

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

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PUBLIC MEETING

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BEFORE: MEMBERS OF THE BOARD:

DAVID M. BARASCH, CHAIRMAN

Obra S. Kernodle, IV

Sean Logan

T. Mark Mustio

Merritt C. Reitzel

Dante Santoni, Jr.

Denise J. Smyler

EX-OFFICIO MEMBERS/DESIGNEES IN ATTENDANCE:

Christian Heidingsfelder, Designee,

Department of Revenue

Jorge Augusto, Designee,

Department of Agriculture

Jennifer Langan, Designee,

Department of Treasury

MEETING: Wednesday, June 10, 2020 10:02 a.m.

LOCATION: Teleconference meeting

Reporter: Bernadette M. Black

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A P P E A R A N C E S

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

KEVIN O'TOOLE, Executive Director

SUSAN HENSEL, Director of Licensing

STEVE COOK, Deputy Chief Counsel

R. DOUGLAS SHERMAN, Chief Counsel

CHAD ZIMMERMANN, Assistant Chief Counsel

OFFICE OF ENFORCEMENT COUNSEL:

CYRUS PITRE, Chief Enforcement Counsel

OTHER ATTENDEES FOR MEETING AND/OR PUBLIC HEARINGS:

Wind Creek Bethlehem

Kathy McCracken, Executive Vice President and General
Manager, Wind Creek Bethlehem

Michael Magazzu, Vice President of Compliance and
Risk Management, Wind Creek Bethlehem

Bryan Bennett, Chief Operating Officer, Betfred USA

Venus McGhee Prince, Chief Compliance Officer for
Wind Creek

Peter Anderson, Chief Technology Officer, Wind Creek
Hospitality

Lynne Kaufman, Counsel

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CHAIRMAN: Good morning, everyone. My name is David Barasch. I'm the Chairman of the Pennsylvania Gaming Control Board. This meeting is the fourth regularly scheduled public session of the Board being conducted telephonically because of the Coronavirus pandemic impacting our state. We're holding the meeting remotely with Board members and other participants in different locations in furtherance of the directives given to us by the State Health Department and the Governor.

Furthermore, the Commonwealth's Office of Open Records has issued an advisory as to how state and local agencies should conduct their business in compliance with the Sunshine Act. The advisory provided under these emergency circumstances the public business of the Commonwealth can be conducted telephonically as long as a mechanism is put in place to allow for public access.

We have provided for such public access here with the audio portion of this meeting on the Board's website, as well by publishing the call-in information for this teleconference.

1 Additionally, as always, we have asked -
2 we have a Court Reporter on the line who will be
3 transcribing the meeting.

4 All that said, as always I'd ask that
5 everyone who's called into this meeting to please put
6 your telephone on mute unless and until you've been
7 asked to speak. Also, before anyone speaks, please
8 make clear for the record who you are. I appreciate
9 that.

10 Okay.

11 Let's get started. As noted for the
12 record, in addition to each - each of the seven Board
13 members, joining us today are Jorge Augusto,
14 representing Russell Redding, the Secretary of
15 Agriculture; Jennifer Langan, representing Joseph
16 Torsella, the State Treasurer; and Christin
17 Heidingsfelder, representing Department of Revenue,
18 Secretary Daniel Hassell. Thank you all for your
19 participation.

20 A quorum of the Board members being
21 present, I'll call today's proceedings to order. The
22 first of Order of business is the Pledge of
23 Allegiance.

24 PLEDGE OF ALLEGIANCE RECITED

25 CHAIRMAN: By way of announcement, the

1 Board held an Executive Session yesterday, Tuesday,
2 June 9th, to conduct quasi-judicial deliberations
3 relating to matters coming before the Board. That
4 meeting was also conducted telephonically.

5 PUBLIC HEARING HELD

6 CHAIRMAN: Next order of business, I
7 have consideration of a - for a motion to approve the
8 minutes and transcripts of the April 29th, 2020
9 meeting.

10 Is there such a motion?

11 MS. REITZEL: Commissioner Reitzel
12 moves that the Board admit the transcript of the
13 April 29, 2020 meeting.

14 MR. SANTONI: Commissioner Santoni
15 seconds.

16 CHAIRMAN: Thank you. All in favor?

17 AYES RESPOND

18 CHAIRMAN: All opposed? All opposed?
19 The motion's adopted. Next order of
20 business is the Executive Director's report, Kevin
21 O'Toole.

