
JAMES B. GINTY
ANNMARIE KAISER
KEITH R. MCCALL
ANTHONY C. MOSCATO
GARY A. SOJKA

Ex-Officio Members
GEORGE GREIG
ROBERT MCCORD
DANIEL MEUSER

BOARD ACTION - MINUTES
WEDNESDAY, FEBRUARY 20, 2013 - 10:00 a.m.
STRAWBERRY SQUARE COMPLEX, 2ND FLOOR, HARRISBURG

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
Annmarie Kaiser
Keith R. McCall
Anthony C. Moscato
Gary A. Sojka

Ex-Officio members in attendance were:

Robert Coyne, Designee, Department of Revenue
Jennifer Langan, Representative, State Treasurer's Office
Jorge Augusto, Representing, Department of Agriculture

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

Kevin O'Toole – Executive Director's Report
Elizabeth Lanza – Compulsive and Problem Gambling
Claire Yantis – Personnel Issues
Allison Cassel – Local Law Enforcement Grant(s)
R. Douglas Sherman – Petition(s)
Steve Cook – Withdrawals, Report and Recommendations
Susan Hensel – Licensing Matters
Cyrus Pitre – Enforcement Actions
Enforcement Counsel: Cassandra Fenstermaker and Dustin Miller

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

PUBLIC HEARING

The following hearing was held prior to the regularly scheduled board meeting:

- Woodlands Fayette, LLC – Petition for Authorization to Conduct Table Games and Issuance of a Table Games Operation Certificate

ANNOUNCEMENTS

The Board held an Executive Session on February 19th. The purpose of the Executive Session was to discuss personnel matters, pending litigation, and to conduct quasi-judicial deliberations relating to matters being considered by the Board on February 20th.

PGCB RESOLUTION NO. 2013-2-EXE – Gary Sojka

Motions: 1st–Board Member Fajt / 2nd–Board Member McCall

The Board adopted the following resolution:

WHEREAS, Gary A. Sojka was appointed by Speaker of the House of Representatives Sam Smith in January 2007 as a member of the Pennsylvania Gaming Control Board; and

WHEREAS, Commissioner Sojka was sworn in at the Board's meeting on February 27, 2007; and

WHEREAS, Commissioner Sojka was reappointed by Speaker Sam Smith on two successive occasions for additional two-year terms in January 2009, and again in January 2011; and

WHEREAS, Commissioner Sojka is a brilliant academician, an administrator, a gentleman farmer, and staunch promoter of agricultural interest; and

WHEREAS, Commissioner Sojka brought an independent voice to the Board to provide a sound and reasoned perspective to the implementation of gaming in Pennsylvania including his participation in overseeing the opening, operation and regulation of eleven (11) casinos which have provided employment for thousands of Pennsylvanians as well as billions of dollars of tax revenues resulting in property and wage tax relief, significant enhancements to horse racing and agricultural interests and economic development far exceeding many expectations; and

WHEREAS, Commissioner Sojka has been instrumental in the continued development of the PGCB's bureaus through the development of administrative protocols to promote objective and merit based policies to fulfill the Board's vision statement to be the premier gaming regulator in the United States, maintaining and enhancing public trust with honesty, integrity and credibility; and

WHEREAS, Commissioner Sojka has left an indelible imprint on the establishment and operation of this Board through his keen intellect, vast vocabulary, sparkling and sometimes devilish humor, love of 'equine athletes' and his overriding recognition of the enormity of the responsibility which was placed upon him to serve the Commonwealth in the establishment of gaming in a manner which has instilled integrity for the betterment of all Pennsylvanians; be it

RESOLVED that the Pennsylvania Gaming Control Board proudly recognizes Commissioner Gary Sojka's exemplary record of service and leadership and wishes him the very best in all of his future endeavors.

Upon Motion duly made and seconded, the foregoing Resolution was adopted on February 20th, 2013.

Board Decision: Passed by unanimous vote

MINUTES/TRANSCRIPT

On a motion by Commissioner Kaiser, seconded by Commissioner McCall, the minutes and transcripts of the January 29, 2013 meeting were unanimously approved.

EXECUTIVE DIRECTOR'S REPORT

PGCB RESOLUTION NO. 2013-1-CPG

Motions: 1st—Board Member McCall / 2nd—Board Member Moscato

The Board adopted the following Resolution:

WHEREAS, The legislative intent of the Pennsylvania Racehorse Development and Gaming Act ("Gaming Act") recognizes, in part, that the public interest of the citizens of this Commonwealth and social effect of gaming shall be taken into consideration in any decision or order made pursuant to the Gaming Act; and

WHEREAS, The Pennsylvania Gaming Control Board ("PGCB") recognized the social effect of gaming when it created the Office of Compulsive and Problem Gambling to: conduct research; develop public outreach efforts; work with the Pennsylvania slot machine licensees to develop and implement problem gambling programs at licensed facilities; administer the PGCB's Self-Exclusion Program; and promote problem gambling education programs in this Commonwealth; and

