

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

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PUBLIC MEETING

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BEFORE: William H. Ryan, Jr., Chairman
Gregory J. Fajt, Annmarie Kaiser, Keith R.
McCall, John J. McNally, III, Anthony C.
Moscato, David W. Woods, Members
Robert Coyne, Representing Daniel P.
Meuser, Secretary of Revenue,
Ex-Officio Member
Jennifer Langan, Representing Robert M.
McCord, State Treasurer, Ex-Officio Member

HEARING: Wednesday, January 14, 2015, 10:00 a.m.

LOCATION: Strawberry Square Complex
Second Floor
Harrisburg, PA 17101

WITNESSES: None

Reporter: Kimberly I. Faidley

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P R O C E E D I N G S

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CHAIRMAN:

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PLEDGE OF ALLEGIANCE RECITED

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CHAIRMAN:

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1 the Board today.

2 And additionally at this time I would
3 like to state that we as a Board want to take a moment
4 to recognize Mickey Kane, who serves as the Board's
5 Secretary and Administrator, and who has announced her
6 retirement effective next week. And where is ---?
7 There she is.

8 OFF RECORD DISCUSSION

9 CHAIRMAN:

10 As anyone who is familiar with the
11 workings of the Board knows, Mickey has been with the
12 Board for ten years, since the very early days, and
13 has proven to be a great asset to the Board. And we
14 will certainly miss you, Mickey. In recognition of
15 your service, we have prepared a resolution which I
16 would like to read into the record.

17 Whereas Mickey Kane was hired on
18 February 14th, 2005 by the Pennsylvania Gaming Control
19 Board, as one of its first employees. And whereas
20 Mickey Kane has served the Board for the past ten
21 years, most recently as the Board Secretary and
22 Administrator, ensuring that the scheduling and
23 conduct of all public meetings and public input
24 hearings are executed in a timely and efficient
25 manner, that records are maintained and Board actions

1 are recorded. And whereas Mickey Kane has performed
2 her job responsibilities as Board Secretary and
3 Administrator faithfully and with true
4 professionalism. She has earned the respect of her
5 colleagues and each member of the Board, past and
6 present, with whom she has served over the years. And
7 whereas Chairman William H. Ryan, Jr. and the members
8 of the Board express their sincere appreciation to
9 Mickey Kane for her outstanding work and significant
10 contribution to the success of the Pennsylvania Gaming
11 Control Board. Be it resolved that the Pennsylvania
12 Gaming Control Board proudly recognizes Mickey Kane
13 for her exemplary record of accountability for Board
14 matters, and congratulates Mickey on her service to
15 the Pennsylvania Gaming Control Board, and wishes her
16 the very best in her retirement.

17 I would ---. If I could ask for a
18 motion to approve this resolution?

19 MR. FAJT:

20 Mr. Chairman, I move that the Board
21 adopt the resolution honoring the service of our good
22 friend and Board secretary, Mickey Kane.

23 CHAIRMAN:

24 Is there a second?

25 MS. KAISER:

1 Second.

2 CHAIRMAN:

3 All in favor?

4 ALL SAY AYE

5 CHAIRMAN:

6 Opposed? No opposition? The motion
7 passes.

8 MR. MCCALL:

9 Can I say something?

10 CHAIRMAN:

11 And the resolution becomes part of the
12 history of this agency. And all of us congratulate
13 you, Mickey, from the bottom of our hearts. What we
14 don't say in here is what we should say, that not only
15 do you do all this, but you do it with an unflappable
16 manner and with a smile on your face. Any of my
17 colleagues wish to make any comment?

18 MR. MCCALL:

19 I would. I know that some comments were
20 made yesterday at a reception, but I wanted to make
21 mine publicly and just say that I certainly want to
22 congratulate you on your retirement, and Godspeed, and
23 thank you. And more importantly is to thank you.
24 Thank you for everything that you have accomplished at
25 this agency. And like the Chairman said, it has

1 always been with a smile on your face, and always with
2 the willingness of a helping hand. And I greatly
3 appreciate that, because that has been your MO since
4 I've met you and worked with you, Mickey, and I
5 greatly appreciate that. I want you to know that this
6 Board will be somewhat emptier without you being here
7 with us, because you've been here since the advent of
8 this agency, and that really means something, because
9 it's not easy to start an agency from scratch, and,
10 you know, you actually were here and did that.

11 But I want you to remember a couple
12 things. That retirement is the beginning of life, not
13 the end of life. And I think where I am the most
14 envious is, retirement allows you to get up in the
15 morning when you want to get up in the morning. It
16 allows you to go to bed whenever you want to go to
17 bed. And in between all of that, it allows you to
18 work and play for whatever purpose or for whatever you
19 desire. And I think the irony is that, I think your
20 biggest need, and this is the irony, is your biggest
21 need is going to be a calendar to manage all those
22 great activities that you're going to have in
23 retirement.

24 So with that, if I could give you one
25 word of advice, remember to keep your head down and

1 follow through. But I really do wish you Godspeed and
2 all the best in retirement. Thanks for a job well
3 done, Mickey.

4 UNIDENTIFIED SPEAKER:

5 Hear, hear.

6 CHAIRMAN:

7 Okay. I would invite my colleagues down
8 so that we can have a picture for posterity.

9 OFF RECORD DISCUSSION

10 MR. FAJT:

11 Mr. Chairman, before we get back on the
12 agenda, could I have a point of personal privilege?

13 CHAIRMAN:

14 You certainly may.

15 MR. FAJT:

16 We also have somebody else who is
17 leaving our agency in the next couple of days and that
18 is Will Danowski. And for those of you out there who
19 know Will, we affectionately call him and he's known
20 in Harrisburg as Willie D. And it's nice to be so
21 well-known that when you mention somebody's first name
22 they know who you're talking about. And Will has been
23 with this agency since October of 2008, one of the
24 very early employees.

25 He is our --- one of our Legislative

1 Directors, and has done a tremendous job for us. In
2 all of my years with the agency, invariably Will has
3 led me out of more traps and helped me avoid more
4 traps than I care to count. But he's one of those
5 guys who sees things two or three steps down the road
6 that people like me don't see.

7 And I recently described him to somebody
8 in the Governor's Office as the most ethical,
9 straightforward, honest young man I know. Someone who
10 is wise beyond his years. And that is, in my mind,
11 what Will Danowski is all about.

12 And so, Will, on behalf of the Board,
13 and me personally, thank you so much for what you've
14 done for us, what you've done for this agency. You
15 are part of our history, you will always be part of
16 our history. And when things go awry over in the
17 Governor's Office, or we think they're going awry, we
18 will call you en masse to straighten you out, so ---.
19 Just a word of caution. But thank you very much,
20 Will.

21 CHAIRMAN:

22 If I can briefly amplify those remarks.
23 Will, in my experience working with him, is an
24 individual who understands the importance of detail in
25 a job where detail is critical, and understands the

1 need for preparation in an area where preparation is
2 critical. Two huge pluses for him and the way he does
3 business. And we have all been the beneficiaries of
4 that preparedness and that close attention to each and
5 every thing that's important that goes on in his area
6 of our shop, and we'll miss you Will, we really will.

7 Okay, next. Motion to approve the
8 minutes and transcript of the November 18th, 2014
9 Special Meeting. May I have such a motion?

10 MR. MOSCATO:

11 Mr. Chairman, I move that the Board
12 approve the minutes and transcript of the
13 November 18th, 2014 meeting.

14 MR. WOODS:

15 Second.

16 CHAIRMAN:

17 All in favor?

18 ALL SAY AYE

19 CHAIRMAN:

20 Opposed? The motion carries. Next
21 we'll hear from our Director of Financial Management,
22 Dave Rhen, with an update. Dave?

23 MR. RHEN:

24 Good morning.

25 CHAIRMAN:

1 Morning.

2 MR. RHEN:

3 I'm here today to provide an overview of
4 where our expenditures stand after the first half of
5 the fiscal year. Overall expenditures are on track,
6 and in line with expectations.

7 Operating fixed asset expenditures
8 should be on par with last year's totals by year end
9 and personnel expenses will increase due to rising
10 healthcare and pension costs.

11 During the first half of the fiscal year
12 overall expenditures totaled \$16,820,000.

13 First half payroll expense totaled
14 \$14,548,000 or 86.5 percent of total spending for the
15 fiscal year to date. Sixty-three (63) percent of
16 payroll expenses went to salaries, with the remaining
17 37 percent for employee benefits. As a percentage of
18 salaries, benefits totaled 60 percent of salary
19 expenses. This is up from 54 percent of salaries for
20 the first half of the last fiscal year.

21 Operating and fixed asset expenses
22 reported in the first half totaled \$2,272,000.
23 Rentals and leases totaling \$867,000 is the largest
24 category of operating expenses to date and represents
25 41.6 percent of operating expenses.

1 Service expenditures, which have
2 primarily consisted of interagency billings,
3 investigative fingerprint fees and directors and
4 officers' insurance are our second highest operating
5 expense, at \$644,000 or 30.9 percent of operating
6 expenses so far this year.

7 The third largest category of operating
8 expense was for voice and data communications. This
9 category accounted for \$206,000 or 9.9 percent of the
10 total.

11 Subscription costs for database services
12 for background investigations were the majority of
13 other operating expense category expenses. That
14 accounted for another \$164,000 or 7.9 percent of the
15 year-to-date expenses.

16 And finally, travel expenses totaling
17 \$121,000 through the end of December represented 5.8
18 percent of operating expenditures. That concludes my
19 reports on --- concludes my report on the Board's
20 operating expenses.

21 CHAIRMAN:

22 Any questions?

23 MR. FAJT:

24 One quick ---.

25 CHAIRMAN:

1 Greg?

2 MR. FAJT:

3 One quick question. Thank you, Mr.
4 Chairman. Dave, on the benefits, again, I mention
5 this often when you come before this Board, but
6 benefits, as a percentage of salaries, is 60 percent.

7 MR. RHEN:

8 That's right.

9 MR. FAJT:

10 And we've talked about this before. One
11 of the reasons is, the increasing pension costs.
12 Other than pension and healthcare costs, are there any
13 other big drivers in the benefits number? Those are
14 the main two, I would imagine.

