

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

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PUBLIC MEETING

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BEFORE: DAVID M. BARASCH, CHAIRMAN

(Via Teleconference)

Greg C. Fajt; Richard G. Jewell; Keith R. McCall; Anthony C. Moscato; William H. Ryan Jr.; Aheenah Young, Members, Fred Strathmeyer, representing Russell Redding, Secretary of Agriculture; Jennifer Langan, representing Timothy Reese, State Treasurer; Robert P. Coyne, representing Eileen H. McNulty, Secretary of Revenue

MEETING: Wednesday, December 14, 2016, 10:15 a.m.

LOCATION: Strawberry Square Complex

2nd Floor

Harrisburg, PA 17101

WITNESSES: None

Reporter: Cynthia Piro Simpson

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MR. FAJT:

Morning everyone. I'm Commissioner Greg Fajt of the Pennsylvania Gaming Control Board. Chairman Barasch is joining us via telephone for today's meeting. Good morning, David.

CHAIRMAN:

Good morning, Mr. Chairman or should I say General Haig.

MR. FAJT:

Either one will work today, Dave. Before we begin, I'd like to ask everyone as we always do to please turn off your cell phones or silence them and other electronic devices. Thank you. With us today we have Fred Strathmeyer representing Russell Redding, Secretary of the Department of Agriculture. Jennifer Langan representing Timothy Reese our State Treasurer, and Robert Coyne representing the Secretary of the Department of Revenue Eileen McNulty. Thank you all for being here.

Quorum of the Board is present today, I'll call today's meeting to order. We are operating initially, just as a matter of housekeeping without a court reporter. She is on her way. As I mentioned

1 earlier, so when she gets here we'll take a minute and
2 let her get set up. First order of business, please
3 join me in the Pledge of Allegiance.

4 PLEDGE OF ALLEGIANCE RECITED

5 MR. FAJT:

6 We'll now get started with the regular
7 agenda items. By way of announcements the Board held
8 and Executive Session yesterday December 13th for the
9 purpose of discussing personnel matters and to conduct
10 quasi-judicial deliberations relating to matters being
11 considered by the Board today. Under new business,
12 next we'll hear from our Executive Director, Kevin
13 O'Toole. Kevin?

14 MR. O'TOOLE:

15 Good morning, Chairman Barasch. Good
16 morning, members of the Board. I'm very pleased to
17 have with me today our very important employee, Claire
18 Yantis. Claire has been employed by the Pennsylvania
19 Gaming Control Board since November of 2008, when she
20 was hired as Director of our Office of Human
21 Resources. Today I would like to publicly recognize
22 the recent appointment of Claire as the Gaming Control
23 Board's Administrative Director. This appointment
24 brings to a conclusion an initiative that began by the
25 Board earlier this year, 2016, to restructure our

1 table of organization of the Gaming Control Board. In
2 particular on the administrative side of our table of
3 organization. For the purpose of improving our
4 efficiency and our workplace accountability.

5 As Administrative Director, Claire
6 assumes a new role for the Gaming Control Board.
7 While we have known Claire for the past eight years as
8 an extremely talented Human Resource Executive, her
9 responsibilities will be expanded in new and exciting
10 ways. Claire will lead a team of seven directors that
11 will focus on improving the agency's management of all
12 administrative functions. As Executive Director, I
13 look forward to working even more closely with Claire
14 on many interdisciplinary issues as the Gaming Control
15 Board enters its second decade of operations. So, I'd
16 like everyone to join me this morning in
17 congratulating Claire on her new position.

18 MR. FAJT:

19 Thank you very much Kevin. Any
20 questions, comments from the Board?

21 MR. RYAN:

22 Just briefly. Claire, you've done an
23 excellent job working in this agency and you richly
24 deserve this promotion. It's good for you, but it's
25 also really good for the agency and I congratulate

1 you.

2 MR. FAJT:

3 Thank you very much, Bill.

4 MRS. YANTIS:

5 Thank you. I appreciate your support
6 and confidence and I look forward to more closely
7 working with Kevin.

8 MR. FAJT:

9 Great. Thank you both. Next up we have
10 our Chief Counsel, Doug Sherman.

11 ATTORNEY SHERMAN:

12 Good morning Chairman/members of the
13 Board. Our first agenda item relates to a Proposed
14 Statement of Policy which Assistant Chief Counsel
15 Susan Yokum is here to present.

16 ATTORNEY YOCUM:

17 Good morning members of the Board. The
18 agenda item for you today is a Statement of Policy.
19 It is 125-203. It will add a new variation to
20 Blackjack for Blackjack played on hybrid gaming
21 tables. In this variation, there is no hold card
22 dealt to the dealer so essentially players receive two
23 cards face up, the dealer receives his card face up
24 and then all cards dealt thereafter are community
25 cards which may be designated to either the player's

1 hand or the dealer's hand depending on the option
2 selected by the player. All of the rules of Blackjack
3 applicable to traditional Blackjack are applicable to
4 that when it's played on hybrid gaming table and that
5 would be dealer stands on a soft center team and
6 Blackjack plays three to two. I'd be happy to answer
7 any questions you may have regarding this Statement of
8 Policy.

9 MR. FAJT:

10 Any questions or comments from the
11 Board, ex-officios? Thank you. May I have a motion
12 please?

13 MS. YOUNG:

14 Mr. Chairman, I move that the Board
15 issue an Order to drop Proposed Regulation #125-203 as
16 described by the Office of Chief Counsel (OCC).

17 MR. JEWELL:

18 Second.

19 MR. FAJT:

20 All in favor?

21 ALL RESPOND AYE

22 MR. FAJT:

23 All opposed? Thank you. The motion
24 passes.

25 ATTORNEY YOCUM:

1 Thank you.

2 MR. FAJT:

3 Thank you very much.

4 ATTORNEY SHERMAN:

5 Today we have two petitions before you
6 for consideration. Each can be decided on the
7 documents filed of record as they are uncontested.
8 For each of the matters the Board has in advance of
9 the meeting been provided with the Petition, OEC's
10 Answer, and any evidentiary materials which have been
11 filed in the record. The first Petition before the
12 Board pertains to Maven, Incorporated and Melonease
13 Shaw. Specifically the Petition asks that the Board
14 lift the suspension of Maven's Gaming Service Provider
15 Registration. Maven, Incorporated is a registered
16 Gaming Service Provider that has provided lobbying,
17 consulting, and community outreach services to both
18 the Rivers and SugarHouse Casinos.

19 Maven, Incorporated is owned solely by
20 Melonease Shaw. During July of 2016, the Office of
21 Enforcement Counsel (OEC) filed a request for an
22 Emergency Suspension of the Gaming Service Provider
23 Registration after learning that its Principal had
24 been charged by the Office of Attorney General with
25 various criminal offenses relating to alleged misuse

1 of funds when the Principal was the president of the
2 transitional work corporation and with temporary
3 assistance to needy family program funds. Subsequent
4 to the filing of those charges and the suspension of
5 the Gaming Service Provider, the charges have been
6 withdrawn and are no longer pending. As such, the
7 Gaming Service Provider had requested that the
8 suspension be lifted. The OEC does not object to that
9 request on the basis that the charges are no longer
10 pending and that request is now before the Board for
11 your consideration.

