



PENNSYLVANIA GAMING CONTROL BOARD

Meeting of the Board October 14, 2008 Minutes

A meeting of the Pennsylvania Gaming Control Board was held on September 30, 2008 in the North Office Building, Hearing Room 1, Harrisburg, PA. The meeting began at 3:00 p.m.

Members in attendance were:

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

Individuals who appeared officially before the Board:

Frank Donaghue – agency update
Michael Cruz – gaming laboratory
Eileen McNulty – new hires
Richard Sandusky – regulations
Doug Sherman – employee withdrawals, petitions, report and recommendations
Cyrus Pitre – revocations and suspensions
Dustin Miller – revocations and suspension

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

ANNOUNCEMENTS

Chairman Colins announced that the Board held an executive session prior to the meeting 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.

Chairman Colins announced that the Category 3 Suitability Hearings will be held at the State Museum Auditorium. Valley Forge Convention Center Partners, L.P. appeared before the Board on October 22nd at 3:00 p.m. Bushkill Group, Inc. appeared before the Board on October 23rd at 1:30 p.m.

TRANSCRIPTS/MINUTES

On a motion by Board Member Sojka, seconded by Board Member Rivers, the minutes and transcript of the August 28, 2008 meeting were unanimously approved.

EXECUTIVE DIRECTOR

Acting Executive Director Frank Donaghue reported on the recognition that the Gaming Control Board has received due to its commitment toward lessening the effects of problem gambling. He apprised the Board that this effort led to the receipt of the first annual Award for Outstanding Contribution by a Government Agency in the field of Problem Gambling from the respected organization, the Council on Compulsive Gambling of Pennsylvania.

Mr. Donaghue specifically noted that the PGCB took the unique step of creating an Office of Compulsive and Problem Gambling and assigning a director-level position to this office. He specifically recognized Nan Horner, Director of Compulsive and Problem Gaming and Liz Lanza, Program Coordinator within that bureau, for their outstanding accomplishments. Their work includes; insuring that every slot machine operator establishes and maintains compliance with an approved compulsive and problem gambling plan, overseeing a self-exclusion program that has assisted 437 individuals in under a two year period (as a comparison, New Jersey has a self-exclusion program that has assisted 866 persons in 7 years), and efforts to continually raise public awareness of gambling problems and available assistance.

Additionally, Mr. Donaghue's report outlined the PGCB's new web-based program of short videos designed to increase its efforts to communicate with the public. The agency's web site, www.pgcb.state.pa.us now offers videos with answers to *Frequently Asked Questions*. This project is the first of its kind for a United States gaming oversight agency and enables visitors to get clear and easy-to-understand answers to questions about the workings of slot machines, safety in casinos, licensing work by our agency, and other important areas. The videos will be joined by others in the future as we build a library of visual aids that brings additional transparency to the PGCB.

GAMING LABORATORY

Director, Michel Cruz provided an update on the operations of the Gaming Laboratory.

BUREAU OF FINANCIAL MANAGEMENT AND ADMINISTRATION

PGCB MOTION NO. 2008-234 HR – Employment – 10/14/08

Motion Made: Board Member Rivers
Seconded: Board Member Angeli

New Hires:

William Danowski, Legislative Liaison, Executive Office
Melissa Powers, Assistant Enforcement Counsel, Office of Enforcement Counsel
Benjamin Badders, Compliance Examiner, Gaming Operations

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

Board Decision: Passed by unanimous vote

OFFICE OF CHIEF COUNSEL

PGCB MOTION NO. 2008-235 REG – Final-form Regulation No. 125-87 8

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved, the Board hereby adopts the Final-form Regulation No. 125-87 amending Chapter 443a; and directs that the amendment be posted to the Board’s website and published by the Pennsylvania Bulletin.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2008-236 OCC – Mountainview Thoroughbred Racing Association
Petition**

Motion Made: Board Member Ginty
Seconded: Board Member Coy

Resolved, the Board hereby approves the Petition by Mountainview Thoroughbred Racing Association for Change of Ownership. Part of the approval contained the following withdrawals without prejudice:

Entities:

Centerbridge Voteco LLC
FIF V Voteco LLC
FIG PNG Holdings LLC
PNG Holdings, LLC
PNG Merger Sub Inc.
PNG Acquisition Company Inc.

Individuals:

Jeffrey H. Aronson
Mark Timothy Gallogly
Michael Edward Novogratz
Peter Lionel Briger
Randal Alan Nardone
Robert Ian Kaufmann
Steven Price
William Doniger

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-237 OCC – Greenwood Gaming and Entertainment Petition

Motion Made: Board Member Coy
Seconded: Board Member Angeli

Resolved, the Board hereby approves the Petition by Greenwood Gaming and Entertainment, Inc for Extension of Time to Operate Temporary Facility.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-238 OCC – Principal and Key Employee Withdrawals

Motion Made: Board Member Angeli
Seconded: Board Member Sojka

Resolved, the Board hereby approves the Order regarding the withdrawal of Principal and Key Employees, without prejudice, as follows:

David Felix	Licensing No. 20923; PGCB Doc No. 42356
Michael Forman	Licensing No. 19440; PGCB Doc No. 42408
Kenneth Hyman	Licensing No. 25615; PGCB Doc No. 42392
John McLaughlin	Licensing No. 24136; PGCB Doc No. 42388
Mark Reilly	Licensing No. 20967; PGCB Doc No. 42359
Joseph Sweeney	Licensing No. 19444; PGCB Doc No. 42409

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-239 OCC – Denial of Non-Gaming Employee Registration for Deanne Brown

Motion Made: Board Member Sojka
Seconded: Board Member Rivers

Resolved, the Board hereby issues an Order to adopt the Report and Recommendation of the Office of Hearings and Appeals and to deny the Non-Gaming Employee Registration for Deanne Brown, OHA Docket No. 42298.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-240 OCC – Continuation of Emergency Suspension for Sheena Darby

Motion Made: Board Member Rivers
Seconded: Board Member Sojka

Resolved, the Board hereby issues an Order to adopt the Report and Recommendation of the Office of Hearings and Appeals to continue the Emergency Suspension of Non-Gaming Employee Registration for Sheena Darby, OHA Docket No. 42336.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-241 OCC – Denial of Gaming Employee Permit for Timothy Matthews

Motion Made: Board Member Ginty
Seconded: Board Member Coy

Resolved, the Board hereby issues an Order to reject the Report of the Office of Hearings and Appeals, but accepted the Recommendation to issue an adjudication denying the Gaming Employee Permit for Timothy Matthews, OHA Docket No. 42134, based on his failure to make full disclosure.

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL

PGCB MOTION NO. 2008-242 OEC – Suspension of Non-Gaming Employee Registration for Amanda Gillis

Motion Made: Board Member Angeli
Seconded: Board Member Ginty

Resolved, the Board hereby issues an Order to suspend the Non-Gaming Employee Registration for Amanda Gillis, OHA Docket No. 42319. The suspension should be for a term of six (6) months.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-243 OEC – Revocation of Gaming Employee Permit for Tonya Keck

Motion Made: Board Member Coy
Seconded: Board Member Angeli

Resolved, the Board hereby issues an Order to revoke the Gaming Employee Permit of Tonya Keck, OHA Docket No. 41054.

Board Decision: Passed by unanimous vote

ADJOURNMENT

There being no further business before the Commissioner Coy motioned to adjourn, Commissioner Angeli seconded.