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COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

\* \* \* \* \*

IN RE: CATEGORY 3 LICENSE RENEWAL FOR WOODLANDS  
FAYETTE, LLC, D/B/A LADY LUCK CASINO RESORT

\* \* \* \* \*

PUBLIC INPUT HEARING

\* \* \* \* \*

BEFORE: LINDA S. LLOYD, Presiding Officer  
Richard G. Jewell, David W. Woods, Gregory  
C. Fajt, William H. Ryan, Jr., Members

HEARING: Wednesday, September 14, 2016  
9:58 a.m.

LOCATION: Wharton Township Municipal Building  
114 Elliotsville Road  
Farmington, PA 15437

WITNESSES: Gary Hendricks, Joseph D'Andrea, Darcy  
Leezer, Brandon Beaver

Reporter: Lacey C. Scott

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\*\*Confidential

## P R O C E E D I N G S

PRESIDING OFFICER:

Good morning everyone. My name is Linda Lloyd and I'm the Presiding Officer assigned by the Board to conduct this portion of the Category 3 License Renewal Hearing for Woodlands Fayette, LLC, doing business as Lady Luck Casino. Before we begin, if we could turn off or to vibrate all of our electronic devices.

As the Presiding Officer, I call this hearing to order. The date is Wednesday, September 14th, 2016. The time is 9:59 and the location is the Wharton Township Municipal Building at 114 Elliotsville Road, Farmington, Pennsylvania, 15437.

The Pennsylvania Race Horse Development and Gaming Act at Section 1326 requires that an operator's license shall be the subject of renewal by the Board every three years. This License Renewal Hearing is convened by the Board pursuant to the mandate found in 1205(b)(1)(i) of the Gaming Act, which requires the Board to conduct a public hearing for any License Renewal Application. This public hearing was advertised on the Board's website, announced by the Board at Board meetings and advertised in local

1 newspapers.

2                   With us today --- Board members with us  
3 today at the hearing are from my immediate left, Greg  
4 Fajt and Bill Ryan. And my immediate right, Dave Woods  
5 and Dick Jewell. We're going to go a little bit out of  
6 order today. We're going to hear comments from Senator  
7 Pat Stefano followed by Lady Luck Casino's presentation  
8 and our Office of Enforcement Counsel (OEC) and Board  
9 members will have opportunity to ask questions of Lady  
10 Luck Casino if they wish. After that, our OEC Counsel  
11 will make their presentation with questions to follow  
12 as well.

13                   After the close of the testimony and  
14 evidence from the parties, individuals who have  
15 registered to speak today during the public comment  
16 portion will be heard. Elected or government officials  
17 will have ten minutes to speak, community group  
18 individuals will have five minutes and individuals will  
19 have three minutes. So, this is an official  
20 administrative hearing, so please treat this as you  
21 were attending a court proceeding. All witnesses, if  
22 you could speak loudly and clearly so our court  
23 reporter who's sitting over here to my right can hear  
24 you and record what you have to say.

25                   We are live streaming our proceedings

1 today through our website, so we'd just like everybody  
2 to know that's going on as well. So, if we could begin  
3 by having all of the witnesses from Lady Luck Casino,  
4 the OEC and our Senator stand to be sworn by the court  
5 reporter.

6 -----

7 WITNESSES SWORN EN MASSE

8 -----

9 PRESIDING OFFICER:

10 So, Senator Pat Stefano, if you'd like to  
11 come up to the podium?

12 SENATOR STEFANO:

13 Good morning. Thank you for the  
14 opportunity to speak to you this morning about a very  
15 important piece of our community's economy. Having  
16 been involved in our community through the Fayette  
17 County Chamber of Commerce, where I now serve as  
18 President. And representing all of Fayette County as a  
19 State Senator, I have seen from multiple angles the  
20 benefits that Lady Luck Casino has brought to the  
21 community. As a Vice Chair of the Senate's Community,  
22 Economic and Recreational Development Committee, which  
23 oversees the Gaming legislation, I have seen the  
24 important budgetary role casinos like Lady Luck play in  
25 our Commonwealth to fund our programs and provide much



1 needed property tax relief to residents. Relief that I  
2 hope we will expand on in the legislature.

3           Since coming on-line in 2013, Lady Luck  
4 Casino has provided our community with over 300 jobs.  
5 This doesn't take into account the vendors that the  
6 casino relies on for supplies and materials. Lady Luck  
7 has been a friend of local nonprofits and charitable  
8 organizations, including our first responders. Lady  
9 Luck has also brought new people into our community,  
10 encouraging people to make Fayette County a true  
11 tourist destination.

12           It is a perfect partner to our fantastic  
13 attractions in Fayette County such as Nemaquin  
14 Woodlands Resort, Ohio State Park, Frank Lloyd  
15 Wright's Fallingwater and Kentucky Knob, the Great  
16 Allegheny Passage, just to name a few. With activities  
17 available for all tastes and time of day, Lady Luck  
18 Casino helps Fayette County truly take its place in our  
19 region as a day-cation or a weekend getaway  
20 destination.

21           Another important aspect for Lady Luck is  
22 the funding that stays local in our community in the  
23 form of local share assessment. I'm very proud that  
24 the monies that come to Fayette via the local  
25 assessment is being put to use in furthering our

1 economic development. In the first two years of the  
2 local share, funding has been awarded to start an  
3 employment training program, a critical need in our  
4 community to increase the capabilities of our  
5 workforce, to develop buildings in our downtown, to  
6 provide services and loans to our small businesses in  
7 our community and provide recreational opportunity to  
8 our residents. These are projects that wouldn't  
9 receive any funding through regular funding channels.

10           The local share provides a unique  
11 development tool for Fayette County, which has long  
12 been left behind by the economic growth in southwestern  
13 Pennsylvania. This year, approximately \$600,000 will  
14 be made available for these purposes. I can't  
15 overstate the positive affects these funds have and the  
16 programs that are implemented. Lady Luck has provided  
17 all of this to our community against the backdrop of  
18 tough economic --- through a tough economy while  
19 operating as a Category 3 casino, which, as you know,  
20 has certain limitations. They have been a wonderful  
21 partner for our community.

22           I encourage a favorable review of their  
23 Renewal so that our economy recovers and the  
24 legislature --- that we may see even more benefit from  
25 this tremendous asset. I'd like to thank you for your

1 time and consideration of my observations. I'm proud  
2 to represent the hundreds of workers that rely on Lady  
3 Luck to provide for the families, the small business  
4 owners that benefit and the businesses that the casino  
5 brings to our area and the thousands of people who take  
6 advantage of the entertainment destination in our  
7 community. Thank you very much.

8 PRESIDING OFFICER:

9 We will now turn to Lady Luck for your  
10 presentation. And if I could ask the speakers if you  
11 could state your name before you speak so our court  
12 reporter knows who's speaking. Thank you.

13 MR. HANSEN:

14 Thank you. Good morning. I am Monte  
15 Hansen, Managing Director for Nemaquin Woodlands  
16 Resort. On behalf of our owner, Maggie Hardy Magerko,  
17 our founder, Joseph A. Hardy, and the management and  
18 associates of Nemaquin Woodlands Resort, Woodlands  
19 Fayette, LLC and Isle of Capri, I thank State Gaming  
20 Control Board for the time and attention today. Today  
21 we'll be addressing the following agenda items. First,  
22 we'll discuss a little bit about the resort and casino  
23 facts. And then we will delve into economic impacts,  
24 talk about diversity, compliance, tourism impacts,  
25 community service and then Gary will do an introduction



1 can count at times, but a few of the ones we would like  
2 to highlight are lodging, banquet space that we host  
3 large meetings and conventions, we have a tremendous  
4 amount of restaurant collection, including 12 dining  
5 outlets, one of which is run by the only female  
6 five-star, five-diamond star in the world, Lautrec, and  
7 we are so happy to have Kristin on our team. We have  
8 12 bars and lounges, a cigar bar, world renowned spa,  
9 Mystic Rock Golf Course, ski slopes, shooting academy,  
10 fly fishing, off road trails with a Jeep driving school  
11 just to name a few.

12                   Since July of 2013, the resort has  
13 continued to be transformed and put money back into the  
14 resort. We did a \$30 million renovation that commenced  
15 in 2014 and finished in 2015. Those renovations  
16 touched all aspects of the resort, including both  
17 exterior and interior renovations of many of the rooms.

18                   In 2016, we continued the renovations with  
19 a new entrance to the Chateau La Fayette which is  
20 featured here. You can see the before and after, just  
21 an absolute tremendous transformation and life changing  
22 for the resort. We also added the Paradise Pool  
23 Complex and added a new adult pool and renovated the  
24 old existing structure. And you can see the before and  
25 after pictures there. The next thing that we are in

1 the process of doing right now is constructing a second  
2 Pete Dye championship golf course, Shepherd's Rock.  
3 Its anticipated completion is October 31st of this year  
4 and opening in July of 2017.

5           Tourism impacts. Nemaocolin continues with  
6 other great attractions to be one of the great  
7 attractions of the Laurel Highlands and helps to  
8 attract visitors from a variety of locations.  
9 Nemaocolin's core customers visit from Pennsylvania,  
10 Virginia, Maryland, Ohio, West Virginia and New York.  
11 Nemaocolin hosts approximately 40 percent of its guests  
12 for leisure activities and approximately 60 percent of  
13 its guests for meetings and conventions and  
14 conferences.