12 MR. FAJT:

13 Commissioner Young, I believe you have a
14 brief comment to make on this?

15 MS. YOUNG:

16 Yes, I do. Thank you, Mr. Chairman.
17 Mr. Chairman, I would like to note for the record that
18 I will be recusing myself for consideration of this
19 matter. While I am certain I can be objective as I do
20 know Ms. Shaw and am familiar with Maven, Inc. I
21 believe it would be appropriate not to participate.
22 Thank you.

23 MR. FAJT:

24 Thank you. Any questions or comments
25 from the Board? Ex-Officios? May I have a motion

1 please?

2 MR. JEWELL:

3 Mr. Chairman I move that the Board grant
4 the petition of Maven, Incorporated and Melonease Shaw
5 to lift the suspension of the Gaming Service Provider
6 Registration to Maven, Incorporated as described by
7 the OCC.

8 MR. MCCALL:

9 Second.

10 MR. FAJT:

11 All in favor?

12 ALL RESPOND AYE

13 MR. FAJT:

14 All opposed? The motion passes. Next.

15 ATTORNEY SHERMAN:

16 Adam Gazarik's petition for removal from
17 the Board's Involuntary Exclusion List is the next
18 Petition before the Board today. In January 2015, the
19 OEC filed a Petition to place Mr. Gazarik on the
20 Board's Exclusion List on the basis that on July 19th,
21 2014 while visiting the Rivers Casino, Mr. Gazarik in
22 an apparent intoxicated state entered a secured slot
23 storage area in the slot technician workshop by
24 breaking through a drywall wall. While in the room,
25 he rummaged around, but did not have any other

1 additional damage. As a result of the conduct, Mr.
2 Gazarik was permanently evicted from the Rivers,
3 ultimately pled guilty to disorderly conduct and
4 criminal mischief, and on October 21st, 2015 this
5 Board placed him on the Involuntary Exclusion List for
6 a minimum period of one year after which he could seek
7 to be removed.

8 Mr. Gazarik's one year term is expired
9 and he's requested be removed from the Involuntary
10 Exclusion List. He requests that --- he states that
11 he has no immediate desire to go to a Pennsylvania
12 casino, but would like to avoid any further stigma
13 attached to being placed on the list. He is gainfully
14 employed and avers that other than this one incident,
15 he's had no other contact with law enforcement. As I
16 stated, the OEC has no objection to the request and
17 it's now ready for this Board's disposition.

18 MR. FAJT:

19 Thank you. Any questions or comments
20 from the Board? May I have a motion?

21 MR. MCCALL:

22 Mr. Chairman, I move that the Board
23 grant Adam Gazarik's petition for removal from the
24 Pennsylvania Gaming Control Board Involuntary
25 Exclusion List as described by the OCC.

1 MR. MOSCATO:

2 Second.

3 MR. FAJT:

4 Second by Tony. All in favor?

5 ALL RESPOND AYE

6 MR. FAJT:

7 Opposed? The motion passes.

8 ATTORNEY SHERMAN:

9 Next presenting Reports and
10 Recommendations is Deputy Chief Counsel, Steve Cook.

11 ATTORNEY COOK:

12 Morning. Next before the Board for its
13 consideration are three Reports and Recommendations
14 received from the Office of Hearings and Appeals
15 (OHA). In each of these matters, the Board has in
16 advance of this meeting been provided with the Report
17 and Recommendation and the complete evidentiary
18 record. Additionally, in each case the individual
19 subject to the Report and Recommendation has been
20 notified that the Board would be taking the matter up
21 today. And if they wish to come forward when the
22 matter is called to briefly address the Board, they
23 may do so.

24 The first Report and Recommendation
25 before the Board pertains to a request to recover

1 winnings while on the Board's Self-Exclusion List. In
2 June of 2016 a female individual with the initials
3 E.R. filed a Petition with the Board requesting that
4 money and credits confiscated from her while gaming at
5 Presque Isle Downs and Casino be returned. The OEC
6 objected and as a result on September 20th, 2016 a
7 hearing on the matter was held before the Board's OHA.
8 Both the OEC and E.R. appeared at the hearing offering
9 evidence.

10 According to the Findings of Fact made
11 by the Hearing Officer, on August 21st, 2013, E.R.
12 entered Presque Isle, met with the Casino Compliance
13 Representative and placed herself on the Board's
14 Voluntary Self-Exclusion List for a period of one
15 year. At that time, E.R. completed and signed all the
16 necessary paperwork, which included a release and
17 acknowledgment stating that a self-excluded person was
18 prohibited from collecting winnings and that in fact
19 winnings could be confiscated from a self-excluded
20 person if found on the gaming floor. She was further
21 notified that after her one year period of exclusion
22 if she wished to be removed from the list she would
23 have to take affirmative action. And if she did not,
24 she would remain on the list.

25 The evidence further showed that on May

1 3rd, 2016, E.R. entered Presque Isle while still on
2 the list and gamed at several slot machines prior to
3 winning a jackpot of \$1,692.52. At the time of the
4 jackpot E.R. had \$39.91 in credits remaining on her
5 slot machine. In the course of casino staff
6 processing the jackpot, E.R. was identified as self-
7 excluded and both the jackpot and the credits on the
8 machine were confiscated.

9 At the hearing, E.R. testified that the
10 Casino Compliance Representative who processed her
11 placement on the list provided much information to
12 her, but she had no direct or specific recollection of
13 her being told that she had to take affirmative steps
14 to be removed from the list after her one year period
15 of self-exclusion. Ultimately, after hearing all of
16 the evidence, the Report and Recommendation issued by
17 the Hearing Officer concludes that pursuant to the
18 Board's regulations, E.R. was on the self-excluded
19 list at the time that the jackpot was won and as a
20 result, she was prohibited from recovering winnings
21 --- I'm sorry, recovering any losses or receiving
22 winnings. The Hearing Officer thereafter reviewed the
23 evidence presented and concluded that E.R. was
24 entitled to recover the \$39.91 in credits on the
25 machine as that was her seed money for lack of a

1 better term, but she was prohibited from receiving the
2 \$1,692.52 jackpot and that is the recommendation
3 before the Board.

4 MR. FAJT:

5 Any questions or comments from the
6 Board? May I have a motion please?

7 MR. RYAN:

8 Mr. Chairman, I move that the Board
9 adopt the Report and Recommendation issued by the OHA
10 regarding E.R.'s petition for recovery of winnings
11 while on the Involuntarily Self-Exclusion List as
12 described by the OCC.

13 MR. FAJT:

14 Second?

15 MS. YOUNG:

16 Second.

17 MR. FAJT:

18 All in favor?

19 ALL RESPOND AYE

20 MR. FAJT:

21 Opposed? The motion passes.

22 ATTORNEY COOK:

23 The next Report and Recommendation
24 before the Board today pertains to Dawn Frazier. In
25 April of 2016, Ms. Frazier submitted her Non-Gaming

1 Employee Registration Application seeking work as an
2 EVS Attendant at the Parx Casino. On May 27th, 2016,
3 the OEC issued a Notice of Recommendation of Denial of
4 the application based upon the nature of Ms. Frazier's
5 criminal history and failure for her to pay court
6 costs and fees associated with her criminal
7 convictions.

8 Specifically in 2009, Ms. Frazier was
9 convicted of intimidation of a witness or victim and
10 sentenced to between 11 months and 15 days to 23
11 months of incarceration followed by eight years of
12 probation and payment of all court costs and fees. In
13 2012 she was convicted of driving under the influence
14 charge and was sentenced to six months' probation and
15 furthermore, as a result of her DUI conviction, her
16 earlier probation period was revoked. And she
17 continued on probation with some additional fees and
18 involvement in drug treatment and alcohol treatment
19 programs.

