

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

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PUBLIC MEETING

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BEFORE: GREGORY C. FAJT, CHAIRMAN
Raymond S. Angeli, Jeffrey W. Coy, James B.
Ginty, Kenneth T. McCabe, Sanford Rivers,
and Gary A. Sojka, Members
David Barasch, Ex Officio Designee

HEARING: Wednesday, June 17, 2009
10:52 a.m.

LOCATION: State Museum Auditorium
300 North Street
Harrisburg, PA 17120

WITNESSES: Kevin O'Toole, David Barasch, Barry Creany,
Jennifer Langan, David Rhen, Doug Sherman,
Claire Yantis, Cyrus Pitre, Richard
Sandusky, Steve Cook, Susan Hensel, Dustin
Miller

Reporter: Cynthia Piro-Simpson

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KEVIN O'TOOLE, Executive Director
DOUG SHERMAN
STEVE COOK
Office of Chief Counsel
PA Gaming Control Board
P.O. Box 69060
Harrisburg, PA 17106-9060

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P R O C E E D I N G S

CHAIRMAN FAJT:

We'll now commence with our scheduled public meeting under the order of old business and announcements. By way of announcements, the Board held an Executive Session on June 16th in accordance with the Sunshine Act. The purpose of the Executive Session was to discuss personnel-related issues and to conduct quasi-judicial deliberations relating to matters pending before the Board.

Our first item of meeting is the approval of minutes and the transcript of the Board's May 6th, 2009 meeting.

COMMISSIONER ANGELI:

Mr. Chairman, I move the Board approve the minutes and the transcript of the May 6th, 2009 meeting.

COMMISSIONER COY:

Second.

CHAIRMAN FAJT:

All in favor?

AYES RESPOND

1 CHAIRMAN FAJT:

2 Opposed?

3 NO RESPONSE

4 CHAIRMAN FAJT:

5 Motion passes. Moving on to new
6 business, I'd like to have Kevin O'Toole, our
7 Executive Director, provide his report. Kevin?

8 ATTORNEY O'TOOLE:

9 Good morning, Chairman, members of the
10 Board. In connection with the anticipated opening of
11 the Rivers Casino and their test nights in early
12 August, I would like to read into the record a
13 proposed Resolution pertaining to the Delegation of
14 Authority to certain Board members, to oversee the
15 opening of the Rivers Casino.

16 The Resolution states, as follows,
17 whereas under Title 4 Pennsylvania Consolidated
18 Statutes, Section 1202(a)(1), the Pennsylvania Gaming
19 Control Board has general and sole authority over the
20 conduct of gaming and related activities. And whereas
21 under Title 58, Pennsylvania Code Section
22 467(a)(2)(b), a Category II slot machine license may
23 not commence slot machine operations until a slot
24 machine licensee successfully demonstrates to the
25 Board that no less than nine criteria are met,

1 including but not limited to confirmation that the
2 slot machines and the associated equipment are
3 properly operating, that adequate surveillance and
4 security measures are in place, that the slot machine
5 license's employees are all properly licensed,
6 permitted or registered by the Board, as well as
7 properly trained, that all conditions of licensure had
8 been met and that the slot machine licensee has
9 successfully completed a test period.

10 And whereas the Board has in the past,
11 delegated authority upon certain members of the Board
12 acting collectively to review whether all pre-opening
13 criteria had been met and to grant authorizations on
14 behalf of the full Board when the required criteria
15 had been met. And whereas the Board believes it is,
16 once again, in the Board's best interest to delegate
17 such authority to certain members of the Board.

18 Be it resolved, that Board members
19 Gregory Fajt, Sanford Rivers and Ken McCabe are
20 delegated authority to determine whether Holdings
21 Acquisition Company, L.P., has demonstrated that all
22 pre-opening criteria had been met and to authorize
23 commencement of slot operations for the Rivers Casino.

24 The Board members delegated this
25 authority shall also have the authority to approve

1 minor modifications of any gaming floor plan
2 previously approved by the full Board, between the
3 date of such Board approval and the commencement of
4 slot operations. And I would request a motion to that
5 effect.

