

PENNSYLVANIA GAMING CONTROL BOARD

PUBLIC MEETING

APRIL 10, 2008, 12:54 P.M.

NORTH OFFICE BUILDING
HEARING ROOM 1
HARRISBURG, PENNSYLVANIA

BEFORE:

MARY DiGIACOMO COLINS, CHAIRMAN
RAYMOND S. ANGELI
JEFFREY W. COY
JAMES B. GINTY
KENNETH T. McCABE
GARY SOJKA

HILLARY M. HAZLETT, REPORTER
NOTARY PUBLIC

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1 CHAIRMAN DiGIACOMO COLINS: I will call the
2 public meeting to order. We have a quorum present.
3 However, Commissioner Sanford Rivers cannot be present
4 as a part of this meeting today because of a family
5 emergency, which necessitated his attention and his
6 presence.

7 I would like to welcome Jennifer Lang appearing
8 on behalf of State Treasurer Robin Weissmann and Stacie
9 Amsler, I believe, is here appearing on behalf of
10 Secretary Wolff.

11 We open our meetings traditionally with the
12 Pledge of Allegiance.

13 (Pledge of Allegiance.)

14 CHAIRMAN DiGIACOMO COLINS: The Board held
15 Executive Sessions on April 9th and prior to today's
16 meeting in accordance with the Sunshine Act to discuss
17 personnel issues, privileged agency business, and to
18 consult counsel and other professional advisors to the
19 Board concerning current litigation or matters in which
20 complaints are expected to be filed.

21 I would like to, once again, announce that the
22 Category 1 and the Category 3 Public Input Hearings,
23 that schedule is available on the Board's website.

24 Individuals, elected officials, and community
25 groups can register to testify through the website or

1 submit written comments for the record.

2 And now, to the transcript and the minutes.
3 May have a motion for the Board to approve the minutes
4 and transcript.

5 COMMISSIONER ANGELI: Madam Chairman, I move
6 that the Board approve the minutes and the transcript of
7 the February 28th, 2008 meeting.

8 COMMISSIONER SOJKA: Second.

9 CHAIRMAN DiGIACOMO COLINS: Any questions or
10 comments?

11 All in favor?

12 COMMISSIONERS: Aye.

13 CHAIRMAN DiGIACOMO COLINS: Opposed?

14 Motion carries.

15 Now, we will have a report from Eileen McNulty,
16 who will present the financial report. Our Executive
17 Director does not have a report of active information at
18 this point. We will go right to the financial report.

19 MS. McNULTY: Thank you, Madam Chairman and
20 members of the Board. This report covers revenues and
21 expenses reported by the Gaming Control Board through
22 the third quarter of fiscal 2007.

23 Spending to date this fiscal year totaled
24 \$18,696,213. March spending was \$2,153,520 or 11.5
25 percent of the year-to-date total.

1 Payroll expense in the first three quarters
2 totaled \$14,846,749 or 79.4 percent of total spending
3 for the fiscal year.

4 March payroll was \$1,640,938. Operating
5 expenses recorded in March totaled \$512,583 bringing the
6 year-to-date total of operating expenses to \$3,849,464.
7 Operating expenses were 23.8 percent of March spending
8 and 20.6 percent of year-to-date spending.

9 Rentals and leases totalling \$1,237,249 is the
10 largest category of operating expense to date and
11 represents 32.1 percent of operating expenses for the
12 period. March lease rental expense was \$137,354.

13 The largest category of operating expenses for
14 the month of March and the second largest for the fiscal
15 year to date is the other operating expense category,
16 which contributed \$142,852 to the month's operating
17 expenses and \$763,386 year to date.

18 Subscription costs for Choice Point Data
19 Services for background investigations are the majority
20 of this category.

21 The third largest category of year-to-date
22 operating expense was services which accounted for
23 \$620,414 or 16.1 percent of the total.

24 Service expenses in March were \$72,191. This
25 amount included consultant services of \$29,824 and

1 fingerprint charges from the State Police, which will be
2 recovered from licensees and applicants.

3 Interagency billings for payroll preparation,
4 legal services of \$11,039 and EDP consulting services of
5 \$7,840.

6 Reoccurring telecommunication costs of \$507,353
7 are the majority of our utility costs, which comprise
8 13.2 percent of operating expenses so far this fiscal
9 year.

10 Travel expenses totalling \$344,512 represented
11 8.9 percent of operating expenses. Augmenting revenues
12 totalling \$3,285,257 were transferred during March.
13 This brought the year-to-date total of augmenting
14 revenues recorded during the first three quarters to
15 \$7,109,073. This total includes \$896,761 in gaming lab
16 fees. That completes my report.

17 CHAIRMAN DiGIACOMO COLINS: Thank you. Thank
18 you very much.

19 Office of Chief Counsel. This would be
20 regulations.

21 MR. DONAGHUE: Chairman Colins, we have two
22 regulations for the Board's consideration this
23 afternoon. Richard Sandusky will give you an overview
24 of those regulations for your consideration.

25 CHAIRMAN DiGIACOMO COLINS: Thank you.

1 MR. SANDUSKY: Good afternoon. The first
2 regulation contains an amendment to Chapter 441a,
3 specifically Section 441a.7, which addresses licensing
4 hearings for slot machine licenses.

5 This amendment will do two things. First of
6 all, it will require that BIE, the Bureau of
7 Investigations and Enforcement, will present all
8 information that it has gathered from public sources and
9 sources in the public domain at the licensing hearing.

10 Other information that BIE collects, as you're
11 quite aware, is required by statute to be treated as
12 confidential information.

13 The second thing that this proposed amendment
14 will do is clarify that the Board may ask questions
15 related to confidential information at the licensing
16 hearing.

17 The applicant will then have the option of
18 either answering those questions in the public hearing
19 on the public record or explaining to the Board that the
20 answers would involve confidential information under the
21 Act and requesting that that information be heard in
22 Executive Session.

23 In essence, what these amendments will do is
24 ensure, to the maximum extent possible, that all
25 information that can be made part of the public record

1 is.

2 If there are any questions, we will be happy to
3 try and answer them.

4 CHAIRMAN DiGIACOMO COLINS: Does it not also
5 shift the burden to the applicant to request to invoke
6 the confidential nature of the statute?

7 MR. SANDUSKY: Yes, it does.

8 MR. DONAGHUE: That is correct. In other
9 words, if the applicant did not want to waive that
10 confidentiality, they must put on the record before the
11 Board the reasons why they are making this request.