15 MR. RHEN:

16 Those are the primary drivers, the other
17 ones have remained fairly constant throughout the
18 years.

19 MR. FAJT:

20 Okay. Thank you.

21 CHAIRMAN:

22 Any other questions? Comments from the
23 Board? Ex-Officio Members? Thank you, Dave.

24 MR. RHEN:

25 Thank you.

1 CHAIRMAN:

2 Next we'll have Doug Sherman, Chief
3 Counsel.

4 ATTORNEY SHERMAN:

5 Good morning, Chairman, members of the
6 Board. Today we have just one Petition before you for
7 consideration that's being decided based upon the
8 documents filed of record, as the Petition is
9 uncontested.

10 Robert Valle has requested that the
11 suspension of his Gaming Employee Occupation Permit be
12 lifted by the Board.

13 Mr. Valle's Gaming Permit was suspended
14 by the Executive Director in June of 2014 after he was
15 charged with criminal violations of the Gaming Act,
16 stemming from allegations that he conspired with
17 players at his Meadows roulette table by directing
18 patrons to place wagers on certain numbers, for which
19 he would essentially aim the ball.

20 The Board upheld the suspension on
21 September 17th after a hearing before the --- a Board
22 Hearing Officer, and the determination that the
23 criminal charges still remained pending.

24 In November 2014 the District Attorney
25 of Washington County filed a notice withdrawing the

1 criminal charges, indicating that he couldn't prove
2 that Mr. Valle's alleged statements were anything more
3 than idle chatter, or puffery, and that the ability to
4 actually aim by dropping a ball onto the roulette
5 table with any degree of precision could not be
6 proven.

7 Thereafter, on December 23rd, Mr. Valley
8 filed his request to lift the suspension. The Office
9 of Enforcement Counsel (OEC) does not object to the
10 request to lift the suspension, given that all
11 criminal charges have been withdrawn.

12 And that's the matter now before the
13 Board for decision.

14 CHAIRMAN:

15 Questions or comments from the Board?
16 Ex-Officio members? I guess I have --- one is, is
17 this gentleman going back to work?

18 ATTORNEY SHERMAN:

19 We have reached out to The Meadows and
20 have been told that they would certainly consider him
21 for reemployment, if his suspension --- the suspension
22 is lifted.

23 CHAIRMAN:

24 Okay. May I have a motion?

25 MR. WOODS:

1 Mr. Chairman, I move that the Board
2 issue an Order to grant Robert Valle's Petition to
3 lift the suspension of his Gaming Employee Occupation
4 Permit as described by the Office of Chief Counsel
5 (OCC).

6 MR. FAJT:

7 Second.

8 CHAIRMAN:

9 All in favor?

10 ALL SAY AYE

11 CHAIRMAN:

12 Opposed? The motion carries. Okay,
13 next, presenting Withdrawals and a few Reports and
14 Recommendations is Deputy Chief Counsel Steve Cook.

15 ATTORNEY COOK:

16 Morning.

17 CHAIRMAN:

18 Morning, Steve.

19 ATTORNEY COOK:

20 The Board has received several unopposed
21 Petitions to withdraw the applications or surrender
22 the credentials of individuals or businesses. The
23 persons and/or entities subject to these Petitions are
24 as follows: Leo M. Chupaska; Scientific Games
25 International, Inc.; Brooks Pierce; Francois Proulx;

1 Michael Mann; Richard Delatore; Raymond K. Lee; Steven
2 M. Billick; Robert A. Blatt; John W. Bittner, Jr.;
3 Eric Berg; Louis J. Bloom, and Lino Benassi.

4 The OEC has no objections to any of
5 these withdrawals or surrenders. As a result, if the
6 Board were to grant same, they would be doing so
7 without prejudice.

8 CHAIRMAN:

9 Any questions or comments from the
10 Board? Ex-Officio members? May I have a motion?

11 MR. FAJT:

12 Mr. Chairman, I move that the Board
13 issue orders to approve the withdrawals and surrenders
14 as described by the Office of Chief Counsel (OCC).

15 MS. KAISER:

16 Second.

17 CHAIRMAN:

18 All in favor?

19 ALL SAY AYE

20 CHAIRMAN:

21 Opposed? The motion carries.

22 ATTORNEY COOK:

23 Next, before the Board for consideration
24 are four Reports and Recommendations received from the
25 Office of Hearings and Appeals (OHA). In each case

1 the record has been provided to the Board in advance
2 of this meeting. And each individual subject to the
3 Report and Recommendation has been advised that the
4 matter would be called today and that they could come
5 forward and briefly address the Board. If any of
6 these individuals are present, I'd ask them to come
7 forward when their matter is called.

8 Nebiyu Bellete is the first Report and
9 Recommendation before the Board today. On March 21st,
10 2012 Mr. Bellete was placed on the Board's Involuntary
11 Exclusion List, after it was proven that on
12 September 1st, 2011 he cheated while gaming at the
13 Sands Bethworks Casino.

14 Per the Board's regulations, an
15 individual placed on the Exclusion List generally must
16 wait five years before being allowed to petition for
17 removal from the list. However, the regulation also
18 provides for a one-time request for early
19 consideration for removal from the List.

20 On May 30th, 2012, two months after
21 initially being placed on the List, Mr. Bellete
22 requested removal. The Board denied this request on
23 December 12th, 2012.

24 Mr. Bellete has now filed a second
25 request for early consideration to remove his name

1 from the Exclusion List. The OEC filed an Answer
2 objecting to the request, given it's the second such
3 request within a five-year period.

4 After reviewing the record, the Hearing
5 Officer determined that this was not an issue of fact,
6 and there was just the legal issue of whether it was
7 appropriate for him to file the second request, so a
8 hearing was not held. He did, however, issue a Report
9 and Recommendation recommending that Mr. Bellete's
10 application or Petition be denied, given it was the
11 second request within a five-year period. And that is
12 the recommendation before the Board.

13 CHAIRMAN:

14 Any questions or comments from the
15 Board? Ex-Officio members? May I have a motion?

16 MS. KAISER:

17 Mr. Chairman, I move that the Board
18 adopt the Report and Recommendation issued by the OHA
19 regarding the removal of Nebiyu Bellete from the
20 Involuntary Exclusion List as described by the OCC.

21 MR. MCCALL:

22 Second.

23 CHAIRMAN:

24 All in favor?

25 ALL SAY AYE

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CHAIRMAN:

Opposed? The motion carries.

ATTORNEY COOK:

The next matter before the Board is the Report and Recommendation pertaining to Jerome Jordan. Mr. Jordan was issued a Non-Gaming Employee Registration and was employed as a bus person at the SugarHouse Casino until his termination on March 7th, 2012.

On September 13th, 2012, the Bureau of Investigations and Enforcement (BIE) was notified that Mr. Jordan had been arrested and charged with numerous felony and misdemeanor offenses stemming from an armed robbery. Due to his pending felony criminal charges, the Board issued an Order of Suspension on July 18th, 2013.

On January --- I'm sorry, January of 2014 Mr. Jordan pled guilty to Robbery, Conspiracy, and various firearms charges. He was sentenced to four to ten years of incarceration. And as a result of these convictions, the OEC has now filed a request that his Non-Gaming Registration be revoked.

Mr. Jordan requested a hearing in this matter, which was held on September 30th, 2014. Despite receiving proper notice, and for obvious

1 reasons, Mr. Jordan did not appear at the hearing. As
2 a result, the hearing occurred in his absence,
3 thereafter a Report and Recommendation was issued
4 recommending that his Non-Gaming Registration be
5 revoked, and that is the recommendation before the
6 Board at present.

7 CHAIRMAN:

8 Any questions or comments from the
9 Board? Ex-Officio members? May I have a motion?

10 MR. MCCALL:

11 Mr. Chairman, I move that the Board
12 adopt the Report and Recommendation issued by the OHA
13 regarding the Non-Gaming Employee Registration of
14 Jerome Jordan, as described by the OCC.

15 MR. MCNALLY:

16 Second.

17 CHAIRMAN:

18 All in favor?

19 ALL SAY AYE

20 CHAIRMAN:

21 Opposed? The motion carries.

22 ATTORNEY COOK:

23 The next matter before the Board today
24 pertains to a request for removal from the Voluntary
25 Self-Exclusion List.

1 Specifically, on May 29th, 2014 an
2 individual with the initials S.R. requested that the
3 Board remove him from the Self-Exclusion List, stating
4 that he had resolved the financial issues which led
5 him to place himself on the list eight months earlier.
6 At the time he requested placement on the List, S.R.
7 requested he be on the List for a five-year term.

8 A hearing in this matter was held before
9 the Board's OHA on July 23rd, 2014. Despite receiving
10 proper notice, S.R. failed to attend that hearing, and
11 it was held in his absence. Obviously, there was no
12 evidence put into the record to support his request,
13 and as a result, the Report and Recommendation issued
14 recommends that he remain on the List. This matter is
15 now ripe for consideration.

16 CHAIRMAN:

17 Any questions or comments from the
18 Board? Ex-Officio members? May I have a motion?

19 MR. MCNALLY:

20 Mr. Chairman, I move that the Board
21 adopt the Report and Recommendation issued by the OHA
22 regarding S.R.'s Petition to be removed from the
23 Voluntary Self-Exclusion List as described by the OCC.

24 MR. MOSCATO:

25 Second.

1 CHAIRMAN:

2 All in favor?

3 ALL SAY AYE

4 CHAIRMAN:

5 Opposed? The motion carries.

6 ATTORNEY COOK:

7 The final Report and Recommendation
8 before the Board today pertains to Roy Wanjohi. On
9 June 26th, 2014, the OEC filed a Petition to place Mr.
10 Wanjohi on the Exclusion List after it was found that
11 on April 26th, 2014, while only 20 years of age, he
12 gained access to, gamed and consumed alcohol at
13 Mohegan Sun at Pocono Downs. As a result of his
14 actions, Mr. Wanjohi was convicted of Unlawful
15 Wagering.

