

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

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IN RE: STADIUM CASINO RE, LLC - PETITION FOR A
SPORTS WAGERING CERTIFICATE AND ALL THE NECESSARY
APPROVALS AND AUTHORITY TO CONDUCT SPORTS WAGERING

* * * * *

BEFORE: MEMBERS OF THE BOARD:

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Obra S. Kernodle, IV

Sean Logan

T. Mark Mustio

Merritt C. Reitzel

Dante Santoni, Jr.

Denise J. Smyler

EX-OFFICIO MEMBERS/DESIGNEES IN ATTENDANCE:

Jennifer Langan, Esquire, Designee,
Pennsylvania Treasury

Christin Heidingsfelder, Designee,
Department of Revenue

Fred Strathmeyer, Designee,
Department of Agriculture

Reporter: Cynthia Piro Simpson

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1 HEARING: Wednesday, October 30, 2019, 10:20 a.m.

2 LOCATION: Pennsylvania Gaming Control Board

3 Strawberry Square Complex

4 2nd Floor

5 Harrisburg, PA 17101

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JOE BILLHIMER - Executive VP, Cordish Gaming Group

ROBERT NORTON - President, Cordish Gaming Group

SENATOR KIM WARD

REPRESENTATIVE GEORGE DUNBAR

ROB RITSON, Hempfield Township Supervisor

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CHAIRMAN: Can I have the
representatives from Stadium come forward? State
and spell your name for the court reporter prior to
your presentation. And I'd also ask that all
non-attorney witnesses stand at this time to be
sworn.

WITNESSES SWORN EN MASSE

CHAIRMAN: Thank you.
The Petitioners may begin.

ATTORNEY STEWART: Good morning. And
may it please the Board, Chairman and Commissioners,
my name is Mark Stewart, S-T-E-W-A-R-T, with the Law
Firm of Eckert Seamans. I am here today on behalf
of Stadium Casino RE, LLC on its Petition for Sports
- for a Sports Wagering Certificate.

With us and participating in today's
presentation, we have Joe Weinberg, the CEO, and
Principal of Cordish Gaming Group, Rob Norton,
President of the Cordish Gaming Group. And I'll
allow them to introduce themselves before they speak
and state - spell their last name for the reporter.

1 Joe Billhimer, Executive Vice
2 President with the Cordish Gaming Group. We're also
3 very pleased and honored to have with us Senator Kim
4 Ward, Representative George Dunbar and Hempfield
5 Township Supervisor, Rob Ritson.

6 And they will be coming up and
7 participating in our presentation when we get to
8 that point of the presentation.

9 With that, I'll turn it over to Joe.

10 MR. WEINBERG: Well, good morning,
11 everybody. My name is Joe Weinberg,
12 W-E-I-N-B-E-R-G.

13 Just to give you a quick update. As
14 you know, we're talking about our Live! Casino Hotel
15 in Philadelphia and Live! Casino in Westmoreland
16 County. You have renderings of the two projects
17 before you.

18 Just in terms of the state of the
19 projects, as a general update, the - actually,
20 tomorrow we have the topping-off ceremony for our
21 Philadelphia facility. So, the construction is
22 moving along quite well. The building's enclosed
23 and we're roaring ahead on construction.

24 In Westmoreland County we've already
25 commenced demolition and we have our official

1 groundbreaking in a couple weeks in Westmoreland
2 County. So, we're very happy with the progress of
3 the two projects and look forward to maintaining
4 that schedule for late next year openings for both
5 facilities.

6 We're here today to talk about our
7 Sports Wagering Certificate. As you know, this is
8 an expanded scope of gaming, which, you know, we all
9 look at as good customer service, great for the
10 Commonwealth, good for the - for the industry.

11 From the operator standpoint - from
12 our standpoint - from the actual revenue generation
13 directly from sports betting, it's minimal, but we
14 really look at it from - particularly from the
15 retail standpoint, as the ability to drive a new
16 customer base into the - into the casino. And
17 there's a direct correlation between driving in new
18 traffic to the casino and generating additional
19 casino - casino revenues.

20 And I think we've seen that start to
21 happen as some sports betting has been implemented
22 throughout the state. And Rob Norton will walk you
23 through a little bit about how we see those
24 benefits.

25 MR. NORTON: Good morning. My name is

1 Rob Norton, N-O-R-T-O-N. The next slide that we
2 have up just speaks a little bit to the short
3 history of sports betting in Pennsylvania and the
4 success that it has seen.