15           As you know from our initial application,  
16 the Hardy family has a longstanding commitment to  
17 western Pennsylvania. It has demonstrated that on many  
18 occasions. Has contributed and been involved with a  
19 lot of different community activities since the  
20 acquisition of the resort in 1987. Some of the  
21 community activities that the resort and Lady Luck  
22 Nemaocolin have been involved with include --- and just  
23 to name a few, Fayette County EMS, WCCC Educational  
24 Foundation, Big Brothers Big Sisters of the Laurel  
25 Region, Project Bundle Up, Children's Water Festival,

1 Junior Achievement, Fayette County Fair and  
2 Adopt-A-Highway.

3           We are proud partners of Isle of Capri,  
4 which manages Lady Luck Nemaquin, and I would like to  
5 introduce to you Gary Hendricks, Vice President and  
6 General Manager of Lady Luck Nemaquin. Gary?

7           MR. HENDRICKS:

8           Thank you, Monte, Commissioners. It's a  
9 pleasure to be here speaking to you in the Laurel  
10 Highlands today. I'm sorry. Thank you. It's a  
11 pleasure to be speaking to you today in the Laurel  
12 Highlands. My name is Gary Hendricks, I'm the new Vice  
13 President and General Manager of the casino. I've been  
14 in position since about May. I'm sure you are all  
15 fully informed of the casino, but I'd like to give you  
16 a few pieces of information about it.

17           We opened our doors and began welcoming  
18 customers in July 2013. Isle of Capri Casinos,  
19 Incorporated, our parent company, invested nearly \$60  
20 million in the existing structure, adding bathrooms and  
21 office facilities and those sorts of things to the  
22 building. We have 597 slot machines, 28 table games,  
23 two restaurants and we're proud to say that we have  
24 over 300 employees that work hard every day to bring a  
25 welcome and warm game experience to our customers.

1           So, looking at the local impact on the  
2 taxes to what Senator Stefano referred to a little bit  
3 ago, you can see that we've kind of landed at about  
4 \$1.3 million in local taxes. You can see we've  
5 increased a little bit over the fiscal years. So, our  
6 overall tax structure, the casino license and ---  
7 sorry, our annual tax license revenue has settled in  
8 about \$16 million. And you can see with the gaming  
9 license fee, the non-gaming taxes, we've totaled, since  
10 open, just over \$61.5 million.

11           So, looking at the non-gaming operations,  
12 the \$2.6 million that was in that list, we do have the  
13 biggest piece that is our Pennsylvania state income tax  
14 of just over a million dollars. And then going back to  
15 gaming taxes, again, you can see last year, \$16.7, the  
16 year before, \$16.4 million total. And so far since  
17 inception, we've been \$46 million in taxes paid.

18           So, looking at the purchasing side,  
19 locally we spend about \$3 million annually on  
20 nonconstruction items. And look back 2013, of course,  
21 we spent quite a bit more with the construction total  
22 there, the \$49 million in the local area. So, since  
23 inception, we have spent \$57 million in the local area  
24 and purchasing.

25           Now, you break that down a little further



1 into the minority and women owned businesses and you  
2 can see our typical spend runs about \$1.5 annually. It  
3 went actually \$1.6 last year. Our total spend to  
4 minority and women owned businesses since opening has  
5 been \$6.5 million. And in total, we've purchased over  
6 \$120 million in goods and services since opening in  
7 2013 with \$69 million in nonconstruction related items.

8           So, we take pride in our employees at Lady  
9 Luck. You'll have a few minutes to meet some of them  
10 here in just a moment. Payroll and benefits since  
11 opening have exceeded \$31 million, nearly \$32 million  
12 that we've been --- we are proud to say that over 300  
13 of our employees are Pennsylvania residents. We run  
14 pretty consistent male and female, pretty near even.  
15 And actually on the management team, we have 66  
16 managers and those are 50/50, 33 male, 33 female  
17 including my direct report staff is four and four. In  
18 the diversity area, we pretty much mirror the local  
19 community, the local area's ethnicity.

20           And looking at compliance, compliance is  
21 especially important for focus for us at Lady Luck. We  
22 place an emphasis on departmental training in a variety  
23 of areas that you can see listed here. We also include  
24 mock scenarios for employees to help them anticipate  
25 what actions might need to be taken should a situation

1 arise. Signage and collateral for compulsive gaming  
2 and problem gaming are easily found throughout the  
3 property. Typically, we spend about \$25,000 annually  
4 on training for these topics for our employees.

5           As I mentioned, I am very pleased to  
6 introduce our next speakers. We have four of our  
7 employees here today. We felt there's no better way  
8 for you to hear about jobs created by the casino than  
9 for you to hear about our team directly. With that, we  
10 have Robin Valenti, our Human Resources Director, Queen  
11 Henderson, a server for us in one of our outlets, Joe  
12 Victor, a Table Games Supervisor and Marian  
13 Silverstein, our Executive Host, can best illustrate  
14 the benefits of a casino in Fayette County. And if I  
15 could start with Robin Valenti, please?

16           MS. VALENTI:

17           Good morning. As Gary mentioned, my name  
18 is Robin Valenti, I am the Director of Human Resources  
19 at Lady Luck Casino. I will preface this by saying I'm  
20 not normally nervous to speak in public, but I don't  
21 normally speak about my personal experiences, so bear  
22 with me if I seem a bit nervous.

23           I started with Lady Luck in March of 2013.  
24 I was hired as an HR manager and then promoted in March  
25 of 2014 as the HR Director. I am a resident of Fayette

1 County. I am born and raised in Fayette County. I've  
2 lived in Fayette County for probably 36 of my 41 years,  
3 so a few years I lived in Allegheny County in  
4 Pittsburgh.

5           But after getting married, my husband and  
6 I moved home, my home, not his, so I brought a resident  
7 in. We live in a house that is --- it was built in  
8 1700s and myself is the fourth generation, my children  
9 are the fifth generation. So, I have no intentions of  
10 leaving Fayette County.

11           Prior to working at Lady Luck Casino, I  
12 gained over ten years of HR experience working for a  
13 company in Washington County. In June of 2009, they  
14 outsourced their entire HR function. At the time, I  
15 was pregnant with my third child and I lost my job. At  
16 that time, my household income was cut in half. So,  
17 needless to say, it was devastating as we were adding  
18 to our family.

19           I struggled, I tried to find gainful  
20 employment in Fayette County in my profession. I was  
21 unsuccessful. My children, my oldest was starting  
22 school, so I did not want to travel outside of the  
23 county. It was important to stay, my children go to  
24 the public schools as well. So I began working part  
25 time at Uniontown Mall in retail. I enjoyed that job

1 but, of course, it was minimum wage, again, part time,  
2 but it was helpful. I got to meet people in the  
3 community.

4                   So, when I saw the position available, I  
5 was thrilled. I was nervous and excited to get an  
6 interview and then once hired, to say it changed my  
7 life for the better is truly an understatement. It was  
8 my first experience in gaming, but not in HR, so people  
9 are people. However, I learned so much about the  
10 gaming industry, how it affects the community in a  
11 positive way and I'm very happy to be a part of that.

12                   One of the biggest things for me is that  
13 having this employment in Fayette County so close to my  
14 home is that now I truly feel part of the community.  
15 Not just because I'm working in it, but now I have the  
16 opportunity to have a real home life balance, where if  
17 I had to commute to Pittsburgh or other areas to get a  
18 successful job that would help improve my family's  
19 finances, I wouldn't have the opportunity to attend my  
20 daughter's dance classes and soccer games and  
21 practices, my son's hockey games and baseball games.  
22 For me that's very important.

23                   As well as being a part of the community  
24 both inside and outside of work, it's also extremely  
25 rewarding to see that, as mentioned, we have 316

1 employees, I would say a huge, huge majority of those  
2 are Fayette County residents. So, not only do I get to  
3 spend time with them at work, I also see them outside  
4 of work in such activities as the soccer games, dance  
5 classes, dance reviews. I also see them volunteering  
6 at these events that are all Fayette County related.  
7 So, it's really given me a sense of community.

8           As part of my position, we do have a  
9 community outreach, but not only just through the  
10 company, but we also have many employees including  
11 myself that volunteer outside of the community in  
12 Fayette County. So, that is extremely important. And  
13 to work for a company that not only encourages but  
14 embraces community outreach is extremely rewarding and  
15 impressive.

16           I know I don't have a whole lot of time,  
17 but I just want to say that I can't --- I hope I could  
18 at least begin to express my gratitude for this  
19 opportunity. It's a great place to work. I love my  
20 job. I'm passionate about human resources. And I'm  
21 really excited to be able to share it with this  
22 community, to remain in the community and to give back  
23 to Fayette County in the form of my own time, my  
24 employees' time and to offer good jobs for community  
25 members as well. So, thank you.

1                   MR. HENDRICKS:

2                   Joe, can I have you come up, please?

3                   MR. VICTOR:

4                   Hello, good morning. My name is Joe  
5 Victor, I'm a Table Games Supervisor at Lady Luck  
6 Casino. I started there in June of 2013 as a Dealer.  
7 I have worked my way up now to --- I'm a dual pit. I  
8 am from Fayette County community, born and raised. I  
9 love the area and casino's provided me with a great  
10 opportunity to meet different people and to be a part  
11 of the gaming community.

12                   I used to work down at the River's Casino.  
13 I quit working there because of the travel. It was  
14 just too much, an hour and a half is just a long drive.  
15 So, with the casino being here, it is an awesome  
16 opportunity for me to stay within the area, stay close  
17 to my family and friends and to be a part of a  
18 community that I love. Thank you.