6 CHAIRMAN FAJT:

7 May I have a motion?

8 COMMISSIONER COY:

9 Mr. Chairman, I move the Board delegate
10 authority to Commissioners Fajt, Rivers and McCabe to
11 approve collectively all pre-opening conditions to the
12 Category II slot machine license of Holdings
13 Acquisition Company, L.P. and to determine the
14 effective date and time in which slot operations may
15 commence at the Rivers Casino.

16 CHAIRMAN FAJT:

17 Second?

18 COMMISSIONER GINTY:

19 Second.

20 CHAIRMAN FAJT:

21 All in favor?

22 AYES RESPOND

23 CHAIRMAN FAJT:

24 Opposed?

25 NO RESPONSE

1 CHAIRMAN FAJT:

2 Motion passes. Thank you, Kevin. I'll
3 now turn to Dave Rhen for our regular financial
4 update.

5 MR. RHEN:

6 Good morning.

7 CHAIRMAN FAJT:

8 Good morning, Dave.

9 MR. RHEN:

10 I'm here today to report on budget
11 results through May. The Board's fiscal year 2008 09
12 expenditures through May total \$26.8 million,
13 including \$20.7 million, or 77 percent of expenditures
14 for salaries and benefits, and the remaining \$6.1
15 million, or 23 percent for operational expenses.

16 During May, payroll totaled \$2.5 million,
17 and operating expenditures were \$596,000.

18 Expenditures for the month totaled \$3.1 million. The
19 largest operating expenditures in May included
20 \$209,000 for services, \$153,000 for rentals and
21 \$89,000 for other operating expenditures, including
22 \$80,000 for database searches utilized in background
23 investigations.

24 Year-to-date, the largest category of
25 operating expenditures are \$1.9 million, or 31 percent

1 of operating expenditures for services, \$1.8 million,
2 or 30 percent for rentals, \$904,000, or 15 percent for
3 other operating expenditures, \$600,000, or ten percent
4 for communications, and \$491,000, or eight percent of
5 operating expenditures for traveling. That concludes
6 my remarks.

7 CHAIRMAN FAJT:

8 Any questions from the Board? Thank you
9 very much, Dave. Next up is our Director of Human
10 Resources, Claire Yantis. Good morning, Claire.

11 MS. YANTIS:

12 Good morning, Chairman Fajt, members of
13 the Board. We ask you today to consider a motion to
14 hire two individuals. First, Rasheeda Waters is being
15 considered for hire as a Casino Compliance
16 Representative at Philadelphia Park. Ms. Waters has
17 completed the PGCB interview process and is being
18 recommended for hire by Director of Casino Compliance,
19 Tom Sturgeon.

20 Second, Director of Gaming Laboratory
21 Operations, Michael Cruz, has completed the PGCB
22 interview process for an Electronics Engineer
23 position. At this time, Mr. Cruz is recommending the
24 hire of Lauren Berry to fill this position. Inasmuch
25 as both individuals have completed the PGCB background

1 investigation and drug screening, we ask the Board to
2 consider a motion to hire these individuals as
3 indicated.

4 CHAIRMAN FAJT:

5 Any questions from the Board? If not,
6 can I have a motion?

7 COMMISSIONER COY:

8 Mr. Chairman, I move that the Board
9 approve the hiring of the Agency staff as proposed on
10 the condition that the employees have completed the
11 necessary background investigation and drug testing.

12 CHAIRMAN FAJT:

13 Second?

14 COMMISSIONER GINTY:

15 Second.

16 CHAIRMAN FAJT:

17 All in favor?

18 AYES RESPOND

19 CHAIRMAN FAJT:

20 Opposed?

21 NO RESPONSE

22 CHAIRMAN FAJT:

23 Motion passes. Thank you very much,
24 Claire.

25 MS. YANTIS:

1 Thank you.

2 CHAIRMAN FAJT:

3 Next up is our Chief Counsel, Doug
4 Sherman.

5 ATTORNEY SERMAN:

6 Good morning, Chairman, members of the
7 Board. Our first couple OF agenda items relate to a
8 proposed regulation and the fee schedule of the Office
9 of Hearings and Appeals (OHA), which Director of
10 Regulatory Review, Richard Sandusky, will address.

