



Chairman

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PENNSYLVANIA GAMING CONTROL BOARD
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HARRISBURG, PENNSYLVANIA
17106-9060

Commissioners
GREGORY C. FAJT
ANNMARIE KAISER
KEITH R. MCCALL
JOHN J. McNALLY, III
ANTHONY C. MOSCATO
DAVID W. WOODS

Ex-Officio Members
GEORGE GREIG
ROBERT MCCORD
DANIEL MEUSER

BOARD ACTION - MINUTES
WEDNESDAY, JANUARY 8, 2014 - 10:00 a.m.
STRAWBERRY SQUARE COMPLEX, 2ND FLOOR, HARRISBURG

A meeting of the Pennsylvania Gaming Control Board was held at the Office of Hearings and Appeals, Strawberry Square Complex, 2nd Floor, Harrisburg. The meeting began immediately following the public hearings.

Members in attendance were:

William H. Ryan, Jr., Chairman
Gregory C. Fajt
Annamarie Kaiser
Keith R. McCall
John J. McNally, III
Anthony C. Moscato
David W. Woods

Ex-Officio members in attendance were:

Robert Coyne, Designee, Department of Revenue
Jennifer Langan, Representative, State Treasurer's Office
Jorge Augusto, Representative, Department of Agriculture

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

Claire Yantis – Personnel Related Items
R. Douglas Sherman – Petitions
Steve Cook - Withdrawals, Report and Recommendations
Susan Hensel – Licensing Matters
Cyrus Pitre – Enforcement Actions

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

PUBLIC HEARING(S)

The following hearings were held prior to the regularly scheduled board meeting.

- Oral Argument on Mount Airy #1, LLC Petition to Modify the Board's June 13, 2012 Order
- Éclair Holdings Company, MTR Gaming Group, Inc. and their Related Entities - Seeking Approval of a Transfer of Interest
- Congregation Rodeph Shalom, The Mathematics, Civics and Science Charter School and Friends Select School – Petition to Intervene in Tower Entertainment's Cat 2 Proceedings
- Oral Argument on HSP Gaming, LP (Sugarhouse) – Petition to Amend to Add a Party [*in the matter of the Petition of Sugarhouse HSP Gaming, L.P. to Intervene in Licensing Proceedings concerning the Potential Reissuance of a Category 2 Gaming License*]

PGCB MOTION NO. 2014-1 OCC

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

The Board hereby denied the Oral Argument on HSP Gaming, LP's Petition to Amend to add a Party [*in the matter of the Petition of Sugarhouse HSP Gaming, L.P. to Intervene in Licensing Proceedings concerning the Potential Reissuance of a Category 2 Gaming License*] as untimely filed and also because Chester Downs and Marina, LLC's interests are adequately represented by Sugarhouse HSP Gaming LP.

- HSP Gaming, LP (Sugarhouse) – Petition to Intervene in the Category 2 License Proceedings

ANNOUNCEMENTS

The Board held an Executive Session on January 7 and January 8, 2014 prior to the public meeting. The purpose of the Executive Sessions was to discuss personnel matters, pending litigation, and to conduct quasi-judicial deliberations relating to matters being considered by the Board on January 8, 2014.

MINUTES & TRANSCRIPTS

On a motion by Commissioner Fajt, seconded by Commissioner Kaiser the minutes and transcripts of the November 20 and December 11, 2013 meetings were approved.

HUMAN RESOURCES

PGCB MOTION NO. 2014-2 HR – New Hire

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

The Board hereby approved the hiring of Mr. Anthony Penna, as Casino Compliance Representative at the Meadows Racetrack and Casino.

Board Decision: Passed by unanimous vote

OFFICE OF FINANCIAL MANAGEMENT

Mr. David Rhen, Director, provided a mid-year fiscal year budget update for expenditure activity through December 31, 2013.

OFFICE OF CHIEF COUNSEL

PGCB MOTION NO. 2014-3 OCC

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

The Board hereby approved the Petition, with conditions, of Éclair Holdings Company, MTR Gaming Group, Inc. and their Related Entities Seeking Approval of a Transfer of Interest.

Docket Number: 3361-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-4 OCC

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

The Board hereby tabled the Petition of Mount Airy #1, LLC for a period of 90 days in which the Petitioner and the Office of Enforcement Counsel should meet to discuss and agree on any background investigation is required of Mr. DeNaples.