22 Are you there, sir?

23 MR. O'TOOLE: Yes, I am. This is
24 Kevin O'Toole, Executive Director of the Pennsylvania
25 Gaming Control Board. Good morning, Chairman Barasch

1 each casino have been deep cleaned and the daily
2 cleaning regimens for table games and slot machines
3 have been ramped up significantly.

4 I have spoken with the general
5 managers of The Rivers and The Meadows this morning,
6 and they were very pleased with how the - the
7 reopenings occurred. Customers have been very
8 respectful of the new requirement, and accordingly
9 they've been very compliant with those protocols.
10 They were pleased with the - with the patronage,
11 recognizing that they were keeping it within the
12 capacity limits.

13 The same environment will be found at
14 Lady Luck Casino Nemaquin this Friday, June the
15 12th, when they reopen, as well as in the weeks to
16 come as all casino locations reach the green phase of
17 the reopening process outlined for all businesses
18 throughout the Commonwealth.

19 Finally, we were glad to begin the
20 process of bringing our employees back to active
21 status with the opening of the two casinos yesterday
22 and the Lady Luck Casino later this week. Thank you,
23 Chairman.

24 CHAIRMAN: Thank you, Kevin. Are
25 there any questions for Kevin from the Board?

1 Hearing none, next up Chief Counsel
2 Doug Sherman.

3 Doug?

4 ATTORNEY SHERMAN: Good morning
5 Chairman and members of the Board. Our first two
6 agenda items relate, first, to a Statement of Policy
7 regarding prepaid access instrument transactions.
8 And second, to a Board resolution to delegate
9 authority. Assistant Chief Counsel Chad Zimmermann
10 is on the phone to present both of those matters.

11 ATTORNEY ZIMMERMANN: Good morning,
12 Chairman and members of the Board. Chad Zimmermann,
13 Assistant Chief Counsel. The first matter for your
14 consideration today is a Statement of Policy,
15 technical standard #125-232, relating to prepaid
16 access instrument transactions in licensed
17 facilities.

18 Pursuant to Section 13(a)(27) and
19 15(o)(4) of the Act, as amended in 2017, casinos in
20 the Commonwealth are now permitted to allow a patron
21 to purchase value chips, credits on a slot machine,
22 or engage in other gaming transactions using a
23 prepaid access instrument that is issued by the
24 casino. The patrons fund the account with either
25 cash or cash equivalents at the casino or may even go

1 online through a mobile application or an internet
2 website and fund the account with a debit card,
3 credit card, or ACH transaction.

4 Once funded, the patron may use this
5 prepaid access instrument which may take the form of
6 a card or other bar code or unique identifier
7 anywhere in the casino to engage in gaming
8 transactions where there is an approved, cashless
9 wager system in place. This can occur at gaming
10 tables to purchase value chips or by adding slot
11 credits or electronic wagering credits at an EWC.

12 It is also contemplated that these
13 prepaid access instruments could then also be used
14 for more than just gaming transactions at the casino,
15 and that a patron could use their preloaded funds to
16 purchase items at a retail establishment or at
17 restaurants.

18 I'm happy to answer any questions you
19 may have on this issue, and further request a motion
20 to approve Statement of Policy, Technical Standard
21 #125-232.

22 CHAIRMAN: Thank you, Chad. Are - are
23 there any questions or comments from the Board for
24 Chad at this time?

25 Hearing - hearing none, may I have a

1 motion, please?

2 MS. REITZEL: Commissioner Reitzel
3 moves that the Board adopt Statement of Policy,
4 #125-232 as described by the OCC.

5 MR. SANTONI: All right.

6 Commissioner - Commissioner Santoni
7 seconds.

8 CHAIRMAN: Thank you. All in favor?

9 AYES RESPOND

10 CHAIRMAN: All opposed?

11 The motion's adopted.

12 ATTORNEY ZIMMERMANN: The next matter
13 for your consideration is Board resolution to
14 delegate authority, which has been numbered #125-233.
15 This delegation of authority to the Executive
16 Director recognizes that some current regulatory
17 requirements may be inconsistent with CDC's and
18 Pennsylvania Department of Health protocols, such as
19 relating to social distancing.

20 In order to promote a safe working
21 environment during this time, as well as in
22 recognition of the limited gaming opportunities which
23 will be commencing operations, this delegation would
24 allow the Executive Director to waive or modify
25 regulatory requirements on a temporary basis to cope

1 with the COVID-19 pandemic as casinos begin
2 reopening.