16 Mr. Wanjohi requested a hearing as to
17 whether he should be placed on the Exclusion List, and
18 the hearing was held on September 8th, 2014. Once
19 again, despite receiving proper notice, this
20 individual did not appear for the hearing and it was
21 held in his absence. Subsequent to the hearing, the
22 Hearing Officer issued a Report and Recommendation
23 recommending that Mr. Wanjohi be placed on the List
24 for a term of at least one year. And that is the
25 recommendation before the Board.

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CHAIRMAN:

Any questions or comments from the Board? Ex-Officio members? May I have a motion?

MR. MOSCATO:

Mr. Chairman, I move that the Board adopt the Report and Recommendation issued by the OHA regarding the placement of Roy Wanjohi on the Involuntary Self-Exclusion List as described by the OCC, and that Mr. Wanjohi be placed on the List for a period of at least one year, at which time, he may petition the Board to be removed from the List.

MR. WOODS:

Second.

CHAIRMAN:

All in favor?

ALL SAY AYE

CHAIRMAN:

Opposed? The motion carries.

ATTORNEY SHERMAN:

That concludes all matters of the OCC.

CHAIRMAN:

Thank you gentlemen. Next, Susan Hensel, Licensing. Good morning, Susan.

ATTORNEY HENSEL-JAROCH:

Good morning. Thank you Chairman Ryan

1 and members of the Board. Before the Board today will
2 be motions regarding 779 principal key Gaming and Non-
3 Gaming Employees. In addition, there will be the
4 consideration of nine Gaming Service Provider
5 applicants. The first matter for your consideration
6 is the renewal of the WMS Gaming, Inc. Slot Machine
7 Manufacturer License. WMS Gaming, Inc. is a Delaware
8 corporation that manufactures and distributes slot
9 machines. The BIE has completed its investigation of
10 this company and the Bureau of Licensing has provided
11 you with the Background, Investigation and Suitability
12 Report. I have provided you with a draft Order for
13 this entity, and ask that the Board consider the Order
14 to renew the Slot Machine Manufacturer License for WMS
15 Gaming, Inc.

16 CHAIRMAN:

17 Any comments from Enforcement Counsel?

18 ATTORNEY PITRE:

19 Enforcement Counsel has no objection.

20 CHAIRMAN:

21 Any questions or comments from the
22 Board? Ex-Officio members? May I have a motion?

23 MR. WOODS:

24 Mr. Chairman, I move that the Board
25 approve the Slot Manufacturer License Renewal of WMS

1 Gaming, Inc. as described by the Bureau of Licensing.

2 MR. FAJT:

3 Second.

4 CHAIRMAN:

5 All in favor?

6 ALL SAY AYE

7 CHAIRMAN:

8 Opposed? The motion carries.

9 ATTORNEY HENSEL-JAROCH:

10 Next, for your consideration, is the
11 Conditional Gaming Junket Enterprise License for Lion
12 Gaming and Travel Group, LLC. Lion Gaming is a New
13 Jersey based Junket company.

14 Pursuant to the Board's statement of
15 policy, the Board may issue a Conditional Gaming
16 Junket Enterprise License provided the applicant meet
17 certain criteria, including submitting a completed
18 application, being licensed in good standing in a
19 gaming jurisdiction whose licensing standards are
20 recognized by the Board, and passing a preliminary
21 review.

22 This company satisfies that criteria for
23 conditional licensure. The Bureau of Licensing has
24 provided you with a Conditional Background
25 Investigation and Suitability Report for the

1 applicant. I have provided you with a draft Order,
2 and ask that the Board consider the approval of a
3 Conditional Junket Enterprise License for Lion Gaming
4 and Travel Group, LLC.

5 CHAIRMAN:

6 Any comments from Enforcement Counsel?

7 ATTORNEY PITRE:

8 Enforcement Counsel has no objection.

9 CHAIRMAN:

10 Any questions or comments from the
11 Board? Ex-Officio members? May I have a motion?

12 MR. FAJT:

13 Mr. Chairman, I move that the Board
14 approve the Conditional Gaming Junket Enterprise
15 License of Lion Gaming and Travel Group, LLC, as
16 described by the Bureau of Licensing.

17 MS. KAISER:

18 Second.

19 CHAIRMAN:

20 All in favor?

21 ALL SAY AYE

22 CHAIRMAN:

23 Opposed? The motion carries.

24 ATTORNEY HENSEL-JAROCH:

25 Also for your consideration is the

1 approval of Principal and Key Employee Licenses.
2 Prior to this meeting, the Bureau of Licensing
3 provided you with a proposed Order for two Principal
4 and six Key Employee Licenses for Category 1, 2, and 3
5 Licensees. I ask that the Board consider the Order
6 approving these Licenses.

7 CHAIRMAN:

8 Any comments from Enforcement Counsel?

9 ATTORNEY PITRE:

10 Enforcement Counsel has no objection.

11 CHAIRMAN:

12 Any questions or comments from the
13 Board? Ex-Officio members? May I have a motion?

14 MS. KAISER:

15 Mr. Chairman, I move that the Board
16 approve the issuance of Principal and Key Employee
17 Licenses as described by the Bureau of Licensing.

18 MR. MCCALL:

19 Second.

20 CHAIRMAN:

21 All in favor?

22 ALL SAY AYE

23 CHAIRMAN:

24 Opposed? The motion carries.

25 ATTORNEY HENSEL-JAROCH:

1 Next, there are Temporary Principal and
2 Key Employee Licenses. Prior to this meeting the
3 Bureau of Licensing provided you with an Order
4 regarding the issuance of Temporary Licenses for one
5 Principal and 25 Key Employees. I ask that the Board
6 consider the Order approving these Licenses.

7 CHAIRMAN:

8 Any comments from Enforcement Counsel?

9 ATTORNEY PITRE:

10 Enforcement Counsel has no objection.

11 CHAIRMAN:

12 Any questions or comments from the
13 Board? Ex-Officio members? May I have a motion?

14 MR. MCCALL:

15 Mr. Chairman, I move that the Board
16 approve the issuance of Temporary Principal and Key
17 Employee credentials as described by the Bureau of
18 Licensing.

19 MR. MCNALLY:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 Opposed? The motion carries.

1 ATTORNEY HENSEL-JAROCH:

2 There are also Gaming Permits and Non-
3 Gaming Registrations. Prior to this meeting, the
4 Bureau of Licensing provided you with a list of 573
5 individuals to whom the Bureau has granted temporary
6 or full occupation permits and 112 individuals to whom
7 the Bureau has granted Registrations, under the
8 authority delegated to the Bureau of Licensing. I ask
9 that the Board consider a motion approving the Order.

10 CHAIRMAN:

11 Any comments from Enforcement Counsel?

12 ATTORNEY PITRE:

13 Enforcement Counsel has no objection.

14 CHAIRMAN:

15 Any questions or comments from the
16 Board? Ex-Officio members? May I have a motion?

17 MR. MCNALLY:

18 Mr. Chairman, I move that the Board
19 approve the Issuance of Gaming Employee Permits and
20 Non-Gaming Employee Registrations as described by the
21 Bureau of Licensing.

22 MR. MOSCATO:

23 Second.

24 CHAIRMAN:

25 All in favor?

1 ALL SAY AYE

2 CHAIRMAN:

3 Opposed? The motion carries.

4 ATTORNEY HENSEL-JAROCH:

5 Next, there is a Recommendation of
6 Denial for two Gaming and one Non-Gaming Employee
7 Applications. The Bureau of Licensing has provided
8 you with the Orders addressing the applicants, who the
9 OEC has recommended for denial. The applicants failed
10 to request a hearing within the specified time period.
11 I ask that the Board consider the Orders denying the
12 Gaming and Non-Gaming Employee Applications.

13 CHAIRMAN:

14 Any comments from Enforcement Counsel?

15 ATTORNEY PITRE:

16 Enforcement Counsel continues to request
17 denial in each instance.

18 CHAIRMAN:

19 Any questions or comments from the
20 Board? Ex-Officio members? May I have a motion?

21 MR. MOSCATO:

22 Mr. Chairman, I move that the Board deny
23 the applications for Gaming and Non-Gaming Employees
24 as described by the Bureau of Licensing.

25 MR. WOODS:

1 Second.

2 CHAIRMAN:

3 All in favor?

4 ALL SAY AYE

5 CHAIRMAN:

6 Opposed? The motion carries.

7 ATTORNEY HENSEL-JAROCH:

8 Also for your consideration are
9 Withdrawal Requests for Gaming Employees and Non-
10 Gaming Employees. In each case the permit or
11 registration is no longer required. For today's
12 meeting, I have provided the Board with a list of 49
13 Gaming and eight Non-Gaming Employee Withdrawals for
14 approval, I ask that the Board consider the Orders
15 approving the list of Withdrawals.

16 CHAIRMAN:

17 Any comments from Enforcement Counsel?

18 ATTORNEY PITRE:

19 Enforcement Counsel has no objection.

20 CHAIRMAN:

21 Any questions or comments from the
22 Board? Ex-Officio members? May I have a motion?

23 MR. WOODS:

24 Mr. Chairman, I move that the Board
25 approve the Withdrawals as described by the Bureau of

1 Licensing.

2 MR. FAJT:

3 Second.

4 CHAIRMAN:

5 All in favor?

6 ALL SAY AYE

7 CHAIRMAN:

8 Opposed? The motion carries.

9 ATTORNEY HENSEL-JAROCH:

10 Next, we have an Order to certify the
11 following Gaming Service Providers, Primo Number One
12 in Produce, Inc. and T. Frank McCall's, Inc. I ask
13 that the Board consider the Order approving these
14 Gaming Service Providers for certification.

15 CHAIRMAN:

16 Any comments from Enforcement Counsel?

17 ATTORNEY PITRE:

18 Enforcement Counsel has no objection.

19 CHAIRMAN:

20 Any questions or comments from the
21 Board? Ex-Officio members? May I have a motion?

22 MR. FAJT:

23 Mr. Chairman, I move that the Board
24 issue an Order to approve the Application for Gaming
25 Service Provider Certification as described by the

1 Bureau of Licensing.

2 MS. KAISER:

3 Second.

4 CHAIRMAN:

5 All in favor?

6 ALL SAY AYE

7 CHAIRMAN:

8 The motion carries.

9 ATTORNEY HENSEL-JAROCH:

10 Finally, for your consideration, are
11 Gaming Service Provider Registrations. The Bureau of
12 Licensing provided you with an Order and an attached
13 list of seven Registered Gaming Provider Applicants.
14 I ask that the Board consider the Order registering
15 these Gaming Service Providers.