5 This slide speaks mainly to the
6 Non-Gaming lift - the non-sports betting gaming lift
7 that we have seen in the competitors who add retail
8 Sportsbooks to their facility. It is our general
9 belief and our general theory that by activating the
10 facility with great entertainment, great
11 restaurants, sports betting and all these different
12 types of amenities that you create an energy and an
13 activity that will bring people in that will game on
14 your slots and tables. And at least in Pennsylvania
15 so far, we've seen that hold true through the
16 beginning stages of sports betting, that we have
17 seen a lift.

18 On the flip side, as you look at the
19 direct revenues associated to sports betting, you
20 know, although it's been an impressive start, it is
21 - it is a very small fraction of the overall gaming
22 revenue. And when you actually transmit that all
23 the way through to the expected profitability of it,
24 you know, we anticipate the profitability of sports
25 betting to be marginal at best.

1 But we do believe in the overall
2 energy. We do believe in the overall benefit, and
3 we're excited to bring sports betting to both
4 Westmoreland and to Philadelphia.

5 With that said, our approach, we hope,
6 is unique, in that we plan to bring sports betting
7 to these facilities with an overall vision of more
8 of an entertainment style of an inclusive style.
9 So, as we look at the Philadelphia property, you
10 know, we are a world-class facility that is being
11 built right in the - the heart of the stadium
12 district, where all of the major sports teams play
13 in one location. And we are embracing that sports
14 theme throughout the facility.

15 So, unlike many locations where you'll
16 see a singular sports-betting location, we will have
17 a Sportsbook, and it will be located in a
18 nationally-recognized restaurant concept, but we
19 will also have sports betting integrated into
20 additional bars, additional areas, additional
21 entertainment areas, so that it becomes the life
22 blood of the Philadelphia property.

23 We have a couple renderings of our
24 Philadelphia property up next. So, this is an
25 outside image of our nationally-recognized

1 restaurant, Sports & Social. Inside Sports & Social
2 will be the Sportsbook, along with sports viewing
3 and social activities, music and other entertainment
4 options that will go along with it.

5 When you look at the map, the arrows
6 will actually represent kind of all of the places
7 within the casino that we intend to make sports
8 betting available, either through additional windows
9 or through kiosks throughout the floor.

10 When we look at Westmoreland, our
11 Live! Pittsburgh facility, the - this is an image of
12 the sports bar. This is a two-level bar, again,
13 located within the nationally-recognized restaurant
14 that is one of the key moments of the entire
15 facility. And we have our Sportsbook located within
16 - within that space. We think in both cases the
17 Sportsbook is an accretive to the overall energy and
18 feel of the facility.

19

20 (WHEREUPON, THERE WAS A BRIEF INTERRUPTION IN THE
21 PROCEEDINGS.)

22

23 MR. NORTON: You know, specifically
24 speaking to the job creations, the Westmoreland
25 facility, which is the smaller of the two, we're

1 estimating 20 jobs at the retail book, just under a
2 million dollars of salaries and wages for the year.
3 We definitely anticipate increased visitation to the
4 facility because of the venue that we are planning
5 to build, including the sports betting.

6 And again, as we stated early on, that
7 the - that the overall benefits, you know, will be
8 not just in the direct sports-betting revenue, but
9 the ancillary revenue from other gaming restaurants
10 and general overall activity.

11 ATTORNEY STEWART: Okay.

12 And with that, we'll ask Senator Ward,
13 Representative Dunbar, Supervisor Ritson to come up.
14 They - obviously part of this Petition before you
15 today involves Stadium Casino's request to conduct
16 sports wagering at both its Category 2 and Category
17 4 Facility - Facilities under a single certificate.

18 And the Senator and Representative and
19 Supervisor are here to provide some additional
20 testimony to those issues.

21 Senator?

22 SENATOR WARD: Good morning. Thanks
23 for having us. I am State Senator -.

24 CHAIRMAN: Excuse me. Excuse me one
25 second. I just want to make sure, did we have you

1 all sworn earlier?

2 SENATOR WARD: Yeah. We swore - we
3 were sworn in.

4 CHAIRMAN: Thank you.

5 SENATOR WARD: I'm Kim Ward. I
6 represent the 39th Senatorial District, that
7 includes the Westmoreland Live! Casino.

8 First, let me start by saying thank
9 you to all of you for your recent approval of the
10 Cordish license to establish Westmoreland Live! in
11 Hempfield Township. Establishing nonprimary
12 locations throughout the Commonwealth had been a
13 priority for me from the time I became a Senator.
14 And I realize the largess and the amount of economic
15 money that the counties with casinos had.