3 Once the COVID-19 pandemic has abated
4 and the casino industry can return to a more normal
5 state of operation, the Executive Director will
6 report such to the Board so that the Board can take
7 further action to rescind or modify the delegation as
8 it deems appropriate.

9 At this time I request a motion to
10 adopt Resolution #125-233.

11 CHAIRMAN: Any questions or comments
12 from the Board?

13 Hearing none, may I have a motion,
14 please?

15 MR. KERNODLE: Commissioner Kernodle
16 moves that the Board adopt the Board resolution
17 #125-233 to the delegation of authority as described
18 by the OCC.

19 MR. LOGAN: Commissioner Logan
20 seconds.

21 CHAIRMAN: Thank you. All in favor?

22 AYES RESPOND

23 CHAIRMAN: All opposed?

24 Motion's adopted.

25 ATTORNEY ZIMMERMANN: Thank you.

1 CHAIRMAN: Thank you, Chad.

2 ATTORNEY SHERMAN: Okay.

3 Today the Board also has before it two
4 petitions for consideration. The first petition was
5 heard just a short time ago, at the beginning of this
6 public meeting. And the second matter will be
7 decided based upon the documentary record, by
8 agreement of the parties. In each of these matters,
9 the Board has, in advance of this meeting, been
10 provided with all of the documents filed of record.

11 The first petition before the Board is
12 that of Wind Creek Bethlehem's request to conduct
13 sports wagering. The Board heard the matter during
14 the public hearing, and it's been provided with a
15 copy of a PowerPoint as well as all of applications
16 and records previously entered into the record.

17 Should the Board approve the request for
18 Sports Wagering Certificate, it - to be clear, it
19 will not be authorizing the Licensee to commence the
20 operation of sports wagering immediately, but rather
21 sports wagering will begin after staff has reviewed
22 all aspects of the sports-wagering operation and
23 determined that the system is ready for deployment in
24 the manner consistent with our standards.

25 Additionally, as with all prior Sports

1 Wagering Petitions, the Board has heard the OEC and
2 their requested conditions upon the casino and the
3 operator, which will need to be fulfilled prior to
4 commencing sports-wagering operations. And with
5 that, the matter is ripe for its consideration.

6 CHAIRMAN: Thank you, Doug. Are there
7 any questions or comments from the Board at this
8 time?

9 Hearing none, may I have a motion,
10 please?

11 MR. SANTONI: Mr. Chairman,
12 Commissioner Santoni moves that the Board grant Wind
13 Creek Bethlehem's Petition to Conduct Sports Wagering
14 as described by the OCC and with the conditions
15 request - requested by the OEC.

16 I further move that Wind Creek
17 Bethlehem's request, that certain items in the record
18 be maintained as confidential, in part.

19 MS. SMYLER: Commissioner Smyler
20 seconds.

21 CHAIRMAN: Thank you. All in favor?

22 AYES RESPOND

23 CHAIRMAN: All opposed?

24 Motion's adopted. Thank you. Next.

25 ATTORNEY SHERMAN: Next - next before

1 the Board are two petitions filed by TOTALUP,
2 Incorporated. TOTALUP is a Canadian company that
3 historically has provided table games - I'm sorry,
4 gaming tables, equipment and proprietary games for
5 sale or lease. The Board issued TOTALUP a Table Game
6 Manufacturer License in July of 2016.

7 In January of 2020, TOTALUP filed a
8 petition requesting that the Board waive the
9 statutory requirement which mandated that it, as a
10 table game manufacturer, provide annual audited
11 financial statements to the Board. On April 24th of
12 2020, a second petition was filed by TOTALUP, asking
13 the Board to reclassify its Table Game Manufacturer
14 License to a Gaming-Related Gaming Service Provider
15 Certification.

16 The petition refers to a shift in the
17 business conducted by TOTALUP, which now focuses its
18 sales in Pennsylvania on new wagers to preexisting
19 games, game variations and side bets. These sales
20 only require licensure as a gaming-related Gaming
21 Service Provider.

22 If the Board grants this relief,
23 TOTALUP has indicated that it does not wish to pursue
24 the first petition it filed relative to its annual
25 audited financial statements.

1 The OEC filed an Answer objecting to
2 TOTALUP's first petition requesting a waiver of the
3 requirements to provide the audited financial
4 statements. However, the Enforcement Counsel has no
5 objection to reclassifying TOTALUP's license to a
6 Gaming-Related Gaming Service Provider Certification.
7 And that's - this matter is now ready for the Board's
8 consideration.

