

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

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PUBLIC MEETING

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BEFORE: MEMBERS OF THE BOARD:

DENISE J. SMYLER, CHAIR

Frank Dermody

Shawn Dillon

David S. Hickernell

Sara Manzano-Díaz (phone)

Nedia Ralston

Frances J. Regan (absent)

EX-OFFICIO MEMBERS/DESIGNEES IN ATTENDANCE:

Christin Heidingsfelder, Designee,

Department of Revenue

Jennifer Langan, Designee,

Pennsylvania Treasury

Reporter: Derek Richmond

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MEETING: Wednesday, January 24, 2024

10:01 a.m.

LOCATION: Pennsylvania Gaming Control Board

Strawberry Square Complex

303 Walnut Street, 2nd Floor

Harrisburg, PA 17101

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PA GAMING CONTROL BOARD EXECUTIVE STAFF WHO APPEARED
BEFORE THE BOARD:

- KEVIN O'TOOLE, Executive Director
- DAVID RHEN, Budget Director
- DANETTE BIXLER-GEORGE, Human Resources Director
- SEAN HANNON, Director of Licensing
- STEVE COOK, Chief Counsel
- CHAD ZIMMERMANN, Deputy Chief Counsel
- ROBERT WOOD, Assistant Chief Counsel

Office of Enforcement Counsel - Also presenting:

- DAVID TEPPER, Senior Enforcement Counsel
- CYRUS PITRE, Chief Enforcement Counsel
- WESLEY HURST, Assistant Enforcement Counsel
- MICHELLE FOGLE, Assistant Enforcement Counsel
- THOMAS MONAGHAN, Assistant Enforcement Counsel
- KELCI SCIRROTTO, Assistant Enforcement Counsel
- JUAN SANCHEZ, Assistant Enforcement Counsel
- SARAH KOLESAR, Assistant Enforcement Counsel

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OTHER ATTENDEES FOR MEETING AND/OR PUBLIC HEARINGS:Downs Racing, L.P., d/b/a Mohegan Pennsylvania:

Kevin C. Hayes, Esquire, Saiber, LLC

Anthony Carlucci, President and General Manager

Dave Parfrey, Vice President of Marketing

Rich Roberts, President of Digital Gaming

Katie Borkowski, Vice President of Human Resources

Ron Chrzan, Director of Compliance

Stakelogic, B.V.:

Stephan van den Oetelaar, Stakelogic, B.V.,

Chief Executive Officer

TA Operating d/b/a TravelCenters of America, Site#67:

Erin Cordier, Esquire, Taft Law

Carey Musselman, General Manager

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CHAIR: Good morning and Happy New Year. I'm Denise Smyler, Chair of the Pennsylvania Gaming Control Board. I would like to ask everyone to please silence your cell phones and all electronic devices at this time. Also, while masks are no longer mandatory, please feel free to wear one if you believe it is required and necessary for your own well-being.

So, we have five Board Members present and Commissioner Manzano-Díaz is on the phone. Sara, can you hear me?

MS. MANZANO-DÍAZ: Yes, I hear you perfectly. Thank you, Madam Chair.

CHAIR: Thank you. We hear you perfectly, too. Thank you very much.

Before we begin, I'd like to announce that due to a medical conflict involving a family member, Commissioner Regan is unable to join us today. As we have done in the past, under similar circumstances, the Board will continue to conduct its business under the common law Rule of Necessity, specifically with the absence of a legislative appointee to the Board, pursuant to Section

1 1201(f)(3) of the Pennsylvania Racehorse Development
2 and Gaming Act, all votes requiring qualified
3 majority of the Board will now be accomplished by a
4 vote of remaining three legislative appointees and at
5 least two of the three gubernatorial appointees to
6 the Board. With that being placed on the record, I'd
7 like to call today's meeting to order.

8 In addition to the Board Members, we
9 also have our Ex-Officio Members, Christin
10 Heidingsfelder, representing Pat Browne, Secretary of
11 the Department of Revenue, and Jennifer Langan,
12 representing Stacy Garrity, State Treasurer. Thank
13 you Ex-Officios for joining us.

14 I'd like to now ask everybody to
15 please rise and join me in a recitation of the Pledge
16 of Allegiance.

17 PLEDGE OF ALLEGIANCE RECITED

18 CHAIR: By way of announcements, the
19 Board held an Executive Session yesterday, Tuesday,
20 January 23rd, to discuss personnel matters, pending
21 litigation and to conduct quasi-judicial
22 deliberations relating to matters coming before the
23 Board.

24 PUBLIC HEARING WAS HELD

25 CHAIR: Our next order of business

1 this morning is the consideration of the Board
2 Meeting Transcript and Minutes from the
3 October 18th, 2023 meeting. May I have a motion to
4 approve the Transcript and Minutes of that meeting?

5 MS. RALSTON: Commissioner Ralston
6 moves that the Board approve the Minutes and
7 Transcript of the October 18, 2023 meeting.

8 MR. DERMODY: Commissioner Dermody
9 seconds.

10 CHAIR: All in favor?

11 AYES RESPOND

12 CHAIR: All opposed?

13 NO RESPONSE

14 CHAIR: Motion's adopted.

15 We will now hear from our Executive
16 Director, Kevin O'Toole. Kevin?

17 MR. O'TOOLE: Good morning, Chair
18 Smyler, members of the Board. For my Executive
19 Director's Report this morning I would like to share
20 the key data regarding gaming revenue produced by the
21 Pennsylvania gaming industry in calendar year 2022.

22 As you know, our Office of
23 Communications last week issued two press releases,
24 one that summarized revenue for the month of December
25 2023, and the other press release provided

1 information about the entire calendar year 2023.
2 Gaming revenue from all sources of gaming activity
3 under the Gaming Control Board's Regulatory Oversight
4 reached almost \$5.7 billion during calendar year
5 2023. That figure is a 9.3 percent increase over
6 combined gaming revenue of \$5.2 billion in calendar
7 year 2022.

8 Breaking down that \$5.7 billion,
9 land-based casinos generated \$3.4 billion in gaming
10 revenue from the play of slot machines, table games,
11 and poker. This gave land-based casinos a three
12 percent increase in revenue compared to 2022. Online
13 casino games that simulate slot machines, table games
14 and poker amounted to \$1.7 billion in gaming revenue,
15 for a 31 percent increase over 2022. Sports wagering
16 revenue for calendar year 2023 amounted to
17 \$459,000,00, for a 14.31 percent increase over 2022.

18 And finally, combining a Video Gaming
19 Terminal revenue at licensed truck stops with Fantasy
20 Contest revenue, that amounted to an aggregate of
21 \$61,000,000, which was a decrease of five percent
22 from 2022. The resulting gaming tax revenue remitted
23 to the Commonwealth of Pennsylvania for calendar year
24 2023 was 2.34 billion dollars, the highest to date,
25 surpassing the previous high of 2.12 billion dollars

1 in calendar year 2022.

2 I know that you are all familiar with
3 the wide scope of benefits that tax revenue provides
4 to the Commonwealth. Stated very - very succinctly,
5 horse racing industry benefits significantly from
6 gaming taxes. Economic development throughout the
7 Commonwealth is benefited by gaming taxes from the
8 casino. Homeowners who have applied for property tax
9 relief receive benefits from gaming taxes, and local
10 municipalities and counties throughout the
11 Commonwealth benefit from the local share assessments
12 and the grants that are provided through that avenue.

13 So, these figures do produce some
14 pretty obvious tendencies, number one being that
15 online casino gaming in its first five years has
16 grown significantly, as I indicated, \$1.7 billion.

17 What is not necessarily commonly known
18 is that in order - the legislature, when they passed
19 the expanded Gaming Act and when they authorized
20 iGaming and sports wagering, they wanted to make sure
21 that it did not negatively affect the ability of
22 land-based casinos to consider - continue their
23 success, which we had seen over the years. And it
24 became a requirement that any online operator or the
25 casino itself had to obtain a certificate to operate

1 online gaming, online sports and online poker. So,
2 all of the land-based casinos are partners with the
3 interactive gaming operators. And in some cases the
4 land-based casinos themselves have a very major role
5 in operating online gaming.

6 Sports wagering revenue in its first
7 five years continues to grow at an annual basis, but
8 not at the same clip as online casino gaming. And
9 last but certainly not least, the land-based gaming
10 activity has remained very strong. Not too long ago
11 we had 12 operating casinos in Pennsylvania, and
12 subsequent to the gambling expansion Bill, we added
13 four Category-4 casinos and one additional
14 Category-2 casino, Live! Casino Philadelphia, but
15 what's also very important -. And we just had an
16 opportunity to listen to Mohegan, but a land-based
17 casino has an enormous amount of benefits to the
18 community that go beyond sitting at a blackjack table
19 or sitting at a slot machine. They have fabulous
20 food and beverage opportunities. Most of them now
21 have a hotel, they have a spa, they have indoor
22 pools, and they have convention space, where they can
23 have events and entertainment.

24 So, the land-based casinos, you know,
25 their overall package is more than just the gambling

1 revenue that we cite. And overall, Pennsylvanians
2 continue to show that licensed and regulated gambling
3 is an activity they enjoy participating in. So, as
4 we move into a new year, the Pennsylvania Gaming
5 Control Board and its staff will continue to do its
6 part to ensure that tested and approved games,
7 whether offered in a retail casino facility or
8 online, are intended to protect the public and ensure
9 fairness in all gaming activity.

10 That concludes my report this morning.
11 Thank you, Chairman and Members of the Commission.

12 CHAIR: Thank you, Kevin, and thank
13 you and your staff for being so diligent and working
14 so hard in instituting the gaming expansion
15 initiatives. So, we appreciate it.

16 MR. O'TOOLE: Thank you.

17 CHAIR: Next we will hear from the
18 Director of Budget, Dave Rhen.

19 MR. RHEN: Good morning, Chair Smyler
20 and Board Members. Dave Rhen, R-H-E-N. I'm here to
21 present a Report of Expenditures through the second
22 quarter or December 31st. Board expenses for the
23 first half of the fiscal year were \$23,206,375.
24 Personnel expenditures composed 92 percent, or
25 \$21,255,000, of these expenses, with the remaining

1 eight percent, or \$1,952,000, for operating expenses.

2 Overall expenses were up \$2,035,000,
3 or 9.6 percent, from the prior year. This includes
4 an increase of \$2,160,000 in personnel and a decrease
5 of \$125,000 in operating versus the prior year.

6 Payroll expenses were up primarily due
7 to an increase in the employee count and
8 union-negotiated raises. Total payroll costs of
9 \$21,255,000 consisted of salary costs of \$12,523,000,
10 benefit costs of \$8,710,000 and retirement leave
11 payouts of \$22,000. Operating expenses through
12 December were \$1,952,000.

13 The largest operating costs included
14 \$815,000 for real estate and parking leases,
15 \$384,000 for subscriptions and database services,
16 \$190,000 for interagency billings, \$140,000 for
17 directors and officers insurance and \$126,000 for
18 software licenses. That concludes my report.