16 CHAIRMAN:

17 Any comments from Enforcement Counsel?

18 ATTORNEY PITRE:

19 Enforcement Counsel has no objection.

20 CHAIRMAN:

21 Any questions or comments from the
22 Board? Ex-Officio members? May I have a motion?

23 MS. KAISER:

24 Mr. Chairman, I move that the Board
25 issue an Order to approve the Applications for Gaming

1 Service Provider Registration as described by the
2 Bureau of Licensing.

3 MR. MCCALL:

4 Second.

5 CHAIRMAN:

6 All in favor?

7 ALL SAY AYE

8 CHAIRMAN:

9 Opposed? The motion carries.

10 ATTORNEY HENSEL-JAROCH:

11 That concludes the matters of the Bureau
12 of Licensing.

13 CHAIRMAN:

14 Thank you, Susan. Next we'll hear from
15 Cyrus Pitre, Chief Enforcement Counsel. Good morning,
16 Cyrus.

17 ATTORNEY PITRE:

18 Good morning, Chairman, members of the
19 Board. We have approximately 18 matters for the
20 Board's consideration today. They consist of one
21 Consent Agreement, two Suspensions, five Revocations,
22 and ten Involuntary Exclusions. With that, Melissa
23 Powers is here on behalf of the OEC to present the
24 first matter.

25 ATTORNEY POWERS:

1 Good morning, Chairman Ryan, ---

2 CHAIRMAN:

3 Good morning, Melissa.

4 ATTORNEY POWERS:

5 --- members of the Board. That's
6 Melissa Powers, P-O-W-E-R-S. Our first matter this
7 morning is a Consent Agreement between the OEC and BL
8 Restaurant Operations, LLC (sic), doing business as
9 Bar Louie.

10 On June 12th, 2013, the Board received a
11 Certified Gaming Service Provider Application from BL
12 Restaurant Operations in order to continue the
13 operation of Bar Louie, a full-service restaurant at
14 Mohegan Sun at Pocono Downs. The application
15 indicated that BL Restaurant Operations entered into
16 an agreement with Mohegan Sun on May 30th of 2010, in
17 order to operate the restaurant and pay Mohegan eight
18 percent of its gross sales per month, basically
19 renting it to Mohegan.

20 BIE's investigation revealed an
21 agreement signed by Downs Racing and BL Finance on
22 May 4th, 2010. BL Restaurant Operations did not
23 complete, and Mohegan Sun did not submit, a Certified
24 Gaming Service Provider Application with the Board
25 until June 12th, 2013. As a result, Bar Louie

1 operated for more than three years under the new
2 ownership of BL Restaurant Operations without
3 authorization, registration or certification by the
4 Board.

5 The parties have entered into an
6 agreement that within five days of the Board's Order,
7 BL Restaurant Operations shall pay a civil penalty in
8 the amount of \$3,000. The parties have also agreed
9 that within five days of the Board's Order, BL
10 Restaurant Operations shall pay \$2,500 for the costs
11 incurred by OEC and other staff in connection with
12 this matter. The OEC recommends that the Board
13 approve the Consent Agreement as presented.

14 CHAIRMAN:

15 Any questions or comments from the
16 Board? Ex-Officio members? May I have a motion?

17 MR. MCCALL:

18 Mr. Chairman, I move that the Board
19 issue an Order to approve the Consent Agreement
20 between the OEC and BL Restaurant Operations, LC,
21 doing business as Bar Louie as described by the OEC.

22 MR. MCNALLY:

23 Second.

24 CHAIRMAN:

25 All in favor?

1 ALL SAY AYE

2 CHAIRMAN:

3 Opposed? The motion carries.

4 ATTORNEY PITRE:

5 The next matter that we have on the
6 agenda for Board consideration is the Suspension of
7 James McKown's Non-Gaming Employee Registration. That
8 matter will be presented by Assistant Enforcement
9 Counsel Beth Manifesto.

10 ATTORNEY MANIFESTO:

11 Good morning, Chairman Ryan, Board
12 Members.

13 CHAIRMAN:

14 Morning.

15 ATTORNEY MANIFESTO:

16 Beth Manifesto, M-A-N-I-F-E-S-T-O. This
17 matter pertains to James McKown, M-C-K-O-W-N. On
18 August 11th, of 2014 the OEC filed a Complaint to
19 Suspend the Non-Gaming Employee Registration of Mr.
20 McKown. Mr. McKown had received a Non-Gaming
21 Registration from the Board on February 15th of 2012.
22 Mr. McKown was employed by Rivers Casino until his
23 termination on May 20th of 2014.

24 Mr. McKown has not been employed within
25 Pennsylvania's casino industry since that date. The

1 OEC received notice that Mr. McKown had been arrested
2 on July 3rd of last year due to a serious traffic
3 accident in which his passenger sustained injuries.

4 The information filed by the Allegheny
5 County District Attorney's Office charged Mr. McKown
6 with Aggravated Assault by Vehicle While Driving Under
7 the Influence, which is graded as a felony of the
8 second degree, as well as two misdemeanor offenses of
9 Driving Under the Influence and Recklessly Endangering
10 Another Person. He is scheduled for a non-jury trial
11 January 28th of this year.

12 On August 11th of 2014 the Complaint and
13 Notice of Hearing Rights were sent to the address Mr.
14 McKown reported in slotslink. Service was properly
15 effectuated. Mr. McKown failed to respond to the
16 Complaint in any way, therefore, all facts are deemed
17 admitted.

18 A Request to Enter Judgment Upon Default
19 was filed November 25th of 2014, with a copy being
20 mailed to Mr. McKown. The request for default
21 judgment has not been returned to the PGCB, and the
22 OEC now request the Board suspend Mr. McKown's Non-
23 Gaming Employee Registration.

24 CHAIRMAN:

25 Any questions or comments from the

1 Board? Ex-Officio members? May I have a motion?

2 MR. MCNALLY:

3 Mr. Chairman, I move that the Board
4 issue an Order to approve the Suspension of James
5 McKown's Non-Gaming Employee Registration as described
6 by the OEC.

7 MR. MOSCATO:

8 Second.

9 CHAIRMAN:

10 All in favor?

11 ALL SAY AYE

12 CHAIRMAN:

13 Opposed? The motion carries.

14 ATTORNEY MANIFESTO:

15 Thank you.

16 CHAIRMAN:

17 Thank you.

18 ATTORNEY PITRE:

19 The next matter that we have on the
20 agenda for the Board's consideration is the Suspension
21 of Edward Berecky's Non-Gaming Employee Registration.
22 That matter will be presented by Assistant Enforcement
23 Counsel Carmelia Estriplet.

24 ATTORNEY ESTRIPLET:

25 Good morning, Chairman Ryan, members of

1 the Board. Carmelia Estriplet, E-S-T-R-I-P-L-E-T,
2 Assistant Enforcement Counsel for the OEC.

3 The first matter I have for your
4 consideration concerns Edward Berecky. On
5 November 5th, 2014 the OEC Counsel filed a Complaint
6 requesting the Suspension of Edward Berecky's Non-
7 Gaming Employee Registration for a period of one year.
8 Mr. Berecky was employed by the Rivers Casino and was
9 terminated on or about October 1st, 2014 and is not
10 currently employed by any casino in the Commonwealth
11 of Pennsylvania.

12 OEC filed the Complaint requesting
13 suspension after receiving notification of several
14 altercations Mr. Berecky engaged in while present on
15 Meadows Casino Property, including making threatening
16 statements to staff and Security Officers at the
17 casino. As a result of his behavior, Mr. Berecky was
18 charged with a summary offense of Disorderly Conduct,
19 Unreasonable Noise, and that charge remains pending.

20 The Complaint was sent to Mr. Berecky by
21 First Class and Certified Mail. Mr. Berecky failed to
22 respond to the Complaint in any way. Therefore, all
23 facts alleged in the Complaint are deemed admitted. A
24 Request to Enter Judgment Upon Default was filed on
25 December 8th, 2014, and at this time, the OEC requests

1 that Edward Berecky's Non-Gaming Employee Registration
2 be suspended for a period of one year. We're happy to
3 answer any questions you may have at this time.

4 CHAIRMAN:

5 Any questions or comments from the
6 Board? Ex-Officio members? May I have a motion?

7 MR. MOSCATO:

8 Mr. Chairman, I move that the Board
9 issue an Order to approve the suspension of Edward
10 Berecky's Non-Gaming Employee Registration as
11 described by the OEC.

12 MR. WOODS:

13 Second.

14 CHAIRMAN:

15 All in favor?

16 ALL SAY AYE

17 CHAIRMAN:

18 Opposed? The motion carries.

19 ATTORNEY ESTRIPLET:

20 The next matter I have for your
21 consideration concerns Joshua Brancazio. On
22 October 1st, 2014 the OEC filed a Complaint to Revoke
23 the Gaming Employee Permit of Joshua Brancazio.

24 Mr. Brancazio was employed by the
25 Meadows Casino, and was terminated on or about

1 June 18th, 2014 and is not currently employed by any
2 casino in the Commonwealth of Pennsylvania.

3 OEC filed the Complaint for Revocation
4 as a result of receiving notification that Mr.
5 Brancazio was arrested and charged with Theft by
6 Unlawful Taking and Receiving Stolen Property while
7 employed at the Meadows Casino. Both offenses were
8 third-degree felony offenses and Mr. Brancazio was
9 charged as a result of being observed on nine
10 different occasions secreting funds from his drawer in
11 the cage into his pockets while working as a Cage
12 Cashier at Meadows.

13 Mr. Brancazio entered into the ARD
14 program for the third-degree felony offense of Theft
15 by Unlawful Taking Movable Property, and the charge of
16 Receiving Stolen Property was nolle prossed. The
17 Complaint was sent to Mr. Brancazio by First Class and
18 Certified Mail. Mr. Brancazio failed to respond to
19 the Complaint in any way. Therefore, all facts
20 alleged in the Complaint are deemed admitted. A
21 Request to Enter Judgment Upon Default was filed on
22 November 4th, 2014, and at this time the OEC requests
23 that Joshua Brancazio's Gaming Employee Permit be
24 revoked.