9 CHAIRMAN: Thank you, Doug. Are there
10 any questions or comments from the Board at this
11 time?

12 Hearing none, may I have a motion,
13 please?

14 MS. SMYLER: Chairman, Commissioner
15 Smyler moves that the Board grant TOTALUP's petition
16 to reclassify its Table Game Manufacturer License to
17 a Gaming-Related Gaming Service Provider
18 Certification. I further move that the Board dismiss
19 TOTALUP's petition for waiver of submission of
20 audited financial statements as described by the OCC.

21 MR. KERNODLE: Commissioner Kernodle
22 seconds.

23 CHAIRMAN: Thank you. All in favor?
24 AYES RESPOND

25 CHAIRMAN: All opposed?

1 The motion's adopted.

2 ATTORNEY SHERMAN: Next we have
3 Withdrawals and Surrenders as well as a report and
4 recommendation presented by Deputy Chief Counsel,
5 Steve Cook.

6 ATTORNEY COOK: Good morning. The
7 Board has received several unopposed petitions to
8 withdrawing applications or surrender the credentials
9 of the following individuals and entities: Albin De
10 Beauregard; Rolling Plains Construction,
11 Incorporated; James Sulima; Johan Andreas Soneby and
12 Paul Yeow Sing Teng. The OEC has no objection to any
13 of these Withdrawals or Surrenders. And as a result,
14 if the Board were to grant these requests, they'd be
15 doing so without prejudice to each of these parties.

16 And these matters are now ripe for the Board's
17 consideration.

18 CHAIRMAN: Thank you, Steve. Any
19 questions or comments from the Board?

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

22 MR. KERNODLE: Commissioner Kernodle
23 moves that the Board issues an Orders to approve the
24 Withdrawals and Surrenders as described by the OCC.

25 MR. LOGAN: Commissioner Logan

1 seconds.

2 CHAIRMAN: Thank you. All in favor?

3 AYES RESPOND

4 CHAIRMAN: All opposed?

5 The motion's adopted.

6 ATTORNEY COOK: Next before the Board
7 for consideration is one Report and Recommendation
8 received from the OHA pertaining to William Dickey.
9 The Report and Recommendation, along with the
10 evidentiary record for the hearing in this matter
11 have been provided to the Board in advance of this
12 meeting.

13 Mr. Dickey holds a Gaming Employee
14 Occupation Permit, and was employed as a Table Games
15 Dealer at The Meadows Racetrack and Casino. On
16 December 3rd, 2019 the OEC filed a request for an
17 Emergency Suspension of Mr. Dickey's Gaming Employee
18 Occupation Permit after receiving notice that he'd
19 been charged with sexual abuse of children and
20 criminal use of a communication device, both of which
21 are felonies.

22 As a result of these charges, the
23 Board's Executive Director issued an Emergency Order
24 suspending Mr. Dickey's Gaming Employee Occupation
25 Permit as requested by Enforcement Counsel.

1 A hearing in this matter was held on
2 February 26th, 2020. Both Enforcement Counsel and
3 Mr. Dickey appeared, offering testimony and
4 documentary evidence. Mr. Dickey testified on his
5 own behalf, denying that he viewed pornography
6 involving young children as alleged in the criminal
7 case.

8 After the hearing, a second criminal
9 information was filed in the criminal matter,
10 changing the charge of sexual abuse of children to
11 possession of child pornography, which remained a
12 felony. The underlying allegations regarding the
13 charges, nevertheless, have not changed and remain
14 the same. And these charges remain pending with a
15 non-jury trial scheduled, I believe, on August 31st.

16
17 Ultimately the Report and
18 Recommendation issued in this matter recommends that
19 the suspension of Mr. Dickey's Gaming Employee
20 Occupation Permit remain in effect. And this matter
21 is now ripe for the Board's consideration.

22 CHAIRMAN: Thank you, Steve. Are
23 there any questions for the - from the Board?

24 Hearing none, may I have a motion,
25 please?

1 MR. LOGAN: Mr. Chairman, Commissioner
2 Logan moves that the Board adopt the Report and
3 Recommendation issued by the OHA, regarding the
4 suspension of William Dickey's Gaming Employee
5 Occupation Permit as described by the Office of Chief
6 - Chief Counsel, and that the suspension remain in
7 place.