19 CHAIR: Thank you. Any questions or
20 comments for Dave?

21 Thank you very much, Dave.

22 MR. RHEN: Thank you.

23 CHAIR: Now we will hear from our
24 Human Resources Director, Danette Bixler-George.
25 Danette?

1 MS. BIXLER-GEORGE: Good morning,
2 Chair, Board Members. The Office of Human Resources
3 has one motion today for your consideration relative
4 to the hiring of five individuals. All five
5 individuals have completed the interview process,
6 drug screening and background investigations.

7 Scott Meder and Erin Grandizio have
8 been selected as Investigators in the Southeast
9 Regional Office of the Bureau of Investigations and
10 Enforcement (BIE) and are recommended for hire by
11 Paul Mauro, Director of Investigations and
12 Enforcement.

13 Joseph Schroeder has been selected as
14 a Casino Compliance Representative at
15 Parx Shippensburg Casino and Dandrea Williams has
16 been selected as a Casino Compliance Representative
17 at Live! Philadelphia Casino. Both are recommended
18 for hire by Gregg Hazzouri, Director of Casino
19 Compliance.

20 And finally, we have Deena Pietsch,
21 who has been selected as an Executive Secretary in
22 Office Services within the Bureau of Administration
23 and is recommended for hire by Amanda Peters,
24 Procurement and Property Manager. Unless you have
25 any questions, I ask that the Board consider a motion

1 to approve the hiring actions as indicated.

2 CHAIR: Any questions or comments from
3 the Board?

4 Hearing none, may I have a motion,
5 please?

6 MR. DERMODY: Madam Chair,
7 Commissioner Dermody moves that the Board approve the
8 Applicants for hire as proposed by the Human
9 Resources Director.

10 MR. DILLON: Commissioner Dillon
11 seconds.

12 CHAIR: All in favor?

13 AYES RESPOND

14 CHAIR: All opposed?

15 NO RESPONSE

16 CHAIR: Motion's adopted.

17 MS. BIXLER-GEORGE: Thank you.

18 CHAIR: Thank you, Danette. Next is
19 our Office of Chief Counsel (OCC).

20 ATTORNEY COOK: Morning. Our first
21 agenda item relates to a Final Omitted regulation and
22 a Proposed regulation, which Assistant Chief Counsel
23 Robert Wood will present.

24 ATTORNEY WOOD: Morning, Madam Chair,
25 members of the Board, as Steve said, I have two

1 regulatory packages for your consideration this
2 morning. The first one is Final Omitted regulation
3 125-246, which moves table games, side wagers and
4 variations into final regulation status.

5 This package was previously approved
6 by the Board but was subsequently withdrawn to make
7 corrections. This revised package is now once again
8 ready for the Board's consideration. If there are no
9 questions this morning, I would ask for a motion to
10 approve.

11 CHAIR: Any questions or comments?
12 Hearing none, may I have a motion
13 please?

14 MR. DILLON: Madam Chair, Commissioner
15 Dillon moves that the Board adopt the Final Omitted
16 Regulation #125-246, regarding table game variations
17 and side wagers as described by the OCC.

18 MR. HICKERNELL: Commissioner
19 Hickernell seconds.

20 CHAIR: All in favor?

21 AYES RESPOND

22 CHAIR: All opposed?

23 NO RESPONSE

24 CHAIR: Motion is adopted.

25 ATTORNEY WOOD: The second package

1 this morning for the Board's consideration is
2 Proposed Rulemaking 125-247. This Rulemaking
3 provides frameworks to govern Direct Bet Coupons and
4 interactive gaming progressives and proposes updates
5 and corrections to certain provisions of table games
6 rules and interactive gaming account controls.

7 Again, prior to this morning's
8 meeting, a copy of this Proposed Rulemaking was
9 provided to the Board. If there are no questions
10 this morning, I would again ask for a motion to
11 approve this Proposed Rulemaking.

12 CHAIR: Any questions or comments?
13 May I have a motion, please?

14 MR. HICKERNELL: Madam Chair,
15 Commissioner Hickernell moves that the Board adopt
16 Proposed Regulation #125-247 regarding Direct Bet
17 Coupons, table games rules modifications, interactive
18 gaming player account controls, interactive gaming
19 progressives as described by the OCC.

20 MR. DERMODY: Commissioner Dermody
21 seconds.

22 CHAIR: All in favor?

23 AYES RESPOND

24 CHAIR: All opposed?

25 NO RESPONSE

1 CHAIR: Motion's adopted.

2 ATTORNEY WOOD: Thank you.

3 CHAIR: Thank you.

4 ATTORNEY COOK: Next before the Board
5 today are five Petitions. Each of these Petitions
6 will be decided on the documentary record by
7 agreement of the parties, or because the OEC has no
8 objection to the requested relief. In each of these
9 matters the Board has, in advance of this meeting,
10 been provided with the complete evidentiary record.

11 The first Petition before the Board
12 today is a Joint Petition filed by Stakelogic USA
13 Limited and Saltium Investment Limited requesting
14 approval of a change in control, which has already
15 occurred. Stakelogic USA Limited is a Licensed
16 Interactive Gaming Manufacturer that is wholly-owned
17 by Stakelogic, B.V., a private company that is based
18 in the Netherlands.

19 At the time of licensure, StakeLogic,
20 B.V. was wholly-owned by Triple Bells, B.V., a
21 private company also based in the Netherlands.

22 Saltium Investment Limited is a
23 limited liability company based in Cyprus and an
24 affiliate of Strive Platform Limited, an Applicant
25 for an Interactive Gaming Manufacturer License.

1 In May of 2023, the parties executed
2 an agreement with five other entities which provided
3 that Triple Bells, B.V. would sell shares of
4 StakeLogic, B.V. to new investors, none of whom were
5 licensed at the time. The parties effectuated this
6 agreement prior to notifying the Board or obtaining
7 the required licenses for the individuals and
8 entities who obtained an ownership interest in
9 StakeLogic.

10 Notwithstanding those facts, the OEC
11 has no objection to the parties now requesting
12 approval of this transaction, subject to conditions
13 outlined in their Answer, including a condition that
14 all distributions to new ownership be segregated and
15 held in escrow until those parties are licensed. OEC
16 has also negotiated a Consent Agreement with
17 StakeLogic, USA regarding its failure to follow Board
18 regulations regarding the change in control and that
19 matter will be before the Board later today.

20 At this time, StakeLogic USA Limited's
21 and Saltium Investment Limited's Change in Control
22 Petition is ripe for a Board vote. In addition to
23 the Petition, there are requests by all parties that
24 some of the information which is sensitive and filed
25 in the record in this matter be maintained as

1 confidential, and this matter is now ripe for the
2 Board's consideration.

3 CHAIR: Any questions or comments?
4 May I have a motion, please?

5 MR. DILLON: Madam Chair, Commissioner
6 Dillon moves that the Board grant Stakelogic USA
7 Limited and Saltium Investment Limited's Petition as
8 described by the OCC. I further move that the
9 parties' request for confidentiality be granted.

10 MS. RALSTON: Commissioner Ralston
11 seconds.

12 CHAIR: All in favor?

13 AYES RESPOND

14 CHAIR: All opposed?

15 NO RESPONSE

16 CHAIR: Motion's adopted.

17 ATTORNEY COOK: The next matter before
18 the Board is a Petition from the OEC requesting that
19 the Board waive the Application of Board regulations
20 that list methods of service that the OEC can
21 utilize.

22 By way of background, on April 25th,
23 2023, OEC filed a Complaint to suspend Iris Media,
24 LLC's Gaming Service Provider registration and placed
25 the company on the Prohibited Gaming Service Provider

1 List, alleging that the company and four of its
2 principal qualifiers failed to comply with the
3 special condition that the principal qualifiers, all
4 of whom live overseas, provide fingerprints to the
5 Board within one year of licensure.

6 OEC attempted to serve the Complaint
7 by mail to the company's address in Belarus.

8 However, the mail was returned with a notation that
9 mail service to Belarus is suspended due to the war
10 in neighboring Ukraine. OEC also attempted to serve
11 the Complaint to the company by email, and that email
12 was not returned.

13 However, the Board regulations only
14 permit OEC to serve initial enforcement actions by
15 mail, registered or certified, or by personal
16 service. In short, OEC believes that the only
17 feasible method to serve this particular enforcement
18 action at this point in time is by email, and they
19 ask that the Board regulation requiring service by
20 mail be waived. This matter is ripe for the Board's
21 consideration.

22 CHAIR: Any questions or comments?
23 Hearing none, may I have a motion,
24 please?

25 MS. RALSTON: Commissioner Ralston

1 moves that the Board grant the OEC's Petition for
2 Waiver of Board regulation as described by the OCC.

3 MR. DERMODY: Commissioner Dermody
4 seconds.

5 CHAIR: All in favor?

6 AYES RESPOND

7 CHAIR: All opposed?

8 NO RESPONSE

9 CHAIR: Motion's adopted.

10 ATTORNEY COOK: The next Petition
11 before the Board is Karren Earl's Petition for
12 Removal from the Board's Involuntary Exclusion List.
13 On July 14, 2010, Ms. Earl left her 11-year old niece
14 unattended in a car for 23 minutes while she gamed at
15 the Parx Casino. Ms. Earl was criminally charged and
16 later pled guilty to endangering the welfare of a
17 child.

18 Subsequently, the OEC filed a Petition
19 to place Ms. Earl on the Involuntary Exclusion List.
20 A hearing was held in that matter, resulting in the
21 Board placing Ms. Earl on the Exclusion List at its
22 May 2011 meeting. Ms. Earl has now filed a Request
23 for Removal from the Involuntary Exclusion List. OEC
24 has no objection, as more than 12 years have passed
25 since her placement on the list, and this matter is

1 now ready for the Board's consideration.

2 CHAIR: Any questions or comments?

3 Hearing none, may I have a motion,
4 please?

5 MR. DERMODY: Madam Chair,

6 Commissioner Dermody moves that the Board grant
7 Karren Earl's Petition for Removal from the
8 Involuntary Exclusion List as described by the OCC.

9 MR. DILLON: Commissioner Dillon
10 seconds.

11 CHAIR: All in favor?

12 AYES RESPOND

13 CHAIR: All opposed?

14 NO RESPONSE

15 CHAIR: Motion carries.

16 ATTORNEY COOK: Next before the Board
17 is another request for removal from the Involuntary
18 Exclusion List. By way of background, on April 18,
19 2013, Gregory Gibson was working as a Security
20 Officer at Harrah's Philadelphia. During a shift, he
21 removed a lost cell phone from the security podium's
22 drawer and gave it to his wife. Mr. Gibson was
23 confronted about this conduct. The phone was
24 recovered and he was charged with several offenses,
25 which ultimately led to his pleading guilty to the

1 summary offense of disorderly conduct. Mr. Gibson
2 was terminated from his employment with Harrah's
3 Philadelphia.

