



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, FEBRUARY 26, 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 Closing Arguments..

Members in attendance were:

William H. Ryan, Jr., Chairman
Gregory C. Fajt
Annmarie 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

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

Kevin O'Toole – Executive Director's Report
Liz Lanza – Problem Gambling Awareness
Joe Bott – Personnel Related Items
R. Douglas Sherman – Petitions
Steve Cook - Withdrawals, Report and Recommendations
Susan Hensel – Licensing Matters
Cyrus Pitre – Enforcement Actions

Assistant Enforcement Counsel: Alexandra Sacavage, Melissa Powers and Dustin Miller

Counsel/Witnesses:

Alan C. Kohler, Esq.(Representing Stadium Casino, LLC; John M. Donnelly, Esq.(Representing Sugarhouse Casino); Larry H. Spector, Esq.(Representing for Congregation Rodeph Shalom, the Mathematics, Civics and Sciences Charter School and Friends Select School; John F. O'Riordan, Esq.(Representing PHL Local Gaming, LLC); William J. Downey, III, Esq. (Representing Market East Associates, LP); Raymond A. Quiglia, Esq.(Representing Tower Entertainment); and Steven E. Bizar, Esq. (Gaming Ventures and Penn National Gaming); Michael Sklar, Esq.(Rivers Casino); Rhonda Gilchrist (Rivers Casino)

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

PGCB MOTION NO. 2014-39 OCC

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

The Board hereby granted Stadium Casino, LLC's Motion to Reopen the Record for Limited Purpose of Supplementing its Application to Reflect the Restructuring of Sterling Investors. The Board also granted Stadium Casino, LLC's Motion to Protect Confidential Information submitted with its Motion to Reopen the Record.

ANNOUNCEMENTS

The Board held an Executive Session on February 25, 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 February 26th.

MINUTES / TRANSCRIPTS

On a motion by Commissioner McNally, seconded by Commissioner McCall, the minutes and transcripts of the January 8th and January 22, 2013 meets were adopted.

EXECUTIVE DIRECTOR'S REPORT**PGCB RESOLUTION NO. 2014-1 CPG – Problem Gambling Awareness Month**

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

The Board hereby adopted the following Resolution:

***WHEREAS,** The legislative intent of the Pennsylvania Racehorse Development and Gaming Act ("Gaming Act") recognizes, in part, that the public interest of the citizens of this Commonwealth and social effect of gaming shall be taken into consideration in any decision or order made pursuant to the Gaming Act; and*

***WHEREAS,** The Pennsylvania Gaming Control Board ("PGCB") recognized the social effect of gaming when it created the Office of Compulsive and Problem Gambling to: conduct research; develop public outreach efforts; work with the Pennsylvania slot machine licensees to develop and implement problem gambling programs at licensed facilities; administer the PGCB's Self-Exclusion Program; and promote problem gambling education programs in this Commonwealth; and*

***WHEREAS,** The Gaming Act established a special fund to be known as the Compulsive and Problem Gambling Treatment Fund, and required that all money in the fund should be expended for programs for public awareness, prevention, research, assistance and treatment of gambling addictions; and ,*

***WHEREAS,** Problem gambling is a public health issue affecting Pennsylvanians of all ages, races, gender and ethnic backgrounds in all communities; and*

***WHEREAS,** Problem gambling is treatable, and treatment is effective in minimizing the harm to individuals, families and society as a whole; and*

***WHEREAS,** Numerous individuals, professionals, agencies, and organizations in Pennsylvania have dedicated their efforts to the education of the public about problem gambling and the availability and effectiveness of treatment; and*

***WHEREAS,** Promoting awareness of problem gambling is an opportunity to educate the public and policy makers about the social and financial issues related to problem gambling; and*

***THEREFORE,** The Pennsylvania Gaming Control Board hereby recognizes March, 2014 as **PROBLEM GAMBLING AWARENESS MONTH**. We encourage all citizens to learn more about the signs of problem gambling and to help spread the message about the availability of treatment.*

Upon motion duly made and seconded, the foregoing Resolution was adopted on February 26, 2014.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-40 HR – New Hires

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

The Board hereby approved the hiring of Michael Lamb as a Casino Compliance Representative for Lady Luck Casino at Nemacolin and Mr. Percival O'Shaughnesy as a Technical Field Representative in the Bureau of Gaming Laboratories, Philadelphia region.