11 CHAIRMAN FAJT:

12 Good morning, Richard.

13 MR. SANDUSKY:

14 Good morning. The first item for
15 consideration by the Board is adoption of Proposed
16 Regulation #125-100. This proposed rulemaking would
17 provide amendments to Chapters 435a relating to
18 employees, and 437(a) relating to Vendor Certification
19 and Registration. This is an omnibus package that
20 consists of amendments that have been developed by the
21 staff, based on our past two years experience with the
22 vendor program. These amendments will improve both
23 the efficiency and the effectiveness of the Board's
24 vendor oversight. And we would ask for a motion for
25 adoption of the proposed rulemaking.

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CHAIRMAN FAJT:

Any questions from the Board? May I have a motion?

COMMISSIONER RIVERS:

Yes. Mr. Chairman, I move that the Board adopt Proposed Regulation #125-100, that the Board establish a public comment period for 30 days, and that the Proposed Regulation be posted on the Board's website.

COMMISSIONER ANGELI:

Second.

CHAIRMAN FAJT:

All in favor?

AYES RESPOND

CHAIRMAN FAJT:

Opposed?

NO RESPONSE

CHAIRMAN FAJT:

Motion passes.

MR. SANDUSKY:

The second item for consideration are changes to the Board's fee schedule for the OHA. These changes have been proposed in part because of revisions that were made, as part of Regulation #125-93, which amended our rules of practice and

1 procedure, and bring some of the copying costs that we
2 previously had in our fee schedule in line with the
3 copying costs that have been used for the Right-to
4 Know-Law requests. We would ask for a motion for
5 approval of the amended fees.

6 CHAIRMAN FAJT:

7 Any questions or comments? If not, a
8 motion, please?

9 COMMISSIONER GINTY:

10 Mr. Chairman, I move that the Board adopt
11 the proposed fee changes, and that the proposed fee
12 changes be published in the Pennsylvania Bulletin and
13 posted on the Board's website.

14 CHAIRMAN FAJT:

15 Second?

16 COMMISSIONER MCCABE:

17 Second.

18 CHAIRMAN FAJT:

19 All in favor?

20 AYES RESPOND

21 CHAIRMAN FAJT:

22 Opposed?

23 NO RESPONSE

24 CHAIRMAN FAJT:

25 The motion passes. Next?

1 MR. SANDUSKY:

2 Thank you.

3 ATTORNEY SHERMAN:

4 Today the Board has one Petition before
5 it for consideration, that's the matter that was heard
6 just earlier this morning during the public hearing.
7 Holdings Acquisition Company, which operates the ---
8 will operate the Rivers Casino has the Petition to
9 approve the gaming floor plan, as indicated in the
10 documentary filings. The casino will consist of 3,000
11 machines, and a 130,974 square foot facility. Upon
12 commencement of operations, they have also represented
13 in their game plan that 25 percent of the gaming floor
14 will be designated as a smoking space in accordance
15 with the Clean Indoor Air Act.

16 The Office of Enforcement Counsel (OEC)
17 has filed a response, and Enforcement Counsel Creany
18 has reviewed for the Board during a prior meeting, the
19 conditions which the OEC would like to see placed on
20 any such approval. The record of the matter is
21 closed, and it's now ripe for the Board's
22 consideration.

23 CHAIRMAN FAJT:

24 Are there any additional questions from
25 members of the Board? If not, I'll entertain a

1 motion.

2 COMMISSIONER MCCABE:

3 Mr. Chair, I move that the Board grant
4 the Petition to approve the gaming floor plan
5 submitted by Holdings Acquisition Company, L.P., as
6 described by the Office of Chief Counsel (OCC).

7 CHAIRMAN FAJT:

8 Second?

9 COMMISSIONER RIVERS:

10 Second.

11 CHAIRMAN FAJT:

12 All in favor?

13 AYES RESPOND

14 CHAIRMAN FAJT:

15 Opposed?

16 NO RESPONSE

17 CHAIRMAN FAJT:

18 Motion passes. Next?

19 ATTORNEY COOK:

20 Good morning, Mr. Chairman, members of
21 the Board. Steve Cook, Deputy Chief Counsel. This
22 morning we have one Report and Recommendation to
23 present to the Board. I received from the OHA, it
24 relates to the Non-gaming Employee Registration of
25 Gregory Cox. The Report and Recommendation, along

1 with the evidentiary record has been provided to the
2 Board in advance of this meeting.