4 Upon being notified of this incident,
5 the OEC filed a Petition to place Mr. Gibson on the
6 Exclusion List along with a Complaint to revoke his
7 Gaming Employee Occupation Permit. In August of
8 2013, the Board placed Mr. Gibson on the List and
9 revoked his permit. Mr. Gibson is now requesting
10 removal from the Involuntary Exclusion List. OEC has
11 no objection, as over ten years have passed since his
12 placement on the list and there is no evidence that
13 he either violated the Board's Order or engaged in
14 further criminal conduct, and this matter is now ripe
15 for the Board's consideration.

16 CHAIR: Any questions or comments?

17 May I have a motion, please?

18 MR. DILLON: Madam Chair, Commissioner
19 Dillon moves that the Board grant Gregory Gibson's
20 Petition for Removal from the Involuntary Exclusion
21 List as described by the OCC.

22 MR. HICKERNELL: Commissioner
23 Hickernell seconds.

24 CHAIR: All in favor?

25 AYES RESPOND

1 CHAIR: All opposed?

2 NO RESPONSE

3 CHAIR: Motion's adopted.

4 ATTORNEY COOK: The final Petition
5 before the Board today is Robert Marsanico's Request
6 for Removal from the Involuntary Exclusion List. On
7 October 18, 2016, Mr. Marsanico was pinching and
8 past-posting bets while playing craps at Sands
9 Bethworks Casino, thereby unlawfully winning \$325.
10 Mr. Marsanico was criminally charged and subsequently
11 entered a six-month ARD Program on
12 April 26, 2017. As a result of his actions, in
13 February of 2017, the OEC filed a Complaint to place
14 Mr. Marsanico on the Involuntary Exclusion List and
15 consequently, the Board placed him on the List on
16 July 12th, 2017.

17 Mr. Marsanico has now filed a Request
18 for Removal from the Involuntary Exclusion List. OEC
19 has no objection, as it's been over six years since
20 his placement on the List, and there's no evidence
21 that he violated the Board Order or engaged in
22 further criminal conduct. And this matter is now
23 ripe for the Board's consideration.

24 CHAIR: Any questions or comments?

25 May I have a motion, please?

1 MR. HICKERNELL: Madam Chair,
2 Commissioner Hickernell moves that the Board grant
3 Robert Marsanico's Petition for Removal from the
4 Involuntary Exclusion List as described by the OCC.

5 MS. RALSTON: Commissioner Ralston
6 seconds.

7 CHAIR: All in favor?

8 AYES RESPOND

9 CHAIR: All opposed?

10 NO RESPONSE

11 CHAIR: Motion's adopted.

12 ATTORNEY COOK: Next, presenting
13 Reports and Recommendations and a brutally long list
14 of Withdrawals and Surrenders will be Deputy Chief
15 Counsel Chad Zimmermann.

16 ATTORNEY ZIMMERMANN: Good morning,
17 Madam Chair, Members of the Board. The next matter
18 before you today pertains to several unopposed
19 Petitions to Withdraw Applications or Surrender the
20 credentials of the following individuals and
21 entities. SportsHub Games Network, Inc. ;
22 Foreninglotto AS; VB Invest AS; Todd Cravens; Charles
23 Bernitz; Planestate Holding AB; Markus Joekim Dahl;
24 Aruze Gaming America, Inc.; David Grolman; Tice
25 Brown; Nina O'Hara; Wade West; Shalom Meckenzie;

1 Thomas Winter; Antony Crookes; Investendo Due S.R.L.;
2 James Lane; Joseph A. Pappano; Novibet USA, Inc.,
3 Abraserve Limited; Komisium Limited; Logflex MT
4 Holding Limited; Dicap1 LP; Opixa Limited; Antigone
5 Georgiou; Foteini Matthaïou; Georgios Athanasopoulos;
6 Konstantinos Andris; Konstantinos Tsampras; Luca
7 Zahra; Nikolaos Katsaros; Panagiotis Trataris;
8 Phillipe Emile Warzee; Rodolfo Odoni; Sotirios
9 Tsinavalos and Sotiris P. Charitos.

10 The OEC has no objections to any of
11 these Withdrawals or Surrenders. As a result, if the
12 Board chooses to grant the request, it would be doing
13 so without prejudice to the requester. And these
14 matters are all now ripe for the Board's
15 consideration.

16 CHAIR: Any questions or comments from
17 the Board?

18 Very nicely done, Chad. If not, can I
19 have a motion, please?

20 MR. DERMODY: Madam Chair,
21 Commissioner Dermody moves that the Board issue
22 orders to approve the Withdrawals and Surrenders as
23 adequately described by the OCC.

24 MS. RALSTON: Commissioner Ralston
25 seconds.

1 CHAIR: All in favor?

2 AYES RESPOND

3 CHAIR: All opposed?

4 NO RESPONSE

5 CHAIR: Motion carries.

6 ATTORNEY ZIMMERMANN: Next before the
7 Board for consideration are five Reports and
8 Recommendations from the Office of Hearings and
9 Appeals (OHA). These Reports and Recommendations,
10 along with the evidentiary record for each hearing,
11 have been provided to the Board in advance of today's
12 meeting. Additionally, the persons who are involved
13 in each of these Reports and Recommendations have
14 been notified that the Board would be considering
15 their matter today and that each might have the
16 ability to come forward and briefly address the
17 Board.

18 If any of the persons who are the
19 subject to one of these Reports and Recommendations
20 would like to address the Board, I would ask them to
21 come forward when their matter is called.

22 Dehaven Brown is the first Report and
23 Recommendation before the Board today. On May 21st,
24 2023, the OEC filed a Petition to place Mr. Brown on
25 the Board's Involuntary Exclusion List. A hearing in

1 this matter was held in October of 2023. OEC
2 appeared presenting testimonial, documentary and
3 surveillance evidence. Despite receiving proper
4 notice, Mr. Brown failed to appear at the hearing.

5 Pursuant to the uncontested Findings
6 of Fact in the Report and Recommendation issued, on
7 June 5th, 2021, Mr. Brown left an unattended minor in
8 a vehicle for over an hour while gaming at Rivers
9 Casino Philadelphia. The minor was estimated to be
10 approximately nine years old, and it was 90 degrees
11 outside at the time. The vehicle's sunroof and one
12 window were left open. No criminal charges were
13 filed. However, Rivers Philadelphia did permanently
14 evict Mr. Brown.

15 Subsequent to the hearing, a Report
16 and Recommendation was issued recommending that Mr.
17 Brown be placed on the Board's Involuntary Exclusion
18 List, and this matter is now ready for the Board's
19 consideration.

20 CHAIR: Any questions or comments?

21 May I have a motion, please?

22 MS. RALSTON: Commissioner Ralston

23 moves that the Board adopt the Report and
24 Recommendation issued by the OHA, as described by the
25 OCC, and that Dehaven Brown be placed on the Board's

1 Involuntary Exclusion List.

2 MR. DERMODY: Commissioner Dermody
3 seconds.

4 CHAIR: All in favor?

5 AYES RESPOND

6 CHAIR: All opposed?

7 NO RESPONSE

8 CHAIR: Motion's adopted.

9 ATTORNEY ZIMMERMANN: Douglas Rubino's
10 Report and Recommendation is next before the Board
11 today. On February 15, 2023, the OEC filed a
12 Petition to place Mr. Rubino on the Board's
13 Involuntary Exclusion List for both casino and
14 interactive gaming.

15 A hearing in this matter was held on
16 October 11, 2023. Counsel for OEC appeared,
17 providing testimonial and documentary evidence, and
18 Mr. Rubino appeared and testified on his own behalf.
19 Evidence provided at the hearing showed that in
20 August of 2020, Mr. Rubino filed a Formal Complaint
21 with the Board complaining that his Play SugarHouse
22 iGaming account had been locked and Customer Service
23 refused to explain why it was locked. At the time,
24 Mr. Rubino was waiting on a substantial withdrawal.
25 In June of 2020, Rush Street Interactive submitted a

1 possible internet fraud form to the Board relating to
2 possible suspicion of money laundering by Mr. Rubino.

3 An investigation ensued, and numerous
4 text messages from May 8th 2020 through June 18, 2020
5 between Mr. Rubino and a Rush Street Interactive VIP
6 Host were collected. The text messages comprised
7 largely of friendly conversations, along with
8 discussions regarding Mr. Rubino's iGaming account,
9 bonuses, promotions and free play. His account was
10 flagged for possible fraud, due to discussions
11 wherein Mr. Rubino, referring to the potential
12 upcoming NFL schedule, stated he had a lot of action,
13 had customers that would play \$2,000 to \$4,000 per
14 game and there would possibly be more kick - would
15 there possibly be more kickbacks available?

16 After his account was locked, Mr.
17 Rubino contacted the same VIP Host asking if he knew
18 why the account was locked. He informed the casino
19 Host that he believed it was possibly a 2008 criminal
20 indictment and felony conviction in New Jersey due to
21 his involvement in a sports betting ring in Atlantic
22 City that could have led to the locking of his
23 account.

24 Mr. Rubino testified at the hearing
25 that he had never placed wagers for anyone else on

1 his account and never had the intent to do anything
2 illegal using his iGaming account. He further stated
3 that his use of the term kickbacks was his way of
4 questioning how he could earn extra promotions and
5 bonus play in his iGaming account. Mr. Rubino also
6 testified that a statement of having a lot of
7 business or customers meant he had large amount of
8 monies to bet on football and indicating he
9 potentially had friends and acquaintances that he
10 could bring to play at Play SugarHouse.

11 Specifically, Mr. Rubino's message
12 was to question whether he could bet - place their
13 bets in his account and if he did so, whether he
14 would receive additional bonuses. Mr. Rubino stated
15 that in the messages between he and the VIP Host, it
16 was explained to him that his friends could not play
17 on his account. However, that message was not
18 provided during the hearing by OEC. Mr. Rubino's
19 iGaming account has since been reopened, allowing him
20 to place wagers.

21 However, following the hearing, a
22 Report and Recommendation was issued recommending
23 that Mr. Rubino be placed on the list, but the Board
24 should consider placing him on for a lesser period of
25 time than the usual five-year exclusion. Both OEC

1 and Mr. Rubino filed Exceptions to the Report and
2 Recommendation in support of their positions, and
3 this matter is now ripe for the Board's
4 consideration.

5 CHAIR: Any questions or comments from
6 the Board?

7 Hearing none, may I have a motion,
8 please?

9 MR. DERMODY: Madam Chair,
10 Commissioner Dermody moves that the Board
11 adopt the Report and Recommendation issued by the
12 OHA, as described by the OCC, and that Douglas Rubino
13 be placed on the Pennsylvania Gaming Control Board's
14 Involuntary Casino and Interactive Gaming Exclusion
15 Lists. Further, Douglas Rubino may petition the
16 Board for removal from the list after two years.

17 MR. DILLON: Commissioner Dillon
18 seconds.

19 CHAIR: All in favor?

20 AYES RESPOND

21 CHAIR: All opposed?

22 NO RESPONSE

23 CHAIR: Motion's adopted.

24 ATTORNEY ZIMMERMANN: The next Report
25 and Recommendation today stems from a Request for

1 Removal from the Voluntary Self-Exclusion List by an
2 individual with the initial C.M. The OEC filed an
3 Answer objecting to C.M.'s request. A hearing in
4 this matter was held in September of 2023. OEC
5 appeared and presented testimony and documentary
6 evidence. C.M. appeared and testified on her own
7 behalf.

