



## PENNSYLVANIA GAMING CONTROL BOARD

Meeting of the Board

May 11, 2011

Minutes

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A meeting of the Pennsylvania Gaming Control Board was held at the PUC – Keystone Building, Hearing Room 1, Harrisburg. The meeting began at approximately 10:00 a.m.

***Members in attendance were:***

Gregory C. Fajt, Chairman  
Raymond S. Angeli  
James B. Ginty  
Keith R. McCall  
Anthony C. Moscato  
Gary A. Sojka  
Kenneth Trujillo

***Ex-Officio members in attendance were:***

Robert Coyne, Designee, Department of Revenue  
Christopher Craig, Designee, State Treasurer's Office  
Jorge Augusto, representing George Greig, Acting Secretary of Agriculture

***Individuals who appeared officially before the Board:***

David Rhen – Budget and Financial Report  
Robert Coyne, Director, Fiscal Management, DOR  
Stacie Amsler, Department of Revenue  
Scott Frederick, Fiscal Director, PSP  
Tim Allue, Director of Gaming Enforcement Office  
Erik Olsen, Chief Deputy Attorney General  
Jim Ingalzo, Acting Director of Managing Services  
R. Douglas Sherman – Petitions  
Susan Yocum - Regulations  
Steve Cook –Withdrawals, Report and Recommendations & Emergency Suspensions  
Susan Hensel – Licensing Matters  
Cyrus Pitre – Enforcement Actions  
Dustin Miller – Enforcement Actions  
Cassandra Fenstermaker – Enforcement Actions

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

### **PUBLIC HEARINGS**

The following hearings were held:

- HSP Gaming, LP – Holdings Acquisition Company Joint Petition regarding Employee Allocation
- HSP Gaming, LP – Petition to Modify the Gaming Floor Plan

- Keystone Gaming Technologies – Petition for Authorization to Continue to Utilize and Employ Certain Persons as Technicians

## **BUREAU OF LICENSING**

### **PGCB MOTION NO. 2011-172 LIC – Principal License**

Motion Made: Board Member Moscato  
Seconded: Board Member Angeli

Resolved, the Board approved the issuance of a Principal Employee License as follows:

- ✓ **Washington Trotting Association, Inc.**  
Principal Initial Licensure  
**Cannery Casino Resorts Finance Corporation**, Wholly-owned subsidiary of Cannery Casino Resorts, LLC –  
Docket #62357-1

Board Decision: Passed by unanimous vote

### **PGCB MOTION NO. 2011-173 LIC – Temporary Principal and Key Employee Credentials**

Motion Made: Board Member Moscato  
Seconded: Board Member Sojka

Resolved, the Board approved the issuance of 2 Temporary Principals and 7 Temporary Key Employees Credentials.

Board Decision: Passed by unanimous vote

### **PGCB MOTION NO. 2011-174 LIC – Gaming & Non-Gaming Employee Permits and Registrations**

Motion Made: Board Member Sojka  
Seconded: Board Member Trujillo

Resolved, the Board the issuance of 311 (172 initial; 102 temporary G2; 12 full G2; 25 SLOTSlink temporary dealer permits) Gaming Employee Permits and 145 Non-Gaming Employee Registrations.

### **PGCB MOTION NO. 2011-175 LIC – Licensing Withdrawals**

Motion Made: Board Member Trujillo  
Seconded: Board Member Angeli

Resolved, the Board hereby approved the withdrawal of 21 Key Employee Applications, 8 Gaming Employee Permits and 2 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

### **PGCB MOTION NO. 2011-176 LIC – Gaming Service Provider Certification**

Motion Made: Board Member Angeli

Seconded: Board Member Ginty

Resolved, the Board hereby approved the Gaming Service Provider Certifications as follows:

- ✓ Giesecke & Devrient America, Inc.
- ✓ Maines Paper and Food Service, Inc
- ✓ Sentry Mechanical, LLC
- ✓ Tozour Energy Systems, Inc.

Board Decision: Passed by unanimous vote

### **PGCB MOTION NO. 2011-177 LIC – Gaming Service Provider Registration**

Motion Made: Board Member Ginty

Seconded: Board Member McCall

Resolved, the Board hereby approved the Gaming Service Provider Registration as follows:

- ✓ Crystal Signatures Inc.
- ✓ Bar Code Specialties, Inc.
- ✓ Filling Marble & Tile, Inc.
- ✓ Talley Petroleum Enterprises, Inc.
- ✓ Clearview Landscaping And Design, Inc.
- ✓ Maitland Trifecta Inc.
- ✓ AmTote International, Inc.
- ✓ C.W. Beal, Inc.
- ✓ Delmar Enterprises, Inc.

