



*Chairman*  
**DAVID M. BARASCH**  
Phone: (717) 346-8300  
Fax: (717) 346-8350  
[www.gamingcontrolboard.pa.gov](http://www.gamingcontrolboard.pa.gov)

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

*Commissioners*  
RICHARD G. JEWELL  
OBRA S. KERNODLE IV  
SEAN LOGAN  
KATHY M. MANDERINO  
MERRITT C. REITZEL  
DANTE SANTONI, JR.

*Ex-Officio Members*  
C. DANIEL HASSELL  
RUSSELL C. REDDING  
JOSEPH M. TORSSELLA

**MEETING MINUTES**

**WEDNESDAY, FEBRUARY 6, 2019 – 10:00 a.m.**  
**STRAWBERRY SQUARE COMPLEX, 2<sup>ND</sup> FLOOR, HARRISBURG**

A meeting of the Pennsylvania Gaming Control Board was held at the Pennsylvania Gaming Control Board Office of Hearings and Appeals, Strawberry Square Complex, 2<sup>nd</sup> Floor, Harrisburg, PA.

**MEMBERS OF THE BOARD:**

David M. Barasch, Chairman  
Richard G. Jewell  
Obra S. Kernodle, IV  
Sean Logan (via teleconference)  
Kathy M. Manderino  
Merritt C. Reitzel  
Dante Santoni, Jr.

**EX-OFFICIO MEMBERS/DESIGNEES IN ATTENDANCE:**

Jennifer Langan, Designee, Pennsylvania Treasury  
Christin Heidingsfelder, Designee, Department of Revenue  
Fred Strathmeyer, Designee, Department of Agriculture

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

Kevin O'Toole, Executive Director – Farewell comments to Commissioner Richard Jewell  
Danette Bixler-George, Director, Human Resources – New Hires  
Chad Zimmerman, Assistant Chief Counsel, Regulations  
R. Douglas Sherman, Chief Counsel – Petitions  
Steve Cook, Deputy Chief Counsel – Withdrawals/Surrenders and Report and Recommendation  
Sean Hannon, Manager, Business Enterprise Unit, Bureau of Licensing  
Cyrus Pitre, Chief Enforcement Counsel – Enforcement Actions

**Office of Enforcement Counsel – Also presenting:**

Dustin Miller, Senior Enforcement Counsel

**Assistant Enforcement Counsel:** Ashley Gabrielle, Benjamin Ferrell, Sarah Kolesar, Thomas Monaghan and David Tepper.

**OTHER ATTENDEES FOR MEETING AND/OR HEARING:**

Kevin C. Hayes, Esquire, representing Churchill Downs, Inc.  
Michael D. Sklar, Esquire, representing Mount Airy #1, LLC  
Kevin O'Sullivan, Vice President and General Manager, Presque Isle Downs & Casino  
Cathy Beeding, Esquire, Senior Counsel and Corporate Compliance Officer, Churchill Downs, Inc.  
Dan Cuic, Director of Slots, Presque Isle Downs & Casino  
Alan Stremel, Vice President, Sports Online Gaming, Churchill Downs Interactive Gaming d/b/a BetAmerica  
Carter Vance, Esquire, Vice President, Associate General Counsel, Churchill Downs, Inc.

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

### **ANNOUNCEMENTS**

Chairman Barasch announced that the Board held an Executive Session on Tuesday, February 5th, to discuss personnel matters and to conduct quasi-judicial deliberations relating to matters being considered by the Board on February 6<sup>th</sup>.

Chairman Barasch also announced that the Pennsylvania Gaming Control Board will be holding a public hearing on February 20, 2019 regarding the casino license renewal for Greenwood Gaming and Entertainment, Inc., operator of the Parx Casino in Bucks County. He stated that the hearing will begin at 10:00a.m. in the Council Chambers at the Bensalem Township Municipal Building located at 2400 Byberry Road, Bensalem, PA. Chairman Barasch provided details regarding the deadline for registration, how to register to speak and the process for written comments.

Chairman Barasch then announced that the February meeting would likely be the last meeting for Commissioner Richard Jewell. Following the Chairman's comments, other Commissioners took the opportunity to individually address Commissioner Jewell and thank him for his service to the Board, advice and friendship. In closing, the Board adopted the following Resolution.