20 A hearing on OEC's objection to Ms.
21 Frazier's application was held on August 16th, 2016.
22 Despite receiving notice and in fact requesting the
23 hearing, Ms. Frazier did not attend the hearing. As a
24 result, the Hearing Officer was only presented with
25 evidence of her convictions and no mitigation evidence

1 and as a result his Report and Recommendation
2 recommends that in fact the application be denied.
3 And that is the recommendation before the Board today.

4 MR. FAJT:

5 Any questions or comments from the
6 Board? May I have a motion?

7 MS. YOUNG:

8 Mr. Chairman, I move that the Board
9 adopt the Report and Recommendation issued by the OHA
10 regarding the Non-Gaming Employee Registration
11 Application of Dawn Frazier as described by the OCC.

12 MR. MCCALL:

13 Second.

14 MR. FAJT:

15 All in favor?

16 ALL RESPOND AYE

17 MR. FAJT:

18 All opposed? The motion passes.

19 ATTORNEY COOK:

20 Darrell Martin is the final Report and
21 Recommendation before the Board today. In May of
22 2016, Mr. Martin submitted an application for a Gaming
23 Permit seeking work as a Security Officer at the
24 Mohegan Sun at Pocono Downs. On July 8th, 2016, the
25 OEC issued a notice recommending Mr. Martin's

1 application be denied based upon his prior criminal
2 history, as well as his failure to disclose the
3 entirety of it.

4 Specifically, it was discovered during
5 BIE's investigation that Mr. Martin had a criminal
6 history spanning between 1978 and 1995 with
7 convictions relating to possession of controlled
8 substances, larceny, possession of stolen property,
9 and unlawful use of a motor vehicle. Mr. Martin was
10 sentenced to confinement for three of his convictions
11 and his most recent conviction in 1995 was for a
12 felony charge. Specifically the attempted sale of a
13 controlled substance. That however, was Mr. Martin's
14 only felony offense and it was the offense he did
15 disclose on his application.

16 The hearing in this matter was held on
17 September 20th, 2016 before the OHA. Both Mr. Martin
18 and OEC appeared at the hearing offering evidence. At
19 the hearing, Mr. Martin testified that he only
20 partially reported his criminal history because in his
21 experience filling out employment applications,
22 employers typically only are concerned with felony
23 convictions. Which as I said, he did report. And
24 convictions which happened within the prior seven
25 years. Which all of his convictions pre-dated that.

1 Nevertheless, Mr. Martin acknowledged
2 the entirety of his criminal history and testified
3 that in almost 22 years that have passed since his
4 conviction, he has worked to turn his life around.
5 Specifically, he put on evidence as to his completion
6 of two drug and alcohol treatment programs while
7 incarcerated. And stated that he has remained clean
8 and sober since his release from prison. Mr. Martin
9 further testified to a steady employment history since
10 his release from prison. The fact that he is now
11 married and very involved with both his family and
12 with the community. And after hearing all of the
13 evidence presented, including Mr. Martin's mitigating
14 evidence, the Hearing Officer concluded that given the
15 passage of time and the evidence of rehabilitation
16 that his application should be approved. That's the
17 recommendation for the Board.

18 MR. FAJT:

19 Thank you. Any questions or comments
20 from the Board? May I have a motion?

21 MR. MCCALL:

22 Mr. Chairman, I move the Board adopt the
23 Report and Recommendation issued by the OHA regarding
24 Darrell Martin's Gaming Employee Occupation Permit
25 Application as described by the OCC.

1 MR. FAJT:

2 Second?

3 MR. JEWELL:

4 Second.

5 MR. FAJT:

6 All in favor?

7 ALL RESPOND AYE

8 MR. FAJT:

9 All opposed? The motion passes.

10 ATTORNEY SHERMAN:

11 That concludes the matters of the OCC.

12 MR. FAJT:

13 Thank you, Doug, Steve, and Susan. Next
14 up we have Susan Hensel, our Director of the Bureau of
15 Licensing and Cyrus Pitre, our OEC Director.

16 MS. HENSEL:

17 Thank you, Commissioner Fajt, Chairman
18 Barasch and members of the Board. Before the Board
19 today will be one slot machine operator renewal
20 license, one management company renewal license, and
21 721 Key Gaming and Non-Gaming Employee Applicants. In
22 addition, there will be the consideration of 13 Gaming
23 Service Provider Applicants.

24 The first matter for your consideration
25 is the renewal of the Woodlands Fayette, LLC Category

1 3 License. The license renewal hearing for this
2 entity is complete. In addition, the Bureau of
3 Investigations and Enforcement (BIE) has completed its
4 investigation and the Bureau of Licensing has provided
5 you with the background investigation and suitability
6 report. As a result, the license renewal is ready for
7 your consideration. I have provided you with a draft
8 Order and ask that the Board consider the Order to
9 renew the Category 3 license for Woodlands Fayette,
10 LLC.

11 MR. FAJT:

12 Any questions from Enforcement Counsel?

13 ATTORNEY PITRE:

14 Enforcement Counsel has no objection.

15 MR. FAJT:

16 Any further questions from members of
17 the Board? Seeing none, may I have a motion?

18 MR. JEWELL:

19 Mr. Chairman, I move that the Board
20 approve the renewal of Woodlands Fayette, LLC's
21 License as described by the Bureau of Licensing.

22 MR. MCCALL:

23 Second.

24 MR. FAJT:

25 All in favor?

1 ALL RESPOND AYE

2 MR. FAJT:

3 All opposed? The motion passes.

4 MS. HENSEL:

5 Next is the renewal of the IOC-PA, LLC
6 Management Company License. The license renewal
7 hearing for this entity is complete. In addition, the
8 BIE has completed its investigation and the Bureau of
9 Licensing has provided you with a background
10 investigation and suitability report. As a result,
11 the Management Company License renewal is ready for
12 your consideration. I have provided you with a draft
13 Order and ask that the Board consider the Order to
14 renew the Management Company License for IOC-PA, LLC.

15 MR. FAJT:

16 Any questions from Enforcement Counsel?

17 ATTORNEY PITRE:

18 Enforcement Counsel has no objection.

19 MR. FAJT:

20 Any questions or comments from the
21 Board? May I have a motion?

22 MR. MCCALL:

23 Mr. Chairman I move that the Board
24 approve the renewal of IOC-PA, LLC's Category 3
25 Management Company License as described by the Bureau

1 of Licensing.

2 MR. MOSCATO:

3 Second.

4 MR. FAJT:

5 All in favor?

6 ALL RESPOND AYE

7 MR. FAJT:

8 Opposed? The motion passes.

9 MS. HENSEL:

10 Also for your consideration is the
11 approval of Key Employee Licenses. Prior to this
12 meeting, the Bureau of Licensing provided you with a
13 Proposed Order for seven Key Employee Licenses. I ask
14 that the Board consider the Order, approving the
15 licenses.

16 MR. FAJT:

17 Any comments from Enforcement Counsel?

18 ATTORNEY PITRE:

19 Enforcement Counsel has no objection.

20 MR. FAJT:

21 Any comments or questions from the
22 Board? May I have a motion?

23 MR. MOSCATO:

24 Mr. Chairman, I move that the Board
25 approve the issuance of Key Employee Licenses as

1 described by the Bureau of Licensing.

