

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

* * * * *

PUBLIC MEETING

* * * * *

BEFORE: DAVID M. BARASCH, CHAIRMAN
Gregory C. Fajt; Keith R. McCall;
David W. Woods; Richard G. Jewell;
Anthony C. Moscato; William H. Ryan, Jr.;
Members
Robert Coyne, representing Eileen H.
McNulty, Secretary of Revenue
Michael Smith, representing Russell C.
Redding, Secretary of Agriculture
Jennifer Langan, representing Timothy
Reese, State Treasurer

HEARING: Wednesday, October 21, 2015
10:01 a.m.

LOCATION: Pennsylvania Gaming Control Board
Strawberry Square Complex, Second Floor
Harrisburg, PA 17101

Reporter: Derrick Ferree

Any reproduction of this transcript is prohibited
without authorization by the certifying agency.

A P P E A R A N C E S

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

OFFICE OF CHIEF COUNSEL

R. DOUGLAS SHERMAN, ESQUIRE

Chief Counsel

STEPHEN S. COOK, ESQUIRE

Deputy Chief Counsel

DENISE MILLER-TSHUDY, ESQUIRE

Assistant Chief Counsel

OFFICE OF ENFORCEMENT COUNSEL

CYRUS PITRE, ESQUIRE

Chief Enforcement Counsel

DUSTIN MILLER, ESQUIRE

Assistant Enforcement Counsel

GLENN STUART, ESQUIRE

Assistant Enforcement Counsel

JOHN CROHE, ESQUIRE

Assistant Enforcement Counsel

CASSANDRA FENSTERMAKER, ESQUIRE

Assistant Enforcement Counsel

BEN FERRELL, ESQUIRE

Assistant Enforcement Counsel

MICHAEL ROLAND, ESQUIRE

Assistant Enforcement Counsel

1 A P P E A R A N C E S (cont.)

2

3 PA Gaming Control Board

4 P.O. Box 69060

5 Harrisburg, PA 17106-9060

6 Counsel for the Pennsylvania Gaming Control Board

7

8 MARK STEWART, ESQUIRE

9 Eckert Seamans Cherin & Mellott, LLC

10 213 Market Street

11 8th Floor

12 Harrisburg, PA 17101

13 Counsel for Greenwood Gaming and Entertainment

14

15 THOMAS C. BONNER, ESQUIRE

16 BRYAN SCHROEDER, ESQUIRE

17 Greenwood Gaming and Entertainment, Inc.

18 2999 Street Road

19 Bensalem, PA 19020

20 Counsels for Greenwood Gaming and Entertainment

21

22

23

24

25

I N D E X

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

OPENING REMARKS

By Chairman Barasch

6

DISCUSSION AMONG PARTIES

6 - 41

PRESENTATION

By Mr. O'Toole

41 - 43

By Ms. Yantis

43 - 45

By Mr. Rhen

45 - 48

QUESTIONS BY BOARD

48 - 50

PRESENTATION

By Attorney Miller-Tshudy

50 - 52

By Attorney Sherman

52 - 57

By Attorney Cook

58 - 72

By Attorney Hensel

72 - 79

By Attorney Pitre

79 - 80

By Attorney Stuart

80 - 82

By Attorney Crohe

82 - 88

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

I N D E X (cont.)

PRESENTATION

By Attorney Fenstermaker	88 - 89
By Attorney Miller	89 - 92
By Attorney Pitre	92 - 93
By Attorney Crohe	93 - 97
By Attorney Fenstermaker	97 - 100
By Attorney Ferrell	100 - 101
By Attorney Roland	101 - 104

QUESTIONS BY BOARD	104 - 105
--------------------	-----------

PRESENTATION

By Attorney Roland	106 - 108
--------------------	-----------

CLOSING REMARKS

By Chairman Barasch	108 - 109
---------------------	-----------

P R O C E E D I N G S

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

CHAIRMAN:

It's ten o'clock. Good morning, everyone and welcome. My name's David Barasch. I'm the Chairman of the Pennsylvania Gaming Control Board. Before we begin, I'd like everybody to turn off their cell phones or electronic device or put them on mute.

With us today is Michael Smith, representing Russell Redding of the Department of Agriculture, Jennifer Langan representing Tim Reese, the State Treasurer, and Robert Coyne, representing the Secretary of Revenue, Eileen McNulty.

Thanks to everybody for coming. The quorum, Board members presence and such, I will call today's meeting to order.

First order of business, I'd like everybody to stand for the Pledge of Allegiance.

PLEDGE OF ALLEGIANCE RECITED

CHAIRMAN:

Before we get to the heart of the proceedings today, we have a personal matter to address and at this point I'd like to turn things over to our prior chairman, Bill Ryan. Bill.

MR. RYAN:

1 Thank you, Mr. Chairman. Annmarie, why
2 don't you stand up and come forward. Put you in the
3 spotlight.

4 MS. KAISER:

5 Right here?

6 MR. RYAN:

7 That's fine, that's fine. We are here
8 of course today to honor Annmarie. Finally we get the
9 opportunity to do so. And, Annmarie, this is probably
10 special for me, because you and I go back a long way,
11 to your time as Executive Director of the Pennsylvania
12 District Attorneys Association, an organization I was
13 very involved in. We then worked closely together in
14 the office of Attorney General, Tom Corbett, and for
15 the last three years here at the Board.

16 To all of these positions, you have
17 always brought a dedication to hard work, an ability
18 to focus on what is important and ignore what is not
19 important. And you've always been a team player. You
20 have also exhibited a genuine compassion for other
21 people. This Board will miss your talents.

22 I know something about the difficulty of
23 your new position at Children and Youth Services here
24 in Dauphin County, from my prior life as a prosecutor.
25 I know that success in that job requires a particular

1 skillset. Fortunately, Annmarie, you have that
2 skillset and I have no doubt that you also will be a
3 winner in that new job.

4 On behalf of the people of Pennsylvania,
5 I want to thank you for all you've done in the three
6 years you've been on this Board, and wish you the best
7 as you move on in your life.

8 CHAIRMAN:

9 Do you have a motion?

10 MR. RYAN:

11 Anybody else want to add anything?

12 CHAIRMAN:

13 Any comments?

14 MR. MOSCATO:

15 Are we going to go down the line or ---?
16 I'm next. Annmarie, I'm going to miss you.

17 MS. KAISER:

18 I'll miss you, too.

19 MR. MOSCATO:

20 You sat next to me for three years and
21 kept me on track. That's Bill's job now. And that'll
22 be a tough job. So, I will miss that. I will miss
23 your dedication and your compassion. You were the
24 heart and soul of the Board. I'm going to miss that.
25 There's an old saying, that is, people don't care what

1 you know until they know how much you care, and you
2 certainly care a lot. And our loss is the win for the
3 children of Dauphin County. Best of luck to you.
4 Stay in touch.

5 MS. KAISER:

6 I will.

7 MR. MOSCATO:

8 And I'll see you soon.

9 MS. KAISER:

10 Sounds good.

11 MR. FAJT:

12 Thank you, Mr. Chairman. Annmarie, you
13 know, we didn't know each other before you came on to
14 the Board. And I knew of your reputation, which was
15 always stellar. But when I got to know you, I just
16 was always, always impressed with what a decent and
17 honest person you were and you are. And as Bill said,
18 you are, you know, going to be a credit to this
19 Children and Youth Service organization. You're
20 exactly the kind of person that they need. That is a
21 very, very difficult job, but I have no doubt that you
22 will be up to the task. And I have to tell you that I
23 am proud to call you my friend. I'm going to miss
24 you. So, good luck to you, Annmarie.

25 MS. KAISER:

1 Thanks.

2 ATTORNEY JEWELL:

3 Annmarie, I'd like to thank you also.
4 Commissioner Ryan well described your background. And
5 you are lawyer and you have applied those legal skills
6 and that knowledge in the service of the citizens of
7 this Commonwealth, and from time to time in the
8 service of the government and governmental entities of
9 this Commonwealth. And now, of course, you're
10 applying them as already been mentioned, in a very
11 challenging and difficult assignment.

12 That is a wonderful thing to do. To
13 take those legal skills and talent and that caring
14 that's been discussed and apply it to that incredibly
15 needful area. I salute you, and I thank you. And
16 although we had a very short time together, as I'm the
17 rookie ---. We can't call the Chairman the rookie, he
18 became Chairman right overnight, so I guess I'm still
19 the rookie. I've enjoyed our relationship and I've
20 enjoyed learning from you as I've got to know a little
21 bit about the ropes here at the Board. So, thank you
22 very much.

23 MR. WOODS:

24 Annmarie, I'm a little surprised, Greg,
25 that you didn't start out like you do, AM, AM, where's

1 AM? Anyway, Annmarie, it's been a pleasure to work
2 with you in a lot of different capacities over the
3 years. I've enjoyed it, but no more so than serving
4 on this Board. Always straight forward on the issues
5 that we dealt with, enjoyed the conversation, knew how
6 much you cared about the people on the fifth floor.
7 Up and down the aisle people were always smiling when
8 you went by.

9 And I can say that your deliberations on
10 a lot of this issues that we've had were
11 straightforward; always knew where you stood and were
12 very helpful in our making decisions. So, thank you
13 for serving with integrity. It does not surprise me
14 in the least your new calling in Children and Youth
15 Services, as you do so much want to help people. And
16 as an individual here on the Gaming Board, dealing
17 with problem gambling and trying to reach out for
18 those who, you know, benefit by assistance, just as
19 the children of Dauphin County will.

20 So, thank you for all you've done. I
21 look forward to continuing to see you and hope to work
22 with you in other capacities in the future.

23 Congratulations.

24 MS. KAISER:

25 Thanks.

1 MR. MCCALL:

2 Thank you Mr. Chairman. Annmarie,
3 again, it's truly been my pleasure to work with you
4 over the past three years on this Board. But more
5 importantly, I first want to congratulate you on your
6 new assignment as Director of Children and Youth
7 Services here in Dauphin County.

8 I think most in this room know the
9 stories in that department, and I think they've picked
10 just the perfect person to run that agency, because I
11 know, as a matter of fact, the passion that you have
12 for the welfare of children and families, and I think,
13 more importantly, your commitment to do what is right.
14 And, you know, I think I would echo with what
15 Commissioner Moscato has said, that certainly our loss
16 is that agency's gain. And I mean that sincerely.

