



PENNSYLVANIA GAMING CONTROL BOARD

Meeting of the Board February 17, 2010 Minutes

A meeting of the Pennsylvania Gaming Control Board was held on February 17, 2010 in the Capitol, East Wing Room 8E-B. The meeting began at approximately 1:00 p.m.

Members in attendance were:

Gregory C. Fajt, Chairman
Raymond S. Angeli
Jeffrey W. Coy
James B. Ginty
Kenneth T. McCabe (via teleconference)
Gary A. Sojka
Kenneth Trujillo

Ex-officio Member/Designee in attendance:

David Barasch, Deputy Secretary of the Department of Revenue, Representative
Frank Jurbala, representing Russell Redding, Secretary of Agriculture
Keith Welks, Deputy State Treasurer for Fiscal Operations, Ex-Officio Designee

Individuals who appeared officially before the Board:

Kevin O'Toole – Executive Director Report
Claire Yantis – New Hires
David Rhen – Agency Financial Report
Richard Sandusky – Regulations
R. Douglas Sherman – Petitions
Steve Cook – Withdrawals, Report and Recommendations
Susan Hensel – Licensing Matters
Cyrus Pitre – Enforcement Actions
Melissa Powers – Consent Agreement
Katie Higgins – Suspension/Revocation
Barry Creany – Consent Agreement

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

ANNOUNCEMENTS

Chairman Fajt announced that the Board held an Executive session just prior to this meeting to discuss personnel issues, to conduct quasi-judicial deliberations relating to matters pending before the Board and to consult with counsel regarding privileged and confidential agency business.

MINUTES AND TRANSCRIPTS

On a motion by Board Member Angeli, seconded by Board Member Coy, the minutes and transcript of the December 9, 2009 meeting were approved.

EXECUTIVE DIRECTOR'S REPORT

PGCB MOTION NO. 2010-43 EXE – Appointment of Director of Casino Compliance

Motion Made: Board Member Sojka
Seconded: Board Member Trujillo

Resolved, the Board hereby approves the appointment of Gerald Stoll as the Agency's Director of Casino Compliance.

Board Decision: Passed by unanimous vote

HUMAN RESOURCES

PGCB MOTION NO. 2010-44 HR – Employment

Motion Made: Board Member Coy
Seconded: Board Member Angeli

✓ Beau Livesay, Applications Support Specialist, Information Technology (IT)

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

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-45 HR – Delegation of Authority

Motion Made: Board Member Trujillo
Seconded: Board Member Ginty

Resolved, the Board hereby approves the Delegation of Authority to the Personnel Committee to assure the full and adequate staffing and training of the board personnel in casinos prior to the advent of table games. The Personnel Committee shall effectuate the hiring of Casino Compliance Representatives upon completion of their investigation and subject to ratification by the full Board at the first meeting following their hiring.

Board Decision: Passed by unanimous vote

OFFICE OF FINANCIAL MANAGEMENT

Mr. David Rhen, Budget Manager updated the Board on revenue and expenditures.

OFFICE OF CHIEF COUNSEL

PGCB MOTION NO. 2010-46 OCC – Delegation of Authority

Motion Made: Board Member Trujillo
Seconded: Board Member Sojka

Resolved, the Board hereby Delegated authority to the Executive Director to approve temporary modifications to a facility's gaming floor for the purpose of accommodating table games related construction activities.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-47 REG – Temporary Regulation #125-112

Motion Made: Board Member Ginty
Seconded: Board Member Sojka

Resolved, the Board hereby adopts Temporary Regulation #125-112 and establishes a comment period of 30 days; and directs that the Temporary Regulation be posted on the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-48 OCC – Petition / Greenwood Gaming and Entertainment, Inc.

Motion Made: Board Member Trujillo
Seconded: Board Member Angeli

Resolved, the Board hereby approves the Petition of Greenwood Gaming and Entertainment, Inc. for Waiver of Cashier's Main Cage, Circulation and Count Room Areas Access Requirements.

Docket Number: 1225-2009
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-49 OCC – Petition / Washington Trotting Association

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby approves, with conditions, Washington Trotting Association's Petition to revise the Gaming Floor.

Docket Number: 1237-2009
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-50 OCC – Withdrawals or Surrenders

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved the Board hereby adopts the withdrawal or surrender of Principal and Key Employee Applications, or Licenses, as well as Vendor Registrations or Certifications as follows:

✓ Kehm Oil Company Licensing No. 43919

Docket Number: 1240-2009
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-51 OCC – Report and Recommendation / Peter Clark

Motion Made: Board Member Ginty
Seconded Board Member Sojka

Resolved, the Board hereby issues an Order rejecting the Report and Recommendation of the Office of Hearings and Appeals and denied the Non-Gaming Employee Registration of Peter Clark.

Docket Number: 1205-2009
Board Decision: Roll Call- 6 No, 1 Yes (*Qualified majority voted against licensure*)

PGCB MOTION NO. 2010-52 OCC – Report and Recommendation / MaryBeth Ehrhart

Motion Made: Board Member Angeli
Seconded Board Member Sojka

Resolved, the Board hereby issues an Order rejecting the Report and Recommendation of the Office of Hearings and Appeals and denied the Non-Gaming Employee Registration of MaryBeth Ehrhart.