19                   MR. HENDRICKS:

20                   Thank you, Joe. Queen, could you come up,  
21 please?

22                   MS. HENDERSON:

23                   Good morning, everybody. My name is Queen  
24 Henderson, I'm from Fayette County also. And I started  
25 working at the casino in July of 2013. I used to work

1 at Ponderosa for 33 years, went to a job fair in May,  
2 Ronda, she hired me. She was like --- she interviewed  
3 me, she said I'm going to make you a server and I was  
4 like, well, I'm not sure if I want to do that if I'm  
5 able to do that because I worked at Ponderosa for 33  
6 years, totally different job than what she was hiring  
7 me for. I'm like I'm not sure if I can do that. She  
8 was like welcome aboard, you know, I have faith in you  
9 basically.

10                   So, when I actually started the job, of  
11 course, I was very nervous and I actually ended up  
12 being one of the top servers. I got a lot of positive  
13 feedback from the guests. They all like me, they'd  
14 come in, ask me for, you know, my name and, you know, I  
15 get comments now. People are like, well, you should  
16 open up your own restaurant because everybody comes  
17 there and asks for you, and I'm like, you know, it is  
18 what it is.

19                   So, I've been there for three years and I  
20 enjoy it and like I said she, you know, put me in that  
21 spot and I want to thank her for that, too. And also I  
22 like interacting with the guests. I think it's great  
23 working at the casino, walking in there saying hey I  
24 work at a casino, it's nice. So, like I said I get to  
25 meet a lot of people outside of work. I see people,

1 they're like, hey, I know you, don't you work at the  
2 casino? And I'm like yes, you know.

3                   So, I've met a lot of people and I really  
4 enjoy working there, it's great, you know. And I also  
5 want to thank Gary for asking me to come up here and  
6 speak because I really feel privileged. So, thank you  
7 very much.

8                   MR. HENDRICKS:

9                   Thank you, Queen. Marian, can you come  
10 up, please?

11                   MS. SILVERSTEIN:

12                   Good morning. My name is Marian  
13 Silverstein. I'm actually a resident at Nemaquin  
14 Woodlands Resort on property we have owned for almost  
15 13 years next month. I was hired in 2013 as a host for  
16 the casino. Honestly, when they offered me and I  
17 applied for the job as a host, I was like, what is a  
18 host? Kind of like --- am I a server? I mean,  
19 honestly, I knew nothing about the gaming business.

20                   Prior to coming here, I was President and  
21 CEO of Make A Wish Foundation of Northern West  
22 Virginia. So, quite a difference between taking care  
23 of children with life-threatening illnesses and taking  
24 care of adult children that wanted to have a good time.  
25 But I am so blessed at my --- I want to say age, but I



1 like stage of my life better, that I could find another  
2 opportunity for however long I wanted to work.

3           At my age --- and I thought my career  
4 would end with Make A Wish. I loved it. I loved what  
5 I did, raising money, taking care of the children. But  
6 also, it was a commute. I traveled for 15 plus years,  
7 the State of West Virginia. Of course, living here, my  
8 tax money, a lot of it went to West Virginia, so I'm  
9 local here, I'm happy that I reside here in Fayette  
10 County and that the money, you know, that I make here  
11 pays the taxes for this area.

12           So, I am blessed that I can jump on my  
13 golf cart and be at work in five minutes. But more  
14 than anything, I think the casino has added such ---  
15 made a difference in this whole area. I think people  
16 --- it's a destination casino. I think the resort  
17 being here on property, we can offer so many to so many  
18 people statewide, tri-state, I'm just very blessed.

19           So, at my stage of life, to be given an  
20 opportunity to have a whole new career --- 2014 I was  
21 promoted to Executive Host. I'm still not sure what  
22 that means, but I'm doing my job and I like it. We  
23 have a great team of directors; Gary, so glad to have  
24 him on board. I just --- I'm grateful every day that I  
25 have a great job, I'm at home working and it doesn't

1 get any better than this. Thank you.

2 MR. HENDRICKS:

3 Thank you, Marian. We do have two  
4 community speakers next. Muriel Nuttall, I apologize  
5 if I mispronounced your name.

6 MS. NUTTALL:

7 Good morning. My name's Muriel Nuttall.  
8 I am the Executive Director of the Fayette County  
9 Chamber of Commerce, and on behalf of our Board of  
10 Directors, I would like to thank you for this  
11 opportunity to present our testimony regarding the  
12 relicensure of Nemaocolin Woodlands Lady Luck Casino.

13 The Fayette Chamber of Commerce has a long  
14 history in Fayette County. Since our inception in  
15 1925, we've grown from a localized chamber, which  
16 encompassed only the City of Uniontown, to a broad  
17 membership of well over 600 businesses and  
18 organizations representing more than 17,500 employees  
19 throughout Fayette County and in the surrounding  
20 region.

21 The Fayette Chamber itself's membership is  
22 diverse. We have memberships in five major sectors, 23  
23 percent are professional services, 20 percent are  
24 nonprofit government education, 18 percent are  
25 retailers wholesalers, 15 percent are the customer

1 service sector and 14 percent in the hospitality and  
2 food service companies. Ranked by numbers of  
3 employers, our members range in size from the smallest  
4 to the very largest, from sole proprietors on one end  
5 of the spectrum to nine of the ten largest employers in  
6 Fayette County on the other.

7           At the Fayette Chamber, our mission states  
8 that we're an action oriented group, incorporated to  
9 promote a favorable business climate for members and  
10 their communities and to provide leadership and support  
11 for local businesses in their efforts to improve the  
12 local economy. Education systems, political  
13 environment, overall quality of life and put that into  
14 much more direct terms, we exist as a Chamber of  
15 Commerce in order to help the members succeed in  
16 business and to make sure that we maintain and develop  
17 a good quality of life for all of our residents in  
18 Fayette County.

19           As the Chamber is charged with  
20 representation of the County business community, we are  
21 faced with issues on a daily basis, which are poised to  
22 make great impact on our community. From the initial  
23 conversation forward, gaming was certainly one of those  
24 conversations. When an organization has a diverse  
25 membership such as ours, we must continually work to be

1 considerate of the membership at large. Each and every  
2 one of our members has an opinion, and each matters  
3 greatly to us.

4           So, looking back a few years, when this  
5 original application for gaming at the resort was  
6 presented, we actually conducted a survey back then and  
7 again repeated a couple of times over the years to  
8 gauge the support level of our business community for  
9 the gaming industry here in Fayette County. At that  
10 time, our Executive Committee decided then in order for  
11 us to come up here and talk to you folks, we needed to  
12 have a very good idea of where our members stood on the  
13 issue. We did do that survey, it was distributed to  
14 every one of our members. We were pleased with a very  
15 strong representative sample that showed over 80  
16 percent of our respondents were in support of the  
17 prospect of gaming at Nemaquin Woodlands.

18           Over the years, that positive support has  
19 not changed a bit. Lady Luck has proven to be a  
20 fantastic business partner and neighbor here in Fayette  
21 County. This is a small kind of rural area, everyone  
22 knows everyone else. Our business community is no  
23 different.

24           Speaking from a Chamber and business  
25 perspective, one of the greatest strengths of this

1 communality is that businesses support one another and  
2 they support the population at large. So, there's  
3 always a little degree of concern when a new business  
4 comes in from another area. We often wonder if they'll  
5 understand who we are and kind of get that part of our  
6 business area.

7           Well, let me tell you, in no uncertain  
8 terms, Lady Luck Nemaquin, they get it. They not only  
9 get it, they embrace it in this community. From their  
10 genuine desire to be part of the community festivals to  
11 support of the County's nonprofit community, across the  
12 board, they've proven to be nothing other than good  
13 business partners.

14           Tourism is vitally important in Fayette  
15 County. It represents our future and is currently one  
16 of our largest industries, ranking first or second.  
17 The additional entertainment options afforded through  
18 the table games and the whole Lady Luck Casino facility  
19 do nothing but help to increase and boost our  
20 visitation. Our hotel occupancy tax, our bed tax  
21 certainly helps to provide the essential funding  
22 necessary to support our tourism related businesses  
23 throughout the rest of the County. And as a Chamber of  
24 Commerce, we stand in strong partnership with our  
25 stated TPA, the Laurel Highlands Visitors Bureau, who

1 will speak in just a minute, and we are thankful to  
2 Nemaocolin and equally to Lady Luck for the tremendous  
3 support that they bring to the industry. And we're  
4 hopeful of a very long, continued partnership with the  
5 casino here in Fayette County.

6           While the membership statistics did show a  
7 majority of support for this project as a whole,  
8 conversely, there are members who are not supportive of  
9 the prospect of gaming in the County. Please keep in  
10 mind that the majority of that small group of members  
11 who are against the concept of gaming in the beginning  
12 are against the concept of gaming from a moral level,  
13 regardless of where the casino is put or what  
14 activities take place.

15           Additionally, understanding those moral  
16 and ethical concerns, we continue to be confident, as  
17 Lady Luck has proven that our social services agencies  
18 like the Fayette County Drug and Alcohol Commission, as  
19 well as Woodlands Fayette and the Isle of Capri have  
20 designed specific programs to deal with any problems  
21 that might arise. In addition, we all seem to agree on  
22 the importance of passing onto the next generation the  
23 tools necessary to make the best moral and ethical  
24 decisions possible.

25           In short, Nemaocolin Woodlands is a good

1 neighbor and the Hardy family has proven to the Chamber  
2 and to the County that they certainly have the best  
3 interest of the area in mind as they create and operate  
4 their businesses. Isle of Capri has proven a  
5 commitment to the community both at our doorstep here  
6 in the county as well as the region in large.