12 CHAIRMAN DiGIACOMO COLINS: This regulation
13 does not in any way influence an applicant or condition
14 any Board action upon an applicant waiving
15 confidentiality, does it?

16 MR. DONAGHUE: No, it does not.

17 CHAIRMAN DiGIACOMO COLINS: All right. So, it
18 is -- can we say that this regulation basically
19 articulates the Board's decision to presumptively move
20 forward with an open hearing unless an applicant invokes
21 the confidentiality provisions of the statute?

22 MR. DONAGHUE: That is correct.

23 CHAIRMAN DiGIACOMO COLINS: Okay. Thank you.

24 Are there any other questions? May I have a
25 motion?

1 COMMISSIONER COY: Madam chairman. I move that
2 the Board adopt the proposed regulation No. 125-86
3 amending Chapter 441a and that the Board establish a
4 public comment period of 30 days and that the proposed
5 regulation be posted on the Board's website.

6 CHAIRMAN DiGIACOMO COLINS: May I have a
7 second?

8 COMMISSIONER GINTY: Second.

9 CHAIRMAN DiGIACOMO COLINS: All in favor?

10 COMMISSIONERS: Aye.

11 CHAIRMAN DiGIACOMO COLINS: Opposed?

12 Motion carries.

13 Thank you.

14 Next?

15 MR. SANDUSKY: The next item we have for Board
16 consideration is a proposed rulemaking, which will adopt
17 a new chapter in our regulations. This will be Chapter
18 443a dealing with trustees.

19 What this regulation does is it outlines
20 circumstances under which the Board may appoint a
21 trustee. It lists the possible powers that the Board
22 may give to the trustee.

23 However, those powers, because each situation
24 is different, will be articulated in the Board's order,
25 not necessarily from the list in the regulations.

1 It also makes it clear that an affected
2 licensee whose license has been suspended or revoked or
3 has expired will be barred from any involvement in the
4 operation of the facility during the time period that
5 there is a trustee overseeing the operations.

6 It goes into a lot of other details such as the
7 qualifications of the trustee. They will be required to
8 be licensed as a principal. They will be required to
9 obtain a bond.

10 If there are further questions on this, we
11 would be happy to answer them. Otherwise, we would ask
12 for a motion for adoption.

13 CHAIRMAN DiGIACOMO COLINS: I have a question
14 of Chief Counsel on this. Despite the plenary powers to
15 regulate gaming provided by the Act to this Board, is it
16 correct to say that this regulation codifies or gives
17 notice to the public of just how the Board may exercise
18 those powers?

19 MR. DONAGHUE: That is absolutely correct. The
20 Gaming Act is very clear that the Board has sole
21 jurisdiction over matters related to gaming.

22 This regulation would outline the powers and
23 duties of a trustee under the proposed regulation and
24 would give the public the opportunity to comment on
25 those powers of the Board.

1 CHAIRMAN DiGIACOMO COLINS: And is this
2 regulation in line with New Jersey's treatment of the --
3 of trustee powers or conservancy?

4 MR. DONAGHUE: Yes. As a matter of fact, it
5 was modeled after New Jersey's statute and conformed to
6 Pennsylvania law.

7 CHAIRMAN DiGIACOMO COLINS: And how does our
8 order that named the Mount Airy trustee line up with the
9 provisions of this regulation and the laws of New
10 Jersey, the regulations of New Jersey?

11 MR. DONAGHUE: It is consistent in nature. It
12 is very consistent in nature. Again, when we looked to
13 put the original order together for Trustee Ceddia, we
14 looked at New Jersey's law and to the sole authority
15 that this Board has over matters related to gaming in
16 crafting that order.

17 CHAIRMAN DiGIACOMO COLINS: Thank you.

18 May I have a motion?

19 COMMISSIONER GINTY: Madam Chairman, I move
20 that the Board adopt the proposed regulation No. 125-87
21 adding Chapter 443a, that the Board establish a public
22 comment period of 30 days, and that the proposed
23 regulation be posted on the Board's website.

24 CHAIRMAN DiGIACOMO COLINS: May I have a
25 second?

1 COMMISSIONER McCABE: Second.

2 CHAIRMAN DiGIACOMO COLINS: Any questions?

3 All in favor?

4 COMMISSIONERS: Aye.

5 CHAIRMAN DiGIACOMO COLINS: Opposed?

6 Motion carries.

7 Thank you very much.

8 MR. DONAGHUE: Thank you. Chairman Colins,
9 next, we would like to turn to petitions and basically,
10 the petition is going to be --

11 MR. SHERMAN: There are three petitions before
12 the Board today for consideration. First, is that of
13 WTA to modify the proposed permanent facility.

14 As presented earlier, the modification would
15 expand the gaming floor to hold in excess of 4,000 slot
16 machines, add the five-level parking garage attached to
17 the facility -- the garage would hold approximately
18 1,000 vehicles and have the bowling alley with 16 to 18
19 lanes.

20 The Board has heard from the parties earlier
21 today. The record is now closed on the petition. The
22 matter is ripe for the Board's consideration.

23 CHAIRMAN DiGIACOMO COLINS: May I have a
24 motion, please?

25 COMMISSIONER McCABE: Madam Chair, I move that

1 the Board approve the petition from Washington Trotting
2 Association to modify its proposed permanent facility.

3 COMMISSIONER ANGELI: Second.

4 CHAIRMAN DiGIACOMO COLINS: Okay. Any
5 questions or comments?

6 All in favor?

7 COMMISSIONERS: Aye.

8 CHAIRMAN DiGIACOMO COLINS: Opposed?

9 This motion carries.

10 MR. SHERMAN: The second petition is that of
11 Mount Airy, which requests that Demetrius & Company be
12 approved as Mount Airy's independent certified public
13 accounting firm to provide auditing services for the
14 fiscal year ending December 31st, 2007.

15 Again, the Board has been provided with the
16 documentary filings in the matter and has had the
17 benefit of conducting an oral hearing today to receive
18 testimony and other evidentiary items.

19 The record is closed on that petition and now
20 ripe for the Board's consideration.

21 CHAIRMAN DiGIACOMO COLINS: May I have a motion
22 to grant the petition of Mount Airy #1, LLC, to
23 authorize Demetrius & Company to serve as its public
24 accounting firm for purposes of conducting its 2007
25 audit on the basis that it meets the requirements

1 established by the Board's Order, previous Order of
2 October 2nd, 2007 and also, this said petition which
3 requests a 90-day extension from today in which to
4 submit the audit, it having this request -- this request
5 having been timely filed and also this petition
6 supported by the evidence presented and in the public
7 interest under the Gaming Act?

