



PENNSYLVANIA GAMING CONTROL BOARD

Meeting of the Board

February 29, 2012

Minutes

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
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, State Treasurer's Office
Jorge Augusto, Representative, Department of Agriculture

Individuals who appeared officially before the Board:

Kevin O'Toole – Executive Director Report
Elizabeth Lanza – Compulsive and Problem Gambling
Claire Yantis – Personnel Matters
Susan Yocum - Regulations
R. Douglas Sherman – Petitions
Steve Cook – Withdrawals, Report and Recommendations
Susan Hensel – Licensing Matters
Cyrus Pitre – Enforcement Actions
Kathleen Higgins – Enforcement Actions
James Armstrong – Enforcement Actions
Michael Roland – Enforcement Actions
Christopher R. Nestor, Esquire, K & L Gates, LLP

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

ANNOUNCEMENTS

Chairman Ryan reported that the Board held an Executive Session on February 28th for the purpose of discussing personnel matters, pending litigation and to conduct quasi-judicial deliberations relating to matters being considered by the Board on February 29.

EXECUTIVE DIRECTOR'S REPORT

PGCB MOTION NO. 2012- 522 EXE – Inquiries Incorporated

Motion Made: Board Member Trujillo
Seconded: Board Member Sojka

Resolved, the Board hereby authorized the Executive Director, Kevin O'Toole, to enter into a contract with Inquiries Incorporated for background screening services

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012- 523 CPG – Problem Gambling Awareness Week

Motion Made: Board Member Trujillo

Seconded: Board Member Sojka

Resolved, the Board hereby adopted Resolution PGCB-2012-1CPG which recognizes March 4-10, 2012 as Problem Gambling Awareness Week. The Resolution was read in to the record by Liz Lanza, Director, Compulsive and Problem Gambling.

***WHEREAS**, the legislative intent of the Pennsylvania Race Horse Development and Gaming Act ("Gaming Act") recognizes, in part, that the public interest of the citizens of this Commonwealth and social effect of gaming shall be taken into consideration in any decision or order made pursuant to the Gaming Act; and*

***WHEREAS**, the Pennsylvania Gaming Control Board ("PGCB") recognized the social effect of gaming when it created the Office of Compulsive and Problem Gambling to: conduct research; develop public outreach efforts; work with the Pennsylvania slot machine licensees to develop and implement problem gambling programs at licensed facilities; administer the PGCB's Self-Exclusion Program; and promote problem gambling education programs in this Commonwealth; and*

***WHEREAS**, the Gaming Act established a special fund to be known as the Compulsive and Problem Gambling Treatment Fund, and required that all money in the fund should be expended for programs for public awareness, prevention, research, assistance and treatment of gambling addictions; and*

***WHEREAS**, Problem gambling is a public health issue affecting Pennsylvanians of all ages, races, gender and ethnic backgrounds in all communities; and*

***WHEREAS**, Problem gambling is treatable, and treatment is effective in minimizing the harm to individuals, families and society as a whole; and*

***WHEREAS**, Numerous individuals, professionals, agencies, and organizations in Pennsylvania have dedicated their efforts to the education of the public about problem gambling and the availability and effectiveness of treatment; and*

***WHEREAS**, Promoting awareness of problem gambling is an opportunity to educate the public and policy makers about the social and financial issues related to problem gambling; and*

***THEREFORE**, the Pennsylvania Gaming Control Board hereby recognizes March 4-10, 2012 as PROBLEM GAMBLING AWARENESS WEEK. We encourage all citizens to learn more about the signs of problem gambling and to help spread the message about the availability of treatment.*

Upon motion duly made and seconded, the foregoing Resolution was adopted on February 29, 2012.

Board Decision: Passed by unanimous vote

HUMAN RESOURCES

PGCB MOTION NO. 2012- 524 HR – Personnel

Motion Made: Board Member McCall

Seconded: Board Member Fajt

Resolved, the Board hereby authorized the delegation of authority to the Board's Personnel Committee to approve the hiring of employees between February 29 and March 20. All such hires will be ratified by the Board on March 21, 2012.

Board Decision: Passed by unanimous vote

OFFICE OF CHIEF COUNSEL
PGCB MOTION NO. 2012- 525 OCC – Regulation

Motion Made: Board Member Sojka
Seconded: Board Member Moscato

Resolved, the Board hereby adopted Final-form Regulation #125-159.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012- 526 OCC – Withdrawals

Motion Made: Board Member McCall
Seconded: Board Member Ginty

Approved the withdrawal or surrender of Manufacturer, Principal and Key Employee Applications, or Licenses, as well as Gaming Service Provider Registrations or Certifications as follow:

- Northeast Ohio Electric, LLC Licensing No. 3176; PGCB Doc No. 2425-2011
- Carol Ann Petren Licensing No. 64635; PGCB Doc No. 2549-2012

Board Decision: Passed by unanimous vote.