### **PGCB RESOLUTION 2019-1-EXE – Richard G. Jewell**

**Motions:** 1<sup>st</sup>–Board Member Santoni / 2<sup>nd</sup>–Board Member Reitzel

The Board approved the following Resolution:

*WHEREAS, Richard G. Jewell, in 2015, was appointed to a two-year term to be a member of the Pennsylvania Gaming Control Board by Speaker of the House of Representatives Mike Turzai; and*

*WHEREAS, Commissioner Jewell was sworn into office on June 1, 2015; and*

*WHEREAS, Commissioner Jewell immediately made positive contributions to the Board by joining fellow Board members in presiding over the license renewal public input hearings for the Rivers Casino on June 2, 2015 and the Meadows Racetrack and Casino on June 3, 2015; and*

*WHEREAS, Commissioner Jewell was re-appointed by Speaker Turzai to a second two-year term in 2017; and*

*WHEREAS, Commissioner Jewell, as a lifetime resident of the Pittsburgh area, a graduate of Grove City College and the University of Michigan School of Law, a practicing attorney, former Director of the world's largest forensic accounting firm and Past-President of Grove City College, brought a vast and diverse background to Board deliberations; and*

*WHEREAS, Commissioner Jewell consistently brought a reasoned and principled voice to the regulation of casino gaming in the Commonwealth of Pennsylvania; and*

*WHEREAS, Commissioner Jewell worked tirelessly to fulfill the Board's vision statement to be the premier gaming regulator in the United States, maintaining and enhancing public trust through honesty, integrity and credibility; and*

*WHEREAS, Commissioner Jewell brought these same positive attributes to bear while serving as Chairman of the agency's Personnel Committee; and*

*WHEREAS, Commissioner Jewell has been intimately involved in the orderly implementation of legalized gaming expansion in the Commonwealth of Pennsylvania brought on by the passage of Act 42-2017; and*

*WHEREAS; Commissioner Jewell has left a lasting imprint on the operation of this Board through his calm demeanor and focus on doing the right thing for Pennsylvania in every decision in which he participated; be it*

RESOLVED that the Pennsylvania Gaming Control Board proudly recognizes Commissioner Richard G. Jewell'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 February 6, 2019.

### **PUBLIC HEARING**

A Public Hearing regarding **Presque Isle Downs, Inc.'s** Petition for Issuance of a Sports Wagering Certificate and Authorization to Conduct Sports Wagering was held prior to the start of the public meeting and will be voted on under the appropriate Bureau.

### **MINUTES / TRANSCRIPT**

On a motion from Commissioner Jewell, seconded by Commissioner Kernodle, the Board unanimously approved the **November 28** and **December 19, 2018** minutes and transcripts.

### **EXECUTIVE DIRECTOR REPORT**

Kevin O'Toole, Executive Director, took the opportunity to express his appreciation on behalf of the Board staff and himself personally to Commissioner Jewell for his significant contribution to the success of the Gaming Control Board during his tenure. Mr. O'Toole thanked Commissioner Jewell very much for sharing with us over the past 4 years his experiences as an attorney, an educator and a historian. It is well deserved that he can add the moniker "exceptional gaming regulator" to his list of professional accomplishments. Mr. O'Toole, in closing, stated that it has been a true pleasure and that he and PGCB staff wish Commissioner Jewell the very best in his future endeavors.

### **HUMAN RESOURCES**

#### **PGCB MOTION NO. 2019-21 HR**

**Motions:** 1<sup>st</sup>–Board Member Kernodle / 2<sup>nd</sup>–Board Member Reitzel

The Board hereby approved the hiring of **Bradley McAllister**, Attorney, Office of Enforcement Counsel.

Board Decision: Passed by unanimous vote

### **OFFICE OF CHIEF COUNSEL**

#### **PGCB MOTION NO. 2019-22 OCC**

**Motions:** 1<sup>st</sup>–Board Member Jewell / 2<sup>nd</sup>–Board Member Manderino

The Board hereby adopted **Final-Form Regulation #125-204**.

Board Decision: Passed by unanimous vote

#### **PGCB MOTION NO. 2019-23 OCC**

**Motions:** 1<sup>st</sup>–Board Member Manderino / 2<sup>nd</sup>–Board Member Reitzel

The Board hereby adopted **Temporary Regulation #125-222** (Airport Gaming).

Board Decision: Passed by unanimous vote

#### **PGCB MOTION NO. 2019-24 OCC**

**Motions:** 1<sup>st</sup>–Board Member Reitzel / 2<sup>nd</sup>–Board Member Santoni

The Board hereby approved, with conditions, **Presque Isle Downs, LLC's** Petition to conduct Sports Wagering. Presque Isle Down, LLC shall pay a \$10,000,000 Authorization Fee to the Board within 60 days of the Board's Order approving the Petition. It is further ordered that the Motion to Protect Confidential Information is granted.