8 Evidence presented at the hearing
9 showed that C.M. had properly filled out all the
10 exclusion forms and signed the acknowledgement
11 choosing her five-year exclusion period. She further
12 acknowledged that she had reviewed the forms and
13 understood the information provided, which included
14 information that Licensees could choose to ban a
15 self-excluded individual from their entire
16 facilities, including non-gaming venues, hotels and
17 restaurants. Evidence presented by OEC showed that
18 C.M. had also previously self-excluded.

19 C.M. testified that when she enrolled
20 in the Self-Exclusion List, she was bored and was
21 spending too much time at the casinos. She stated
22 she now has other ways to spend her time and she
23 further testified that her main concern about being
24 on the list is not being able to go and attend shows
25 and the restaurants with her friends, and she would

1 be able to control herself if she was permitted in
2 the casinos. She also stated that if she could not
3 be removed from the list, she would request a
4 downgrade in her self-exclusion to a one-year period.

5 A Report and Recommendation was issued
6 recommending that C.M.'s request for early removal
7 from the Self-Exclusion List be denied, and this
8 matter is now ready for the Board's consideration.

9 CHAIR: Any questions or comments?

10 May I have a motion, please?

11 MR. DILLON: Madam Chair, Commissioner
12 Dillon moves that the Board adopt the Report and
13 Recommendation issued by the OHA, described by the
14 OCC, and that's C.M. remain on the Casino
15 Self-Exclusion List.

16 MR. HICKERNELL: Commissioner
17 Hickernell seconds.

18 CHAIR: All in favor?

19 AYES RESPOND

20 CHAIR: All opposed?

21 NO RESPONSE

22 CHAIR: Motion's adopted.

23 ATTORNEY ZIMMERMANN: The next Report
24 and Recommendation also stems from a Request for
25 Removal from the Voluntary Self-Exclusion list. An

1 individual with the initials M.B. filed a request to
2 be removed from the Self-Exclusion List in February
3 of 2023. The OEC filed an Answer objecting to that
4 request. A hearing in this matter was held on
5 August 10, 2023. OEC appeared and presented
6 testimony and documentary evidence. M.B. appeared
7 with Counsel and testified on her own behalf.

8 Evidence presented by OEC at the
9 hearing showed that on November 2nd, 2022, M.B.
10 electronically filled out the exclusion form and
11 signed the acknowledgment choosing the lifetime self-
12 exclusion option, acknowledging that she had reviewed
13 the forms and understood the information that was
14 being provided.

15 She also acknowledged that she was
16 excluding herself from all casino gambling and
17 gaming-related activities under her own freewill and
18 was under no coercion and of sufficient mental
19 capacity to understand her decision. Throughout the
20 process there were warning messages alerting M.B. to
21 the consequences of placing herself on the list. A
22 Board employee in the Office of Compulsive and
23 Problem Gambling did assist M.B. in uploading the
24 photos and documentation that were required for the
25 self-exclusion process.

1 In M.B.'s Petition and during the
2 hearing, she expressed her regret in signing the
3 exclusion form, stating that she did not understand
4 the ramifications of her actions. Additionally
5 stating she did not understand the meaning of the
6 lifetime option. M.B. further stated that she had
7 been depressed and was dealing with the death of her
8 father and her dog at the time, was under treatment
9 for depression, was under the influence of alcohol,
10 and not taking her medication on the date she placed
11 herself on the list.

12 Counsel for M.B. argued during the
13 hearing that the Board employee who did assist M.B.
14 and testified at the hearing is not qualified to
15 assess the individual's state of mind over the phone
16 and that the casino self-exclusion pamphlet on the
17 Board's website stated that an individual seeking
18 self-exclusion must do so in person at the PGCB
19 Offices or at a casino.

20 After hearing and all the evidence
21 being presented, the OHA recommended that MB's
22 request for early removal be denied and she remain on
23 the Self-Exclusion List. M.B. did file Exceptions to
24 the Report and Recommendation and this matter is now
25 ready for the Board's consideration.

1 CHAIR: Any questions or comments?
2 May I have a motion, please?

3 MR. HICKERNELL: Madam Chair,
4 Commissioner Hickernell moves that the Board adopt
5 the Report and Recommendation issued by the OHA, as
6 described by the OCC, that M.B. remain on the Casino
7 Self-Exclusion List.

8 MS. RALSTON: Commissioner Ralston
9 seconds.

10 CHAIR: All in favor?

11 AYES RESPON

12 CHAIR: All opposed?

13 NO RESPONSE

14 CHAIR: Motion's adopted.

15 ATTORNEY ZIMMERMANN: The final Report
16 and Recommendation relates to Clive Cattan's request
17 to recover funds confiscated from him. The OEC filed
18 an Answer objecting to the request.

19 By way of background, in January of
20 2012, OEC filed a Petition seeking to place Mr.
21 Cattan on the Board's Involuntary Exclusion List,
22 alleging that he cheated while playing blackjack at
23 Parx Casino. Thereafter, in March of 2012, the Board
24 issued an Order placing Mr. Cattan on the Involuntary
25 Exclusion List.

1 On April 26, 2023, Mr. Cattan filed a
2 Petition requesting to recover monies confiscated
3 from him at Rivers Casino Philadelphia. OEC filed an
4 Answer objecting to the request, and a hearing was
5 held in August of 2023. OEC appeared presenting
6 testimony, documentary and surveillance evidence.
7 Mr. Cattan appeared and testified on his own behalf.
8 Testimony and evidence presented by OEC showed that
9 on June 18, 2021, Mr. Cattan gamed for several hours
10 and after attempting to cash in \$7,200 in gaming
11 chips at the cage, it was discovered that he was on
12 the Involuntary Exclusion List and his chips were
13 confiscated.

14 Mr. Cattan testified on the day in
15 question he had been gaming and coming and going from
16 the casino regularly and had lost over \$100,000. The
17 casino knew he was an excluded person, but never
18 stopped him until he tried to cash-in winnings. He
19 further testified that on the day in question, he had
20 received several cash advances and that the
21 confiscated funds were directly from those cash
22 advances and ATM withdrawals. The Hearing Officer
23 did allow him to supplement the record with bank
24 statements after the hearing.

25 After hearing all the evidence

1 presented, a Report and Recommendation was issued,
2 and the Hearing Officer stated that he was unable to
3 determine how much money Mr. Cattan possessed were
4 winnings and, therefore, recommend that Mr. Cattan be
5 permitted to recover \$380, which was the value of the
6 chips he purchased in his final buy-in, that did not
7 constitute winnings. The report further states that
8 although Mr. Cattan's bank records did show
9 withdrawals and debit purchases, it was not clear as
10 to the type of transactions that the entries were
11 referring to, and this matter is now ready for the
12 Board's consideration.

13 CHAIR: Any questions or comments?
14 May I have a motion, please?

15 MR. DILLON: Madam Chair, Commissioner
16 Dillon moves that the Board adopt the Report and
17 Recommendation issued by the OHA as described by the
18 OCC, and that Clive Cattan's Petition be granted in
19 part and that \$380 be returned to him.

20 MS. RALSTON: Commissioner Ralston,
21 seconds.

22 CHAIR: All in favor?

23 AYES RESPOND

24 CHAIR: All opposed?

25 NO RESPONSE

1 CHAIR: Motion carries.

2 ATTORNEY COOK: That concludes the
3 matters of the OCC.

4 CHAIR: Thank you, Steve, Chad and
5 Robert. We will now have the Bureau of Licensing
6 matters presented by the Director of the Bureau of
7 Licensing, Sean Hannon.

8 MR. HANNON: Morning, Madam Chair,
9 Members of the Board, today's first licensing matter
10 for your consideration is the renewal of Downs Racing
11 LP's Category 1 License. The License Renewal Hearing
12 for this entity is now complete. The BIE has
13 completed its investigation of the company, and the
14 Bureau of Licensing has provided you with a
15 Background Investigation and Suitability Report
16 regarding the renewal.

17 As a result, the license renewal is
18 ready for your consideration. I have provided you
19 with a Draft Order and ask the Board consider the
20 Order to renew the Category 1 License for Downs
21 Racing, LP.

22 ATTORNEY PITRE: The OEC has no
23 objection.

24 CHAIR: Any questions or comments?
25 May I have a motion, please?

1 MS. RALSTON: Commissioner Ralston
2 moves that the Board grant the Category 1 License
3 Renewal as described by the Bureau of Licensing.

4 MR. DERMODY: Commissioner Dermody
5 seconds.

6 CHAIR: All in favor?

7 AYES RESPOND

8 CHAIR: All opposed?

9 NO RESPONSE

10 CHAIR: Motion's adopted.

11 MR. HANNON: The next licensing matter
12 for your consideration is the Renewal of Interactive
13 Gaming Certificates for Downs Racing, LP. The Bureau
14 of Licensing, BIE, and Bureau of Gaming Operations
15 has completed its review of the documents, and the
16 Bureau of Licensing has provided you with a
17 Background Investigation and Suitability Report. I
18 have provided you with a Draft Order and ask the
19 Board to consider the Order to renew the Category 1
20 Licensee Downs Racing LP's Interactive Gaming
21 Certificates. Downs Racing is renewing Certificates
22 for non-peer-to-peer games, which simulate slot
23 machines and non-peer-to-peer games that simulate
24 table games.

25 This matter is now ready for your

1 consideration.

2 ATTORNEY PITRE: Enforcement Counsel
3 has no objection.

4 CHAIR: Any questions or comments?
5 May I have a motion, please?

6 MR. DERMODY: Madam Chair,
7 Commissioner Dermody moves that the Board grant the
8 Interactive Gaming Certificate renewal as described
9 by the Bureau of Licensing.

10 MR. DILLON: Commissioner Dillon
11 seconds.

12 CHAIR: All in favor?

13 AYES RESPOND

14 CHAIR: All opposed?

15 NO RESPONSE

16 CHAIR: Motion's adopted.

17 MR. HANNON: Next, we have
18 consideration of an Interactive Gaming Manufacturer
19 License for Anaxi U.S., Incorporated. Formed in
20 Delaware on January 20, 2023, Anaxi U.S.'s principal
21 place of business is in Las Vegas, Nevada. Anaxi
22 U.S. designs, develops and distributes online gaming
23 products.

24 The BIE has completed its
25 investigation of the company, and the Bureau of

1 Licensing has provided you with a Background
2 Investigation and Suitability Report. I have
3 provided you with a Draft Order and ask the Board
4 consider the Order to approve the Interactive Gaming
5 Manufacturer License for Anaxi U.S., Incorporated.

6 ATTORNEY PITRE: Enforcement Counsel
7 has no objection.

8 CHAIR: Any questions or comments?
9 May I have a motion, please?

10 MR. DILLON: Madam Chair, Commissioner
11 Dillon moves that the Board grant the Interactive
12 Gaming Manufacturer License as described by the
13 Bureau of Licensing.