7           The bottom line is, while we have a small  
8 representative portion of our membership in  
9 disagreement, and it is a small portion, the  
10 overwhelming majority of our membership stands side by  
11 side solidly with Lady Luck Casino and Nemaocolin  
12 Woodlands as partners, supporting one another for the  
13 good of the community. And we certainly hope that  
14 partnership lasts for many, many years to come. Thank  
15 you.

16           MR. HENDRICKS:

17           Thank you, Muriel. Renee Seifert, would  
18 you please come up?

19           MS. SEIFERT:

20           Welcome to the Laurel Highlands. I'm  
21 honored to be here and appear before you, the  
22 Pennsylvania Gaming Control Board, for the hearing in  
23 support of Nemaocolin Woodlands Resort and the renewal  
24 of the Table Games License for the Lady Luck Casino.

25           As the President and CEO of the Laurel

1 Highlands Visitors Bureau, my team and I oversee the  
2 tourism marketing for the Counties of Fayette, Somerset  
3 and Westmoreland. In this capacity, I am aware of the  
4 importance, specifically to Fayette County, and  
5 generally to the Laurel Highlands of the Lady Luck  
6 Casino and the role that it plays in the economic  
7 prosperity of the County and the region.

8           Fayette County is a highly desirable  
9 visitor destination because of its many attractions  
10 that include Nemaquin Woodlands Resort, Frank Lloyd  
11 Wright's Fallingwater and Kentuck Knob, Ohio State  
12 Park and the Great Allegheny Passage, as well as  
13 numerous other historical sites. Its proximity to  
14 Seven Springs Mountain Resort, Hidden Valley Resort,  
15 the Flight 93 National Memorial, Idlewild and SoakZone  
16 and a variety of other attractions put Fayette County  
17 on the agenda of hundreds of thousands of our visitors  
18 every year. Many of those visitors add the Lady Luck  
19 Casino to their lists of places to visit while in the  
20 Laurel Highlands.

21           Table games help to attract visitors to  
22 the casino who are in the area for other --- the other  
23 multitude of attractions that we do have, many of which  
24 are generally not available once the sun sets.  
25 Therefore, the gaming offerings of the Lady Luck Casino



1 provide visitors recreation in the evenings and enhance  
2 their overall experience, thus increasing the length of  
3 the visitor stay and their collateral spending.

4 I ask the Board to consider the stability,  
5 sustainability and longstanding reputation of the Hardy  
6 family, the incomparable Nemaocolin Woodlands Resort and  
7 the highly respected Isle of Capri and continue to  
8 allow this partnership to flourish in the interest of  
9 economic prosperity and tourism development.

10 Thank you for your consideration of my  
11 support for the renewal of the Table Games License for  
12 the Lady Luck Casino at Nemaocolin Woodlands Resort.

13 MR. HENDRICKS:

14 Thank you, Renee. And that concludes our  
15 presentation for today.

16 PRESIDING OFFICER:

17 I will turn to our OEC, do you have any  
18 questions?

19 ATTORNEY FERRELL:

20 Yes, just a few.

21 -----

22 GARY HENDRICKS, HAVING BEEN PREVIOUSLY SWORN, TESTIFIED  
23 AS FOLLOWS:

24 -----

25 CROSS EXAMINATION

1 BY ATTORNEY FERRELL:

2 Q. Can you explain the benefits offered to Lady Luck  
3 Casino's employees?

4 A. For our full-time employees, we offer major  
5 medical, dental, vision. There's also other levels of  
6 short-term disability, those kind of things. For our  
7 part-time members, since the Affordable Care Act, we  
8 don't actually provide medical benefits, we did before,  
9 now we have a supplemental program that's available to  
10 them through Colonial Life.

11 PRESIDING OFFICER:

12 Is your microphone on?

13 ATTORNEY FERRELL:

14 Yep, there it is. I almost forgot I'm  
15 Benjamin Ferrell, F-E-R-R-E-L-L, with the OEC.

16 A. If I could --- just hang on one second, we also  
17 have employee tuition reimbursement and those kind of  
18 things available to them.

19 BY ATTORNEY FERRELL:

20 Q. Okay. So, like a 401(k) type plan?

21 A. Yes, 401(k) as well. Matched.

22 Q. Is it employer matched?

23 A. Yes.

24 Q. What's the percentage on that?

25 A. I'm not certain, I can get that to you later

1 today.

2 Q. Okay. How many part-time employees does Lady Luck  
3 casino employ?

4 A. We currently have 81 part-time employees, about 26  
5 percent of our staff.

6 Q. What positions do those part-time employees  
7 typically hold?

8 A. Typically dealer positions where we can be very  
9 flexible with hours, as well as server positions and  
10 some slot attendants, housekeeping, those kind of  
11 things.

12 Q. And I'm going to turn your attention to slides 23  
13 and 24, in regards to the departmental training. Is  
14 this available to all employees?

15 A. Yes. One of the key ones is, of course,  
16 responsible gaming. That's supplied to all employees  
17 at new hire and an annual refresher class, which I  
18 actually just attended yesterday. Title 31 is taught  
19 to everybody and then the people that are --- I'm sorry  
20 --- is taught to the people that are in line with the  
21 customers that would have to be watching for that, the  
22 finance people, the slot attendants, the dealers and so  
23 forth. And there's also annual refreshers for that.

24 Q. Okay. As far as the other forms of training, is  
25 --- apart from that one, is it kind of based on

1 department or is all of those trainings available to  
2 everybody?

3 A. Some of it depends on the training that we're  
4 talking about. Some is available to everybody. Again,  
5 the compulsive problem gambling, responsible gaming.  
6 But like alcoholic beverage responds to those people  
7 that are serving alcohol or on the floor that would  
8 witness it.

9 Q. How often are the mock scenarios conducted?

10 A. We've done that once last year and then just very  
11 recently, we had a meeting with the PSP where we  
12 covered active shooter information.

13 Q. Along with the safe and responsible gambling  
14 program training, do you also offer a responsible  
15 alcohol training as well?

16 A. Yes.

17 Q. How often would that occur?

18 A. It happens at new hire and then every three years  
19 for the certification.

20 Q. And is that available to everybody?

21 A. I'm sorry, did you ask for responsible alcohol or  
22 responsible gaming?

23 Q. Responsible alcohol.

24 A. It's every three years. Okay. I'm sorry, I've  
25 been corrected. TIPS, we do that every year.

1 Q. And is that available to everybody, employee-wise?

2 A. It is available to the people that either serve or  
3 are involved with patrons on the floor that would  
4 witness.

5 Q. I'm going to turn to facility plans. Are most of  
6 your patrons coming to the casino from the resort or is  
7 it more local?

8 A. We have majority of our population at the casino  
9 are from the local area. We do get quite a bit of  
10 business with the resort and do quite a few things  
11 together as well.

12 Q. Are there any plans for additional amenities at  
13 the casino?

14 A. Not at this time.

15 Q. Any plans to expand or contract the gaming floor?

16 A. No.

17 Q. Are there any plans to increase the number of slot  
18 machines?

19 A. No. We're currently at 597, we're capped at 600  
20 for the Class 3, so.

21 Q. How often does Lady Luck replace its slot  
22 machines?

23 A. We shoot for, right now, we're doing about six new  
24 machines per quarter, plus about ten conversions.

25 Q. Now does Lady Luck lease its slot machines?

1 A. We do have some leased slot machines, but the  
2 majority are owned. We have about two percent of the  
3 floor is leased.

4 Q. Do you perhaps know the percentage of owned versus  
5 leased?

6 A. Two percent; 2.2 percent.

7 Q. And are there any plans to offer new or different  
8 table game ---?

9 A. We always look for something new and exciting so  
10 we can take a table that's existing and replace it with  
11 something that's more exciting when we find something,  
12 sure. We always look for something.

13 Q. And are there any plans to increase or decrease  
14 casino staff?

15 A. No.

16 ATTORNEY FERRELL:

17 No further questions.

18 PRESIDING OFFICER:

19 Does Lady Luck have any follow up based on  
20 OEC questions?

21 A. Not at this time.

22 PRESIDING OFFICER:

23 Not at this time? I'll turn to Board  
24 members. Questions, Mr. Woods?

25 MR. WOODS:

1           Could you just express how you handle the  
2 patron amenities for those coming from outside of the  
3 resort in the community, you said a majority of your  
4 patrons come from the community. Is there a yearly  
5 membership, is there a daily? And then from the  
6 resort, how do you integrate that with the resort  
7 folks?

8 A.     The actual --- that process is handled by the  
9 resort, the resort membership experience desk. There  
10 is an annual membership, \$45. And we also have a daily  
11 fee, the \$10 gift card that they can purchase. Monte,  
12 did you want to speak to any of that?

13           MR. HANSEN:

14           The gift card program works well. And,  
15 you know, we work really hard with Gary and his team to  
16 ensure that all of the guests at the resort have access  
17 to those if they choose to do so.

18           MR. WOODS:

19           And second, in hiring of new dealers and  
20 those involved in the actual gaming on the floor, do  
21 you run training programs or are you looking for  
22 individuals with experience from Fayette County and  
23 outside?

24 A.     We'll do both, actually. But we do have a dealer  
25 school that we run for new blackjack dealers will apply

1 and be a part of that, for example, or craps or any of  
2 our other table games. But we do, you know, we do look  
3 for people with experience like any company would.

4 MR. WOODS:

5 Thank you.

6 PRESIDING OFFICER:

7 Mr. Jewell?

8 MR. JEWELL:

9 At the renewal hearings that I've been at  
10 in the past, I always like to ask two or three  
11 questions about the different organizations within the  
12 County or within the region that have very specific  
13 needs that may come to you for some help. And I think  
14 each of our member casinos have a program that there's  
15 a certain amount of money that's allocated. And I'm  
16 wondering how you triage those kinds of needs? In  
17 other words, there are more needs than can be helped or  
18 that can be provided for. So, how do you do that? Do  
19 you have a committee, do you have a group? How do you  
20 take in the needs, and then how do you decide how to  
21 reallocate the money to them?