2 MR. RYAN:

3 Second.

4 MR. FAJT:

5 All in favor?

6 ALL RESPOND AYE

7 MR. FAJT:

8 All opposed? The motion passes.

9 MS. HENSEL:

10 There are also Temporary Key Employee
11 Licenses for your consideration. Prior to this
12 meeting the Bureau of Licensing provided you with an
13 Order regarding the issuance of temporary licenses for
14 ten Key Employees. I ask that the Board consider the
15 Order approving these licenses.

16 MR. FAJT:

17 Cyrus, any comments?

18 ATTORNEY PITRE:

19 No comments. No objection.

20 MR. FAJT:

21 Thank you. Any comments, questions from
22 the Board? May I have a motion?

23 MR. RYAN:

24 Mr. Chairman, I move that the Board
25 approve the issuance of Temporary Key Employee

1 Credentials as described by the Bureau of Licensing.

2 MR. FAJT:

3 Second?

4 MS. YOUNG:

5 Second.

6 MR. FAJT:

7 All in favor?

8 ALL RESPOND AYE

9 MR. FAJT:

10 Opposed? The motion passes.

11 MS. HENSEL:

12 Next are Gaming Permits and Non-Gaming
13 Registrations. Prior to this meeting, the Bureau of
14 Licensing provided you with a list of 502 individuals
15 to whom the Bureau has granted Temporary or Full
16 Occupation Permits and 162 individuals to whom the
17 Bureau has granted registrations under the authority
18 delegated to the Bureau of Licensing. I ask that the
19 Board consider a motion approving the Order.

20 MR. FAJT:

21 Any comments from Enforcement Counsel?

22 ATTORNEY PITRE:

23 Enforcement Counsel has no objection.

24 MR. FAJT:

25 Any questions or comments from the

1 Board? May I have a motion please?

2 MS. YOUNG:

3 Mr. Chairman, I move that the Board
4 approve the issuance of Gaming Employee Permits and
5 Non-Gaming Employee Registration as described by the
6 Bureau of Licensing.

7 MR. JEWELL:

8 Second.

9 MR. FAJT:

10 All in favor?

11 ALL RESPOND AYE

12 MR. FAJT:

13 All opposed? The motion passes.

14 MS. HENSEL:

15 Also there are recommendations of denial
16 for three Gaming and one Non-Gaming Employee
17 applicants. In each case the applicant failed to
18 request a hearing within the specified time period.
19 The Bureau of Licensing has provided you with Orders
20 addressing the applicants who the OEC has recommended
21 for denial. I ask that the Board consider a motion
22 approving the denials.

23 MR. FAJT:

24 Any comments from Enforcement Counsel?

25 ATTORNEY PITRE:

1 Enforcement Counsel continues to request
2 denial in each instance.

3 MR. FAJT:

4 Any questions or comments from the
5 Board? May I have a motion, please?

6 MR. JEWELL:

7 Mr. Chairman, I move that the Board deny
8 the Gaming Service Provider and Gaming Employee
9 applications as described by the Bureau of Licensing.

10 MR. MCCALL:

11 Second.

12 MR. FAJT:

13 All in favor?

14 ALL RESPOND AYE

15 MR. FAJT:

16 All opposed? The motion passes.

17 MS. HENSEL:

18 Also for your consideration are
19 withdrawal requests for Key, Gaming and Non-Gaming
20 employees. In each case the permit or registration is
21 no longer required. For today's meeting I have
22 provided the Board with a list of two Key, 32 Gaming
23 and two Non-Gaming employee withdrawals for approval.
24 I ask that the Board consider the Orders approving the
25 list of withdrawals.

1 MR. FAJT:
2 Any comments from Enforcement Counsel?

3 ATTORNEY PITRE:
4 Enforcement Counsel has no objection.

5 MR. FAJT:
6 Any questions or comments from the
7 Board? May I have a motion, please?

8 MR. MCCALL:
9 Mr. Chairman, I move that the Board
10 approve the withdrawals as described by the Bureau of
11 Licensing.

12 MR. MOSCATO:
13 Second.

14 MR. FAJT:
15 Second?

16 MR. MOSCATO:
17 Second.

18 MR. FAJT:
19 All in favor.

20 ALL RESPOND AYE

21 MR. FAJT:
22 All opposed? The motion passes.

23 MS. HENSEL:
24 Next we have an Order to certify the
25 following Gaming Service Providers. Cahill Controls,

1 Inc., Devine Brothers, Inc., Halifax Security, Inc.
2 doing business as North American Video, and Maines
3 Paper and Food Service, Inc. I ask that the Board
4 consider the Order, approving these Gaming Service
5 Providers for Certification.

6 MR. FAJT:

7 Any questions or comments from
8 Enforcement Counsel?

9 ATTORNEY PITRE:

10 Enforcement Counsel has no objection.

11 MR. FAJT:

12 Any questions or comments from the
13 Board? May I have a motion?

14 MR. MOSCATO:

15 Mr. Chairman, I move that the Board
16 approve the applications for Gaming Service Providers
17 Certification as described by the Bureau of Licensing.

18 MR. RYAN:

19 Second.

20 MR. FAJT:

21 All in favor?

22 ALL RESPOND AYE

23 MR. FAJT:

24 All opposed? The motion passes.

25 MS. HENSEL:

1 Finally, for your consideration are
2 Gaming Service Provider Registrations. The Bureau of
3 Licensing provided you with an Order and an attached
4 list of nine Registered Gaming Service Provider
5 applicants. I ask that the Board consider the Order
6 registering these Gaming Service Providers.

7 MR. FAJT:

8 Any questions from Enforcement Counsel?

9 ATTORNEY PITRE

10 Enforcement Counsel has no objection.

11 MR. FAJT:

12 Any comments or questions from the
13 Board? Seeing none, may I have a motion?

14 MR. RYAN:

15 Mr. Chairman, I move that the Board
16 approve the applications for Gaming Service Provider
17 Registration as described by the Bureau of Licensing.

18 MR. FAJT:

19 Second?

20 MS. YOUNG:

21 Second.

22 MR. FAJT:

23 All in favor?

24 ALL RESPOND AYE

25 MR. FAJT:

1 All opposed? The motion passes.

2 MS. HENSEL:

3 That concludes the Bureau of Licensing's
4 matters.

5 MR. FAJT:

6 Thank you very much, Susan. This
7 concludes the licensing's items as Susan noted. Next
8 up is our OEC. As we begin Enforcement Counsel's
9 items I'd ask anyone who is addressing the Board to
10 please state and spell your name for the court
11 reporter. Also anyone other than attorneys must be
12 sworn in before speaking and with that, Cyrus and Mr.
13 Ferrell, you may begin.

14 ATTORNEY PITRE:

15 The OEC will present 22 matters for the
16 Board's consideration today consisting of two Consent
17 Agreements, four revocations, one suspension, and 15
18 involuntary exclusions. The first matter under OEC's
19 portion of the agenda is a consideration for Consent
20 Agreement between the OEC and Presque Isle Downs, Inc.
21 That matter will be presented by Assistant Enforcement
22 Counsel, Benjamin Ferrell.