17 But equally as important, I want to
18 thank you for your service to this Board. I can say
19 firsthand that you have always been a very steadying
20 influence on this Board. Your counsel was always
21 well-received by all of the members of this Board.

22 And I think the bottom line is that
23 you're just so well grounded and smart and that those
24 are great attributes. And I certainly wish you all
25 the best, all the success in all your future

1 endeavors. And I know that the people of --- you'll
2 make the people of Dauphin County proud in your new
3 position. So, thank you.

4 MS. KAISER:

5 Thank you.

6 MR. MCCALL:

7 Thanks.

8 MR. FAJT:

9 Just real quick I'd like to also
10 recognize one of our former Commissioners in the
11 audience, John McNally. And John is a dear friend of
12 AM's and hence his attendance here today. But John
13 you're always welcome back, and so are you, Annmarie.
14 Nice to see you.

15 CHAIRMAN:

16 Well, before I call for a motion.
17 Obviously you and I barely know each other, and it's
18 very nice of Dick to say that he's the rookie, but
19 obviously I'm the rookie. But we have quite a few
20 friends in common. I've only heard great things about
21 you. And you have a heck of job ahead of you and I
22 wish you well in that regard. And with that, is there
23 a motion, Mr. Ryan?

24 MR. RYAN:

25 Yes. I have a resolution for the Board

1 that I would like to read, Mr. Chairman. Whereas
2 Annmarie Kaiser was appointed by Governor Tom Corbett
3 September 2012 as a member of the Pennsylvania Gaming
4 Control Board; and whereas Commissioner Kaiser was
5 sworn into office September 24th 2012. And whereas
6 Commissioner Kaiser, a 1993 graduate of the Widener
7 School of Law, brought a broad-based background,
8 spanning nearly 20 years, working as an Assistant
9 District Attorney in the Dauphin County District
10 Attorney's Office, as the Executive Director of the
11 Pennsylvania District Attorney's Association, as the
12 Director of Legislative Affairs for the Pennsylvania
13 Office of Attorney General, and as Secretary of
14 Legislative Affairs under Governor Corbett.

15 And whereas Commissioner Kaiser brought
16 a sound and reasoned voice to the implementation of
17 Gaming in Pennsylvania, including her participation in
18 and oversight of the Category 2 Philadelphia licensing
19 process, as well as providing a strong voice on the
20 Board for those who are subject to compulsive and
21 addicting gambling problems, as well as the children
22 who are inadvertently affected thereby. And whereas
23 Commissioner Kaiser worked tirelessly to fulfill the
24 Board's vision --- vision statement to be the premiere
25 gaming regulator in the United States, maintaining and

1 enhancing public trust with honesty, integrity, and
2 credibility. And whereas Commissioner Kaiser has left
3 an imprint on the operation of this Board through her
4 calm demeanor and focus on doing the right thing for
5 Pennsylvania and for those citizens who may be
6 vulnerable.

7 Be it resolved that the Pennsylvania
8 Gaming Control Board proudly recognizes Commissioner
9 Annmarie Kaiser's exemplary record of service and
10 leadership and wishes her the very best in all her
11 future endeavors.

12 Mr. Chairman, I would move for the
13 adoption of this resolution.

14 CHAIRMAN:

15 All in favor?

16 MR. WOODS:

17 Second.

18 ALL SAY AYE

19 CHAIRMAN:

20 All in favor?

21 ALL SAY AYE

22 CHAIRMAN:

23 All opposed? Motion passes unanimously.

24 Thank you. Annmarie.

25 MR. WOODS:

1 Annmarie, an opportunity to ---

2 CHAIRMAN:

3 Yeah.

4 MR. WOODS:

5 --- respond, say something.

6 CHAIRMAN:

7 Oh.

8 MS. KAISER:

9 Okay.

10 CHAIRMAN:

11 Why don't I give it to you?

12 MS. KAISER:

13 Okay. Thank You. That's very nice.

14 Thank you. First I would like to thank Commissioner
15 McNally --- John McNally for coming today. That was
16 really kind of you. I appreciate it and I really
17 value our friendship.

18 When I first came to Gaming, I honestly
19 did not know what to expect, you know, I had just come
20 from working in the Governor's Office with the General
21 Assembly. And what came to mind was, do I really get
22 to work here? Because everybody was so kind and so
23 welcoming, I honestly couldn't believe it.

24 And each one of you have become my
25 friend. You have become my counsel. When I was

1 deciding my next career path, I was amazed at how you
2 took time to ask me about what I was doing next and
3 genuinely cared.

4 As we deliberate as a Board, what is
5 most amazing to me is how well this Board blends, how
6 you complement one another, how your diverse
7 backgrounds bring something unique to the table, and
8 how partisan politics does not make the way in that
9 room when decisions are made.

10 You do the right thing for the right
11 reasons. And I have such respect for the members of
12 this Board, as well as the hardworking staff that
13 really have made this a great agency.

14 I'm not going to say goodbye, because
15 I'm going to ---. I plan to follow up and make sure
16 that we spend time together. And I'm sure that my
17 interesting new career will provide some interesting
18 conversation.

19 I am looking forward to this challenge
20 at Dauphin County Children and Youth. But I don't
21 know that I would have been able to do it if I had not
22 had the past few years in the Gaming Control Board to
23 have the benefit of all of your wisdom behind me and
24 supporting me. So, thank you.

25 CHAIRMAN:

1 Thank you very much.

2 MS. KAISER:

3 Now that's an applause you can get used
4 to.

5 MR. WOODS:

6 Now go to work.

7 MR. FAJT:

8 Woodsy, you said that like you're really
9 a taxpayer here.

10 HEARING HELD

11 CHAIRMAN:

12 By way of announcements, the Board held
13 an executive session yesterday, on October 20th, for
14 the purposes of discussing personnel items and
15 quasi-judicial deliberations relating to matters being
16 considered before the Board today.

17 Next we have a consideration of a motion
18 to approve the minutes and transcript from the
19 September 2nd meeting. Do I have a motion?

20 MR. WOODS:

21 Mr. Chairman, I move that the Board
22 approve the minutes and transcript of the
23 September 2nd, 2015 meeting.

24 MR. FAJT:

25 Second.

1 CHAIRMAN:

2 All in favor?

3 ALL SAY AYE

4 CHAIRMAN:

5 Motion passes unanimously. Moving on,
6 we'd like to hear from our Executive Director, Kevin,
7 please. Kevin O'Toole.

8 MR. O'TOOLE:

9 Good morning. And welcome, Chairman
10 Barasch. Good morning, and welcome to all of the
11 Board members. At various times of the year our
12 Office of Communications designs and coordinates and
13 produces reports that have all been very
14 well-received. We have a horseracing benchmark report
15 that we produce, we have a diversity report that's
16 produced.

17 And what I wanted to talk about a little
18 bit today is our annual report. The Office of
19 Communications has produced our tenth annual report
20 for the Pennsylvania Gaming Control Board. That
21 report is required by Section 12.11 of the
22 Pennsylvania Race Horse Development and Gaming Act.
23 However, I think that our report is particularly good
24 because it goes beyond the requirements of 12.11 and
25 really produces an incredibly informative document.

1 The report is a coordination of our
2 entire staff, the bureaus and the offices of our
3 agency. It includes statistical summaries and charts
4 that reflect the work of our staff in fulfilling its
5 regulatory responsibilities. It also includes a
6 statement of Gaming Control Board revenue and
7 expenditures, which lists the cost of operation of the
8 Board during the past fiscal year. And it also
9 includes information regarding each casino facility,
10 including slot machine revenue, table game revenue and
11 gaming taxes that have been paid during the past
12 fiscal year.

13 Another very important accomplishment,
14 and Commissioner Fajt mentioned it just a minute ago,
15 was the Board's Speakers' Bureau. During fiscal year
16 2014-15 there were 80 speaking engagements held
17 throughout Pennsylvania that were coordinated by
18 Communications Director, Doug Harbach, and Deputy
19 Director, Richard McGarvey. These speaking
20 engagements reach numerous citizens in community
21 groups, allowing for a very important exchange of
22 information and viewpoints on the casino industry and
23 casino regulation.

24 Doug and Richard are almost always
25 joined by members of the Board, who assist in these

1 presentations and respond to any questions from the
2 attendees. These outreach opportunities enhance the
3 Board's regulatory efforts by hearing the concerns and
4 thoughts of the public regarding casino gambling.

5 The full annual report can be accessed
6 by the public on our home page of our website at
7 gamingcontrolboard.pa.gov. And there are also hard
8 copy annual reports in the reception area of our
9 public meeting room. If anyone would like one today
10 they can pick one up on their way out. Thank you very
11 much.

12 CHAIRMAN:

13 Thanks. Any questions from the Board?
14 Ex-Officios? Fine. We move on to Human Resources,
15 Claire Yantis?

16 MS. YANTIS:

17 Morning, Chairman Barasch, welcome.

18 CHAIRMAN:

19 Thank you.

20 MS. YANTIS:

21 Morning, Board members. The Office of
22 Human Resources has one motion for consideration today
23 relative to the hiring of a Casino Compliance
24 Representative in the Bureau of Casino Compliance.

25 Mr. Miguel Ruiz has been selected for

1 assignment at Harrah's Casino and has completed the
2 PGCB interview process, background investigation and
3 drug screening. He's recommended for hire by Director
4 of Casino Compliance, Jerry Stoll. Unless you have
5 any questions, I ask that the Board consider a motion
6 to hire Mr. Ruiz as indicated.

7 CHAIRMAN:

8 Do I have a motion?

9 MR. FAJT:

10 Yes, Mr. Chairman. I move that the
11 Board approve the Applicant as proposed by the
12 Director of Human Resources.

13 ATTORNEY JEWELL:

14 Second.

15 CHAIRMAN:

16 All in favor?

17 ALL SAY AYE

18 CHAIRMAN:

19 Motion passes unanimously. Thank you.

20 Is there nothing else?

21 MS. YANTIS:

22 Nope, nothing else.

23 CHAIRMAN:

24 Any other questions? Thank you. Dave
25 Rhen, there you are, Director of Financial Management.

1 MR. RHEN:

2 Good morning, Chairman ---

3 CHAIRMAN:

4 Morning.

5 MR. RHEN:

6 --- and members of the Board. Today I
7 have two topics for discussion. First I'll provide a
8 review of the agency expenditures for the first
9 quarter of this fiscal year. And secondly, I'll
10 present your 2016-2017 budget for your consideration.