Docket Number: 3257-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-5 OCC

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

The Board hereby granted the Congregation Rodeph Shalom; The Mathematics, Civics and Sciences Charter School; and Friends Select School’s Petition to Intervene in the pending Category 2 licensure proceedings. The granting of the Petition is limited, however to issues of traffic and parking and denied to the degree that Petitioners seek to object to Tower Entertainment, LLC’s proposed Category 2 licensed facility for any other reason. Petitioners must submit all information they wish to present to the Board, consistent with the Board’s regulations, by 12:00 p.m. on January 10, 2014.

Docket Number: 3395-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-6 OCC

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

The Board hereby granted the Petition of HSP Gaming, LP limited to issues surrounding the Philadelphia gaming market and the impact a second Philadelphia Casino will have on that Market. The Board further moved that intervention on issues of compliance by the applicants with Sections 1304 and 1330 of the Act are denied as Intervener’s interests in those areas are adequately represented by the Office of Enforcement Counsel. Finally, the Board moved that Petitioner shall submit all information it wishes to present to the Board, consistent with the Board’s regulations, by noon on January 10, 2014

Docket Number: 3396-2013

Board Decision: Passed by unanimous vote

Multimedia Games, Inc.

Key Employee Renewal

- **David C. Hartman**, Account Executive – Docket #25006-4

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-12 BOL

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

The Board hereby approved the issuance of 1 Temporary Principal and 15 Key Employee Credentials.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-13 BOL

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

The Board hereby approved the issuance of 330 (25 full G2 employees; 145 initial; 85 renewals; 75 Temporary G2 employees) Gaming Employee Permits and 107 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-14 BOL

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

The Board hereby approved the denial of Tyheed Roane’s Gaming Employee Application.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-15 BOL

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

The Board hereby approved the withdrawals of 1 Key Employee, 22 Gaming Employees and 5 Non-Gaming Employee Applications.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-16 BOL

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

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

REGISTERED GAMING SERVICE PROVIDERS

- Arley Wholesale, Inc.
- Arts Anvil Iron Works, Inc.
- Davis Landscape, Ltd.
- Economy Decorators, Inc./ DBA EDI
- Indian Ridge Provisions, Inc.
- Just For Fun, DBA: JFF Uniforms
- Maritz Holdings Inc., DBA: Maritz Motivation Solutions
- Monmouth Entertainment, Inc.
- Paris Produce Company, Inc.
- Paul Rabinowitz Glass Co., Inc.
- Quality Concepts, Inc.
- Rainbow Marketing Group, LLC
- S.A. Comunale Co., Inc.
- Success Seminars, DBA: Select Sales
- Super Heat Inc.

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL

PGCB MOTION NO. 2014-17 OEC

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

The Board hereby approved the Consent Agreement, with conditions, between Chester Downs and Marina LLC and the Office of Enforcement Counsel. Chester Downs and Marina shall pay a civil penalty in the amount of \$70,000 for internal control violations involving issuing credit and procedures violation. Chester Downs and Marina shall also pay administrative costs in the amount of \$2,500.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-18 OEC

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

The Board hereby approved the Consent Agreement between Charles Cornell, III and the Office of Enforcement Counsel. As a result of the approved Consent Agreement, Charles Cornell, III's G2 Permit is suspended for a period of fifteen (15) days.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-19 OEC

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

The Board hereby approved the Consent Agreement between Paul Nyce and the Office of Enforcement Counsel. As a result of the approved Consent Agreement, Paul Nyce's G2 Permit is suspended for a period of thirty (30) days.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-20 OEC

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

The Board hereby approved the Consent Agreement, with conditions, between Chester Downs and Marina LLC and the Office of Enforcement Counsel. Chester Downs and Marina shall pay a civil penalty in the amount of \$20,000 for underage gaming. Chester Downs and Marina shall also pay administrative costs in the amount of \$2,500.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-21 OEC

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

The Board hereby approved the placement of Anna Marie Wilkins on the PGCB Involuntary Exclusion List.

Docket Number: 3306-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-22 OEC

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

The Board hereby approved the placement of Alteese Williams on the PGCB Involuntary Exclusion List. The Board further ordered that Alteese Williams may petition for removal from the list after one (1) year.

Docket Number: 3288-2013

Board Decision: Passed by unanimous vote

ADJOURNMENT

On a motion by Commissioner Kaiser, seconded by Commissioner McCall, the meeting was adjourned.

I HEREBY CERTIFY THAT THESE MINUTES WERE APPROVED BY THE PENNSYLVANIA GAMING CONTROL BOARD AT A PUBLIC MEETING ON THE 26th DAY OF FEBRUARY, 2014.

Mickey Kane, Board Secretary