

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

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PUBLIC MEETING

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BEFORE: WILLIAM H. RYAN, CHAIRMAN
Gregory C. Fajt, Keith R. McCall, Anthony
Moscato, David W. Woods, Annmarie Kaiser,
Richard G. Jewell
Robert P. Coyne, Representing Eileen
McNulty, Secretary of Revenue, Fred
Strathmeyer, Representing Russell Reading,
Secretary of Agriculture, Jennifer Langan,
Representing Timothy Reece, State Treasurer

MEETING: Wednesday, September 2, 2015, 10:01 a.m.

LOCATION: Strawberry Square Complex
303 Walnut Street
2nd Floor
Harrisburg, PA 17106

Reporter: Bernadette Black

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CHAIRMAN:

Good morning, ladies and gentlemen. My name is Bill Ryan. I'm Chairman of the Pennsylvania Gaming Control Board. I would ask everyone to please turn off or at least put on silent your cell phones and other electronic devices. Thank you.

With us today is Fred Strathmeyer representing Russell Redding, Secretary for the Department of Agriculture, Jennifer Langan, representing Timothy Reece, State Treasurer and Bob Coyne representing the Secretary for the Department of Revenue, Eileen McNulty. Thanks to all of you for being here.

All members of the Board being present, I will call today's meeting to order. And first, I would ask everyone to stand for the Pledge of Allegiance.

PLEDGE OF ALLEGIANCE RECITED

CHAIRMAN:

First, ladies and gentlemen, we have a couple of public hearings, two hearings and one oral argument, scheduled for today.

HEARINGS HELD

1 CHAIRMAN:

2 Good afternoon, ladies and gentlemen.
3 We are back on the record. First an announcement.
4 The Board held an Executive Session yesterday,
5 September 1st for the purpose of discussing personnel
6 matters and to conduct quasi-judicial deliberations
7 relating to matters being considered by the Board
8 today. Additionally, we have just convened for an
9 Executive Session to deliberate further on matters we
10 heard earlier today.

11 Next up, I will --- we have a
12 consideration of a motion to approve the minutes and
13 transcript of the July 8th, 2015 meeting. May I have
14 such a motion?

15 MR. WOODS:

16 Mr. Chairman, I move that the Board
17 approve the minutes and transcript of the July 8, 2015
18 meeting.

19 MR. FAJT:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 Opposed? The motion carries. Next

1 we'll hear from our Executive Director Kevin O'Toole.
2 Kevin?

3 MR. O'TOOLE:

4 Good afternoon, Chairman Ryan and
5 members of the Board. I would like to take the
6 opportunity this afternoon to talk about table game
7 operations at the 12 Pennsylvania Casinos. There are
8 several items on today's agenda that focus on table
9 games. The Office of Chief Counsel (OCC) will present
10 a regulation package and a statement of policy that
11 will propose a new table game and several new side
12 wagers to existing table games. Also, we heard
13 earlier this morning from the Sands on new technology
14 for electronic table games.

15 This fiscal year began with a very good
16 July revenue report for table game operations. Year
17 over year, July's table game revenue increased over 13
18 percent from \$61.1 million in July of 2014 to \$69.2
19 million for July 2015. Also, during fiscal year '14-
20 '15, table game revenue had a year over year increase
21 for each of the 12 months. So, in effect July of 2015
22 was a continuation of positive growth in table game
23 revenue.

24 Additionally, the options available to
25 table game players have increased tremendously since

1 table games were implemented five years ago in July of
2 2010. At that time, the Board authorized 18 table
3 games to start table game operations. These 18 games
4 are recognizable table games that you see at most
5 casinos. The dealers five years ago were 85 percent
6 new to the casino industry. As those dealers gained
7 experience, the Board began to approve a variety of
8 new table games. If the game being proposed today is
9 approved by the Board, it will represent the 37th
10 table game authorized in Pennsylvania.

11 Additionally, table games now include a
12 variety of optional side wagers. For example, in the
13 game of Blackjack the Board has approved 18 side
14 wagers for that game alone. Optional side wagers had
15 an opportunity for the casinos to increase revenue and
16 also add excitement to the traditional play of most
17 table games in the operation of the casinos. So, I
18 think we're in good shape moving forward with table
19 game operations, as your questions indicated with
20 respect to the Sands' Petition this morning.

21 I would like to, before I close, move to
22 a second matter. I would like to publically express
23 the Agency's sadness at the passing of Ron Zabroski, a
24 seven-year dedicated employee of ours in the Bureau of
25 Casino Compliance. Ron was very easy to get to know.

1 He was a loyal friend and a mentor to his coworkers.
2 So, our sincere condolences have been and will
3 continue to be sent to his wife Ann and his entire
4 family. Thank you.

5 CHAIRMAN:

6 Thank you, Kevin. We'll now hear from
7 Claire Yantis, Director of Human Resources. Claire.

8 MS. YANTIS:

9 Good afternoon, Chairman and Board
10 members. The Office of Human Resources has one motion
11 for your consideration today, relative to the hiring
12 of two staff as Casino Compliance Representatives in
13 the Bureau of Casino Compliance. Mr. David Kurosky
14 has been selected for assignment at the Rivers Casino,
15 and Mr. James Rosado has been selected for assignment
16 at the Sands Casino. Both Mr. Kurosky and Mr. Rosado
17 have completed the PGCB interview process, background
18 investigation and drug screening and are recommended
19 for hire by Director of Casino Compliance Jerry Stoll.
20 Unless you have any questions, I ask that the Board
21 consider a motion to hire Mr. Kurosky and Mr. Rosado
22 as indicated.

23 CHAIRMAN:

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

1 MR. FAJT:

2 Mr. Chairman, I move that the Board
3 approve the applicants, as proposed by the Director of
4 Human Resources.

5 MR. JEWELL:

6 Second.

7 CHAIRMAN:

8 All in favor?

9 ALL SAY AYE

10 CHAIRMAN:

11 Opposed? The motion carries.

12 MS. YANTIS:

13 Thank you.

14 CHAIRMAN:

15 Thank you, Claire. Next, Chief Counsel
16 Doug Sherman.

17 ATTORNEY SHERMAN:

18 Good afternoon, Chairman and members of
19 the Board. Our first agenda items relate to a
20 statement of policy and a proposed regulation, which
21 Assistant Chief Counsel Susan Yocum is here to
22 present.

23 ATTORNEY YOCUM:

24 Good afternoon, Commissioners.

25 CHAIRMAN:

1 Good afternoon.

2 ATTORNEY YOCUM:

3 The first agenda item for your
4 consideration today is a Statement of Policy 125-194.
5 It will add a new side wager, it's called the Glazing
6 Sevens wager, to the game of Blackjack. It will also
7 add a variation on Pai Gow poker, in which no
8 commission is collected for specific winning wagers by
9 players. I'd be happy to answer any questions you may
10 have regarding this.

11 CHAIRMAN:

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

14 MR. JEWELL:

15 Mr. Chairman, I move that the Board
16 issue an Order to adopt the Statement of Policy Number
17 125-194, as described by the OCC.

18 MS. KAISER:

19 Second.

20 CHAIRMAN:

21 All in favor?

22 ALL SAY AYE

23 CHAIRMAN:

24 Opposed? The motion carries.

25 ATTORNEY YOCUM:

1 The next agenda item for your
2 consideration is a Proposed Rulemaking 125-195. This
3 rulemaking will add a brand new game, Three Card
4 Prime, to the complement of games available for play
5 in the Commonwealth. Included in this rulemaking are
6 the rules of play, dealing procedures and permissible
7 payout odds. I'd be happy to answer any questions you
8 may have.

9 CHAIRMAN:

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

12 MS. KAISER:

13 Mr. Chairman, I move that the Board
14 issue an Order to adopt the Proposed Regulation Number
15 125-195, as described by the OCC.

16 MR. MCCALL:

17 Second.

18 CHAIRMAN:

19 All in favor?

20 ALL SAY AYE

21 CHAIRMAN:

22 Opposed? The motion carries.

23 ATTORNEY YOCUM:

24 Thank you.

25 ATTORNEY SHERMAN:

1 Today, we have three Petitions before
2 you for consideration. Two of the Petitions were
3 heard by the Board earlier today, one during a public
4 hearing and the other by way of oral argument. The
5 remaining Petition will be considered on the documents
6 filed of record. For all three matters, the Board
7 has, in advance of this meeting, been provided with
8 the Petitions, any responsive pleadings and any other
9 briefs or documents of record which have been filed
10 with the Office of Hearings and Appeals (OHA).

11 The first Petition before the Board is
12 that of Sands Bethworks Gaming's request that the
13 Board approve a reconfiguration of its gaming floor.
14 This is the matter heard earlier in which they would
15 remove a center bar from the gaming floor, freeing up
16 a little over 1,300 square feet. And that in turn
17 would allow the construction of a stadium-style
18 seating and the addition of 150 electronic wagering
19 terminals tied to eight hybrid gaming tables.

20 As you heard, under the Board's policy
21 of five electronic wagering terminals being equivalent
22 to one gaming table, this would increase the number of
23 gaming tables on the floor by 30 bringing the total
24 from the current 207 to 237 tables, still within the
25 allotted 250. The plan also reallocates the space of

1 128 machines, which will be displaced by the stadium-
2 style seating.

3 If the Board's inclined to grant the
4 request, it's requested that the approval be subject
5 to the conditions outlined in the Office of
6 Enforcement Counsel's (OEC) Amended Answer. There's
7 also a request that certain exhibits to the Petition
8 be maintained as confidential, that is not objected
9 to. And OCC concurs that it would be appropriate to
10 maintain that confidentiality. And with that
11 description, the matter is appropriate for the Board's
12 vote.

13 CHAIRMAN:

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

16 MR. MCCALL:

17 Mr. Chairman, I move that the Board
18 issue an Order to grant Sands Bethworks Gaming, LLC's
19 Petition and Request for Confidentiality, as described
20 by the OCC, subject to the conditions requested by the
21 OEC.