16 And I - why can't we have that? So, I
17 have been very, very supportive of this for a lot -
18 a lot of years. So, I'm here today in support of
19 Cordish's application for a Sports Wagering License
20 at both their Philadelphia Category 2 Casino and the
21 Westmoreland Category 4 Casino.

22 I'm here, also, to formally testify on
23 the issue of legislative intent as it pertains to
24 the \$10 million licensing fee for sports wagering.
25 As I mentioned earlier, I was very, very - always

1 strong in helping to lead these efforts to expand
2 gaming by establishing nonprimary locations to areas
3 that didn't have a casino.

4 During the negotiating process on
5 developing the legislation, it was articulated that
6 these facilities would be secondary to operators who
7 were already operating in the Commonwealth. They
8 would be an extension of existing license holders
9 that had paid originating licensing fees and were
10 most often not using their maximum allowable table
11 games and slot machines.

12 Act 42 of 2017 was passed and existing
13 Category 1 and 2 License Holders had the opportunity
14 to bid on the newly formed Category 4 Facilities.
15 The State would generate revenue from both the fee
16 from the sealed bids and the tax revenue from the
17 nonutilized slot machines and table games.

18 With the restrictions on sports
19 wagering lifted nationwide, an additional license
20 was made available to existing Category 1 and 2
21 Casinos for a fee of \$10 million. This \$10 million
22 fee was established for the original Cat 1 and Cat 2
23 License holders. And Act 42, an additional \$10
24 million fee was never considered for newly-
25 established Category 4 Casinos, and it doesn't make

1 economic sense. It doesn't make economic sense for
2 the Commonwealth and it doesn't make economic sense
3 for the Cat 1 and 2 Casinos.

4 Category 4 Casinos are nonprimary
5 locations. Therefore, they're considered secondary
6 to their parent casino. They are restricted by the
7 slot machine and table game utilization of the
8 parent casino. These secondary locations were
9 designed to be economic drivers for both the
10 Commonwealth and the counties in which they are
11 located.

12 Based on the size of these facilities,
13 the sports-wagering component will not be a direct
14 primary revenue in Category 4 Facilities, rather it
15 will be part of the overall experience to increase
16 slot and table game usage and enjoy entertainment
17 options.

18 Direct sports betting at a Category 4
19 facility will not justify a separate \$10 million
20 fee. So, Act 47 of 2017 didn't include it. If this
21 Board decides that it's required, then the parent
22 casinos are left with the decision to possibly omit
23 the sports-wagering component from their facility
24 and leaving a large hole and a comprehensive
25 experience for patrons. This would have a negative

1 effect on the communities.

2 Additionally, as I mentioned earlier,
3 the Category 4 Casinos were created to establish a
4 gaming presence in those areas that previously had
5 none. Permitting sports wagering under the parent
6 license will put the smaller facilities on par with
7 off-track betting facilities in other parts of the
8 state.

9 In the case of Westmoreland Live!,
10 myself, Representative Dunbar and local leaders feel
11 that it is essential to have all of these options
12 available to help redefine the Westmoreland Mall,
13 which was dying. So we are very, very grateful for
14 the casino in the county's central commercial
15 corridor.

16 I just want you to know before I
17 close, that the question I get most when I'm out in
18 the community and even coming through my social
19 media's, when is the casino going to open? People
20 in the county are pretty much, overall, very, very
21 excited about this. I mean, they are looking
22 forward to it.

23 So, in closing, I just want to
24 reiterate how important this project is to our
25 county and to our Commonwealth. All of you have

1 administered your responsibilities with integrity
2 and in the Commonwealth's best interest. I ask that
3 you, once again, consider the broader benefits to
4 this Commonwealth by approving this application with
5 just the one time \$10 million fee that includes
6 Philly Live! and Westmoreland Live!, just as Act 47
7 authorized and intended it to be.

8 Thank you very much for letting me
9 speak with you this morning.

10 REPRESENTATIVE DUNBAR: Thank you.
11 Thank you, Chairman Barasch and Commissioners. I
12 think it's relatively appropriate that on the
13 two-year anniversary of the signing of H.B. 271,
14 which is now Act 42, that we would have a hearing on
15 it, at least to clarify some of the thoughts of it.