Docket Number: 1165-2009
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-53 OCC – Report and Recommendation / Kyle Haish

Motion Made: Board Member Sojka
Seconded Board Member Trujillo

Resolved, the Board hereby issues an Order adopting the Report and Recommendation of the Office of Hearings and Appeals and revoked the Non-Gaming Employee Registration of Kyle Haish.

Docket Number: 1179-2009
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-54 OCC – Report and Recommendation / Jason Schwab

Resolved, the Board hereby issues an Order remanding the Non-Gaming Employee Registration of Jason Schwab back to the Office of Hearings and Appeals for further proceedings.

Docket Number: 1048-2009
Board Decision: Passed by unanimous vote

BUREAU OF LICENSING

PGCB MOTION NO. 2010-55 LIC – Manufacturer License Renewal

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby approves the renewal of Ainsworth Game Technology Limited's Manufacturer License.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-56 LIC – Manufacturer License Renewal

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved, the Board hereby approves the renewal of Aruze Corporation's Manufacturer License.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-57 LIC – Manufacturer License Renewal

Motion Made: Board Member Ginty
Seconded: Board Member Coy

Resolved, the Board hereby approves the renewal of Atlantic City Coin and Service Company's Manufacturer License.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-58 LIC – Temporary Principal and Key Employee Licenses

Motion Made: Board Member Coy
Seconded Board Member Sojka

Resolved, the Board hereby issues an Order approving the issuance of five (5) Temporary Principals and 47 Key Employee Licenses.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-59 LIC – Issuance of Gaming and Non-Gaming Permits and Registrations

Motion Made: Board Member Sojka
Seconded Board Member Trujillo

Resolved, the Board hereby approves the Order issuing 126 Gaming Employee Permits (includes 71 renewals) and 76 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-60 LIC – Denial of Non-Gaming Employee Registration

Motion Made: Board Member Trujillo
Seconded: Board Member Angeli

Resolved, the Board hereby issues an Order approving three (3) denials, two (2) Gaming Employee Permits and one (1) Non-Gaming Employee Registration, as follows:

Docket #

<u>BOL Dbase</u>	<u>SLOTSLink</u>	<u>Applicant</u>
43965	G1018768	Eric Knight (Gaming)
8127	G1018549	John Pellegrino, Jr. (Gaming)
44043	N1018806	Kenneth Williams (Non-Gaming)

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-61 LIC – Denial of Gaming Service Provider Application

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby issues an Order approving the denial of one Vendor Application, as follows:

- ✓ PMT Contracting Company, Inc. (also denied was Maurice Abdalla, qualifier of gaming service provider)

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-62 LIC – Withdrawal of Gaming and Non-Gaming Employee Permits and Registrations

Motion Made: Board Member Coy
Seconded: Board Member Ginty

Resolved, the Board hereby issues an Order approving the withdrawal of 11 (8 Gaming; 3 Non-Gaming) Employee Permits and Registrations, as follows:

- ✓ Jesse Donnini – Non-Gaming
- ✓ Aimee, Haas – Gaming
- ✓ Reis Lansdawne – Gaming
- ✓ Nadine Morgan - Gaming
- ✓ Nancy Smith-Olszewski – Gaming
- ✓ Irene Valenti – Gaming
- ✓ Anna Zheleznyakova – Gaming
- ✓ Heather Peters – Gaming
- ✓ Jessica Reed – Non-Gaming
- ✓ Donna Berger – Non-Gaming

✓ Tonya Slocum – Gaming

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-63 LIC – Abandonment of Vendor Application

Motion Made: Board Member Ginty
Seconded: Board Member Trujillo

Resolved, the Board hereby issues an Order approving the abandonment of Vendor Applications as follows:

✓ Upper Room, Inc. DBA: G-Zus Wear

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL

PGCB MOTION NO. 2010-64 OEC – Consent Agreement / Washington Trotting Association

Motion Made: Board Member Coy
Seconded: Board Member Sojka

Resolved, the Board hereby approves the Consent Agreement between Washington Trotting Association, Inc. and the Office of Enforcement Counsel. Washington Trotting Association, Inc. shall pay civil penalties totaling \$48,900 five days from the date of the Order.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-65 OEC – Consent Agreement / Unity Foods

Motion Made: Board Member Sojka
Seconded: Board Member Angeli

Resolved, the Board hereby approves the Consent Agreement between Unity Foods and the Office of Enforcement Counsel. Unity Foods shall pay investigative fees in the amount of \$7,439.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2010-66 OEC – Revocation / Steven Torres

Motion Made: Board Member Angeli
Seconded: Board Member Coy

Resolved, the Board hereby approves the Order and revokes the Non-Gaming Employee Registration of Steven Torres.

Docket Number: 1133-2009
Board Decision: Passed by unanimous vote

ADJOURNMENT

On a motion by Board Member Angeli, and seconded by Board Member Coy, the meeting was adjourned.

I HEREBY CERTIFY THAT THESE MINUTES WERE APPROVED BY THE PENNSYLVANIA GAMING CONTROL BOARD AT A PUBLIC MEETING ON THE 16th DAY OF MARCH, 2010.

Mickey Kane, Board Secretary