25 Again, we're happy to answer any

1 questions you may have at this time.

2 CHAIRMAN:

3 Is Joshua Brancazio in the hearing room?
4 Any questions or comments from the Board? Ex-Officio
5 members? Can I have a motion?

6 MR. WOODS:

7 Mr. Chairman, I move that the Board
8 issue an Order to approve the Revocation of Joshua
9 Brancazio's Gaming Employee Permit as described by the
10 OEC.

11 MR. FAJT:

12 Second.

13 CHAIRMAN:

14 All in favor?

15 ALL SAY AYE

16 CHAIRMAN:

17 Opposed? Carries.

18 ATTORNEY PITRE:

19 The next matter that we have on the
20 agenda is a Revocation of Jerika Paige Cintron's Non-
21 Gaming Employee Registration. That matter will be
22 presented by Assistant Enforcement Counsel David
23 Tepper.

24 ATTORNEY TEPPER:

25 Good morning, Chairman Ryan, Members of

1 the Board.

2 CHAIRMAN:

3 Morning, David.

4 ATTORNEY TEPPER:

5 David Tepper, T-E-P-P-E-R. I have for
6 your consideration today a Petition to Revoke the Non-
7 Gaming Employee Registration of Jerika Paige Citron.
8 Ms. Cintron was issued a Non-Gaming Employee
9 Registration in March 2012 and is not currently
10 employed at any licensed facility in the Commonwealth.

11 In January 2014 Ms. Cintron was arrested
12 for stealing approximately \$196 worth of merchandise
13 from Walmart. Ms. Cintron was charged with one count
14 of Retail Theft, rated as a first-degree misdemeanor,
15 and one count of Conspiracy to Commit Retail Theft,
16 also rated as a first-degree misdemeanor. Ms.
17 Citron's case is currently pending before the Monmouth
18 Court of Common Pleas.

19 Ms. Cintron was served with the Petition
20 to Revoke her Non-Gaming Employee Registration on
21 October 20th, 2014, and Ms. Cintron did not respond to
22 the Petition within 30 days, therefore, pursuant to
23 Board Regulations, all facts alleged in the Petition
24 are deemed admitted.

25 The OEC filed a Request for Default

1 Judgment on November 20th, 2014 and at this time
2 requests that the Non-Gaming Employee (sic) of Jerika
3 Paige Cintron ---.

4 CHAIRMAN:

5 Is Jerika Paige Cintron present in the
6 hearing room? Any questions or comments from the
7 Board? Ex-Officio members? May I have a motion?

8 MR. FAJT:

9 Mr. Chairman, I move that the Board
10 issue an Order to approve the Revocation of Jerika
11 Paige Cintron's Non-Gaming Employee Registration as
12 described by the OEC.

13 MS. KAISER:

14 Second.

15 CHAIRMAN:

16 All in favor?

17 ALL SAY AYE

18 CHAIRMAN:

19 Opposed? The motion carries.

20 ATTORNEY PITRE:

21 The next matter that we have on the
22 agenda for the Board's consideration is the Revocation
23 of Lucien Russell Goode-Edmonds' Gaming Employee
24 Permit. That matter will be presented by Assistant
25 Enforcement Counsel Michael Roland.

1 ATTORNEY ROLAND:

2 Good morning, Mr. Chairman, Members of
3 the Board. Michael Roland, R-O-L-A-N-D, with the OEC.

4 The next matter is a motion to consider
5 the Revocation of Lucien Goode-Edmonds' Gaming
6 Employee Permit. On December 23rd, 2013, the Board
7 issued a Gaming Employee Permit to Mr. Goodes (sic) as
8 a Cage Cashier at Sands Casino.

9 The OEC filed a Complaint, setting forth
10 allegations that Mr. Edmonds should have his Gaming
11 Employee Permit revoked because on September the 18th,
12 2014 Mr. Edmonds was arrested by the Office of
13 Attorney General. Mr. Edmonds was charged with False,
14 Fraudulent, or Incomplete Insurance Claims, a felony
15 3, and Theft by Deception or False Impression, a
16 misdemeanor 1. The basis for the charges was an auto
17 accident insurance claim with injuries made by Mr.
18 Edmonds to his insurance company, which contained
19 false and misleading information.

20 Mr. Edmonds is currently not employed by
21 any casino in the Commonwealth of Pennsylvania. The
22 Complaint was properly served upon Mr. Edmonds and he
23 has not responded in any way. Given Mr. Edmonds
24 failure to respond, the averments in the Complaint are
25 deemed to be admitted as fact and his right to a

1 hearing has been waived.

2 On December the 8th, 2014, the OEC filed
3 a Request to Enter Judgment Upon Default. The matter
4 is now before the Board to consider the Revocation of
5 Lucien Goode-Edmonds' Gaming Employee Permit.

6 CHAIRMAN:

7 Is Lucien Russell Goode-Edmonds in the
8 hearing room? Any questions or comments from the
9 Board? Ex-Officio members? May I have a motion?

10 MS. KAISER:

11 Mr. Chairman, I move that the Board
12 issue an Order to approve the Revocation of Lucien
13 Russell Goode-Edmonds' Gaming Employee Permit as
14 described by the OEC.

15 MR. MCCALL:

16 Second.

17 CHAIRMAN:

18 All in favor?

19 ALL SAY AYE

20 CHAIRMAN:

21 Opposed? The motion carries.

22 ATTORNEY ROLAND:

23 The next matter is a Motion to consider
24 the Revocation of Brandon Trainer's Non-Gaming
25 Employee Registration. On June the 5th, 2009, the

1 Board issued a Non-Gaming --- Non-Gaming Employee
2 Registration to Mr. Trainer as a Valet Supervisor at
3 Sands Casino.

4 The OEC filed a Complaint setting forth
5 allegations that Mr. Trainer should have his Non-
6 Gaming Employee Registration revoked, because on or
7 about March 28th, 2014 Sands Security was notified of
8 a possible theft of funds from one of the Valet desk
9 drawers in the hotel. Three bank bags were discovered
10 in the hotel Valet cash drawer. The contents of each
11 of the bags was counted and cross-referenced against
12 the amount each bag should have contained. All three
13 bags were missing various amounts of cash, for a grand
14 total of \$720. All three of the bags were signed out
15 by Valet Supervisor Brandon Trainer.

16 Sands Security interviewed Mr. Trainer
17 and he confessed to taking the money to pay rent. Mr.
18 Trainer claimed he intended to put the money back
19 after he received his paycheck. Mr. Trainer was
20 charged with Theft by Unlawful Taking and Receiving
21 Stolen Property. He has since made full restitution
22 of the \$720 in cash to Sands and the criminal charges
23 against him were dismissed.

24 Mr. Trainer is currently not employed by
25 any casino in the Commonwealth of Pennsylvania. The

1 Complaint was properly served upon Mr. Trainer, and he
2 has not responded in any way. Given Mr. Trainer's
3 failure to respond, the averments in the Complaint are
4 deemed to be admitted as fact, and his right to a
5 hearing has been waived.

6 On November 21st, 2014 the OEC filed a
7 Request to Enter Judgment Upon Default. The matter is
8 now before the Board to consider the Revocation of
9 Brandon Trainer's Non-Gaming Employee Registration.

10 CHAIRMAN:

11 Is Brandon Trainer in the hearing room?
12 Any questions or comments from the Board? Ex-Officio
13 members? May I have a motion?

14 MR. MCCALL:

15 Mr. Chairman, I move the Board issue an
16 Order to approve the Revocation of Brandon Trainer's
17 Non-Gaming Employee Registration as described by the
18 OEC.

19 MR. MCNALLY:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 Opposed? The motion carries.

1 ATTORNEY ROLAND:

2 The next matter is a motion to consider
3 the Revocation of Michael Unger's Gaming Employee
4 Permit. On March the 11th, 2009 the Board issued a
5 Gaming Employee Permit to Mr. Unger as a Security
6 Officer at Sands Casino. The OEC filed a Complaint
7 setting forth allegations that Mr. Unger should have
8 his Gaming Employee Permit revoked, because he
9 committed an alleged theft from the Lost and Found.
10 Mr. Unger was observed signing out a secure Lost and
11 Found key and retrieving a Lost and Found claim slip.
12 He then proceeded to the items in the secure Lost and
13 Found cabinet. Mr. Unger picked up a clear bag,
14 filled out a claim slip for it, and logged it into the
15 computer. Mr. Unger then cut the top off the bag,
16 removed the contents and placed it in his pocket.

17 Mr. Unger was questioned about his
18 activity and provided a written statement admitting to
19 the theft of \$200. He was charged with Theft by
20 Unlawful Taking and his charges are still pending.

21 The Complaint was properly served upon
22 Mr. Unger and he has not responded in any way. Given
23 Mr. Unger's failure to respond, the averments in the
24 Complaint are deemed to be admitted as fact and his
25 right to a hearing has been waived.

1 On December the 8th, 2014 the OEC filed
2 a Request to Enter Judgment Upon Default. The matter
3 is now before the Board to consider the Revocation of
4 Michael Unger's Gaming Employee Permit.

5 CHAIRMAN:

6 Is Michael Unger in the hearing room?
7 Any questions or comments from the Board? Ex-Officio
8 members? May I have a motion?

9 MR. MCNALLY:

10 Mr. Chairman, I move that the Board
11 issue an Order to approve the Revocation of Michael
12 Unger's Gaming Employee Permit as described by the
13 OEC.

14 MR. MOSCATO:

15 Second.

16 CHAIRMAN:

17 All in favor?

18 ALL SAY AYE

19 CHAIRMAN:

20 Opposed? The motion carries.

21 ATTORNEY ROLAND:

22 The next matter is a request to place
23 Vaylon Wong on the Board's Excluded Persons List. The
24 OEC filed a Petition to place Mr. Wong on the
25 Exclusion List, because he left his two children

1 unattended in his vehicle. The vehicle was parked in
2 Sands Parking Garage for approximately one hour and
3 two minutes. The children were ages five and three.

