



Chairman

DAVID M. BARASCH

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PENNSYLVANIA GAMING CONTROL BOARD

P.O. BOX 69060

HARRISBURG, PENNSYLVANIA

17106-9060

BOARD ACTION - MINUTES

WEDNESDAY, MAY 25, 2016 - 10:00 a.m.

STRAWBERRY SQUARE COMPLEX, 2ND FLOOR, HARRISBURG

Commissioners

GREGORY C. FAJT

RICHARD G. JEWELL

KEITH R. MCCALL

ANTHONY C. MOSCATO

WILLIAM H. RYAN, JR.

DAVID W. WOODS

Ex-Officio Members

TIMOTHY REESE

EILEEN McNULTY

RUSSELL REDDING

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

Members in attendance were:

David M. Barasch, Chairman

Gregory C. Fajt

Richard G. Jewell

Keith R. McCall

Anthony C. Moscato

William H. Ryan, Jr.

David W. Woods

Ex-Officio members in attendance were:

Robert Coyne, Ex-Officio Designee, Department of Revenue

Jennifer Langan, Ex-Officio Designee, State Treasury

Fred Strathmeyer, Ex-Officio Designee, Department of Agriculture

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

Kevin O'Toole – Executive Directors Report

Claire Yantis – Personnel Related Items

Denise Miller Tshudy – Local Law Enforcement Grant

Susan Yocum – Regulations, Statement of Policies

R. Douglas Sherman – Petitions

Steve Cook – Withdrawals & Report and Recommendations

Susan Hensel – Licensing Matters

Cyrus Pitre – Enforcement Actions

Assistant Enforcement Counsel: Kimberly Adams, James Armstrong, John Crohe, Cassandra Fenstermaker, Dustin Miller, Michael Roland and Glen Stuart

Also present were:

John Donnelly, Esquire representing SugarHouse Casino

Bryan Schroeder, Esquire representing Greenwood Gaming & Entertainment, Inc.

Michael Fabias, Esquire representing Gaming and Leisure Properties, Inc.

Brandon J. Moore, Esquire representing Gaming and Leisure Properties, Inc.

Mark S. Stewart, Esquire representing Mohegan Sun Pocono

Joseph P. Mellody, Jr. Esquire representing Mohegan Sun Pocono

Wendy Hamilton

Leigh Whitaker

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

PUBLIC HEARING

A Public Hearing was held regarding Sugarhouse HSP Gaming LP's Renewal of their Category 2 License.

ANNOUNCEMENTS

Chairman Barasch announced that the Board held an Executive Session on May 24th for the purpose of discussing personnel matters and to conduct quasi-judicial deliberations relating to matters being considered by the Board on May 25th.

MINUTES / TRANSCRIPT

On a motion by Commissioner Jewell, seconded by Commissioner McCall, the minutes and transcript of the March 30, 2016 Board meeting was unanimously approved.

EXECUTIVE DIRECTOR'S REPORT

Kevin O'Toole, Executive Director, updated the Board regarding the Pennsylvania Gaming Control Board's Fantasy Sports Report.

HUMAN RESOURCES

PGCB MOTION NO. 2016-179 HR

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

The Board hereby approved the hiring of the following Personnel:

- Lisa Brown – Casino Compliance Representative, SugarHouse Casino
- Terrance Gubernick – Casino Compliance Representative, Sands Casino

Board Decision: Passed by unanimous vote

OFFICE OF CHIEF COUNSEL

PGCB MOTION NO. 2016-180 OCC

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

The Board hereby adopted Final-form Regulation #125-188.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-181 OCC

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

The Board hereby adopted Final-form Regulation #125-187.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-182 OCC

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

The Board hereby approved the Local Law Enforcement Grant for the Bucks County District Attorney's Office in the amount of \$190,000.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-183 OCC

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

The Board hereby approved the Petition of Autovalet Systems, LLC to be removed from the Prohibited Gaming Service Provider List. Autovalet shall pay a civil penalty in the amount of fifteen hundred dollars (\$1,500) and payment of its outstanding licensure fees in the amount of six thousand nine hundred sixteen dollars and five cents (\$6,916.05).