Board Decision: Passed by unanimous vote

### **OFFICE OF FINANCIAL MANAGEMENT**

David Rhen, Budget Manager, provided a verbal report on April's monthly expenses. Discussions were held with regard to Gaming Budgets for the Pennsylvania State Police, Department of Revenue, and the Office of Attorney General. The purpose of these presentations was to review the individual 2011 gaming budgets and make a recommendation to the Gaming Oversight Committee.

### **ANNOUNCEMENTS**

Chairman Fajt announced that the Board held an Executive Session on May 10<sup>th</sup> and again just prior to this meeting. The purpose of yesterday's Executive Session was to discuss personnel matters, pending litigation, and to conduct quasi-judicial deliberations relating to matters being considered by the Board. The Executive Session which just ended was held to conduct quasi-judicial deliberations relative to the hearings held earlier today. Chairman Fajt announced that a license renewal hearing for Sugarhouse Casino was scheduled on Thursday, June 16<sup>th</sup>. The hearing will be held in Room 119 A/B of the Pennsylvania Convention Center located at 1101 Arch Street, Philadelphia. The deadline to register for this hearing is June 14, 2011.

### **OFFICE OF CHIEF COUNSEL**

### **PGCB MOTION NO. 2011- 178 REG – Proposed Regulation # 125-151**

Motion Made: Board Member Ginty

Seconded: Board Member McCall

Resolved, the Board hereby adopted the Proposed Regulation #125-151 and establishes a comment period of 30 days; and directs that the regulation be posted on the Board's website.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2011-179 OCC – Joint Petition – HSP Gaming, LP / Holdings Acquisition**

Motion Made: Board Member McCall  
Seconded: Board Member Moscato

Resolved, the Board hereby approved, with seven conditions, the Petition for HSP Gaming, LP and Holdings Acquisition Company's Joint Petition for Approval of Inter-property Employee Allocation Schedule.

Docket Number: 1766-2010  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2011-180 OCC – Petition – HSP Gaming, LP**

Motion Made: Board Member Moscato  
Seconded: Board Member Sojka

Resolved, the Board hereby approved, with 12 conditions, the Petition for HSP Gaming, LP to Modify the Gaming Floor Plan. A request that Attachments A and B to its Amended Petition to Modify Gaming Floor be deemed confidential, the request was granted in part. The Board approved and Order that the Gaming Floor Plan (Exhibit A) in both Sugarhouse's original Petition and Amended Petition will be treated as confidential.

Docket Number: 1863-2011  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2011-181 OCC – Petition – Keystone Gaming Technologies**

Motion Made: Board Member Trujillo  
Seconded: Board Member Sojka

Resolved, the Board ordered that Keystone Gaming Technologies provide, by the close of business on Friday, May 13, 2011, copies of all contracts or other agreements between Keystone and Cummins Allison Corporation. The Board will review the evidence and arguments raised by the parties and will list the matter on the Board's May 25, 2011 agenda.

Docket Number: 1947-2011  
Board Decision: No Vote

**PGCB MOTION NO. 2011-182 OCC – Petition – Virgo Kidd**

Motion Made: Board Member Angeli  
Seconded: Board Member Ginty

Resolved, the Board approved the Petition for Permission to Apply for a Gaming Employee Permit filed by Virgo Kidd. Additionally, the Board lifted the prior five year prohibition against Mr. Kidd filing for licensure with the Board it imposed by the Order dated March 26, 2009; Docket Number 43382.

Docket Number: 1957-2011  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2011-183 OCC – Withdrawals / Surrenders**

Motion Made: Board Member Ginty  
Seconded: Board Member McCall

Resolved, the Board hereby adopted the following withdrawals:

- |                                 |                        |                        |
|---------------------------------|------------------------|------------------------|
| ✓ Dr. Anthony Ceddia            | Licensing No. 26011;   | PGCB Doc No. 1938-2011 |
| ✓ USPC Mexico                   | Licensing No. 46626;   | PGCB Doc No. 1899-2011 |
| ✓ Electronic Systems, Inc.      | Licensing No. 18286;   | PGCB Doc No. 1906-2011 |
| ✓ Electrosonic Holdings Limited | Licensing No. 20910;   | PGCB Doc No. 1907-2011 |
| ✓ Scott Meyer                   | Licensing No. 18289;   | PGCB Doc No. 1908-2011 |
| ✓ Kyle Carpenter                | Licensing No. 18288;   | PGCB Doc No. 1909-2011 |
| ✓ Libby Lamm                    | Licensing No. 45463;   | PGCB Doc No. 1959-2011 |
| ✓ Patrick McGlinchey            | Licensing No. 42725-2; | PGCB Doc No. 1951-2011 |
| ✓ James Metcalfe                | Licensing No. 57111;   | PGCB Doc No. 1961-2011 |
| ✓ James Trask                   | Licensing No. 57104;   | PGCB Doc No. 1960-2011 |
| ✓ John Walsh                    | Licensing No. 57109;   | PGCB Doc No. 1963-2011 |
| ✓ Joseph Stewart                | Licensing No. 57049;   | PGCB Doc No. 1964-2011 |
| ✓ Philip W. Roizin              | Licensing No. 30555;   | PGCB Doc No. 1952-2011 |
| ✓ Stacy E. Ross                 | Licensing No. 29313;   | PGCB Doc No. 1958-2011 |