22 CHAIRMAN:

23 Second?

24 MR. MOSCATO:

25 Second.

1 CHAIRMAN:

2 All in favor?

3 ALL SAY AYE

4 CHAIRMAN:

5 Opposed? The motion carries.

6 ATTORNEY SHERMAN:

7 The next matter is that of Louis
8 DeNaples' Petition to Modify Board Orders. And this
9 is the matter that oral argument was heard on. As you
10 heard, Mr. DeNaples is requesting that the Board
11 vacate portions of its September 23rd, 2009 and June
12 13th, 2012 Orders relating to conditions on Mount Airy
13 Casino Resort. The result would be to remove those
14 --- the restrictions on Mount Airy doing business with
15 companies owned by Mr. DeNaples. And after hearing
16 the argument, that motion is before the Board.

17 CHAIRMAN:

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

20 MR. MOSCATO:

21 Mr. Chairman, I move that the Board
22 issue an Order to grant the Petition of Louis A
23 DeNaples, as described by the OCC.

24 MR. WOODS:

25 Second.

1 CHAIRMAN:

2 All in favor?

3 AYES RESPOND

4 CHAIRMAN:

5 Opposed?

6 MR. JEWELL:

7 No.

8 MS. KAISER:

9 Opposed.

10 CHAIRMAN:

11 Okay. Mr. Jewell votes no, I gather.

12 MR. JEWELL:

13 Yes.

14 CHAIRMAN:

15 And Ms. Kaiser votes no. The Chair also
16 votes no. Because it has failed to get a qualified
17 majority, the motion is denied and the Petition is not
18 approved. The Board will issue an Adjudication.

19 ATTORNEY SHERMAN:

20 The final Petition before the Board is
21 that of Sandler Seating, Incorporated, which seeks to
22 be removed from the Board's Prohibited Gaming Service
23 Provider list. Sandler Seating is a company that
24 provides chairs and related products to casinos. The
25 company was initially placed on Prohibited Gaming

1 Service Provider list in December 2010 after failing
2 to comply with a July 2008 request from the Bureau of
3 Licensing to cure various deficiencies in its
4 application.

5 Prior to placement on the list, Sandler
6 Seating had conducted about \$98,000 in business with
7 four different casinos. On July 25th of this year,
8 Sandler filed a request for removal from the
9 Prohibited Gaming Service Provider list. The OEC has
10 not objected to the removal provided that Sandler
11 Seating pays a \$1,500 civil penalty, pays any
12 outstanding fees owed to the Board and cooperates with
13 the Board and OEC going forward to obtain appropriate
14 licensure. That matter is appropriate for the Board's
15 decision now.

16 CHAIRMAN:

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

19 MR. WOODS:

20 Mr. Chairman, I move that the Board
21 issue an Order to grant the Petition of Sandler
22 Seating, as described by the OCC, subject to the
23 conditions requested by the OEC.

24 MR. FAJT:

25 Second.

1 CHAIRMAN:

2 All in favor?

3 ALL SAY AYE

4 CHAIRMAN:

5 Opposed? The motion carries.

6 ATTORNEY SHERMAN:

7 Next, presenting Withdrawals and Reports
8 and Recommendations is Deputy Chief Counsel, Steve
9 Cook.

10 CHAIRMAN:

11 Afternoon, Steve.

12 ATTORNEY COOK:

13 Good afternoon. Next before the Board
14 are several Petitions to Withdraw the Applications or
15 Surrender the Credentials of Individuals or
16 Businesses. The persons and entities subject to these
17 Petitions are as follows, Stephen Venuto, Timothy
18 Dennis Stein, David Hugh Macintosh, Artisan Display,
19 Inc., Multi-Flow Industries, LP, Alexandre P. Lattes,
20 Jeremy A. McQueen, Gary Feldman, Jean M. Stoffel,
21 Fabio Celadon, Invest Games, S.A. and MTM Sales
22 Corporation. The OEC has filed responses in each of
23 these matters, in which is does not object to the
24 withdrawals or surrenders. As a result, if the Board
25 were inclined to grant the motion --- or grant the

1 Petitions, it would be doing so without prejudice to
2 each of these persons or entities.

3 CHAIRMAN:

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

6 MR. FAJT:

7 Mr. Chairman, I move that the Board
8 issue orders to approve the Withdrawals and
9 Surrenders, as described by the OCC.

10 CHAIRMAN:

11 Second?

12 MR. JEWELL:

13 Second.

14 CHAIRMAN:

15 All in favor?

16 ALL SAY AYE

17 CHAIRMAN:

18 Opposed? The motion carries.

19 ATTORNEY COOK:

20 Next before the Board for consideration
21 are three Reports and Recommendations received from
22 the OHA. In each of these matters, the entire
23 evidentiary record has been provided to the Board in
24 advance of this meeting. And additionally, each of
25 these three persons have been advised that their

1 matter was coming before the Board today and that they
2 could come forward and briefly be heard. If any of
3 these persons are present in the room, I'd ask them to
4 come forward when their matter is called.

5 The first Report and Recommendation
6 pertains to a request to withdraw a Gaming Employee
7 Occupation Permit Application of Daniel Schwartz. And
8 the issue is whether the withdrawal should be granted
9 with or without prejudice.

10 On August 20th, 2014, Mr. Schwartz
11 submitted an online application for a Gaming Employee
12 Permit seeking work as a security guard at the Sands
13 Bethworks Casino. Mr. Schwartz disclosed on this
14 application that in June of 2005 he had been arrested,
15 charged and found guilty of aggravated harassment and
16 was sentenced to 30 days in prison. Upon BIE's
17 investigation, it was discovered that Mr. Schwartz had
18 failed to disclose two other earlier 1998 arrests.

19 When questioned about his non-
20 disclosures, Mr. Schwartz admitted to them, indicated
21 that he wanted to disclose them on his original
22 application, but was unable to determine how to
23 properly submit the computer-based application and as
24 a result did not report them. He thereafter was shown
25 how to amend his application and did amend his

1 application as well as provide the OEC with copies of
2 his prior arrests, the information related to his
3 prior arrests.

4 Subsequently, on October 24th of 2014,
5 Sands filed a Petition to Withdraw this individual's
6 application. The OEC objected to the withdrawal,
7 saying it needed to be with prejudice. They're taking
8 the position that it needed to be with prejudice. A
9 hearing was subsequently held. Both the OEC and Mr.
10 Schwartz appeared and testified at both hearings.

11 After the hearing, a Report and
12 Recommendation was issued in which the Hearing Officer
13 recommends --- or finds that Mr. Schwartz did not
14 attempt to deceive anyone relative to his prior
15 arrests, rather it was more of a technological glitch
16 or problems he had working the computer-based
17 application. And as a result, the Hearing Officer
18 recommends that the application --- or Applicant be
19 allowed to withdraw his application without prejudice.
20 The Hearing Officer also noted that given the duration
21 of time, ten years have passed since his most recent
22 conviction, that he also felt that was a basis to
23 allow this Applicant to be withdrawn without
24 prejudice. And that's the recommendation to the
25 Board.

1 CHAIRMAN:

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

4 MS. KAISER:

5 Mr. Chairman, I move that the Board
6 adopt the Report and Recommendation issued by the OHA
7 regarding Daniel Schwartz's Gaming Employee Occupation
8 Permit Application, as described by the OCC.

9 MR. MCCALL:

10 Second.

11 CHAIRMAN:

12 All in favor?

13 ALL SAY AYE

14 CHAIRMAN:

15 Opposed? The motion carries.

16 ATTORNEY COOK:

17 The next matter before the Board is the
18 Report and Recommendation pertaining to Shane
19 Streater. Mr. Streater was issued a Gaming Employee
20 Permit on May 30th, 2014 and worked as a Table Games
21 Dealer at the Sands Bethworks Casino. On April 3rd,
22 2015, the OEC filed a request for emergency suspension
23 of Mr. Streater's Gaming Permit after he self-reported
24 that he'd been arrested in New Jersey and charged with
25 a felony theft offense.

1 Specifically, he was charged with one
2 count of second degree theft by unlawful deception in
3 an amount greater than \$75,000. It being alleged that
4 Mr. Streater defrauded the State of New Jersey by
5 submitting an application for disability retirement
6 benefits without --- making false and deceptive
7 statements in the course of making that application.
8 Based on the charges brought and the alleged
9 underlying conduct, the Board's Executive Director
10 signed an Emergency Order of Suspension on April 3rd,
11 2015.

12 The matter was sent to the OHA, and a
13 hearing was subsequently held. Mr. Streater did not
14 participate in that hearing, and as a result, the
15 Report and Recommendation issued found that the felony
16 charges remained pending, and as such the suspension
17 of his permit was warranted and the Hearing Officer
18 recommends that the suspension remain in place. And
19 that is the recommendation before the Board.

20 CHAIRMAN:

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

23 MR. MCCALL:

24 Mr. Chairman, I move that the Board
25 adopt the Report and Recommendation issued by the OHA

1 regarding Shane Streater's Gaming Employee Occupation
2 Permit, as described by the OCC.

3 MR. MOSCATO:

4 Second.

5 CHAIRMAN:

6 All in favor?

7 ALL SAY AYE

8 CHAIRMAN:

9 Opposed? The motion carries.

10 ATTORNEY COOK:

11 Final Report and Recommendation before
12 the Board today pertains to a request for removal from
13 the Voluntary Self-Exclusion List made by an
14 individual with the initials T.N. As a result of this
15 request, a hearing was held before the Board's OHA on
16 March 12th, 2015. Although receiving proper notice,
17 T.N. did not appear at the hearing. The OEC did
18 appear and presented evidence establishing that on
19 February 2nd of 2014 T.N. entered Sands Bethworks
20 Casino and our office is there seeking placement on
21 the Voluntary Self-Exclusion List.

22 A Board Casino Compliance Officer went
23 through the appropriate procedures placing T.N. on the
24 list for her chosen duration of lifetime. And at the
25 conclusion of the interview, T.N. signed all of the

1 release and acknowledgement forms selecting the
2 Lifetime Exclusion List. It's noteworthy that since
3 placing herself on the list T.N. has violated the
4 Self-Exclusion List on at least three occasions,
5 gaming at both Parx and Mount Airy. She filed this
6 Petition and the hearing did occur, but she did not
7 appear. As a result, the Report and Recommendation
8 issued requests that the --- recommends that she
9 remain on the Self-Exclusion List.

10 CHAIRMAN:

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

13 MR. MOSCATO:

14 Mr. Chairman, I move that the Board
15 adopt the Report and Recommendation issued by the OHA
16 regarding the Petition of T.N. to be removed from the
17 Self-Exclusion List, as described by the OCC.