16 I have sent you all a letter. I also
17 believe there's a letter from Leader Cutler,
18 expressing my views on what exactly transpired as
19 far as the Bill itself. And I'm not going to read
20 it to you, but I just want to hit on a couple
21 salient points.

22 First off, some of you know how the
23 sausage making takes place over here. That on an
24 omnibus bill like this, several bills were put
25 together - several of my bills were input into Act

1 42. And each bill stood on its own and it was
2 dropped into the omnibus bill.

3 There wasn't a whole lot of thought
4 about how this bill would affect any other - how the
5 gaming - how the Sports Wagering Bill would affect
6 anything else because sports wagering didn't exist
7 at the federal level. There was no way. So, it was
8 just dropped in and there wasn't much thought to how
9 it would affect everything else.

10 So, when it was put in there, the
11 language that was put in was written in a manner
12 that to have sports wagering available in as many
13 locations as possible. I confirmed this with the
14 writer - with the author of H.B. 519, which was a
15 Sports Wagering Bill, Representative Matzie, who
16 told me, look, we put the nonprimary locations in
17 there so every casino could have a sports wagering
18 if the Federal Government ever allowed it. And in
19 nonprimary locations were meant for off-track
20 betting parlors to help those - those exist -
21 continue to exist.

22 It was not - there was never any
23 intent to limit it for the Cat 2s. It was just -
24 the idea was to let it happen as many places as
25 possible. There was no consideration when that Bill

1 was written for the Cat 4s, because they didn't
2 exist either. And that was just another bill that
3 was dropped into the Omnibus bill.

4 I will also tell you this. When that
5 bill ran, the fiscal note on the bill, which the
6 House prepares on every bill, it had revenue
7 assumptions in it, there were no revenue assumptions
8 with that bill for sports wagering. Because again,
9 the Federal Government prohibited it.

10 So, you know, there's no fiscal note
11 there as far as revenue assumptions for sports
12 wagering, but since then, we have had budgets, we've
13 had several budgets since then, two budgets since
14 then. And in those budgets there was never a
15 revenue assumption made for Cat 4s for sports
16 wagering, but I will tell you this -. And in the
17 1819 Governor's budget, in his book, there's an
18 assumption of \$70 million for Sports Wagering
19 Licenses. And in 1920, \$40 million. That's \$110
20 million.

21 That's 11 casinos worth. That's what
22 the assumption was made. No assumptions were made
23 for Category 4s ever to pay the \$10 million.

24 Also, in this year's budget, there was
25 a revenue assumption of \$12.5 million for table game

1 fee for Cat 4s. There is no assumptions for sports
2 wagering for Cat 4s in the Governor's budget book.

3 So, I mean, I know it - I know a lot
4 of times when we do things and - and some of you
5 know, that we screw them up. I mean, we don't
6 always get everything right. And maybe we didn't
7 get this completely right, but the one thing that we
8 did get right on Act 42 was the licensing fee and
9 the tax rate.

10 No matter what Governor Christie is
11 out there saying, but we set that rate at \$10
12 million and a tax rate at 36. And it was a very
13 difficult decision for our Cat 1s and our Cat 2s to
14 make fiscal sense of it.

15 If it was - it was a very difficult
16 decision for a Cat 1 and Cat 2. I can't - you
17 understand, they are ten times as large as a Cat 4,
18 and they're having trouble making sense of it. And
19 it wasn't until some - some Cat 1s and Cat 2s,
20 didn't make the decision to buy the Sports Wagering
21 License until they saw the increased table games and
22 increased slots that were coming with those that
23 that had purchased the licenses.

24 So, now the Cat 1s and Cat 2s, they at
25 least feel somewhat comfortable, but it was a

1 difficult decision for them. It's an impossibility
2 for a Cat 4 to make fiscal sense of this. It just
3 will not make any sense.

4 So, what will happen, a Cat 4 is not
5 going to purchase it. If they're not going to - if
6 they're not going to spend \$10 million -. And
7 what's going to happen, in the renderings you just
8 saw, is you're going to have this beautiful
9 sports-wagering facility, you're going to have the
10 TV sets all around, you're going to have the odds on
11 the wall, and people are going to have to sit there
12 and bet on their phones, because they'll still be
13 able to do that.

14 So, there's not a whole lot of sense
15 in not allowing the Cat 1 - the Cat 2's License -
16 Sports Wagering License to apply to their Cat 4s.