8 COMMISSIONER SOJKA: I will move that.

9 CHAIRMAN DiGIACOMO COLINS: Good. Thank you.

10 May I have a second?

11 COMMISSIONER GINTY: Second.

12 CHAIRMAN DiGIACOMO COLINS: All right. All in
13 favor?

14 COMMISSIONERS: Aye.

15 CHAIRMAN DiGIACOMO COLINS: Opposed?

16 Motion carries.

17 MR. SHERMAN: The final petition on the agenda
18 is that of Greenwood Gaming, in which Greenwood requests
19 the approval of an increase in the number of slot
20 machines in operation from 2,703 to 2,912 and an
21 increase in the square footage of the gaming floor from
22 77,390 feet to 80,837 square feet.

23 The proposed increase in both the number of
24 machines and the size of the gaming floor is asserted
25 not to affect horse racing.

1 OEC has filed an answer and proposed a list of
2 conditions to be imposed upon the request should the
3 Board grant the petition.

4 The Board is considering this matter upon a
5 documentary hearing, although representatives of OEC and
6 Greenwood Gaming are present today should the Board have
7 any questions.

8 Otherwise, the record is closed and ripe for
9 the Board's consideration of that petition.

10 CHAIRMAN DiGIACOMO COLINS: Mr. Pitre, do you
11 want to speak to this?

12 MR. PITRE: No, Your Honor. We just ask that
13 our conditions be a part of the Order.

14 CHAIRMAN DiGIACOMO COLINS: Very good.

15 All right. May I have a motion?

16 COMMISSIONER ANGELI: So moved.

17 COMMISSIONER COY: Second.

18 CHAIRMAN DiGIACOMO COLINS: All in favor?

19 COMMISSIONERS: Aye.

20 CHAIRMAN DiGIACOMO COLINS: All opposed?

21 Motion carries.

22 Thank you very much.

23 MR. DONAGHUE: Okay. And on to some other
24 business. First, Chairman Colins, the Office of Chief
25 Counsel would like the Board to consider some withdrawal

1 petitions.

2 The Board has received three unopposed
3 petitions to withdrawal applications, which include one
4 petition to withdraw a key qualifier and two petitions
5 to withdraw gaming applications.

6 A list of the individuals along with the
7 licensing docket numbers have been provided to the
8 Board. These petitions would all be granted without
9 prejudice.

10 The Office of Enforcement Counsel is present to
11 represent its petition with respect to these particular
12 petitions.

13 And Chief Counsel's Office would submit the
14 three petitions to the Board for consideration of a
15 motion to grant the petitions without prejudice.

16 First, we need to hear from the Office of
17 Enforcement Counsel.

18 CHAIRMAN DiGIACOMO COLINS: These are
19 withdrawal petitions?

20 MR. DONAGHUE: That is correct.

21 CHAIRMAN DiGIACOMO COLINS: Okay.

22 MR. PITRE: Which one did you want to go
23 through first?

24 MR. DONAGHUE: This is Alan Steinberg.

25 MR. PITRE: We don't have any objection to

1 Mr. Steinberg. That is fine.

2 MR. DONAGHUE: And then Blake Miller and Lisa

3 --

4 MR. PITRE: We have no objection to any of
5 those.

6 CHAIRMAN DiGIACOMO COLINS: May I have a
7 motion?

8 COMMISSIONER ANGELI: Madam Chairman, I move
9 that the Board approve the withdraw of the employee
10 applications described by the Office of Chief Counsel.

11 COMMISSIONER GINTY: Second.

12 CHAIRMAN DiGIACOMO COLINS: Any question or
13 comments?

14 All in favor?

15 COMMISSIONERS: Aye.

16 CHAIRMAN DiGIACOMO COLINS: Opposed?

17 Motion carries.

18 Next?

19 MR. DONAGHUE: Next, the Board is presented
20 with a petition to withdraw the Category 3 license
21 application of CE Palace and its sole owner Craig Cozza.
22 The petition to withdrawal follows an announcement that
23 the Palace Inn in Monroeville, Pennsylvania was sold to
24 the University of Pittsburgh Medical Center.

25 Therefore, Mr. Cozza, the sole owner of CE

1 Palace no longer owns the facility and neither Cozza nor
2 CE Palace are eligible for licensure.

3 Chief Counsel's Office submits the petition for
4 the Board's consideration of a motion to grant the
5 petition.

6 MR. CREANY: Madam Chairman, the Office of
7 Enforcement Chief Counsel has polled the various offices
8 and bureaus within the Gaming Control Board. We filed
9 an answer raising no objections to the withdrawal of
10 these three applicants.

11 CHAIRMAN DiGIACOMO COLINS: Very good.

12 May I have a motion?

13 COMMISSIONER COY: Madam Chair, I would move
14 that the Board issue an Order approving the petition
15 from CE Palace to withdraw its Category 3 license
16 application.

17 COMMISSIONER SOJKA: Second.

18 CHAIRMAN DiGIACOMO COLINS: All in favor?

19 COMMISSIONERS: Aye.

20 CHAIRMAN DiGIACOMO COLINS: Opposed?

21 Motion carries.

22 MR. DONAGHUE: The final withdrawal petition,
23 which is being presented is the petition to withdraw the
24 key employee application of Mauryon Gambill.

25 Gambill was hired in August of 2007 as a slot

1 shift manager at Presque Isle Downs. Prior to
2 licensing, Mr. Gambill resigned the petition for
3 personal family reasons and will no longer be employed
4 at Presque Isle.

5 He sought to withdraw his application without
6 prejudice. OEC, the Office of Enforcement Counsel, has
7 filed a response in which it objected to the withdrawal
8 without prejudice and argued that the withdrawal should
9 be with prejudice averring that during the background
10 investigation of Mr. Gambill, BIE determined that he
11 failed to provide complete and accurate information
12 including information concerning prior arrests and
13 involvement in civil litigation and past due credit
14 accounts.

15 OEC's objections to the petition to withdrawal
16 were served upon Mr. Gambill but he did not file any
17 further response.

18 Chief Counsel submits the petition for the
19 Board for consideration upon a documentary hearing
20 basis.

21 CHAIRMAN DiGIACOMO COLINS: Is this -- I'm
22 sorry. Is this a petition to withdrawal or petition to
23 deny?

24 MR. SHERMAN: This is a petition to withdrawal.

25 CHAIRMAN DiGIACOMO COLINS: To withdraw an

1 application?