Board Decision: Passed by unanimous vote

OFFICE OF CHIEF COUNSEL**PGCB MOTION NO. 2014-41 OCC – Dominique Singleton**

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

The Board hereby granted the Petition of Dominique Singleton, for the dissolution of the Emergency Suspension of his Non-Gaming Employee Registration. The approval is subject to the condition that Singleton provides the Office of Enforcement Counsel with documentation demonstrating that he has motioned the Bucks County Court of Common Pleas for the dismissal of the criminal charges upon which the suspension was based.

OHA Docket Number: 2219-2011

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-42 OCC – Jagmeet Singh**Motions:** 1st–Board Member Kaiser / 2nd–Board Member McCall

The Board hereby granted the Petition of the Office of Enforcement Counsel to place Jagmeet Singh on the Involuntary Exclusion List. Jagmeet Singh may not petition the Board for removal from the Exclusion List until on or after February 26, 2015.

Docket Number: 2961-2012

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-43 OCC**Motions:** 1st–Board Member McCall / 2nd–Board Member McNally

The Board hereby approved the withdrawals / surrenders of:

- Kenneth Lochiatto Licensing No. 30077, Docket Number 3409-2014
- Laura McAllister Cox Licensing No. 45000, Docket Number 3408-2014
- Giftcraft, Inc. Licensing No. 40532, Docket Number 3390-2013
- William Clifford Licensing No. 1579, Docket Number 3384-2013
- Steventodd Snyder Licensing No. 79628, Docket Number 3385-2013
- A Lorne Weil Licensing No. 56759, Docket Number 3389-2013
- SHFL Entertainment, Inc. Licensing No. 1078, Docket Number 3375-3381-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-44 OCC**Motions:** 1st–Board Member McNally / 2nd–Board Member Moscato

The Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals and denied M.B.'s Petition for early removal from the Voluntary Self Exclusion List. M.B. may petition the Board for removal from the list ten (10) years after her placement on the list consistent with a recently proposed change to the Board's regulations regarding lifetime self-exclusions.

Docket Number: 3286-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-45 OCC**Motions:** 1st–Board Member Moscato / 2nd–Board Member Woods

The Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals and denied J.M.Z.'s Petition for early removal from the Voluntary Self Exclusion List. J.M.Z. may petition the Board for removal from the list ten (10) years after placement on the list consistent with a recently proposed change to the Board's regulations regarding lifetime self-exclusions. The Board further recognizes that the documents and all the filings in this matter contain sensitive information that is confidential and as a result the entire file is "Under Seal" restricting public access to these records.

Docket Number: 3341-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-46 OCC**Motions:** 1st–Board Member Woods / 2nd–Board Member Fajt

The Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals and denied Nakia D. Jones' Petition for Early Removal from the Involuntary Exclusion List.

Docket Number: 2787-2012

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-47 OCC**Motions:** 1st–Board Member Kaiser / 2nd–Board Member McCall

The Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals to revoke the Non-Gaming Employee Registration of Nancy Gonzalez.

Docket Number: 3328-2013

Board Decision: Passed by unanimous vote

BUREAU OF LICENSING**PGCB MOTION NO. 2014-48 BOL****Motions:** 1st–Board Member McCall/ 2nd–Board Member McNally

The Board hereby approved the Slot Machine Manufacturer License for Ditronics Financial Services.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-49 BOL**Motions:** 1st–Board Member McNally/ 2nd–Board Member Moscato

The Board hereby approved the Gaming Junket Enterprise License for Benz Gaming, LLC.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-50 BOL**Motions:** 1st–Board Member Moscato/ 2nd–Board Member Woods

The Board hereby approved the Gaming Junket Enterprise License for Kenneth Froom Tours, Inc.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-51 BOL**Motions:** 1st–Board Member Woods/ 2nd–Board Member Fajt

The Board hereby approved the issuance of 2 Principal and 9 Key Employee Licenses, as follows:

Downs Racing, LPPrincipal Initial Licensure

- **Mario Kontomerkos**, Chief Financial Officer for Mohegan Tribal Gaming Authority and Treasurer and Secretary for Mohegan Commercial Ventures PA, LLC – Docket #74174-1

Key Employee Renewal

- **Frederick Brown IV**, Chief Information Officer – Docket #26580-5
- **Dennis Driscoll**, Director of Security – Docket #3295-3