18 MR. WOODS:

19 Second.

20 CHAIRMAN:

21 All in favor?

22 ALL SAY AYE

23 CHAIRMAN:

24 Opposed? The motion carries.

25 ATTORNEY SHERMAN:

1 And that concludes all matters of the
2 OCC.

3 CHAIRMAN:

4 Thank you both, gentlemen. Next, we'll
5 have our Director of Licensing, Susan Hensel.

6 MS. HENSEL:

7 Thank you, Chairman Ryan and members of
8 the Board. Before the Board today will be motions
9 regarding one Slot Machine Operator Renewal License,
10 one Table Game Manufacturer License, one Manufacturer
11 Designee License and 893 Key Gaming and Non-Gaming
12 Employees. In addition, though, will be the
13 consideration of 23 Gaming Service Provider
14 Applications.

15 The first matter for your consideration
16 is the Renewal of the Presque Isle Downs, Inc.
17 Category I License. The license renewal hearing for
18 this entity was held earlier today. In addition, the
19 Bureau of Investigations and Enforcement (BIE) has
20 completed its investigation of the company, and the
21 Bureau of Licensing has provided you with a background
22 investigation and suitability report regarding the
23 renewal. As a result, the license renewal is ready
24 for your consideration. I have provided you with a
25 draft order for this entity and ask that the Board

1 consider the Order to Renew the Category I License for
2 Presque Isle Downs, Inc.

3 CHAIRMAN:

4 Any comments from Enforcement Counsel?

5 ATTORNEY PITRE:

6 Enforcement Counsel have no objection.

7 CHAIRMAN:

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

10 MR. WOODS:

11 Mr. Chairman, I move that the Board
12 approve the renewal of Presque Isle Downs,
13 Incorporated Category I License, as described by the
14 Bureau of Licensing.

15 MR. FAJT:

16 Second.

17 CHAIRMAN:

18 All in favor?

19 ALL SAY AYE

20 CHAIRMAN:

21 Opposed? The motion carries.

22 MS. HENSEL:

23 Next is the approval of a Table Game
24 Manufacturer License for Genesis Gaming Solutions,
25 Inc. The BIE has completed its investigation of the

1 company, and the Bureau of Licensing has provided you
2 with a background investigation and suitability
3 report. Genesis Gaming Solutions, Inc. has asked the
4 Board to grant it a reduced licensing fee for its
5 Table Game Manufacturer License. The fee for a Table
6 Game Manufacturer's initial one-year license is
7 \$50,000. Under the Gaming Act, the Board may modify
8 the fee for a Table Game Manufacturer if it determines
9 that the fee will unreasonably limit table game
10 devices or associated equipment.

11 Consistent with this provision of the
12 Act, the Bureau of Licensing has adopted a reduced
13 licensing fee policy, which has previously been
14 presented to the Board. Genesis Gaming Solutions,
15 Inc. has requested a reduced fee of \$5,000 which is
16 consistent with the Bureau's policy. The Bureau of
17 Licensing recommends that the Board grant the reduced
18 fee. I have provided you with a draft order for this
19 entity and ask that the Board consider the Order to
20 Approve the Table Game Manufacturer License for
21 Genesis Gaming Solutions, Inc. along with the reduced
22 licensing fee.

23 CHAIRMAN:

24 Any comments from Enforcement Counsel?

25 ATTORNEY PITRE:

1 Enforcement Counsel has no objection.

2 CHAIRMAN:

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

5 MR. FAJT:

6 Mr. Chairman, I move that the Board
7 approve Genesis Gaming Solution, Inc.'s Table Game
8 Manufacturer License, as described by the Bureau of
9 Licensing.

10 MR. JEWELL:

11 Second.

12 CHAIRMAN:

13 All in favor?

14 ALL SAY AYE

15 CHAIRMAN:

16 Opposed? The motion carries.

17 MS. HENSEL:

18 Also for your consideration is the
19 renewal of the Manufacturer Designee License for
20 Innovative Business Concepts, Inc. The Bureau of
21 Licensing --- the BIE has completed its investigation
22 of the company, and the Bureau of Licensing has
23 provided you with the background investigation and
24 suitability report. I have provided you with a Draft
25 Order for this entity and ask that the Board consider

1 the Order to Renew the Manufacturer Designee License
2 for Innovative Business Concepts, Inc.

3 CHAIRMAN:

4 Any comments from Enforcement Counsel?

5 ATTORNEY PITRE:

6 Enforcement Counsel has no objection.

7 CHAIRMAN:

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

10 MR. JEWELL:

11 Mr. Chairman, I move that the Board
12 approve the renewal of Innovative Business Concepts,
13 Inc.'s Manufacturer Designee License, as described by
14 the Bureau of Licensing.

15 MS. KAISER:

16 Second.

17 CHAIRMAN:

18 All in favor?

19 ALL SAY AYE

20 CHAIRMAN:

21 Opposed? The motion carries.

22 MS. HENSEL:

23 Also for your consideration is the
24 approval of Principal and Key Employee Licenses.
25 Prior to this meeting, the Bureau of Licensing

1 provided you with a Proposed Order for five Principal
2 and five Key Employee Licenses. I ask that the Board
3 consider the order approving these licenses.

4 CHAIRMAN:

5 Any comments from Enforcement Counsel?

6 ATTORNEY PITRE:

7 Enforcement Counsel has no objection.

8 CHAIRMAN:

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

11 MR. MCCALL:

12 Mr. Chairman, I move that the Board
13 approve the issuance of Principal and Key Employee
14 Licenses, as described by the Bureau of Licensing.

15 MR. MOSCATO:

16 Second.

17 CHAIRMAN:

18 All in favor?

19 ALL SAY AYE

20 CHAIRMAN:

21 Opposed? The motion carries.

22 MS. HENSEL:

23 Next, there are Temporary Principal and
24 Key Employee Licenses. Prior to this meeting, the
25 Bureau of Licensing provided you with an order

1 regarding the issuance of Temporary licenses for three
2 Principal and 14 Key Employees. I ask that the Board
3 consider the order approving these licenses.

4 CHAIRMAN:

5 Any comments from Enforcement Counsel?

6 ATTORNEY PITRE:

7 Enforcement Counsel has no objection.

8 CHAIRMAN:

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

11 MR. MOSCATO:

12 Mr. Chairman, I move that the Board
13 approve the issuance of Temporary Principal and Key
14 Employee Credentials, as described by the Bureau of
15 Licensing.

16 MR. WOODS:

17 Second.

18 CHAIRMAN:

19 All in favor?

20 ALL SAY AYE

21 CHAIRMAN:

22 Opposed? The motion carries.

23 MS. HENSEL:

24 There are also Gaming Permits and Non-
25 Gaming Registrations. Prior to this meeting, the

1 Bureau of Licensing provided you with a list of 631
2 individuals to whom the Bureau has granted Temporary
3 or Full Occupation Permits and 176 individuals to whom
4 the Bureau has granted registrations under the
5 Authority delegated to the Bureau of Licensing. I ask
6 that the Board consider a motion approving the Order.

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. WOODS:

15 Mr. Chairman, I move that the Board
16 approve the issuance of Gaming Employee Permits and
17 Non-Gaming Employee Registrations as described by the
18 Bureau of Licensing.

19 MR. FAJT:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 Opposed? The motion carries.

1 MS. HENSEL:

2 Next, there is a recommendation of
3 denial for one Gaming Employee Applicant. The Bureau
4 of Licensing has provided you with an Order addressing
5 Cory Bethea, who the OEC has recommended for denial.
6 Mr. Bethea failed to request a hearing within the
7 specified time frame. I ask that the Board consider
8 the Order Denying the Gaming Employee Application.

9 CHAIRMAN:

10 Any comments from Enforcement Counsel?

11 ATTORNEY PITRE:

12 Enforcement Counsel continues to request
13 denial of the application.

14 CHAIRMAN:

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

17 MR. FAJT:

18 Mr. Chairman, I move that the Board deny
19 the Gaming Employee Application of Corey Bethea, as
20 described by the Bureau of Licensing.

21 MR. JEWELL:

22 Second.

23 CHAIRMAN:

24 All in favor?

25 ALL SAY AYE

1 CHAIRMAN:

2 Opposed? The motion carries.

3 MS. HENSEL:

4 Also of your consideration are
5 withdrawal requests for Key Employees, Gaming
6 Employees and Non-Gaming Employees. In each case the
7 License or Permit is no longer required. For today's
8 meeting, I have provided the Board with a list of 3
9 Key, 51 Gaming and 4 Non-Gaming Employee withdrawals
10 for approval. I ask that the Board consider the
11 orders approving the lists of withdrawals.

12 CHAIRMAN:

13 Any comments from Enforcement Counsel?

14 ATTORNEY PITRE:

15 Enforcement Counsel has no objection.

16 CHAIRMAN:

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

19 MR. JEWELL:

20 Mr. Chairman, I move that the Board
21 approve the withdrawals, as described by the Bureau of
22 Licensing.

23 MS. KAISER:

24 Second.

25 CHAIRMAN:

1 All in favor?

2 ALL SAY AYE

3 CHAIRMAN:

4 Opposed? The motion carries.

5 MS. HENSEL:

6 Next we have an order to certify the
7 following Gaming Serve Provider, Artisan Bakery and
8 Café, LLC. I ask that the Board consider the order
9 approving this Gaming Service Provider for
10 certification.

11 CHAIRMAN:

12 Any comments from Enforcement Counsel?

13 ATTORNEY PITRE:

14 Enforcement Counsel has no objection.

15 CHAIRMAN:

16 Questions or comments from the Board?

17 Ex-Officio members? May I have a motion?

18 MS. KAISER:

19 Mr. Chairman, I move that the Board
20 issue an Order to approve the Application for Gaming
21 Service Provider Certification, as described by the
22 Bureau of Licensing.

23 MR. MCCALL:

24 Second.

25 CHAIRMAN:

1 All in favor?

2 ALL SAY AYE

3 CHAIRMAN:

4 Opposed? The motion carries.

5 MS. HENSEL:

6 Finally, for your consideration are
7 Gaming Service Provider Registrations. The Bureau of
8 Licensing provided you with an Order and an attached
9 list of 22 registered Gaming Service Provider
10 applicants. I ask that the Board consider the Order
11 registering these Gaming Serve Providers.