17 If anybody has any questions, I'll
18 feel free to answer them as well.

19 CHAIRMAN: Thank you.

20 ATTORNEY STEWART: Thank you.

21 MR. RITSON: Hi, good morning. My
22 name is Rob Ritson. I currently am a Township
23 Supervisor in Hempfield Township, which hosts the
24 municipality for Westmoreland Live!. I, too, want
25 to thank you -. R-I-T-S-O-N, Rob.

1 I, too, want to thank you for the
2 recent approval - it's very - this is a
3 highly-anticipated project in Hempfield Township,
4 and in, particularly, Westmoreland County.

5 And I'm here just to speak to the
6 global application, as it pertains to sports
7 wagering in general and why we feel it's essential
8 to have at Westmoreland Live!.

9 As this Board is aware, the current
10 facility is being proposed in what is now what I'll
11 call Westmoreland Mall. Westmoreland Mall has seen
12 the loss of two anchor stores in the last two years.
13 We're fortunate that one of those anchor facilities
14 is being filled by the current Westmoreland Live!,
15 but we have a sizeable facility where Sears occupied
16 that is now empty.

17 As the landscape of commercial retail
18 changes, we are working hard to try to redefine what
19 commercial corridors look like. And this casino is
20 going to be the catalyst in helping us do that. And
21 we feel as the casino sits in its current form, and
22 with the proposal of the sports wagering, that it
23 will be an entertainment destination for us in
24 Central Westmoreland.

25 We are a bedroom community, you know,

1 trying hard to maintain the commercial end, trying
2 hard to recruit industrial areas, but in the end,
3 we're a bedroom community. And the idea is to
4 provide a comprehensive entertainment facility that
5 will spawn new - new commercial opportunities in the
6 developable area. And that will include a lot of
7 redevelopment as well, not just the mall, but the
8 areas around the mall.

9 So, you know, as a representative of
10 the community that this is housed in, as someone who
11 works with our neighboring municipalities as well,
12 we are incredibly excited about the opportunity that
13 this provides us. We know that once you gave your
14 approval for the license and hopefully give your
15 approval for the sports wagering, then it's our job
16 to move beyond the current casino and start to look
17 at facilitating better opportunities for development
18 around that. Take advantage of what - what Stadium
19 Casino and what all of you have already done.

20 So, again, I really - on behalf of the
21 Hempfield Supervisors, I appreciate the approval.
22 We are excited to begin, and I hope that you'll look
23 favorably upon their wagering application and we can
24 all get moving forward in Central Westmoreland.

25 CHAIRMAN: Thank you.

1 What I'm going to do is do something
2 slightly out of order because of your schedules. If
3 there are going to be questions for the Senator, the
4 Rep or the Supervisor from the Board, I would ask
5 that we do the questions now, if there are
6 questions.

7 Okay. Thank you very much.

8 Oh, I'm sorry, I didn't see you.

9 MS. LANGAN: I was just wondering if
10 any of the legislators had proposed any amendments
11 to the Gaming Act to clear up this ambiguity, if
12 there is an ambiguity?

13 SENATOR WARD: We discussed doing so.
14 We've discussed it.

15 REPRESENTATIVE DUNBAR: If you're
16 asking if we've - amendment now, is that what you're
17 talking -?

18 MS. LANGAN: Did you - yeah, I mean,
19 since this issue has come up.

20 REPRESENTATIVE DUNBAR: I believe that
21 you, as a Board, have that authority to do that at
22 this point in time. I mean, if for some reason, you
23 know, we can't - we can't get there, I guess we
24 could do that. We certainly have considered it, but
25 we believe that you guys have that ability to do

1 that, to make the decision.

2 ATTORNEY STEWART: Since there is no
3 prohibition in the Act, certain - what the
4 Representative is saying is it's a matter of
5 interpretation. And certainly that's - that's the
6 Board's role.

7 SENATOR WARD: Right. And we have
8 discussed doing that, doing exactly that, because we
9 do feel strongly - the intent of the legislation is
10 not to charge twice. The intent - yes, we've talked
11 about it.

12 CHAIRMAN: Mark?

13 MR. MUSTIO: Thank you, Chairman.

14 Representative Dunbar, thank you for
15 the explanation on how this got put together. Do
16 you recall in the legislation, does each Category 1
17 - does it specifically say each Category 1 location
18 pays the \$10 million for sports wagering?

19 REPRESENTATIVE DUNBAR: It does not
20 specifically state each Category 1, it just - each
21 casino can pay the \$10 million licensing fee.