PGCB MOTION NO. 2012-527 OCC – Bowling Equipment U.S. LLC

Motion Made: Board Member Ginty
Seconded: Board Member Fajt

Resolved, the Board rejected the Report and Recommendation of the Office of Hearings and Appeals and ordered that Bowling Equipment U.S. LLC's Gaming Service Provider Certification is denied and that Bowling Equipment's interim authorization to engage in business with an applicant or slot machine licensee in the Commonwealth of PA is rescinded. The Board further ordered that Bowling Equipment is prohibited from applying for certification in the Commonwealth for a period of 5 years from the date of this Order, February 29, 2012.

OHA Docket #: 1751-2011
Board Decision: Passed by unanimous vote.

PGCB MOTION NO. 2012-528 OCC – Joseph B. Fay Company

Motion Made: Board Member Moscato
Seconded: Board Member Trujillo

Resolved, the Board ordered that the Report and Recommendation of the Office of Hearings and Appeals is adopted and the Vendor Certification Application for Joseph B. Fay Company is hereby withdrawn without prejudice.

OHA Docket #: 2301-2011
Board Decision: 6- Yes, Commissioner Fajt abstained/recused himself.

PGCB MOTION NO. 2012-529 OCC – Southampton Window Cleaning & Janitorial Service, Inc.

Motion Made: Board Member Trujillo
Seconded: Board Member Sojka

Resolved, the Board hereby ordered that the Report and Recommendation of the Office of Hearings and Appeals is adopted. The Office of Hearings and Appeals found Southampton Window Cleaning & Janitorial Service, Inc. suitable for certification based on information presented to them. The Board also recognizes that Southampton's background investigation is not yet complete and remands the matter back to the Bureau of Investigations and Enforcement for completion of its investigation.

OHA Docket #: 2227-2011
Board Decision: Passed by unanimous vote.

PGCB MOTION NO. 2012-530 OCC – Travis Riley

Motion Made: Board Member Sojka
Seconded: Board Member Moscato

Resolved, the Board hereby ordered the matter of Travis Riley's Temporary Emergency Suspension be referred back to the Office of Hearings and Appeals to conduct a hearing to determine the validity of the Temporary Emergency Order of Suspension and to issue a report and recommendation on their findings. The Board further ordered that the Temporary Emergency Suspension of Travis Riley's Gaming Employee Permit remain in effect until otherwise ordered by the Board.

OHA Docket #: 2584-2011
Board Decision: Passed by unanimous vote.

BUREAU OF LICENSING
PGCB MOTION NO. 2012-531 LIC

Motion Made: Board Member Moscato
Seconded: Board Member McCall

Resolved, the Board hereby approved the renewal of Elektroncek d.d's Table Game Manufacturer License.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-532 LIC

Motion Made: Board Member McCall
Seconded: Board Member Ginty

Resolved, the Board hereby approved In Bet, LLC's Gaming Related Gaming Service Provider Certification.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-533 LIC – Principal, Key Employee and GSP Qualifier

Motion Made: Board Member Ginty
Seconded: Board Member Fajt

Resolved, the Board hereby approved the issuance of the following Principal, Key Employee and GSP Qualifier Licenses as follows:

Downs Racing, LP

Principal Initial Licensure

- **Jonathan Hamilton**, Management Board Member – Mohegan Tribal Gaming Authority, Limited Partner of Downs Racing, LP – Docket #59412-1

Ainsworth Game Technology Limited

Key Employee Initial Licensure

- **John F. Glaser**, Director of North American Sales – Docket #17593-3

Certegy Check Services, Inc.

Initial Qualification

- **William Christopher Roese**, President and Director – Docket #44415-1

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2011-534 LIC – Temporary Principal and Key Employee Credentials

Motion Made: Board Member Fajt
Seconded: Board Member Trujillo

Resolved, the Board hereby approved the issuance of Temporary Principal and Key Employee Credentials as follows:

Chester Downs and Marina, LLC

Key Employees

- Janet Lynn Maugans – Docket #64071-1
- Rosemarie Cope – Docket #51479-3

Presque Isle Downs, Inc.