12 CHAIRMAN:

13 Any comments from Enforcement Counsel?

14 ATTORNEY PITRE:

15 Enforcement Counsel has no objection.

16 CHAIRMAN:

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

19 MR. MCCALL:

20 Mr. Chairman, I move that the Board
21 issue an Order to approve the Applications for Gaming
22 Service Provider Registration, as described by the
23 Bureau of Licensing.

24 MR. MOSCATO:

25 Second.

1 CHAIRMAN:

2 All in favor?

3 ALL SAY AYE

4 CHAIRMAN:

5 Opposed? The motion carries.

6 MS. HENSEL:

7 That concludes the Bureau of Licensing's
8 matters.

9 CHAIRMAN:

10 Thank you, Susan. Next, we'll hear from
11 the OEC. Cyrus.

12 ATTORNEY PITRE:

13 Good afternoon, Chairman, members of the
14 Board. The OEC will present 19 matters for the
15 Board's consideration today, consisting of three
16 Consent Agreements, six Revocations and ten
17 Involuntary Exclusions.

18 The first matter on the agenda is a
19 Consent Agreement that has been negotiated between the
20 OEC and SugarHouse HSP Gaming, LP doing business as
21 SugarHouse Casino. Assistant Enforcement Counsel Jim
22 Armstrong will present the matter on behalf of the
23 OEC. I see that Mr. Donnelly is present on behalf of
24 SugarHouse. And with that, I'll turn that over to Mr.
25 Armstrong.

1 ATTORNEY ARMSTRONG:

2 Good afternoon, Chairman, Commissioners.
3 James Armstrong for the OEC, A-R-M-S-T-R-O-N-G. The
4 next matter on the agenda for the Board's
5 consideration is a Consent Agreement reached between
6 the OEC and SugarHouse Casino with regard to the
7 Board's Self-Exclusion List being violated at
8 SugarHouse Casino.

9 Chairman and Commissioners, in 2013
10 SugarHouse Casino was given permission from the Board
11 to offer cash advances to services off the gaming
12 floor through the manufacturer licensee, Global Cash
13 Access, Inc. The procedures for conducting the cash
14 advance services required the Global Cash Employees to
15 utilize a handheld electronic device to verify that
16 patrons seeking a cash advance were not on the Board's
17 Self-Exclusion List or barred from the casino in any
18 other --- for any other reason.

19 On or about May 23rd, 2013, SugarHouse
20 began offering cash advance services off the gaming
21 floor through Global Cash. The Bureau of Casino
22 Compliance subsequently began referring investigations
23 to the OEC that involved patrons on the Board's Self-
24 Exclusion List accessing services at the Global Cash
25 Station.

1 The initial investigation revealed that
2 a lifetime self-excluded individual entered SugarHouse
3 and gambled for nearly ten hours before going to the
4 Global Cash Station at SugarHouse where the patron was
5 able to receive a \$400 cash advance from the Global
6 Cash cashier because the patron's identification was
7 not flagged when swiped in the handheld electronic
8 device. The self-excluded patron returned to the
9 gaming floor and played Blackjack for several hours.

10 The patron returned to the Global Cash
11 Station at SugarHouse and attempted to obtain a second
12 cash advance. Again, the patron's identification was
13 not flagged when swiped in the handheld device.
14 However, a second Global Cash cashier recognized the
15 patron as being denied or flagged during the past
16 transaction. The cashier contacted SugarHouse
17 security and requested a verification check for the
18 self-excluded patron, and was advised that the patron
19 was reported on the Board's Self-Exclusion List.

20 Security responded to the Global Cash
21 station, the patron was taken to the Security
22 Department's office where he was formerly evicted, and
23 also cited by the State Police for trespassing.

24 SugarHouse personnel advised that
25 SugarHouse Casino's management system was

1 automatically synced to the handheld electronic
2 devices utilized by the Global Cash personnel.
3 However, SugarHouse personnel explained that the
4 handheld electronic device did not report the Self-
5 Excluded patron as a subject who was flagged in
6 SugarHouse Casino's management system because the
7 handheld electronic devices were improperly
8 programmed.

9 A subsequent review by the Bureau of
10 Casino Compliance revealed that seven people on the
11 Board's Self-Exclusion List, including this patron,
12 were able to get cash advances through the Global Cash
13 station. The six other patrons made a total of \$7,580
14 in cash withdrawals through Global Cash at SugarHouse
15 during the time when the handheld electronic devices
16 were improperly programmed. The handheld electronic
17 devices were reprogrammed to properly identify self-
18 excluded patrons, however there were additional
19 violations of the Board's Self-Exclusion List at the
20 Global Cash Station.

21 Subsequent to the handheld electronic
22 devices being reprogrammed, a patron on the Board's
23 Self-Exclusion List was able to obtain a cash advance
24 through Global Cash. Records for both Global Cash and
25 SugarHouse showed that the patron on the Board's Self-

1 Exclusion List was able to cash a check for \$200 at
2 the Global Cash station. The patron had been listed
3 on SugarHouse's Casino management system as being on
4 the Board's Self-Exclusion List since March 29th of
5 2013.

6 In the second incident on March 27th,
7 2014, SugarHouse self-reported a violation of the
8 Board's Self-Exclusion List through the Global Cash
9 station. The record showed that the self-excluded
10 patron was able to obtain a cash advance for \$60 at
11 the Global Cash station. At the time, the patron was
12 listed in SugarHouse Casino's management system as
13 being on the Board's Self-Exclusion List.

14 On July 23rd of 2014, SugarHouse self-
15 reported violations of the Board's Self-Exclusion List
16 through the Global Cash Station. Global Cash and
17 SugarHouse records show that on July 23rd, 2014 a
18 self-excluded patron was able to obtain a cash advance
19 for \$500 with a credit card at the Global Cash
20 station. At the time, the patron was listed on
21 SugarHouse Casino's management system as being on the
22 Board's Self-Exclusion List.

23 A second incident was recorded under
24 this investigation, SugarHouse self-reported a
25 violation of the Board's Self-Exclusion List through

1 the Global Cash station. Their records showed that
2 the self-excluded patron was able to obtain a cash
3 advance of \$500 with a credit card at the Global Cash
4 station. At the time, the self-excluded patron was
5 listed in SugarHouse Casino's management system as
6 being on the Board's Self-Exclusion List. A
7 surveillance coverage showed that the self-excluded
8 patron gambled at SugarHouse prior and subsequent to
9 receiving the cash advance. Surveillance coverage
10 also showed that the self-excluded patron was able to
11 obtain a second cash advance for \$400 with a credit
12 card at the Global Cash station.

13 Chairman and Commissioners, the OEC and
14 SugarHouse Casino respectfully request that the Board
15 approve the Consent Agreement and Stipulation of
16 Settlement, which requires SugarHouse to institute
17 policies and training to prevent similar violations of
18 the Board's Self-Exclusion List, that SugarHouse pay a
19 civil penalty of \$50,000, and that it also pay \$2,500
20 for costs incurred by Board Staff in connection with
21 the investigations in this matter. Mr. Donnelly's
22 here no behalf of SugarHouse along with Ms. Lynette
23 Lee, who is the Casino Compliance Manager there.
24 We'll be glad to answer any question you may have.
25 Thank you.

1 CHAIRMAN:

2 Mr. Donnelly.

3 ATTORNEY DONNELLY:

4 Yes, briefly. Also with me is Evan
5 Davis, Senior Counsel. Lynette Lee is the Director of
6 Compliance. There's five counts in this thing. The
7 first count as said, and I don't disagree with any
8 that Mr. Armstrong said, happened in 2013. The first
9 count addresses a computer problem that we had with
10 programming the --- improperly programmed. All those
11 events are now cured because we're no longer using
12 that handheld. We ceased using it some time ago.

13 CHAIRMAN:

14 Mr. Donnelly, try to keep your voice up.

15 ATTORNEY DONNELLY:

16 I'm sorry, I should come closer. Excuse
17 me. The first count involved the use of a handheld
18 device that a person would swipe the card on. That
19 device had improper programming during the period of
20 time that these events occurred, and that's why those
21 events occurred. Second one was a human error fault
22 that people either at our --- SugarHouse or Global
23 Cash, who was a vendor at the time, made. The other
24 three we self-reported after this came to our
25 attention. The Company engaged in a review to find

1 out if there are any other problems.

2 The other three events, counts three,
3 four and five, were self-reported to the agency. And
4 those involved --- it's questionable whose fault that
5 was. In at least two of those cases, you really can't
6 tell whether it was defect for our vendor, mistake our
7 vendor made or a mistake that SugarHouse. In any
8 event, they were mistakes, human errors by one or the
9 other, and the Company has taken responsibility for
10 them in this stipulation.

11 We have already instituted retraining.
12 We have changed the system, we no longer use the
13 handheld. It now uses the Konami system, which works
14 directly with the --- off-site out of the casino room,
15 cash advances. We also changed the vendor, we have a
16 different vendor involved. And as I think I've
17 mentioned, we retrained the personnel and we now have
18 periodic audits to double-check on this process.

19 So, we regret the problems. We've cured
20 them. We addressed them. Some of them were beyond
21 our knowledge and control because of the computer.
22 Some we're still not exactly sure who did, but we
23 can't prove it one way or another. So, after a good
24 deal of discussion and cooperation with Mr. Armstrong
25 and Cyrus's outfit, we agreed to enter into the

1 stipulation. We urge the Commission --- or the Board
2 to adopt it.

3 CHAIRMAN:

4 Any questions? Dave.

5 MR. WOODS:

6 For Enforcement Counsel, I understand
7 from Mr. Donnelly that the Global Cash is no longer a
8 vendor for SugarHouse; is that correct?

9 ATTORNEY ARMSTRONG:

10 That's correct.

11 MR. WOODS:

12 Okay. Had they remained a vendor, would
13 Enforcement Counsel, had you begun any action against
14 the vendor since we do license them in this process?
15 Or do you generally only go after for purposes of
16 consent decrees and violations of the slot licensee?