22 A. We have a group we call the Community Aces Group.  
23 It's a membership of several of our employees that meet  
24 and go over these requests and determine what they  
25 think would be the biggest impact to the community and



1 the best help. And that's from our side alone. We  
2 also meet regularly with the resort and discuss things  
3 that we could possibly do together. As an example,  
4 we're right now preparing to do a collection drive for  
5 Saint Vincent DePaul, and that'll be happening in  
6 October, is the plan.

7 MR. JEWELL:

8 And how --- you have a separate amount of  
9 money from your operations, per se, that you give back.  
10 How much do you integrate, then, with the resort? They  
11 have their own outreach, I'm sure of that.

12 A. For as far as money donations go, it's not really  
13 integrated with the resort. It's more activities that  
14 we would do together.

15 MR. JEWELL:

16 And how much on average over the last  
17 three years have you been able to give back  
18 approximately?

19 A. Most of what we've given back over the last three  
20 years has been in hours.

21 MR. JEWELL:

22 In kind?

23 A. Yes. We do a lot of work at Ohiopyle with the  
24 trails in Ohiopyle. We recently gave a donation to the  
25 Fayette Volunteer Fire Department. I don't have a

1 total number for you. But one of the things that we do  
2 at the casino as well is an employee Sunshine Fund  
3 where we have jeans day on Thursday, as an example.  
4 Director O'Toole was just there to see it last  
5 Thursday. Employees are asked to donate a dollar to  
6 the Sunshine Fund and since we started that, we raised  
7 \$10,000 in that. That is something that we apply back  
8 to our employees and the community with need.

9 MR. JEWELL:

10 I would be interested in you providing to  
11 us the breakdown of in kind versus the actual amount of  
12 money, cash, that is given back to the community on an  
13 annual basis.

14 A. Yes, I can provide that.

15 MR. HANSEN:

16 Mr. Jewell, I would like to interject and  
17 say that Nemaquin Woodlands and family annually as a  
18 resort approximately give \$500,000 in donations and the  
19 family, the Hardy and Magerko family, well over a  
20 million dollars in grants and appropriate donations to  
21 Fayette Airport and community.

22 MR. JEWELL:

23 Okay. Thank you very much.

24 A. If I could go back for a moment, the 401(k) match  
25 that is offered is 25 percent.

1                   MR. FAJT:

2                   Thank you, Linda. A couple of questions  
3 --- is it Mr. Hendricks?

4 A.     Uh-huh (yes).

5                   MR. FAJT:

6                   I don't know if you were part of the  
7 initial IOC presentation when Nemacolin was competing  
8 for the Category 3 Slot License. At the time, I  
9 believe --- and we've gone through this before where  
10 people who were competing for licenses, you know, no  
11 shock to anybody, kind of overshoot their revenue  
12 estimates. So, I'll set that as the benchmark. But  
13 IOC, Isle of Capri, initially said their win per slot  
14 per day I believe from their slot machines at the  
15 casino would be about \$244 a day. In fact, I believe  
16 your number is closer to \$141 per day. So, I guess  
17 that begs my question as to how the casino is doing  
18 financially? That's our job, you know, it is great to  
19 hear from the community, and that is very, very  
20 important, but part of our job also is the financial  
21 stability of these casinos in Pennsylvania. And so,  
22 hence my question.

23 A.     Well, we are a publicly held corporation, Isle of  
24 Capri does annual earnings reports and they talk about  
25 the financial aspects of the entire company in those

1 reports. And I can tell you that since opening, there  
2 were some things that were done in those initial  
3 projections that I was not part of, but we had no way  
4 to really model what the access plan would do. There  
5 was nothing to base that on. So, there was a little  
6 overestimation from that, as well as the initial  
7 proposal didn't include the impact of Rocky Gap.

8 MR. FAJT:

9 So, how is the casino doing financially?

10 A. The casino is in difficult times, but we are part  
11 of a very dedicated company.

12 MR. FAJT:

13 Talk a little bit about the synergies and  
14 one of my colleagues asked about it earlier, I think it  
15 was Commissioner Woods, about the synergy between the  
16 hotel and the casino and particularly, you didn't  
17 address specifically, what is the percentage --- and if  
18 you don't have it, you can give it to us in Harrisburg  
19 --- the percentage of local players versus amenity  
20 players. So, the hotel guests, the golf course guests,  
21 the restaurant guests, what is that percentage of local  
22 versus resort guests?

23 A. Some of that is difficult to get to. I can tell  
24 you that we have about between 90 to 95 percent of our  
25 rated business is within a 70 mile radius. And that's

1 about 80 percent of our active database. We can go  
2 back and find our active membership experience and what  
3 they've been doing, what percentage that makes up.  
4 It's a pretty good percentage of our trips, those are  
5 our high frequent guests.

6 MR. FAJT:

7 All right. If you could give us any  
8 information, I guess, you know, thinking about, I mean,  
9 your local players I would guess would be rated, you  
10 know, if you have a hotel guest, somebody that comes in  
11 for golf, they're in and out in a day, maybe they come  
12 once a year, maybe they come twice a year, they're not  
13 going to --- I think they're not going to bother to be  
14 rated would be my guess.

15 A. Right. And that's probably accurate as well. We  
16 have about 20 to 25 percent of our business is that  
17 unrated category, which really, there's no way for us  
18 to tell ---.

19 MR. FAJT:

20 In the unrated?

21 A. Yes.

22 MR. FAJT:

23 Okay. All right. So, I'm going to say  
24 just for, you know, estimation, 75 percent of your  
25 business is probably local, 25 percent, again, give or

1 take ---

2 A. Yes, the total is probably --- yeah.

3 MR. FAJT:

4 --- from the resort. My last question is  
5 your comment about your part time and full time, we  
6 just had a public hearing in Harrisburg last week, and  
7 we had another casino come to us that was a Cat 2  
8 Casino, but their part-time/full-time ratio was almost  
9 flipped from what yours are. And I commend you, I  
10 mean, so you're saying that your part-time employment  
11 is about 30 percent, full-time employment is 70  
12 percent?

13 A. Actually, 26 percent part time, yes.

14 MR. FAJT:

15 Twenty-six (26) and then 74?

16 A. Uh-huh (yes).

17 MR. FAJT:

18 Again, just because it's flipped of what  
19 we heard last week, and I commend you on, obviously,  
20 the full-time employment number, is that unusual for  
21 the gaming industry?

22 A. I can't speak for the industry as a whole, but it  
23 it's fairly consistent with some of our other  
24 properties.

25 MR. FAJT:

1           Okay. Thank you very much.

2           PRESIDING OFFICER:

3           Okay. With that, we will turn to our OEC.  
4 Well, first, housekeeping matter, would you like to  
5 move your PowerPoint presentation into the record?

6           MR. HENDRICKS:

7           Yes.

8           (Lady Luck Exhibit 1 marked for  
9 identification.)

10          PRESIDING OFFICER:

11          I understand you gave electronic copy to  
12 Mr. McGarvy (phonetic)?

13          MR. HENDRICKS:

14          Yes, he has that.

15          PRESIDING OFFICER:

16          OEC, any issue with the PowerPoint being  
17 in the record?

18          ATTORNEY FERRELL:

19          No objection.

20          PRESIDING OFFICER:

21          Okay. And we'll enter that into the  
22 record and we'll turn to you for your presentation.

23          ATTORNEY FERRELL:

24          All right. Well, we have no formal  
25 presentation, per se, but we do have three witnesses

1 and six exhibits as well, which we have provided to  
2 Lady Luck and they have expressed no objection to those  
3 exhibits. With that, at this time, we'd call Sergeant  
4 Joseph D'Andrea with the Pennsylvania State Police.

5 (OEC Exhibits 1 through 6 marked for  
6 identification.)

7 PRESIDING OFFICER:

8 And if you could pull that microphone  
9 towards you there a little bit. Thank you.

10 -----

11 JOSEPH D'ANDREA, HAVING BEEN PREVIOUSLY SWORN,  
12 TESTIFIED AS FOLLOWS:

13 -----

14 DIRECT EXAMINATION

15 BY ATTORNEY FERRELL:

16 Q. Could you state and spell your name for the  
17 record?

18 A. Yes. My name's Sergeant Joseph D'Andrea.  
19 Spelling my last is D, apostrophe, capital A,  
20 N-D-R-E-A.

21 Q. And just for the record, what's your current  
22 employment?

23 A. I'm employed by the Pennsylvania State Police and  
24 specifically assigned to Bureau of Gaming Enforcement  
25 at the Nemaocolin Lady Luck Casino.



1 Q. And how many years have you been with the  
2 Pennsylvania State Police?

3 A. I've been with the State Police 29 years, I'm in  
4 my 30th year.

5 Q. And describe the Pennsylvania State Police's role  
6 at the facility.

7 A. Our role at the facility is kind of unique for me  
8 coming from working patrol my entire career. We are  
9 onsite, so that's unique in itself, and we respond to  
10 anything that we're advised of from security or  
11 surveillance that would be a crime or if they just need  
12 assistance as far as a patron, if they're having  
13 difficulties with a patron. But mostly, if it's a  
14 crime, we're out there and we respond to that and also,  
15 unlike some of the other casinos where there's a local  
16 police department, our local police department is the  
17 Pennsylvania State Police out of Uniontown. So, coming  
18 from there, my role was to --- as the office commander  
19 to assign everything happens in the parking lot to one  
20 of my guys to free up the guys from Uniontown. So, we  
21 handle everything in the parking lot, whether it's then  
22 sent to Uniontown for follow up or not, we handle  
23 everything onsite basically.