Mountainview Thoroughbred Racing Association, LLCKey Employee Initial Licensure

- **William Bruce Hayles**, Vice President and General Manager – Docket #77514-1

Key Employee Renewal

- **Danielle Ruth Espenshade**, Count Room Manager – Docket #24980-3

Presque Isle Downs, Inc.Key Employee Renewal

- **Roseane Paligo**, Internal Audit Manager – Docket #8802-3

Mount Airy #1, LLCKey Employee Renewal

- **Edmondo Granci**, Vice President of Finance and Chief Financial Officer – Docket #1280-3
- **John Carroll**, Director of Internal Audit– Docket #22225-2

SugarHouse HSP Gaming, LPKey Employee Renewal

- **Nicholas Constantine Kontonicolas**, Director of Information Technology – Docket #23867-3

Valley Forge Convention Center Partners, LPPrincipal Initial Licensure

- **VF TLS Funding, LLC**, Lender to Valley Forge Colonial, LP – Docket #80078-1

Interblock USA, L.C.Key Employee Initial Licensure

- **Anthony Laielli** - Sales Account Executive – Docket #15113-2

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-52 BOL**Motions:** 1st–Board Member Fajt/ 2nd–Board Member Kaiser

The Board hereby approved the issuance of 6 Temporary Principal and 24 Key Employee Licenses. *Information pertaining to the names of these individuals can be found in the Order.*

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-53 BOL**Motions:** 1st–Board Member McCall / 2nd–Board Member McNally

The Board hereby approved the issuance of 404 (156 initial; 106 renewals; 95 Temporary G2 employees and 47 full G2 employees) Gaming Employee Permits and 89 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. 2014-54 BOL**Motions:** 1st–Board Member McNally / 2nd–Board Member Moscato

The Board hereby approved the denial of Sophia Marie Morris's (Docket #79788) Non-Gaming Employee Registration Application.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-55 BOL**Motions:** 1st–Board Member Moscato / 2nd–Board Member Woods

The Board hereby approved the withdrawals of 1 Key Employee, 22 Gaming Employees and 2 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. 2014-56 BOL**Motions:** 1st–Board Member Woods / 2nd–Board Member Fajt

The Board hereby approved the Gaming Service Provider Certification for Philadelphia D&M, Inc.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-57 BOL**Motions:** 1st–Board Member Fajt / 2nd–Board Member Kaiser

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

REGISTERED GAMING SERVICE PROVIDERS

- AC Mechanical, LLC
- Majek Fire Protection, Inc.
- Maplemoor, Inc., d/b/a: Huntsville Golf Club
- Michael Ricker, d/b/a: Ricker Construction
- Patti's Petals, Inc.
- Plastic Graphic Company
- Promedia Technology Services, Inc.
- RAE - LYN Enterprises, Inc.
- Sarris Candies, Inc.
- Structural Services, Inc.
- The Hite Company
- The Rainmaker Group Gaming, LLC, d/b/a: ReelREV
- Wellington Power Corporation
- West Coast Industries

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-58 BOL**Motions:** 1st–Board Member Kaiser / 2nd–Board Member McCall

The Board hereby approved the additions of EIC P/O Holdings Corp; DBA EIC Insulation and Raymond Orchard Construction, Inc. to the Prohibited Gaming Service Provider List.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-59 BOL

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

The Board hereby approved the abandonment of National Automotive Resources’ Gaming Service Provider Application.

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL

PGCB MOTION NO. 2014-60 OEC

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

The Board hereby approved the Consent Agreement between the Office of Enforcement Counsel and Holdings Acquisition Co. LP for four incidents of underage gaming. Holdings Acquisition shall pay a civil penalty in the amount of \$15,000 and \$2,500 for investigative costs.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-61 OEC

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

The Board hereby approved the revocation of Brittney Kozemko’s Gaming Employee Permit.

Docket Number: 3329-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-62 OEC

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

The Board hereby approved the placement of Lampheu Sisen on the PGCB Involuntary Exclusion List.

Docket Number: 3337-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2014-63 OEC

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

The Board hereby approved the placement of Frank Tomasiello on the PGCB Involuntary Exclusion List.

Docket Number: 3349-2013

Board Decision: Passed by unanimous vote

ADJOURNMENT

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

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

Mickey Kane, Board Secretary