Docket Number: 8171-2018

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2019-25 OCC****Motions:** 1<sup>st</sup>–Board Member Santoni / 2<sup>nd</sup>–Board Member Jewell

The Board hereby approved **Howard Concrete Pumping Co. Inc.’s** Petition for Removal from the Prohibited Gaming Service Provider List.

Docket Number: 8103-2018

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2019-26 OCC****Motions:** 1<sup>st</sup>–Board Member Jewell / 2<sup>nd</sup>–Board Member Kernodle

The Board hereby approved **Latoya Butler’s** Request for Reconsideration of the Board’s December 19, 2018 Order denying her renewal application. The Board’s approval to rescind the December 19<sup>th</sup> Order grants the renewal of Latoya Butler’s Gaming Employee Occupation Permit.

Docket Number: 8187-2018

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2019-27 OCC****Motions:** 1<sup>st</sup>–Board Member Kernodle / 2<sup>nd</sup>–Board Member Reitzel

The Board hereby approved **Tierra Lee’s** Petition for removal from the PGCB Involuntary Exclusion List. The removal will be effective 15 business days from the date of the Order. The Board’s removal of Ms. Lee does not permit her access to any Commonwealth Casinos that may have individually banned or excluded her from their property.

Docket Number: 3653-2014

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2019-28 OCC****Motions:** 1<sup>st</sup>–Board Member Reitzel / 2<sup>nd</sup>–Board Member Logan

The Board having failed to reach a qualified majority to take action, the Report and Recommendation is not adopted and, as a result, **Tangelia Clark** will not be placed on the PGCB Involuntary Exclusion List.

Docket Number: 5479-2017

Board Decision: Voted **Yes:** Commissioners Reitzel, Kernodle and LoganVoted **No:** Commissioners Manderino, Jewell, Santoni and Barasch.**BUREAU OF LICENSING****PGCB MOTION NO. 2019-29 BOL****Motions:** 1<sup>st</sup>–Board Member Manderino / 2<sup>nd</sup>–Board Member Reitzel

The Board approved the Fantasy Contest License of **Crown PA DFS, Inc.** d/b/a DraftKings, Inc. Crown PA DFS, Inc. shall pay a license fee of \$50,000 and any other outstanding fees within ten (10) days of being notified by the Board. The Principals submitted applications for licensure in conjunction with the application of **Crown PA DFS, Inc.** d/b/a DraftKings, Inc. as follows:

- Crown DFS, Inc. – Docket #110800-1
- DraftKings, Inc. – Docket #108478-1
- DK Player Reserve, LLC – Docket #110722-1
- Timothy Dent, Chief Financial Officer of DraftKings, Inc. and Treasurer of DraftKings PA – Docket #108512-1
- Robert Stanton Dodge, Chief Legal Officer of DraftKings, Inc. and Secretary of DraftKings PA – Docket #108506-1
- Matthew Kalish, Chief Revenue Officer of DraftKings, Inc. – Docket #108500-1

- Paul Liberman, Chief Operating Officer of DraftKings, Inc. and President of DraftKings PA – Docket #108497-1
- Ryan Moore, Director and Audit Committee Member of DraftKings, Inc. – Docket #108515-1
- Steven Murray, Director and Audit Committee Member of DraftKings, Inc. – Docket #108942-1
- Hany Nada, Director, Chairman, and Audit Committee Member of DraftKings, Inc. – Docket #108514-1
- Jason Robins, Chief Executive Officer of DraftKings, Inc. – Docket #108498-1
- John Salter, Director and Audit Committee Member of DraftKings, Inc. – Docket #108742-1

Docket Number: 108486-1

Board Decision: Passed by unanimous vote

#### **PGCB MOTION NO. 2019-30 BOL**

**Motions:** 1<sup>st</sup>–Board Member Reitzel / 2<sup>nd</sup>–Board Member Santoni

The Board granted the Interactive Gaming Manufacturer Abbreviated License to **Konami Gaming, Inc.** Konami Gaming, Inc. shall pay a \$10,000 License Fee and any other outstanding fees within 10 days of notification by the Board.