24 Q. And can you describe your working relationship  
25 with casino compliance at the casino?

1 A. With casino compliance we have ---.

2 Q. Gaming Control casino compliance.

3 A. Gaming Control, yes. We have a great working  
4 relationship. We're side by side and we have just a  
5 great relationship. They bring things to our attention  
6 and we bring things to their attention if we have any  
7 concerns and vice versa. I have an open door policy  
8 and Brandon is my counterpart over there and it's just  
9 a great relationship.

10 Q. And are you familiar with the Uniform Crime  
11 Reporting System?

12 A. Yes, I am.

13 Q. And what is that system?

14 A. It is a system maintained by the FBI and basically  
15 every crime that is reported, we have a UCR number,  
16 Uniform Crime Reporting number that is assigned to it.  
17 And with that, we put that on all of our reports and  
18 then we enter it into the database.

19 Q. And is that available online?

20 A. Yes, it is.

21 Q. And how frequently is that information updated?

22 A. We update it monthly and if there's --- if we're  
23 investigating an incident, we find out that it couldn't  
24 have happened or it's unfounded, then we could remove  
25 that item at any time to keep the data accurate.

1 Q. And is the information contained in that system  
2 subject to editing?

3 A. Yes, it is.

4 Q. And under what circumstances would that be edited?

5 A. Basically, if we're investigating a crime and we  
6 find out that it couldn't possibly have happened, that  
7 is was falsely reported or in fact it just never  
8 happened, it would then become an unfounded and we have  
9 to remove that record. Or, on the other hand, we may  
10 be investigating an incident that then becomes a crime  
11 that we realize is a crime and we can add that. And we  
12 can do that at any time. Our entry for the month is  
13 done before the 12th of each --- the following month.  
14 So for this --- for September, by October 12th, we'll  
15 have it entered.

16 Q. And could you --- if you're able --- briefly,  
17 like, run through the number of crimes or offenses that  
18 have occurred at the facility?

19 A. Total overall or by year?

20 Q. Just kind of overall will be fine.

21 A. I know I totaled them. But basically there's 23  
22 that happened in 2013. There were 56 in 2014,  
23 considering it was half a year in 2013. 2015, 56 also.  
24 And so far in 2016 as of the end of July it was 41.

25 Q. And what would be the most common offense in the

1 crime report?

2 A. The most common offense is theft.

3 Q. And what type of theft is that?

4 A. The most common theft is the voucher theft where  
5 somebody either leaves it, they drop it or somebody  
6 just goes over and if the person walks away and takes  
7 it from the machine.

8 Q. And do you know on average what would be in a  
9 given month as far as thefts are concerned?

10 A. The thefts are roughly three a month.

11 Q. And has there been any significant number of  
12 crimes committed at Lady Luck Casino by any individuals  
13 under 21 years of age?

14 A. We've had --- because of the type of license and  
15 the fact that they are checked and screened before they  
16 enter the gaming floor, we don't have as many, but  
17 we've have had a few where they've had fake IDs. The  
18 security does a very good job. We've only discovered I  
19 believe two or three in the entire time on the floor.  
20 And we've had a couple that have been stopped and we've  
21 gotten them for fake IDs at the door.

22 Q. And is the Pennsylvania State Police satisfied  
23 with the level of cooperation they have received from  
24 Lady Luck Casino?

25 A. Absolutely.

1 Q. Are there any issues or concerns that the  
2 Pennsylvania State Police would have that would  
3 negatively impact Lady Luck Casino's suitability?

4 A. No. Any concerns with --- anything with the  
5 casino, Brandon Beaver and I have both addressed with  
6 the casino whatever concerns have always been quickly  
7 corrected. So we've got a great relationship with  
8 them.

9 ATTORNEY FERRELL:

10 I have no further questions.

11 PRESIDING OFFICER:

12 Does Lady Luck casino have any questions  
13 for the witness?

14 MR. HENDRICKS:

15 No.

16 PRESIDING OFFICER:

17 No? Any questions from the Board?

18 MR. JEWELL:

19 Yes, sir. Sergeant, are you there ---  
20 your group there, the Pennsylvania State Police, 24/7,  
21 or there's sometimes you're not there?

22 A. No. We have five dark shifts presently, we're  
23 covering two of the dark shifts. Dark shifts meaning  
24 nobody's available and Uniontown barracks will then  
25 come up and respond or the barracks will call me and I

1 will assign somebody to come up. But there were  
2 primarily three shifts right now presently we're not  
3 covering. Two were being covered because of major ---  
4 my major, one on them were basically reassigned to  
5 cover.

6 MR. JEWELL:

7 And the five dark --- so called dark  
8 shifts, has that been also in 2014 and the half the  
9 year in 2013 or has that increased or has that been  
10 about what it is?

11 A. It's been the same the entire time. Now I've  
12 fluctuated the days to not have a pattern, because of  
13 different incidents and then I've gone back. So,  
14 basically there's a couple days that are the same, but  
15 some of them have changed just basically you don't want  
16 to set a pattern.

17 MR. JEWELL:

18 And do you actually patrol from time to  
19 time and walk around the floor or are you more back in  
20 the office?

21 A. Actually, we're back in the office and I have a  
22 rule that everybody's got to get out and walk the floor  
23 and we also walk the parking lot. We inspect the  
24 outside of the building, walk through the vehicles.  
25 The parking lot's not very big, the casino's kind of

1 unique because anywhere you stand, you can see all of  
2 the walls. So, it's kind of small. So, you walk  
3 around the inside of the casino, to the back of the  
4 house from time to time, to the loading dock, go over  
5 to surveillance. Instead of calling surveillance, I  
6 prefer my guys go walk over to surveillance, if they  
7 have to walk across the floor to get to surveillance.  
8 And then also I think we're kind of unique in a way  
9 that I established them walking the exterior parking  
10 lot and basically to prevent, be a deterrent, we're in  
11 plain clothes, so people may not know who we are, but  
12 the casino staff does and we'll walk the entire parking  
13 lot and it's proven to be pretty productive or  
14 proactive for us.

15 MR. JEWELL:

16 Do you have any opinion about not being in  
17 uniform as opposed to being in civilian clothes?

18 A. You're asking a person that's been in uniform his  
19 entire career. I have no problem wearing a uniform,  
20 I'm proud of the uniform. The difference up here is  
21 our uniform is identical to their security uniform, and  
22 that would be more of an issue if there's any time a  
23 special event would occur, then the concurrence of my  
24 lieutenant and my major, we would wear the uniform  
25 basically as a deterrent and be proactive. But I find

1 that in the environment we're in, we don't want to draw  
2 attention away from what they're doing. We're there  
3 --- and the other thing is, when you're there in plain  
4 clothes, you see things that they're not going to do  
5 when you're there in uniform. So, walking through, you  
6 can be more observant and if you see something, take  
7 corrective actions immediately and I think it's a  
8 better environment for us at this casino to be in plain  
9 clothes.

10 MR. JEWELL:

11 Are you armed? Concealed?

12 A. Yes. Absolutely.

13 MR. JEWELL:

14 Concealed arm? Okay. All right. Any  
15 incidents or occurrences of children being left in the  
16 cars out in the parking lot?

17 A. We haven't had any children here, but we've had a  
18 few dogs.

19 MR. JEWELL:

20 Okay. All right. Okay. Thank you very  
21 much.

22 A. You're welcome.

23 PRESIDING OFFICER:

24 You are excused. Thank you.

25 A. Thank you.



1                   ATTORNEY FERRELL:

2                   We would next call Darcy Leezer.

3 -----

4 DARCY LEEZER, HAVING BEEN PREVIOUSLY SWORN, TESTIFIED

5 AS FOLLOWS:

6 -----

7 DIRECT EXAMINATION

8 BY ATTORNEY FERRELL:

9 Q.     Could you state and spell your name for the  
10 record?

11 A.     Yes.   My name is Darcy Leezer.   L-E-E-Z-E-R.

12 Q.     And how are you employed currently?

13 A.     I'm currently employed as investigative supervisor  
14 with the Bureau of Investigations and Enforcement  
15 (BIE).

16                   PRESIDING OFFICER:

17                   Can you pull the mic?

18 BY ATTORNEY FERRELL:

19 Q.     Yep.   How long have you been employed with the  
20 BIE?

21 A.     With BIE, a little bit over ten years.   I'd say  
22 ten and a half years.   And in my current capacity, a  
23 year and a half.

24 Q.     And in your current capacity, what are your duties  
25 and responsibilities?

1 A. Well, I supervise a team of investigators and I'm  
2 responsible for assigning their cases, helping them to  
3 manage their caseload, advising them on any issues come  
4 up during their investigations and then ultimately when  
5 the investigation is complete, I review their reports  
6 of investigation for any areas of further  
7 investigation.

8 Q. And in that capacity, have you been involved with  
9 Lady Luck Casino's renewal?

10 A. Yes.

11 Q. Currently, are the background investigations for  
12 the renewal completed, if you know?

13 A. All but one is completed. And I expect that one  
14 to be done mid to late October.

15 Q. And describe the scope of a typical casino license  
16 renewal investigation.

17 A. It's pretty comprehensive, but ultimately, what  
18 we're looking for, any issues relating to the  
19 applicant's honesty, integrity or character. And  
20 that's both for the entities and the individuals. Some  
21 main areas that we are looking at include, obviously,  
22 criminal history, we're looking into financial  
23 suitability, civil litigation history, history in other  
24 gaming jurisdictions and also for the renewals, we want  
25 to see what their history's been like with our

1 organization as well.