23 ATTORNEY FERRELL:

24 Good morning, again, Chairman, members
25 of the Board. That matter for consideration pertains

1 to two underage violations at Presque Isle Downs. On
2 June 26th, 2016 a Presque Security Officer allowed an
3 18 year old patron wearing a yellow wrist band on his
4 left wrist to enter the gaming floor. The Security
5 Officer did not stop and ask the patron for his
6 identification. Presque Isle's internal controls
7 require that yellow wrist bands shall be placed on the
8 patron's right wrist and not their left and shall only
9 be issued to individuals over the 21 years of age.
10 The patron gamed at three different slot machines for
11 approximately five minutes and was on the floor for
12 approximately ten minutes.

13 Additionally, on July 10th, 2016, an 18
14 year old patron was allowed to enter the gaming floor
15 after showing the posted Security Officer his driver's
16 license, showing he was 18 years of age. The Security
17 Guard did not scan that individual's driver's license
18 and allowed the patron onto the floor. Once on the
19 floor, the patron gamed at three slot machines for
20 approximately 43 minutes and was on the gaming floor
21 for approximately 1 hour and 52 minutes. Under the
22 terms of the agreed upon Consent Agreement, Presque
23 Isle would pay a civil penalty of \$15,000 as well as a
24 \$2,500 investigation fee. And at this time, we would
25 request that the Board admit that Consent Agreement.

1 MR. FAJT:

2 Thank you. Mr. Schrier, any comments as
3 counsel from Presque Isle?

4 ATTORNEY SCHRIER:

5 Good morning, Mr. Chairman and
6 Commissioners. Steven D. Schrier with the law firm of
7 Blank Rome on behalf of Presque Isle Downs, Inc. I
8 just want to apologize for not having a representative
9 of the company here today. I know that is something
10 that they would have liked to have done. I received a
11 call from Tom Dill who is the Deputy Chief Counsel and
12 Compliance Officer last night, that he was snowed in a
13 bit in Ohio and was trying to get here. Asked if I
14 could cover this for him. So, again apologies for not
15 having a representative of the company here. I've
16 heard the presentation by Mr. Ferrell. We have no
17 objection to the presentation or the terms of the
18 Consent Agreement or Consent Order. And I'm here to
19 answer any questions you may have regarding the
20 details. Thank you.

21 MR. FAJT:

22 Thank you. Any questions or comments
23 from the Board? Seeing none, may I have a motion?

24 MS. YOUNG:

25 Mr. Chairman, I move that the Board

1 approve the Consent Agreement between the OEC and
2 Presque Isle Downs, Inc. as described by the OEC.

3 MR. MOSCATO:

4 Second.

5 MR. FAJT:

6 All in favor?

7 ALL RESPOND AYE

8 MR. FAJT:

9 All opposed? The motion passes. Thank
10 you, Mr. Schrier.

11 ATTORNEY SCHRIER:

12 Thank you and happy holidays to you all.

13 MR. FAJT:

14 Thank you and same to you.

15 ATTORNEY PITRE:

16 The next matter on the agenda for the
17 Board's consideration is a Consent Agreement between
18 the OEC and IOC-PA, LLC. This matter will also be
19 presented by Assistant Enforcement Counsel Benjamin
20 Ferrell.

21 ATTORNEY FERRELL:

22 This Consent Agreement pertains to a
23 failure to notify --- file a renewal application for a
24 Principal of IOC. On July 7th of 2016, Bureau of
25 Licensing notified OEC of a failure to file this

1 application for Lee Wielansky's position as Outside
2 Director of Isle of Capri Casinos, Incorporated. The
3 Board initially issued Mr. Wielansky a principal
4 license on January 9th, 2013, that license expired on
5 January 8th of this year. BOL notified IOC in
6 November of 2015 as well as April and June of this
7 year that the renewal application was due. On July
8 11th of 2016, IOC submitted Mr. Wielansky's
9 application. From the period of January 9th of this
10 year to July 11th, Mr. Wielansky performed his duties
11 as Outside Director without IOC having filed an
12 application for renewal of his Principal License.
13 Under the terms agreed upon by both parties, IOC would
14 pay a civil penalty of \$14,500 as well as a \$2,500
15 investigative fee. And at this time OEC requests that
16 the Board approve this Consent Agreement.

17 MR. FAJT:

18 IOC any comments on your behalf?

19 ATTORNEY TRANCHINA:

20 No. Elizabeth Tranchina, Vice President
21 of Legal for Isle of Capri Casinos, Inc. and we are in
22 agreement with the Consent Order.

23 MR. FAJT:

24 Thank you very much. Any questions or
25 comments from the Board? May I have a motion, please?

1 MR. MOSCATO:

2 Mr. Chairman, I move that the Board
3 approve the Consent Agreement between the OEC and IOC-
4 PA, LLC Management Company for Woodlands Fayette, LLC
5 as described by the OEC.

6 MR. JEWELL:

7 Second.

8 MR. FAJT:

9 All in favor?

10 ALL RESPOND AYE

11 MR. FAJT:

12 All opposed? The motion passes.

13 ATTORNEY TRANCHINA:

14 Thank you, Board members.

15 ATTORNEY PITRE:

16 The next five matters on the agenda
17 consist of enforcement actions in which the OEC has
18 filed complaints seeking the revocation of one Gaming
19 Permit and three Non-Gaming Registrations, and the
20 suspension of one Gaming Permit issued to individuals
21 by the Board. Each complaint has been filed with the
22 Board's OHA and properly served upon the individual
23 named in the complaint. The individual named in each
24 complaint failed to respond within 30 days as required
25 by Board regulation. As a result, the OEC filed a

1 request for default judgment and properly served the
2 same upon each individual named in each complaint.
3 Thereby the facts in each complaint are deemed
4 admitted. All filed documents have been provided to
5 the Board and the matters are presently ripe for the
6 Board's consideration.

7 ATTORNEY CROHE:

8 Good morning, Chairman, members of the
9 Board. John Crohe, C-R-O-H-E, for the OEC. The next
10 matter for the Board's consideration is the revocation
11 of the Gaming Employee Permit held by Deborah Benkoski
12 who stole a \$100 bill from a cash drawer in an active
13 payout drawer while working as a Marketing
14 Representative at Mohegan Sun. Ms. Benkoski is
15 currently awaiting trial for two counts of theft and
16 receiving stolen property. Therefore OEC now requests
17 that the Board revoke the Gaming Employee Permit held
18 by Deborah Benkoski.

19 MR. FAJT:

20 Any questions or comments from the
21 Board? May I have a motion?

22 MR. JEWELL:

23 Mr. Chairman, I move that the Board
24 approve the revocation of Deborah Benkoski's Gaming
25 Employee Occupations Permit as described by the OEC.

1 MR. MCCALL:

2 Second.

3 MR. FAJT:

4 All in favor?

5 ALL RESPOND AYE

6 MR. FAJT:

7 All opposed? Motion passes.

8 ATTORNEY STUART:

9 Glen Stuart for the OEC. S-T-U-A-R-T.

10 Next for the Board's consideration is the revocation
11 of Dominique Benson's Non-Gaming Registration. While
12 working as an EVS Attendant at Harrah's, Philadelphia,
13 Ms. Benson found a wallet belonging to a patron on the
14 casino floor. Ms. Benson took the patron's debit card
15 from the wallet and made approximately \$355 worth of
16 purchases that were not authorized by the patron. As
17 such, the OEC asks that the Board revoke the Non-
18 Gaming Registration of Dominique Benson.