17 ATTORNEY ARMSTRONG:

18 There were two incidents that were
19 clearly the Global Cash employee's fault, that a self-
20 excluded person --- they were --- proper procedure
21 wasn't followed. We initially were including them in
22 this, and then we took them out and we decided to
23 handle them separately because there were issues in
24 it, which they weren't entitled to direct access to
25 the Self-Exclusion List. They had to rely on the

1 SugarHouse personnel --- they had to rely on the
2 SugarHouse handheld devices initially.

3 MR. WOODS:

4 My question would be, if they were to
5 become a vendor for anyone else, would this be on
6 their record going forward and impact their ability to
7 do business?

8 ATTORNEY PITRE:

9 It will be on their record going
10 forward, however it's important to note, and I think
11 we've had this issue in the past, when you're dealing
12 with the Self-Exclusion List, the Licensed Gaming
13 Entity, which is or Slot Machine Licensee, the
14 licensed facility, has access to the Self-Exclusion
15 List. It's incumbent upon the licensed facility to
16 ensure that self-excluded people cannot access the
17 property, cannot access any promotions, advertising,
18 cash advances.

19 If they choose to hire a third-party
20 vendor, the third party in this scenario only becomes
21 an extension of the casino, an agent of the casino.
22 The liability would not attach to the licensed
23 facility if a self-excluded person decided to sue a
24 licensed facility because the Act clearly states that
25 there's no liability.

1 However, there's some question, if you
2 allow that third party vendor to have access to the
3 list, which they shouldn't have access to, then
4 liability could attach to that third party vendor
5 because the Act does not exempt them from liability.
6 So, therefore, we look at these third-party vendors as
7 extensions of the casino, so even in those scenarios
8 where Global Cash did something wrong, it's still
9 incumbent upon SugarHouse or any licensed facility to
10 ensure that self-excluded individuals are not --- did
11 not receive any gaming advantages or access to any
12 gaming privileges, including check cashing and
13 promotions as it relates to that facility.

14 MR. WOODS:

15 Mr. Donnelly, as I recall, when you ---
16 you can enter the casino, it's to the right side of
17 the whole Portico sections and Global Cash is in on
18 your right. Is that within that secure area, or is
19 the next set of doors in which you enter the casino
20 floor?

21 ATTORNEY DONNELLY:

22 I'm going to defer to Lynette.

23 MS. LEE:

24 That's okay. Hi, my name's Lynette Lee,
25 L-E-E. And you enter in through the valet entrance,

1 and then there's the cash advance booth on the right-
2 hand side. And we do have security when you enter in
3 the valet entrance, and then there's also another
4 security officer before you enter in on the gaming
5 floor.

6 MR. WOODS:

7 Okay. So, it's twice ---

8 MS. LEE:

9 Yes.

10 MR. WOODS:

11 --- that you go through security? So,
12 you are definitely going through security before ---

13 MS. LEE:

14 Correct.

15 MR. WOODS:

16 --- the cash advance.

17 MS. LEE:

18 We have to make sure that someone's over
19 21 before they enter in the building.

20 MR. WOODS:

21 Thank you.

22 ATTORNEY DONNELLY:

23 May I respond to just one point?

24 Footnote one on the Consent Order notes that Global
25 did, in fact, receive a warning letter on two of these

1 events. So, that would certainly be a part of this.
2 Secondly, we haven't --- I haven't gotten
3 authorization from our client yet. We're anticipating
4 a petition to try to get us to change the regulations
5 so that we can provide to a qualified vendor a copy of
6 the Exclusion List so that we can --- we have to add
7 another layer of protection to this. It would, of
8 course, have to be under circumstances where a vendor
9 will keep that confidential, et cetera. So, we may be
10 back before the Board asking for that kind of thing.

11 CHAIRMAN:

12 Any other questions? May I have a
13 motion?

14 MR. MOSCATO:

15 Mr. Chairman, I move that the Board
16 issue an Order to approve the Consent Agreement
17 between the OEC, SugarHouse HSP Gaming, LP as
18 described by the OEC.

19 MR. WOODS:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 Opposed? The motion carries.

1 ATTORNEY ARMSTRONG:

2 Thank you.

3 CHAIRMAN:

4 Thank you both.

5 ATTORNEY PITRE:

6 The next matter that we have on the
7 agenda is a Consent Agreement that's been negotiated
8 between the OEC and Greenwood Gaming Entertainment,
9 Inc. doing business as Parx Casino. Assistant
10 Enforcement Counsel Dustin Miller will present that
11 matter for the Board's consideration. I believe Mr.
12 Schroeder is here on behalf of Parx. And we also have
13 Mr. Mark Stewart.

14 CHAIRMAN:

15 Good afternoon.

16 ATTORNEY MILLER:

17 Good afternoon, Chairman. Dustin Miller
18 on behalf of the OEC. This Consent Agreement arises
19 from an incident whereby Parx Casino contacted patrons
20 who are on the Self-Exclusion List by e-mail. On
21 February 24th, 2015, Parx Casino personnel contacted
22 the Bureau of Casino Compliance and reported that a
23 marketing e-mail had been sent to 146 individuals on
24 the Self-Exclusion List. The matter came to Parx
25 Casino's attention when an individual on the Self-

1 Exclusion List received that e-mail and contacted Parx
2 Casino.

3 The Bureau of Casino Compliance's review
4 found that two e-mails had been sent to self-excluded
5 individuals. The first one February 11th, 2015,
6 notified patrons that the world's largest slot machine
7 had arrived at Parx. And a second e-mail was sent on
8 February 23rd, 2015 alerting patrons to upcoming
9 special events at Parx Casino that were available to
10 them as members of the X-Club, which is Parx Casino's
11 players club program. In both instances, a blast e-
12 mail was sent out by a third party that had contracted
13 with Parx Casino to Parx Casino's patron list.

14 Parx Casino confirmed that the e-mails
15 were sent to the self-excluded patron, who reported
16 the contact, and 145 other patrons who were on the
17 Self-Exclusion List at the time. Parx Casino had
18 failed to provide an updated patron list to the third
19 party service provider that sent out the blast e-mails
20 on Parx Casino's behalf causing the prohibited
21 contact. By contacting patrons on the Self-Exclusion
22 List through a third-party agent, Parx Casino violated
23 the regulations promulgated under the Pennsylvania
24 Racehorse Development and Gaming Act, and its signed
25 statement and conditions with the Board.

1 On July 10, 2015, the parties entered
2 into a Consent Agreement to settle these outstanding
3 compliance matters. This is the second Consent
4 Agreement with Greenwood Gaming Entertainment, Inc.
5 since its license was last renewed by the Board
6 concerning e-mail contact with self-excluded patrons.
7 The terms of the Agreement include a provision that
8 Greenwood Gaming and Entertainment, Inc. shall
9 reinforce existing policies to minimize the
10 opportunity for similar incidents to occur in the
11 future. Further, Greenwood Gaming and Entertainment,
12 Inc. shall pay a total fine of \$15,000 and, in
13 accordance with the Board's billing policy, Greenwood
14 Gaming Entertainment, Inc., will pay a flat fee of
15 \$2,500 in investigative fees. These fines and fees
16 shall be paid within five days of the Consent
17 Agreement being approved by the Board.

18 As Cyrus said, Counsel for Greenwood
19 Gaming and Entertainment is here today to answer any
20 questions that you have. Otherwise, the OEC would ask
21 you to entertain a motion to approve the Consent
22 Agreement.

23 CHAIRMAN:

24 Mr. Schroeder.

25 ATTORNEY SCHROEDER:

1 Good afternoon, Chairman and
2 Commissioners. My name is Brian Schroeder,
3 S-C-H-R-O-E-D-E-R. I'm the Assistant General Counsel
4 with Parx Casino. Two quick clarifying points, we
5 agree with everything OEC said, I just want to clarify
6 two points. First is that both e-mails were self-
7 reported by actually me to Casino Compliance. And the
8 second point I just want to clarify was the e-mail
9 wasn't that an updated list was not provided, the
10 wrong list was provided. Just to make that clear.
11 Briefly, I'd like to give you the four remedial steps
12 we've taken as a result of this, two internal, two
13 external.

14 The two internal steps were the two
15 employees who were involved in it, the marketing
16 person who created the list and sent the mailing out
17 to the agent as well as the marketing person who
18 verified that the e-mail list was correct, were both
19 disciplined. The second internal action was that we
20 had a personnel change, that the person that verified
21 that the correct e-mail list was replaced with a
22 different marketing person, who also handles verifying
23 e-mails that are sent by the IT Department. So, the
24 same person's now checking all communications leaving
25 our building to our customers, to make sure that the

1 list has been scrubbed correctly and that it's the
2 appropriate list.

3 The two external changes that we made is
4 with the marketing agent, NCRR. The first is there
5 was a software position that if the wrong list was
6 selected or an inappropriate list was typed in, it
7 would default to a default list. The default list
8 would be the oldest list that was in the system. In
9 this situation, our marketing person created the
10 correct list, uploaded it to the system. When it came
11 time to attach the list to the correct copy for
12 marketing, he picked the wrong list and it defaulted
13 to an old list. That old list had 164 people who had
14 been self-excluded since that list was created. At
15 the time it was created, it was okay. But in the 18
16 months that lapsed, those people had been self-
17 excluded.

18 The second step is the NCRR agent's
19 database maintained all the prior lists, and that's
20 something that most companies do in terms of
21 marketing, to do analytics based on previous sends.
22 We recognized that's probably a problem, so what we
23 did is we purged all old lists on their server, unless
24 it's two weeks or younger. So, they're only going to
25 hold lists that are two weeks old. After two weeks,

1 it's purged in the system so there's no more old lists
2 that can be created. And there are the four remedial
3 steps. There's one additional remedial step we would
4 to do, and I'm going to turn it over to Mark Stewart
5 now to speak to that.

6 MR. STEWART:

7 Good afternoon, Chairman and
8 Commissions. It's Mark Stewart, S-T-E-W-A-R-T, with
9 the Law Firm of Eckert Seamans. And essentially,
10 we're picking up on the conversation that Commissioner
11 Woods started and John Donnelly continued. And since
12 it was --- John referenced it, I'll let him have
13 credit for this idea and hopefully you'll approve it
14 because he mentioned it first.

15 We are, in addition to the measures that
16 Brian discussed, asking the Board to authorize Parx to
17 implement the additional measure of creating a no-mail
18 list or a suppression list that would be provided to
19 the Gaming Service Provider that operates as our
20 vendor on this topic.