Key Employees

- Luisa Marengo-Heifner – Docket #8272-2
- Matthew C. Ennis – Docket #8770-3

SugarHouse HSP Gaming, LP

Key Employee

- Mary Denise Harris – Docket #54623-3

Valley Forge Convention Center Partners, LP

Key Employees

- Joseph Raymond Rudisill – Docket #67120-1
- Leslie Silva – Docket #67252-1
- Lisa Anne McLean – Docket #66943-1
- Maurice F Remer – Docket #7382-2

Principal

- Richard T. Aljian – Docket #1588-3

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-535- LIC – Gaming & Non-Gaming Employee Permits and Registrations

Motion Made: Board Member Trujillo
Seconded: Board Member Sojka

Resolved, the Board hereby approved the issuance of 545 (141 initial; 145 renewals; 135 Temporary G2 employees; 124 full G2) Gaming Employee Permits and 114 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-536- LIC – Denial

Motion Made: Board Member Sojka
Seconded: Board Member Moscato

Resolved, the Board hereby approved the denial of 3 Gaming Employee applications.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-537 LIC – Withdrawals

Motion Made: Board Member Moscato
Seconded: Board Member McCall

Resolved, the Board hereby approved the withdrawal of 1 Key Employee, 11 G2 Employee, 15 Gaming and 4 Non-Gaming Employee Applications.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-538 LIC – GSP Certification

Motion Made: Board Member McCall
Seconded: Board Member Fajt

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

CERTIFIED GAMING SERVICE PROVIDERS

Joseph Jingoli & Son, Inc.

Board Decision: 6-Yes, Ginty recused himself.

OFFICE OF ENFORCEMENT COUNSEL

PGCB MOTION NO. 2012-539 OEC –Consent Agreement / Atlantic City Coin

Motion Made: Board Member Ginty
Seconded: Board Member Fajt

Resolved, the Board hereby adopted the Consent Agreement between the Office of Enforcement Counsel and Paul DeAngelo. Mr. DeAngelo shall be placed on the Board's Exclusion List for a period of at least one (1) year from the date of the Order. Mr. DeAngelo must petition the Board for removal.

OHA Docket #: 2366-2011
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-540 OEC – Revocation

Motion Made: Board Member Fajt
Seconded: Board Member Trujillo

Resolved, the Board hereby approved the Revocation of Dontay M. Armstrong's Non-Gaming Employee Registration.

OHA Docket #: 2395-2011
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-541 OEC – Revocation

Motion Made: Board Member Trujillo
Seconded: Board Member Sojka

Resolved, the Board hereby approved the Revocation of Okena Littlehawk's Gaming Employee Permit.

OHA Docket #: 2235-2011
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-542 OEC –PGCB Exclusion List - Massey

Motion Made: Board Member Sojka
Seconded: Board Member Moscato

Resolved, the Board hereby approved the addition of Loretta Massey to the Pennsylvania Gaming Control Board's Exclusion List.

OHA Docket #: 2420-2011
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-543 OEC –PGCB Exclusion List - Mitchell

Motion Made: Board Member Moscato
Seconded: Board Member McCall

Resolved, the Board hereby approved the addition of Nikale Mitchell to the Pennsylvania Gaming Control Board's Exclusion List.

OHA Docket #: 2450-2011
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-544 OEC –PGCB Exclusion List - Aronskind

Motion Made: Board Member McCall
Seconded: Board Member Ginty

Resolved, the Board hereby approved the addition of Amon Aronskind to the Pennsylvania Gaming Control Board's Exclusion List.

OHA Docket #: 2350-2011
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-545 OEC –PGCB Exclusion List - Davis

Motion Made: Board Member Ginty
Seconded: Board Member Fajt

Resolved, the Board hereby approved the addition of Timothy Davis to the Pennsylvania Gaming Control Board's Exclusion List.

OHA Docket #: 2349-2011
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-546 OEC –PGCB Exclusion List - Lee

Motion Made: Board Member Fajt
Seconded: Board Member Trujillo

Resolved, the Board hereby approved the addition of Dana Elbert Lee to the Pennsylvania Gaming Control Board's Exclusion List.

OHA Docket #: 2358-2011
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-547 OEC –PGCB Exclusion List - Mei

Motion Made: Board Member Trujillo
Seconded: Board Member Sojka

Resolved, the Board hereby approved the addition of Steven Mei to the Pennsylvania Gaming Control Board's Exclusion List.

OHA Docket #: 2450-2011
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-548 OEC –PGCB Exclusion List - Yu

Motion Made: Board Member Sojka
Seconded: Board Member Moscato

Resolved, the Board hereby approved the addition of Huan Quan Yu to the Pennsylvania Gaming Control Board's Exclusion List.

OHA Docket #: 2313-2011

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2012-549 OEC –PGCB Exclusion List - Zhao

Motion Made: Board Member Moscato
Seconded: Board Member McCall

Resolved, the Board hereby approved the addition of Tuan Zhao to the Pennsylvania Gaming Control Board's Exclusion List.

OHA Docket #: 2360-2011
Board Decision: Passed by unanimous vote

ADJOURNMENT

On a motion by Commissioner McCall, seconded by Commissioner Ginty, the meeting was adjourned.
I HEREBY CERTIFY THAT THESE MINUTES WERE APPROVED BY THE PENNSYLVANIA GAMING CONTROL BOARD AT A PUBLIC MEETING ON THE **11th** DAY OF **APRIL**, 2012.

Mickey Kane, Board Secretary