



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

Commissioners
GREGORY C. FAJT
RICHARD G. JEWELL
KEITH R. MCCALL
ANTHONY C. MOSCATO
WILLIAM H. RYAN, JR.
DAVID W. WOODS

Ex-Officio Members
TIMOTHY REESE
EILEEN MCNULTY
RUSSELL REDDING

BOARD ACTION - MINUTES
WEDNESDAY, OCTOBER 21, 2015 - 10:00 a.m.
STRAWBERRY SQUARE COMPLEX, 2ND FLOOR, HARRISBURG

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

Members in attendance were:

David M. Barasch, Chairman
Gregory C. Fajt
Richard G. Jewell
Keith R. McCall
Anthony C. Moscato
William H. Ryan, Jr.
David W. Woods

Ex-Officio members in attendance were:

Robert Coyne, Ex-Officio Designee, Department of Revenue
Jennifer Langan, Ex-Officio Designee, State Treasury
Michael Smith, representing Russell Redding, Secretary of Agriculture

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

Kevin O'Toole – Update on Annual Report and Speakers Bureau
Claire Yantis – Personnel Matters
David Rhen – Quarterly Budget and 2016-17 Fiscal Year Budget
Denise Miller-Tshudy – Local Law Enforcement Grant
R. Douglas Sherman – Petitions
Steve Cook – Withdrawals & Report and Recommendations
Susan Hensel – Licensing Matters
Cyrus Pitre – Enforcement Actions

Assistant Enforcement Counsel:

John Crohe
Cassandra Fenstermaker
Ben Ferrell
Dustin Miller
Michael Roland
Glen Stuart

Also present were:

Mr. Mark Stewart, Esquire; Mr. Thomas C. Bonner, Esquire and Brian Schroeder, Esquire, Representing Greenwood Gaming and Entertainment, Inc.

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

PUBLIC HEARING

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

- Greenwood Gaming and Entertainment, Inc.'s Petition for Approval of Modifications

ANNOUNCEMENTS

Chairman Barasch announced that the Board held an Executive Session yesterday, October 20th, for the purpose of discussing personnel matters and to conduct quasi-judicial deliberations relating to matters being considered by the Board on October 21st.

PGCB RESOLUTION NO. 2015-4 EXE**Motions:** 1st–Board Member Ryan / 2nd–Board Member Woods

The following Resolution was adopted:

WHEREAS, Anmarie Kaiser was appointed by Governor Tom Corbett in September 2012 as a member of the Pennsylvania Gaming Control Board; and

WHEREAS, Commissioner Kaiser was sworn into Office on September 24, 2012; and

WHEREAS, Commissioner Kaiser, a 1993 graduate of the Widener School of Law, brought a broad-based background spanning nearly 20 years working as an Assistant District Attorney in the Dauphin County District Attorney's Office, as the Executive Director of the Pennsylvania District Attorney's Association, as the Director of Legislative Affairs for the Pennsylvania Office of Attorney General, and as Secretary of Legislative Affairs under Governor Corbett; and

WHEREAS, Commissioner Kaiser brought a sound and reasoned voice to the implementation of gaming in Pennsylvania, including her participation in and oversight of the Category 2 Philadelphia licensing process, as well as providing a strong voice on the Board for those who are subject to compulsive and addictive gambling problems as well as the children who are inadvertently affected thereby; and

WHEREAS, Commissioner Kaiser worked tirelessly 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 Kaiser has left an imprint on the operation of this Board through her calm demeanor and focus on doing the right thing for Pennsylvania and for those citizens who may be vulnerable; be it

RESOLVED that the Pennsylvania Gaming Control Board proudly recognizes Commissioner Anmarie Kaiser's exemplary record of service and leadership and wishes her the very best in all of her future endeavors.
Upon Motion duly made and seconded, the foregoing Resolution was adopted on October 21, 2015.

MINUTES / TRANSCRIPTS

On a motion by Board member Woods, seconded by Board member Fajt, the minutes and transcript of the September 2, 2015 meeting were unanimously approved by the Board.

EXECUTIVE DIRECTOR REPORT

Kevin O'Toole, Executive Director, briefed the Board on the PGCB publications produced by the Office of Communications. He referenced the Horseracing Benchmark Report, Annual Report and the numerous speaking engagements held throughout the state of PA.

HUMAN RESOURCES**PGCB MOTION NO. 2015-408 HR****Motions:** 1st–Board Member Fajt / 2nd–Board Member Jewell

The Board hereby approved the hiring of Miquel Ruiz as a Casino Compliance Representative for Harrah's Philadelphia.
Board Decision: Passed by unanimous vote

OFFICE OF FINANCIAL MANAGEMENT

David Rhen, Director provided a review of agency expenditures for the first quarter of the current fiscal year.