21 As you just heard Brian discuss, we are
22 going to be implementing a triple check. There's
23 going to be additional verifications undertaken of all
24 the lists on the Parx side. There's software
25 improvements that have been made as well. But in this

1 instance, a double check was in place and that failed.
2 There is human error that can occur, and despite these
3 efforts, we believe --- and the company got together,
4 the marketing people, the IT people, the legal people,
5 they caucused on this and they said what's the best
6 way to prevent this from happening again, what's the
7 best additional measure we can come up with.

8 And what they came up with was
9 essentially a do not mail list or a no contact list of
10 the business's own which would include persons on the
11 Self-Excluded list, but it would identify them by
12 account number, e-mail address --- and when I say
13 account number, I mean their player's club account
14 number, e-mail address, mail address and cell phone.
15 And that's because the company advertises by text and
16 e-mail and direct mail.

17 Now, we would submit there's no petition
18 necessary for this, and frankly, that this request for
19 your authorization is not even necessary because your
20 regulations authorize us to share this information
21 with the vendor. Section 503a.3(f) of the regulations
22 specifically authorize the provision of self-excluded
23 names and personal information to, quote, employees
24 and agents of the slot machine licensee whose duties
25 and functions require access to the information.

1 The Consent Petition --- the Consent
2 Agreement, rather, and all other consents that you've
3 approved on this topic, I imagine, plainly identify
4 this vendor as the casino's agent. I don't think
5 there's really any dispute about that.

6 So, then the question becomes does the
7 agent's duties and function entail the need for access
8 to this information. Certainly, this agent is the
9 entity that's contacting the patrons. It's the one
10 who could inadvertently have contact with somebody on
11 the Self-Excluded list. And as Commissioner Woods
12 noted, these entities are either registered or
13 certified Gaming Service Providers, so they are
14 subject to the Act. They are subject by its own text
15 to the Regulation in terms of non-disclosure. They're
16 subject to enforcement by OEC.

17 Under the concept that we would like to
18 implement, limited information that I identified would
19 be provided to the vendor. We would not refer to it
20 as a Self-Exclusion List, it would be a no-mail list
21 or a suppression list, and there'd be many other
22 business reasons for not having somebody on that list,
23 could even be a do not call or that type of concern.
24 We would take the extra step of creating a non-
25 disclosure agreement with them, making them subject to

1 the same confidentiality requirements as we are, which
2 we would submit is, in fact, the law. And ultimately,
3 as I noted, they could be subject to enforcement by
4 OEC.

5 To Mr. Pitre's comments, we don't
6 believe that this is about passing the buck or evading
7 responsibility on Parx's part. These violations were
8 self-reported, they've implemented measures and they
9 have --- they are now implementing four additional
10 measures to try and stop it on their part. What we
11 believe this is about is the maximum prevention of
12 contacting self-excluded people. We want to take
13 every step possible to make sure that this doesn't
14 happen. And the logical step is to provide the
15 company that's making these contacts with a do not
16 mail or do not contact list.

17 So, based on that and based on the
18 language of the regulation, we would like to be able
19 to implement this measure. Initial feedback from
20 staff with our Compulsive Gambling Plan was that that
21 would not be acceptable. So, we're asking for your
22 approval in the context. Thank you.

23 CHAIRMAN:

24 Mr. Sherman, do you have anything you
25 want to add to this?

1 ATTORNEY SHERMAN:

2 I think the appropriate thing to do at
3 this time is to act on the Consent Agreement as
4 presented. I think the Board moving forward as a
5 matter of policy can always look at these latter
6 arguments, but it's not necessary to consider that
7 today.

8 CHAIRMAN:

9 Okay.

10 ATTORNEY SHERMAN:

11 Certainly there are some policy issues
12 there which will need to be addressed. But again, it
13 doesn't need to be addressed today.

14 CHAIRMAN:

15 All right. Thank you, sir. Any
16 questions or comments from the Board? Ex-Officio
17 members? May I have a motion?

18 MR. WOODS:

19 Mr. Chairman, I move that the Board
20 issue an Order to approve the Consent Agreement
21 between the OEC and Greenwood Gaming and
22 Entertainment, Inc., as described by the OEC.

23 MR. FAJT:

24 Second.

25 CHAIRMAN:

1 All in favor?

2 ALL SAY AYE

3 CHAIRMAN:

4 Opposed? The motion carries.

5 ATTORNEY SCHROEDER:

6 Thank you.

7 CHAIRMAN:

8 Thank you.

9 ATTORNEY PITRE:

10 The next matter on the agenda is a
11 Consent Agreement that has been negotiated between the
12 OEC and Chester Downs and Marina, LLC doing business
13 as Harrah's Philadelphia. Assistant Enforcement
14 Counsel Cassandra Fenstermaker will present the matter
15 for the Board's consideration. I see Mr. Downey is
16 here on behalf of Harrah's. So, with that, I will
17 turn that over to Ms. Fenstermaker.

18 ATTORNEY FENSTERMAKER:

19 Good afternoon, Chairman Ryan, members
20 of the Board. I'm Cassandra Fenstermaker,
21 F-E-N-S-T-E-R-M-A-K-E-R. We have for your
22 consideration today a Consent Agreement between the
23 OEC and Chester Downs and Marina, LLC doing business
24 as Harrah's Philadelphia Casino and Racetrack.

25 On October 17th, 2014 a patron, E.B.,

1 was wagering at a slot machine using her Total Rewards
2 card when the machine registered a \$25,000 jackpot.
3 When Harrah's personnel responded to verify and pay
4 E.B. the jackpot, she requested that the money be paid
5 to a different patron, M.P. Harrah's personnel
6 complied with the request and completed the jackpot
7 documentation using M.P.'s identification information
8 and his Total Rewards card number.

9 As a result, the electronic record for
10 the jackpot, which lists E.B.'s Total Rewards card
11 number and the surveillance of the jackpot, do not
12 correspond with the documentation for the jackpot
13 creating conflicting records. Additionally, Harrah's
14 does not have internal controls in place which provide
15 for the assignment of jackpots or a process to be
16 followed when a jackpot is assigned, including the
17 completion of required documentation.

18 As a result of the violations of the
19 Board's regulations and Harrah's internal controls,
20 the parties entered into a Consent Agreement which
21 requires Harrah's to pay a civil penalty in the amount
22 of \$7,500 in addition to a \$2,500 fee for
23 administrative costs incurred by Board personnel in
24 connection with this matter. The Consent Agreement
25 also states that as of April 15th, 2015 winning

1 patrons are no longer permitted to assign jackpots to
2 other patrons. We ask that you approve the Consent
3 Agreement as presented here today. As Cyrus said,
4 representative from Harrah's are here, and we'd be
5 happy to answer any questions that you may have.

6 CHAIRMAN:

7 Counselor?

8 ATTORNEY DOWNEY:

9 Thank you, Mr. Chairman. Bill Downey,
10 D-O-W-N-E-Y, with the firm of Fox Rothschild for
11 Chester Downs and Marina, LLC doing business as
12 Harrah's Philadelphia Casino and Racetrack. With me
13 this afternoon is Charles O'Hala, O, apostrophe,
14 H-A-L-A. Charles is the director of slot ops. We're
15 good with the recitation provided by Cassie, and we're
16 here to answer any questions you might have.

17 CHAIRMAN:

18 Questions from the Board. Greg.

19 MR. FAJT:

20 Thank you, Mr. Chairman. Quick
21 question, how did this matter come before the Board,
22 was it self-reported or come before you, Cassandra?

23 ATTORNEY FENSTERMAKER:

24 It was self-reported in the respect that
25 when a manager jackpot was reported to the Bureau of

1 Casino Compliance by Harrah's Philadelphia employees,
2 they had the opportunity to review it then and that's
3 when the issue of the assignment was brought to their
4 attention. So, Harrah's reported that there was a
5 manager jackpot and it was assigned to someone else.
6 But they didn't report it as it being a problem, per
7 se.

8 MR. FAJT:

9 But they did report the assignment
10 to ---

11 ATTORNEY FENSTERMAKER:

12 Yes, they did.

13 MR. FAJT:

14 --- our folks. Okay. Thank you.

15 CHAIRMAN:

16 Any other questions? May I have a
17 motion?

18 MR. FAJT:

19 Mr. Chairman, I move that the Board
20 issue an Order to approve the Consent Agreement
21 between the OEC and Chest Downs and Marina, LLC, as
22 described by the OEC.

23 MR. JEWELL:

24 Second.

25 CHAIRMAN:

1 All in favor?

2 ALL SAY AYE

3 CHAIRMAN:

4 Opposed? The motion carries. Thank you
5 all.

6 ATTORNEY PITRE:

7 The next six matters on the agenda
8 consists of enforcement actions in which the OEC has
9 filed a complaint seeking the revocation of
10 registrations or permits of individuals licensed by
11 the Board. Each complaint has been filed with the
12 Board's OHA and properly served upon the individual
13 names in the complaint. The individual named in the
14 complaint failed to respond within 30 days, as
15 required by Board regulation.

16 As a result, the OEC filed a request for
17 default judgment and properly served a default
18 judgment upon the named individual. As a result, the
19 facts in these complaints are deemed admitted. All
20 filed documents have been provided to the Board and
21 the matters are presently ripe for Board
22 consideration. In each instance, we will provide a
23 brief summary of the facts and request the appropriate
24 Board action.

25 ATTORNEY FENSTERMAKER:

1 First, we have for your consideration a
2 complaint for the Revocation of Zianmo Bargor's Gaming
3 Employee Permit. In February of 2015, Mr. Bargor
4 passed approximately 50 counterfeit bills while
5 patronizing Harrah's Philadelphia Casino and
6 Racetrack. He was subsequently charged with and plead
7 guilty to 50 counts of forgery. As a result, the OEC
8 requests that Mr. Bargor's Gaming Employee Permit be
9 revoked.

10 CHAIRMAN:

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

14 MR. JEWELL:

15 Mr. Chairman, I move that the Board
16 issue an Order to approve the Revocation of Zianmo
17 Bargor's Gaming Employee Occupation Permit, as
18 described by the OEC.

19 MS. KAISER:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 Opposed? The motion carries.

1 ATTORNEY FENSTERMAKER:

2 We also have for your consideration the
3 complaint to revoke the Non-Gaming Employee
4 Registration of Jamar E. Caldwell. In two separate
5 criminal cases, Mr. Caldwell plead guilty to charges
6 of possession with intent to deliver. As a result,
7 the OEC requests that Mr. Caldwell's Non-Gaming
8 Employee Registration be revoked.