2 MR. DONAGHUE: That is correct.

3 CHAIRMAN DiGIACOMO COLINS: And there are
4 objections to the petition to withdrawal?

5 MR. CREANY: Yes, Madam Chairman,
6 Commissioners, Presque Isle was not aware --

7 CHAIRMAN DiGIACOMO COLINS: You're objecting to
8 -- objecting to the request that he be allowed to
9 withdraw. You're going to offer an alternative?

10 MR. CREANY: Yes. We had suggested that if the
11 withdrawal was granted that it be with prejudice but I
12 just wanted to make it --

13 CHAIRMAN DiGIACOMO COLINS: As opposed to
14 denying?

15 MR. CREANY: At the point in time when the
16 petition to withdrawal was filed, the Notice of Denial
17 had not been issued to Mr. Gambill. At that point, we
18 incorporated that information into our answer.

19 So we're at a position where we in the answer
20 attempted to serve him. At this point, we have made two
21 attempts, one by service upon him at his place of
22 employment last known and then we followed up with a
23 certified mail, which hasn't come back either
24 undelivered or proof of service.

25 At this point, the Board would have to decide

1 whether to grant the petition over the objection of the
2 Office of Enforcement Counsel or remand to the Office of
3 Hearing and Appeals for purposes of an evidentiary
4 hearing or at least to establish his service. At this
5 point, we can't assert that.

6 CHAIRMAN DiGIACOMO COLINS: So, procedurally --
7 I'm trying to unravel this. You're asking that we grant
8 a petition to withdrawal, grant the petition to
9 withdrawal but with prejudice --

10 MR. CREANY: Madam Chairman, we wouldn't
11 recommend that the Board address this today because to
12 enter an Order withdrawing with prejudice is affecting
13 his rights. We have no proof of service.

14 CHAIRMAN DiGIACOMO COLINS: What type of
15 service was made? You mailed to the last known address
16 and place of employment?

17 MR. CREANY: We sent it to the place of
18 employment at the time.

19 CHAIRMAN DiGIACOMO COLINS: Is that the address
20 that he provided us?

21 MR. CREANY: That was the last address that the
22 Board had.

23 CHAIRMAN DiGIACOMO COLINS: Isn't the question
24 of good service to be raised by him and us.

25 MR. CREANY: It could, Your Honor, yes.

1 MR. RODRIGUEZ-CAYRO: Madam Chairman, members
2 of the Board, Nick Rodriguez-Cayro on behalf of Presque
3 Isle Downs.

4 Just for the record, as Deputy Chief Creany was
5 stating, this petition was filed on February 7th on
6 behalf of Mauryon Gambill by Presque Isle pursuant to
7 the regulations as a key employee qualifier.

8 On February 22nd, the Office of Enforcement
9 Counsel filed its response. It was not until
10 approximately February 17th that Presque Isle was made
11 aware that the BIE investigation had been completed and
12 that there were issues with Mr. Gambill.

13 To that extent, just so the record is clear,
14 Presque Isle Downs does not oppose the Office of
15 Enforcement Counsel's recommendation.

16 CHAIRMAN DiGIACOMO COLINS: Do you represent
17 Mauryon Gambill.

18 MR. RODRIGUEZ-CAYRO: No, Your Honor, I do not.

19 MR. DONAGHUE: He represents Presque Isle
20 Downs.

21 MR. RODRIGUEZ-CAYRO: I represent Presque Isle
22 Downs, who was the petitioner, Your Honor.

23 MR. DONAGHUE: Who filed the petition on his
24 behalf.

25 COMMISSIONER GINTY: Cyrus, what is OEC's

1 recommendation?

2 MR. PITRE: We would recommend that this matter
3 be tabled and remanded to OHA so that we can make sure
4 we have effectuated proper service at his last known
5 address according to his application.

6 COMMISSIONER GINTY: So moved.

7 COMMISSIONER SOJKA: Second.

8 CHAIRMAN DiGIACOMO COLINS: That's a good idea.
9 All in favor?

10 COMMISSIONERS: Aye.

11 CHAIRMAN DiGIACOMO COLINS: Opposed?

12 Okay. It is tabled. Thank you.

13 MR. RODRIGUEZ-CAYRO: Thank you.

14 CHAIRMAN DiGIACOMO COLINS: Thank you very
15 much.

16 MR. SHERMAN: The next matter on the agenda is
17 a report and recommendation concerning Thomas Forte.

18 The Board has received a report and
19 recommendation following a hearing to deny the
20 application for a non-gaming registration of Thomas
21 Forte.

22 The report and recommendation along with the
23 pertinent record have been provided to the Board in
24 advance of the meeting.

25 Forte applied for a non-gaming employee

1 registration. During the background investigation, BIE
2 discovered that Forte had failed to disclose numerous
3 arrests.

4 Upon being notified that he was being
5 recommended for denial, Forte requested a hearing and
6 did attend and participate in a hearing.

7 The Hearing Officer following the hearing found
8 Forte was justified in the non-disclosures and
9 recommended that his license be granted.

10 Forte has been provided notice of this hearing
11 and the right to be present and be heard.
12 Representative of the Office of Enforcement Counsel is
13 also present today to address any questions to the
14 Board.

15 Otherwise, the report and recommendation and
16 the record are ripe for this Board's consideration.

17 MR. STEWART: The Office of Enforcement Counsel
18 has no objection to the Hearing Officer's
19 recommendation. As such, it's in the Board's discretion
20 to either reject or accept the recommendation.

21 CHAIRMAN DiGIACOMO COLINS: Let me ask, what
22 was the failure -- the failure to report was a failure
23 to report what? Let's put it in on the record.

24 MR. STEWART: Approximately nine arrests,
25 however, they were dated.

1 CHAIRMAN DiGIACOMO COLINS: Let's put them on
2 the record.

3 MR. STEWART: In 1981, he was arrested for DUI
4 and lotteries. They were both quashed or dismissed.

5 In 1982, he was arrested and convicted of
6 altering or forging documents or plates. He received
7 ARD.

8 In 1982, he was arrested for simple assault and
9 received two years of county probation.

10 In 1983, he was arrested for aggravated
11 assault, reckless endangerment, and carrying a firearm
12 without a license. All of these charges were quashed or
13 dismissed.

14 In 1984, he was arrested for a DUI and
15 sentenced to one year of ARD.

16 In 1984, he was, again, arrested for a DUI and
17 that charge was nolle prossed.

18 The one arrest that he did disclose on his
19 application was a 1985 arrest for carrying a firearm.
20 He was sentenced to fines and costs for that charge.
21 Carrying a firearm without a license, he received five
22 years county probation and a violation of the Drug Act,
23 which was a three-year probation charge or sentence.