WHEREAS, The Gaming Act established a special fund to be known as the Compulsive and Problem Gambling Treatment Fund, and required that all money in the fund should be expended for programs for public awareness, prevention, research, assistance and treatment of gambling addictions; and ,

WHEREAS, Problem gambling is a public health issue affecting Pennsylvanians of all ages, races, gender and ethnic backgrounds in all communities; and

WHEREAS, Problem gambling is treatable, and treatment is effective in minimizing the harm to individuals, families and society as a whole; and

WHEREAS, Numerous individuals, professionals, agencies, and organizations in Pennsylvania have dedicated their efforts to the education of the public about problem gambling and the availability and effectiveness of treatment; and

WHEREAS, Promoting awareness of problem gambling is an opportunity to educate the public and policy makers about the social and financial issues related to problem gambling; and

THEREFORE, The Pennsylvania Gaming Control Board hereby recognizes March 3-9, 2013 as PROBLEM GAMBLING AWARENESS WEEK. We encourage all citizens to learn more about the signs of problem gambling and to help spread the message about the availability of treatment.

Upon motion duly made and seconded, the foregoing Resolution was adopted on February 20, 2013.

Board Decision: Passed by unanimous vote

HUMAN RESOURCES

PGCB MOTION NO. 2013-48-HR

Motions: 1st–Board Member Moscato / 2nd–Board Member Sojka

The Board approved the hiring of Darryl Rhone and Leo Plenski as Casino Compliance Representatives.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-49-HR

Motions: 1st–Board Member Sojka/ 2nd–Board Member Fajt

The Board approved the amendment to the PGCB Classification and Pay Structure eliminating the Budget Manager classification and creating the position classification of Director, Office of Financial Management, Pay Range C.

Board Decision: Passed by unanimous vote

OFFICE OF CHIEF COUNSEL

PGCB MOTION NO. 2013-50 OCC

Motions: 1st–Board Member Fajt / 2nd–Board Member Ginty

The Board approved the Local Law Enforcement Grant for Hazelton City Police Department in the amount of \$85,000.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-51 OCC

Motions: 1st–Board Member Ginty / 2nd–Board Member Kaiser

The Board approved the Woodlands Fayette, LLC Petition, with conditions, to conduct table games and to be issued a Table Games Operation Certificate at its licensed facility, Lady Luck Casino Nemaquin. Woodlands Fayette, LLC shall pay a non-refundable \$7,500,000 authorization fee.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-52 OCC

Motions: 1st–Board Member Kaiser / 2nd–Board Member McCall

The Board approved the Report and Recommendation issued by the Office of Hearings and Appeals and suspended Jamaar Jordan's Non-Gaming Employee Registration for a period of 30 days.

Docket Number: 2767-2012

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-53 OCC

Motions: 1st–Board Member McCall / 2nd–Board Member Moscato

The Board approved the Report and Recommendation issued by the Office of Hearings and Appeals and suspended Richard Celenza's Gaming Employee Permit for a period of 30 days.

Docket Number: 2728-2012

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-54 OCC

Motions: 1st–Board Member Moscato / 2nd–Board Member Sojka

The Board approved the Report and Recommendation issued by the Office of Hearings and Appeals and find Charles Riley ineligible to hold a Gaming Employee Permit. Additionally, the license application, criminal history and criminal investigative report shall be deemed confidential.

Docket Number: 2932-2012

Board Decision: Passed by unanimous vote

BUREAU OF LICENSING

PGCB MOTION NO. 2013-55 BOL

Motions: 1st–Board Member Sojka / 2nd–Board Member Fajt

The Board approved Tang Dynasty Entertainment, LLC's Gaming Related Service Provider Certification.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-56 BOL

Motions: 1st–Board Member Fajt / 2nd–Board Member Ginty
The Board approved the issuance of Principal and Key Employee Licenses as follows:

Chester Downs and Marina, LLC

Key Employee Initial Licensure

- Randall H. Conroy, Assistant General Manager/Vice President of Harrah's Chester Downs Management Company, LLC, the manager of Chester Downs and Marina, LLC d/b/a Harrah's Philadelphia Casino and Racetrack – Docket #66941-1

Downs Racing, LP

Principal Renewals

- Bruce Bozsum, Chairman of the Management Board for the Mohegan Tribal Gaming Authority, the 100% holding company of Downs Racing, LP – Docket #1272-3
- Mark F. Brown, Vice Chairman of the Management Board for the Mohegan Tribal Gaming Authority, the 100% holding company of Downs Racing, LP – Docket #1279-3