9 CHAIRMAN:

10 Is Jamar Caldwell present in the hearing
11 room? Any questions, comments from the Board? Ex-
12 Officio members? May I have a motion?

13 MS. KAISER:

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

18 MR. MCCALL:

19 Second.

20 CHAIRMAN:

21 All in favor?

22 ALL SAY AYE

23 CHAIRMAN:

24 Opposed? The motion carries.

25 ATTORNEY FENSTERMAKER:

1 Next we have for your consideration a
2 complaint for the Revocation of Brandt Waples' Gaming
3 Employee Permit. Mr. Waples plead guilty to one count
4 of theft by unlawful taking for actions unrelated to
5 his employment at Harrah's. As a result, the OEC
6 requests that Mr. Waples' Gaming Employee Permit be
7 revoked.

8 CHAIRMAN:

9 Is Brandt Waples present in the hearing
10 room? Any questions or comments by Board? Ex-Officio
11 members? May I have a motion?

12 MR. MCCALL:

13 Mr. Chairman, I move that the Board
14 issue an Order to approve the Revocation of Brandt
15 Waples' Gaming Employee Occupation Permit as described
16 by the OEC.

17 MR. MOSCATO:

18 Second.

19 CHAIRMAN:

20 All in favor?

21 ALL SAY AYE

22 CHAIRMAN:

23 Opposed? The motion carries.

24 ATTORNEY STUART:

25 Next for the Board's consideration ---

1 this is Glen Stuart, S-T-U-A-R-T, for the OEC. Next
2 for the Board's consideration is a Petition seeking to
3 revoke the Gaming Employee Permit of Alexander Amalfi.
4 Mr. Amalfi is employed as a marketing representative
5 at the Valley Forge Casino Resort. Since May 22nd,
6 2014 Mr. Amalfi has been arrest on three separate
7 occasions for, amongst other crimes, criminal
8 mischief, DUI, carrying false identification and
9 disorderly conduct.

10 OEC initially issued Mr. Amalfi a
11 warning letter in relation to his May 22nd, 2014
12 arrest. However, Mr. Amalfi was subsequently arrested
13 twice after receiving his warning letter. Therefore,
14 OEC is of the opinion that Mr. Amalfi currently lacks
15 the suitability requirements for licensure and
16 recommends the Board revoke Mr. Amalfi's Gaming
17 Employee Permit at this time.

18 CHAIRMAN:

19 Is Alexander Amalfi present in the
20 hearing room? Any questions or comments from the
21 Board? Ex-Officio members? May I have a motion?

22 MR. MOSCATO:

23 Mr. Chairman, I move that the Board
24 issue an Order to approve the Revocation of Alexander
25 Amalfi's Gaming Employee Occupation Permit, as

1 described by the OEC.

2 MR. WOODS:

3 Second.

4 CHAIRMAN:

5 All in favor?

6 ALL SAY AYE

7 CHAIRMAN:

8 Opposed? The motion carries.

9 ATTORNEY ROLAND:

10 Good afternoon, Mr. Chairman and members
11 of the Board. Michael Roland, once again, with the
12 OEC. The next mater is a request to revoke the Non-
13 Gaming Employee Registration of Luis Esteves. Mr.
14 Esteves held the position of valet at Sands Casino.
15 He was criminally charged after a traffic stop, which
16 occurred on May 27th, 2015. Mr. Esteves was charged
17 with possession with intent to deliver, possession of
18 a controlled substance, destruction of a controlled
19 substance labeling, possession of drug paraphernalia
20 and DUI.

21 During a police interview, Mr. Esteves
22 admitted to officers that he was both smoking
23 marijuana while driving and that he intended to sell
24 it. The charges are pending. Mr. Esteves is
25 currently not employed by a casino or licensee in the

1 Commonwealth. And the matter is now before the Board
2 to consider the revocation of the Non-Gaming Employee
3 Registration of Luis Esteves.

4 CHAIRMAN:

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

8 MR. WOODS:

9 Mr. Chairman, I move the Board issue an
10 Order to approve the Revocation of Luis Esteves' Non-
11 Gaming Employee Registration, as described by the OEC.

12 MR. FAJT:

13 Second.

14 CHAIRMAN:

15 All in favor?

16 ALL SAY AYE

17 CHAIRMAN:

18 Opposed? The motion carries.

19 ATTORNEY ROLAND:

20 Next for the Board's consideration is
21 the Revocation of Andrew Sheperis' Non-Gaming Employee
22 Registration. One April 24th, 2015, the OEC filed a
23 complaint for revocation against Mr. Sheperis for
24 failure to maintain suitability requirements of the
25 Act after he was terminated by Mohegan Sun Pocono for

1 stealing tip money, and plead guilty to receiving
2 stolen property. A complaint was filed and sent out
3 via certified first-class mail. And Mr. Sheperis did
4 not respond to the Complaint within 30 day. On June
5 17th, 2015 the OEC filed a request to enter default
6 judgment. And at this time, OEC would ask that the
7 Board revoke the Non-Gaming Employee Registration of
8 Andrew Sheperis.

9 CHAIRMAN:

10 Is Andrew Sheperis present in the
11 hearing room? Any questions, comments from the Board?
12 Ex-Officio members? May I have a motion?

13 MS. KAISER:

14 Mr. Chairman, I move that the Board
15 approve the Revocation of Andrew Sheperis' Non-Gaming
16 Employee Registration, as described by the OEC.

17 MR. MCCALL:

18 Second.

19 CHAIRMAN:

20 All in favor?

21 ALL SAY AYE

22 CHAIRMAN:

23 Opposed? The motion carries.

24 ATTORNEY STUART:

25 The next two matters on the agenda have

1 the same fact pattern. So, if it's okay, I'll just
2 read the fact pattern ---.

3 ATTORNEY PITRE:

4 Excuse me, Mr. Stuart, my turn. The
5 remaining matters on the agenda consist of enforcement
6 actions in which the OEC has filed Petitions seeking
7 the Involuntary Exclusion of Individuals whose
8 presence in a licensed facility are inimical to the
9 interests of the Commonwealth and/or licensed gaming
10 therein. In each instance, the Petition for Exclusion
11 has been filed with the Board's OHA and properly
12 served upon the individual named in the Petition. In
13 each instance, the individual named in the Petition
14 failed to respond within 30 days as required by Board
15 regulation. As a result, the OEC filed a request for
16 default judgment in each instance, and properly served
17 the default judgment upon each individual.

18 Therefore, all facts in each Petition
19 are deemed admitted, all filed documents have been
20 provided before the Board, and the matters are
21 presently ripe for Board consideration. In each
22 instance, we will read a brief summary of the facts
23 and request the appropriate action. There you go,
24 Glen.

25 ATTORNEY STUART:

1 Thank you. As I said, the fact pattern
2 is the same in the next two matters for Ms. Horton and
3 Mr. Rubino, so I'll just read the facts in at once.

4 On April 10, 2014, the OEC filed a
5 Petition to Place Leah Horton on the Board's
6 Involuntary Exclusion List after she conspired with
7 another person, Michael Rubino, to steal another
8 patron's cash in the amount of \$180 and a voucher
9 valued at \$125.46 at Mohegan Sun Pocono on September
10 20th, 2014.

11 Ms. Horton was arrested by Pennsylvania
12 State Police and plead guilty to receiving stolen
13 property, a misdemeanor, on March 17th, 2015. And at
14 this time, the OEC would ask that the Board place Leah
15 Horton on the Pennsylvania Gaming Control Board's
16 Involuntary Exclusion List.

17 CHAIRMAN:

18 Is Leah Horton present in the hearing
19 room? Any questions or comments from the Board? Ex-
20 Officio members? May I have a motion?

21 MR. MCCALL:

22 Mr. Chairman, I move that the Board
23 issue an Order to approve the addition of Leah Horton
24 to the Pennsylvania Gaming Control Board Involuntary
25 Exclusion List, as described by the OEC.

1 MR. MOSCATO:

2 Second.

3 CHAIRMAN:

4 All in favor?

5 ALL SAY AYE

6 CHAIRMAN:

7 Opposed? The motion carries.

8 ATTORNEY STUART:

9 And the fact pattern is exactly the same
10 where Mr. Rubino and Ms. Horton conspired to steal
11 money and a voucher. And Mr. Rubino also plead guilty
12 to receiving stolen property on March 17, 2015. And
13 at this time, OEC would ask that the Board place
14 Michael Rubino on the Pennsylvania Gaming Control
15 Board Involuntary Exclusion List.

16 CHAIRMAN:

17 Is Michael Rubino present in the hearing
18 room? Any questions or comments from the Board? Ex-
19 Officio members? May I have a motion?

20 MR. MOSCATO:

21 Mr. Chairman, I move that the Board
22 issue an Order to approve the addition of Michael
23 Rubino to the PGCB Involuntary Exclusion List, as
24 described by the OEC.

25 MR. WOODS:

1 Second.

2 CHAIRMAN:

3 All in favor?

4 ALL SAY AYE

5 CHAIRMAN:

6 Opposed? The motion carries.

7 ATTORNEY FENSTERMAKER:

8 Next we have for your consideration a
9 Petition for the Placement of Kevin Friel on the
10 Board's Involuntary Exclusion List. Mr. Friel was
11 observed passing three counterfeit bills while
12 patronizing Harrah's. As a result, the OEC requests
13 that Mr. Friel be placed on the Board's Involuntary
14 Exclusion List.

15 CHAIRMAN:

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

19 MR. WOODS:

20 Mr. Chairman, I move that the Board
21 issue an Order to approve the Placement of Kevin Friel
22 to the PGCB Involuntary Exclusion List as described by
23 the OEC.

24 MR. FAJT:

25 Second.

1 CHAIRMAN:

2 All in favor?

3 ALL SAY AYE

4 CHAIRMAN:

5 Opposed? The motion carries.

6 ATTORNEY FENSTERMAKER:

7 Next we have for your consideration a
8 Petition for the Placement of Kurtis McIntosh on the
9 Board's Involuntary Exclusion List. Mr. McIntosh
10 entered the gaming floor at Harrah's and gambled while
11 underage. As a result, the OEC requests that Mr.
12 McIntosh be placed on the Board's Involuntary
13 Exclusion List.