3 Additionally, Mr. Cox has been notified
4 that the Board was considering this Report and
5 Recommendation today, and that he has the right to be
6 present to address the Board. If Mr. Cox is present
7 today, he should come forward.

8 The underlying facts, as described in the
9 Report and Recommendation are as follows. That Mr.
10 Cox worked as a housekeeper at Presque Isle Downs and
11 Casino. Related thereto, he submitted a Non-gaming
12 Employee Application to the Bureau of Licensing on
13 March 3rd, 2009. On March 19th, 2009, the OEC issued
14 a Notice of Recommendation of Denial due to
15 non-disclosure on Mr. Cox's application.
16 Specifically, Mr. Cox, although disclosing a prior
17 arrest during the month of May of 2008 failed to
18 report all of the charges for which he was originally
19 arrested.

20 Additionally, Mr. Cox failed to disclose
21 a 1983 arrest. As a result of receiving the Notice of
22 Recommendation of Denial, Mr. Cox requested a hearing,
23 which was subsequently scheduled for April 28th, 2009.
24 Despite Mr. Cox receiving proper notice of the hearing
25 to be held on April 28th, he failed to attend. As a

1 result of his failure to attend, the hearing was held
2 in absentia.

3 Based upon Mr. Cox's non-disclosures and
4 his failure to appear at the hearing to explain why
5 these non-disclosures occurred, the OHA issued a
6 Report and a Recommendation that Mr. Cox's application
7 be denied. The OCC would recommend that the Board
8 consider a motion adopting that Report and
9 Recommendation.

10 CHAIRMAN FAJT:

11 Do we have any statement from the OEC,
12 Cyrus?

13 ATTORNEY PITRE:

14 We'd also ask that the Board adopt the
15 Report and Recommendation.

16 CHAIRMAN FAJT:

17 Thank you. Any questions or comments
18 from the Board? If not, I'll entertain a motion.

19 COMMISSIONER RIVERS:

20 So moved.

21 CHAIRMAN FAJT:

22 Second?

23 COMMISSIONER COY:

24 Second.

25 CHAIRMAN FAJT:

1 All in favor?

2 AYES RESPOND

3 CHAIRMAN FAJT:

4 Opposed?

5 NO RESPONSE

6 CHAIRMAN FAJT:

7 Motion passes. Thank you very much.

8 Gentlemen, next we'll have our Director of Licensing,

9 Susan Hensel. Good morning, Susan.

10 MS. HENSEL:

11 Good morning. Thank you, Chairman Fajt
12 and members of the Board. I have a number of
13 licensing matters to bring before you today. First,
14 we have two manufacturer licenses, Bally Gaming, Inc.
15 and DigiDeal Corporation that are up for their second
16 renewals.

17 In each case, the Bureau of
18 Investigations and Enforcement (BIE) has completed an
19 investigation, and the BOL has provided you with a
20 renewal background investigation and suitability
21 report. No issues were identified by either the BIE
22 or Licensing that would preclude licensure. I have
23 provided you with the draft Orders for each of these
24 renewal licenses and ask that the Board consider the
25 Orders, beginning with Bally Gaming.

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CHAIRMAN FAJT:

Any questions from Enforcement Counsel?

ATTORNEY PITRE:

We'd support that recommendation from the
BOL.

CHAIRMAN FAJT:

Thank you. Questions or comments from
the Board? A motion?

COMMISSIONER SOJKA:

Mr. Chairman, I'd like to move that the
Board approve the Order renewing the Manufacturer
License of Bally Gaming, Inc., as described by the
BOL.

CHAIRMAN FAJT:

Second?

COMMISSIONER ANGELI:

Second.

CHAIRMAN FAJT:

All in favor?

AYES RESPOND

CHAIRMAN FAJT:

Opposed?

NO RESPONSE

CHAIRMAN FAJT:

Motion passes.