4 The Bethlehem City Police were notified,
5 responded and removed the children from the vehicle.
6 Sands surveillance initiated a review of the incident,
7 and was able to positively identify the owner of the
8 vehicle as Mr. Wong.

9 Mr. Wong was issued a permanent eviction
10 by Sands Security and cited by the Bethlehem City
11 Police Department with two counts of Endangering the
12 Welfare of Children and two counts of Recklessly
13 Endangering Another Person.

14 The Petition was properly served upon
15 Mr. Wong and he has not responded to the filing in any
16 way. Due to Mr. Wong's failure to respond, the
17 averments in the Petition are deemed to be admitted as
18 fact and his right to a hearing has been waived.

19 On November 21st, 2014 the OEC filed a
20 Request to Enter Judgment Upon Default. The matter is
21 now before the Board to consider the placement of
22 Vaylon Wong on the Board Excluded Persons List. All
23 of those charges, the Endangering the Welfare of
24 Children and the Recklessly Endangering, are currently
25 scheduled for Criminal Court on July the 6th of 2015.

1 CHAIRMAN:

2 Is Vaylon Wong in the hearing room? Any
3 questions or comments from the Board? Ex-Officio
4 members? May I have a motion?

5 MR. MOSCATO:

6 Mr. Chairman, I move that the Board
7 issue an Order to approve the addition of Vaylon Wong
8 to the PGCB Involuntary Exclusion List as described by
9 the OEC.

10 MR. WOODS:

11 Second.

12 CHAIRMAN:

13 All in favor?

14 ALL SAY AYE

15 CHAIRMAN:

16 Opposed? The motion carries.

17 ATTORNEY ROLAND:

18 The next matter is a request to place
19 Admir Omerovic on the Board's Excluded Persons List.
20 The OEC filed a Petition to place Mr. Omerovic on the
21 Exclusion List because he attempted to gain access to
22 the gaming floor at Hollywood Casino while underage.
23 He was 19 at the time.

24 Security requested an identification
25 check at the garage entrance to the casino and asked

1 the guest for his birthday. Mr. Omerovic failed to
2 provide the deck reflected on the identification.
3 When Pennsylvania State Police responded to the
4 parking garage, they found Mr. Omerovic attempting to
5 hide to avoid further questioning. Mr. Omerovic
6 finally admitted that the identification presented was
7 not his.

8 While being cited for use of false
9 identification it was also discovered that Mr.
10 Omerovic was intoxicated. Mr. Omerovic did not gain
11 entry to the gaming floor and did not game at
12 Hollywood Casino. He did not consume alcohol
13 beverages on the property.

14 The Petition was properly served upon
15 Mr. Omerovic and he has not responded to the filing in
16 any way. Due to Mr. Omerovic's failure to respond,
17 the averments in the Petition are deemed to be
18 admitted as fact and his right to a hearing has been
19 waived.

20 On December the 8th, 2014 the OEC filed
21 a Request to Enter Judgment Upon Default. The matter
22 is now before the Board to consider the placement of
23 Admir Omerovic on the Board's Excluded Persons List.

24 On September the 16th, 2014, Mr.
25 Omerovic entered a guilty plea to all the charges that

1 were filed against him. Those were Carrying a False
2 ID Card, which was a summary, and Purchase of Alcohol
3 by a Minor, which is also a summary.

4 CHAIRMAN:

5 Is Admir Omerovic in the hearing room?
6 Any questions or comments from the Board? Ex-Officio
7 members? May I have a motion?

8 MR. WOODS:

9 Mr. Chairman, I move that the Board
10 issue an Order to approve the addition of Admir
11 Omerovic to the PGCB Involuntary Exclusion List as
12 described by the OEC, with the condition that Mr.
13 Omerovic may petition the Board for removal from the
14 list any time after his 22nd birthday.

15 MR. FAJT:

16 Second.

17 CHAIRMAN:

18 All in favor?

19 ALL SAY AYE

20 CHAIRMAN:

21 Opposed? The motion carries.

22 ATTORNEY ROLAND:

23 I see the next matter is actually the
24 consideration of Raymond Lewis on the Involuntary
25 Exclusion List. I'm going to ask to skip that for one

1 second, because I can't find the narrative for it, and
2 I'm going to ask Chairman if I can move to Mr.
3 Procopio Juan, if that's okay with you?

4 CHAIRMAN:

5 Certainly.

6 ATTORNEY ROLAND:

7 The next matter is a request to put
8 Marcus Procopio Juan on the Board's Excluded Persons
9 List. The OEC filed a Petition to place Mr. Juan on
10 the Exclusion List because he attempted to use a false
11 identification on the gaming floor at Sands Casino.

12 Specifically on September 27th, 2014
13 Sands Security stopped a patron using a false
14 identification to gain entry to the gaming floor. The
15 name on the fraudulent Illinois identification card
16 was listed as Asner (phonetic) Gonzales Marcano.
17 However, when the identification was scanned, the name
18 Abelina Garcia was provided. The fraudulent
19 identification card appeared to contain the true and
20 accurate picture of Mr. Juan. Mr. Juan's actual birth
21 date makes him either at or above the legal age to
22 gamble in the Commonwealth of Pennsylvania, therefore
23 the reason for his use of the fraudulent
24 identification has been unclear.

25 The Petition was properly served upon

1 Mr. Juan, and he has not responded to the filing in
2 any way. Due to Mr. Juan's failure to respond, the
3 averments in the Petition are deemed to be admitted as
4 fact and his right to a hearing has been waived.

5 On December the 8th, 2014 the OEC filed
6 a Request to Enter Judgment Upon Default. The matter
7 is now before the Board to consider the placement of
8 Marcus Procopio Juan on the Board Excluded Persons
9 List.

10 Mr. Juan was charged simply with
11 violations concerning licenses. It's technically
12 Exhibiting Another's Driver's License. That's a
13 summary offense, and October 16th he entered a guilty
14 plea to that charge.

15 CHAIRMAN:

16 Is Marcus Juan in the hearing room? Any
17 questions or comments from the Board? Ex-Officio
18 members? May I have a motion?

19 MS. KAISER:

20 Mr. Chairman, I move that the Board
21 issue an Order to approve the addition of Marcus Juan
22 to the Pennsylvania Gaming Control Board Involuntary
23 Exclusion List as described by the OEC.

24 MR. MCCALL:

25 Second.

1 CHAIRMAN:

2 All in favor?

3 ALL SAY AYE

4 CHAIRMAN:

5 Opposed? The motion carries.

6 ATTORNEY ROLAND:

7 And the last matter, if you'll bear with
8 me, I'll try and plough through this one. I'm making
9 it up as I go. The next matter is a request to place
10 Raymond Lewis on the Board's Excluded Persons List.
11 The OEC filed a Petition to place Mr. Lewis on the
12 Excluded Persons List on November the 6th, 2014 while
13 he capped his bets at Sands --- he pinched his bets at
14 Sands. I apologize.

15 Upon review of surveillance, it was
16 determined that when a hand was completed, the dealer
17 began collecting and paying from the table. Mr.
18 Lewis, who was seated in seat one, was observed
19 pulling his entire wager from the table. Mr. Lewis
20 had a 15 and the house had a 17, and he had lost the
21 entire hand. When the dealer got to Mr. Lewis, he
22 immediately noticed what Mr. Lewis had done and said
23 something to him, and Mr. Lewis put only part of his
24 wager back onto the table, minus some of the bet he
25 had originally placed.

1 The Dealer called a Senior Floor
2 Supervisor to the table to assist with the matter.
3 Mr. Lewis then put \$75 in green checks back on his
4 betting spot, and a \$5 red check on as a side wager,
5 and left the table, and proceeded to a roulette table,
6 leaving \$80 in checks. The Dealer collected the
7 amount that was left on the table.

8 Surveillance review ---. Surveillance
9 review had determined that Mr. Lewis had actually
10 pinched for a total of \$150 on the day. Mr. Lewis was
11 charged for this activity with Theft by Unlawful
12 Taking, a misdemeanor 1, and the charges against Mr.
13 Lewis are still pending.

14 The Petition was properly served upon
15 Mr. Lewis and he has not responded to the filing in
16 any way. Due to Mr. Lewis's failure to respond, the
17 averments in the Petition are deemed to be admitted as
18 fact and his right to a hearing has been waived.

19 On December the 8th, 2014 the OEC filed
20 the Request to File Judgment Upon Default. The matter
21 is now before the Board to consider the Placement of
22 Raymond Lewis on the Board's Involuntary Exclusion
23 List.

24 CHAIRMAN:

25 Is Raymond Lewis in the hearing room?

1 Any questions or comments from the Board? Ex-Officio
2 members? May I have a motion?

3 MR. FAJT:

4 Mr. Chairman, I move that the Board
5 issue an Order to approve the addition of Raymond
6 Lewis to the PGCB Involuntary Exclusion List as
7 described by the OEC.

8 MS. KAISER:

9 Second.

10 CHAIRMAN:

11 All in favor?

12 ALL SAY AYE

13 CHAIRMAN:

14 Opposed? The motion carries.

15 ATTORNEY ROLAND:

16 Thank you.

17 CHAIRMAN:

18 Thank you.

19 ATTORNEY PITRE:

20 Moving to matter 13, the next matter
21 that we have on the agenda is the Placement of Jenna
22 Heinze on the Involuntary Exclusion List. That matter
23 and the subsequent matter will be presented by
24 Assistant Enforcement Counsel Glen Stuart.

25 ATTORNEY STUART:

1 Thank you, good morning. If it's all
2 right with the Board, I would like to read the next
3 two matters simultaneously, as it comes from the same
4 fact pattern. It's Glen Stuart, S-T-U-A-R-T, for the
5 OEC.

6 Next before the Board for our Petition
7 seeking to place Jenna Heinze and Sherri Heinz on the
8 Board's Involuntary Exclusion List. On December 26th,
9 2013 Sherri Heinz and her daughter, Jenna Heinze,
10 gained access to the gaming floor at Lady Luck Casino
11 in Nemascolin. At the time, Jenna Heinze was under the
12 age of 21. Jenna and Sherri Heinz were eligible for
13 casino access as patrons of a Nemascolin amenity as
14 purchasers of a \$10 gift card at the Nemascolin
15 Experience Desk.