24 In 1991, he was sentenced -- he was arrested
25 for poll selling and bookmaking. Those charges were

1 quashed and dismissed.

2 In 1994, he was arrested on simple assault or
3 reckless endangerment chargers. Those two were quashed
4 and dismissed.

5 In 2007, he was arrested for theft for unlawful
6 taking and receiving stolen property. Those two were
7 quashed and dismissed.

8 CHAIRMAN DiGIACOMO COLINS: Let me ask a basic
9 due process question. What was he advised of? Was he
10 advised that there was no objection and this would be a
11 recommendation for a license? What is the last
12 communication that went out to this individual?

13 MR. STEWART: I spoke with him and I advised
14 him that we would not be objecting to the recommendation
15 of approval. I did inform him that there would be a
16 hearing and he was invited to attend.

17 CHAIRMAN DiGIACOMO COLINS: So he did get
18 notice of the hearing, but he was also told that there
19 would be no objection?

20 MR. STEWART: For the Board meeting. He did
21 attend his hearing on his application. Once I received
22 the recommendation of approval by the Hearing Officer, I
23 advised him that he would have the opportunity to be
24 heard by the Board but we would not be objecting to the
25 granting of the license.

1 CHAIRMAN DiGIACOMO COLINS: Okay. So I think
2 there's a concern here. I have a concern because I'm
3 not inclined at this point to vote favorably for the
4 license, having heard the evidence.

5 But my concern is that he has received notice
6 that there's no Board objection. So, consequently, we
7 don't have him here, right?

8 MR. PITRE: He received notice that we would
9 not object to the Hearing Officer's recommendation.

10 CHAIRMAN DiGIACOMO COLINS: Right.

11 MR. PITRE: That does not mean that we -- the
12 reason we sent it to a hearing was so that the Hearing
13 Officer could judge Mr. Forte for himself because of the
14 long, extensive list of his arrests.

15 CHAIRMAN DiGIACOMO COLINS: He was been
16 notified. The matter is going to be voted on today and
17 there was no objection. I have a concern about that
18 because I'm likely not to vote for this.

19 MR. PITRE: That's well within his --

20 CHAIRMAN DiGIACOMO COLINS: What I am
21 recommending, what I am getting around to is maybe to
22 correct any potential due process appellate issue, we
23 should remand and renotify him of his right to appear.
24 That's something I'm throwing out.

25 MR. STEWART: Madam Chairman, with all due

1 respect, I did inform him that he was invited to show up
2 today. I merely said we were not objecting, but he
3 never indicated that he was not going to show up based
4 on my indication that we were not going to object. I
5 believe he did have proper notice of the hearing.

6 COMMISSIONER ANGELI: I agree with the Chair,
7 though, that the opinion referred to him would be that
8 he wouldn't have a problem before this Board.

9 I think looking at the evidence presented, the
10 Board does have a problem with his presentation, but not
11 being here to be able to defend himself, I think --

12 CHAIRMAN DiGIACOMO COLINS: Let's remand it and
13 ask him to please come to the Board at the next
14 scheduled meeting so that he can address these issues.
15 If he comes, we'll hear from him. If he doesn't, we'll
16 vote.

17 COMMISSIONER ANGELI: I would move that, Madam
18 Chairman.

19 COMMISSIONER McCABE: Because I also have an
20 objection. I never heard you talk about his dealing in
21 counterfeit, his conspiracy to methamphetamine, the
22 distribution of methamphetamine where he was sentenced
23 -- convicted and sentenced to prison for 48 months.
24 That's part of the record that I have. I have a problem
25 letting someone like this into the casino. I am

1 agreeing with the Chairman.

2 CHAIRMAN DiGIACOMO COLINS: And to make sure --

3 COMMISSIONER McCABE: And stolen property.

4 CHAIRMAN DiGIACOMO COLINS: And to make sure
5 there is no procedural error on our part, I would like
6 him to be notified to come back.

7 If he chooses to come, great. If he doesn't,
8 he has been notified of the next matter. Also, in the
9 notice, explain that this is a remand because of the --
10 because of the Board questioning the recommendation so
11 that he is put on notice of that.

12 COMMISSIONER McCABE: Thomas Forte is not here,
13 is he?

14 MR. STEWART: I have not seen him.

15 COMMISSIONER GINTY: I notice he has been
16 licensed by the Harness Association. I would be
17 interested to see if his application for license in the
18 harness area included these -- this record.

19 CHAIRMAN DiGIACOMO COLINS: Okay. Could I have
20 a vote on a motion to remand this?

21 COMMISSIONER SOJKA: So moved.

22 COMMISSIONER McCABE: Second.

23 CHAIRMAN DiGIACOMO COLINS: All in favor?

24 COMMISSIONERS: Aye.

25 CHAIRMAN DiGIACOMO COLINS: Opposed?

1 Motion carries.

2 So we'll put it on for the next matter.

3 Thank you very much.

4 MR. SHERMAN: Finally, the Executive Director
5 has issued two emergency suspension orders within the
6 last couple of weeks.

7 Those are both before the Board and requesting
8 a hearing. The first is for Barton Bickle-Goodman who
9 was issued a non-gaming employee registration in October
10 of 2007 for position as a custodian at Harrah's Chester.

11 BIE was notified on March 13th, 2008 that
12 Bickle-Goodman was arrested for charges relating to drug
13 possession including felony charges.

14 OEC had requested an Emergency Order of
15 Suspension of that registration, which was signed by the
16 Executive Director on March 18th.

17 Pursuant to Board regulations, a Temporary
18 Emergency Order must be presented to the Board for a
19 hearing or the Board can refer the matter to Hearings
20 and Appeals to conduct a hearing as to the validity of
21 the suspension and then to issue a report and
22 recommendation.

23 It's the -- in this case the Office of Chief
24 Counsel recommends that the Board refer the matter to
25 Hearings and Appeals to promptly schedule a hearing as

1 to the validity of the continuation of that suspension.

2 COMMISSIONER McCABE: Who are we talking about?

3 COMMISSIONER GINTY: Goodman.

4 MR. SHERMAN: Barton Bickle-Goodman.

5 CHAIRMAN DiGIACOMO COLINS: So this is an
6 enforcement matter?

7 MR. PITRE: This is an Emergency Suspension
8 that was signed by the Executive Director. The matter
9 before you is basically to decide whether or not the
10 Board will conduct a full hearing or whether it will
11 remand it to OHA to conduct a full hearing on the
12 emergency suspension.