PGCB MOTION NO. 2015-409 OFM**Motions:** 1st–Board Member Jewell / 2nd–Board Member McCall

The Board hereby approved the FY 2016-2017 Proposed Agency Budget.
Board Decision: Passed by unanimous vote

OFFICE OF CHIEF COUNSEL**PGCB MOTION NO. 2015-410 OCC****Motions:** 1st–Board Member McCall / 2nd–Board Member Moscato

The Board hereby approved the Local Law Enforcement Grant for the Philadelphia District Attorney's Office. The LLEG is a 2-year grant at \$250,000 per year.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-411 OCC**Motions:** 1st–Board Member Moscato / 2nd–Board Member Ryan

The Board hereby approved the Petition of Greenwood Gaming and Entertainment, Inc., with conditions requested by the Office of Enforcement Counsel, for approval of modifications to its gaming floor. The Board further grants

Greenwood Gaming and Entertainment, Inc.'s motion for confidentiality.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-412 OCC

Motions: 1st–Board Member Ryan / 2nd–Board Member Woods

The Board hereby granted the Petition of W.G. Tomko, Inc's to be removed from the Prohibited Gaming Service Provider List and the removal from the Denied Gaming Service Provider List. W.G. Tomko, Inc. shall pay a civil penalty in the amount of \$1,500. In addition, should W.G. Tomko Inc., submit a new Gaming Service Provider Application, it will not be granted interim authorization and must, instead, undergo a complete background investigation.

Docket Number: 4266-2015

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-413 OCC

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

The Board hereby issued an Order to continue the Emergency Suspension of Murray Lynn Rojas' Horsemen's Permit as a result of being indicted on numerous felony offenses in the US District Court for the Middle District of Pennsylvania.

OHA Docket Number: 4260-2015

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-414 OCC

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

The Board hereby adopted the withdrawals/surrenders as follows:

- Stewart Lawrence Wallis Licensing No. 2111-4; PGCB Doc. No. 4204-2015
- Samuel Constantino Licensing No. 62577-1; PGCB Doc. No. 4223-2015
- Earle G. Hall Licensing No. 55704-2; PGCB Doc. No. 4245-2015
- Leslie Marcel Ottolenghi Licensing No. 78743-1; PGCB Doc. No. 4280-2015
- Gerald Flitsch-Schawill Licensing No. 90335-1; PGCB Doc. No. 4283-2015

PGCB MOTION NO. 2015-415 OCC

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

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals recommending that Ryan Strachan-Dugan's Application for a Gaming Employee Occupation Permit be denied.

OHA Docket Number: 4103-2015

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-416 OCC

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

The Board hereby adopted the Report and Recommendation, in part, and rejected in part the Report and Recommendation issued by the Office of Hearings and Appeals regarding Marvin L. Ware, II's Gaming Employee Occupation Permit and that SugarHouse's Petition to withdraw Mr. Ware's application be denied as moot. Furthermore, the Board ordered that OEC's Exhibit 2 be marked as "confidential" and sealed from public access. Remaining Exhibits shall be redacted of confidential information.

OHA Docket Number: 4013-21015

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-417 OCC

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

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals placing Stanley Ehresman on the Board's Involuntary Exclusion List.

OHA Docket Number: 4011-2015

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-418 OCC

Motions: 1st–Board Member Ryan / 2nd–Board Member Woods

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals placing Adam Gazarik on the Board's Involuntary Exclusion List. Mr. Gazarik may petition the Board for removal after one year.

OHA Docket Number: 3953-2015

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-419 OCC

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

The Board hereby rejected the Report and Recommendation of the Office of Hearings and Appeals placing Uzma Ahad on the PGCB Involuntary Exclusion List. Ms. Ahad shall remain on the list for a period of six months from the date of the Board issued Order, after which she shall be automatically removed.

OHA Docket Number: 4048-2015

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-420 OCC

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

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals placing Kishonda Shereem Wright on the PGCB Involuntary Exclusion List.

OHA Docket Number: 4054-2015

Board Decision: Passed by unanimous vote

BUREAU OF LICENSING

PGCB MOTION NO. 2015-421 BOL

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

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

Chester Downs and Marina, LLC

Key Employee

Initial Licensure

- Kristopher Thomas Petrillo, Financial Reporting Manager – Docket #647-3

Washington Trotting Association, Inc.

Key Employees

Initial Licensure

- Lawrence E Rybacki, Director of Internal Audit – Docket #77407-2

Renewal Licensure

- Lance Brady Young, Director of Table Games – Docket #45033-2
- Sean Sullivan, Vice President & General Manager – Docket #41974-2

Mount Airy #1, LLC

Key Employee

Renewal Licensure

- Henry Patrick Burke, Director of Finance – Docket #28080-3

Woodlands Fayette, LLC

Principal Employee

Renewal Licensure

- Margaret Ann Magerko, President – Docket #1797-4

Bally Gaming, Inc.

Principal Employee

Renewal Licensure

- Roger M. Snow, Senior Vice President of Tables and Utilities Products for Bally Gaming, Inc. – Docket #36228-3

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-422 BOL

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

The Board hereby approved the issuance of 4 Temporary Principal and 10 Temporary Key Employee Credentials.