14 MR. HICKERNELL: Commissioner
15 Hickernell seconds.

16 CHAIR: All in favor?

17 AYES RESPOND

18 CHAIR: All opposed?

19 NO RESPONSE

20 CHAIR: Motion carries.

21 MR. HANNON: Next is the approval of
22 an Interactive Gaming Manufacturer License for Games
23 Global USA, Incorporated, doing business as Games
24 Global. Formed in Delaware on June 9, 2022, Games
25 Global principal place of business is in Boca Raton,

1 Florida. Games Global develops and supplies
2 Interactive Gaming content.

3 The BIE has completed its
4 investigation of the company, and the Bureau of
5 Licensing has provided you with a Background
6 Investigation and Suitability Report. I provided you
7 with a Draft Order and ask the Board to consider the
8 Order to approve the Interactive Gaming Manufacturer
9 License for Games Global.

10 ATTORNEY PITRE: Enforcement Counsel
11 has no objection.

12 CHAIR: Any questions or comments?
13 May I have a motion, please?

14 MR. HICKERNELL: Madam Chair,
15 Commissioner Hickernell moves that the Board grant
16 the Interactive Gaming Manufacturer License as
17 described by the Bureau of Licensing.

18 MR. DERMODY: Commissioner Dermody
19 seconds.

20 CHAIR: All in favor?

21 AYES RESPOND

22 CHAIR: All opposed?

23 NO RESPONSE

24 CHAIR: Motion is adopted.

25 MR. HANNON: Next, there are

1 Principal, Key Employee and Qualifier Licenses. The
2 Bureau of Licensing provided you with a Proposed
3 Order for five Principals, 16 Key Employees and one
4 Qualifier. I ask the Board consider the Order
5 approving these licenses.

6 ATTORNEY PITRE: Enforcement Counsel
7 has no objection.

8 CHAIR: Any questions or comments?
9 May I have a motion?

10 MR. DILLON: Madam Chair, Commissioner
11 Dillon moves that the Board grant the Principal, Key
12 Employee and Qualifier Licenses as described by the
13 Bureau of Licensing.

14 MS. RALSTON: Commissioner Ralston
15 seconds.

16 CHAIR: All in favor?

17 AYES RESPOND

18 CHAIR: All opposed?

19 NO RESPONSE

20 CHAIR: Motion is adopted.

21 MR. HANNON: There are also Principal
22 and Key Employee Temporary Credentials. The Bureau
23 of Licensing provided you with an Order regarding the
24 issuance of temporary credentials for five Principals
25 and eight Key Employees. I ask the Board consider

1 the Order approving these credentials.

2 ATTORNEY PITRE: Enforcement Counsel
3 has no objection.

4 CHAIR: Any questions or comments?
5 May I have a motion, please?

6 MS. RALSTON: Commissioner Ralston
7 moves that the Board grant the Temporary Principal
8 and Key Employee credentials as described by the
9 Bureau of Licensing.

10 MR. DERMODY: Commissioner Dermody
11 seconds.

12 CHAIR: All in favor?

13 AYES RESPOND

14 CHAIR: All opposed?

15 NO RESPONSE

16 CHAIR: Motion's adopted.

17 MR. HANNON: Additionally for your
18 consideration are Gaming Employee Permits and
19 Non-Gaming Employee Registrations. The Bureau of
20 Licensing has provided you with a list of 517
21 individuals to whom the Bureau has granted Temporary
22 or Full Occupation Permits, and 170 individuals to
23 whom the Bureau has granted Registrations under the
24 authority delegated to the Bureau of Licensing. I
25 ask the Board consider a motion approving the Order.

1 ATTORNEY PITRE: Enforcement Counsel
2 has no objection.

3 CHAIR: Any questions or comments?
4 May I have a motion, please?

5 MR. DERMODY: Madam Chair,
6 Commissioner Dermody moves that the Board approve the
7 Applications for Gaming Employee Occupation Permits
8 and Non-Gaming Employee Registrations as described by
9 the Bureau of Licensing.

10 MR. DILLON: Commissioner Dillon
11 seconds.

12 CHAIR: All in favor?

13 AYES RESPOND

14 CHAIR: All opposed?

15 NO RESPONSE

16 CHAIR: Motion carries.

17 MR. HANNON: Next, there is a
18 recommendation of denial for one Non-Gaming
19 Applicant. The Bureau of Licensing has provided with
20 an Order addressing the applicant who the OEC has
21 recommended for denial. I ask the Board consider the
22 Order approving this denial.

23 ATTORNEY PITRE: Enforcement Counsel
24 continues to request denial in this matter.

25 CHAIR: Any questions or comments?

1 May I have a motion please?

2 MR. DILLON: Madam Chair, Commissioner
3 Dillon moves that the Board deny the Non-Gaming
4 Employee Application as described by the Bureau of
5 Licensing.

6 MR. HICKERNELL: Commissioner
7 Hickernell seconds.

8 CHAIR: All in favor?

9 AYES RESPOND

10 CHAIR: All opposed?

11 NO RESPONSE

12 CHAIR: Motion's adopted.

13 MR. HANNON: The next matter for
14 consideration is Withdrawal Requests. In each case,
15 the License, Permit or Registration is no longer
16 required. For today's meeting, I've provided the
17 Board with two Key Employees, 36 Gaming Employees and
18 117 Non-Gaming Applicants. I ask the Board consider
19 the Orders approving these Withdrawals.

20 ATTORNEY PITRE: Enforcement Counsel
21 has no objection.

22 CHAIR: Any questions or comments?

23 May I have a motion, please?

24 MR. HICKERNELL: Madam Chair,
25 Commissioner Hickernell moves that the Board grant

1 the Withdrawal of Key Employee Gaming and Non-Gaming
2 Employee Applications as described by the Bureau of
3 Licensing.

4 MS. RALSTON: Commissioner Ralston
5 seconds.

6 CHAIR: All in favor?

7 AYES RESPOND

8 CHAIR: All opposed?

9 NO RESPONSE

10 CHAIR: Motion's adopted.

11 MR. HANNON: Next is as Order to
12 certify the following Gaming Service Providers, Spirk
13 Brothers, Incorporated; Shippensburg L, LLC; VSFA,
14 LLC. I have provided you with a Draft Order and ask
15 the Board to consider the Order certifying these
16 companies.

17 ATTORNEY PITRE: Enforcement Counsel
18 has no objection.

19 CHAIR: Any questions or comments from
20 the Board?

21 Hearing none, may I have a motion,
22 please?

23 MR. DILLON: Madam Chair, Commissioner
24 Dillon moves that the Board approved the Gaming
25 Service Provider Certifications as described by the

1 Bureau of Licensing.

2 MS. RALSTON: Commissioner Ralston
3 seconds.

4 CHAIR: All in favor?

5 AYES RESPOND

6 CHAIR: All opposed?

7 NO RESPONSE

8 CHAIR: Motion's adopted.

9 MR. HANNON: Finally, for your
10 consideration are Gaming Service Provider
11 Registrations. The Bureau of Licensing provided you
12 with an Order and an attached list of six registered
13 Gaming Service Provider Applicants. I ask the Board
14 consider the Order registering these Gaming Service
15 Providers.

16 ATTORNEY PITRE: Enforcement Counsel
17 has no objection.

18 CHAIR: Any questions or comments?
19 May I have a motion, please?

20 MS. RALSTON: Commissioner Ralston
21 moves that the Board approve the Gaming Service
22 Provider Registrations as described by the Bureau of
23 Licensing.

24 MR. DERMODY: Commissioner Dermody
25 seconds.

1 CHAIR: All in favor?

2 AYES RESPOND

3 CHAIR: All opposed?

4 NO RESPONSE

5 CHAIR: Motion carries.

6 MR. HANNON: This concludes the Bureau
7 of Licensing Matters. Thank you.

8 CHAIR: Thank you, Sean. Next is the
9 OEC, Cyrus Pitre. Cyrus?

10 ATTORNEY PITRE: Good morning, Madam
11 Chair, members of the Board. The OEC will present
12 ten matters today for the Board's consideration, in
13 which we will request the approval of two Consent
14 Agreements, four Revocations and four Involuntary
15 Exclusions.

16 The next matter on the agenda for the
17 Board's consideration is a Consent Agreement between
18 the OEC and iGaming Manufacturer, Stakelogic USA
19 Limited. The matter will be presented by Assistant
20 Enforcement Counsel Thomas Monaghan. A
21 representative for the licensed manufacturer is
22 present, and at this time, I request that those
23 individuals present please introduce themselves for
24 the record. I believe we have someone on the phone.

25 ATTORNEY HAYES: Good morning, Chair

1 Smyler, again, and members of the Board, Kevin Hayes
2 from Saiber's Scranton office. I represent
3 Stakelogic USA Limited, which is a holder of an
4 Interactive Gaming Manufacturer License. Available
5 at this time by Microsoft Teams is Stephan Van Den
6 Oetelaar who is Stakelogic BV's Chief Executive
7 Officer. I would respectfully request that Mr. van
8 den Oetelaar, who is located in his home country of
9 the Netherlands, be permitted to participate
10 virtually in today's proceedings.

11 CHAIR: He's permitted to testify
12 virtually. I would ask that he at least be sworn in
13 and that he also spell his name for the Court
14 Reporter.

15 ATTORNEY HAYES: Get ready for that
16 one.

17 COURT REPORTER: Swear him in?

18 CHAIR: Swear him in, please.

19 MR. VAN DEN OETELAAR: So you want me
20 to tell me your name - my name? So my name is
21 Stephan van den Oetelaar. It's a Dutch name. Let me
22 spell it for you. That's Sierra, Tango, Echo, Papa,
23 Hotel, Alpha, November, space, Victor, Alpha,
24 November, space, Oscar, Echo, Tango, Echo, Lima,
25 Alpha, Alpha, Romeo. That's my full name.

1 COURT REPORTER: And sir, if you'd
2 just raise your right hand for me?

3 ---

4 STEPHAN VAN DEN OETELAAR,
5 CALLED AS A WITNESS IN THE FOLLOWING PROCEEDING, AND
6 HAVING FIRST BEEN DULY SWORN, TESTIFIED AND SAID AS
7 FOLLOWS:

8 ---

9 CHAIR: Thank you.

10 ATTORNEY MONAGHAN: Good morning.
11 Thomas Monaghan, M-O-N-A-G-H-A-N, with the OEC. The
12 next matter involves a Consent Agreement reached
13 between the OEC and Stakelogic, due to the failure to
14 timely notify the Board of a change of control.

15 Stakelogic was approved by the Board
16 for licensure as an iGaming Manufacturer on
17 April 26th, 2023. On or about May 2nd, 2023,
18 Stakelogic executed the Statement of Conditions for
19 its Manufacturer License. Stakelogic is a wholly-
20 owned subsidiary of Stakelogic B.V., and at the time
21 of licensure, Stakelogic B.V. was wholly-owned by
22 Triple Bells, B.V. In connection with the approval
23 of Stakelogic's iGaming Manufacturer License, the
24 Board approved the Applications of Stakelogic, B.V.
25 and Triple Bells, B.V. as affiliates of Stakelogic.