13 CHAIRMAN DiGIACOMO COLINS: And what is your
14 recommendation.

15 MR. PITRE: I would recommend that you remand
16 it to OHA as Chief Counsel has proposed to conduct the
17 suspension hearing.

18 CHAIRMAN DiGIACOMO COLINS: Very good.

19 May I have a motion, please?

20 COMMISSIONER McCABE: So moved.

21 CHAIRMAN DiGIACOMO COLINS: May I have a
22 second, please?

23 COMMISSIONER COY: Second.

24 CHAIRMAN DiGIACOMO COLINS: Questions or
25 comments?

1 All in favor?

2 COMMISSIONERS: Aye.

3 CHAIRMAN DiGIACOMO COLINS: Opposed?

4 Motion carries.

5 MR. SHERMAN: Madam Chairman, the second and
6 final matter is in the case of Victor Harris, who was a
7 security guard at Harrah's Chester. Mr. Harris has been
8 arrested on a felony aggravated assault charge on March
9 5th. He reportedly has fled the jurisdiction and has
10 not yet -- I'm sorry. He was charged on March 5th. He
11 has not yet been arrested. He's a fugitive.

12 OEC had requested the Emergency Suspension,
13 which the Executive Director granted. Again, this
14 matter comes to the Board either to decide to hold a
15 full evidentiary hearing or to refer to Hearings and
16 Appeals.

17 It's Chief Counsel's recommendation to be
18 referred to Hearings and Appeals to promptly conduct an
19 evidentiary hearing.

20 CHAIRMAN DiGIACOMO COLINS: Very well.

21 COMMISSIONER GINTY: So moved.

22 COMMISSIONER SOJKA: Second.

23 CHAIRMAN DiGIACOMO COLINS: All in favor?

24 COMMISSIONERS: Aye.

25 CHAIRMAN DiGIACOMO COLINS: Opposed?

1 Motion carries.

2 Thank you. I think that concludes everyone's
3 business.

4 Susan Hensel?

5 MS. HENSEL: Thank you, Chairman Colins and
6 members of the Board. I have two matters to bring
7 before the Board today.

8 The first is a proposed Order approving the
9 issuance of a renewal license to supplier, Modern Gaming
10 Pennsylvania, LLC.

11 Prior to today's meeting, you were provided
12 with a background investigation and executive summary
13 suitability report for this company.

14 The application was put through our standard
15 licensing procedure, including investigation by the
16 Bureau of Investigation and Enforcement. I ask that you
17 consider the Order granting this license.

18 COMMISSIONER McCABE: Madam Chair, I move that
19 the Board approve the Order regarding the renewal
20 supplier license to Modern Gaming Pennsylvania.

21 COMMISSIONER ANGELI: Second.

22 CHAIRMAN DiGIACOMO COLINS: All in favor?

23 COMMISSIONER GINTY: I have a question. I'm
24 going to vote for this, but the circumstances here were
25 pretty much of a sham.

1 I would hope that we would go out to our other
2 licensees and let them know that, you know, when we
3 require them to have an office in Pennsylvania that they
4 have an office in Pennsylvania.

5 MR. PITRE: Chairman Ginty, I can address that.
6 Modern had an office. It just didn't meet every
7 requirement -- all of the requirements of licensing.
8 They were not advised of the requirements until December
9 when we initiated those requirements.

10 So they did have an office and then
11 subsequently met our requirements. So that was the only
12 delay with this supplier.

13 COMMISSIONER McCABE: Commissioner Ginty brings
14 up a good point. Who is going out checking that these
15 suppliers have met our requirements?

16 MR. PITRE: That would be the BIE agents. Upon
17 initial inspection, there was an office. Okay.
18 However, there were no requirements that were set up for
19 these offices at the time of the initial inspection.

20 Subsequently, the agent wrote his report. It
21 was reviewed. It was determined that we needed to let
22 licensees know what specifically the office requirements
23 would be because they had them on notice. They just had
24 notice that they had to have an office.

25 What that is, is to be defined by us. So

1 basically, after it was defined, the notice was sent to
2 the licensee. Subsequently, this licensee met -- meets
3 -- currently meets the very minimal requirements.

4 Now, if the Board would like to have us
5 promulgate a regulation with regard to office
6 requirements that can be regulatory in format or
7 establish additional guidelines for office requirements
8 so that we can put these licensees on notice with regard
9 to those guidelines that the Board would like --

10 COMMISSIONER McCABE: My question was, are we
11 checking the other suppliers?

12 MR. PITRE: Yes. Definitely.

13 COMMISSIONER McCABE: Okay.

14 COMMISSIONER COY: Madam Chair, just for the
15 record, as you continue and work with BIE on this
16 matter, the legislative intent of having suppliers have
17 offices in Pennsylvania was to make sure that maybe if
18 they are not a Pennsylvania company that they at least
19 have an operation in Pennsylvania that provides for some
20 jobs to Pennsylvanians in Pennsylvania. That was the
21 point of that requirement by the Legislature. I think
22 we should do our best to meet that.

23 CHAIRMAN DiGIACOMO COLINS: Very good. Any --
24 may I have a motion at this point?

25 COMMISSIONER GINTY: I think it has been moved

1 and seconded.

2 CHAIRMAN DiGIACOMO COLINS: I have it? Okay.

3 Sorry.

4 Any other questions or comments?

5 All right. All in favor?

6 COMMISSIONERS: Aye.

7 CHAIRMAN DiGIACOMO COLINS: Opposed?

8 Motion carries.

9 MS. HENSEL: The next item for your
10 consideration is Key Employee Licenses, prior to this
11 meeting, the Bureau of Licensing provided you with a
12 proposed Order for 17 Key Employee Licenses. I ask that
13 the Board consider the Order granting these licenses.

14 COMMISSIONER SOJKA: Would you like a motion?

15 CHAIRMAN DiGIACOMO COLINS: Well, I want to ask
16 Office of Enforcement Counsel if there are any
17 objections.

18 MR. PITRE: We recommend approval of these
19 applicants.

20 CHAIRMAN DiGIACOMO COLINS: Okay. Very good.

21 And so may I have a motion?

22 COMMISSIONER SOJKA: Yes, Madam Chairman. I
23 move that the Board approve the Order to issue the
24 Principal and Key Employee Licenses as we just discussed
25 them with the Bureau of Licensing.