19 MR. FAJT:

20 Any questions or comments from the
21 Board? Ex-officios? May I have a motion?

22 MR. MCCALL:

23 Mr. Chairman, I move that the Board
24 approve the revocation of Dominique Besnon's Non-
25 Gaming Employee Registration as described by the OEC.

1 MR. MOSCATO:

2 Second.

3 MR. FAJT:

4 All in favor?

5 ALL RESPOND AYE

6 MR. FAJT:

7 All opposed? The motion passes.

8 ATTORNEY STUART:

9 Next for the Board's consideration is
10 the revocation of Rakim Gillespie's Non-Gaming
11 Registration. Mr. Gillespie was most recently
12 employed as an EVS Attendant at Harrah's,
13 Philadelphia. However, while working as a manager at
14 a fast-food restaurant, prior to his employment at
15 Harrah's, Mr. Gillespie used a debit card belonging to
16 a patron to make approximately \$20 worth of
17 unauthorized purchases at two other fast-food
18 restaurants. As such the OEC requests the Board
19 revoke the Non-Gaming Registration of Rakim Gillespie.

20 MR. FAJT:

21 Any questions or comments from the
22 Board? May I have a motion?

23 MR. MOSCATO:

24 Mr. Chairman, I move that the Board
25 approve the revocation of Rakim Gillespie's Non-Gaming

1 Employee Registration as described by the OEC.

2 MR. RYAN:

3 Second.

4 MR. FAJT:

5 All in favor?

6 ALL RESPOND AYE

7 MR. FAJT:

8 All opposed? Motion passes.

9 ATTORNEY KOLESAR:

10 Good morning, Chairman Barasch, members
11 of the Board. Sarah Kolesar, K-O-L-E-S-A-R.

12 Assistant of Enforcement Counsel with the OEC. The
13 next matter on the agenda for the Board's
14 consideration is OEC's request to revoke the Non-
15 Gaming Registration issued to Tyrone McWilliams as a
16 result of Mr. McWilliams conspiring with another and
17 stealing more than \$9,000 worth of merchandise from
18 various department stores. As a result, OEC requests
19 that the Non-Gaming Registration issued to Tyrone
20 McWilliams be revoked.

21 MR. FAJT:

22 Any questions or comments from the
23 Board? May I have a motion?

24 MR. RYAN:

25 Mr. Chairman, I move that the Board

1 approve the revocation of Tyrone McWilliams Non-Gaming
2 Employee Registration as described by the OEC.

3 MR. FAJT:

4 Second?

5 MS. YOUNG:

6 Second.

7 MR. FAJT:

8 All in favor?

9 ALL RESPOND AYE

10 MR. FAJT:

11 All opposed? The motion passes.

12 ATTORNEY KOLESAR:

13 The next matter on the agenda for the
14 Board's consideration is the suspension of the Gaming
15 Employee Permit issued to Rachel Walker as a result of
16 her arrest and pending charges for two violations of
17 the Pennsylvania Controlled Substance Drug, Device,
18 and Cosmetic Act. As a result, OEC requests that the
19 Gaming Permit issued to Rachael Walker be suspended.

20 MR. FAJT:

21 Any questions or comments from the
22 Board? May I have a motion, please?

23 MS. YOUNG:

24 Mr. Chairman, I move that the Board
25 approve the suspension of Rachael Walker's Gaming

1 Employee Occupation Permit as described by the OEC.

2 MR. RYAN:

3 Second.

4 MR. FAJT:

5 All in favor?

6 ALL RESPOND AYE

7 MR. FAJT:

8 All opposed? Motion passes.

9 ATTORNEY PITRE:

10 The remaining matters on the agenda
11 consist of enforcement actions in which the OEC has
12 filed Petition seeking the involuntary exclusion of
13 individuals whose presence in a licensed facility are
14 inimical to the interest of the Commonwealth and/or
15 licensed gaming therein. In each instance, the
16 petition for exclusion has been filed with the Board's
17 OHA and properly served upon the individual named in
18 each complaint --- each petition. The individual
19 named in the petition failed to respond within 30 days
20 as required by Board regulation. As a result the OEC
21 filed a request for default judgement in each instance
22 and properly served the same upon each individual.
23 Thereby all facts in each petition are deemed
24 admitted. All filed documents have been provided to
25 the Board and the matters are presently ripe for Board

1 consideration. In each instance if the Board places
2 each individual on the Exclusion List, the
3 individual's photo, personal identifiers, and a
4 summary of the inimical conduct will be placed on the
5 Board's public website.

6 ATTORNEY FERRELL:

7 The next matter for your consideration
8 is a petition to place Joshua Zawistoski onto the
9 Board's Involuntary Exclusion List. On June 26th,
10 2016, Mr. Zawistoski entered the gaming floor at
11 Presque Isle Downs Casino and gamed at three different
12 slot machines while underage. At this time OEC
13 requests that the Board issue an Order placing Mr.
14 Zawistoski on the Involuntary Exclusion List.

15 MR. FAJT:

16 Any questions or comments from the
17 Board? May I have a motion?

18 MR. RYAN:

19 Mr. Chairman, I move that the Board
20 approve the addition of Joshua Zawistoski to PGCB
21 Involuntary Exclusion List as described by the OEC. I
22 further move that Mr. Zawistoski may petition for
23 removal from the list after his 22nd birthday.

24 MR. MCCALL:

25 Second.

1 MR. FAJT:

2 All in favor?

3 ALL RESPOND AYE

4 MR. FAJT:

5 All opposed? The motion passes.

6 ATTORNEY CROHE:

7 John Crohe, C-R-O-H-E, again for the
8 OEC. The next matter for the Board's consideration is
9 a request to place Nicholas Spano on the Board's
10 Excluded Person's List for stealing the cell phone of
11 another patron from the security podium at Mohegan
12 Sun. The charges of theft and receiving stolen
13 property are currently being held for court.
14 Therefore, the OEC requests that the Board place Mr.
15 Spano on the Board's Excluded Persons List.

16 MR. FAJT:

17 Any questions or comments from the
18 Board? May I have a motion?

19 MR. MCCALL:

20 Mr. Chairman, I move that the Board
21 approve the addition of Nicholas Spano to the
22 Pennsylvania Gaming Control Board Involuntary
23 Exclusion List as described by the OEC.

24 MR. MOSCATO:

25 Second.

1 MR. FAJT:

2 All in favor?

3 ALL RESPOND AYE

4 MR. FAJT:

5 All opposed? The motion passes.

6 ATTORNEY STUART:

7 Next for the Board's consideration is
8 the placement of Joseph McCabe on the Board's
9 exclusion list. In May of 2016, Mr. McCabe used false
10 identification to try to obtain a casino access pass
11 at the Valley Forge Casino Resort in King of Prussia,
12 Pennsylvania. Mr. McCabe was less than 21 years of
13 age at the time. Valley Forge personnel prevented Mr.
14 McCabe from obtaining a casino access pass and Mr.
15 McCabe never entered the gaming floor. As such, the
16 OEC request that the Board place Joseph McCabe on the
17 Exclusion List.

18 MR. FAJT:

19 Any questions or comments from the
20 Board? May I have a motion?

21 MR. MOSCATO:

22 Mr. Chairman, I move that the Board
23 approve the addition of Joseph McCabe to the PGCB
24 Involuntary Exclusion List as described by the OEC.

