### COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

\* \* \* \* \* \* \* \*

IN RE: STADIUM CASINO, LLC MOTION

\* \* \* \* \* \* \*

PUBLIC HEARING

\* \* \* \* \* \* \* \*

BEFORE: WILLIAM H. RYAN, JR., CHAIRMAN

Gregory C. Fajt; Annamarie Kaiser; Keith R.

McCall; John J. McNally, III; Anthony

Moscato; David W. Woods; Members

Jennifer Langan, representing Robert

McCord, State Treasurer

Robert Coyne, representing Daniel Meuser,

Secretary of Revenue

HEARING: Tuesday, February, 26, 2014

10:23 a.m.

LOCATION: Pennsylvania Gaming Control Board

Office of Hearings and Appeals

Strawberry Square Complex

2nd Floor

Harrisburg, Pennsylvania 17101

WITNESSES: None

Reporter: Jennifer D. Crawford

Any reproduction of this transcript is prohibited

without authorization by the certifying agency.

```
3
1
                A P P E A R A N C E S (cont'd)
2
3
   ALAN C. KOHLER, ESQUIRE
4
   Eckert Seamans
5
   213 Market Street, 8th Floor
6
   Harrisburg, PA 17101
      Counsel for Stadium Casino, LLC
   JOHN M. DONNELLY, ESQUIRE
10
   Levine, Staller, Sklar, Chan, Brown & Donnelly, PA
   3030 Atlantic Avenue
11
12
   Atlantic City, NY 08401
13
       Counsel for SugarHouse Casino
14
15
   LARRY H. SPECTOR, ESQUIRE
16
   Larry Spector, PC
17
   One South Broad Street
18
   Suite 1500
19
   Philadelphia, PA 19107
20
       Counsel for Congregation Rodeph Shalom, the
21
       Mathematics, Civics and Sciences Charter School
       and Friends Select School
22
2.3
2.4
25
```

```
1
                APPEARANCES (Cont.)
 2
 3
   JOHN F. O'RIORDAN, ESQUIRE
 4
   O'Riordan Law Firm
   1601 Market Street
 5
   Suite 2600
 6
   Philadelphia, PA 19103
       Counsel for PHL Local Gaming, LLC
 9
10
   WILLIAM J. DOWNEY, III, ESQUIRE
11
   Fox Rothschild, LLC
12
   Midtown Building, Suite 400
13
   1301 Atlantic Avenue
14
   Atlantic City, NJ 08401
15
       Counsel for Market East Associates, LP
16
17
   RAYMOND A. QUIGLIA, ESQUIRE
18
   Ballard Spahr, LLP
19
   1735 Market Street, 51st Floor
20
   Philadelphia, PA 19103
21
       Counsel for Tower Entertainment
22
23
24
25
```

```
5
                A P P E A R A N C E S (cont'd)
 1
 2
 3
   STEVEN E. BIZAR, ESQUIRE
 4
   Buchanan, Ingersoll & Rooney, PC
 5
   Two Liberty Place
   50 South 16th Street
 6
 7
   Suite 3200
   Philadelphia, PA 19102
        Counsel for PA Gaming Ventures and Penn National
10
        Gaming
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
```

				6
1	INDEX			
2				
3	DISCUSSION AMONG PARTIES	8	_	9
4				
5				
6				
7				
8				
9				
10				
11				
12				
13				
14				
15				
16				
17				
18				
19				
20				
21				
22				
23				
24				
25				

				7
1		EXHIBITS		
2				
3			Page	Page
4	Number	<u>Description</u>	Offered	<u>Admitted</u>
5		NONE OFFERED		
6				
7				
8				
9				
10				
11				
12				
13				
14				
15				
16				
17				
18				
19				
20				
21				
22				
23				
24				
25				

### PROCEEDINGS

2 ------

## CHAIRMAN:

1

3

15

16

17

18

19

20

21

22

23

24

25

Thank you, ladies and gentlemen. Today, 4 5 we will have closing arguments in the Category 2 6 Applications pending for the City of Philadelphia. These will take place prior to our regular public meeting. Our first order of business will be consideration of Stadium Casino, LLC's motion to 10 reopen the record, so that they may amend their 11 application as it pertains to a restructuring of 12 Sterling Fiduciary Services, Incorporated, the 13 corporate trustee for the Sterling Investor's Trust, 14 which would be licensed as a principle were Stadium to

Since no party to the Category 2 proceedings has filed an objection to the Petition, the Board will decide the matter based upon the motion submitted and the Office of Enforcement Counsel's (OEC) response, which have previously been reviewed by the Board. May I have a motion?

### MR. WOODS:

be awarded a license.

Mr. Chairman, I move that the Board grant the motion to reopen the record, as well as Stadium Casino, LLC's request that certain information

9 be maintained as confidential. 1 2 MR. FAJT: 3 Second. 4 CHAIRMAN: 5 All in favor? 6 ALL SAY AYE CHAIRMAN: 8 Opposed? The motion carries. I should note for the record that Counsel is here on behalf of 10 Stadium. State your name, sir? 11 ATTORNEY KOHLER: 12 Alan Kohler, Eckert Seamans, for Stadium 13 Casino. 14 CHAIRMAN: 15 Thank you, Mr. Kohler. Next, we will be 16 hearing from four of the five Applicants for a Category 2 License in Philadelphia, as well as two 17 18 Intervenors in those proceedings. I note for the 19 record, before we begin those arguments that Stadium 20 Casino, LLC has chosen not to present a closing 21 argument and will rely on their written submissions to 22 the Board, including their post-hearing brief filed on 23 February 10th, 2014. 2.4 CLOSING ARGUMENTS HELD 25 HEARING CONCLUDED AT 10:25 A.M.

# CERTIFICATE

I hereby certify that the foregoing proceedings, hearing held before Chairman Ryan was reported by me on 2/26/2014 and that I Jennifer Crawford read this transcript and that I attest that this transcript is a true and accurate record of the proceeding.

Sargent's Court Reporting Service, Inc. (814) 536-8908