1 On or about June 6th, 2023, Counsel
2 for Stakelogic notified the Bureau of Licensing and
3 OEC that a change of control had taken place. Triple
4 Bells, B.V. sold shares of Stakelogic B.V. to new
5 investment stakeholders. After the transaction,
6 Triple Bells, B.V. held 59.50348 percent. Saltium
7 Investment Limited held 25.3 percent. Oakvale
8 Venture Limited held approximately 7.8 percent.
9 Bettor Capital Holdco I, LLC held 7 percent. Bettor
10 Capital Holdco I-A, LLC held 0.361 percent. And
11 Triple Bells Holding B.V. held .00006 percent. This
12 transaction closed on May 24th, 2023 without proper
13 notification being made to the Board and involved
14 unlicensed principal entities.

15 On or about July 6, 2023, Stakelogic
16 and Saltium filed a Joint Petition for Approval of
17 the Change of Control. As a result of the new
18 shareholders attaining indirect beneficial interest
19 of five percent or more in Stakelogic, the Bureau of
20 Licensing request the Principal License Applications
21 from the entities and individuals that obtained a
22 beneficial interest of five percent or more in
23 Stakelogic.

24 Those Applications were submitted to
25 the Board on or about July 5th, 2023. On or about

1 January 17, 2023, Saltium filed an Application with
2 the Board for Licensure as an affiliate of Strive
3 Platform Limited.

4 OEC and Stakelogic respectfully
5 request the Board approve the Consent Agreement and
6 Stipulation of Settlement and Stakelogic pay a civil
7 penalty of \$22,500, as well as a \$2,500
8 administrative fee for costs incurred by the Board
9 staff in connection with this matter. And if you
10 have any questions, I'll be happy to address them at
11 this time.

12 CHAIR: Stakelogic, would you like to
13 address the Board at this time?

14 ATTORNEY HAYES: Yes, briefly, Madam
15 Chair. I have listened to the recitation of the
16 facts as offered by Enforcement Counsel, which are
17 consistent with the facts stated in the Consent
18 Agreement. On behalf of Stakelogic USA, we agree
19 with those facts and we agree with the conditions of
20 the Consent Agreement.

21 As indicated in the Consent Agreement,
22 this regulatory violation occurred shortly after
23 Stakelogic was approved for licensure by this Board.
24 I can report that Stakelogic has not yet commenced
25 operations in Pennsylvania. Accordingly, neither

1 Stakelogic nor any of the unlicensed shareholders
2 have received any revenues from gaming operations in
3 Pennsylvania.

4 At this time, Mr. van den Oetelaar
5 would like to offer a statement. Stephan?

6 MR. VAN DEN OETELAAR: Yes. Thank
7 you, Kevin. So, Madam Chair, members of the Board,
8 my name is Stephan van den Oetelaar and I'm the CEO
9 of Stakelogic. First of all, I would like to thank
10 you for allowing me to attend this meeting virtually.
11 Our head office and my home are located in the
12 Netherlands, and thanks to your courtesy, I was able
13 to spend this day, which is my birthday, with my
14 family.

15 So, next I would like to report that
16 Stakelogic accepts full responsibility for the
17 violation of your regulations. And I can assure that
18 this violation was not willful or intentional and
19 Stakelogic has taken measures that it will not happen
20 again. Stakelogic understands and respects the
21 Board's important role in regulating iGaming in
22 Pennsylvania and I'm looking forward to work with you
23 and your staff in the months and years ahead. Thank
24 you.

25 CHAIR: Any questions or comments from

1 the Board?

2 Well, I have a question and I'm not
3 going to attempt to pronounce your last name,
4 Stephan. So, happy birthday.

5 MR. VAN DEN OETELAAR: Thank you.
6 Thank you very much.

7 CHAIR: This violation occurred like a
8 month after we granted you the license. Can you
9 explain why it occurred? Did somebody just not
10 understand the conditions or what happened? And what
11 are you doing to prevent that from happening again?

12 MR. VAN DEN OETELAAR: Yes. What
13 happened is that our Compliance Department was
14 implementing the conventions of Pennsylvania, and a
15 number of things happened at the same time. We were
16 in a finance round, and then after a long process, we
17 also were granted the Pennsylvania License and
18 something went wrong. We didn't properly implement
19 the conventions at our Compliance Department at that
20 moment in time and we have corrected that. It won't
21 happen again.

22 CHAIR: Thank you. Any other
23 questions or comments?

24 Thank you. We look forward to you
25 doing business in Pennsylvania.

1 MR. VAN DEN OETELAAR: Thank you very
2 much.

3 CHAIR: And with that, may I have a
4 motion, please?

5 MR. DERMODY: Madam Chair,
6 Commissioner Dermody moves that the Board approve the
7 Consent Agreement between the OEC Counsel and
8 Stakelogic USA Limited as described by the OEC.

9 MR. DILLON: Commissioner Dillon
10 seconds.

11 CHAIR: All in favor?

12 AYES RESPOND

13 CHAIR: All opposed?

14 NO RESPONSE

15 CHAIR: Motion's adopted.

16 ATTORNEY HAYES: Thank you.

17 CHAIR: Thank you. Thank you,
18 Stephan.

19 MR. VAN DEN OETELAAR: Thank you.
20 Thank you very much.

21 ATTORNEY PITRE: The next matter on
22 the agenda for the Board's consideration is a Consent
23 Agreement between the OEC and VGT Establishment, TA
24 Operating, LLC, doing business as, TravelCenters of
25 America, Site #67. The matter will be presented by

1 Senior Enforcement Counsel David Tepper. A
2 representative for the licensed establishment is
3 present, and at this time, I request that individual
4 or those individuals introduce themselves for the
5 record.

6 ATTORNEY CORDIER: My name is Erin
7 Cordier, C-O-R, D as in David, I-E-R and I'm an
8 Attorney with Taft Law here on behalf of TA Operating
9 doing business as TravelCenters of America.

10 MS. MUSSELMAN: My name is Carey
11 Musselman. M-U-S-S-E-L-M-A-N, representing
12 TravelCenters of America, Location 67.

13 CHAIR: And what is your position with
14 TravelCenters of America?

15 MS. MUSSELMAN: I'm the Site General
16 Manager in Bloomsburg, Pennsylvania.

17 CHAIR: Thank you. And I would ask if
18 she's going to testify that she be sworn in.

19 ATTORNEY CORDIER: We'd be happy to in
20 case you have questions for her.

21 CHAIR: Why don't we do it in advance?

22 MS. MUSSELMAN: Sure.

23 COURT REPORTER: If you could just stand
24 and raise your right hand?

25 ---

1 CAREY MUSSELMAN,
2 CALLED AS A WITNESS IN THE FOLLOWING PROCEEDING, AND
3 HAVING FIRST BEEN DULY SWORN, TESTIFIED AND SAID AS
4 FOLLOWS:

5 ---
6 ATTORNEY TEPPER: Good morning, Chair
7 Smyler, Members of the Board, David Tepper,
8 T-E-P-P-E-R, on behalf of the OEC.

9 TA Operating, LLC, doing business as,
10 TravelCenters of America Site #67 holds a VGT
11 Establishment License. VGT Establishments are
12 required to have a Board-credentialed employee
13 monitoring the video gaming area, either through live
14 observation or video surveillance. TravelCenters of
15 American Site #67 completes this operation by way of
16 video surveillance with a video monitor viewable by a
17 properly-credentialed employee.

18 During a routine inspection on
19 August 2nd, 2023, the BIE determined that
20 TravelCenters of America Site #67 did not have a
21 functioning monitor to view the video surveillance of
22 their video gaming area. An employee advised BIE
23 that the monitor had been inoperable for at least a
24 few months. The BIE confirmed during this inspection
25 that the interior of the video gaming area could not

1 be monitored by direct line of sight.

2 In December 2022, the OEC issued TA
3 Operating, LLC, a warning letter because the BIE
4 identified that the monitors for viewing video
5 surveillance of the video gaming area at certain
6 other TravelCenters of America VGT Establishments
7 were inoperable during inspections.

8 At this time, the OEC requests that
9 the Board approve this Consent Agreement between the
10 parties. The terms of the settlement include that
11 within five days of the Board's Order approving this
12 Consent Agreement, TA Operating, LLC shall pay a
13 civil penalty in the amount of \$5,000 for these
14 violations. Also, within five days of the Board's
15 Order approving this Consent Agreement, TA Operating,
16 LLC shall pay the Board \$2,500 for the cost incurred
17 by the OEC, the BIE and other related Board staff in
18 connection with this matter. If you have any
19 questions, we would be happy to answer them at this
20 time.

21 CHAIR: TravelCenters of America,
22 would you like to address the Board at this time?

23 ATTORNEY CORDIER: Briefly, please.

24 TravelCenters of America first and
25 foremost understands the importance of adhering to

1 the Board's rules and regulations and understands the
2 role that the proper monitoring and surveillance of
3 the video gaming area has in furthering the goal of
4 maintaining the integrity and security of video
5 gaming in the Commonwealth. Importantly, the
6 location has worked with its terminal operator to
7 ensure the surveillance is more reliable and less
8 impacted by certain power fluctuations that it had
9 been experiencing. And so we are working hard to
10 ensure that there are no future issues with the
11 surveillance at this location.

12 And we're available to answer any
13 questions you may have.

14 CHAIR: Any questions or comments from
15 the Board? Commissioner Manzano-Díaz, do you have
16 any questions?

17 MS. MANZANO-DÍAZ: Yes, I do. I'd
18 like to hear exactly what have they done to implement
19 the implementation of the next step, so that it
20 doesn't happen again.

21 ATTORNEY CORDIER: Certainly. So, one
22 of the issues at this location was that it
23 experiences some power fluctuations. So, it worked
24 with its TO, to change the - if I understand
25 correctly, to change the power supply to make sure

1 that they're using the more reliable, so that the
2 power fluctuations would happen less frequently. And
3 also, the team onsite has been reminded and retrained
4 that in the event of a power outage or fluctuation,
5 to promptly restart the surveillance monitor.

6 CHAIR: Anything further, Commissioner
7 Manzano-Díaz?

8 MS. MANZANO-DÍAZ: No, not at this
9 time.

10 CHAIR: Any questions? Go ahead,
11 Commissioner Dillon?

12 MR. DILLON: Yes. Since you
13 implemented this new system for the power surges,
14 have you had any breakdowns? Has there been - had
15 the monitors been working better?

16 ATTORNEY CORDIER: It's my - I don't
17 have the specific numbers -.

18 CHAIR: Well, she - can you - can your
19 client answer? She's the Site Manager?

20 ATTORNEY CORDIER: Certainly.

21 MS. MUSSELMAN: I don't have specifics
22 on the number of times that it's fluctuated. We've
23 also installed battery backups on all of our system
24 surveillances as well, which will assist in keeping
25 those monitors running.

