



PENNSYLVANIA GAMING CONTROL BOARD

Meeting of the Board December 18, 2008 Minutes

A meeting of the Pennsylvania Gaming Control Board was held on December 18, 2008 in the North Office Building, Hearing Room 1, Harrisburg, PA. The meeting began at approximately 3:00 p.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

Ex-officio Members in attendance:

Keith Welks, ex officio designee of Honorable Robin Wiessmann, State Treasurer
Stacie Amsler attending on behalf of Honorable Stephen Stetler, Secretary of Revenue

Individuals who appeared officially before the Board:

Frank Donaghue – agency update
Paul Resch – gaming operations
Eileen McNulty – new hires
Richard Sandusky - regulations
Doug Sherman – petitions, employee withdrawals
Steve Cook – report and recommendations
Susan Hensel – licensing matters
Cyrus Pitre – consent agreements
Kathleen Higgins – revocations and suspensions

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 on December 17 to discuss personnel issues, privileged and confidential Agency business, to consult with Counsel and other professional advisors to the Board concerning any current litigation.

EXECUTIVE DIRECTOR'S REPORT

Acting Executive Director, Frank Donaghue, joined by Paul Resch, Director of Gaming Operations provided an overview on Pennsylvania's Clean Indoor Air Act as it relates to Pennsylvania's licensed gaming facilities.

CHIEF FINANCIAL OFFICER AND ADMINISTRATION

PGCB MOTION NO. 2008-287 HR – Employment

Motion Made: Board Member Rivers
Seconded: Board Member Angeli

New Hires:
Jeffery Soderstedt, Assistant Chief Counsel II, Licensing
Damon Serine, Casino Compliance Representative, Mount Airy #1, LLC

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. 2008-288 REG – Proposed Regulation No. 125-94

Motion Made: Board Member Ginty
Seconded: Board Member McCabe

Resolved, the Board hereby adopts Proposed Regulation No. 125-94 amending Chapters 461a and 463a; and establishes a public comment period of 30 days; and directs that the proposed regulations be posted on the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-289 REG – Proposed Regulation No. 125-96

Motion Made: Board Member McCabe
Seconded: Board Member Sojka

Resolved, the Board hereby adopts Proposed Regulation No. 125-96 amending Chapters 403a, 435a, 441a, 461a, 465a; and establishes a public comment period of 30 days; and directs that the proposed regulations be posted on the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-290 REG – Proposed Regulation No. 125-97

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved, the Board hereby adopts Proposed Regulation No. 125-97 amending Chapter 437a; and establishes a public comment period of 30 days; and directs that the proposed regulation be posted on the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-291 OCC – Mount Airy #1, LLC Petition for Approval of Protocol

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved, the Board hereby approves the Petition from Mount Airy #1, LLC for Approval of Protocol for payments by Louis DeNaples to Creditors, Contractors and Vendors.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-292 OCC – Mount Airy #1, LLC Petition Seeking a Protective Order

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby approves the Petition from Mount Airy #1, LLC seeking a Protective Order to maintain confidentiality of Petition Exhibit A.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-293 OCC – Petitions to Withdrawal Applications or Surrender Licenses/Registrations

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved, the Board hereby issues Orders approving the Withdrawal or Surrender of Principal and Key Employee Applications, as well as Vendor Registrations, without prejudice with the exception of Joseph Marut.

Key and Principal Employees: Kathleen Caracciolo, Joseph Marut, James Masone, Amy Stetser, John Scott Bennett, Cara Lea Brown, Patrick Cruzen, Barry Elmore, Michael Flowers, Burgess Hicks, Samuel Marshall, Kirk Saylor, Andrew Warhola, Abuhassanali Young, Beatrice Turner

Principal Affiliates: Majestic Holdco, LLC, Majestic Star Casino, LLC and PITG Gaming Holdco, LLC

Principal Renewal: Michael Ciaccio

PA Personal History Disclosure: Dennis Radcliff

Vendor Registration: Eatec Corporation

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-294 OCC – Continuation of Emergency Suspension for Michael Crawford

Motion Made: Board Member Ginty
Seconded: Board Member McCabe

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 Gaming Employee Permit for Michael Crawford, OHA Docket No. 42662.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-295 OCC – Denial of Gaming Employee Permit for Victoria Wendt

Motion Made: Board Member McCabe
Seconded: Board Member Rivers

Resolved, the Board hereby issues an Order to reject the Report of the Office of Hearings and Appeals but accepts the Recommendation to deny the Gaming Employee Permit for Victoria Wendt, OHA Docket No. 41996.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-296 OCC – Approval of Non-Gaming Employee Registration for Nicholas Meehan

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 and approves the Non-Gaming Employee Registration for Nicholas Meehan, OHA Docket No. 42567.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-297 OCC – Denial of Non-Gaming Employee Registration for William Prather

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 and denies the Non-Gaming Employee Registration for William Prather, OHA Docket No. 46615.