OHA Docket No. 4617-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-184 OCC

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

The Board hereby approved, with conditions, the Petition of Novomatic AG; Novomatic Gaming Industries GMBH; Novomatic Americas Sales, LLC, for approval to acquire approximately 53% of the Shares in Ainsworth Game Technology Limited from Leonard Ainsworth, founder and Majority Shareholder of Ainsworth Game Technology Limited. In addition, only the public, redacted version of the pleadings filed in this matter shall be made available for public inspection, as certain pleadings contain information designated as confidential.

OHA Docket No. 4600-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-185 OCC

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

The Board hereby approved the Petition of Kammaso Kammasok to be removed from the PGCB Involuntary Exclusion List. This matter was remanded to the Office of Hearings and Appeals for an evidentiary hearing.

OHA Docket No. 4442-2015
 Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-186 OCC

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

The Board hereby approved the Petition of Rosemarie Jones to be removed from the PGCB Involuntary Exclusion List. The removal shall be effective 15 business days from the date of the Order.

OHA Docket No. 3852-2014
 Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-187 OCC

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

The Board hereby approved the following Withdrawals/Surrenders:

- Ram Chary Licensing No. 82177-1; PGCB Doc. No. 4610-2016
- Kevin Stewart MS Operations, Inc. Licensing No. 88749-1; PGCB Doc. No. 4653-2016
- Vincent J. Azzarello Licensing No. 38984-2; PGCB Doc. No. 4659-2016
- Robert M. Jones Licensing No. 80616-1; PGCB Doc. No. 4660-2016
- Jeffrey P. Jacobs Licensing No. 17251-3; PGCB Doc. No. 4661-2016
- Jeffrey P. Jacobs Revocable Trust Licensing No. 42665-3; PGCB Doc. No. 4662-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-188 OCC

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

The Board hereby rejected the Report and Recommendation of the Office of Hearings and Appeals and approved the renewal application of Tashuna Davis. The approval is conditioned upon Ms. Davis making monthly payments on her unemployment compensation debt to be paid in full in one year.

OHA Docket Number: 4422-2015
 Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-189 OCC

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

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals regarding the application of Myron Myers for a Non-Gaming Employee Registration. It is also ordered that certain exhibits contain confidential information and are, therefore, sealed and redacted from public view.

OHA Docket Number: 4237-2015
 Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-190 OCC

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

The Board hereby rejected the Report and Recommendation of the Office of Hearings and Appeals and denied the Gaming Employee Occupation Permit Application of Phuong Tri Nguyen.

OHA Docket Number: 4463-2015
 Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-191 OCC

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

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals regarding Joseph Pizza's Petition to be removed from the PGCB Involuntary Exclusion List.

OHA Docket Number: 2713-2012
 Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-192 OCC

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

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals granting the Non-Gaming Employee Registration Application for Sherwin O'Neill.

OHA Docket Number: 4461-2015
 Board Decision: Passed by unanimous vote

BUREAU OF LICENSING**PGCB MOTION NO. 2016-193 OCC****Motions:** 1st–Board Member Ryan / 2nd–Board Member Woods

The Board hereby approved the renewal of SugarHouse HSP Gaming, LP's Category 2 License.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-194 BOL**Motions:** 1st–Board Member Woods / 2nd–Board Member Fajt

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

Downs Racing, LP

Key Employee

Renewal

- Michael S. Bean, President and General Manager – Docket #1274-4

Holdings Acquisition Co, L.P.

Key Employee

Initial Licensure

- Richard James Stewart, Vice President of Human Resources – Docket #91993-1

Sugarhouse HSP Gaming, LP

Principal Employee

Initial Licensure

- Paul Lawrence Seeman, General Counsel for Rush Street Gaming, LLC – Docket #89233-2

Key Employees

Initial Licensure

- Evan Wainhouse Davis, Senior Counsel – Docket #87641-1

Renewal

- Anthony P. Dilacqua, Director of Security – Docket #52751-3

Valley Forge Convention Center Partners, L.P.

Key Employees

Renewal

- Anthony Spagno, Vice President of Gaming Operations – Docket #65744-2

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-195 BOL**Motions:** 1st–Board Member Fajt / 2nd–Board Member Jewell

The Board hereby approved the issuance of 1 Temporary Principal and 22 Temporary Key Employee Credentials.