25 MR. RYAN:

1 Second.

2 MR. FAJT:

3 All in favor?

4 ALL RESPOND AYE

5 MR. FAJT:

6 All Opposed? The motion passes.

7 ATTORNEY KOLESAR:

8 Sarah Kolesar, again, for the OEC. The
9 next matter on the agenda for the Board's
10 consideration is the involuntary exclusion of
11 Stephanie Roth for leaving three children, ages 10, 8,
12 and 4 months, unattended in the patio area of the
13 Wheel House Restaurant while she gamed at slot
14 machines inside Rivers Casino. As a result OEC
15 requests that the Board issue an Order placing
16 Stephanie Roth on the Involuntary Exclusion List.

17 MR. FAJT:

18 Any questions or comments from the
19 Board? Ex-officios? May I have a motion, please?

20 MR. RYAN:

21 Mr. Chairman, I move that the Board
22 approve the addition of Stephanie Roth to the PGCB
23 Involuntary Exclusion List as described by the OEC.

24 MR. FAJT:

25 Second?

1 MS. YOUNG:

2 Second.

3 MR. FAJT:

4 All in favor?

5 ALL RESOPND AYE

6 MR. FAJT:

7 All opposed? The motion passes.

8 ATTORNEY KOLESAR:

9 Next matter for the Board's
10 consideration is the involuntary exclusion of Demetris
11 Krow Son as a result of Mr. Son using an illegally
12 manufactured identification to access the gaming floor
13 at SugarHouse Casino while under the age of 21. As a
14 result, OEC requests that the Board issue an Order
15 placing Demetris Krow Son on the involuntary exclusion
16 list.

17 MR. FAJT:

18 Any questions or comments from the
19 Board? May I have a motion?

20 MS. YOUNG:

21 Mr. Chairman, I move that the Board
22 approve the addition of Demetris Krow Son to the PGCB
23 Involuntary Exclusion List as described by the OEC. I
24 further move that Mr. Son may petition for removal
25 from the list after his 22nd birthday.

1 MR. MCCALL:

2 Second.

3 MR. FAJT:

4 All in favor?

5 ALL RESPOND AYE

6 MR. FAJT:

7 All opposed. Seeing none, the motion
8 passes.

9 ATTORNEY KOLESAR:

10 Next matter on the agenda for the
11 Board's consideration is the involuntary exclusion of
12 Jimmy Son as a result of aiding and embedding his
13 underage nephew in gaining access to the gaming floor
14 at SugarHouse Casino. As a result, OEC requests that
15 the Board issue an Order placing Jimmy Son on the
16 Involuntary Exclusion List.

17 MR. FAJT:

18 Any questions or comments from the
19 Board? May I have a motion?

20 MR. JEWELL:

21 Mr. Chairman, I move that the Board
22 reject the request to add Jimmy Son to the PGCB
23 Involuntary Exclusion List as there is insufficient
24 evidence in the record to support such action.

25 MR. MCCALL:

1 Second.

2 MR. FAJT:

3 All in favor?

4 ALL RESPOND AYE

5 MR. FAJT:

6 All opposed? The motion to reject
7 passes.

8 ATTORNEY MILLER:

9 Good morning, Dustin Miller on behalf of
10 the OEC. Next matter today is request for placement
11 on the Board's Excluded Persons List involving
12 Nicholas Ceriani. The OEC filed a Petition to place
13 Mr. Ceriani on the Exclusion List on March 17th, 2016
14 for trespassing and possessing a controlled substance
15 and drug paraphernalia at Parx Casino on November 4th,
16 2015. Mr. Ceriani pleaded guilty to defiant trespass,
17 and intentional possession of a controlled substance
18 on August 19th, 2016. He was sentenced to a year of
19 probation plus costs for the guilty plea. This
20 incident was Mr. Ceriani's sixth incident at Parx
21 Casino. Based upon the foregoing the OEC asks that
22 the Board place Nicholas Ceriani on the Board's
23 Excluded Persons List.

24 MR. FAJT:

25 Any questions or comments from the

1 Board? May I have a motion?

2 MR. MCCALL:

3 Mr. Chairman, I move that the Board
4 approve the addition of Nicholas Ceriani to the
5 Pennsylvania Gaming and Control Board Involuntary
6 Exclusion List as described by the OEC.

7 MR. FAJT:

8 Second?

9 MR. MOSCATO:

10 Second.

11 MR. FAJT:

12 All in favor?

13 ALL RESPOND AYE

14 MR. FAJT:

15 All opposed? The motion passes.

16 ATTORNEY MILLER:

17 The next matter today is a request for
18 placement on the Board's Excluded Persons List
19 involving Hondo B. Jackson. The OEC filed a Petition
20 to place Mr. Jackson on the Exclusion List on August
21 9th, 2016 for committing theft at Parx Casino on March
22 4th, 2016 by taking back a \$500 losing wager and
23 leaving the casino before it could be collected.
24 Based upon the foregoing, the OEC asks that the Board
25 place Hondo B. Jackson on the Board's Excluded Persons

1 List.

2 MR. FAJT:

3 Any questions or comments from the
4 Board? Ex-Officios? May I have a motion?

5 MR. MOSCATO:

6 Mr. Chairman, I move that the Board
7 approve the addition of Hondo B. Jackson to the PGCB
8 Involuntary Exclusion List as described by the OEC.

9 MR. RYAN:

10 Second.

11 MR. FAJT:

12 All in favor?

13 ALL RESPOND AYE

14 MR. FAJT:

15 All opposed? The motion passes.

16 ATTORNEY MILLER:

17 The next matter today is a request for
18 placement on the Board's Excluded Persons List
19 involving Kaliff Peoples. The OEC filed a Petition to
20 place Mr. Peoples on the Exclusion List on July 26th,
21 2016 for being criminally charged with robbing a
22 patron of Parx Casino in New Jersey on May 29th, 2016.
23 Mr. Peoples is accused of following the patron from
24 the casino and assaulting the patron near his home in
25 New Jersey before stealing the patron's wallet and

1 cellular phone. Mr. Peoples was later charged in a
2 similar incident that occurred on June 19th, 2016 in
3 Philadelphia. Based upon the foregoing, the OEC asks
4 that the Board place Kaliff Peoples on the Board's
5 Excluded Persons List.

6 MR. FAJT:

7 Any questions or comments from the
8 Board? May I have a motion?

9 MR. RYAN:

10 Mr. Chairman, I move that the Board
11 approve the addition of Kaliff Peoples to the PGCB
12 Involuntary Exclusion List as described by the OEC.

13 MR. FAJT:

14 Second?

15 MS. YOUNG:

16 Second.

17 MR. FAJT:

18 All in favor?

19 ALL RESPOND AYE

20 MR. FAJT:

21 All opposed? The motion passes.

22 ATTORNEY TEPPER:

23 Good morning Chairman Barasch, members
24 of the Board. David Tepper, T-E-P-P-E-R. Assistant
25 Enforcement Counsel with the OEC. The next matter for

1 the Board's consideration is John Barchey, III. In
2 July 2016, John Barchey, III stole poker chips from a
3 poker table at Mount Airy Casino. Mr. Barchey was
4 subsequently arrested by the Pennsylvania State Police
5 and those charges are currently pending. At this time
6 the OEC requests that the Board add John Barchey, III
7 to the Board's Involuntary Exclusion List.