1 MS. HENSEL:

2 Next would be DigiDeal Corporation.

3 COMMISSIONER ANGELI:

4 Mr. Chairman, I move that the Board
5 approve the Order renewing the Manufacturer License of
6 DigiDeal Corporation, as described by the BOL.

7 CHAIRMAN FAJT:

8 Any questions or comments from
9 Enforcement Counsel?

10 COMMISSIONER RIVERS:

11 Second.

12 CHAIRMAN FAJT:

13 Hold on just one second.

14 ATTORNEY PITRE:

15 No comments. We support the
16 recommendation.

17 CHAIRMAN FAJT:

18 Sorry about that. Any questions or
19 comments from the Board? Okay. Mr. Angeli, could you
20 make your motion again? Sorry about that.

21 COMMISSIONER ANGELI:

22 I'm sorry. Chairman, I move that the
23 Board approve the Order renewing the Manufacture
24 license of DigiDeal Corporation, as described by the
25 BOL.

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COMMISSIONER COY:

Second.

CHAIRMAN FAJT:

Thank you. All in favor?

AYES RESPOND

CHAIRMAN FAJT:

Opposed?

NO RESPONSE

CHAIRMAN FAJT:

The motion passes.

MS. HENSEL:

The next matter for your consideration is Principal and Key Employee Licensees. Prior to this meeting the BOL provided you with a proposed Order for 34 Principals and 4 Key Employee Licenses. The Principal applicants are associated with Holdings Acquisition Co., L.P., while the Key Employees are associated with Chester Downs and Marina, LLC and Mount Airy #1, LLC. I ask that the Board consider the Order granting these licenses.

CHAIRMAN FAJT:

Enforcement Counsel, any questions or comments?

ATTORNEY PITRE:

We ask that the Board license --- we

1 recommend licensure in each one of these licenses.

2 CHAIRMAN FAJT:

3 All right. Questions or comments from
4 the Board? Can I have a motion, please?

5 COMMISSIONER COY:

6 Yes. Mr. Chairman, I move that the Board
7 issue an Order approving the issuance of the Principal
8 and Key Employee Licenses as described by the BOL.

9 CHAIRMAN FAJT:

10 Second?

11 COMMISSIONER GINTY:

12 Second.

13 CHAIRMAN FAJT:

14 All in favor?

15 AYES RESPOND

16 CHAIRMAN FAJT:

17 Opposed?

18 NO RESPONSE

19 CHAIRMAN FAJT:

20 The motion passes.

21 MS. HENSEL:

22 Finally we have two Orders regarding
23 vendors. The first is to certify the following nine
24 vendors. AJ Industries, Inc., Cagley and Tanner, LLC,
25 Frederick G. Wohlgemuth, Inc., John Gross & Company,

1 Inc., Material Distributors, Inc., Roma Steel
2 Erection, Inc., SSM Industries, Inc., Sunfresh Food
3 Service, Inc. and Video Waltronics, Inc. I ask that
4 the Board consider the Order approving these vendors
5 for Certification.

6 CHAIRMAN FAJT:

7 Any questions or comments from
8 Enforcement Counsel?

9 ATTORNEY PITRE:

10 No objections from the Enforcement
11 Counsel.

12 CHAIRMAN FAJT:

13 Any questions or Comments from the Board?
14 If not, I'll entertain a motion.

15 COMMISSIONER GINTY:

16 Mr. Chairman, I move that the Board issue
17 an Order to approve the applications for Vendor
18 Certification, as described by the BOL.

19 COMMISSIONER MCCABE:

20 Second.

21 CHAIRMAN FAJT:

22 All in favor?

23 AYES RESPOND

24 CHAIRMAN FAJT:

25 Opposed?

1 NO RESPONSE

2 CHAIRMAN FAJT:

3 The motion passes.

4 MS. HENSEL:

5 Next we provided you with an Order and an
6 attached list of 20 Registered Vendors. I ask that
7 the Board adopt a motion approving the Order
8 registering these vendors.