Information pertaining to the names of these individuals can be found in the Order.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-423 BOL

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

The Board hereby approved the issuance of 540 (219 initial; 117 renewal; 204 temporary G2 employee) and 178 Non-Gaming Employee Registrations. *Information pertaining to the names of these individuals can be found in the Order.*

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-424 BOL**Motions:** 1st–Board Member Ryan / 2nd–Board Member Woods

The Board hereby denied the following Applications:

GAMING EMPLOYEES

Sam Vong - 88617-1

Thomas McDonough - 88355-1

David Hitchens - 71316-2

James Hicks - 84303-2

Sierra Moses - 89173-1

James Brown, III - 88389-1

NON-GAMING EMPLOYEES

James Hicks - 84303-1

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-425 BOL**Motions:** 1st–Board Member Woods/ 2nd–Board Member FajtThe Board hereby approved the withdrawal of Key, 39 Gaming and 17 Non-Gaming Employee Applications. *Information pertaining to the names of these individuals can be found in the Order.*

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-426 BOL**Motions:** 1st–Board Member Fajt / 2nd–Board Member Jewell

The Board hereby approved the Gaming Service Provider Registration as follows:

REGISTERED GAMING SERVICE PROVIDERS

- Fishtown Fleet Wash, Inc.
- Franco Associates, LP
- Franklin Cleaning Equipment and Supply Company DBA: Franklin Chemical Company DBA: Frankling Chemical and Equipment Company
- Harmelin & Associates, Inc. DBA: Harmelin Media
- Infinium Software, Inc.
- International Information Systems Group, LLC DBA: IIS Group, LLC
- M5K, Limited
- Ruthrauff Sauer, LLC

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL**PGCB MOTION NO. 2015-427 OEC****Motions:** 1st–Board Member McCall / 2nd–Board Member Moscato

The Board hereby approved the Suspension of Renee Wu's G2 Employee Occupation Permit for a period of at least one year (October 21, 2016), after which she may petition the Board for its reinstatement. However, the Board is under no obligation to grant such a petition.

Docket Number: 4232-2015

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-428 OEC**Motions:** 1st–Board Member Moscato / 2nd–Board Member Ryan

The Board hereby approved the Revocation of Arjun Dulal's Non-Gaming Employee Registration.

Docket Number: 4239-2015

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-429 OEC**Motions:** 1st–Board Member Ryan / 2nd–Board Member Woods

The Board hereby approved the Revocation of Taylor Anne Johnson's Non-Gaming Employee Registration.

Docket Number: 4239-2015

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-430 OEC**Motions:** 1st–Board Member Woods / 2nd–Board Member Fajt

The Board hereby approved the Revocation of Hailey Leibold's Non-Gaming Employee Registration.

Docket Number: 4114-2015
 Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-431 OEC

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

The Board hereby approved the Revocation of Kenneth Strehle's Non-Gaming Employee Registration.

Docket Number: 4145-2015
 Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-432 OEC

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

The Board hereby approved the Revocation of Akeem Rashad Clark's Gaming Employee Occupation Permit.

Docket Number: 4215-2015
 Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-433 OEC

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

The Board hereby approved the Revocation of Lawrence Brown's Non-Gaming Employee Registration.

Docket Number: 4078-2015
 Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2015-434 OEC

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

The Board hereby approved the Suspension of Breanna L. Castro's Gaming Employee Occupation Permit. The suspension shall remain in effect until the resolution of her pending criminal charges. At such time she may petition to have her suspension lifted.

Docket Number: 4061-2015
 Board Decision: Passed by unanimous vote

The Board approved the following placements on the PGCB Involuntary Exclusion List:

PGCB MOTION #	RESPONDENT	DOCKET #	FIRST	SECOND	BOARD DECISION	PETITION TO BE REMOVED
2015-435 OEC	Robert W. Molnar, Jr.	4171-2015	Ryan	Woods	Unanimous	
2015-436 OEC	Ralph Sabatini	4072-2015	Woods	Fajt	Unanimous	
2015-437 OEC	Joseph Rivello	4236-2015	Fajt	Jewell	Unanimous	
2015-438 OEC	Lewis Ibraheem	4189-2015	Jewell	McCall	Unanimous	
2015-439 OEC	Esayas Ketema	4235-2015	McCall	Moscato	Unanimous	
2015-440 OEC	Andre Waters	4130-2015	Moscato	Ryan	Unanimous	
2015-441 OEC	Shaun Benward	4029-2015	Ryan	Woods	Unanimous	
2015-442 OEC	Jerome Hartfield	4030-2015	Woods	Fajt	Unanimous	
2015-443 OEC	Jonathan Cofre	4241-2015	Fajt	Jewell	Unanimous	After 22 nd Birthday
2015-444 OEC	Anthony Queen	4217-2015	Jewell	McCall	Unanimous	
2015-445 OEC	Parwinder Singh	4219-2015	McCall	Moscato	Unanimous	

ADJOURNMENT

On a motion by Board Member Moscato, Seconded by Board Member Ryan, 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 **JANUARY, 2016**.

 Dorthy Theis, Board Secretary