



Chairman

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PENNSYLVANIA GAMING CONTROL BOARD

P.O. BOX 69060

HARRISBURG, PENNSYLVANIA

17106-9060

MEETING MINUTES

WEDNESDAY, SEPTEMBER 7, 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

Jorge Augusto, Ex-Officio Designee, Department of Agriculture

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

Claire Yantis – Personnel Related Matters

R. Douglas Sherman – Petitions

Stephen Cook –Withdrawals & Report and Recommendations

Susan Hensel – Licensing Matters

Cyrus Pitre – Enforcement Actions

Assistant Enforcement Counsel:

James Armstrong, John Crohe, David Tepper, Dustin Miller, Benjamin Ferrell, Glen Stuart and Kim Adams

Also present were:

John Donnelly, Esquire, representing SugarHouse & Rivers Casino

Mr. Dan Vogler, Chairman, Lawrence County Commissioners – public comment

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

PUBLIC HEARINGS

The following public hearings were held and voted on during the regular portion of the meeting under Office of Chief Counsel:

- Washington Trotting Association, Inc. GLP Capital, LP, Gaming and Leisure Properties, Inc., Pinnacle Entertainment, Inc. and PNK Development 33, LLC was held regarding an Amended Joint Petition for Final Approval of Proposed Change of Control; and
- Chester Downs and Marina, LLC regarding the Petition for Approval to Modify the Gaming Floor

ANNOUNCEMENTS

Chairman Barasch announced that the Board held an Executive Session on September 6th for the purpose of discussing personnel matters and to conduct quasi-judicial deliberations relating to matters being considered by the Board on September 7th. Chairman Barasch also announced the information pertaining to the Casino License Renewal of Lady Luck Casino Nemaconlin.

MINUTES / TRANSCRIPT

On a motion by Commissioner McCall, seconded by Commissioner Moscato, the minutes and transcript of the July 13, 2016 Board meeting were unanimously approved.

HUMAN RESOURCES**PGCB MOTION NO. 2016-362 HR**

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

The Board hereby approved the hiring of:

Tamara Haken – Assistant Enforcement Counsel, Office of Enforcement Counsel

Sarah Kolesar – Assistant Enforcement Counsel, Office of Enforcement Counsel

Joseph Ottinger – Technical Field Representative, SugarHouse Casino

Board Decision: Passed by unanimous vote

OFFICE OF CHIEF COUNSEL**PGCB MOTION NO. 2016-363 OCC**

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

The Board hereby granted Chester Downs and Marina, LLC's Petition for Approval to modify its gaming floor with conditions referenced by the Office of Chief Counsel.

Docket No.: 4780-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-364 OCC

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

The Board hereby granted Washington Trotting Association, Inc., GLP Capital, LP, Gaming and Leisure Properties, Inc., Pinnacle Entertainment, Inc. and PNK Development 33, LLC's Amended Joint Petition for Final Approval of Proposed Change of Control with the conditions requested by the Office of Enforcement Counsel. The Board further approved the \$2.5 million change of control fee relative to this transaction.

Docket No.: 3862-2014

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-365 OCC

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

The Board hereby ordered that the Emergency Suspension of Maven, Inc.'s Gaming Service Provider Registration remain in full force and effect pending further action by the Board.

Docket No.: 4772-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-366 OCC

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

The Board hereby approved the following Withdrawals/Surrenders:

- Virginia M. McDowell (Surrender Principal License); Docket No. 4737-2016
- Insight Direct USA, Inc. (Withdraw Gaming Service Provider App.); Docket No. 4743-2016
- Christopher Benak (Surrender Principal License); Docket No. 4760-2016
- Michael Stephen Bowman (Withdraw Principal License App.); Docket No. 4761-2016
- Fortress GLPI Voteco, LLC (Withdraw Principal Entity License App and Surrender Principal Entity License); Docket No. 4762-2016
- Randal Alan Nardone (Withdraw Principal License App); Docket No. 4763-2016
- John A. Godfrey (Withdraw Principal License App); Docket No. 4765-2016
- Roy Kelcey Alexander Allison (Withdraw Principal License App); Docket No. 4802-2016
- Lynn Swann (Surrender Principal License); Docket No. 4815-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-367 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 and the Emergency Suspension of Alexis Nicole Guzman's Gaming Employee Occupation Permit shall remain in effect until further action by the Board.

OHA Docket Number: 4714-2016
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-368 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 revoking the Gaming Employee Occupation Permit of Dattoan Nguyen as well as being placed on the PGCB Involuntary Exclusion List.