9 CHAIRMAN FAJT:

10 Enforcement Counsel, questions?

11 ATTORNEY PITRE:

12 We support that recommendation.

13 CHAIRMAN FAJT:

14 Thank you. Any comments, questions from
15 the Board? If not, can I have a motion, please?

16 COMMISSIONER MCCABE:

17 Mr. Chair, I move that the Board issue an
18 Order to approve the application for Vendor
19 Registration, as described by the BOL.

20 COMMISSIONER RIVERS:

21 Second.

22 CHAIRMAN FAJT:

23 All in favor?

24 AYES RESPOND

25 CHAIRMAN FAJT:

1 Opposed?

2 NO RESPONSE

3 CHAIRMAN FAJT:

4 Motion passes. Thank you very much,
5 Susan.

6 MS. HENSEL:

7 Thank you.

8 CHAIRMAN FAJT:

9 Cyrus, I think you're up next. OEC.

10 ATTORNEY PITRE:

11 We have three matters for the Board to
12 consider today. Dustin Miller will be presenting each
13 one of those matters.

14 ATTORNEY MILLER:

15 Good morning, Chairman Fajt, members of
16 the Board. There are three matters relating to the
17 Revocation of Permits or Registrations of casino
18 employees before the Board today. With respect to
19 each, the records pertinent to each matter have been
20 provided to the Board in advance of this meeting.

21 Upon notification of the complaints filed
22 to revoke the Registrations or Permits of the
23 individual named in the individual complaints, none of
24 the individuals chose to respond to the matters set
25 forth in the complaints. In addition, in each case,

1 the Applicants have been notified that the Board is
2 considering their Revocation today, and that they have
3 the right to be present to address the Board.

4 If any of the individuals are present
5 today, they should come forward when their name is
6 announced. The first request for Revocation involves
7 Rozlyn Baker. Ms. Baker had been employed as a
8 concession cook at Harrah's Chester Downs Casino, and
9 registered as a Non-gaming Employee. The OEC filed an
10 Enforcement Complaint to revoke Ms. Baker's Non-gaming
11 Employee Registration for failing to comply with
12 federal or state laws on April 15th, 2009.

13 An Enforcement Complaint was served upon
14 Ms. Baker to the address listed on Ms. Baker's
15 application, as well as the address listed on the
16 criminal complaint filed against her by both certified
17 and First-Class mail. Ms. Baker did not respond to
18 the filing in any way.

19 Due to Ms. Baker's failure to respond,
20 the averments in the Enforcement Complaint are deemed
21 to be admitted as fact, and a right to hearing has
22 been waived. On May 20th, 2009, the OEC filed a
23 request to enter judgment upon default against Ms.
24 Baker. The matter is now before the Board to consider
25 the Revocation of Ms. Baker's Non-gaming Employee

1 Registration.

2 CHAIRMAN FAJT:

3 Any questions or comments from the Board?

4 May I have a motion?

5 COMMISSIONER RIVERS:

6 Yes. Mr. Chairman, I move that the Board
7 issue an Order to approve the Revocation of the
8 Non-gaming Employee Registration of Rozlyn Baker as
9 described by the OEC.

10 CHAIRMAN FAJT:

11 Second?

12 COMMISSIONER SOJKA:

13 Second.

14 CHAIRMAN FAJT:

15 All in favor?

16 AYES RESPOND

17 CHAIRMAN FAJT:

18 Opposed?

19 NO RESPONSE

20 CHAIRMAN FAJT:

21 The motion passes. Please proceed.

22 ATTORNEY MILLER:

23 Thank you. The next request for
24 Revocation involves Anthony Bazzoli. Mr. Bazzoli had
25 been employed as a valet at Harrah's Chester Downs

1 Casino and registered as a Non-gaming Employee. The
2 OEC filed an Enforcement Complaint to revoke Mr.
3 Bazzoli's Non-gaming Employee Registration for failing
4 to comply with federal or state laws on April 7th,
5 2009.

6 The Enforcement Complaint was served upon
7 Mr. Bazzoli, to the address listed on Mr. Bazzoli's
8 application as well as the address listed on the
9 criminal complaint filed against him by both certified
10 and First Class mail. Mr. Bazzoli did not respond to
11 the filing in any way.