Key Employee Renewal

- Merrit Nash, Surveillance Supervisor – Docket #22749-3

Sands Bethworks Gaming, LLC

Principals Initial Licensure

- Sheldon G. Adelson 2007 Friends & Family Trust, owned 100% by Sheldon G. Adelson – Docket #68942-1
- Sheldon G. Adelson 2007 Remainder Trust, owned 100% by Sheldon G. Adelson – Docket #68943-1

Key Employees Initial Licensure

- James Lawrence Dougherty, Director of Security – Docket #1609-3
- Paul A. Greco, Director of Player Development – Docket #24016-3
- Bart A. Algozzini, Manager of Slot Operations – Docket #67309-1

Key Employee Renewals

- Kathleen McCracken, Vice President of Casino Marketing – Docket #18341-1
- David N. Terry, Director of Surveillance – Docket #36004-2

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-57 BOL

Motions: 1st–Board Member Ginty / 2nd–Board Member Kaiser

The Board approved the issuance of 2 Temporary Principal and 11 Temporary Key Employee Credentials.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-58 BOL

Motions: 1st–Board Member Kaiser / 2nd–Board Member McCall

The Board approved the issuance of 351 (55 full G2 employees; 120 initial; 86 renewals; 90 Temporary G2 employees) Gaming Employee Permits and 86 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-59 BOL

Motions: 1st–Board Member McCall / 2nd–Board Member Moscato

The Board approved the denial of Craig Frederick Shuler's Non-Gaming Employee Application.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-60 BOL

Motions: 1st–Board Member Moscato / 2nd–Board Member Sojka

The Board approved the withdrawal of the 17 Gaming Employee Permits and 3 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-61 BOL

Motions: 1st–Board Member Sojka / 2nd–Board Member Fajt

The Board approved the Gaming Service Provider Certifications as follows:

CERTIFIED GAMING SERVICE PROVIDERS

- John E. Rozzo Electrical Contractors
- McGregor Industries, Inc. (Renewal)

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-62 BOL

Motions: 1st–Board Member Fajt / 2nd–Board Member Ginty

The Board approved the Gaming Service Provider Registrations as follows:

REGISTERED GAMING SERVICE PROVIDERS

- 4028546 Canada, Inc.
- 889 Global Solutions, LTD.
- A.N. Lynch Co., Inc.
- Clark Resources
- Corcoran Printing, Inc.
- CPB, Inc.
- Diversified Business Forms, Inc., DBA: DBF
- Interior Maintenance Company Inc.
- J.R. Viet Entertainment, Inc., DBA: J.R. Entertainment, Inc.
- Just Cigars, Inc.
- Pak Realestate Partnership
- Philadelphia Extract Co., Inc.
- Sooo Special, Inc.
- Southpointe Hotel & Conference Center LP, DBA: Hilton Garden Inn Pittsburgh/Southpointe
- WINC Promotions, LLC, DBA: Miss Red Hot

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL

PGCB MOTION NO. 2013-63 OEC

Motions: 1st–Board Member Ginty / 2nd–Board Member McCall

The Board approved the Consent Agreement between Greenwood Gaming and Entertainment, Inc. and the Office of Enforcement Counsel for violation of Statement of Conditions. Greenwood Gaming shall pay a civil penalty in the amount of \$10,000 and \$2,500 for costs incurred by OEC, Bureau of Investigations and Enforcement and other related staff in connection with this matter.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-64 OEC

Motions: 1st–Board Member McCall / 2nd–Board Member Moscato

The Board approved the Consent Agreement between Greenwood Gaming and Entertainment, Inc. and the Office of Enforcement Counsel for underage gaming violations. Greenwood Gaming shall pay a civil penalty in the amount of \$15,000 and \$2,500 for costs incurred by OEC, Bureau of Investigations and Enforcement and other related staff in connection with this matter.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-65 OEC

Motions: 1st–Board Member Moscato / 2nd–Board Member Sojka

The Board approved the revocation of Michael Long's Gaming Employee Permit.

Docket Number: 2890-2012

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-66 OEC

Motions: 1st–Board Member Sojka / 2nd–Board Member Fajt

The Board approved the placement of Kenneth Argo on the PGCB Involuntary Exclusion List.

Docket Number: 2941-2012

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-67 OEC

Motions: 1st–Board Member Fajt / 2nd–Board Member Ginty

The Board approved the placement of Raymond Clarence Smith, Jr. on the PGCB Involuntary Exclusion List.

Docket Number: 2931-2012

Board Decision: Passed by unanimous vote

5. ADJOURNMENT

On a motion by Commissioner Ginty, seconded by Commissioner McCall, the meeting was adjourned.

I HEREBY CERTIFY THAT THESE MINUTES WERE APPROVED BY THE PENNSYLVANIA GAMING CONTROL BOARD AT A PUBLIC MEETING ON THE 13th DAY OF MARCH, 2013.

Mickey Kane, Board Secretary

APPROVED BY THE BOARD - 3/13/13