14 CHAIRMAN:

15 Is Kurtis McIntosh present in the
16 hearing room? Any questions or comments from the
17 Board? Ex-Officio members? May I have a motion?

18 MR. FAJT:

19 Mr. Chairman, I move that the Board
20 issue an Order to approve the addition of Kurtis
21 McIntosh to the Pennsylvania Gaming Control Board
22 Involuntary Exclusion List, as described by the OEC.
23 I further move that Mr. McIntosh may not petition for
24 removal from the Exclusion List until after his 22nd
25 birthday.

1 MR. JEWELL:

2 Second.

3 CHAIRMAN:

4 All in favor?

5 ALL SAY AYE

6 CHAIRMAN:

7 Opposed? The motion carries.

8 ATTORNEY FENSTERMAKER:

9 Next we have your consideration a
10 Petition for the Placement of Michelle Stokes on the
11 Involuntary Exclusion List. Ms. Stokes was in
12 possession of seven counterfeit bills while
13 patronizing Harrah's. As a result, the OEC requests
14 that Ms. Stokes be placed on the Board's Involuntary
15 Exclusion List.

16 CHAIRMAN:

17 Is Michelle Stokes present in the
18 hearing room? Any questions or comments from the
19 Board? Ex-Officio members? May I have a motion?

20 MR. JEWELL:

21 Mr. Chairman, I move that the Board
22 issue an Order to approve the addition of Michelle
23 Stokes to the PGCB Involuntary Exclusion List, as
24 described by the OEC.

25 MS. KAISER:

1 Second.

2 CHAIRMAN:

3 All in favor?

4 ALL SAY AYE

5 CHAIRMAN:

6 Opposed? The motion carries.

7 ATTORNEY FENSTERMAKER:

8 We also have for your consideration a
9 Petition for the Placement of Gerald Thompson on the
10 Board's Involuntary Exclusion List. Mr. Thompson was
11 observed passing approximately 37 counterfeit bills
12 while patronizing Harrah's Philadelphia Casino and
13 Racetrack. He has been charged with 37 counts of
14 forgery which remain pending. As a result, the OEC
15 request that Mr. Thompson be placed on the Board's
16 Involuntary Exclusion List.

17 CHAIRMAN:

18 Is Gerald Thompson present in the
19 hearing room? Any questions or comments from the
20 Board? Ex-Officio members? May I have a motion?

21 MS. KAISER:

22 Mr. Chairman, I move that the Board
23 issue an Order to approve the addition of Gerald
24 Thompson to the Pennsylvania Gaming Control Board
25 Involuntary Exclusion List as described by the OEC.

1 MR. MCCALL:

2 Second.

3 CHAIRMAN:

4 All in favor?

5 ALL SAY AYE

6 CHAIRMAN:

7 Opposed? The motion carries.

8 ATTORNEY MILLER:

9 Dustin Miller once again on behalf of
10 the OEC. The next matter today is a request for
11 placement on the Board's Excluded Persons List
12 involving Jamarr Robinson. The OEC filed a Petition
13 to place Mr. Robinson on the Exclusion List for
14 cheating while playing War at Parx Casino on December
15 11, 2014. Mr. Robinson cheated by past-posting a \$25
16 bet. Mr. Robinson had been previously evicted from
17 Parx Casino for a 24-hour time period for similar
18 activity. On December 11, 2014 he was permanently
19 evicted from Parx Casino for his actions. Based upon
20 the foregoing, the OEC asks that the Board place
21 Jamarr Robinson the Board's Excluded Persons List.

22 CHAIRMAN:

23 Is Jamarr Robinson present in the
24 hearing room? Any questions or comments from the
25 Board? Ex-Officio members? May I have a motion?

1 MR. MCCALL:

2 Mr. Chairman, I move the Board issue an
3 Order to approve the addition of Jamarr Robinson to
4 the Pennsylvania Gaming Control Board's Involuntary
5 Exclusion List, as described by the OEC.

6 MR. MOSCATO:

7 Second.

8 CHAIRMAN:

9 All in favor?

10 ALL SAY AYE

11 CHAIRMAN:

12 Opposed? The motion carries.

13 ATTORNEY MILLER:

14 The next matter today is a request to
15 place Tiffany Toner on the Board's Excluded Persons
16 List. The OEC filed a Petition to place Ms. Toner on
17 the Exclusion List for underage gaming at Parx Casino
18 on September 11th, 2014. On that date, Ms. Toner
19 entered Parx Casino and was asked for identification
20 by a security guard. Ms. Toner produced a State of
21 Texas Driver's License showing her to be over the age
22 of 21, and she was granted access to the casino.
23 However, the driver's license was fake.

24 Later in the evening, Ms. Toner hit a
25 jackpot while playing slot machines inside Parx

1 Casino. While processing the jackpot, the services
2 representative ran Ms. Toner's fake identification
3 through a scanner which indicated that the
4 identification was for Keira Knightly from Florida.
5 When security personnel and the player services
6 representative returned to speak to Ms. Toner, they
7 discovered that she had left the casino and was
8 sitting in a vehicle in the parking lot. When they
9 tried to get her to reenter the casino for
10 questioning, she entered a taxicab and attempted to
11 leave the property.

12 The taxicab was stopped before it left,
13 and Ms. Toner was subsequently questioned by
14 Pennsylvania State Police. She admitted that the
15 identification was fake and she was charged with
16 criminal trespass. Based upon the foregoing, the OEC
17 ask that the Board place Tiffany Toner on the Excluded
18 Persons List.

19 CHAIRMAN:

20 Is Tiffany Toner present in the hearing
21 room? Any questions or comments from the Board? Ex-
22 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 Tiffany

1 Toner to the PGCB Involuntary Exclusion List, as
2 described by the OEC. I further move that Ms. Toner
3 may petition for removal from the Exclusion List after
4 one year.

5 MR. WOODS:

6 Second.

7 CHAIRMAN:

8 All in favor?

9 ALL SAY AYE

10 CHAIRMAN:

11 Opposed? The motion carries.

12 ATTORNEY MILLER:

13 The next matter is a request for
14 placement on the Board's Excluded Persons List
15 involving Alfred Jackson, Jr. The OEC filed a
16 Petition to place Mr. Jackson on the Exclusion List
17 for possessing and using counterfeit currency at Parx
18 Casino on May 3rd, 2014 and December 19th, 2014.

19 Mr. Jackson was charged with 19 counts
20 of forgery, theft by deception, theft by unlawful
21 taking, receiving stolen property, use or possession
22 of a cheating device at a licensed facility and
23 unlawfully take or claim anything of value with intent
24 to defraud, after it was discovered that he and an
25 associate were the source of nine counterfeit \$100

1 bills found on May 5th, 2014 and ten counterfeit \$100
2 bills found on December 20th, 2014, that was while the
3 Parx Casino count room was doing the drop and count
4 for those days. State Police were able to use
5 surveillance footage, as well as the use of a Player's
6 Club Card to identify Mr. Jackson as the perpetrator.
7 Mr. Jackson put the counterfeit currency into play by
8 mixing bills with smaller denominations and going to
9 different tables within Parx to play. Based upon the
10 foregoing, the OEC asks that the Board place Alfred
11 Jackson, Jr. on the Board's Excluded Persons List.

12 CHAIRMAN:

13 Is Alfred Jackson, Jr. present in the
14 hearing room? Any questions or comments from the
15 Board? Ex-Officio members. May I have a motion?

16 MR. WOODS:

17 Mr. Chairman, I move that the Board
18 issue an Order to approve the addition of Alfred
19 Jackson, Jr. to the PGCB Involuntary Exclusion List,
20 as described by the OEC.

21 MR. FAJT:

22 Second.

23 CHAIRMAN:

24 All in favor?

25 ALL SAY AYE

1 CHAIRMAN:

2 Opposed? The motion carries.

3 ATTORNEY TEPPER:

4 Good afternoon, Chairman Ryan and
5 members of the Board. David Tepper, T-E-P-P-E-R, for
6 the OEC. Last, but not least, I have for your
7 consideration today a Petition to Place Adalberto
8 Gonzalez, III on the Board's Involuntary Exclusion
9 List. Mr. Gonzalez aided and abetted his 16-year-old
10 cousin in gaining access to the gaming floor and
11 placing wagers at Mount Airy. As a result of this
12 conduct, he was charged by the Pennsylvania State
13 Police with violations concerning driver's licenses.
14 This matter remains pending. At this time, the OEC
15 requests that the Board place Adalberto Gonzalez, III
16 on the Board's Involuntary Exclusion List.

17 CHAIRMAN:

18 Is Adalberto Gonzalez, III present in
19 the hearing room? Any questions or comments from the
20 Board? Ex-Officio members? May I have a motion?

21 MR. FAJT:

22 Mr. Chairman, I move that the Board
23 issue an Order to approve the addition of Adalberto
24 Gonzalez, III to the Pennsylvania Gaming Control
25 Board's Involuntary Exclusion List, as described by

1 the OEC. I further move that Mr. Gonzalez may
2 petition for removal from the Exclusion List after one
3 year.

4 MR. JEWELL:

5 Second.

6 CHAIRMAN:

7 All in favor?

8 ALL SAY AYE

9 CHAIRMAN:

10 Opposed? The motion carries.

11 ATTORNEY PITRE:

12 Thank you.

13 CHAIRMAN:

14 Thank you, ladies and gentlemen.

15 Appreciate it. That concludes today's meeting. Our
16 next scheduled public meeting will be on Wednesday,
17 September 23rd at 10:00 a.m. in this room. Any final
18 comments from the Board or Ex-Officios? May I have a
19 motion to adjourn?

20 MR. JEWELL:

21 So moved.

22 CHAIRMAN:

23 Second?

24 MS. KAISER:

25 Second.

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CHAIRMAN:

All in favor?

ALL SAY AYE

CHAIRMAN:

Thank you very much, ladies and gentlemen.

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MEETING CONCLUDED AT 1:45 P.M.

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CERTIFICATE

I hereby certify that the foregoing proceedings, hearing held before Chairman Ryan was reported by me on 9/2/15 and that I, Bernadette M. Black, read this transcript, and that I attest that this transcript is a true and accurate record of the proceeding.

Bernadette M. Black

Bernadette M. Black,
Court Reporter