11 During the first quarter of the fiscal
12 year, which ended September 30th, expenditures totaled
13 to \$8.4 million. Expenditures were up three percent
14 from the same quarter last year. Eighty-seven (87)
15 percent of expenditures were for payroll, which
16 totaled 7.3 million dollars for the quarter.

17 Salaries, overtime and payouts totaled
18 4.3 million dollars and benefits totaled 2.9 million.
19 The average payroll expense for the quarter was up
20 approximately \$10,000 per payroll from last year.
21 This is with eight fewer paid employees on average for
22 the quarter, the 301 employees this year versus 309
23 last year.

24 An increase in payroll expenditures are
25 primarily a function of employee raises, a 10.6

1 percent increase in health benefit cost and 24.6
2 increase in pension costs. As a percentage of
3 salaries paid, benefits totaled 68 percent of total
4 salaries versus 62 percent for the same quarter last
5 fiscal year.

6 Operating at fixed asset expenses for
7 the quarter combined totaled 1.1 million dollars or 13
8 percent of total expenses. Nearly 75 percent of these
9 expenses were for rentals and leases, which totaled
10 \$463,000, equipment costs, which totaled \$192,000 and
11 software licenses which totaled \$140,000.

12 That concludes my overview of first
13 quarter operating expenses. I'd be happy to take any
14 questions. Otherwise I can set the budget for next
15 year.

16 CHAIRMAN:

17 Any questions from the Board?
18 Ex-Officio members? Fine, then let's move ahead then.

19 MR. RHEN:

20 The Gaming Board's proposal for fiscal
21 year 2016-2017 budget request is \$40,619,000 for
22 administration and \$2,000,000 for statutorily mandated
23 local law-enforcement grants.

24 Funding for the Board supports oversight
25 of over 26,200 slot machines and 1,100 table games

1 operating at 12 casinos throughout the state. Last
2 fiscal year, the gaming industry returned 1.36 billion
3 dollars in tax revenue to the Commonwealth. Overall
4 the requested appropriation is \$735,000 or 1.8 percent
5 higher than our fiscal year 2015-2016 budget.

6 The increase is a result of rising
7 pension costs. Next fiscal year we'll see a
8 20-percent increase in pension rates with total
9 pension costs going to 30 percent of salary expenses.
10 The Board's budget includes 35.5 million dollars for
11 salary and benefits and 5.1 million dollars for
12 operating fix asset expenses.

13 The personnel budget is 87 percent of
14 the overall request and includes funding for 308
15 positions. The benefit rate is 72 percent of salary
16 expenses. And consistent with the instructions of the
17 Governor's Budget Office, this budget currently does
18 not include funding for new raises next year.

19 The operating and fixed asset budget is
20 13 percent of the overall request, and the total
21 operating fixed asset budget request of 5.1 million
22 dollars essentially matching the average expenses for
23 the prior three fiscal years. And it's \$270,000 less
24 than the current year.

25 The proposed budget would be funded

1 through a combination of \$5,755,000 in restricted
2 revenue, including application and license fees and
3 chargebacks of gaming lab costs to manufacturers. And
4 34.8 million dollars in drawdowns from escrow accounts
5 funded by casino operators.

6 That concludes my presentation of the
7 budget. I would be happy to take any questions,
8 otherwise I would appreciate your consideration of the
9 motion to approve the 2016-'17 budget.

10 CHAIRMAN:

11 Are there any questions from the Board
12 or comments or anything? Ex-Officio?

13 MR. FAJT:

14 I'm sorry, Mr. Chairman. I do have a
15 quick question. Dave, I thought you said that the
16 add-on for benefits, pensions and healthcare, I
17 thought you said this year was 68 percent; is that
18 right?

19 MR. RHEN:

20 That's correct.

21 MR. FAJT:

22 Okay. And in this quarter, though, the
23 quarterly report that you have, you show it at about
24 40.4 percent. Is that because we haven't made certain
25 pension and/or healthcare benefits?

1 MR. RHEN:

2 That is the percentage of the total
3 personnel expense. But if you take the personnel ---
4 the benefit over the personnel cost, it should be
5 about 68 percent.

6 MR. FAJT:

7 Okay. All right. Thank you.

8 CHAIRMAN:

9 I have a question or just clarification.
10 Do I understand this that basically absent the changes
11 in pension costs and benefit costs, this is a flat or
12 declined budget from last year?

13 MR. RHEN:

14 That's correct. And it has been the
15 case over the --- except for the case of employee
16 raises --- that's been the case for several years.
17 But the budget, it's gone up considerably because of
18 those costs.

19 CHAIRMAN:

20 Okay. Other questions? I guess I'd
21 like to have a motion to approve this proposed budget.
22 Do I have one?

23 ATTORNEY JEWELL:

24 Mr. Chairman, I move that the Board
25 approve the 2016-2017 proposed budget request as

1 described by Office of Financial Management.

2 MR. MCCALL:

3 Second.

4 CHAIRMAN:

5 All in favor?

6 ALL SAY AYE

7 CHAIRMAN:

8 Motion passes unanimously. Thanks
9 David. Doug Sherman, please. Presentation from the
10 Office of Chief Counsel (OCC).

11 ATTORNEY SHERMAN:

12 Good morning, Chairman, members of the
13 Board. Our first agenda item relates to a Local
14 Law Enforcement Grant that Assistant Chief Counsel
15 Denise Miller-Tshudy's here to present.

16 ATTORNEY MILLER-TSHUDY:

17 Good morning, gentlemen, Jennifer. I am
18 here to present a Local Law Enforcement Grant for the
19 Philadelphia District Attorney's Office.

20 This is a two-year grant at \$250,000 per
21 year. If the Board awards this, it would be their
22 fifth local law-enforcement grant. And what the
23 office proposes to use the funds for is to continue
24 with its Gaming Task Force. And they work with local
25 law enforcement in order to combat illegal gambling in

1 Philadelphia.

2 At this time, if you have any questions
3 I'll answer them, otherwise, I would ask that a motion
4 be made to grant.

5 CHAIRMAN:

6 Any questions from the Board? Can I
7 have a motion, please?

8 MR. MCCALL:

9 Mr. Chairman, I move that the Board
10 issue an Order to approve the Local Law Enforcement
11 Grant for the Philadelphia District Attorney's Office
12 as described by the OCC.

13 MR. MOSCATO:

14 Second.

15 CHAIRMAN:

16 All in favor?

17 ALL SAY AYE

18 CHAIRMAN:

19 Motion passes unanimously.

20 ATTORNEY MILLER-TSHUDY:

21 Thank you.

22 CHAIRMAN:

23 Doug?

24 ATTORNEY SHERMAN:

25 Today we have three Petitions on the

1 agenda. One of the Petitions was heard by the Board
2 earlier today during the Public Hearing, and the
3 remaining two Petitions will be considered based upon
4 the documentary record.

5 For each of the matters the Board has,
6 in advance of the meeting, been provided with the
7 Petitions, the Answers of the OEC and any supporting
8 evidentiary materials of record.

9 The first matter is that of Greenwood
10 Gaming. It's their Petition to modify the gaming
11 floor, which you heard just a few minutes ago. As
12 presented, Greenwood's new floor plan will offer 3,505
13 slot machines, 184 total table games and 10 hybrid
14 games. The change will result in an increase of slot
15 machines of 268 machines, 9 table games and will
16 increase the gaming floor by over 23,000 square feet.

17 If the Board is inclined to grant their
18 relief, it's requested that the approval be subject to
19 the conditions outlined in OEC's Answer.

20 Additionally, Greenwood has requested
21 that the exhibits to their Petition be maintained as
22 confidential, as it contains security information.
23 OEC has no objection to the request and the OCC also
24 is of the opinion that it would appropriate to protect
25 the confidentiality of those exhibits.

1 With that said, the record of the matter
2 is closed and ready for a motion to consider the
3 Petition.

4 CHAIRMAN:

5 Any questions? Board members? Can I
6 have a motion, please?

7 MR. MOSCATO:

8 Mr. Chairman, I move that the Board
9 issue an Order to grant the Petition of Greenwood
10 Gaming and Entertainment, Inc. for approval of
11 modifications to its gaming floors described by the
12 OCC, and with the conditions requested by the OEC. I
13 further move that Greenwood's motion for
14 confidentiality be granted.

15 MR. RYAN:

16 Second.

17 CHAIRMAN:

18 All in favor?

19 ALL SAY AYE

20 CHAIRMAN:

21 All opposed? Motion passes.

22 ATTORNEY SHERMAN:

23 The next Petition before the Board is
24 that of the W.G. Tomko Company. W.G. Tomko is an HVAC
25 and plumbing company. It had applied in December of

1 2007 to be a certified vendor --- now referred to as a
2 Gaming Service Provider --- and submitted the
3 appropriate applications and disclosure information
4 forms. The forms indicated that one Principal had
5 been convicted of a felony for federal income tax
6 evasion at a prior date.

7 The OEC issued a Notice of
8 Recommendation of Denial of the application. And
9 after a somewhat lengthy process to contest the
10 Denial, the parties ultimately reached a Consent
11 Agreement, whereby the Tomko Company withdrew its
12 Vendor Certification Application with prejudice, and
13 it was agreed that Tomko and its affiliates could not
14 conduct business with a slot machine Licensee nor
15 reapply for licensure for a period of five years.

16 That term is now expired and Tomko's
17 requesting removal from the Prohibited Gaming Service
18 Provider List.

19 The OEC does not object to that request,
20 provided that Tomko pay a \$1,500 civil penalty and
21 that it not be granted interim authorization to work
22 until such time as a full background investigation has
23 been completed.

24 Tomko has agreed to those demands, and
25 with that the Petition is ready for the Board motion.

1 CHAIRMAN:

2 Questions from the Board? Ex-Officio?
3 Can I have a motion, please?

4 MR. RYAN:

5 Mr. Chairman, I move that the Board
6 issue an Order to grant the Petition of W.G. Tomko,
7 Inc. that it be removed from the Prohibited Gaming
8 Service Provider List and the Denied Gaming Service
9 Provider List as described by the OCC with the
10 conditions requested by the OEC.