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

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-196 BOL**Motions:** 1st–Board Member Jewell / 2nd–Board Member McCallThe Board hereby approved the issuance of 734 (252 initial; 315 renewal; 167 temporary G2 employee) and 304 Non-Gaming Employee Registrations. *Information pertaining to the names of these individuals can be found in the Order.*

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-197 BOL**Motions:** 1st–Board Member McCall / 2nd–Board Member Moscato

The Board hereby denied the following Gaming Employee Applications as follows:

- 92361-1 - Orlando Guzman
- 92763-1 - Dennis Dunford
- 6123-3 - Brittani Christian
- 75762-2 - Alexander Sung
- 88027-1 - Christopher Huggins
- 89662-1 - Qiu, Sai Xing
- 92373-1 - Cashai Sumpter

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-198 BOL**Motions:** 1st–Board Member Moscato / 2nd–Board Member Ryan

The Board hereby approved the withdrawal of 1 Key Employee, 30 Gaming and 6 Non-Gaming Employee Applications.

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

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-199 BOL**Motions:** 1st–Board Member Ryan / 2nd–Board Member Woods

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

CERTIFIED GAMING SERVICE PROVIDERS

- Chester TL Partners, LLC d/b/a Philly Steak Shack
- Emeril Bethlehem Management Company, LLC
- LANConnect, Inc.
- Lyn Godley Design Studio, LLC
- Maple Direct, Inc.
- Meadows Hotel Associates, LLC, d/b/a Hyatt Place Meadows Racetrack & Casino
- Meco Constructors, Inc.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-200 BOL**Motions:** 1st–Board Member Woods / 2nd–Board Member Fajt

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

REGISTERED GAMING SERVICE PROVIDERS

- Adios Associates, LP
- AEC Group, Inc.
- Apollo Group, Inc.
- Dynamic Advertising Solutions, Inc.
- Eileen Enterprises, LLC
- Event FX Productions, Inc.
- George A. Kint, Inc. DBA: Kint Beverage Concepts and Kint Fire Protections
- Gibsons, LLC DBA: Gibsons Bar & Steakhouse
- Hanlon Creative, Inc.
- Hershey Creamery Company
- Horizon Information Services Incorporated
- Iontank, Ltd.
- King-Com, LLC DBA: King Communications
- Majestic Industries, Inc.
- New Horizon Graphic, Inc.
- Players Travel, Inc.
- Simmons Contract Sales, LLC DBA: Simmons Hospitality
- Smoot Construction Company of Ohio
- Tile and Stone Creations, LLC

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL**PGCB MOTION NO. 2016-201 OEC****Motions:** 1st–Board Member Fajt/ 2nd–Board Member McCall

The Board hereby approved the Consent Agreement between the Office of Enforcement Counsel and Greenwood Gaming and Entertainment, Inc. (Parx Casino) regarding the failure to properly address Automatic Shuffler Errors. Parx Casino shall pay a civil penalty in the amount of seven thousand five hundred (\$7,500) and shall also pay \$2,500 for the costs incurred by the Office of Enforcement Counsel, Bureau of Investigations and Enforcement and other related staff in conjunction with this matter.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-202 OEC**Motions:** 1st–Board Member McCall / 2nd–Board Member Moscato

The Board hereby approved the Consent Agreement between the Office of Enforcement Counsel and R.N. R.N.'s Gaming Employee Occupation Permit is suspended for a period of five consecutive days, to commence at a time at the discretion of the Board's Bureau of Licensing. It is also ordered that the Enforcement Action and the Consent Agreement containing R.N.'s full name is hereby marked confidential and sealed from the public file.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-203 OEC**Motions:** 1st–Board Member Moscato / 2nd–Board Member Ryan

The Board hereby approved the Consent Agreement between the Office of Enforcement Counsel and Gaming and Leisure Properties, Inc. for failure to notify the Board of Change of Ownership. Gaming and Leisure Properties shall pay a civil penalty in the amount of Ten thousand (\$10,000) and an additional \$2,500 for the costs incurred by the Office of Enforcement Counsel, Bureau of Investigations and Enforcement and other related staff in conjunction with this matter.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-204 OEC**Motions:** 1st–Board Member Ryan / 2nd–Board Member Fajt

The Board hereby approved the Consent Agreement between the Office of Enforcement Counsel and Downs Racing, LP for an underage gaming violation. Downs Racing shall pay a civil penalty in the amount of Fifteen thousand (\$15,000). Down's Racing shall also pay \$2,500 for the costs incurred by the Office of Enforcement Counsel, Bureau of Investigations and Enforcement and other related staff in conjunction with this matter.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-205 OEC**Motions:** 1st–Board Member Fajt / 2nd–Board Member Jewell

