



Chairman

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PENNSYLVANIA GAMING CONTROL BOARD
P.O. BOX 69060
HARRISBURG, PENNSYLVANIA
17106-9060

Commissioners
GREGORY C. FAJT
JAMES B. GINTY
ANNMARIE KAISER
KEITH R. MCCALL
JOHN J. McNALLY, III
ANTHONY C. MOSCATO

Ex-Officio Members
GEORGE GREIG
ROBERT MCCORD
DANIEL MEUSER

BOARD ACTION - MINUTES
WEDNESDAY, AUGUST 21, 2013 - 10:00 a.m.
STRAWBERRY SQUARE COMPLEX, 2ND FLOOR, HARRISBURG

A meeting of the Pennsylvania Gaming Control Board was held at the Office of Hearings and Appeals, Strawberry Square Complex, 2nd Floor, Harrisburg. The meeting began immediately following the public hearings.

Members in attendance were:

William H. Ryan, Jr., Chairman
Gregory C. Fajt
Annmarie Kaiser
Keith R. McCall
John J. McNally, III
Anthony C. Moscato
David W. Woods – *Appointed*
James B. Ginty – *Term Expired*

Ex-Officio members in attendance were:

Robert Coyne, Designee, Department of Revenue
Jennifer Langan, Representative, State Treasurer's Office
Jorge Augusto, Representative, Department of Agriculture

PA Gaming Control Board Executive Staff who appeared before the Board:

Claire Yantis – Human Resource Matters
Susan Yocum – Regulations
Allison Cassel – Local Law Enforcement Grants
R. Douglas Sherman – Petitions
Steve Cook – Withdrawals, Report and Recommendations
Susan Yocum – Regulations
Susan Hensel – Licensing Matters
Cyrus Pitre – Enforcement Actions

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

ANNOUNCEMENTS

The Board held an Executive Session on August 20, 2013. The purpose of the Executive Session was to discuss personnel matters, pending litigation, and to conduct quasi-judicial deliberations relating to matters being considered by the Board on August 21, 2013.

MINUTES/TRANSCRIPT

On a motion by Commissioner Kaiser, seconded by Commissioner McCall, the minutes and transcripts of the June 26 and July 17, 2013 meetings were approved.

EXECUTIVE DIRECTOR

PGCB RESOLUTION NO. 2013-4 EXE – James B. Ginty

Motions: 1st-Board Member McCall / 2nd-Board Member McNally

The Board hereby adopted the following Resolution:

WHEREAS, James B. Ginty was appointed by Governor Edward G. Rendell in September 2007 as a member of the Pennsylvania Gaming Control Board;
and

WHEREAS, Commissioner Ginty was sworn in at the Board's meeting on September 12, 2007, and was reappointed to a second term in July 2010; and

WHEREAS, Commissioner Ginty participated in overseeing the opening of casinos throughout the Commonwealth resulting in the employment of tens of thousands of Pennsylvania residents with living wage jobs and benefits, as well as the spurring of economic development in and around the casinos, and significant amounts of tax relief to Pennsylvanians;

WHEREAS, following the unprecedented expansion of legalized gaming in Pennsylvania with the passage of Act 1 of 2010, Commissioner Ginty participated in and assisted in overseeing the implementation of table games at slot machine facilities across the state as they began offering table games including blackjack, poker, roulette and craps to patrons; and

WHEREAS, Commissioner Ginty has provided valuable input in the Category 3 licensing process through the grant and opening of the Category 3 "resort" casino licenses at the Valley Forge Casino Resort and Nemaquin Woodlands Resort; and

WHEREAS, Commissioner Ginty has steadfastly voiced his concern and support for the little guy, supported persons with disadvantaged backgrounds, and worked to assure due process for all persons involved in the participation of the gaming industry; and

WHEREAS, Commissioner Ginty has undertaken all of these matters with a dialect foreign to Philadelphia, the Pennsylvania Dutch Country, the Coal Region, and even to the "Yinzers" of Pittsburgh, and has done so with undeniable conviction to fulfill the intent of all provisions of the Gaming Act and promote equal opportunity for all Pennsylvanians to participate in the gaming industry; be it

RESOLVED that the Pennsylvania Gaming Control Board proudly recognizes Commissioner Ginty's exemplary record of service and leadership and wishes him the very best in all of his future endeavors.

Upon Motion duly made and seconded, the foregoing Resolution was adopted on August 21, 2013.