11 MR. WOODS:

12 Second.

13 CHAIRMAN:

14 All in favor?

15 ALL SAY AYE

16 CHAIRMAN:

17 All opposed? Motion carries.

18 ATTORNEY SHERMAN:

19 And the final Petition before the Board
20 is that related to Murray Lynn Rojas. Ms. Rojas was
21 issued a Horsemen's Permit in April of 2014 as a
22 result of her position on the Board of Directors of
23 the Horsemen's Benevolent and Protective Association.
24 On August 13th, 2015, the OEC filed a request for an
25 Emergency Suspension of that permit, after being

1 notified that Ms. Rojas had been indicted on numerous
2 felony offenses in the United States District Court
3 for the Middle District of Pennsylvania.

4 Specifically, Ms. Rojas, who trains and
5 races thoroughbred horses at Penn National, is alleged
6 to have injected horses with performance-enhancing
7 drugs, thereby, obviously I think, with the hope to
8 increase their chance of winning. A hearing on the
9 matter was held before the Hearing Officer for the
10 Board on August 20th. OEC, Ms. Rojas and her counsel
11 appeared and offered testimony and exhibits.
12 Thereafter, the Office of Hearings and Appeals (OHA)
13 issued an Order maintaining the suspension, pending
14 further action by the Board.

15 On September 15th, 2015, Ms. Rojas'
16 counsel informed the Board's clerk that she was
17 waiving her right to any further hearing on the matter
18 and was not further contesting the suspension. The
19 matter is now ripe for the Board's consideration based
20 upon the record to date. And specifically, it's a
21 request to maintain the suspension in place that the
22 Board is acting on.

23 CHAIRMAN:

24 Thank you. Any questions from the
25 Board? Ex-Officio members? May I have a motion?

1 MR. WOODS:

2 Mr. Chairman, I move that the Board
3 issue an Order to continue the Emergency Suspension of
4 Murray Lynn Rojas' Horsemen's Permit as described by
5 the OCC.

6 MR. FAJT:

7 Second.

8 CHAIRMAN:

9 All in favor?

10 ALL SAY AYE

11 CHAIRMAN:

12 All opposed? Motion carries.

13 ATTORNEY SHERMAN:

14 Next presenting Withdrawals and Reports
15 and Recommendations is Deputy Chief Counsel, Steve
16 Cook.

17 ATTORNEY COOK:

18 Morning. The Board has received five
19 unopposed Petitions to Withdraw the applications or
20 surrender the Credentials of the following
21 individuals; Stewart Lawrence Wallis, Samuel
22 Constantino, Earl G. Hall, Leslie M. Ottolenghi and
23 Gerald Flitsch-Schawill.

24 The OEC has no objection to any of these
25 Petitions. And as a result, if the Board were to

1 grant the same, they would be doing so without
2 prejudice to each of the Petitioners. The matters are
3 now ripe for the Board's consideration.

4 CHAIRMAN:

5 Any questions from the Board? May I
6 have a motion?

7 MR. FAJT:

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

11 ATTORNEY JEWELL:

12 Second.

13 CHAIRMAN:

14 All in favor?

15 ALL SAY AYE

16 CHAIRMAN:

17 Motion carries.

18 ATTORNEY COOK:

19 Next before the Board for consideration
20 are six Reports and Recommendations received from the
21 Board's OHA.

22 In each of these matters the Board has
23 been provided with the evidence and the record of each
24 proceeding, as well as the pleadings that have been
25 filed. And additionally, each person that is the

1 subject of these Reports and Recommendations have been
2 told that the Board would be considering their matter
3 today, and that they could come forward and briefly
4 address the Board. If any of these persons are
5 present, I'd ask them to come forward when their
6 matter is called.

7 The first Report and Recommendation
8 before the Board pertains to Ryan Strachan-Dugan. On
9 March 17th, 2015, Mr. Strachan-Dugan submitted a
10 Gaming Permit Application seeking work as a Table
11 Games Dealer at the Meadows Casino and Racetrack.

12 In April of 2015, the OEC issued a
13 Notice of Recommendation of Denial of this
14 application, given this gentleman was convicted of a
15 felony assault charge in 2013, rendering him
16 ineligible under the Gaming Act to hold a Gaming
17 Permit.

18 Nevertheless, Mr. Strachan-Dugan
19 requested a hearing and a hearing was held on June
20 11th, 2015. Mr. Dugan, as well as the OEC appeared at
21 that hearing, and the Hearing Officer took evidence,
22 subsequently issuing a Report and Recommendation
23 recommending that the application be denied, given the
24 statutory prohibition. And that is the recommendation
25 before the Board.

1 CHAIRMAN:

2 Any questions from the Board? May I
3 have a motion, please?

4 ATTORNEY JEWELL:

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

9 MR. MCCALL:

10 Second.

11 CHAIRMAN:

12 All in favor?

13 ALL SAY AYE

14 CHAIRMAN:

15 All opposed? Motion carries.

16 ATTORNEY COOK:

17 Marvin L. Ware, II is the next Report
18 and Recommendation before the Board today.

19 On January 9th, 2015, Mr. Ware submitted
20 a Gaming Permit Application seeking work as a Poker
21 Host at the SugarHouse Casino.

22 Mr. Ware disclosed in his Application
23 that he had two prior felony convictions for drugs and
24 weapons offences dating back to the mid-1990s, as well
25 as a subsequent probation revocation proceeding in

1 that time frame brought after he failed to keep an
2 appointment with his probation officer.

3 After reviewing these disclosure on Mr.
4 Ware's application, and running an independent
5 criminal record check, the OEC issued a Notice of
6 Recommendation of Denial of his application based upon
7 these prior convictions.

8 At approximately the same time
9 SugarHouse Casino filed a Petition to Withdraw Mr.
10 Ware's Application as they had withdrawn his offer of
11 employment based upon these circumstances.

12 The OHA subsequently consolidated the
13 matters, and a hearing was held on May 27th, 2015. At
14 that hearing, Mr. Ware appeared pro se and offered
15 evidence on his own behalf, including that he had over
16 two decades of experience in the casino industry in
17 New Jersey, which included work in the supervisory
18 roles as a Dual Rate Dealer and Poker Tournament
19 Director.

20 He also submitted documentation showing
21 recognition by his employer through most of that time,
22 which was the Trump Entertainment Company. Mr. Ware
23 continues to maintain a valid Gaming Permit in the
24 State of New Jersey and has held this permit
25 consistently since 2000.

1 He also testified and put into the
2 record that he owns a commercial cleaning business for
3 the past 15 years, takes college classes, is now
4 committed to his family and involved in both his
5 church and community, including establishing a
6 nonprofit entity known as the Tasker Renaissance,
7 which provides mentoring programs for children,
8 conducts food and clothing drives, as well as programs
9 to remove illegal firearms from the streets.

10 After the hearing, the Hearing Officer
11 issued a Report and Recommendation recommending that
12 the Petition to Withdraw Mr. Ware's Application as
13 filed by SugarHouse be granted but without prejudice,
14 based on the strong evidence of rehabilitation put
15 into the record by Mr. Ware.

16 The Hearing Officer concluded that if
17 the Board were to grant that recommendation and
18 consider the application withdrawn, OEC's
19 recommendation of denial of the application would
20 therefore be moot.

21 After reviewing the evidence of record,
22 the OCC concurs with the findings of the Hearing
23 Officer, but recommends that the recommendation of the
24 Hearing Officer be denied, and that instead Mr. Ware
25 be granted a Gaming Permit having shown himself

1 suitable to receive one.

2 If the Board were to grant the Gaming
3 Permit, then flipping it in opposite, the Petition to
4 Withdraw his application would be denied as moot. And
5 that is the recommendation that the OCC would be
6 making to the Board.

7 CHAIRMAN:

8 Thank you, are there any questions or
9 comments up here on this matter? May I have a motion?

10 MR. MCCALL:

11 Mr. Chairman, I move that the Board
12 adopt in part and reject in part the Report and
13 Recommendation issued by the OHA regarding Marvin L.
14 Ware, II's Gaming Employee Occupation Permit as
15 described by the OCC. And that Mr. Ware be issued a
16 Gaming Employee Occupation Permit and that
17 SugarHouse's Petition withdraw Mr. Ware's application
18 be denied as moot.

19 MR. MOSCATO:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 All opposed? Motion carries.

1 ATTORNEY COOK:

2 The next matter before the Board is a
3 Report and Recommendation pertaining to Stanley
4 Ehresman.

5 On March 12th, 2015, the OEC filed the
6 complaint to place Mr. Ehresman on the Board's
7 Exclusion List, alleging that on multiple occasions he
8 was verbally abusive and threatened Board staff and
9 casino personnel at both the Sands Bethworks Casino
10 and the Parx Casino.

11 A hearing in this matter was held on
12 July 14th, 2015, after requested by Mr. Ehresman, but
13 he failed to attend that hearing and it was held in
14 his absence. OEC offered testimony and documentary
15 evidence into the record showing that Mr. Ehresman was
16 either verbally abusive or threatened violence or
17 vandalized casino equipment on at least 11 occasions.

18 As a result of the evidence presented,
19 the Report and Recommendation issued recommends that
20 Mr. Ehresman be placed on the Board's Exclusion List.
21 And that's the recommendation before the Board.

22 CHAIRMAN:

23 Questions or comments? May I have a
24 motion?

25 MR. MOSCATO:

1 Mr. Chairman, I move that the Board
2 adopt the Report and Recommendation issued by the OHA
3 regarding the placement of Stanley Ehresman on the
4 PGCB Involuntary Exclusion List as described by the
5 OCC.

6 MR. RYAN:

7 Second.

8 CHAIRMAN:

9 All in favor?

10 ALL SAY AYE

11 CHAIRMAN:

12 All opposed? Motion's adopted.

13 ATTORNEY COOK:

14 The next Report and Recommendation
15 pertains to Adam Gazarik.

16 On January 30th, 2015, the OEC filed a
17 complaint to place Mr. Gazarik on the Board's
18 Exclusion List. The complaint alleges that on
19 July 19th, 2014 Mr. Gazarik entered a nonpublic area
20 of the Rivers Casino used to store promotional
21 giveaways. He then entered a secured slot storage and
22 slot technician workshop adjacent to that area by
23 breaking through drywall. While in the slot storage
24 room, he attempted to open a locked toolbox and
25 rummaged around the room, but otherwise did no damage.

1 As a result of his conduct, Mr. Gazarik
2 was permanently evicted from the Rivers and was
3 charged with criminal mischief, trespass, public
4 intoxication and disorderly conduct; ultimately
5 pleading guilty to disorderly conduct and criminal
6 mischief.