1 COMMISSIONER COY: Second.

2 CHAIRMAN DiGIACOMO COLINS: Questions or
3 comments?

4 All in favor?

5 COMMISSIONERS: Aye.

6 CHAIRMAN DiGIACOMO COLINS: Opposed?
7 Motion carries.

8 MS. HENSEL: Those are the only licensing
9 matters before you today. Thank you.

10 CHAIRMAN DiGIACOMO COLINS: Thank you very
11 much.

12 Okay. Now, Mr. Pitre and the Chief Enforcement
13 Counsel will be presenting a number of enforcement
14 matters for us to consider.

15 Each person subject to these specific actions
16 has been notified of this hearing; is that correct,
17 Mr. Pitre?

18 MR. PITRE: As far as I know, Your Honor, they
19 have.

20 CHAIRMAN DiGIACOMO COLINS: And the opportunity
21 is given to them to present evidence today. So when the
22 matter is announced, if that individual is present, he
23 or she should come forward if they care to respond at
24 this point.

25 Mr. Pitre, go on.

1 MR. PITRE: The first matter is a motion to
2 consider the suspension of a gaming employee permit for
3 Brandi N. Reeves, Docket No. G006973.

4 I would ask if Ms. Reeves is present, if she
5 would come to the front at this time.

6 CHAIRMAN DiGIACOMO COLINS: There being no
7 response, may I have a motion?

8 COMMISSIONER SOJKA: Yes, Madam Chairman. Upon
9 consideration of the petition of the Enforcement Counsel
10 and then this subsequent failure of the Respondent to
11 answer and the evidentiary record, I move that the Board
12 grant the one-year suspension as described by the
13 Enforcement Counsel.

14 COMMISSIONER GINTY: Second.

15 CHAIRMAN DiGIACOMO COLINS: All in favor?

16 COMMISSIONERS: Aye.

17 CHAIRMAN DiGIACOMO COLINS: Opposed?

18 Motion carries.

19 MR. PITRE: The second motion is the motion to
20 consider the suspension of the non-gaming employee
21 permit for Mr. Damon Gaskins, Docket No. 1007992.

22 If Mr. Gaskins is present, I would ask that he
23 come to the front now.

24 CHAIRMAN DiGIACOMO COLINS: There being no
25 response, may I have a motion?

1 COMMISSIONER ANGELI: Madam Chairman, upon
2 consideration of the petition of Enforcement Counsel,
3 the failure of the Respondent to answer, and the
4 evidentiary record, I move the Board grant the
5 non-gaming employee suspension as described by the
6 Office of Enforcement Counsel.

7 CHAIRMAN DiGIACOMO COLINS: All in favor?

8 COMMISSIONER McCABE: Second.

9 CHAIRMAN DiGIACOMO COLINS: I'm sorry. All in
10 favor now?

11 COMMISSIONERS: Aye.

12 CHAIRMAN DiGIACOMO COLINS: Opposed?

13 Motion carries.

14 MR. PITRE: The second is a motion to consider
15 -- the third is a motion to consider the suspension of
16 gaming employee permit for a Kevin A. Wible, Docket No.
17 1003714.

18 If Mr. Wible is present, I would ask that he
19 come to the front and be heard.

20 CHAIRMAN DiGIACOMO COLINS: There's no
21 response.

22 May I have a motion?

23 COMMISSIONER COY: Madam Chair, upon
24 consideration of the petition of Enforcement Counsel,
25 the failure of Respondent to answer, and the evidentiary

1 record, I move that the Board grant the gaming employee
2 suspension as described by the Office of Enforcement
3 Counsel.

4 COMMISSIONER SOJKA: Second.

5 CHAIRMAN DiGIACOMO COLINS: All in favor?

6 COMMISSIONERS: Aye.

7 CHAIRMAN DiGIACOMO COLINS: Opposed?

8 Motion carries.

9 MR. PITRE: The fourth is a matter that was
10 previously brought before the Board. It's a motion to
11 consider the extended suspension of gaming employee
12 permit for Miss Diana M. DiMeglio, Docket No. 40059.

13 Previously, the Board suspended Miss DiMeglio's
14 license through an emergency suspension and subsequently
15 pending the resolution of her criminal charges. Those
16 criminal charges have been resolved. However,
17 Miss DiMeglio has been sentenced to the ARD Program. We
18 ask that the Board extend the suspension to -- until she
19 has completed serving her sentence.

20 COMMISSIONER GINTY: Madam Chairman, upon
21 consideration of the petition of Enforcement Counsel and
22 the failure of the Respondent to answer and the
23 evidentiary record, I move that the Board modify its May
24 17th, 2007 Order and extend the suspension of the gaming
25 employee permit as described by the Office of

1 Enforcement Counsel.

2 COMMISSIONER ANGELI: Second.

3 CHAIRMAN DiGIACOMO COLINS: All in favor?

4 COMMISSIONERS: Aye.

5 CHAIRMAN DiGIACOMO COLINS: Opposed?

6 Motion carries.

7 MR. PITRE: The fifth matter is the motion to
8 consider the revocation of a non-gaming employee permit
9 for Miss Stephanie Price, Docket No. 40134. We request
10 that Miss Price's license be revoked, non-gaming
11 employee permit be revoked for gaming at a facility in
12 which she was warned numerous times.

13 CHAIRMAN DiGIACOMO COLINS: May I have a
14 motion?

15 COMMISSIONER McCABE: Madam Chairman, upon
16 consideration of the petition of Enforcement Counsel,
17 failure for the Respondent to answer, and the
18 evidentiary record, I move that the Board revoke the
19 non-gaming employee permit as described by the Office of
20 Enforcement Counsel.

21 COMMISSIONER COY: Second.

22 CHAIRMAN DiGIACOMO COLINS: All in favor?

23 COMMISSIONERS: Aye.

24 CHAIRMAN DiGIACOMO COLINS: Opposed?

25 Motion carries.

1 MR. PITRE: The sixth matter before you is a
2 motion to consider the revocation of non-gaming employee
3 permit for Rodney Amon, Docket No. 40366.

4 The facts involving Mr. Amon's case was that he
5 decided to steal from one of his fellow employees.
6 Mr. Amon was served with this and he did not respond.

7 CHAIRMAN DiGIACOMO COLINS: May I have a
8 motion?

9 COMMISSIONER SOJKA: Is he here?

10 MR. PITRE: Mr. Amon?

11 CHAIRMAN DiGIACOMO COLINS: No.

12 Okay. Motion, please?

13 COMMISSIONER SOJKA: Madam Chairman, upon
14 consideration of the petition of the Enforcement Counsel
15 and the failure of the Respondent to answer and the
16 evidentiary record, I move that the Board revoke the
17 non-gaming employee permit as described by the Office of
18 Enforcement Counsel.