OATH OF OFFICE

David W. Woods was sworn in by the Honorable Carol Aichele, Secretary of State. Also present was Commissioner Woods' daughter, Lisa.

PUBLIC HEARINGS

The following hearings were held prior to the public meeting:

- Mountainview Thoroughbred Racing Association's – Petition for Final Approval of Corporate Restructuring
- Downs Racing, LP – Category 1 License Renewal

HUMAN RESOURCES

PGCB MOTION NO. 2013-242 HR – New Hire

Motions: 1st–Board Member Fajt / 2nd–Board Member Moscato

The Board hereby approved the hiring of Brian Nese, Casino Compliance Representative at Rivers Casino.

Board Decision: Passed by unanimous vote

OFFICE OF FINANCIAL MANAGEMENT

David Rhen, Director, Financial Management provided an update on revenue and expenditures.

OFFICE OF CHIEF COUNSEL

PGCB MOTION NO. 2013-243 OCC – Regulation

Motions: 1st–Board Member McNally / 2nd–Board Member Woods

The Board hereby adopted Proposed Regulation #125-175. The regulation shall be posted to the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-244 OCC – Policy Statement

Motions: 1st–Board Member Fajt / 2nd–Board Member Woods

The Board hereby adopted Policy Statement #125-176. The Policy Statement shall be posted to the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-245 OCC – LLEG

Motions: 1st–Board Member Woods / 2nd–Board Member Kaiser

The Board hereby adopted the Local Law Enforcement Grant for Delaware County District Attorney's Office in the amount of \$250,000.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-246 OCC – Mountainview Thoroughbred Racing Association

Motions: 1st–Board Member Kaiser / 2nd–Board Member McCall

The Board hereby approved, with conditions, the Petition of Mountainview Thoroughbred Racing Association for Final Approval of their Corporate Restructuring. Mountainview shall also pay all costs associated with this matter in the amount of \$19,912.50.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-247 OCC – Withdrawals/Surrenders

Motions: 1st–Board Member McCall / 2nd–Board Member McNally

The Board hereby approved the following withdrawal or surrender of Manufacturer, Principal and Key Employee Applications, or Licenses, as well as Gaming Service Provider Registration and Certifications:

- | | | |
|---------------------------------------|----------------------|------------------------|
| • Christine Aguilera | Licensing No. 5696; | PGCB Doc No. 3205-2013 |
| • Michael Chambrello | Licensing No. 56763; | PGCB Doc No. 3195-2013 |
| • College Mansion, LLC | Licensing No. 76598; | PGCB Doc No. 3207-2013 |
| • Share Solutions and Services Inc. | Licensing No. 25315; | PGCB Doc No. 3211-2013 |
| • Heidi Hamers | Licensing No. 45447; | PGCB Doc No. 3194-2013 |
| • Roger Hawkins | Licensing No. 45457; | PGCB Doc No. 3193-2013 |
| • N&L Transportation (with prejudice) | Licensing No. 31030; | PGCB Doc No. 3061-2013 |

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-248 OCC – Debbi Ann Pivarnick

Motions: 1st–Board Member McNally / 2nd–Board Member Moscato

The Board hereby adopted, in part and rejected in part, the Report and Recommendation issued by the Office of Hearings and Appeals. It is ordered that Ms. Pivarnick's Petition to reapply for a Gaming Employee Permit is granted.

Docket Number: 1990-2011

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-249 OCC – Anthony D. Waters

Motions: 1st–Board Member Fajt/ 2nd–Board Member Moscato

The Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals and denied Anthony Waters' Application for a Non-Gaming Employee Registration.

Docket Number: 3145-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-250 OCC – Stephen M. Watson

Motions: 1st–Board Member Moscato/ 2nd–Board Member Woods

The Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals to dissolve Stephen Watson's Order of Suspension.

Docket Number: 3120-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-251 OCC – Zeming Huang

Motions: 1st–Board Member Woods/ 2nd–Board Member Kaiser

The Board hereby ordered that OEC's Request to Enter Default Judgment is granted and Zeming Huang is now placed on the PGCB Involuntary Exclusion List.