7 A hearing in this matter was held on
8 June 23rd, 2015. Both the OEC and Mr. Gazarik
9 appeared and put evidence into the record. Mr.
10 Gazarik testified that prior to visiting the Rivers on
11 the night in question, he had attended a wedding,
12 consumed too much alcohol and didn't recall any of the
13 events that led to this proceeding.

14 He requested that he not be added to the
15 Involuntary Exclusion List as the list is public
16 information and he was afraid it would have an effect
17 on his professional reputation.

18 Subsequently, a Report and
19 Recommendation was issued by a Board Hearing Officer,
20 citing evidence that supported Mr. Gazarik's claim of
21 extreme intoxication and true remorse at the hearing.
22 The Hearing Officer recommended that Mr. Gazarik, in
23 fact, be placed on the Involuntary Exclusion List, but
24 he be allowed to petition for removal from the list
25 after one year. And that is the recommendation before

1 the Board.

2 CHAIRMAN:

3 Questions or comments from the Board?

4 May I have a motion?

5 MR. RYAN:

6 Mr. Chairman, I move that the Board
7 adopt the Report and Recommendation issued by the OHA
8 regarding the placement of Adam Gazarik on the PGCB
9 Involuntary Exclusion List as described by the OCC.
10 Mr. Gazarik may petition for removal from the list
11 after one year.

12 MR. WOODS:

13 Second.

14 CHAIRMAN:

15 All in favor?

16 ALL SAY AYE

17 CHAIRMAN:

18 All opposed? Motion carries.

19 ATTORNEY COOK:

20 The next Report and Recommendation
21 before the Board today pertains to Uzma Ahad.

22 On April 3rd, 2015, the OEC filed the
23 complaint requesting that Ms. Ahad be placed on the
24 Board's Exclusion List after leaving her daughter, age
25 12, alone in a vehicle parked in the taxicab stand at

1 the Rivers Casino front entrance.

2 Ms. Ahad gamed for approximately 40
3 minutes prior to returning to her vehicle after
4 summoned by casino security. The Pennsylvania State
5 Police responded to the incident, but no criminal
6 charges were filed against Ms. Ahad. However, the
7 Rivers has permanently evicted her from their
8 facility.

9 A hearing in this matter was held on
10 June 4th, 2015. Both OEC and Ms. Ahad appeared; Ms.
11 Ahad acknowledging the evidence that was presented had
12 actually occurred.

13 Thereafter a Report and Recommendation
14 was issued by the Hearing Officer, concluding that the
15 OEC did not cite the correct section of the Board's
16 regulations under the facts presented as to why Ms.
17 Asad --- Ahad, excuse me, should be placed on the
18 Exclusion List. And, therefore, Ms. Ahad's due
19 process rights were violated and she could not be
20 placed on the Exclusion List.

21 The OEC thereafter filed an exception to
22 the Report and Recommendation, citing prior Board
23 precedent for placing people on the list under the
24 regulatory section used. And as a result they
25 objected to the Report and Recommendation.

1 The OCC would concur in OEC's position
2 in this matter. So, the recommendation of the Hearing
3 Officer before the Board is that this woman not be
4 placed on the list. However, I believe OEC was
5 correct that Board precedent would allow for it under
6 the regulatory section side.

7 CHAIRMAN:

8 And your proposal is?

9 ATTORNEY COOK:

10 Board, we're inclined to want to place
11 this woman on the list, finding that the correct
12 regulatory section was cited; they should reject the
13 Report and Recommendation.

14 CHAIRMAN:

15 Questions or comments from the Board?
16 Can I have a motion?

17 MR. WOODS:

18 Mr. Chairman, I move that the Board
19 reject the Report and Recommendation issued by the OHA
20 regarding the placement of Uzma Ahad on the PGCB
21 Involuntary Exclusion List as described by the OCC and
22 that Ms. Ahad be placed on the Board's Involuntary
23 Exclusion List for a period of six months, at which
24 her name should be removed from the list.

25 MR. FAJT:

1 Second.

2 CHAIRMAN:

3 All in favor?

4 ALL SAY AYE

5 CHAIRMAN:

6 Opposed? Motion carries.

7 ATTORNEY COOK:

8 The final matter before the Board is a
9 Report and Recommendation pertaining to Kishondra
10 Wright.

11 On April 7th, 2015, the OEC filed a
12 Complaint requesting that Ms. Wright be placed on the
13 Board's Exclusion List for leaving three children, two
14 ten-year-olds and a two-year-old, unattended in her
15 vehicle in the parking lot of the Mount Airy Casino
16 for approximately 34 minutes on January 4th, 2015.

17 The children were unattended in the
18 vehicle for approximately seven minutes prior to
19 security responding and --- I'm sorry, a shuttle bus
20 driver notifying --- or noticing the children and
21 telling security.

22 Upon Ms. Wright's return to the vehicle,
23 she was met by the Pennsylvania State Police and
24 subsequently charged criminally with her conduct.

25 A hearing in this matter was held before

1 the Board's OHA. Ms. Wright did not appear at that
2 hearing. As a result, the OEC themselves put all of
3 the evidence into the record. And based upon that
4 evidence, the Report and Recommendation is that Ms.
5 Wright be placed on the Board's Exclusion List
6 indefinitely.

7 CHAIRMAN:

8 Questions or comments? May I have a
9 motion?

10 MR. FAJT:

11 Mr. Chairman, I move that the Board
12 adopt the Report and Recommendation issued by the OHA
13 regarding the placement of Kishondra Shereem Wright on
14 the PGCB Involuntary Exclusion List as described by
15 the OCC.

16 ATTORNEY JEWELL:

17 Second it.

18 CHAIRMAN:

19 All in favor?

20 ALL SAY AYE

21 CHAIRMAN:

22 All opposed? Motion carries. Thank
23 you, Doug.

24 ATTORNEY COOK:

25 That completes all of the matters of the

1 OCC.

2 CHAIRMAN:

3 Thank you. Director of Licensing, Sue
4 Hensel.

5 ATTORNEY HENSEL:

6 Welcome, Chairman Barasch, and thank
7 you, members of the Board. Before the Board today
8 will be motions regarding 804 Principal, Key, Gaming
9 and Non-Gaming Employees. In addition, there will be
10 the consideration of the eight Gaming Service Provider
11 Applicants.

12 The first matter for your consideration
13 is the approval of Principal and Key Employee
14 Licenses. Prior to this meeting the Bureau of
15 Licensing provided you with a proposed Order for two
16 Principal and five Key Employee Licenses.

17 I ask that the Board consider the Order
18 approving the licenses.

19 CHAIRMAN:

20 Comments from the Board?

21 ATTORNEY PITRE:

22 Enforcement Counsel has no objection.

23 CHAIRMAN:

24 Thank you. Comments from the Board or
25 questions? May I have a motion?

1 ATTORNEY JEWELL:

2 Mr. Chairman, I move that the Board
3 approve the issuance of Principal and Key Employee
4 Licenses as described by the Bureau of Licensing.

5 MR. MCCALL:

6 Second.

7 CHAIRMAN:

8 All in favor?

9 ALL SAY AYE

10 CHAIRMAN:

11 All opposed? Motion carries.

12 ATTORNEY HENSEL:

13 Also for your consideration are
14 Temporary Principal and Key Employee Licenses.

15 Prior to this meeting the Bureau of
16 Licensing provided you with an Order regarding the
17 issuance of Temporary Licenses for four Principal and
18 ten Key Employees. I ask that the Board consider the
19 Order approving these licenses.

20 CHAIRMAN:

21 Enforcement Counsel?

22 ATTORNEY PITRE:

23 Enforcement Counsel has no objection.

24 CHAIRMAN:

25 Questions or comments from the Board?

1 Do I have a motion?

2 MR. MCCALL:

3 Mr. Chairman, I move the Board adopt the
4 issuance of Temporary Principal and Key Employee
5 Licenses as described by the Bureau of Licensing.

6 MR. MOSCATO:

7 Second.

8 CHAIRMAN:

9 All in favor?

10 ALL SAY AYE

11 CHAIRMAN:

12 All opposed? Motion carries.

13 ATTORNEY HENSEL:

14 Next are Gaming Permits and Non-Gaming
15 Registrations.

16 Prior to this meeting, the Bureau of
17 Licensing provided you with a list of 540 individuals
18 to whom the Bureau has granted temporary or full
19 occupational permits and 178 individuals to whom the
20 Bureau has granted registrations under the authority
21 delegated to the Bureau of Licensing.

22 I ask that the Board consider a motion
23 approving the Order.

24 CHAIRMAN:

25 Enforcement Counsel?

1 ATTORNEY PITRE:

2 Enforcement Counsel has no objection.

3 CHAIRMAN:

4 Comments from the Board? Questions?

5 Can I have motion, please?

6 MR. MOSCATO:

7 Mr. Chairman, I move that the Board
8 approve the issuance of Gaming Employee Permits and
9 Non-Gaming Employee Registrations as described by the
10 Bureau of Licensing.

11 MR. RYAN:

12 Second.

13 CHAIRMAN:

14 All in favor?

15 ALL SAY AYE

16 CHAIRMAN:

17 All opposed? Motion carries.

18 ATTORNEY HENSEL:

19 In addition to our recommendations of
20 denial for six gaming and one non-gaming employee
21 applicants, in each case the applicant failed to
22 request a hearing within the specified time period.

23 The Bureau of Licensing provided you
24 with an Order addressing the applicants who the OEC
25 has recommended for denial.

1 I ask that the Board consider a motion
2 approving the denials.

3 CHAIRMAN:

4 Enforcement Counsel?

5 ATTORNEY PITRE:

6 Enforcement Counsel continues to request
7 denial in each instance.

8 CHAIRMAN:

9 Questions from the Board? Do I have a
10 motion?

11 MR. RYAN:

12 Mr. Chairman, I move that the Board deny
13 the Gaming and Non-Gaming Employee Applications as
14 described by the Bureau of Licensing.

15 MR. WOODS:

16 Second.

17 CHAIRMAN:

18 All in favor?

19 ALL SAY AYE

20 CHAIRMAN:

21 All opposed? Motion carries.

22 ATTORNEY HENSEL:

23 Also for your consideration are
24 Withdrawal requests for Key, Non-Gaming and Gaming
25 Employees.

1 In each case, the license or permit is
2 no longer required. For today's meeting I have
3 provided the Board with a list of one Key, eight
4 Gaming, and 49 Gaming Employee Withdrawals for
5 approval.