12 Due to Mr. Bazzoli's failure to respond,
13 the averments in the Enforcement Complaint are deemed
14 to be admitted as fact and his right to a hearing has
15 been waived. On May 22nd, 2009, the OEC filed a
16 request to enter judgment upon default against Mr.
17 Bazzoli. The matter is now before the Board to
18 consider the Revocation of Mr. Bazzoli's Non-gaming
19 Employee Registration.

20 CHAIRMAN FAJT:

21 Any questions or comments from the Board?
22 If not, may I have a motion?

23 COMMISSIONER MCCABE:

24 Yes. Mr. Chairman, I move that the Board
25 issue an Order to approve the Revocation of the

1 Non-gaming Employee Registration of Anthony Bazzoli,
2 as described by the OEC.

3 CHAIRMAN FAJT:

4 Second?

5 COMMISSIONER ANGELI:

6 Second.

7 CHAIRMAN FAJT:

8 All in favor?

9 AYES RESPOND

10 CHAIRMAN FAJT:

11 Opposed?

12 NO RESPONSE

13 CHAIRMAN FAJT:

14 The motion passes. Next?

15 ATTORNEY MILLER:

16 Thank you. The final request for
17 Revocation involves John Johnson. Mr. Johnson had
18 been employed as a player services representative,
19 Philadelphia Park Casino and permitted as a Gaming
20 Employee. The OEC filed an Enforcement Complaint to
21 revoke Mr. Johnson's Gaming Employee Permit for
22 failing to comply with federal or state laws on April
23 27th, 2009. The Enforcement Complaint was served upon
24 Mr. Johnson to the address listed on Mr. Johnson's
25 application by certified and First-Class mail.

1 Mr. Johnson did not respond to the filing
2 in any way. Due to Mr. Johnson's failure to respond,
3 the averments and the Enforcement Complaint are deemed
4 to be admitted as fact and his right to a hearing has
5 been waived. On May 19th, 2009, the OEC filed a
6 request to enter judgment upon default. The matter is
7 now before the Board to consider the Revocation of Mr.
8 Johnson's Gaming Employee Permit.

9 CHAIRMAN FAJT:

10 Any questions or comments from the Board?
11 If not, could I have a motion, please?

12 COMMISSIONER ANGELI:

13 Mr. Chairman, I move that the Board issue
14 an Order to approve the revocation of Gaming Employee
15 Permit of John Johnson, as described by the OEC.

16 COMMISSIONER COY:

17 Second.

18 CHAIRMAN FAJT:

19 All in favor?

20 AYES RESPOND

21 CHAIRMAN FAJT:

22 Opposed?

23 NO RESPONSE

24 CHAIRMAN FAJT:

25 The motion passes.

1 ATTORNEY PITRE:

2 That concludes our business. Thank you.

3 CHAIRMAN FAJT:

4 Thank you very much, gentlemen. Next, I
5 believe we do this quarterly, we open the dais and
6 microphones for public comment. We asked that people
7 register in advance. We are not aware of anybody
8 registering in advance. Is there anyone here who
9 chooses to make a public comment?

10 Okay. If not, just looking ahead, the
11 Board will hold its next public meeting on Wednesday,
12 July 15th at 10:00 a.m. in the Keystone Building, PUC
13 Hearing Room Number One. Any final comments or
14 questions from any members of the Board? If not, may
15 I have a motion to adjourn?

16 COMMISSIONER MCCABE:

17 So moved.

18 CHAIRMAN FAJT:

19 Second?

20 COMMISSIONER COY:

21 Second.

22 CHAIRMAN FAJT:

23 Thank you. The meeting is adjourned.

24 * * * * *

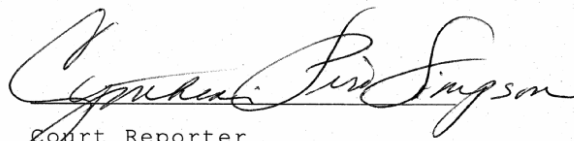
25 MEETING CONCLUDED AT 11:20 A.M.

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CERTIFICATE

I hereby certify, as the stenographic reporter, that the foregoing proceedings were taken stenographically by me, and thereafter reduced to typewriting by me or under my direction; and that this transcript is a true and accurate record to the best of my ability.


Court Reporter