8 MR. MUSTIO: Commissioner Mustio
9 seconds.

10 CHAIRMAN: Thank you. All in favor?

11 AYES RESPOND

12 CHAIRMAN: All opposed?

13 The motion's adopted.

14 ATTORNEY SHERMAN: And that concludes
15 the matters of the OCC.

16 CHAIRMAN: Thanks, Doug. We now have
17 Bureau of Licensing matters with Director Susan
18 Hensel.

19 Susan, you're on.

20 MS. HENSEL: Thank you, Chairman.
21 Thank you, Chairman Barasch and members of the Board.
22 Before the Board today will be license applications
23 for one Interactive Gaming Manufacturer and three
24 Video Gaming Terminal Establishments. In addition,
25 there will be 196 Principals and Key employees, a

1 Qualifier, and Gaming and Non-Gaming Employees.
2 Finally, there will be consideration of eight Gaming
3 Service Provider Applicants.

4 First for your consideration is the
5 approval of an Interactive Gaming Manufacturer
6 License for Spin Games, LLC. Spin Games, LLC is a
7 Nevada-based company that provides online game
8 content for use by Interactive Gaming Certificate -
9 Interactive Gaming Certificate holders. The company
10 was previously issued a Conditional Manufacturer
11 License.

12 The BIE has completed its
13 investigation and the Bureau of Licensing has
14 provided you with a Background Investigation and
15 Suitability Report. I've provided you with a Draft
16 Order, and ask that you consider the Order to approve
17 an Interactive, Gaming Manufacturer License for Spin
18 Games, LLC.

19 ATTORNEY PITRE: Cyrus Pitre, on
20 behalf of the OEC. We have no objection to the
21 request.

22 CHAIRMAN: Are there any questions or
23 comments from the Board at this time?

24 Hearing none, may I have a motion,
25 please?

1 MR. MUSTIO: Commissioner Mustio moves
2 that the Board grant the Interactive Gaming
3 Manufacturer License for Spin Games, LLC as described
4 by the Bureau of Licensing.

5 MS. REITZEL: Commissioner Reitzel
6 seconds.

7 CHAIRMAN: Thank you. All in favor?
8 AYES RESPOND

9 CHAIRMAN: All opposed?
10 The motion's adopted.

11 MS. HENSEL: In addition, we have
12 consideration of VGT Establishments. VGT
13 Establishments are truck stops seeking to place VGTs
14 in their businesses. Each of the companies was
15 previously conditionally licensed. The BIE has now
16 completed its investigation, including an evaluation
17 that the companies meet the VGT Establishment
18 eligibility criteria, and the Bureau of Licensing has
19 provided you with Background Investigation and
20 Suitability Reports. Once fully licensed, the
21 establishments can continue forward toward completing
22 the steps necessary to commence VGT gaming.

23 I've provided you with Draft Orders to
24 license the following entities: Raceway Management
25 Company, Inc., doing business as Hickory Run Travel

1 Plaza, located at 2550 Route 534 in White Haven and
2 Raceway Management Company, Inc., doing business as
3 Liberty Travel Plaza Avis, located at 3136 Woodward
4 Avenue in Avis. I ask that you consider a motion to
5 license these establishments.

6 ATTORNEY PITRE: The OEC does not
7 object to the request.

8 CHAIRMAN: Any questions or comments
9 from the Board?

10 Hearing none, may I have a motion,
11 please?

12 MS. REITZEL: Commissioner Reitzel
13 moves that the Board grant the Video Gaming Terminal
14 Establishment Licenses as described by the Bureau of
15 Licensing.

16 MR. SANTONI: Commissioner Santoni
17 seconds.

18 CHAIRMAN: All in favor?

19 AYES RESPOND

20 CHAIRMAN: All opposed?

21 The motion's adopted.

22 MS. HENSEL: The next matter is a
23 Conditional VGT Establishment License for TA
24 Operating, LLC site number 12, doing business as
25 Travel Centers of America, which is located in

1 Harrisburg. The Board may conditionally license an
2 establishment provided the Applicant has never been
3 convicted of a felony, is current on state taxes, has
4 submitted a completed application and has not been
5 convicted of a Gambling Law violation. Preliminary
6 review of this Applicant indicates that it meets
7 these criteria.

8 Note that this is strictly a
9 conditional approval. Final approval will be based
10 on the Applicant meeting all eligibility criteria
11 provided in the Statute. A final eligibility
12 determination will follow an investigation and site
13 inspection by the BIE.

14 I've provided you with a Draft Order
15 and ask that the Board consider a motion to approve
16 the Conditional VGT Establishment License.