6 I ask that the Board consider the Orders
7 approving the list of Withdrawals.

8 CHAIRMAN:

9 Enforcement Counsel?

10 ATTORNEY PITRE:

11 Enforcement Counsel has no objection.

12 CHAIRMAN:

13 Questions or comments from the Board?

14 Do you have a motion?

15 MR. WOODS:

16 Mr. Chairman, I move that the Board
17 approve the Withdrawals as described by the Bureau of
18 Licensing.

19 MR. FAJT:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 All opposed? Motion carries.

1 ATTORNEY HENSEL:

2 Finally, for your consideration are
3 Gaming Service Provider Registrations.

4 The Bureau of Licensing provided you
5 with an Order and an attached list of eight registered
6 gaming service provider applicants.

7 I ask that the Board consider the Order
8 registering these gaming service provider applicants.

9 ATTORNEY PITRE:

10 Enforcement Counsel has no objection.

11 CHAIRMAN:

12 Thank you. Comments or questions from
13 the Board? Do we have a motion?

14 MR. FAJT:

15 Mr. Chairman, I move that the Board
16 issue an Order to approve the applications for Gaming
17 Service Provider Registration as described by the
18 Bureau of Licensing.

19 ATTORNEY JEWELL:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 All opposed? Motion carries.

1 ATTORNEY HENSEL:

2 That concludes the matters of the Bureau
3 of Licensing.

4 CHAIRMAN:

5 Thank you. Next up, Cyrus, you're on.

6 ATTORNEY PITRE:

7 Morning, Chairman, members of the Board.
8 The OEC will present 19 matters for the Board's
9 consideration today, consisting of two suspensions,
10 six revocations and 11 involuntary exclusions.

11 The first eight matters on the agenda
12 consist of enforcement actions in which the OEC has
13 filed a complaint seeking the suspension or
14 revocations of registrations or permits of individuals
15 licensed by the Board.

16 Each complaint has been filed with the
17 Board's OHA and properly served upon each individual
18 named in the complaint. The individual named in the
19 complaint failed to respond within 30 days, as
20 required by Board regulation. As a result, the OEC
21 filed a request for a default judgement and properly
22 served the default judgement upon each named
23 individual.

24 Thereby the facts in each complaint are
25 deemed admitted. All filed documents have been

1 provided to the Board, and the matters are presently
2 ripe for Board consideration.

3 In each instance we will provide a brief
4 summary of the facts and request the appropriate Board
5 action.

6 ATTORNEY STUART:

7 Glenn Stuart, for the OEC; S-T-U-A-R-T.
8 The first item for the Board is the consideration of
9 the suspension of Renee Wu's G2 Employee Permit.

10 While functioning as a Table Games
11 Supervisor at the Valley Forge Casino Resort, Ms. Wu
12 admitted to providing player points to three
13 individuals who did not earn those points through
14 their wagering activity.

15 Ms. Wu issued these points so these
16 patrons could be eligible for prizes at Valley Forge.
17 Specifically, these patrons redeemed two cell phone
18 charging mats each with a maximum retail value of
19 approximately \$30.

20 No criminal charges were filed against
21 Ms. Wu; however, Valley Forge terminated Ms. Wu as a
22 result of her actions. Ms. Wu has not been employed
23 at any casino in the Commonwealth since her
24 termination.

25 As such, the OEC request the Board

1 suspend Ms. Wu's G2 Employee Permit for not less than
2 30 days.

3 CHAIRMAN:

4 Questions or comments from the Board?
5 May I have a motion?

6 MR. MCCALL:

7 Mr. Chairman, I move that the Board
8 issue an Order to approve the suspension of Renee Wu's
9 G2 Employee Occupation Permit for a period of at least
10 one year. After one year Ms. Wu may petition to have
11 her suspension lifted.

12 MR. MOSCATO:

13 Second.

14 CHAIRMAN:

15 All in favor?

16 ALL SAY AYE

17 CHAIRMAN:

18 All opposed? Motion passes.

19 ATTORNEY CROHE:

20 Good morning, John Crohe with the OEC;
21 C-R-O-H-E. The next matter before the Board is a
22 request to consider the revocation of Arjun Dulal's
23 Non-Gaming Registration, which was issued in
24 connection with his position as an EVS Attendant for
25 Rivers Casino.

1 Mr. Dulal kept bets while playing
2 three-card poker in Meadows Casino, as witnessed by
3 the dealer and later confirmed by casino surveillance.
4 Mr. Dulal cheated by placing at least \$25 on a bonus
5 bet, and by placing at least \$5 on an ante bet after
6 his initial bets were placed and after the cards were
7 dealt, which was a violation of the rules of the game.

8 As a result of the cheating, Mr. Dulal
9 was permanently banned from Meadows Casino, and
10 charged by the Pennsylvania State Police under our Act
11 and with disorderly conduct.

12 March 24th, 2015, the case against Mr.
13 Dulal was closed when he pled guilty to disorderly
14 conduct and the charge under our Act was withdrawn.

15 The OEC now request that the Board
16 revoke the Non-Gaming Registration held by Arjun
17 Dulal.

18 CHAIRMAN:

19 Questions from the Board? May I have a
20 motion?

21 MR. MOSCATO:

22 Mr. Chairman, I move that the Board
23 issue an Order to approve the revocation of Arjun
24 Dulal's Non-Gaming Employee Registration as described
25 by the OEC.

1 MR. RYAN:

2 Second.

3 CHAIRMAN:

4 All in favor?

5 ALL SAY AYE

6 CHAIRMAN:

7 All opposed? Motion passes.

8 ATTORNEY CROHE:

9 The next matter before the Board is a
10 request to consider the revocation of Taylor Anne
11 Johnson's Non-Gaming Registration, which was issued in
12 connection with her position as an EVS Attendant at
13 Parx Casino.

14 Ms. Johnson was arrested on April 16,
15 2015 by the Middletown Township Police Department and
16 charged with theft by unlawful taking of moveable
17 property and unauthorized use of a motor vehicle,
18 after stealing her brother's vehicle, which she
19 admitted to taking in order to purchase narcotics.
20 Ms. Johnson pled guilty to unauthorized use of a motor
21 vehicle and was sentenced to two years' probation.
22 All other charges were withdrawn.

23 The OEC now requests that the Board
24 revoke the Non-Gaming Registration held by Taylor Anne
25 Johnson.

1 CHAIRMAN:

2 Questions or comments from the Board?

3 Do I have a motion?

4 MR. RYAN:

5 Mr. Chairman, I move that the Board
6 issue an Order to approve the revocation of Taylor
7 Anne Johnson's Non-Gaming Employee Registration as
8 described by the OEC.

9 MR. WOODS:

10 Second.

11 CHAIRMAN:

12 All in favor?

13 ALL SAY AYE

14 CHAIRMAN:

15 All opposed? Motion passes.

16 ATTORNEY CROHE:

17 The next matter before the Board is a
18 request to consider the revocation of Hailey Leibold's
19 Non-Gaming Registration, which was issued in
20 connection with her position as a Public Area
21 Attendant at Hollywood Casino.

22 Ms. Leibold was arrested on
23 February 23rd, 2015 by the Lebanon County detectives
24 and was charged with intentional possession of a
25 controlled substance, use or possession of drug

1 paraphernalia, and knowing or intentionally
2 manufacturing or distributing a designer drug.

3 Ms. Leibold admitted to possessing
4 contraband during an interaction with a detective and
5 a sergeant from Lebanon County Pennsylvania. This
6 contraband was tested by the Pennsylvania State Police
7 and it was determined that it was a form of synthetic
8 marijuana.

9 Ms. Leibold pled guilty to intentional
10 possession of a controlled substance on August 26th,
11 2015, and all other charges were withdrawn. She was
12 sentenced to one year of probation.

13 The OEC now requests that the Board
14 revoke the Non-Gaming Registration held by Hailey
15 Leibold.

16 CHAIRMAN:

17 Questions or comments from the Board?
18 May I have a motion?

19 MR. WOODS:

20 Mr. Chairman, I move that the Board
21 issue an Order to approve the revocation of Hailey
22 Leibold's Non-Gaming Employee Registration as
23 described by the OEC.

24 MR. FAJT:

25 Second.

1 CHAIRMAN:

2 All in favor?

3 ALL SAY AYE

4 CHAIRMAN:

5 All opposed? Motion passes.

6 ATTORNEY CROHE:

7 The next matter before the Board is a
8 request to consider the revocation of Kenneth Michael
9 Strehle's Non-Gaming Registration, which was issued in
10 connection with his position as a plumber foreman for
11 Divine Brothers, Incorporated, who performed work at
12 Harrah's Philadelphia Casino and Racetrack.

13 Mr. Strehle was arrested on May 5th,
14 2015 by the Warwick Township Police Department and
15 charged with materially providing a false written
16 statement, purchased delivery transfer of a firearm
17 and statement under penalty, after he attempted to
18 purchase a firearm from Tanner's Sport Center in
19 Jamison, Pennsylvania, and indicated on his
20 certification for his firearm transaction record that
21 he was not prohibited from acquiring a firearm; that
22 he had never been convicted of crime that carried a
23 maximum sentence of more than one year. And he
24 further indicated that he had never been convicted of
25 a misdemeanor crime of domestic violence.

1 Mr. Strehle was denied as he is
2 prohibited from purchasing a firearm, has been
3 convicted of a crime that carried a maximum sentence
4 of greater than one year, and has been convicted of a
5 misdemeanor crime of domestic violence.

6 Trial for this matter was scheduled for
7 October 2nd, 2015; however, the charges against Mr.
8 Strehle are still listed as not final in the docket.
9 The OEC now request that the Board revoke the
10 Non-Gaming Registration held by Kenneth Strehle.

11 CHAIRMAN:

12 Questions or comments from the Board?
13 May I have a motion?

14 MR. FAJT:

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

19 ATTORNEY JEWELL:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 All opposed? Motion passes.

1 ATTORNEY FENSTERMAKER:

2 Good morning, Chairman Barasch, members
3 of the Board. I'm Cassandra Fenstermaker;
4 F-E-N-S-T-E-R-M-A-K-E-R. We have for your
5 consideration a complaint to revoke the Gaming
6 Employee Permit of Akeem Rashad Clark.