16 Jenna Heinze produced a valid Virginia
17 Driver's License of another individual who was under
18 --- over the age of 21, when Lady Luck Security asked
19 her for proof of age. Security examined the driver's
20 license and permitted Jenna and Sherri Heinz access to
21 the gaming floor.

22 While on the gaming floor, Jenna Heinze
23 consumed alcoholic beverages purchased by Sherri
24 Heinz, wagered at slot machines and wagered at a
25 blackjack table with value chips provided by Sherri

1 Heinz. Jenna Heinze subsequently reported to Lady
2 Luck Security that she had misplaced her purse, which
3 had been turned into the Security podium earlier in
4 the evening.

5 After reviewing the contents of the
6 purse, Security discovered Jenna Heinze had in her
7 possession two forms of identification, the Virginia
8 driver's license she initially produced to Security
9 and her actual West Virginia driver's license showing
10 her proof of age of being under the age of 21. As a
11 result, the Pennsylvania Police --- State Police cited
12 Jenna Heinze with one count of Entering and Remaining
13 on the Gaming Floor by a Person Under the Age of 21,
14 pursuant to 4 Pa.C.S. Section 1518(a)(13), one count
15 of Underage Gaming, pursuant to 4 Pa.C.S.
16 Section 1518(a)(13.1), one count of Underage Drinking
17 in a Casino, pursuant to 4 Pa.C.S. Section 1518(16)
18 (sic), and one count of False Identification, pursuant
19 to 18 Pa.C.S. Section 631.3-2.

20 PSP also cited Sherri Heinz with one
21 count of Disorderly Conduct, pursuant to 18 Pa.C.S.
22 Section 5503(a)(4), for assisting her daughter in
23 accessing the gaming floor. Jenna and Sherri Heinz
24 pled guilty to these charges on April 4th, 2014 and
25 Lady Luck also permanently evicted both Sherri and

1 Jenna Heinz from its facility. Lady Luck also
2 properly confiscated all winnings accrued from Jenny
3 --- Jenna Heinze as a result of her wagering.

4 In light of these facts, on September
5 16th, 2014, the OEC served Petitions on Jenna Heinze
6 and Sherri Heinz, seeking to place them on the
7 Involuntary Exclusion List. The Petitions directed
8 Jenna and Sherri Heinz to request a hearing within 30
9 days of the Petition's receipt. Neither Jenna nor
10 Sherri Heinz has requested a hearing on the matter,
11 therefore Jenna and Sherri Heinz have waived their
12 right to a hearing and all facts alleged in the
13 Petitions are deemed admitted.

14 On November 7th, 2014 OEC filed a
15 Request to Enter Default Judgment against Jenna Heinze
16 and Sherri Heinz. As such, the placement of Jenna
17 Heinze and Sherri Heinz on the Board's Involuntary
18 Exclusion List is now ripe for the Board's
19 consideration.

20 CHAIRMAN:

21 Is Jenna Heinze in the hearing room?
22 Any questions or comments from the Board? Ex-Officio
23 members? May I have a motion?

24 MR. MCCALL:

25 Mr. Chairman, I move that the Board

1 issue an Order to approve the addition of Jenna Heinze
2 to the Pennsylvania Gaming Control Board Involuntary
3 Exclusion List as described by the OEC, with the
4 condition that Ms. Heinze may petition the Board for
5 removal from the List at any time after her 22nd
6 birthday.

7 MR. MCNALLY:

8 Second.

9 CHAIRMAN:

10 All in favor?

11 ALL SAY AYE

12 CHAIRMAN:

13 Opposed? The motion carries. Is Sherri
14 Heinz present in the hearing room? Questions or
15 comments from the Board? Ex-Officio members? May I
16 have a motion?

17 MR. MCNALLY:

18 Mr. Chairman, I move that the Board
19 issue an Order to approve the addition of Sherri Heinz
20 to the PGCB Involuntary Exclusion List as described by
21 the OEC, with the condition that Ms. Heinz may
22 petition the Board for removal from the List after one
23 year.

24 MR. MOSCATO:

25 Second.

1 CHAIRMAN:

2 All in favor?

3 ALL SAY AYE

4 CHAIRMAN:

5 Opposed? The motion carries.

6 ATTORNEY STUART:

7 Thank you.

8 CHAIRMAN:

9 Thank you, Glen.

10 ATTORNEY PITRE:

11 The next matter that we have on the
12 agenda is the placement --- for the Board's
13 consideration, the Placement of Latif Muhammad on the
14 Involuntary Exclusion List. That matter and the two
15 subsequent matters will be presented by Assistant
16 Enforcement Counsel Dustin Miller.

17 ATTORNEY MILLER:

18 Good morning, Chairman Ryan, members of
19 the Board. Dustin Miller on behalf of the OEC. As
20 Mr. Pitre said, the next matter today is a request for
21 Placement on the Board's Excluded Persons List
22 involving Latif Muhammad. He's also known as Latif E.
23 Muhammad, also known as Jeffrey Thomas, also known as
24 Jeffrey Thompson.

25 The OEC filed a Petition to place Mr.

1 Muhammad on the Exclusion List for robbing a patron at
2 Parx Casino on March 30th, 2014. On that date, at
3 approximately 3:14 a.m., Mr. Muhammad was playing
4 four-card poker at Parx Casino. After Mr. Muhammad
5 lost all the money he was gambling with, another
6 patron lent him \$50, which Mr. Muhammad also lost. At
7 approximately 3:30 a.m. both Mr. Muhammad and the
8 patron were leaving Parx Casino. Mr. Muhammad
9 approached the patron who had lent him the \$50 and
10 convinced the patron to allow him to give him a ride
11 to the airport as payback for the money the patron had
12 give to him.

13 On the way to the airport, Mr. Muhammad
14 produced a knife and held it to the patron's throat
15 and demanded that the patron give him his cellular
16 phone and an envelope of cash that the patron had
17 redeemed at Parx Casino totaling \$3,130. Mr. Muhammad
18 abandoned the patron along Interstate 95 in Center
19 City Philadelphia. The patron ran to the nearest exit
20 and contacted police. Police were able to identify
21 Mr. Muhammad as the perpetrator through the use of his
22 Player's Club Card at Parx Casino and also
23 surveillance footage.

24 Mr. Muhammad was arrested on April 23rd,
25 2014 and charged with Robbery, Theft by Unlawful

1 Taking, Receiving Stolen Property, Possession of an
2 Instrument of Crime, Terroristic Threats, Simple
3 Assault and Recklessly Endangering Another Person.

4 On June 10th, 2014 a preliminary hearing
5 was held in the Philadelphia Municipal Court, and at
6 the conclusion of the hearing all charges were bound
7 over to the Court of Common Pleas.

8 The Exclusion Petition was properly
9 served upon Mr. Muhammad, to the prison where he's
10 being held, by both Certified and First Class Mail.
11 Mr. Muhammad did not respond to the filing in any way.
12 Due to Mr. Muhammad's failure to respond, the
13 averments in the Petition are deemed to be admitted as
14 fact and his right to a hearing has been waived.

15 On November 21st, 2014 the OEC filed a
16 Request to Enter Judgment Upon Default. The matter is
17 now before the Board to consider the placement of
18 Latif Muhammad on the Board's Excluded Persons List.

19 CHAIRMAN:

20 Well, hopefully Mr. Muhammad is still
21 safely ensconced. Any questions or comments from the
22 Board? Ex-Officio members? May I have a motion?

23 MR. MOSCATO:

24 Mr. Chairman, I move that the Board
25 issue an Order to approve the addition of Latif

1 Muhammad to the PGCB Involuntary Exclusion List as
2 described by the OEC.

3 MR. WOODS:

4 Second.

5 CHAIRMAN:

6 All in favor?

7 ALL SAY AYE

8 CHAIRMAN:

9 Opposed? The motion carries.

10 ATTORNEY MILLER:

11 The next matter today is a request for
12 Placement on the Board's Excluded Persons List
13 involving Ylli Gjeli. The OEC filed a Petition to
14 place Mr. Gjeli on the Exclusion List for being
15 federally indicted on August 21st, 2013 for numerous
16 crimes including gambling crimes and past violent
17 conduct at Parx Casino.

18 On August 21st, 2013 Mr. Gjeli was
19 indicted by a federal grand jury and charged with
20 Racketeering Conspiracy, Racketeering Collection of
21 Unlawful Debts, Making an Extortion Extension of
22 Credit, Collection of an Extension of Credit by
23 Extortionate Means, Operating an Illegal Gambling
24 Business and Possession of a Firearm in Furtherance of
25 a Crime of Violence.

1 The indictment alleged that Mr. Gjeli
2 was the leader of an illegal gambling and loan
3 sharking operation. According to the indictment, Mr.
4 Gjeli approved usurious loans, used intimidation and
5 threats of violence to collect debt payments and
6 financed an illegal sports gambling operation.

7 Mr. Gjeli was a patron of Parx Casino
8 prior to January of 2012. He was permanently evicted
9 from Parx Casino in January of 2012 for physically
10 assaulting another patron in the Parks East poker
11 room. No criminal charges were filed in relation to
12 that incident.

13 The Petition was filed ---. The
14 Exclusion Petition was properly served upon Mr. Gjeli
15 to his last known address. Mr. Gjeli did not respond
16 to the filing in any way. Due to Mr. Gjeli's failure
17 to respond, the averments in the Petition are deemed
18 to be admitted as fact and his right to a hearing has
19 been waived.

20 On November 4th, 2014 the OEC filed a
21 Request to Enter Judgment Upon Default. The matter is
22 now before the Board to consider the Placement of Ylli
23 Gjeli on the Board's Excluded Persons List.

24 CHAIRMAN:

25 Is Ylli Gjeli in the hearing room?

1 Questions or comments from the Board? Ex-Officio
2 members? May I have a motion?

3 MR. WOODS:

4 Mr. Chairman, I move that the Board
5 issue an Order to approve the addition of Ylli Gjeli
6 to the PGCB Involuntary Exclusion List as described by
7 the OEC.