The Board hereby approved the Consent Agreement between the Office of Enforcement Counsel and Downs Racing, LP for doing business with an unauthorized Gaming Service Provider, Rustic Kitchen. Down's Racing shall pay a civil penalty in the amount of Five thousand (\$5,000) within ten business days. WTA shall also pay \$2,500 for the costs incurred by the Office of Enforcement Counsel, Bureau of Investigations and Enforcement and other related staff in conjunction with this matter.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-206 OEC**Motions:** 1st–Board Member Jewell / 2nd–Board Member McCall

The Board hereby approved the Consent Agreement between the Office of Enforcement Counsel and Sun Rustic, LLC d/b/a/ Rustic Kitchen. Sun Rustic, LLC shall pay a civil penalty in the amount of Three thousand (\$3,000) for failure to submit its renewal application in the prescribed time as required by the Board's Regulations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-207 OEC**Motions:** 1st–Board Member McCall / 2nd–Board Member Moscato

The Board hereby approved the revocation of Anthony Hill's Gaming Employee Occupation Permit.

Docket Number: 4377-2015

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-208 OEC**Motions:** 1st–Board Member Moscato / 2nd–Board Member Ryan

The Board hereby approved the revocation of Rochelle Poszeluznyj's Non-Gaming Employee Registration.

Docket Number: 4511-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-209 OEC**Motions:** 1st–Board Member Ryan / 2nd–Board Member Woods

The Board hereby approved the suspension of Theodore Clark's Non-Gaming Employee Registration.

Docket Number: 4531-2016
 Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-210 OEC

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

The Board hereby approved the suspension of Nicole Knestrick’s Gaming Employee Occupation Permit.

Docket Number: 4529-2016
 Board Decision: Passed by unanimous vote

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

PGCB MOTION #	RESPONDENT	DOCKET #	FIRST	SECOND	BOARD DECISION	CAN PETITION TO BE REMOVED
2016-211 OEC	Sarah Shorb	4571-2016	Fajt	Jewell	Unanimous	
2016-212 OEC	Christopher Gordon	4486-2016	Jewell	McCall	Unanimous	After his 22 nd Birthday
2016-213 OEC	Tyrone Clark	4520-2016	McCall	Moscato	Unanimous	
2016-214 OEC	Darnell Bryant	4452-2015	Moscato	Ryan	Unanimous	
2016-215 OEC	Mark Heltzel	4521-2016	Ryan	Woods	Unanimous	
2016-216 OEC	Robert J. Pellegrini	4522-2016	Woods	Fajt	Unanimous	
2016-217 OEC	Rochelle Poszeluznyj	4523-2016	Fajt	Jewell	Unanimous	
2016-218 OEC	Duc Pham	4532-2016	Jewell	McCall	Unanimous	
2016-219 OEC	Danaysha Tucker	4480-2016	McCall	Moscato	Unanimous	After 1 Year
2016-220 OEC	Greg Winslow	4514-2016	Moscato	Ryan	Unanimous	
2016-221 OEC	Jacob B. Alexander	4574-2016	Ryan	Woods	Unanimous	After his 22 nd Birthday
2016-222 OEC	Robert Burns	4546-2016	Woods	Fajt	Unanimous	
2016-223 OEC	Seulgi Choi	4573-2016	Fajt	Jewell	Unanimous	After 1 Year
2016-224 OEC	Keyonah Edwards	4575-2016	Jewell	McCall	Unanimous	After her 22 nd Birthday
2016-225 OEC	Kisha Edwards	4576-2016	McCall	Moscato	Unanimous	After 1 Year
2016-226 OEC	Qiu Renjian	4548-2016	Moscato	Ryan	Unanimous	After his 22 nd Birthday
2016-227 OEC	Shaohai Yang	4547-2016	Ryan	Woods	Unanimous	After 1 Year
2016-228 OEC	Daniel White	4539-2016	Woods	Fajt	Unanimous	

ADJOURNMENT

On a motion by Board Member Fajt, Seconded by Board Member Jewell, the meeting was adjourned.

I HEREBY CERTIFY THAT THESE MINUTES WERE APPROVED BY THE PENNSYLVANIA GAMING CONTROL BOARD AT A PUBLIC MEETING ON THE 13th DAY OF **JULY 2016**.

 Dorthy Theis, Board Secretary