17 ATTORNEY PITRE: The OEC does not
18 object to the request.

19 CHAIRMAN: Thank you. Any questions
20 or comments from the Board?

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

23 MR. SANTONI: Mr. Chairman,
24 Commissioner Santoni moves that the Board grant
25 Conditional Video Gaming Terminal Establishment

1 License to TA Operating, LLC, doing business as
2 Travel Centers of America, site 012 as described by
3 the Bureau of Licensing.

4 MS. SMYLER: Commissioner Smyler
5 seconds.

6 CHAIRMAN: Thank you. All in favor?

7 AYES RESPOND

8 CHAIRMAN: All opposed?

9 Hearing none, the motion's adopted.

10 MS. HENSEL: Next are approvals for
11 one year license extensions for the following
12 conditionally licensed entities: KT Group Limited,
13 which is a sports-wagering manufacturer; and Last
14 Minit Mart, Inc. located in Portersville, which is a
15 VGT Establishment. Both entities were granted one
16 year Conditional Licenses approximately one year ago.
17 Under the Gaming Act and Board Regulations, the Board
18 is authorized to extend the licenses for an
19 additional one year for good cause. In each case,
20 the Background Investigation and Suitability Report
21 process for the company is continuing.

22 I've provided you with Draft Orders
23 and ask that you grant the one year license
24 extensions.

25 ATTORNEY PITRE: The OEC does not

1 object to the request.

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

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

6 MS. SMYLER: Mr. Chairman,
7 Commissioner Smyler moves that the Board grant the
8 extension of Conditional Licenses as described by the
9 Bureau of Licensing.

10 MR. KERNODLE: Commissioner Kernodle
11 seconds.

12 CHAIRMAN: All in favor?

13 AYES RESPOND

14 CHAIRMAN: All opposed?

15 The motion's adopted.

16 MS. HENSEL: In addition, there are
17 Principal entities and individuals and Key Employees.
18 Prior to this meeting, the Bureau of Licensing
19 provided you with a Proposed Order for five
20 Principals and four Key Employees. I ask that the
21 Board consider the Order approving these licenses.

22 ATTORNEY PITRE: The OEC does not
23 object to the request.

24 CHAIRMAN: Any questions or comments
25 from the Board?

1 Hearing none, may I have a motion,
2 please?

3 MR. KERNODLE: Mr. Chairman,
4 Commissioner Kernodle. And I move that the Board
5 grant the Principals and Key Employee licensing as
6 described by the Bureau of Licensing.

7 MR. LOGAN: Commissioner Logan
8 seconds.

9 CHAIRMAN: Thank you. All in favor?
10 AYES RESPOND

11 CHAIRMAN: All opposed?
12 The motion's adopted.

13 MS. HENSEL: There are also Temporary
14 Licenses. Prior to this meeting, the Bureau of
15 Licensing provided you with an Order regarding the
16 issuance of Temporary Licenses for two Principals and
17 ten Key Employees. I ask that the Board consider the
18 Order approving these licenses.

19 ATTORNEY PITRE: The OEC does not
20 object to the request.

21 CHAIRMAN: Any questions or comments
22 from the Board?

23 Hearing none, may I have a motion,
24 please?

25 MR. LOGAN: Mr. Chairman, Commissioner

1 Logan moves that the Board grant the Temporary Key
2 Employee credentials as described by the Bureau of
3 Licensing.

4 MR. MUSTIO: Commissioner Mustio
5 seconds.

6 CHAIRMAN: Thank you. All in favor?

7 AYES RESPOND

8 CHAIRMAN: All opposed?

9 The motion's adopted.

10 MS. HENSEL: Next are Gaming Permits
11 and Non-Gaming Registrations. Prior to this meeting,
12 the Bureau of Licensing provided you with a list of
13 134 individuals to whom the Bureau has granted
14 Temporary or Full Occupation Permits, and ten
15 individuals to whom the Bureau has granted
16 Registrations under the authority delegated to the
17 Bureau of Licensing. I ask that the Board consider a
18 motion approving the Order.

19 ATTORNEY PITRE: The OEC does not
20 object to the request.

21 CHAIRMAN: Any questions or comments
22 from the Board?

23 Hearing none, may I have a motion,
24 please?

25 MR. MUSTIO: Mr. Chairman,

1 Commissioner Mustio moves that - to approve the
2 applications for Gaming Employee Occupation Permits
3 and the Gaming Registration as described by the
4 Bureau of Licensing.