8 MR. FAJT:

9 Any questions or comments from the
10 Board? May I have a motion?

11 MS. YOUNG:

12 Mr. Chairman, I move that Board approve
13 the addition of John Barchey, III to the PGCB
14 Involuntary Exclusion List as described by the OEC.

15 MR. JEWELL:

16 Second.

17 MR. FAJT:

18 All in favor?

19 ALL RESPOND AYE

20 MR. FAJT:

21 All opposed? The motion passes.

22 ATTORNEY TEPPER:

23 The next matter is Vincent Capece. In
24 July of 2016, Vincent Capece used the identification
25 card of another while underage in an attempt to gain

1 access to the gaming floor at Mount Airy Casino. He
2 was subsequently cited by the Pennsylvania State
3 Police and pled guilty. And at this time the OEC
4 requests that the Board add Vincent Capece to the
5 Board's Involuntary Exclusion List.

6 MR. FAJT:

7 Any questions or comments from the
8 Board. Seeing none, may I have a motion?

9 MR. MOSCATO:

10 Mr. Chairman, I move that the Board
11 approve the addition of Vincent Capece to the PGCB
12 Involuntary Exclusion List as described by the OEC. I
13 further move that Mr. Capece may petition for removal
14 from that list after his 22nd birthday.

15 MR. MCCALL:

16 Second.

17 MR. FAJT:

18 All in favor?

19 ALL RESPOND AYE

20 MR. FAJT:

21 All opposed? The motion passes.

22 ATTORNEY TEPPER:

23 The next matter on the agenda is
24 Christina Ramos. In July 2016, Christina Ramos
25 attempted to use a false identification card while

1 underage to gain access to the gaming floor at Mount
2 Airy Casino. Ms. Ramos was subsequently cited by the
3 Pennsylvania State Police and pled guilty. And at
4 this time the OEC requests that the Board add
5 Christina Ramos to the Board's Involuntary Exclusion
6 List.

7 MR. FAJT:

8 Any questions or comments from the
9 Board? Seeing none, may I have a motion?

10 MR. MCCALL:

11 Mr. Chairman, I move that the Board
12 approve the addition of Christina Ramos to the
13 Pennsylvania Game and Control Board Involuntary
14 Exclusion List as described by the OEC. I further
15 move that Ms. Ramos may petition for removal from the
16 list after her 22nd birthday.

17 MR. FAJT:

18 Second?

19 MR. MOSCATO:

20 Second.

21 MR. FAJT:

22 All in favor?

23 ALL RESPOND AYE

24 MR. FAJT:

25 All opposed? The motion passes.

1 ATTORNEY TEPPER:

2 Next on the agenda is Chaya Shimon. In
3 July 2016, Ms. Shimon used a false identification card
4 while underage in attempt to gain access to the gaming
5 floor at Mount Airy Casino. Ms. Shimon was
6 subsequently cited by the Pennsylvania State Police
7 and found guilty at a trial. At this time the OEC
8 requests that the Board add Chaya Shimon to the
9 Board's Involuntary Exclusion List.

10 MR. FAJT:

11 Any questions or comments from the
12 Board? May I have a motion?

13 MR. MOSCATO:

14 Mr. Chairman, I move that the Board
15 approve the addition of Chaya Shimon to the PGCB
16 Involuntary Exclusion List as described by the OEC. I
17 further move that Ms. Shimon may petition for removal
18 from the list after her 22nd birthday.

19 MR. RYAN:

20 Second.

21 MR. FAJT:

22 All in favor?

23 ALL RESPOND AYE

24 MR. FAJT:

25 All opposed? Motion passes.

1 ATTORNEY TEPPER:

2 The next matter on the agenda is
3 Victoria Webber. In August 2016, Victoria Webber used
4 a false identification card while at Mount Airy in an
5 attempt to gain access to the gaming floor. Ms.
6 Webber was subsequently cited by the Pennsylvania
7 State Police and has pled guilty. At this time the
8 OEC requests that the Board add Victoria Webber to the
9 Board's Involuntary Exclusion List.

10 MR. FAJT:

11 Any questions or comments from the
12 Board? Seeing none, may I have a motion?

13 MR. RYAN:

14 Mr. Chairman, I move that the Board
15 approve the addition of Victoria Webber to the PGCB
16 Involuntary Exclusion List as described by the OEC. I
17 further move that Ms. Webber may petition for removal
18 from the list after her 22nd birthday.

19 MR. FAJT:

20 Second?

21 MS. YOUNG:

22 Second.

23 MR. FAJT:

24 All in favor?

25 ALL RESPOND AYE

1 MR. FAJT:

2 All opposed? The motion passes.

3 ATTORNEY TEPPER:

4 Finally, Karen Xu. In July 2016, Karen
5 Xu attempted to use a false identification card to
6 gain access to the gaming floor at Mount Airy. Ms. Xu
7 was subsequently cited by the Pennsylvania State
8 Police and pled guilty. And at this time the OEC
9 requests that the Board add Karen Xu to the Board's
10 Involuntary Exclusion List.

11 MR. FAJT:

12 Any questions or comments from the
13 Board? May I have a motion?

14 MS. YOUNG:

15 Mr. Chairman, I move that the Board
16 approve the addition of Karen Xu to PGCB Involuntary
17 Exclusion List as described by the OEC. I further
18 move that Ms. Xu may petition for removal from the
19 list after her 22nd birthday.

20 MR. RYAN:

21 Second.

22 MR. FAJT:

23 All in favor?

24 ALL RESPOND AYE

25 MR. FAJT:

1 All opposed? The motion passes.

2 ATTORNEY PITRE:

3 Thank you. That concludes our business.

4 MR. FAJT:

5 Thank you very much, Cyrus and other
6 attorneys. And Ms. Kolesar, welcome to the Gaming
7 Control Board. I think this is your first appearance;
8 right?

9 ATTORNEY KOLESAR:

10 It is, yes.

11 MR. FAJT:

12 You did a nice job. Thank you. Next we
13 have our public comment period. As I understand it,
14 we do not have anyone registered to speak today, but
15 we are always worried about Mr. Stambaugh. Is he in
16 the room today? He left. Okay. Is there anyone in
17 the audience who wants to address the Board today?
18 The correct answer is no on that by the way. Okay.
19 That concludes today's meeting. Our next scheduled
20 public meeting will be held on Wednesday, January
21 11th. The meeting will begin at 10:00 a.m. in this
22 room. Are there any final comments from the Board or
23 ex-officio members? Seeing none, may I have a motion
24 to adjourn?

25 MR. RYAN:

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So moved.

MR. JEWELL:

Second.

MR. FAJT:

All in favor?

ALL RESPOND AYE

MR. FAJT:

All opposed? Motion passes.

* * * * *

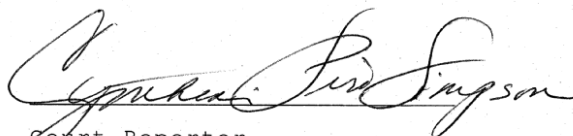
MEETING CONCLUDED AT 11:20 A.M.

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CERTIFICATE

I hereby certify that the foregoing proceedings, hearing held before Chair Barasch, was reported by me on 12/14/2016 and that I, Cynthia Piro Simpson, read this transcript, and that I attest that this transcript is a true and accurate record of the proceeding.


Court Reporter

Cynthia Piro Simpson