



## PENNSYLVANIA GAMING CONTROL BOARD

### Meeting of the Board June 11, 2008 Minutes

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A meeting of the Pennsylvania Gaming Control Board was held on June 11, 2008 in the North Office Building, Hearing Room 1, Harrisburg, PA. The meeting began at 11:00 a.m.

#### *Members in attendance were:*

Mary DiGiacomo Colins, Chairman  
Raymond S. Angeli  
Jeffrey W. Coy  
James B. Ginty  
Kenneth T. McCabe  
Sanford Rivers  
Gary A. Sojka

#### *Individuals who appeared officially before the Board:*

Frank Donaghue – agency update  
Eileen McNulty – agency new hires and financial report  
Richard Sherman – petitions, withdrawals of gaming and non-gaming applications  
Troy Beaverson – regulations  
Susan Hensel – licensing update  
Barry Creany – consent agreements

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

#### **ANNOUNCEMENTS**

Chairman Colins announced that the Board held executive sessions on June 10 and 11 in accordance with the Sunshine Act, to discuss personnel issues, privileged agency business, and to consult with counsel and other professional advisors to the Board concerning current litigation or matters in which complaints are expected to be filed.

#### **TRANSCRIPTS/MINUTES**

On a motion by Board Member Sojka, seconded by Board Member Rivers, the minutes and transcript of the May 15, 2008 meeting were unanimously approved.

**CHIEF FINANCIAL OFFICER**

**PGCB MOTION NO. 2008-130 HR – Employment**

Motion Made: Board Member Rivers  
Seconded: Board Member McCabe

New Hire:  
Liane Bianco, Administrative Assistant, Bureau of Licensing

Resolved, the Board hereby approves the hiring of the above candidate for employment.

Board Decision: Passed by unanimous vote

A report on the agency's revenue and expenditures was provided.

**OFFICE OF CHIEF COUNSEL**

**PGCB MOTION NO. 2008-131 REG – Proposed Regulation of 125-91**

Motion Made: Board Member McCabe  
Seconded: Board Member Ginty

Resolved, the Board hereby adopts the Proposed Regulation No. 125-91 amending Chapters 401a, 438a, 441a and adding Chapter 434a; and that the Board establishes a public comment period of 30 days; and that the proposed regulation is posted on the Board's website.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2008-132 OCC – Withdrawal of Employee Applications**

Motion Made: Board Member Ginty  
Seconded: Board Member Coy

Resolved, the Board hereby approves the withdrawal of employee applications as follows:

Norman Kelln, Docket No. 41554  
Metropolitan Creditors Trust, Docket No. 41555  
Donald Miller, Docket No. 41556  
Emily Sze, Docket No. 41690  
Troy Prescott, Docket No. 41789

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2008-133 OCC – MH Investors Gaming, LLC to Withdrawal**

Motion Made: Board Member Ginty  
Seconded: Board Member Coy

Resolved, the Board hereby approves the Petition by MH Investors Gaming, LLC, MH Equity Managing Member II, LLC and Stephen Hilbert to withdrawal its applications.

Board Decision: Angeli, Colins, Coy, Ginty, McCabe, Rivers – voted yes. Sojka recused himself.  
Passed 6-0 with 1 recusal.

**PGCB MOTION NO. 2008-134 OCC – Denial of Non-Gaming Registration for Matthew Coyne**

Motion Made: Board Member Angeli  
Seconded: Board Member Sojka

Resolved, the Board hereby approves the recommendation of the Office of Hearings and Appeals to deny the non-gaming registration for Matthew Coyne, Docket No. 25936.

Board Decision: Angeli, Colins, Coy, McCabe, Rivers, Sojka – voted yes. Ginty voted no.  
Passed 6-1.

**PGCB MOTION NO. 2008-135 OCC – Revocation of Non-Gaming Employee Registration for Shawn Zero**

Motion Made: Board Member Sojka  
Seconded: Board Member Rivers

Resolved, the Board hereby approves the recommendation of the Office of Hearings and Appeals to revoke the non-gaming employee registration for Shawn Zero, Docket No. 21439.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2008-136 OCC – Mount Airy #1 LLC Petition**

Motion Made: Board Member Rivers  
Seconded: Board Member McCabe

Resolved, the Board hereby approves the Petition by Mount Airy #1 LLC, for modifications to its financing and project development plan.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2008-137 OCC – Emergency Suspension for Sheena Darby**

Motion Made: Board Member McCabe  
Seconded: Board Member Ginty

Resolved, the Board hereby approves the Emergency Suspension of the non-gaming registration for Sheena Darby, Docket No. 41910, and directs that the Office of Hearings and Appeals promptly conduct a hearing and issue a Report and Recommendation and that the suspension remain in effect until such time as the Board makes a ruling on the report and recommendation.

Board Decision: Passed by unanimous vote

**BUREAU OF LICENSING**

**PGCB MOTION NO. 2008-138 LIC – Issuance of Temporary Key Employee License**

Motion Made: Board Member Coy  
Seconded: Board Member Angeli

Resolved, the Board hereby approves the Orders issuing 57 Temporary Key Employee licenses.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2008-139 LIC – Issuance of Permits and Registrations**

Motion Made: Board Member Angeli  
Seconded: Board Member Sojka

Resolved, the Board hereby approves the Order issuing 127 gaming permits and 119 non-gaming registrations.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2008-140 LIC – Vendor Certifications**

Motion Made: Board Member Sojka  
Seconded: Board Member Rivers

Resolved, the Board hereby approves the following vendor certifications as follows:

Carl Walker Construction Group, LLC  
McGregor Industries, Inc.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2008-141 LIC – Vendor Registration**

Motion Made: Board Member Rivers  
Seconded: Board Member McCabe

Resolved, the Board hereby approves the applications for vendor registrations as follows:

American Environmental Outfitters, Inc.  
Brothers Management Associates Inc.  
Clear Channel Outdoors Inc.  
Harrisburg Dairies Inc.  
Henry's Seafood  
HOT SHOTS USA INC.  
ISS TMC Services Inc.  
Kegel's Produce  
LIFT INC  
Northeast Safe and Lock Smithing Inc.  
Paik's Swift Cleaning Center  
Phillis Enterprises DBA: B.R.P. Entertainment  
Republic Furniture Manufacturing Inc.  
Ruth Sklar Associates Inc.

Board Decision: Passed by unanimous vote

**OFFICE OF ENFORCEMENT COUNSEL**

**PGCB MOTION NO 2008-142 OEC – Greenwood Gaming and Entertainment, Inc Consent Agreement**

Motion Made: Board Member McCabe  
Seconded: Board Member Ginty

Resolved, the Board hereby approves the Consent Agreement between the Bureau of Investigation and Enforcement and Greenwood Gaming and Entertainment, Inc. Docket No. 39323, for underage gambling on the gaming floor.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO 2008-143 OEC – Greenwood Gaming and Entertainment, Inc Consent Agreement**

Motion Made: Board Member Ginty  
Seconded: Board Member Coy

Resolved, the Board hereby approves the Consent Agreement between the Bureau of Investigation and Enforcement and Greenwood Gaming and Entertainment, Inc. for 3 separate incidences involving underage patrons on the gaming floor.

Board Decision: Passed by unanimous vote

**PUBLIC COMMENT**

A 15 minute public comment period was scheduled. There were no registered speakers.

**ADJOURNMENT**

There being no further business before the Board, on a motion by Board Member Angeli, seconded by Board Member Coy, the meeting was adjourned.