5 MS. REITZEL: Commissioner Reitzel
6 seconds.

7 CHAIRMAN: Thank you. All in favor?

8 AYES RESPOND

9 CHAIRMAN: All opposed?

10 The motion's adopted.

11 MS. HENSEL: The next matters for your
12 consideration are Withdrawal Requests. In each case
13 the License, Permit or Registration is no longer
14 required. For today's meeting, I have provided the
15 Board with one Key, 18 Gaming, and four Non-Gaming
16 Applicants. I ask that the Board consider the Order
17 approving this list of Withdrawals.

18 ATTORNEY PITRE: The OEC does not
19 object to the request.

20 CHAIRMAN: Questions or comments from
21 the Board?

22 Hearing none, may I have a motion?

23 MS. REITZEL: Commissioner Reitzel
24 moves that the Board grant the Withdrawals of John
25 Arthur Murphy's Key Employee Application and the

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

3 MR. SANTONI: Commissioner Santoni
4 seconds.

5 CHAIRMAN: Thank you. All in favor?
6 AYES RESPOND

7 CHAIRMAN: All opposed?
8 The motion's adopted.

9 MS. HENSEL: Next we have an Order to
10 certify Don Best Sports Corp as a Gaming Service
11 Provider. I ask that the Board consider the Order
12 approving this Gaming Service Provider for
13 certification.

14 ATTORNEY PITRE: The OEC does not
15 object to the request.

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

18 Hearing none, may I have a motion,
19 please?

20 MR. SANTONI: Mr. Chairman,
21 Commissioner Santoni moves that the Board approve Don
22 Best Sports Corporation's application for Gaming
23 Service Provider Certification as described by the
24 Bureau of Licensing.

25 MS. SMYLER: Commissioner Smyler

1 seconds.

2 CHAIRMAN: Thank you. All in favor?

3 AYES RESPOND

4 CHAIRMAN: All opposed?

5 The motion's adopted.

6 MS. HENSEL: Finally for your
7 consideration are Gaming Service Provider
8 Registrations. The Bureau of Licensing provided you
9 with an Order and an attached list of seven
10 registered Gaming Service Provider Applicants. I ask
11 that the Board consider the Order registering these
12 Gaming Service Providers.

13 ATTORNEY PITRE: The OEC does not
14 object to the request.

15 CHAIRMAN: Any questions or comments
16 from the Board?

17 Hearing none, may I have a motion,
18 please?

19 MS. SMYLER: Yeah, Mr. Chairman,
20 Commissioner Smyler moves that the Board approve the
21 applications for Gaming Service Provider Registration
22 as described by the Bureau of Licensing.

23 MR. KERNODLE: Commissioner Kernodle
24 seconds.

25 CHAIRMAN: Thank you. All in favor?

1 AYES RESPOND

2 CHAIRMAN: All opposed?

3 The motion's adopted.

4 MS. HENSEL: That concludes the
5 matters of the Bureau of Licensing.

6 CHAIRMAN: Thank you for your
7 assistance, Susan and Cyrus. Let's proceed to OEC.

8 ATTORNEY PITRE: Good morning. Today
9 the OEC will present three matters for the Board's
10 consideration, and we will request the approval of
11 one Revocation, two Suspensions. The remaining
12 matters on the Agenda consist of the - of enforcement
13 actions in which the OEC filed Complaints seeking the
14 revocation of one Non-Gaming Employee Registration as
15 well as the suspension of one Non-Gaming Employee
16 Registration, and one Gaming Employee Occupation
17 Permit issued by the Board.

18 The Complaints have been filed with
19 the Board's OHA and properly served upon the
20 individual named in each Complaint. The individual
21 named in each Complaint failed to respond within 30
22 days as required by Board Regulation. As a result,
23 the OEC filed a Request for Default Judgment in each
24 instance, and properly served the same upon each
25 Respondent. Therefore, the facts of each Complaint

1 are deemed admitted. All filed documents have been
2 provided to the Board, and the matters are presently
3 ripe for the Board's consideration.

4 I'll provide a brief summary of the
5 facts and make the - a request for the appropriate
6 Board action in each matter.

7 The next matter on the Agenda for the
8 Board's consideration is the revocation of the Gaming
9 Employee Occupation Permit issued to Austin Miller,
10 who was criminally charged with five felonies and two
11 misdemeanors arising out of his alleged sexual
12 assault of a 16-year-old individual on two separate
13 occasions. The criminal charges remain pending. Mr.
14 Miller is not currently employed in the Pennsylvania
15 gaming industry.