1 MR. DILLON: And when did all this
2 take place? When did you guys implement all this?

3 MS. MUSSELMAN: The battery backups
4 had been implemented for several months now. I do
5 not have dates on that.

6 MR. DILLON: Okay.

7 CHAIR: Any other questions at this
8 time? Commissioner Dermody?

9 MR. DERMODY: What's causing the power
10 fluctuations? I mean, how does that happen?

11 MS. MUSSELMAN: I - that, I can't -.

12 MR. DERMODY: The gas pumps work;
13 right?

14 ATTORNEY CORDIER: I don't have the
15 specifics on that. It's my understanding it's - it's
16 common in the area where the location is - is
17 situated.

18 MR. DERMODY: I'm glad I don't live
19 there.

20 CHAIR: Commissioner Hickernell?

21 MR. HICKERNELL: Yeah, just - I mean,
22 I felt more comfortable with this before you folks
23 came before us today. I don't want to be - you know,
24 be over the top here, but I think that we should have
25 better answers to ensure us that this doesn't happen

1 again. I mean, the problem happened over the course
2 of several months originally.

3 Correct?

4 ATTORNEY CORDIER: So admittedly, I
5 think that, as reported to a Board agent, an employee
6 did say that a monitor had been down for several
7 months. I think the location would state that its
8 internal investigation did not substantiate that,
9 that any issue was - when that was reported, that
10 they had already taken these measures to work with
11 its terminal operator to improve the monitor there.

12 So, I'm not disputing the facts as
13 reported. It's simply that the internal
14 investigation didn't necessarily substantiate that -
15 this one employee's understanding of the situation
16 was accurate, but that being said, there was the
17 power fluctuations that they were aware of, and so
18 they took measures to improve and rectify that.

19 MR. HICKERNELL: Mr. Tepper, would you
20 like to address that at all? I mean, -?

21 ATTORNEY TEPPER: This is the first
22 we're hearing of it. The only thing that I can
23 confirm is that it was not working the day in
24 question and that it had been reported. They -.
25 That being said, TA has been very cooperative with

1 the OEC's investigation and has provided all
2 information we've requested regarding the power
3 supply issues. That -.

4 ATTORNEY CORDIER: Respectfully, we
5 didn't think it was critical to determine whether or
6 not the one statement made by an employee was
7 accurate or not. It was more important to us that
8 the problem was fixed and that the Board and staff be
9 assured that the problem wasn't going to happen
10 again. So, those are the steps that have been taken.

11 ATTORNEY PITRE: We will definitely do
12 some follow-up surprise inspections to ensure, so -.

13 MR. HICKERNELL: Yeah, I think that's
14 probably advised. I mean, this is concerning to me.
15 I'm not speaking on behalf of my fellow Board
16 Members, but I mean, this is a big deal, because, you
17 know, underage folks can get into those rooms and
18 game. So, I mean, I would hope that we don't have
19 you back here again. And personally, if the law
20 allowed for a penalty greater than \$5,000, I would
21 certainly be advocating for that. So, thank you very
22 much.

23 ATTORNEY CORDIER: Do you want to
24 touch upon other measures that have been taken with
25 underage -?

1 MS. MUSSELMAN: We've also taken -.
2 In regard to underage minors, we've also taken
3 further steps. We've put in identifiers for - in all
4 of our VGT rooms that have been installed. So,
5 rather than having a team member open those doors
6 once they're locked, you actually need a driver's
7 license now, which will identify your age. And all
8 of that software has just recently been updated
9 within the past 30 days.

10 CHAIR: Commissioner Manzano-Díaz, do
11 you have a question?

12 MS. MANZANO-DÍAZ: Just one last
13 question. As you spoke, you kept saying that you
14 don't expect this to happen again, but you sound very
15 uncertain about it, and I think it's the uncertainty
16 that makes us feel uncomfortable. And you know, if
17 you're saying to us that what you've implemented will
18 take care of the problem, then that's okay, but the
19 problem is if you've implemented this and the problem
20 continues to happen, that means you're going to
21 appear before us again.

22 So, what is it? Is it -? Have you
23 solved the problem or not?

24 ATTORNEY CORDIER: Yes, the backup
25 power supply has solved the problem, as well as the

1 reminders to the team staff that if there ever is a
2 power fluctuation like that had been previously
3 experienced, there is more robust effort to train and
4 remind them to promptly reboot the system, so that
5 the surveillance is not interrupted for any length of
6 time.

7 CHAIR: Anything else, Commissioner
8 Manzano-Díaz?

9 MS. MANZANO-DÍAZ: No. Thank you,
10 Madam Chair.

11 CHAIR: Okay.
12 Any other questions? Commissioner
13 Ralston?

14 MS. RALSTON: No, just a
15 recommendation, as the Site Manager, you probably
16 should be evaluating since you did have the issue
17 before. You know, you kind of should have a number
18 to substantiate if it's happened since that time or
19 if it has not. So, it's just something that you
20 might want to monitor in case, unfortunately, you do
21 have to come before us again you would know what kind
22 of like that issue or have more solid numbers. Thank
23 you.

24 CHAIR: The effectiveness of what you
25 implemented should be monitored, which makes sense.

1 And who does the training of the employees onsite? Do
2 you?

3 MS. MUSSELMAN: No, I do not. Our
4 Store Manager, which is the area in which our VGT
5 room is located. So, that is done. And we also have
6 a video implementation, of course, through the Gaming
7 Control Board, they do actually watch a video with
8 regards to that. And we also have another training
9 video that we have that's implemented by TA. We do
10 train.

11 CHAIR: So, whenever there's - so you
12 do it with all new employees as well, this training?

13 MS. MUSSELMAN: Yes, ma'am. All new
14 employees are trained on the different steps to take
15 when we have a situation of this nature. And we've
16 also retrained all of the team members that have
17 access to that surveillance camera.

18 CHAIR: Thank you. Any other
19 questions or comments?

20 Hearing none, may I have a motion
21 please?

22 MR. DILLON: Madam Chair, Commissioner
23 Dillon moves that the Board approve the Consent
24 Agreement between the OEC and TA Operating, LLC,
25 doing business as, TravelCenters of America, Site

1 #67, as described by the OEC.

2 MR. HICKERNELL: Commissioner

3 Hickernell seconds.

4 CHAIR: All in favor?

5 AYES RESPOND

6 CHAIR: All opposed?

7 NO RESPONSE

8 CHAIR: Motion's adopted. Thank you.

9 ATTORNEY PITRE: Next four matters on
10 the agenda consist of enforcement actions in which
11 the OEC filed complaints seeking the Revocation of
12 Gaming Occupation Permits or Non-Gaming Registrations
13 previously issued by the Board. The Complaint in
14 each matter has been filed with the Board's OHA, and
15 property served upon the individual named in each
16 Complaint. The individual named in each Complaint
17 failed to respond within 30 days as required by Board
18 regulation.

19 As a result, the OEC filed a request
20 for default judgment in each instance and properly
21 served the same upon each Respondent. Therefore, the
22 facts in each Complaint are deemed admitted. All
23 filed documents have been provided to the Board, and
24 the matters are presently ripe for the Board's
25 consideration. In each matter, we will provide a

1 brief summary of the facts and make a request for the
2 appropriate Board action.

3 ATTORNEY SCIRROTTO: Good morning,
4 Madam Chair, Members of the Board. Kelci Scirrotto,
5 S-C-I-R-R-O-T-T-O, Assistant Enforcement Counsel with
6 the OEC. The next matter on the agenda for the
7 Board's consideration is the revocation of the Gaming
8 Employee Occupation Permit issued to Thomas Weist.
9 Mr. Weist was previously employed as a Security
10 Supervisor at Live! Casino Philadelphia. While
11 working at Live!, Mr. Weist stole items from the
12 Casino's lost and found on four different dates.

13 Mr. Weist was charged with misdemeanor
14 theft and receiving stolen property, and he
15 ultimately pled guilty to summary disorderly conduct.
16 He was terminated from his position at Live! as a
17 result and is not currently employed in
18 Pennsylvania's gaming industry. At this time, the
19 OEC Counsel requests that the Board revoke the Gaming
20 Employee Occupation Permit issued to Thomas Weist.

21 CHAIR: Any questions or comments?

22 May I have a motion, please?

23 MR. HICKERNELL: Madam Chair,
24 Commissioner Hickernell moves that the Board approve
25 of the revocation of Thomas Weist's Gaming Employee

1 Occupation Permit for the conduct as described by the
2 OEC.

3 MS. RALSTON: Commissioner Ralston
4 seconds.

5 CHAIR: All in favor?

6 AYES RESPOND

7 CHAIR: All opposed?

8 NO RESPONSE

9 CHAIR: Motion's adopted.

10 ATTORNEY SANCHEZ: Good morning, Madam
11 Chair, Commissioners. Juan Sanchez, S-A-N-C-H-E-Z,
12 Assistant Enforcement Counsel with the OEC. The next
13 matter on the agenda for the Board's consideration is
14 the Revocation of the Non-Gaming Employee
15 Registration issued to Louidia Antoine. Ms. Antoine
16 was previously employed as a Food Cashier at Valley
17 Forge Casino Resort. Ms. Antoine was terminated from
18 her employment because she stole \$64 while working as
19 a cashier.

20 The Pennsylvania State Police
21 criminally charged Ms. Antoine, and she subsequently
22 pleaded guilty to retail theft. She is not currently
23 employed in Pennsylvania's gaming industry. At this
24 time the OEC requests that the Board revoke the Non-
25 Gaming Employee Registration issued to Louidia

1 Antoine.

2 CHAIR: Any questions or comments?

3 May I have a motion, please?

4 MR. DERMODY: Madam Chair,

5 Commissioner Dermody moves that the Board approve the
6 revocation of Louidia Antoine's Non-Gaming Employee
7 Registration for the conduct described by the OEC.

8 MS. RALSTON: Commissioner Ralston
9 seconds.

10 CHAIR: All in favor?

11 AYES RESPOND

12 CHAIR: All opposed?

13 NO RESPONSE

14 CHAIR: Motion carries.

15 ATTORNEY SANCHEZ: Again, Juan

16 Sanchez. The next matter on the agenda for the
17 Board's consideration is the Revocation of the Gaming
18 Employee Occupation Permit issued to Rickey Irby.
19 Mr. Irby was previously employed as a Table Games
20 Dealer at Hollywood Casino York. Mr. Irby was
21 terminated from his employment because, while working
22 at Hollywood Casino York, he inappropriately touched
23 a patron while she was playing a slot machine.

24 Law enforcement did not file any
25 criminal charges arising out of this incident.

1 However, after his termination, Mr. Irby -
2 Pennsylvania State Police criminally arrested and
3 charged Mr. Irby for an ungraded misdemeanor,
4 possession of a small amount of marijuana, to which
5 he pleaded guilty. Mr. Irby failed to notify the
6 Board of this arrest and guilty plea. He is not
7 currently employed in Pennsylvania's gaming industry

8 At this time the OEC requests that the
9 Board revoke the Gaming Employee Occupation Permit
10 issued to Rickey Irby.

11 CHAIR: Any questions or comments?
12 May I have a motion, please?

13 MS. RALSTON: Commissioner Ralston
14 moves that the Board approve the Revocation of Rickey
15 Irby's Gaming Employee Occupation Permit for the
16 conduct described by the OEC Counsel.