2 Q. And thus far, has Lady Luck Casino and its  
3 associated entities and individuals been cooperative  
4 during the investigation?

5 A. Absolutely.

6 Q. And once the investigation has been completed,  
7 what is the next step?

8 A. Once the investigation is completed, a report is  
9 prepared. I review the report and I send it on to my  
10 immediate supervisor and he reviews it. Then it gets  
11 sent on to our OEC. They will review it for any legal  
12 issues or any concerns that they have and then makes  
13 its way up to the Board for the ultimate decision.

14 Q. And anything else you would like to add at this  
15 time?

16 A. No, not at this time.

17 ATTORNEY FERRELL:

18 I have no further questions.

19 PRESIDING OFFICER:

20 Any questions for this witness from Lady  
21 Luck?

22 MR. HENDRICKS:

23 No.

24 PRESIDING OFFICER:

25 Okay. You're excused. Thank you.

1                   ATTORNEY FERRELL:

2                   Next we would call Brandon Beaver.

3 -----  
4 BRANDON BEAVER, HAVING BEEN PREVIOUSLY SWORN, TESTIFIED  
5 AS FOLLOWS:

6 -----  
7 DIRECT EXAMINATION

8 BY ATTORNEY FERRELL:

9 Q.     Could you state and spell your name for the  
10 record?

11 A.     Brandon Beaver.   B-E-A-V-E-R.

12 Q.     How long --- how are you currently employed?

13 A.     I am currently employed as the Casino Supervisor  
14 for Lady Luck.

15 Q.     And is that with the Casino Compliance?

16 A.     Yes.

17 Q.     And how long have you been employed with the  
18 Bureau of Casino Compliance?

19 A.     I started in June of 2013 at Lady Luck and I got  
20 promoted to Supervisor in December of last year, 2015.

21 Q.     And what are your current duties and  
22 responsibilities?

23 A.     Myself and six CCRs, Casino Compliance  
24 Representatives, and we mainly ensure the casino  
25 follows the regulations and also the state approved

1 internal controls.

2 Q. Now as part of that, do you review compliance  
3 reports and things of that nature from the CCRs who are  
4 there as well?

5 A. Yes.

6 Q. And could you also describe the role of the Bureau  
7 of Casino Compliance at the facility?

8 A. Yes. We watch over the casino and make sure they  
9 are following the regulations and the internal  
10 controls. We also handle any patron complaints that  
11 may come up at the casino, whether it's in person or  
12 they submit it through the website or call it in.

13 Also, if someone would want to get on the self  
14 exclusion list, we would also handle intake onsite.

15 Q. And what kind of access does the Bureau of Casino  
16 Compliance have within Lady Luck Casino?

17 A. Full access. We have access to the surveillance  
18 room, count room, everywhere.

19 Q. And you mentioned that you interact with patrons,  
20 how often would that occur?

21 A. I would say on a daily basis. Myself and the  
22 Casino Compliance Representatives, we do walk the  
23 gaming floor and we are out there quite a bit. So, we  
24 have quite a few interactions.

25 Q. And could you describe the relationship between

1 the Bureau of Casino Compliance and the Pennsylvania  
2 State Police stationed at Lady Luck?

3 A. Very good. We have an open door policy, myself  
4 and D'Andrea, we do probably meet once a day.

5 Q. Could you describe the relationship between the  
6 Bureau of Casino Compliance and Lady Luck staff?

7 A. Very good. They're very cooperative with anything  
8 we ask of them. No issues there.

9 Q. And what would you say would be the most common  
10 regulatory issue Casino Compliance sees at Lady Luck?

11 A. Nothing stands out at mind. They are pretty good  
12 at correcting anything that does happen. So, offhand,  
13 I can't say one jumps out more than anything else.

14 Q. And are there any issues or concerns that Casino  
15 Compliance would have that would negatively impact Lady  
16 Luck's suitability?

17 A. No.

18 ATTORNEY FERRELL:

19 I have no further questions.

20 PRESIDING OFFICER:

21 Does Lady Luck have any questions for our  
22 supervisor?

23 MR. HENDRICKS:

24 No.

25 PRESIDING OFFICER:

1 No? Board members?

2 MR. JEWELL:

3 Yes, sir. I have a question about the  
4 self exclusion list. And let's say for last year,  
5 2015, how many folks came to you and went through that  
6 process with you approximately?

7 A. I don't have exact figure, but I'm going to say  
8 probably around five. I could get that figure to you,  
9 though.

10 MR. JEWELL:

11 So, that's the number you've been seeing a  
12 year, five to ten?

13 A. Yes, yeah, come in on a yearly basis to get on the  
14 list, yes.

15 MR. JEWELL:

16 Thank you.

17 PRESIDING OFFICER:

18 Thank you. You are excused.

19 A. Thank you.

20 ATTORNEY FERRELL:

21 The OEC has nothing further, but we would  
22 ask that Exhibits 1 through 6 be entered into the  
23 record. And we'll also request that Exhibits 5 and 6  
24 be made confidential.

25 PRESIDING OFFICER:

1           Okay. Does Lady Luck casino have any  
2 issues with entering these six exhibits into the  
3 record?

4           MR. HENDRICKS:

5           None at all.

6           PRESIDING OFFICER:

7           Okay. They are moved into the record. I  
8 have one exhibit to be moved into the record. It is a  
9 written comment that was received through our website.  
10 And it is in support of the renewal of the casino  
11 license and that will be made part of the record as  
12 Hearing Exhibit Number 1.

13                   (OHA Exhibit 1 marked for  
14 identification.)

15           PRESIDING OFFICER:

16           And we'll now move to the public comment  
17 portion of the hearing unless we need a break for any  
18 reason? Okay. Public comment portion of the hearing,  
19 as I call your name, if you come up to the podium. We  
20 don't have any community groups registered today. We  
21 have, I believe, five local government representatives  
22 and one individual.

23                   So, I remind the local government  
24 representatives, they have approximately ten minutes to  
25 speak and the individual has approximately three



1 minutes. And I will let you know if you're getting  
2 close to your time so you can wrap up. So, if we can  
3 have those six individuals please stand to be sworn by  
4 the court reporter if there are six of you here.

5 -----

6 WITNESSES SWORN EN MASSE:

7 -----

8 PRESIDING OFFICER:

9 And we will begin Vincent Vicites.

10 MR. VICITES:

11 I want to thank the Pennsylvania Gaming  
12 Control Board members for the opportunity to speak here  
13 today. As a County Commissioner, I am always concerned  
14 with the financial stability of the County as well as  
15 the overall economic growth of the County. I am  
16 pleased to be able to stand here today with the  
17 knowledge of the excellent partnership that has been  
18 created since Lady Luck Nemaocolin opened its doors.

19 Jobs for our residents have always been a  
20 number one priority for the Commissioner's Office.  
21 Employing 300 people, residents, is good before Fayette  
22 County. I've always been proud to work alongside the  
23 Hardy family, this fabulous venture of Nemaocolin, and  
24 I'm equally proud to stand beside Lady Luck and their  
25 representatives. Bringing much needed revenue into our

1 municipalities in the County has brought about a much  
2 needed influx of dollars.

3           The LSA grants of \$1.8 million to the  
4 County have helped 36 projects, leveraging monies for  
5 economic development and job creation and helping  
6 nonprofit communities with funds to create programs  
7 that will continue to give Fayette County the  
8 opportunity to grow.

9           The recipe for successful business in any  
10 area takes more than just financial commitment to the  
11 community, it takes organization, committed to becoming  
12 friends, neighbors, family, support systems and more.  
13 The good people here at Nemaquin have brought to  
14 Fayette County just such an organization with Lady Luck  
15 and Isle of Capri.

16           This organization has embedded in our  
17 community the works consistently to the best partners  
18 possible. From helping with community events to having  
19 fundraisers to support our residents' needs, Lady Luck  
20 has proven themselves. We consider them part of the  
21 fabric of Fayette County and hope that this partnership  
22 will continue in the future. Thank you very much.

23                           PRESIDING OFFICER:

24                           Thank you. Andrew French.

25                           MR. FRENCH:

1                   Good day. My name's Andrew French. I'm  
2 the Executive Director of the Fayette County  
3 Redevelopment Authority. And we are the administrator  
4 of the local share account funding that's provided  
5 through the revenues generated by Lady Luck Casino.  
6 I'll keep my comments relatively brief because I think  
7 we've already heard about the impact of that funding  
8 today that's generated over \$1.8 million. We actually  
9 submitted our first application for that funding last  
10 year in October, requesting \$1.1 million, and that  
11 money was received in February of this year. So,  
12 that's being utilized to implement about 18 different  
13 projects located throughout Fayette County. It's also  
14 being used to leverage over \$500,000 in other public  
15 and private investment that's occurring. And we're in  
16 the process right now of looking to apply for our 2016  
17 round of funding through the LSA program.

18                   I think what's also significant to note is  
19 the amount of requests that we've received, we received  
20 about \$4.5 million in requests last year, this year  
21 we've received over \$2 million in requests. So,  
22 clearly, there's a great need for these types of  
23 projects, this investment of money to help spur  
24 economic development and community improvement projects  
25 throughout Fayette County. And we also recognize as

1 the Redevelopment Authority that that's just one  
2 component of the investment that has occurred with Lady  
3 Luck Casino and Nemaquin Resort, but it's a very  
4 critical component, and therefore, we're obviously in  
5 favor of the relicensure for Lady Luck Casino. Thank  
6 you.