Docket Number: 1116-11

Board Decision: Passed by unanimous vote

#### **PGCB MOTION NO. 2019-31 BOL**

**Motions:** 1<sup>st</sup>–Board Member Santoni / 2<sup>nd</sup>–Board Member Jewell

The Board granted **Casino Over Under, LLC's** Certified Gaming Related Gaming Service Provider License. Casino Over Under, LLC shall pay a fee of \$10,000 and any other outstanding fees within 10 days of notification by the Board. The individuals listed below have submitted applications for licensure in conjunction with Casino Over Under, LLC's application:

- Casino Over Under, LLC - Docket #99930-1
- Vincent Brier, Owner and Vice President - Docket #100108-1
- Jason Kobal, Owner and President and Managing Member - Docket #100095-1
- Joseph Muzio, Owner and Chief Technology Officer - Docket #99942-1

Docket Number: 99930-1

Board Decision: Passed by unanimous vote

#### **PGCB MOTION NO. 2019-32 BOL**

**Motions:** 1<sup>st</sup>–Board Member Jewell / 2<sup>nd</sup>–Board Member Kernodle

The Board granted the Conditional Video Gaming Terminal Establishment Licenses for **C H R Corp., DBA: Rutter's Stores** 4, 5, 8, 15, 16, 17, 23, 34, 36, 37, 56, 60, 65, 67, 68, 69, 70, 71, 72, and 79. Each entity shall pay a fee of \$1,250 and any other outstanding fees within 10 days of notification by the Board. (Note: Information pertaining to individuals whom submitted applications for licensure can be found in each Order.)

Board Decision: Passed by unanimous vote

#### **MOTION NO. 2019-33 BOL**

**Motions:** 1<sup>st</sup>–Board Member Kernodle / 2<sup>nd</sup>–Board Member Manderino

The Board approved the following **Principal** and **Key** Employee Licenses:

##### **Downs Racing, LP**

*Principal Employee*

Initial Licensure

- Drew Kelley, Sr., Vice President, Chief Financial Officer of Mohegan Tribal Gaming Authority, which is an affiliate of Downs Racing, LP - Docket #109622-1

**Key Employees****Initial Licensure**

- James Wilkinson, Director of Casino Marketing - Docket # 105518-1
- Kenneth Fernandez-Hernandez, Vice President Human Resources, MSP – Docket #105347-1

**Presque Isle Downs, Inc.***Principal Employee***Initial Licensure**

- Chinnapong Chewjalearn, Director of Information Technology Audit of Eldorado Resorts, Inc., which is the ultimate parent company of Presque Isle Downs, Inc. – Docket #103061-2

**Holdings Acquisition Co., L.P.***Key Employee***Initial Licensure**

- William Earl Keena, General Manager - Docket # 105173-1

**Woodlands Fayette, LLC***Principal Employee***Initial Licensure**

- Chinnapong Chewjalearn, Director of Information Technology Audit of Eldorado Resorts, Inc., which is the ultimate parent company of IOC-PA, LLC, the management company of Woodlands Fayette, LLC - Docket #103061-1

**Aristocrat Technologies Australia Pty. Limited***Principal Employee***Initial Licensure**

- Julie Mireille Cameron-Doe, Chief Financial Officer of Aristocrat Leisure Limited, the ultimate parent company of Aristocrat Technologies Australia Pty. Limited – Docket #105688-1

**Everi Payments, Inc. f/k/a Global Cash***Principal Employee***Initial Licensure**

- Harper Hwei-Fin Ko, Executive Vice President, General Counsel, Chief Legal Offi Corp. Secretary - Docket #106203-1

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2019-34 BOL**

**Motions:** 1<sup>st</sup>–Board Member Santoni / 2<sup>nd</sup>–Board Member Manderino

The Board approved the issuance of **Temporary Key** Employee Credentials as follows:

- **Chester Downs and Marina, LLC, DBA: Harrah's Philadelphia Casino and Racetrack**  
913 75-3 Joshua Arron Coleman, Lead Internal Auditor  
107449-1 Marisa Elise Stagg, Regulatory Compliance Manager
- **Sugarhouse HSP Gaming, LP, DBA: SugarHouse Casino**  
1269-s Kevin William Brady, VP of Operations  
112533-2 Michael Kosich, Internal Audit Manager  
36053-6 Stephen Bryan Meloy, Director of Player Services
- **Valley Forge Convention Center Partners, LLC, DBA: Valley Forge Casino Resort**  
95538-2 Pamela Andraka, Director of Internal Audit
- **Woodlands Fayette, LLC, DBA: Lady Luck Casino**  
82289-4 Brian Burde, Count Room Manager  
1822-2 Jeffrey Thomas Kmiec, Chief Operating Officer
- **Incredible Technologies, Inc.**  
105806-1 James Esposito, Regional Sales Manager

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2019-35 BOL****Motions:** 1<sup>st</sup>–Board Member Manderino / 2<sup>nd</sup>–Board Member Reitzel

The Board approved the issuance of 438 (66 G2 full permits, 186 initial, 99 renewals and 87 temporary G2) **Gaming Employee Occupation Permits** and 144 **Non-Gaming Employee Registrations**.