7 Mr. Clark pled guilty to a crime;
8 firearms not to be carried without a license, which
9 meets the Gaming Act's definition of a felony.
10 Therefore, OEC asserts that Mr. Clark is prohibited
11 from holding a Gaming Employee Permit at this time.

12 As a result the OEC requests that Akeem
13 Rashad Clark's Gaming Employee Permit be revoked.

14 CHAIRMAN:

15 Questions or comments from the Board?
16 May I have a motion?

17 ATTORNEY JEWELL:

18 Mr. Chairman, I move that the Board
19 issue an Order to approve the revocation of Akeem
20 Rashad Clark's Gaming Employee Occupation Permit as
21 described by the OEC.

22 MR. MCCALL:

23 Second.

24 CHAIRMAN:

25 All in favor?

1 ALL SAY AYE

2 CHAIRMAN:

3 All opposed? Motion passes.

4 ATTORNEY MILLER:

5 Good morning once again, Dustin Miller
6 or behalf of the OEC. The next matter today is a
7 request for revocation involving Lawrence Brown.

8 Mr. Brown was employed as a Food Court
9 Attendant at Parx Casino and registered as a
10 Non-Gaming Employee. The OEC filed an Enforcement
11 Complaint to revoke Mr. Brown's Non-Gaming Employee
12 Registration for several incidents of theft while
13 working at Parx Casino on January 13th, 2015.

14 On that date, a routine surveillance
15 review revealed Mr. Brown giving food to patrons
16 without payment, failing to ring up transactions and
17 pocketing the cash involved in those transactions.
18 Mr. Brown was terminated by Parx Casino on
19 January 15th, 2015 for his actions. No criminal
20 charges have been filed against Mr. Brown and he is
21 not currently employed by any Pennsylvania casino
22 facility.

23 At this time the OEC would ask the Board
24 to consider the revocation of Lawrence Brown's
25 Non-Gaming Employee Registration.

1 CHAIRMAN:

2 Questions or comments from the Board?

3 May I have a motion?

4 MR. MCCALL:

5 Mr. Chairman, I move that the Board
6 issue an Order to approve the revocation of Lawrence
7 Brown's Non-Gaming Employee Registration as described
8 by the OEC.

9 MR. MOSCATO:

10 Second.

11 CHAIRMAN:

12 All in favor?

13 ALL SAY AYE

14 CHAIRMAN:

15 All opposed? Motion passes.

16 ATTORNEY MILLER:

17 The next matter's a request for
18 suspension involving Breanna Castro. Ms. Castro was
19 employed as a Table Games Dealer at Parx Casino and
20 permitted as a Gaming Employee.

21 The OEC filed an Enforcement Complaint
22 to suspend Ms. Castro's Gaming Employee Permit for
23 being criminally charged in a domestic incident on
24 December 9th, 2014.

25 Currently, Ms. Castro is charged with

1 criminal mischief, possession of an instrument of
2 crime, simple assault, recklessly endangering another
3 person and harassment. Ms. Castro's accused of
4 punching the victim several times in the face and
5 kneeing her in the ribs, as well as using her car to
6 strike the victim's car several times.

7 Although criminal charges were filed on
8 December 9th, 2014, this incident is alleged to have
9 occurred on November 25th, 2014. Ms. Castro was
10 terminated from Parx Casino on or about
11 December 19th, 2014 for failing to show up for work
12 and is not currently employed at any Pennsylvania
13 casino facility.

14 At this time, the OEC would ask the
15 Board to consider the suspension of Breanna Castro's
16 Gaming Employee Permit pending disposition of the
17 criminal charges filed against her.

18 CHAIRMAN:

19 Questions or comments from the Board?
20 May I have a motion?

21 MR. MOSCATO:

22 Mr. Chairman, I move that the Board
23 issue an Order to approve the suspension of Breanna
24 Castro's Gaming Employee Occupation Permit until at
25 least resolution of her criminal charges, at which

1 time she may petition the Board to have her suspension
2 lifted.

3 MR. RYAN:

4 Second.

5 CHAIRMAN:

6 All in favor?

7 ALL SAY AYE

8 CHAIRMAN:

9 All opposed? Motion passes.

10 ATTORNEY PITRE:

11 The remaining matters on the agenda
12 consist of enforcement actions in which the OEC has
13 filed Petitions seeking the involuntary exclusion of
14 individuals whose presence in a licensed facility are
15 inimical to the interest of the Commonwealth and our
16 license gaming therein.

17 In each instance the Petition for
18 Exclusion has been filed with the Board's OHA and
19 properly served upon the individual named in the
20 Petition. The individual named in the Petition failed
21 to respond within 30 days, as required by Board
22 regulation. As a result, the OEC filed a request for
23 default judgement in each instance and properly served
24 the default judgement upon each individual. Thereby
25 all facts in each Petition are deemed admitted.

1 All filed documents have been provided
2 to the Board and the matters are presently ripe for
3 Board consideration. In each instance we will provide
4 a brief summary of the facts and request the
5 appropriate Board action.

6 CHAIRMAN:

7 Thank you.

8 ATTORNEY CROHE:

9 The next matter today is a request for
10 placement on the Board's Excluded Persons List,
11 involving Robert W. Molnar, Jr.

12 The OEC filed a Petition to place Mr.
13 Molnar on the Exclusion List for being criminally
14 charged with operating an illegal sports gambling
15 business in Bucks County, Pennsylvania.

16 March 26th, 2015, Mr. Molnar was charged
17 with one count of engaging in poll selling or
18 bookmaking, and one count of receiving bets or wagers.
19 It's alleged that in November of 2013 Bucks County
20 detectives executed a search warrant on Mr. Molnar's
21 home and vehicle, and recovered notebooks, printed
22 lottery tickets and football polls, indicating that
23 Mr. Molnar was involved in three different illegal
24 gambling operations. Mr. Molnar has entered and
25 gambled in Pennsylvania casinos in the past as well.

1 Based upon the foregoing, the OEC ask
2 that the Board place Robert W. Molnar, Jr. on the
3 Board's Excluded Persons List.

4 CHAIRMAN:

5 Questions or comments from the Board?
6 May I have a motion?

7 MR. RYAN:

8 Mr. Chairman, I move that the Board
9 issue an Order to approve the addition of Robert W.
10 Molnar, Jr. to the PGCB Involuntary Exclusion List as
11 described by the OEC.

12 MR. WOODS:

13 Second.

14 CHAIRMAN:

15 All in favor?

16 ALL SAY AYE

17 CHAIRMAN:

18 All opposed? Motion passes.

19 ATTORNEY CROHE:

20 The next matter is a request for
21 placement on the Board's Excluded Persons List
22 involving Ralph E. Sabatini.

23 The OEC filed a Petition to place Mr.
24 Sabatini on the Exclusion List for also being
25 criminally charged with operating illegal sports

1 gambling business in Bucks County.

2 On March 4th, 2015, Mr. Sabatini was
3 charged with one count of corrupt organizations, four
4 counts of --- I'm sorry, four counts of corrupt
5 organizations, two counts of dealing in the proceeds
6 of an unlawful activity, one count of conspiracy to
7 deal in the proceeds of an unlawful activity, one
8 count of criminal use of a communication facility, one
9 count of engaging in poll selling or bookmaking, one
10 count of conspiracy to engage in poll selling or
11 bookmaking, one count of occupying a place where poll
12 selling or bookmaking is taking place, one count of
13 conspiracy to occupy a place where poll selling or
14 bookmaking is taking place, one count of receiving
15 bets or wagers, one count of conspiracy to receive
16 bets or wagers, one count of custodian of
17 property/estate, one count of conspiracy to be the
18 custodian of property/estate, one count of allowing a
19 premises to be used for poll selling or bookmaking,
20 and one count of conspiracy to allow a premises to be
21 used for poll selling or bookmaking.

22 It is alleged that in 2012 and 2013
23 Bucks County detectives gained intelligence from
24 cooperating witnesses, a wiretapped phone line and
25 visual surveillance that Mr. Sabatini and another

1 individual were operating an illegal sports gambling
2 enterprise in Bristol Township, Bucks County
3 Pennsylvania.

4 Criminal charges related to these
5 allegations remain pending against Mr. Sabatini. Mr.
6 Sabatini has entered and gambled at Pennsylvania
7 casinos in the past as well.

8 Based upon the foregoing, the OEC asks
9 that the Board place Ralph E. Sabatini on the Board's
10 Excluded Persons List.

11 CHAIRMAN:

12 Questions or comments from the Board?
13 May I have a motion?

14 MR. WOODS:

15 Mr. Chairman, I move that the Board
16 issue an Order to approve the addition of Ralph
17 Sabatini to the PGCB Involuntary Exclusion List as
18 described by the OEC.

19 MR. FAJT:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 All opposed? Motion passes.

1 ATTORNEY FENSTERMAKER:

2 Next we have for your consideration a
3 petition to place Joseph Rivello on the Board's
4 Involuntary Exclusion List.

5 Mr. Rivello past posted a wager while
6 patronizing Harrah's Philadelphia, resulting in a loss
7 to the facility of \$750. As a result, the OEC
8 requests that Mr. Rivello be placed on the Board's
9 Involuntary Exclusion List.

10 CHAIRMAN:

11 Questions or comments from the Board?
12 Do I have a motion?

13 MR. FAJT:

14 Mr. Chairman, I move that the Board
15 issue an Order to approve the addition of Joseph
16 Rivello to the PGCB Involuntary Exclusion List as
17 described by the OEC.

18 ATTORNEY JEWELL:

19 Second.

20 CHAIRMAN:

21 All in favor?

22 ALL SAY AYE

23 CHAIRMAN:

24 All opposed? Motion passes.

25 ATTORNEY FENSTERMAKER:

1 We have for your consideration a
2 Petition to place Lewis Ibraheem, also known as Lewis
3 Abamesa (phonetic) on the Board's Involuntary
4 Exclusion List.

5 Mr. Ibraheem past posted wagers while
6 wagering at both Harrah's and Sands. As a result the
7 OEC requests that Mr. Ibraheem be placed on the
8 Board's Involuntary Exclusion List.

9 CHAIRMAN:

10 Questions or comments from the Board?
11 May I have a motion?

12 ATTORNEY JEWELL:

13 Mr. Chairman, I move that the Board
14 issue an Order to approve the addition of Lewis
15 Ibraheem to the PGCB Involuntary Exclusion List as
16 described by the OEC.