19 MR. PITRE: Excuse me. One correction.

20 Mr. Amon, I'm told, is a gaming employee not a
21 non-gaming.

22 COMMISSIONER SOJKA: I think it's the other way
23 around.

24 MR. PITRE: It was gaming --

25 COMMISSIONER SOJKA: There was a word left out.

1 MR. PITRE: He was a non-gaming employee --

2 COMMISSIONER SOJKA: Working in a liquor
3 storage area.

4 MR. PITRE: I misstated the fact. Mr. Amon's
5 vice was that he was gaming in the facility in which he
6 was employed.

7 COMMISSIONER SOJKA: But he was a non-gaming
8 employee?

9 MR. PITRE: I'll get it straight one day.

10 COMMISSIONER GINTY: Second.

11 CHAIRMAN DiGIACOMO COLINS: All in favor?

12 COMMISSIONERS: Aye.

13 CHAIRMAN DiGIACOMO COLINS: Opposed?

14 Motion carries. Thank you.

15 CHAIRMAN DiGIACOMO COLINS: Does that conclude
16 your business?

17 MR. PITRE: The other is a consent agreement to
18 be heard before the Board today involving DigiDeal.

19 If counsel for DigiDeal would come forward.

20 CHAIRMAN DiGIACOMO COLINS: Would you state
21 your name?

22 MR. TIMS: Derrick Tims on behalf of DigiDeal
23 Corporation.

24 MR. DIEHL: And I'm Thomas Diehl on behalf of
25 the Office of Enforcement Counsel.

1 CHAIRMAN DiGIACOMO COLINS: No relation to
2 DigiDeal.

3 MR. DIEHL: Not that I'm aware of. I must say
4 after dealing with this case for months, I never even
5 thought of that. That's pretty quick.

6 What is at issue? Essentially, DigiDeal is a
7 manufacturer licensee. Our purpose here today is for
8 Office of Enforcement Counsel to move to have the Board
9 accept the consent agreement as submitted; and towards
10 that end, I am prepared to summarize the issues
11 contained within the agreement of the Board's
12 permission.

13 Procedurally, in August of 2007, DigiDeal
14 submitted a renewal application in which they listed all
15 qualifiers holding a share of 5 percent or greater
16 within DigiDeal.

17 In response, the Bureau of Licensing advised
18 them -- advised DigiDeal that all shareholders would be
19 required to qualify.

20 In October of '07, DigiDeal filed a petition
21 for determination of qualifying shareholders.

22 So essentially, substantively where we are at
23 is, we were trying to make a determination of where to
24 draw the line essentially for percentage of ownership to
25 determine which shareholders had to qualify and which

1 did not.

2 Under the Act specifically, the definition for
3 controlling interest under Section 1103, since DigiDeal
4 is a privately held corporation, it is within the
5 Board's discretion to require all shareholders to
6 qualify.

7 However, to do that in this instance and other
8 similar situated circumstances, DigiDeal had
9 approximately 60 shareholders that held less than 1
10 percent and some of which were considerably less than 1
11 percent.

12 Therefore, we thought it was appropriate to
13 also look to the definition of controlling interest and
14 determine whether these parties had met a rebuttable
15 presumption that they did not exercise control over the
16 entity.

17 And ultimately, after conferring with the
18 Bureau of Licensing, we determined that a reasonable
19 threshold would be to require any shareholder with 1
20 percent or greater to qualify unless, of course, there
21 was a compelling reason on a fact-specific basis such as
22 they had some sort of a -- held a directors position and
23 so forth.

24 As such, the contents of the agreement sets
25 forth the 1 percent threshold with one exception and

1 that expressed exception is Metropolitan Creditors
2 Trust. It is an entity that holds 1.44 percent of
3 DigiDeal.

4 The reason why the Office of Enforcement
5 Counsel believes that Metropolitan Creditors Trust meets
6 the rebuttable presumption by clear or convincing
7 evidence is that it was established when its predecessor
8 Metropolitan Mortgage and Securities Company,
9 Incorporated filed bankruptcy, sought protection, and as
10 such its assets were contained within Metropolitan
11 Creditors Trust, which -- wherein the trustee is
12 explicitly limited to being able to liquidate the assets
13 of Metropolitan Creditors Trust to pursue and resolve
14 any cause of action that may arise out of the same and
15 to implement the specific Chapter 11 bankruptcy plan.

16 In short, the trustees would not exercise any
17 control or influence over DigiDeal. As such, Mr. Tims
18 and I are prepared to answer any further questions that
19 the Board may have or, in the alternative, move the
20 Board to accept the agreement as submitted. I thank
21 you.

22 CHAIRMAN DiGIACOMO COLINS: So the agreement
23 essentially excludes those shareholders from the need to
24 be licensed?

25 MR. DIEHL: Correct.

1 CHAIRMAN DiGIACOMO COLINS: Because they have
2 less than 1 percent ownership or with the exception of
3 the 1.44 percent owner that is subject to the control of
4 the trustee and bankruptcy?

5 MR. DIEHL: That is correct.

6 CHAIRMAN DiGIACOMO COLINS: Do you agree with
7 those terms, sir?

8 MR. TIMS: Yes, I do.

9 CHAIRMAN DiGIACOMO COLINS: Any questions?
10 May I have a motion?

11 COMMISSIONER COY: Madam Chair, I would move
12 that the Board approve the Order accepting the Consent
13 Agreement between Pennsylvania Gaming Control Board and
14 DigiDeal Corporation.

15 COMMISSIONER McCABE: Second.

16 CHAIRMAN DiGIACOMO COLINS: All in favor?

17 COMMISSIONERS: Aye.

18 CHAIRMAN DiGIACOMO COLINS: All opposed?

19 Motion carries.

20 Thank you very much.

21 MR. DIEHL: Thank you.

22 MR. TIMS: Thank you.

23 CHAIRMAN DiGIACOMO COLINS: That concludes our
24 meeting. The next meeting will be held April 24th at
25 11:00 a.m., North Office Building, Hearing Room 1.

1 If no fellow Board members have any final
2 comment or questions, I will ask for a motion to
3 adjourn.

4 COMMISSIONER SOJKA: So moved.

5 COMMISSIONER COY: Second.

6 CHAIRMAN DiGIACOMO COLINS: Okay. We are
7 adjourned. Thank you.

8 (The hearing concluded at 1:46 p.m.)

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1 I hereby certify that the proceedings and evidence are
2 contained fully and accurately in the notes taken by me
3 on the within proceedings and that this is a correct
4 transcript of the same.

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Hillary M. Hazlett, Reporter
Notary Public

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