Board Decision: Passed by unanimous vote

BUREAU OF LICENSING

PGCB MOTION NO. 2008-298 LIC – Issuance of Principal Licenses and Waivers

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved, the Board hereby approves an Order issuing the Principal Licenses and Waivers as follows:

Holdings Acquisition Co., LP

Entities

CIRA Pittsburgh Gaming Investor, LP
CIRA Pittsburgh Gaming Investor GP, LLC

Individual

Ira Lubert

Waivers

GRS PITG Holdings Corp.
PFRS PITG Holdings Corp

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-299 LIC – Issuance of Temporary Key Employee Licenses

Motion Made: Board Member Ginty
Seconded: Board Member McCabe

Resolved, the Board hereby approves the Order issuing 21 Temporary Key Employee Licenses.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-300 LIC – Issuance of Permits and Registrations

Motion Made: Board Member McCabe
Seconded: Board Member Rivers

Resolved, the Board hereby approves the Order issuing 244 Gaming Employee Permits and 114 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-301 LIC – Denial of Non-Gaming Employee Registrations

Motion Made: Board Member Rivers
Seconded: Board Member Sojka

Resolved, the Board hereby approves the Orders denying Non-Gaming Employee Registrations for the following applicants:

<u>BOL Dbase</u>	<u>Docket #</u> <u>SLOTSLink</u>	<u>Applicant</u>
507	N1013065	Joseph Creekmore
21200	N1011219 and N1008669	Andrea Trammel
35335	N1013405	Stacey Trabold

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-302 LIC – Withdrawal of Applications for Gaming and Non-Gaming Permits and Registrations

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved, the Board hereby issues an Order to approve the Withdrawal of Applications for 59 Gaming Employee Permits and 15 Non-Gaming Employee Registrations

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-303 LIC – Vendor Certifications

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby issues an Order approving the applications for Vendor Certification as follows:

Alvin H. Butz, Inc.
Apex Services, Incorporated
Cummins-Allison Corp.
Duggan & Marcon, Inc.
Giffin Interiors & Fixtures, Inc.
Lighthouse Electric Company, Inc.
TC Millwork, Inc.
Yardmaster, Inc.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-304 LIC – Vendor Registration

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved, the Board hereby issues an Order approving the applications for Vendor Registrations as follows:

AAA Moving and Storage Company
Albert Uster Imports, Inc.
Anthony's Original
Biels Bulb, DBA: Biels Light Bulb Company
Brown-Daub Chevrolet-Oldsmobile-Volvo
Classic Networking, Inc.
CVPS, Inc.
DFS Service, LLC
E.J. Rogan and Sons, Inc.
F.A.S.T. Service, Inc.
From Think to Ink
Furmanite America, Inc.
Glose Moving and Storage, Inc., DBA: O'Brien's Moving and Storage
Hampton Technologies, DBA: Gordon Group Electric
Holguin and Holguin, DBA: Seating Resource
INCHCO
Interline Brands, Inc.
Interstate Enterprise, Inc.
JANUS et Cie
JMD Graphics, Inc.
Key Information Systems, Inc.
Kleen Air Systems, Inc.
Kojis Signs of Mississippi, LLC
Manion Plumbing, Inc.
Momentum Group, DBA: Momentum Textiles, Loomsource, Textus
NLP Furniture Industries, Inc.
Peresta's Furniture Repair
Quality Collision, Inc., DBA: Quality Industrial Coatings
RC Fine Foods, Inc.
Right Price Cleaning Company
Shred-It USA, Inc.
Singer Equipment Company, Inc.
Software House International, Inc., DBA: SHI
Steratore Sanitary, Inc.
Superior Uniform Group, Inc.
Tee-Berries
The Echo Group, LLC
The M. Conley Company
The Phillies
West Coast Industries
William B. Davis

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-305 LIC – Prohibited Vendor List

Motion Made: Board Member Ginty
Seconded: Board Member McCabe

Resolved, the Board hereby issues Orders approving the additional vendors to the Prohibited Vendor List as follows:

Ace Marketing & Promotions, Inc.
Advantage One Corporation
Assouline, Inc.
Autovalet Systems USA, LLC
Catalano Rigging Company
Hillyard, Inc.
Hygeia Paper Company
The Colibri Group, Inc.
World of Chantilly.com

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL

PGCB MOTION NO. 2008-306 OEC – Revocation of Non-Gaming Employee Registration for Jason Grimes

Motion Made: Board Member Rivers
Seconded: Board Member Sojka

Resolved, the Board hereby issues an Order to revoke the Non-Gaming Employee Registration for Jason Grimes, OHA Docket No. 42402.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-307 OEC – Revocation of Non-Gaming Employee Registration for Laura Williams

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved, the Board hereby issues an Order to revoke the Non-Gaming Employee Registration for Laura Williams, OHA Docket No. 42557.

Board Decision: Passed by unanimous vote

PUBLIC COMMENT

There were no registered speakers.

ADJOURNMENT

There being no further business before the Board, Commissioner Rivers motioned to adjourn the meeting. All in favor and the meeting adjourned.