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2011-184 OCC – Report and Recommendation / Karren Earl**

Motion Made: Board Member McCall  
Seconded: Board Member Moscato

Resolved, the Board hereby adopted Report and Recommendation of the Office of Hearings and Appeals with exceptions. The Board ordered that Karren Earl be placed on the Pennsylvania Gaming Control Board Exclusion List. Ms. Earl shall not enter or game at a licensed facility or collect any winnings as a result of gaming. It is further ordered that should Ms. Earl gain entrance to a licensed facility that she shall be ejected from the facility.

Docket Number: 1689-2010  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2011-185 OCC – Report and Recommendation / Kayla Davis**

Motion Made: Board Member Moscato  
Seconded: Board Member Sojka

Resolved, the Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals and the Order of Emergency Suspension issued by the Executive Director on March 18<sup>th</sup>

regarding Kayla Davis' Gaming Employee Permit shall continue to remain in full force and effect pending further order of the Board.

Docket Number: 1946-2011  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2011-186 OCC – Report and Recommendation / Kristina Marie Ragan**

Motion Made: Board Member Trujillo  
Seconded: Board Member Angeli

Resolved, the Board hereby adopted the Report and Recommendation of the Office of Hearings and denied Kristina Marie Ragan's application for a Gaming Employee Permit.

Docket Number: 1605-2010  
Board Decision: Passed by unanimous vote

**Report and Recommendation / Neal Rodemoyer**

No Motion Made - Action was Withdrawn

Resolved, the Office of Enforcement Counsel withdrew their enforcement action to revoke Neal Rodemoyer's Gaming Employee Permit.

Docket Number: 1782-2010  
Board Decision: No action required

**PGCB MOTION NO. 2011-187 OCC – Report and Recommendation / Quincy Tiant Rodriguez**

Motion Made: Board Member Ginty  
Seconded: Board Member McCall

Resolved, the Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals and denied Quincy Tiant Rodriguez's application for a Non-Gaming Employee Registration.

Docket Number: 1848-2011  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2011-188 OCC – Rule to Show Cause / Joseph Cassano**

Motion Made: Board Member McCall  
Seconded: Board Member Moscato

Resolved, the Board hereby rescinded the Order dated 4/28/11 issuing a suspension of Joseph Cassano's Gaming Employee Permit.

Docket Number: 1891-2011  
Board Decision: Passed by unanimous vote

**MINUTES AND TRANSCRIPTS**

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**PGCB MOTION NO. 2011-189 MIN – Minutes and Transcripts**

Motion Made: Board Member Trujillo  
Seconded: Board Member Angeli

Resolved, the Board hereby approved the minutes and transcripts of the March 23, and April 14, 2011 meetings.

Board Decision: Passed by unanimous vote

**OFFICE OF ENFORCEMENT COUNSEL**

The Board tabled the Consent Agreement between Holdings Acquisition Co., LP and the Office of Enforcement Counsel.

**PGCB MOTION NO. 2011-190 OEC –PGCB Exclusion List**

Motion Made: Board Member Moscato  
Seconded: Board Member Sojka

Resolved, the Board hereby approved the request of the Office of Enforcement Counsel to add Jessica Wasson to the Pennsylvania Gaming Control Board's Exclusion List.

Docket Number: 1894-2011  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2011-191 OEC –PGCB Exclusion List**

Motion Made: Board Member Sojka  
Seconded: Board Member Angeli

Resolved, the Board hereby approved the request of the Office of Enforcement Counsel to add Man Zheng to the Pennsylvania Gaming Control Board's Exclusion List.

Docket Number: 1902-2011  
Board Decision: Passed by unanimous vote

**ADJOURNMENT**

On a motion by Commissioner Trujillo, seconded by Commissioner Angeli, the meeting was adjourned.