17 MR. DERMODY: Commissioner Dermody
18 seconds.

19 CHAIR: All in favor?

20 AYES RESPOND

21 CHAIR: All opposed?

22 NO RESPONSE

23 CHAIR: Motion's adopted.

24 ATTORNEY KOLESAR: Good morning, Sarah
25 Kolesar, K-O-L-E-S-A-R, Assistant Enforcement Counsel

1 with the OEC. The next matter on the agenda for the
2 Board's consideration is the revocation of the Gaming
3 Level 2 Employee Occupation Permit issued to Colin
4 Lazar. Mr. Lazar was previously employed as a
5 Surveillance Supervisor at Presque Isle Downs &
6 Casino.

7 Mr. Lazar was working in the capacity
8 of Surveillance Supervisor when he misused
9 surveillance equipment by monitoring and observing
10 another employee, both when the other employee was
11 engaged with her job duties and on her breaks, in a
12 manner inconsistent with standard operating
13 procedures over the course of multiple shifts. When
14 questioned about his actions, Mr. Lazar was
15 dishonest. He is not currently employed in
16 Pennsylvania's gaming industry.

17 At this time the OEC requests that the
18 Board revoke the Gaming Level 2 Employee Occupation
19 Permit issued to Colin Lazar.

20 CHAIR: Any questions or comments?

21 May I have a motion, please?

22 MR. DERMODY: Madam Chair,
23 Commissioner Dermody moves that the Board approve the
24 revocation of Colin Lazar's Gaming Level 2 Employee
25 Occupation Permit for the conduct described by the

1 OEC.

2 MR. DILLON: Commissioner Dillon
3 seconds.

4 CHAIR: All in favor?

5 AYES RESPOND

6 CHAIR: All opposed?

7 NO RESPONSE

8 CHAIR: Motion carries.

9 ATTORNEY PITRE: The remaining matters
10 on the agenda consist of Enforcement actions in which
11 the OEC filed Petitions seeking the Involuntary
12 Exclusion of individuals whose presence in a licensed
13 facility are inimical to the interest of the
14 Commonwealth and/or licensed gaming therein. In each
15 instance the Petition for Exclusion has been filed
16 with the Board's OHA and property-served upon the
17 individual named in the Petition.

18 The individual named in each Petition
19 failed to respond within 30 days, as required by
20 Board regulation. As a result, the OEC filed a
21 Request for Default Judgement in each instance, and
22 properly served the same upon each individual.
23 Therefore, 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 the

1 Board's consideration. In each instance, if the
2 Board orders a proposed exclusion, each individual's
3 photo, personal identifiers and a summary of the
4 inimical conduct may be placed on the Board's public
5 website. Once again, in each matter, we will provide
6 a brief summary of the facts and make a request for
7 the appropriate Board action.

8 ATTORNEY KOLESAR: Once again, Sarah
9 Kolesar with the OEC. The next matter on the agenda
10 is a request to place Ashley Delerosa on the
11 Involuntary Exclusion List. Ms. Delarosa left one
12 child, approximately four years old, and one child,
13 approximately 10 to 12 years old, unattended in her
14 vehicle in the parking lot at Mount Airy Casino while
15 she went inside to game.

16 Security arrived at the vehicle within
17 four minutes of notification. Ms. Delarosa returned
18 her vehicle and proceeded to depart from the premises
19 prior to arrival of law enforcement. In total, the
20 children were unattended for 40 minutes before
21 security personnel were notified and arrived on the
22 scene. Ms. Delarosa was away from the children for
23 45 minutes. No criminal charges were filed. Ms.
24 Delarosa was permanently evicted from the casino for
25 her actions.

1 At this time the OEC requests that the
2 Board place Ashley Delarosa on the Involuntary
3 Exclusion List.

4 CHAIR: Any questions or comments?
5 May I have a motion, please?

6 MR. DILLON: Madam Chair, Commissioner
7 Dillon moves that the Board approve the addition of
8 Ashley Delarosa to the PGCB Involuntary Exclusion
9 List for the conduct described by the OEC

10 MR. HICKERNELL: Commissioner
11 Hickernell seconds.

12 CHAIR: All in favor?

13 AYES RESPOND

14 CHAIR: All opposed?

15 NO RESPONSE

16 CHAIR: Motion's adopted.

17 ATTORNEY KOLESAR: The next matter on
18 the agenda is the request to place Troy Wisniewski on
19 the Involuntary Exclusion List. Mr. Wisniewski left
20 an approximately five-year-old child unattended in
21 his vehicle in the parking lot at Presque Isle Downs
22 & Casino while he went inside to game. Security
23 arrived at the vehicle within one minute of
24 notification.

25 Mr. Wisniewski returned to his vehicle

1 and proceeded to depart from the premises prior to
2 the arrival of law enforcement. In total the child
3 was unattended for 15 minutes before security
4 personnel arrived on the scene and Mr. Wisniewski was
5 away from the child for 25 minutes. As a result of
6 his actions, Mr. Wisniewski was charged with and pled
7 guilty to leaving child unattended in vehicle, a
8 summary offense. Mr. Wisniewski was permanently
9 evicted from the casino for his actions.

10 At this time the OEC requests that the
11 Board place Troy Wisniewski on the Involuntary
12 Exclusion List.

13 CHAIR: Any questions or comments from
14 the Board?

15 Hearing none, may I have a motion,
16 please?

17 MR. HICKERNELL: Madam Chair,
18 Commissioner Hickernell moves that the Board approve
19 the addition of Troy Wisniewski to the Pennsylvania
20 Gaming Control Board's Involuntary Exclusion List for
21 the conduct as described by the OEC.

22 MS. RALSTON: Commissioner Ralston
23 seconds.

24 CHAIR: All in favor?

25 AYES RESPOND

1 CHAIR: All opposed?

2 NO RESPONSE

3 CHAIR: Motion's adopted.

4 ATTORNEY SANCHEZ: And Juan Sanchez.

5 The next matter on the agenda for the Board's
6 consideration is a request to place Timothy James
7 Rentas on the Board's Involuntary Exclusion List.
8 Mr. Rentas was present at Live! Casino Pittsburgh
9 when he left his ten-year-old child unattended for
10 approximately ten minutes at the mall entrance to the
11 casino, and he went inside the casino to play table
12 games.

13 Mr. Rentas was not criminally charged
14 and was permanently evicted from Live! Casino
15 Pittsburgh. At this time the OEC requests that the
16 Board place Timothy James Rentas on the Board's
17 Involuntary Exclusion List.

18 CHAIR: Any questions or comments?

19 May I have a motion, please?

20 MR. DILLON: Madam Chair, Commissioner
21 Dillon moves that the Board approve the addition of
22 Timothy Rentas to the PGCB Involuntary Exclusion List
23 for the conduct described by the OEC.

24 MS. RALSTON: Commissioner Ralston
25 seconds.

1 CHAIR: All in favor?

2 AYES RESPOND

3 CHAIR: All opposed?

4 NO RESPONSE

5 CHAIR: Motion carries.

6 ATTORNEY SCIRROTTO: Once again, Kelci
7 Scirrotto with the OEC. The next matter for the
8 Board's consideration is a request to place Donnie
9 Worrell, Jr. on the Involuntary Exclusion List. Mr.
10 Worrell left his ten-year-old child unattended in his
11 vehicle in Live! Casino Philadelphia's parking garage
12 to game inside the casino. Security discovered the
13 child four hours after Mr. Worrell left the vehicle.
14 Police were notified and took Mr. Worrell into
15 custody.

16 However, he was not criminally
17 charged. He was permanently evicted as a result of
18 his actions. In addition, Mr. Worrell has a history
19 of disrupting gaming operations in the Commonwealth,
20 including threatening a Trooper and trespassing at
21 Harrah's Philadelphia Casino and Racetrack on
22 multiple occasions.

23 At this time the OEC requests that the
24 Board place Donnie Worrell, Jr. on the Involuntary
25 Exclusion List

1 CHAIR: Any questions or comments from
2 the Board?

3 I would like to know why did it take
4 four hours for him to be discovered?

5 ATTORNEY SCIRROTTO: We don't have any
6 indication why it took four hours. There were a
7 couple of times that the security vehicles did drive
8 by. The security vehicle that did find the vehicle
9 was looking for another vehicle and did discover the
10 child at that time.

11 ATTORNEY PITRE: Basically it was a
12 breakdown. The car was running. Security passed by
13 the car a few times and didn't notice. This was
14 before we did the unattended minor changes there.
15 So, it was before all the policies. We had them put
16 all these different policies in place. So, since
17 that time it has drastically improved in that
18 location.

19 MR. DERMODY: This is an old case,
20 right?

21 CHAIR: Yeah. And you said the car
22 was running?

23 ATTORNEY PITRE: It was running. It
24 was running with the child inside and the security
25 vehicle passed several times.

1 CHAIR: Okay.

2 Well, hopefully the new -.

3 ATTORNEY PITRE: Well, we haven't had
4 any problems like that since then. This was one of
5 those that occurred prior to us doing the assessment.

6 MR. DERMODY: What year was this?
7 When did this happen, the date?

8 ATTORNEY SCIRROTTO: This was July of
9 2021.

10 MR. DERMODY: Thanks.

11 CHAIR: Okay.

12 Thank you. Any other questions or
13 comments? Hearing none, may I have a motion, please?

14 MS. RALSTON: Commissioner Ralston
15 moves that the Board approve the addition of Donnie
16 Worrell, Jr. to the PGCB Involuntary Exclusion List
17 for the conduct described by the OEC.

18 MR. DERMODY: Commissioner Dermody
19 seconds.

20 CHAIR: All in favor?

21 AYES RESPOND

22 CHAIR: All opposed?

23 NO RESPONSE

24 CHAIR: Motion's adopted.

25 ATTORNEY PITRE: Thank you. That

1 concludes our business.

2 CHAIR: Thank you. The last item on
3 the agenda today is Public Comment. Is there anyone
4 in the room who would like to address the Board?

5 Seeing no one coming forward, I would
6 say thank you, everyone. That concludes today's
7 meeting. The next public meeting of the Board will
8 be held on Wednesday, February 21st, 2024 at 10:00
9 a.m. at this location.

10 Now, may I have a motion to adjourn?

11 MR. HICKERNELL: Madam Chair,
12 Commissioner Hickernell moves that this meeting be
13 adjourned.

14 MR. DILLON: Commissioner Dillon,
15 seconds.

16 CHAIR: All in favor?

17 AYES RESPOND

18 CHAIR: All opposed?

19 NO RESPONSE

20 CHAIR: We are adjourned. Thank you,
21 Commissioner Manzano-Díaz.

22 * * * * *

23 MEETING CONCLUDED AT 11:50 A.M.

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CERTIFICATE

I hereby certify that the foregoing proceedings, hearing held before Chair Smyler, was reported by me on January 24, 2024 and that I, Derek Richmond, read this transcript, and that I attest that this transcript is a true and accurate record of the proceeding.

Date the 13 day of February, 2024



Derek Richmond,
Court Reporter