OHA Docket Number: 4448-2015 & 4449-2015
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-369 OCC

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

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals recommending that the Gaming Employee Occupation Permit of Derek Ramirez be suspended for a period of two days.

OHA Docket Number: 4344-2015
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-370 OCC

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

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals and denied S.H.’s Petition for Recovery of Winnings while on the Voluntary Self-Exclusion List. Due to the confidential nature of the Board’s Voluntary Self-Exclusion List, the record in this matter is hereby sealed.

OHA Docket Number: 4528-2016
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-371 OCC

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

The Board hereby approved Jessica Thornton’s Petition to Lift Suspension of her Gaming Employee Occupation Permit. The Board further notes that OEC erred in responding to Thornton’s Petition to Lift the Suspension of her Gaming Employee Occupation Permit by arguing that her Permit should, in fact be revoked. A separate Enforcement Action seeking revocation of her Gaming Employee Occupation Permit would have been the proper mechanism for seeking such relief.

OHA Docket Number: 4475-2015
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-372 OCC

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

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals and placed Christopher Tran on the Board’s Involuntary Exclusion List. Due to the confidential nature of some exhibits, those are to be redacted of all confidential information or sealed from the Board’s public record.

OHA Docket Number: 4483-2016
Board Decision: Passed by unanimous vote

BUREAU OF LICENSING

PGCB MOTION NO. 2016-373 BOL

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

The Board hereby approved the Licensure of Pinnacle Entertainment, Inc. and its Principals.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-374 BOL

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

The Board hereby approved the Table Game Manufacturer Renewal License of Dynamic Gaming Systems, LLC.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-375 BOL

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

The Board hereby approved Abel Personnel, Inc.'s Slot Machine Manufacturer Designee License.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-376 BOL

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

The Board hereby approved the Conditional Gaming Junket Enterprise License of M.E.S. Travel and Junkets, Inc.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-377 BOL

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

The Board hereby approved the Gaming Related Gaming Service Provider Renewal Certification of Masque Publishing, Inc.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-378 BOL

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

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

Chester Downs and Marina, LLC

Principal Employee

Renewal

- Thomas M. Jenkin, Global President of Destination Markets for Caesars Enterprise Services, LLC – Docket #1448-3

Downs Racing, LP

Principal Employee

Initial Licensure

- Joseph Smith, Member of the Mohegan Tribal Gaming Authority (“MTGA”) Management Board and Tribal Council – Docket #91762-1

Mountainview Thoroughbred Racing Association, LLC

Key Employee

Initial Licensure

- Jeffrey Berndt, Manager of Slot Operations – Docket #65401-4

Mount Airy #1, LLC

Key Employee

Renewal

- Matthew G. Magda, Vice President of Resort Operations – Docket #2869-5

Sands Bethworks Gaming, LLC

Key Employees

Initial Licensure

- Gideon Adam Berkowitz, Senior Vice President of Enterprise Technology for the Las Vegas Sands Corporation, majority owner of Category 2 slot machine licensee Sands Casino Resort-Bethlehem – Docket #93769-1

Renewal

- Laura Chow, Director of Player Development at Sands Bethlehem – Docket #64013-3

Bally Gaming, Inc. d/b/a Bally Technologies

Key Employee

Initial Licensure

- Adam Whitehurst, Vice President Sales Eastern Region – Docket #90469-1

IGT

Principal

Initial Licensure

- Neil Andrew Abrams, Senior Vice President and General Counsel – Docket #90678-1

IGT Global Solutions Corporation f/k/a GTECH Corporation

Principal

Initial Licensure

- Neil Andrew Abrams, Senior Vice President and General Counsel – Docket #90678-2

Interblock USA, L.C.

Principal

Initial Licensure

- Thomas Edward Rafferty, General Counsel – Docket #92306-1

KGM Gaming, LLC

Key Employee

Renewal

- Joshua Robert Faish, Account Executive – Docket #70215-2

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-379 BOL

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

The Board hereby approved the issuance of 1 Temporary Principal and 4 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. 2016-380 BOL

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

The Board hereby approved the issuance of 365 Gaming Employee Occupation Permits (156 initial; 159 renewal; 50 temporary G2 employee) and 170 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. 2016-381 BOL

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

The Board hereby denied the following Employee Applications as follows:

GAMING EMPLOYEES

94792-1 Stephen Crespo

93719-1 Cheyenne Rolls

NON-GAMING EMPLOYEES

94494-1 Francis Paul

92440-1 Henry Greene

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-382 BOL

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

The Board hereby approved the withdrawal of 3 Key and 32 Gaming and 10 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. 2016-383 BOL