16 At this time the OEC requests that the
17 Board suspend - I mean revoke the Non-Gaming Employee
18 Registration issued to Austin Miller. And I do
19 apologize, that is - that is a suspension, not a
20 revocation of Mr. Austin Miller.

21 CHAIRMAN: Okay. Thank you.

22 Are there any questions or comments
23 from the Board?

24 Hearing none, may I have a motion,
25 please?

1 MR. KERNODLE: Commissioner Kernodle
2 moves that the Board approve the suspension of Austin
3 Miller's Gaming Employee Occupation Permit as
4 described by the OEC.

5 MR. LOGAN: Commissioner Logan
6 seconds.

7 CHAIRMAN: Thank you. All in favor?

8 AYES RESPOND

9 CHAIRMAN: All opposed?
10 The motion's adopted.

11 ATTORNEY PITRE: The next matter on
12 the Agenda for the Board's consideration is a
13 suspension of the Non-Gaming Employee Registration
14 issued to Jean Pierre, who was charged with two
15 felony accounts and two misdemeanor accounts after he
16 was involved in a motor-vehicle accident and it was
17 discovered that he registered his vehicle utilizing a
18 fictitious insurance card and - and fictitious
19 insurance coverage. Mr. Pierre is not currently
20 employed in the Pennsylvania gaming industry.

21 At this time the OEC requests that the
22 Board suspend the Non-Gaming Employee Registration
23 issued to Jean Pierre.

24 CHAIRMAN: Any questions or comments
25 from the Board?

1 Hearing none, may I have a motion,
2 please?

3 MR. LOGAN: Mr. Chairman, Commissioner
4 Logan moves that the Board approve the suspension of
5 Jean Pierre's Non-Gaming Employee Registration as
6 described by the OEC.

7 MR. MUSTIO: Commissioner Mustio
8 seconds.

9 CHAIRMAN: Thank you. All in favor?
10 AYES RESPOND

11 CHAIRMAN: All opposed?
12 The motion's adopted.

13 ATTORNEY PITRE: The final matter on
14 the Agenda for the Board's consideration is the
15 revocation of the Non-Gaming Employee Registration
16 issued to Daisy Rodriguez. While in the course of
17 her employment and duties at Rivers Philadelphia, Ms.
18 Rodriguez misappropriated money by applying
19 unauthorized discounts to patrons' checks at Hugo's
20 Restaurant, which is inside Rivers Philadelphia. Ms.
21 Rodriguez was terminated from her employment for her
22 actions and she's not currently employed in the
23 Pennsylvania gaming industry.

24 At this time the OEC requests that the
25 Board revoke the Non-Gaming Employee Registration

1 issued to Daisy Rodriguez.

2 CHAIRMAN: Are there any questions or
3 comments from the Board?

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

6 MR. MUSTIO: Mr. Chairman,
7 Commissioner Mustio moves to approve the revocation
8 of Daisy Rodriguez's Non-Gaming Employee Registration
9 as described by the OEC.

10 MS. REITZEL: Commissioner Reitzel
11 seconds.

12 CHAIRMAN: Thank you. All in favor?

13 AYES RESPOND

14 CHAIRMAN: All opposed?

15 The motion's adopted.

16 ATTORNEY PITRE: Thank you. That
17 concludes our business.

18 CHAIRMAN: Thank you, Cyrus. Okay.

19 That seems to conclude the business
20 for today's meeting. Our next scheduled Public
21 Meeting will be held on Wednesday, July 8th at 10:00
22 p.m. For the moment we're going to presume that
23 we're going to be probably conducting that as well
24 telephonically. If there's a change, we will - we
25 will state further information about how that meeting

1 will be conducted. All interested parties should
2 continue monitoring the Board's website for the
3 latest information as to how that meeting will be
4 carried out.

5 At this time may I have a motion to
6 adjourn the meeting?

7 MS. REITZEL: So moved.

8 MR. SANTONI: Seconded by Commissioner
9 Santoni.

10 CHAIRMAN: Thank you. All in favor?

11 AYES RESPOND

12 CHAIRMAN: Opposed?

13 The motion's adopted. We are
14 adjourned. Everyone please stay safe. Thank you.

15 * * * * *

16 MEETING CONCLUDED

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CERTIFICATE

I hereby certify that the foregoing proceeding was reported by me on 06/10/2020 and that I, Bernadette M. Black, read this transcript, and that I attest that this transcript is a true and accurate record of the proceeding.

Dated the 17th day of June, 2020

Bernadette M. Black

Bernadette M. Black,
Court Reporter

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