(Note: information pertaining to the names of these individuals can be found in the Order.)

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2019-36 BOL****Motions:** 1<sup>st</sup>–Board Member Reitzel / 2<sup>nd</sup>–Board Member Santoni

The Board approved the Gaming Employee Occupation Permit application **denials** for Charles Mather (92215-2) and Princess Black (108712-1).

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2019-37 BOL****Motions:** 1<sup>st</sup>–Board Member Santoni / 2<sup>nd</sup>–Board Member Jewell

The Board approved the following **withdrawal** requests:

**KEY EMPLOYEE**

- Erica Tessier - 103398-1

**GAMING EMPLOYEES**

- Antonio Sierra - 52207
- Nguyen Ngo - 88648
- Alicia Franklino - 108851
- Kimberly Nicopulos - 51902
- Daphne Kingsley - 112197
- Jessica Mishik - 112631
- Charles Cornell - 51236

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2019-38 BOL****Motions:** 1<sup>st</sup>–Board Member Jewell / 2<sup>nd</sup>–Board Member Kernodle

The Board approved **Massaro Corporation's** application for a Gaming Service Provider Certification.

Docket Number: 40613-2

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2019-39 BOL****Motions:** 1<sup>st</sup>–Board Member Kernodle / 2<sup>nd</sup>–Board Member Manderino

The Board approved the applications for a **Gaming Service Provider Registration** as follows:

- Paysafe Payment Services, LLC d/b/a: Neteller - 112417-1
- Synergetic Sounds, Inc. - 86767-2

Board Decision: Passed by unanimous vote

**OFFICE OF ENFORCEMENT COUNSEL****PGCB MOTION NO. 2019-40 OEC****Motions:** 1<sup>st</sup>–Board Member Jewell / 2<sup>nd</sup>–Board Member Manderino

The Board hereby approved the Consent Agreement between the Office of Enforcement Counsel and **Presque Isle Downs, Inc. (PIDI)** for table game violations. Because of these violations, PIDI shall pay a civil penalty in the amount of \$22,500 and \$2,500 for administrative costs within five (5) days of the Board Order approving the Consent Agreement.

Docket Number: 8257-2019

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2019-41 OEC****Motions:** 1<sup>st</sup>–Board Member Kernodle / 2<sup>nd</sup>–Board Member Reitzel

The Board hereby approved the Consent Agreement between the Office of Enforcement Counsel and **Mount Airy #1, LLC** for alcohol serving violation. In consideration of the facts, Mount Airy shall pay a civil penalty in the amount of \$250,000 and \$2,500 for administrative costs within five (5) days of the Board Order approving the Consent Agreement.

Docket Number: 8267-2019

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2019-42 OEC****Motions:** 1<sup>st</sup>–Board Member Reitzel / 2<sup>nd</sup>–Board Member Santoni

The Board hereby approved the suspension of **Jennifer Remache's** Non-Gaming Employee Registration for a period of six (6) months from the date of this Order.

Docket Number: 8096-2018

Board Decision: Passed by unanimous vote

**The Board approved the following placements on the PGCB Involuntary Exclusion List:**

<b>MOTION #</b>	<b>RESPONDENT</b>	<b>DOCKET #-2018</b>	<b>FIRST</b>	<b>SECOND</b>	<b>BOARD DECISION</b>	<b>CAN PETITION TO BE REMOVED ON /notes</b>
2019-43 OEC	Tyler Chapin	8091	Santoni	Jewell	Unanimous	
2019-44 OEC	Dominic Cardamone	8172	Jewell	Kernodle	Unanimous	
2019-45 OEC	Richard M. Gresh, Jr.	8046	Kernodle	Reitzel	Unanimous	
2019-46 OEC	Lisa Marie Davis	8141	Kernodle	Manderino	Unanimous	
2019-47 OEC	Daniel Maloney	8102	Manderino	Reitzel	Unanimous	
2019-48 OEC	Stephen Reese	8125	Reitzel	Santoni	Unanimous	
2019-49 OEC	Buddy Schum	8087	Santoni	Jewell	Unanimous	

**ADJOURNMENT**

On a motion by Board Member Jewell, seconded by Board Member Kernodle, the meeting was adjourned.