17 MR. MCCALL:

18 Second.

19 CHAIRMAN:

20 All in favor?

21 ALL SAY AYE

22 CHAIRMAN:

23 All opposed? Motion passes.

24 ATTORNEY FENSTERMAKER:

25 We have for your consideration a

1 Petition to place Esayas Ketema on the Board's
2 Involuntary Exclusion List.

3 Mr. Ketema past posted multiple wagers
4 while patronizing Harrah's Philadelphia, resulting in
5 a loss to the facility of \$120. As a result the OEC
6 requests that Mr. Ketema be placed on the Board's
7 Involuntary Exclusion List.

8 CHAIRMAN:

9 Questions or comments from the Board?
10 May I have a motion?

11 MR. MCCALL:

12 Mr. Chairman, I move that the Board
13 issue an Order to approve the addition of Esayas
14 Ketema to the Pennsylvania Gaming Control Board's
15 Involuntary Exclusion List as described by the OEC.

16 MR. MOSCATO:

17 Second.

18 CHAIRMAN:

19 All in favor?

20 ALL SAY AYE

21 CHAIRMAN:

22 All opposed? Motion passes.

23 ATTORNEY FERRELL:

24 Good morning, Chairman, members of the
25 Board, Benjamin Ferrell; F-E-R-R-E-L-L.

1 On July 20th, 2014, Andre Waters was
2 caught pitching a bet while playing craps and was
3 evicted from SugarHouse Casino for 24 hours. On March
4 15th, 2015, he was caught past posting bets while
5 playing craps. As a result, Mr. Waters is permanently
6 evicted from SugarHouse Casino.

7 At this time OEC would request that the
8 Board place Andre Waters on the Board's Involuntary
9 Exclusion List.

10 CHAIRMAN:

11 Thank you. Questions or comments from
12 the Board? May I have a motion?

13 MR. MOSCATO:

14 Mr. Chairman, I move that the Board
15 issue an Order to approve the addition of Andre Waters
16 to the PGCB Involuntary Exclusion List as described by
17 the OEC.

18 MR. RYAN:

19 Second.

20 CHAIRMAN:

21 All in favor?

22 ALL SAY AYE

23 CHAIRMAN:

24 All opposed? Motion passes.

25 ATTORNEY ROLAND:

1 Morning, Mr. Chairman, members of the
2 Board, Michael Roland, R-O-L-A-N-D, with the OEC. The
3 next two matters arise from the same fact pattern.

4 First we have a request to place Shaun
5 Benward on the Involuntary Exclusion List. Sands
6 surveillance notified the Bureau of Casino Compliance
7 of two patrons, Shaun Benward and Jerome Hartfield
8 trying to scam the casino. Each man was observed
9 assisting the other with both pinching and capping
10 bets. Illegal activity occurred at Sands, Rivers,
11 Harrah's, Parx and Mount Airy Casinos.

12 Mr. Benward was arrested for his
13 actions, as well as for active warrants for the same
14 types of violations in the State of Delaware. He was
15 charged with both criminal intent and conspiracy to
16 commit theft by deception, and conspiring to
17 knowingly, by trick or fraud, win and reduce a loss
18 under the Gaming Act.

19 The matter is now before the Board to
20 consider the placement of Shaun Benward on the Board's
21 Involuntary Exclusion List.

22 CHAIRMAN:

23 Questions or comments from the Board?
24 May I have a motion?

25 MR. RYAN:

1 Mr. Chairman, I move that the Board
2 issue an Order to approve the addition of Shaun
3 Benward to the PGCB Involuntary Exclusion List as
4 described by the OEC.

5 CHAIRMAN:

6 All in favor? Let's try it again. Do
7 we have a second?

8 MR. WOODS:

9 Second.

10 CHAIRMAN:

11 All in favor?

12 ALL SAY AYE

13 CHAIRMAN:

14 All opposed? Motion passes.

15 ATTORNEY ROLAND:

16 Next I'll ask you to consider Jerome
17 Hartfield, who is Mr. Benward's co-conspirator.

18 Mr. Hartfield was charged by the
19 Pennsylvania State Police with both criminal attempt
20 and conspiracy to commit theft by deception, again,
21 knowingly by trick or fraud, to win and reduce loss
22 under the Gaming Act.

23 And this matter is now before the Board
24 to consider the placement of Jerome Hartfield on the
25 Board's Involuntary Exclusion List.

1 CHAIRMAN:

2 Questions from the Board? May I have a
3 Motion?

4 MR. WOODS:

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

9 MR. FAJT:

10 Second.

11 CHAIRMAN:

12 All in favor?

13 ALL SAY AYE

14 CHAIRMAN:

15 All opposed? Motion passes.

16 ATTORNEY ROLAND:

17 The next matter is a request to place
18 Johnathan Cofre on the Involuntary Exclusion List.

19 The Bureau of Casino Compliance was
20 notified by Sands' security about a possible theft.
21 After review of surveillance, the theft was confirmed;
22 and Mr. Cofre had stolen \$4,000 belonging to another
23 patron while at a gaming table. Mr. Cofre initially
24 left the casino, but later returned and made full
25 restitution of the \$4,000.

1 At the time restitution was made, Mr.
2 Cofre was confirmed to be underage. He was 20 years
3 old at the time. Mr. Cofre gained access to Sands
4 gaming floor by using the identification of his
5 cousin, and he was on the gaming floor for a total of
6 six hours and 33 minutes. Mr. Cofre was charged with
7 prohibited acts under our Gaming Act, specifically
8 minors on the gaming floor.

9 And the matter is now before the Board
10 to consider the placement of Jonathan Cofre on the
11 Board's Involuntary Exclusion List.

12 CHAIRMAN:

13 Questions from the Board?

14 MR. FAJT:

15 One question. Thank you, Mr. Chairman.
16 Mike, it's our understanding that this gentleman
17 returned of his own volition to the casino. He was
18 not tracked down by anybody; is that correct?

19 ATTORNEY ROLAND:

20 We did take a look into it. We couldn't
21 find any reason that would have tipped him off that he
22 was being looked after. So, it does appear it was by
23 his own volition, but I can't say for a hundred
24 percent certainty.

25 MR. FAJT:

1 Thank you.

2 CHAIRMAN:

3 Any other questions or comments? May I
4 have a motion?

5 MR. FAJT:

6 Mr. Chairman, I move that the Board
7 issue an Order to approve the addition of Jonathan
8 Cofre to the Pennsylvania Control Board Involuntary
9 Exclusion List until at least his 22nd birthday, at
10 which time he may petition to be removed from that
11 list.

12 ATTORNEY JEWELL:

13 Second.

14 CHAIRMAN:

15 All in favor?

16 ALL SAY AYE

17 CHAIRMAN:

18 All opposed? Motion passes.

19 ATTORNEY ROLAND:

20 The next matter is a request to place
21 Anthony Queen on the Involuntary Exclusion List.

22 The Bureau of Casino Compliance was
23 notified by Sands' surveillance of a patron later
24 identified as Anthony Alonzo Queen attempting to pass
25 post his bet while playing Texas Hold'em. Mr. Queen

1 was escorted from the table and \$160 in restitution
2 was collected from him at the time.

3 A review of surveillance footage showing
4 Mr. Queen's play presented ten instances of cheating.
5 The total amount gained by Mr. Queen was \$860.

6 Mr. Queen was charged with ten counts of
7 knowingly, by trick or fraud, to win or reduce loss
8 and ten counts of theft by deception.

9 The matter is now before the Board to
10 consider the placement of Anthony Queen on the Board's
11 Involuntary Exclusion List.

12 CHAIRMAN:

13 Questions or comments from the Board?
14 May I have a motion?

15 ATTORNEY JEWELL:

16 Mr. Chairman, I move that the Board
17 issue an Order to approve the addition of Anthony
18 Queen to the PGCB Involuntary Exclusion List as
19 described by the OEC.

20 MR. MCCALL:

21 Second.

22 CHAIRMAN:

23 All in favor?

24 ALL SAY AYE

25 CHAIRMAN:

1 All opposed? Motion passes.

2 ATTORNEY ROLAND:

3 And the last matter I have is a request
4 to place Parwinder Singh on the Involuntary Exclusion
5 List.

6 The Bureau of Casino Compliance was
7 notified of the suspect later identified as Parwinder
8 Singh, who was age 19, of attempting to use
9 identification other than his own to gain access to
10 the gaming floor through the hotel entrance at Sands
11 Casino. The identification was presented to security,
12 who noticed that the photo and height on the
13 identification did not resemble the person presenting
14 it.

15 Mr. Singh's true identity was discovered
16 and he was charged with carrying a false
17 identification card.

18 The matter is now before the Board to
19 consider to placement of Parwinder Singh on the
20 Board's Involuntary Exclusion List.

21 CHAIRMAN:

22 Any questions or comments from the
23 Board? 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 Parwinder
2 Singh to the Pennsylvania Gaming Control Board
3 Involuntary Exclusion List as described by the OEC.

4 I further move that Mr. Singh may
5 petition the Board for removal from the list any time
6 after his 22nd birthday.

7 MR. MOSCATO:

8 Second.

9 CHAIRMAN:

10 All in favor?

11 ALL SAY AYE

12 CHAIRMAN:

13 All opposed? Motion passes.

14 ATTORNEY PITRE:

15 Thank you. That concludes our business.

16 CHAIRMAN:

17 Thank you very much. With that I
18 believe all of our business is concluded today. I'll
19 just make a comment that I appreciate the patience and
20 tolerance of my fellow members during my maiden voyage
21 today. Our next scheduled public meeting will be held
22 on November 18th at ten o'clock in this room. Are
23 there any final comments or questions from the Board?
24 Any other matters to be taken up? May I have a motion
25 to adjourn?

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

MR. MOSCATO:

Mr. Chairman, I would move adjournment.

MR. RYAN:

Second.

CHAIRMAN:

All in favor?

ALL SAY AYE

CHAIRMAN:

Motion passes.

* * * * *

MEETING CONCLUDED AT 11:41 A.M.

* * * * *

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

CERTIFICATE

I hereby certify that the foregoing proceedings, hearing held before Chairman Barasch was reported by me on 10/21/15 and that, I Derrick Ferree, read this transcript and that I attest that this transcript is a true and accurate record of the proceeding.



Court Reporter

Derrick Ferree