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

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

CERTIFIED GAMING SERVICE PROVIDERS

- No Limit Steaks, d/b/a Ruth's Chris Steak House
- Serfass Construction Co., Inc.
- Supreme Distributors, Inc., d/b/a Supreme Lobster and Seafood Company

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-384 BOL

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

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

REGISTERED GAMING SERVICE PROVIDERS

- Advanced Electrical and Communications, LLC
- Garrow Brothers Soda and Draft Services Company
- Harry L. Witt, Inc. DBA: Witt Pest Management
- Hong Kong Seafood Company, Inc. DBA: Tai Lake
- Indoff, Inc.
- Keystone Tax Associates, LLC
- Outthink, LLC
- Penncora Productions, Inc.
- Rock Street Music
- Technology Consulting, Inc.
- WM. T. Spaeder Co., Inc.
- Your Neighborhood Dry Cleaner DBA: YNDCLV

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL**PGCB MOTION NO. 2016-385 OEC**

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

The Board hereby approved the Consent Agreement between the Office of Enforcement Counsel and SugarHouse HSP Gaming, LP (SugarHouse) and Holdings Acquisition, Co. LP (Rivers) for failure to notify the Board of Ownership Changes. SugarHouse and Rivers shall each pay a civil penalty in the amount of \$15,000 as well as \$2,500 each 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. 2016-386 OEC

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

The Board hereby approved the revocation of Sean O'Donnell's Non-Gaming Employee Registration.

Docket Number: 4669-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-387 OEC

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

The Board hereby approved the revocation of Stephen Reeves' Gaming Employee Occupation Permit.

Docket Number: 4618-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-388 OEC

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

The Board hereby approved the suspension of Lamont Powell's Non-Gaming Employee Registration.

Docket Number: 4683-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-389 OEC

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

The Board hereby approved the suspension of Antwanette Bennett's Gaming Employee Occupation Permit. The suspension shall remain in effect until such time her pending criminal charges are resolved at which time she may petition to have her suspension lifted.

Docket Number: 4695-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-390 OEC

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

The Board hereby approved the revocation of Victor Streety's Gaming Employee Occupation Permit.

Docket Number: 4722-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2016-391 OEC**Motions:** 1st–Board Member McCall / 2nd–Board Member Moscato

The Board hereby approved the revocation of Jillian Bendorovich's Gaming Employee Occupation Permit.

Docket Number: 4684-2016

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
2016-392 OEC	Jillian Bendorovich	4685-2016	Moscato	Ryan	Unanimous	
2016-393 OEC	Joseph Merlino	4648-2016	Ryan	Woods	Unanimous	
2016-394 OEC	Stephen Reeves	4619-2016	Woods	Fajt	Unanimous	
2016-395 OEC	Dessmond Jones	4558-2016	Fajt	Jewell	Unanimous	
2016-396 OEC	John Frankowski	4663-2016	Jewell	McCall	Unanimous	
2016-397 OEC	Gary Taylor, Jr.	4715-2016	McCall	Moscato	Unanimous	
2016-398 OEC	Nicholas Cecere	4727-2016	Moscato	Ryan	Unanimous	After 22 nd Birthday
2016-399 OEC	Andrew Kamta	4721-2016	Woods	Fajt	Unanimous	After 22 nd Birthday
2016-400 OEC	Oliver Movtady	4701-2016	Fajt	Jewell	Unanimous	After 22 nd Birthday
2016-401 OEC	Jonathan Terrani	4693-2016	Jewell	McCall	Unanimous	After 22 nd Birthday
2016-402 OEC	Jeremiah Atkinson	4680-2016	McCall	Moscato	Unanimous	
2016-403 OEC	Christopher Neyman	4681-2016	Moscato	Ryan	Unanimous	
2016-404 OEC	Akee Yamir Miller	4632-2016	Ryan	Woods	Unanimous	

Please note: Bang Chen, although listed as an agenda item to be covered at the September 7th meeting, was postponed due to the need of an interpreter.

PUBLIC COMMENT

Mr. Dan Vogler expressed his thanks for the Board allowing him the opportunity to address the Board. He stated that although he is disappointed that none of the applicants in his home county were able to bring their proposed project to fruition, he took comfort in knowing that the Gaming Board and staff were very fair, very thorough, and very patient in their review and decision making processes. He further stated that he developed a very healthy respect for the PGCB Board and predecessors and also all staff members who took their role very seriously in what they do. He thanked the Board for the many courtesies that were extended to him and that on a personal note, the welcome mat is always out at the Lawrence County Courthouse.

ADJOURNMENT

On a motion by Commissioner Woods, seconded by Commissioner Fajt, the meeting was adjourned.