7 PRESIDING OFFICER:

8 Thank you. John Lewis.

9 MR. LEWIS:

10 Good morning. I'm John Lewis. I would  
11 like to welcome you all to Wharton Township. I'm a  
12 supervisor of Wharton Township for over 20 years. I  
13 stood here three years ago making the decision that I  
14 wasn't really sure about, it was all new to me, and on  
15 behalf of the rumors I heard and weighing everything  
16 and Wharton Township at that time's budget was very,  
17 very slow; we was bouncing back and forth into the red.  
18 So, the decision of maybe what I'm hearing outweighed  
19 the good, sounded a lot more better, we was going to  
20 get more money. So, I made the decision to support  
21 Lady Luck Casino.

22 And after three years, I'm standing here  
23 again in support again. Very, very satisfied with Lady  
24 Luck Casino. We've had great relationships, all the  
25 rumors I heard was negative turned out not to be

1 negative. The support from the police, the support  
2 from Nemacolin Woodlands and all of their support they  
3 gave up. They gave the Township no problems at all.  
4 We've had no complaints about anything in the parking  
5 lot, anything going on like that. And that was a great  
6 relief to me to know that I did make a good decision.

7           Not only that, the revenue we have got  
8 from the casino has doubled our road paving, it has put  
9 more equipment on the road right now, this year here  
10 we're putting three new trucks on to maintain the roads  
11 that we are redoing to keep them in the shape they are,  
12 and it has helped our park so much that things that we  
13 had on the back burner for years that I was hoping with  
14 my age that I would live long enough to see done is  
15 done. It's beautiful. We've got a beautiful park up  
16 there, and I can only thank the Lady Luck Casino,  
17 Nemacolin Woodlands and your support for standing here  
18 and listening to everybody and taking this into  
19 consideration.

20           It's just been great, not only in the  
21 money to receive, but the jobs it's given to the people  
22 here in this community and kept the jobs at Nemacolin  
23 that people in this community have worked for years and  
24 years and years, and there's no complaints on anything  
25 as far as that. And I would just thank everybody for

1 the opportunity to get up here to speak to you people  
2 and for all that Nemaocolin Woodlands had done for  
3 Wharton Township because without Nemaocolin Woodlands,  
4 right now, we would be in trouble, I believe we would  
5 be scamping. And I just want to thank everybody for  
6 this opportunity.

7 PRESIDING OFFICER:

8 Thank you. James Means?

9 MR. LEWIS:

10 He's not present. He had an emergency, he  
11 had to go to.

12 PRESIDING OFFICER:

13 Okay. Joseph Henning.

14 MR. HENNING:

15 Good morning. I'm Joseph Henning, one of  
16 the Wharton Township supervisors. And I basically am  
17 here in support of the Lady Luck Casino and in the  
18 essence of saving time and not being repetitive, I  
19 fully support everything that Mr. Lewis just said and  
20 thank you.

21 PRESIDING OFFICER:

22 I think he wants an early lunch. Yes,  
23 sir?

24 MR. RATTAY:

25 Madam Chairman, may I --- I didn't realize

1 I was going to be here today. Could I make a public  
2 comment, if it's in order on behalf of ---?

3 PRESIDING OFFICER:

4 Please, come forward.

5 MR. RATTAY:

6 As you can see, I'm over-dressed so my  
7 humble apologies. George Rattay, R-A-T-T-A-Y. Long 69  
8 years of Fayette County residence. Reason I stopped by  
9 today, I'm coming back from the Steeler victory in  
10 Washington D.C., so forgive me again for the dress.

11 First and foremost, I want to thank the  
12 Hardys because if it wasn't for the Hardys, this wasn't  
13 possible. They have a first class resort. On behalf  
14 of Isle of Capri, I think everybody in here probably  
15 knows me. I'm a frequent flyer. I know they mentioned  
16 559 machines, I may have played every one of them. Let  
17 me say this, in my former life, I represent the  
18 Plumbers and Pipefitters' Union and also 14 different  
19 trade unions in western Pennsylvania. I'm on Fayette  
20 Penn's Economic Development, I'm also on the Workforce  
21 Investment Board. And I know how important economic  
22 development is, just not for Fayette County, for all of  
23 Pennsylvania.

24 I know you granted the license three years  
25 ago and I hope you renew the license again because as

1 alluded to with all the speakers and I don't want to be  
2 redundant to anybody here. But let me say in closing,  
3 I want to thank the Isle of Capri. As someone who goes  
4 out in the public, you can't appreciate from the people  
5 that park your car, to people that welcome you there,  
6 to people as Queen who works in the restaurant, the  
7 people on the floor, how kind they are to all of us  
8 there at the casino. And that's a personal note that  
9 goes a long way. And again, I want to thank you.  
10 Everybody here have a safe trip home and I hope you  
11 renew the license. Thank you very much.

12 PRESIDING OFFICER:

13 Thank you. And David Vrana.

14 MR. VRANA:

15 Yes, hello, my name is Mr. Vrana, it's  
16 spelled capital V-R-A-N-A. And I just want to say I'm  
17 a trained community builder and also events planner and  
18 promoter since 2004. And I would say that I think that  
19 the casino is very nice looking in and outside both.  
20 But, I have two issues. Okay.

21 One of them is I do charter bus trips to  
22 the casinos and in summer of 2014, I contacted the  
23 manager there and said I would like to do on a regular  
24 basis, bring up busloads of people from Greene County  
25 to come to the casino. So, we talked some on the phone



1 and I told him I would like to come up and talk to him  
2 in person. So, he said come on up. So, on my way up,  
3 I called him on my cell phone, which, you know, it's on  
4 the phone records, and told him I was on my way up and  
5 he said okay, when you get there, I'll let you come to  
6 my office. Well, when I got up there, I asked for him  
7 and he said --- they said they're not going to let me  
8 talk to him in his office. So, I had to cancel the bus  
9 trips, I had some of people's money I had to give them  
10 back and have a list of people including the brother of  
11 the Dolfi's Restaurant owner in Masontown.

12                   Also, the other issue is advertising in  
13 Greene County, I mentioned it to him, and I also think  
14 that they should advertise on at least one billboard in  
15 Greene County because I know they have the casino in  
16 Washington, but we're between the two, and I even  
17 mentioned it to the manager about this and he said  
18 there's a budget, that's why they didn't, you know,  
19 don't advertise it in Greene County. But I still think  
20 it would be --- suggest if you do renew it, that, you  
21 know, definitely --- because we do have a lot of people  
22 from Greene County come up there to the Lady Luck and I  
23 even still go there. I was there last year and, you  
24 know, enjoy playing the machines. Thank you and I  
25 appreciate you letting me speak today.

1                   PRESIDING OFFICER:

2                   Thank you. That is the end of my list, is  
3 there anyone here who believes they signed up and I  
4 haven't called your name? Okay. Seeing no hands, I'll  
5 turn to Lady Luck. Do you have any closing statements  
6 you'd like to make?

7                   MR. HENDRICKS:

8                   I think Monte would like to make a  
9 statement.

10                  MR. HANSEN:

11                  Thank you again for the opportunity. We  
12 are so gracious to have you here in our backyard and  
13 thank you for the visit. I did want to just say that,  
14 you know, Gary and I work well together and try really,  
15 really hard to meet on a regular basis as well as our  
16 marketing teams meet on a regular basis to ensure that  
17 we are doing everything that we can to make this a  
18 successful venture. We believe that Lady Luck  
19 Nemacolin represents the true embodiment of the  
20 Category 3 License and hope that you will consider, you  
21 know, upping that again.

22                  Since 2013, the casino's opening, we have  
23 seen more than 500,000 room nights increase per year  
24 since before --- 5,000. I wish it was 500,000. 5,000,  
25 excuse me. I gave her a heart attack. A good one.

1 And as such, the increase, we also believe that the  
2 casino has filled a huge void for our guests as they  
3 have come and the comments that we've received over the  
4 years is that there was no nightlife activity and so we  
5 do believe that the casino has fulfilled that and given  
6 our guests a great opportunity to have more activities  
7 into the early evening or the late evening and know  
8 that it has helped us increase our visits as well.  
9 Thank you again for the time, so glad to have you here.

10 PRESIDING OFFICER:

11 Thank you. OEC, any closing remarks?

12 ATTORNEY FERRELL:

13 We do not.

14 PRESIDING OFFICER:

15 Okay. If the parties are that --- so  
16 desire, if you would like to file any briefs or written  
17 memorandum, you can do so by the end of business next  
18 Wednesday if there's anything burning that you haven't  
19 told us already. The record will remain open until the  
20 Board hears the matter at a later public meeting.

21 I'll prepare a report based on the  
22 testimony and evidence today and the suitability report  
23 when it is filed by our Bureau of Licensing. That  
24 report and all of the evidence and transcript of  
25 today's hearing will be sent to the Board for its

1 consideration and at its convenience, will schedule the  
2 matter to be heard in Harrisburg.

3 I want to thank Wharton Township today and  
4 specifically Carrie, who we've worked with, our staff  
5 has worked with to coordinate this hearing today.  
6 Thank you very much for your hospitality and I want to  
7 thank you all for coming today and your cooperation.  
8 This hearing is now adjourned. Thank you.

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10 HEARING CONCLUDED AT 11:25 A.M.

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## CERTIFICATE

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I hereby certify that the foregoing proceedings,  
hearing held before Officer Lloyd was reported by me on  
9/14/16 and I Lacey C. Scott read this transcript and  
that I attest that this transcript is a true and  
accurate record of the proceeding.

A handwritten signature in black ink, appearing to read "Lacey C. Scott", is written over a horizontal line.