Docket Number: 2586-2012

Board Decision: Passed by unanimous vote

BUREAU OF LICENSING

PGCB MOTION NO. 2013-252 BOL

Motions: 1st–Board Member Kaiser/ 2nd–Board Member McCall

The Board hereby approved the Downs Racing, LP's Category 1 License Renewal.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-253 BOL

Motions: 1st–Board Member McCall / 2nd–Board Member McNally

The Board hereby approved the issuance of Key Employee Licenses as follows:

Downs Racing, LP

Key Employee Renewal

- **James Andruskiewicz**, Director of Slots Operations – Docket #20959-4

Presque Isle Downs, Inc.

Key Employee Renewal

- **Shayne L. Morrow**, Manager of Cage and Credit – Docket #8407-4

Washington Trotting Association, Inc.

Key Employee Renewals

- **Kevin Michael Salo**, Slot Shift Manager – Docket #5828-2
- **Kelly C. Harvison**, Slot Lead Floorperson – Docket #29784-4
- **Virginia Mae Schussler**, Slot Lead Floorperson – Docket #27273-4
- **Adrian Richard Ashmore**, Slot Lead Floorperson – Docket #25419-3
- **Jill M. Eden**, Slot Shift Manager – Docket #17877-4

Holdings Acquisition Co., LP

Key Employee Initial Licensure

- **Charles S. Green**, Assistant General Manager – Docket #65807-1

Sands Bethworks Gaming, LLC

Key Employee Initial Licensure

- **Albert Leckerman**, Director of Player Development – Docket #72849-1

SugarHouse HSP Gaming, LP

Key Employees Initial Licensure

- **Kathleen Elaine Jones**, Director of Procurement – Docket #72303-1
- **Timothy Joseph Drehkoff**, Chief Financial Officer for Rush Street Gaming, L.L.C., principal entity of SugarHouse HSP Gaming, LP, d/b/a SugarHouse Casino – Dkt #70323-1

Spielo International USA, LLC (formerly Atronic Americas, LLC)

Key Employee Renewal

- **Michelle Marie Lewis**, Regional Sales Executive for Spielo International USA, LLC – Docket #29323-2

PGCB MOTION NO. 2013-254 BOL

Motions: 1st–Board Member McNally / 2nd–Board Member Moscato

The Board hereby approved the issuance of 6 Temporary Principal and 28 Temporary Key Employee Credentials.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-255 BOL

Motions: 1st–Board Member Moscato / 2nd–Board Member Fajt

The Board hereby approved the issuance of 752 (37 full G2 employees; 297 initial; 310 renewals; 108 Temporary G2 employees) Gaming Employee Permits and 226 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-256 BOL

Motions: 1st–Board Member Fajt / 2nd–Board Member Woods

The Board hereby approved the following denials:

GAMING EMPLOYEES

Theresa McConaghie – Docket #54707-3

NON-GAMING EMPLOYEES

Paul Thomas – Docket #75658

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-257 BOL

Motions: 1st–Board Member Woods / 2nd–Board Member Kaiser

The Board hereby approved the withdrawal of 1 Key Employee, 60 Gaming Employee Permits and 7 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-258 BOL

Motions: 1st–Board Member Kaiser / 2nd–Board Member McCall

The Board hereby approved the Gaming Service Provider Certification as follows:

CERTIFIED GAMING SERVICE PROVIDER

- DeNofa, Inc.
- Global Promotional Sourcing, d/b/a: Proforma GPS
- Roma Concrete, Inc

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-259 BOL

Motions: 1st–Board Member McCall / 2nd–Board Member McNally

The Board hereby approved the Gaming Service Provider Registrations as follows:

REGISTERED GAMING SERVICE PROVIDERS

- Alpha Video and Audio, Inc.
- Baker's Perfection, Inc.
- Beverage Management Systems, Inc., DBA: Easybar Beverage Controls
- CDI Printing Services Inc
- Charles Dectis Painting, Inc.
- CIS Technology, Inc.
- Creative Benefits, Inc.
- Dixie Beverage West, LLC
- Heritage Flooring, LLC
- HS Brands International, DBA: Service Sleuth
- Impact Audio, LLC
- Maria's Kitchen
- National Automotive Resources Inc
- Paradysz, Inc., DBA: PM Digital
- Pendum, LLC
- Pittsburgh Demolition, Inc.
- RA Palmer Products Co., Inc.
- Shane Erickson, Inc., DBA: IMC, Innovative Marketing Consultants