8 MR. FAJT:

9 Second.

10 CHAIRMAN:

11 All in favor?

12 ALL SAY AYE

13 CHAIRMAN:

14 Opposed? The motion carries.

15 ATTORNEY MILLER:

16 The next matter today is a request for
17 Placement on the Board's Excluded Persons List
18 involving Jubreal Chahine. He's also known as
19 Alexander Gabriel Allen, also known as Allen Gabriel
20 Alexander, also known as Jubreal Chachine, also known
21 as Gabriel A. Alexander, also known as Gabriel A.
22 Allen, also known as Jubreal Chahin with no E at the
23 end, also known as Gabriel Allen Alexander and also
24 known as Allen G. Allen.

25 The OEC filed a Petition to place Mr.

1 Chahine on the Exclusion List for being a career or
2 professional offender and for cheating while playing
3 mini baccarat at Parx Casino on July 18th, 2014 and
4 also for cheating while playing mini baccarat at Sands
5 Bethworks Casino on July 19th, 2014.

6 On July 18th, 2014 at Parx Casino, Mr.
7 Chahine was caught capping his wager by the dealer at
8 the mini baccarat game he was playing, when he tried
9 to increase his wager from \$100 to \$575. Following
10 the incident, Mr. Chahine left the casino before he
11 could be identified by casino personnel. Surveillance
12 review of Mr. Chahine's play revealed that he had
13 successfully capped wagers twice without detection
14 prior to being caught by the dealer, which resulted in
15 Mr. Chahine being awarded \$950 that he was not
16 entitled to.

17 On July 19th, 2014 Mr. Chahine appeared
18 at Sands Casino and began playing mini baccarat.
19 Eventually Mr. Chahine attempted to sign up for a
20 Player's Club Card at Sands using his real name. At
21 that time Mr. Chahine was identified as a career
22 professional offender who had 21 outstanding warrants
23 in another gaming jurisdiction for gaming-related
24 offenses. Mr. Chahine was taken into custody by on-
25 site Pennsylvania State Police at that time.

1 Surveillance review of Mr. Chahine's
2 play at Sands Casino revealed that he had successfully
3 capped wagers on two occasions, resulting in a win of
4 \$975 to which he was not entitled. Mr. Chahine made
5 full restitution to Sands Bethworks Casino for these
6 instances and was not criminally charged for those
7 matters.

8 All Pennsylvania casinos were alerted to
9 Mr. Chahine's presence after he was arrested at Sands.
10 And Parx Casino was able to use the arrest photo of
11 Mr. Chahine to identify him as the perpetrator of the
12 bet-capping incident from the prior day. Mr. Chahine
13 was charged with Theft by Deception, Criminal Attempt
14 Theft by Deception and two counts of Unlawful to Take
15 or Claim Money with Intent to Defraud for his actions
16 at Parks on July 18th, 2014.

17 The Exclusion Petition for Mr. Chahine
18 was properly served upon him by personal service. Mr.
19 Chahine did not respond to the filing in any way. Due
20 to Mr. Chahine's failure to respond, the averments in
21 the Petition are deemed to be admitted as fact and his
22 right to a hearing has been waived.

23 On November 12th, 2014 the OEC filed a
24 Request to Enter Judgment Upon Default. The matter is
25 now before the Board to consider the Placement of

1 Jubreal Chahine on the Board's Excluded Persons List.

2 CHAIRMAN:

3 Is Jubreal Chahine in the hearing room?
4 Any questions or comments from the Board? Ex-Officio
5 members? May I have a motion?

6 MR. FAJT:

7 Mr. Chairman, I move that the Board
8 issue an Order to approve the addition of Jubreal
9 Chahine to the PGCB Involuntary Exclusion List as
10 described by the OEC.

11 MS. KAISER:

12 Second.

13 CHAIRMAN:

14 All in favor?

15 ALL SAY AYE

16 CHAIRMAN:

17 Opposed? The motion carries.

18 ATTORNEY MILLER:

19 Thank you.

20 ATTORNEY PITRE:

21 The final matter that we have on the
22 agenda for the Board's consideration is a motion to
23 consider the Placement of Nicholas John Corforte ---
24 is that right --- Corforte, III on the PGCB
25 Involuntary Exclusion List. That matter will be

1 presented by Assistant Enforcement Counsel David
2 Tepper.

3 ATTORNEY TEPPER:

4 Good morning again, Chairman Ryan,
5 Members of the Board. I have for you today a Petition
6 to Place Nicholas John Corforte, III on the Board's
7 Exclusion List.

8 The OEC filed a Petition on
9 October 16th, 2014 after Mr. Corforte forcibly took a
10 patron's purse containing approximately \$1,800 while
11 the patron was in the parking lot of Mount Airy after
12 her visit. The patron sustained an injury to her head
13 from being knocked down to the ground in this
14 encounter. Mr. Corforte has since pled guilty to
15 Theft By Unlawful Taking Movable Property, rated as a
16 third-degree felony, and is awaiting sentencing before
17 the Monmouth County Court of Common Pleas.

18 Mr. Corforte was scheduled --- sorry,
19 was served with the Exclusion Petition on October
20 21st, 2014. He has not responded to the Petition
21 within 30 days, therefore pursuant to Board
22 Regulations all facts in the Petition are deemed
23 admitted and his right to a hearing has been waived.

24 The OEC had filed a Request for Default
25 Judgment on November 17th, 2014 and at this time

1 requests that Nicholas John Corforte, III be placed on
2 the Board's Exclusion List.

3 CHAIRMAN:

4 Is Nicholas John Corforte, III in the
5 hearing room? Any questions or comments from the
6 Board? Ex-Officio members? May I have a motion?

7 MS. KAISER:

8 Mr. Chairman, I move that the Board
9 issue an Order to approve the addition of Nicholas
10 John Corforte, III to the Pennsylvania Gaming Control
11 Board Involuntary Exclusion List as described by the
12 OEC.

13 MR. MCCALL:

14 Second.

15 CHAIRMAN:

16 All in favor?

17 ALL SAY AYE

18 CHAIRMAN:

19 Opposed? The motion carries.

20 ATTORNEY PITRE:

21 That concludes our matters before the
22 Board.

23 CHAIRMAN:

24 Thank you, Cyrus.

25 ATTORNEY PITRE:

1 Thank you.

2 CHAIRMAN:

3 And thank the members of your staff.

4 MR. MOSCATO:

5 May I ask Cyrus a question?

6 CHAIRMAN:

7 You may.

8 MR. MOSCATO:

9 Thank you. Cyrus, to the extent that
10 you have knowledge that you feel comfortable providing
11 it, and within the Act, could you give us an update on
12 the Endeka application in Lawrence County?

13 ATTORNEY PITRE:

14 Oh, okay, the Cat 1 application.

15 MR. MOSCATO:

16 Yes.

17 ATTORNEY PITRE:

18 Presently, well, as everyone knows, that
19 background investigation is ongoing. To date we have
20 completed the initial drafts of 25 --- 20 background
21 investigation reports. There are three pending, there
22 are 23 investigative reports pending with OEC. There
23 are eight background investigations pending with BIE
24 that are currently undergoing background
25 investigation. We also have numerous requests for

1 applications and information pending with the
2 applicant, the latest correspondence from the
3 applicant was received on January 5th with additional
4 information and promising more information.

5 So we have a number of requests pending
6 with them for applications and information which will
7 lead to more investigation. So I know that there's
8 been a lot of --- there's been some talk in the press
9 about when it will occur.

10 Obviously this application has a long
11 history. It came out of Bankruptcy Court, so we have
12 a duty under the Act to ensure that the application
13 reflects 100 percent of the ownership of the
14 applicant. And during the background investigation
15 process we determined that we needed more
16 applications. They filed more applications.

17 We conducted those investigations, and
18 we're currently conducting some more investigations
19 regarding those applications. And we've requested
20 additional applications based upon those
21 investigations. So it's like peeling back an onion.
22 You go back, every layer, and then you determine at
23 what point do you get to the end, where you can firmly
24 establish that we have 100 percent ownership as
25 reflective --- in order for us to report to the Board.

1 Additionally, the Cat 1 process is
2 different than the Cat 2 process and the Category 3
3 process. The competitive licensing process occurs at
4 the racing level. So when it gets to us, there's no
5 competition for that license. So as a result, the
6 applicant basically has to come with near or final
7 financing. They're in the process of getting those
8 documents to us. And needless to say, those documents
9 might require a need for additional application. So
10 it's an ongoing process.

11 The applicant has been cooperative.
12 They understand, and they've not contested to anything
13 that we've requested. They understand the reasoning
14 behind what we're doing. We've been in constant
15 contact with them. So with that, that's pretty much
16 all I can say publicly.

17 MR. MOSCATO:

18 Okay. Thank you very much.

19 CHAIRMAN:

20 And if I may, you're comfortable that
21 your staff is doing everything it can at the speed
22 most reasonable to get this matter completed?

23 ATTORNEY PITRE:

24 Yes.

25 CHAIRMAN:

1 Thank you, sir. Okay, ladies and
2 gentlemen, I believe that completes our agenda today.
3 Our next scheduled public meeting will be held on
4 Wednesday, February 4th at 10:00 a.m. in this room.
5 Any final comments from the Board or Ex-Officios? May
6 I have a motion to adjourn the meeting?

7 MR. MCCALL:

8 So moved.

9 CHAIRMAN:

10 Second?

11 MR. MCNALLY:

12 Second.

13 CHAIRMAN:

14 All in favor?

15 ALL SAY AYE

16 CHAIRMAN:

17 Meeting is adjourned. Thank you all
18 very much for your time.

19 * * * * *

20 MEETING CONCLUDED AT 11:14 A.M.

21 * * * * *

22

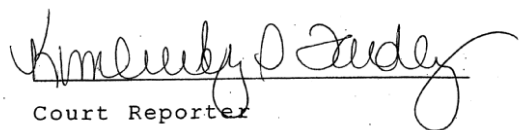
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CERTIFICATE

I hereby certify that the foregoing proceedings,
hearing held before Chairman Ryan, Jr. was reported by
me on 01/15/2015 and that I Kimberly I. Faidley read
this transcript and that I attest that this transcript
is a true and accurate record of the proceeding.


Court Reporter