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL

PGCB MOTION NO. 2013-260 OEC – Chester Downs and Marina LLC

Motions: 1st–Board Member McNally / 2nd–Board Member Moscato

The Board hereby approved the Consent Agreement between Chester Downs and Marina LLC (Harrah's Philadelphia) and the Office of Enforcement Counsel regarding a "Hot Box" violation. Harrah's Philadelphia shall pay a civil penalty in the amount of \$10,000 and shall also pay administrative costs in the amount of \$2,500.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-261 OEC – Chester Downs and Marina LLC

Motions: 1st–Board Member Moscato / 2nd–Board Member Fajt

The Board hereby approved the Consent Agreement between Chester Downs and Marina LLC (Harrah's Philadelphia) and the Office of Enforcement Counsel regarding the failure to protect assets and loss of table games revenue. Harrah's Philadelphia shall pay a civil penalty in the amount of \$4,000 and shall also pay administrative costs in the amount of \$2,500.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-262 OEC – Mountainview Thoroughbred Racing Association

Motions: 1st–Board Member Fajt / 2nd–Board Member Woods

The Board hereby approved the Consent Agreement between Mountainview Thoroughbred Racing Association (Hollywood Casino) and the Office of Enforcement Counsel regarding an underage individual gaining access to gaming floor and gamed. Hollywood Casino shall pay a civil penalty in the amount of \$15,000 and shall also pay administrative costs in the amount of \$2,500. Motions requesting confidentiality of certain documents filed of record in this matter were also granted.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-263 OEC – Norman Patten

Motions: 1st–Board Member Woods / 2nd–Board Member Kaiser

The Board hereby adopted the Consent Agreement between Norman Patten and the Office of Enforcement Counsel. Norman Patten shall be placed on the Board's Involuntary Exclusion List until his 22nd birthday (June 7, 2016). Mr. Patten may not petition or request early removal from the list but may do so following his 22nd birthday.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-264 OEC – Theresa McConaghie

Motions: 1st–Board Member Kaiser / 2nd–Board Member McCall

The Board hereby grants the Office of Enforcement Counsel's Request to enter Judgment Upon Default finding that Theresa McConaghie has failed to maintain suitability to hold a Gaming Employee Permit. It is hereby ordered that the Gaming Employee Permit of Theresa McConaghie is revoked.

Docket Number: 3190-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-265 OEC – Matthew Miranda

Motions: 1st–Board Member McCall / 2nd–Board Member McNally

The Board hereby grants the Office of Enforcement Counsel's Request to enter Judgment Upon Default finding that Matthew Miranda has failed to maintain suitability to hold a Gaming Employee Permit. It is hereby ordered that the Gaming Employee Permit of Matthew Miranda is revoked.

Docket Number: 3175-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-266 OEC – Gregory Gibson

Motions: 1st–Board Member McNally / 2nd–Board Member Moscato

The Board hereby grants the Office of Enforcement Counsel's Request to enter Judgment Upon Default finding that Gregory Gibson has failed to maintain suitability to hold a Gaming Employee Permit. It is hereby ordered that the Gaming Employee Permit of Gregory Gibson is revoked.

Docket Number: 3203-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-267 OEC – Gregory Gibson

Motions: 1st–Board Member Moscato / 2nd–Board Member Fajt

The Board hereby approved the placement of Gregory Gibson on the PGCB Involuntary Exclusion List.

Docket Number: 3201-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-268 OEC – Asia Romaine Gibson

Motions: 1st–Board Member Fajt / 2nd–Board Member Woods

The Board hereby approved the placement of Asia Romaine Gibson on the PGCB Involuntary Exclusion List.

Docket Number: 3202-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-269 OEC – Randy Parker

Motions: 1st–Board Member Woods / 2nd–Board Member Kaiser

The Board hereby approved the placement of Randy Parker on the PGCB Involuntary Exclusion List.

Docket Number: 3135-2013

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2013-270 OEC – Tracy Vanbrocklin

Motions: 1st–Board Member Kaiser / 2nd–Board Member McCall

The Board hereby approved the placement of Tracy Vanbrocklin on the PGCB Involuntary Exclusion List.

Docket Number: 3176-2013

Board Decision: Passed by unanimous vote

ADJOURNMENT

On a motion by Commissioner McCall, seconded by Commissioner McNally, the meeting was adjourned.

I HEREBY CERTIFY THAT THESE MINUTES WERE APPROVED BY THE PENNSYLVANIA GAMING CONTROL BOARD AT A PUBLIC MEETING ON THE 9th DAY OF OCTOBER, 2013.

Mickey Kane, Board Secretary

APPROVED BY THE BOARD 10/9/13