22 MR. MUSTIO: For example, I think Penn
23 National also owns The Meadows.

24 Right?

25 REPRESENTATIVE DUNBAR: Right.

1 MR. MUSTIO: It's my understanding
2 that both locations have paid the \$10 million,
3 whether they did or maybe they - one of their
4 providers paid it, but can you help walk me through
5 that process?

6 REPRESENTATIVE DUNBAR: So - I also -
7 and I'm not sure exactly when we passed the rules
8 for that you can own more than one casino, too. I'm
9 not sure when that actually happened either,
10 timing-wise, but it just was a \$10 million licensing
11 fee per casino.

12 MR. MUSTIO: It says per casino,
13 though.

14 REPRESENTATIVE DUNBAR: Per casino,
15 but it didn't specify Cat 1 or Cat 2. That, in my
16 knowledge - it did also - it did mention the
17 nonprimary locations, but it did not specify the Cat
18 1s and Cat 2s.

19 SENATOR WARD: The Meadows is huge.
20 You know, those are huge casinos. These Cat 4s are
21 limited, with the amount of number of slots and
22 tables that are permitted by the law. So, it
23 wouldn't make sense - there is no way they can pay
24 \$10 million for a facility that is a fifth of the
25 size of those larger facilities.

1 If we're looking at the overall
2 experience, we're looking at getting as many people
3 into these facilities as we can, we're looking for
4 more people to play tables and more people to play
5 slots, then, you know, we need to make this - this
6 sports wagering accessible and affordable, but it is
7 not at \$10 million.

8 ATTORNEY STEWART: And as the Senator
9 alluded to Commissioner - and the Representative, in
10 his comments, you know, the structure of the Act is
11 such that you have, essentially, the primary
12 casinos, which were the 1, 2s and 3s that could bid
13 on a Category 4, and the Category 4s are set up as
14 kind of an ancillary casino.

15 And we believe that that structure
16 enables the ancillary casinos to operate under a
17 primary casino's certificate, but it would not allow
18 two primary casinos like The Meadows and Hollywood
19 to share. There's not that structure of, you know,
20 The Meadows isn't dependent upon Hollywood for their
21 slot machine count, they're two independent primary
22 casinos. So, they would each have to pay the \$10
23 million as opposed to the primary ancillary
24 structure.

25 MR. MUSTIO: And I think there's also

1 another - there's a couple other, at least the way I
2 look at it, areas that are not economically fair.
3 For example, if you have an OTB, you don't have to
4 go through that either, right, but if we happen to
5 go through the bidding process for a license for a
6 Category 4, other than a casino-owned Category 4, if
7 we had gone far enough, then you'd have, possibly,
8 bidders that do not have a casino license in
9 Pennsylvania. And if we grant this scenario here,
10 then you would have an unbalanced playing field,
11 too. Right?

12 You would have a casino bidding and
13 someone who doesn't have a casino, if the option is,
14 we're not going to have them pay the \$10 million.
15 So, what you're saying is, nobody should have to pay
16 the \$10 million for a Category 4, and that's what
17 was silent in the legislation, but that was your
18 intent.

19 Did I conclude that correctly?

20 REPRESENTATIVE DUNBAR: That is
21 correct. Getting back to the economics of it, I
22 don't know how a Category 4 can make sense of a \$10
23 million licensing fee for sports wagering. And if
24 they don't have sports wagering, the numbers have
25 proven that the revenues are not going to be as high

1 as they possibly can be. The jobs created will not
2 be as high as they possibly could be.

3 MR. MUSTIO: Thank you, Chairman.

4 CHAIRMAN: Okay. Thanks.

5 SENATOR WARD: And just one more
6 thing. And I thought George was going to -
7 Representative Dunbar was going to say it, because
8 he was very important in getting it done, but the
9 majority leader of the House, Bryan Cutler, I
10 believe you all have a letter from him?

11 REPRESENTATIVE DUNBAR: Yeah, I did
12 say that.

13 SENATOR WARD: Oh, did you? I guess I
14 wasn't listening to you, George.

15 REPRESENTATIVE DUNBAR: That's all
16 right. I'm used to that.

17 SENATOR WARD: You know, we've been
18 together a long time.

19 ATTORNEY STEWART: And while the
20 Senator and Representative are here, you have
21 packets in front of you that include all of our
22 exhibits.

23 Senator Ward's letter is identified as
24 Stadium Exhibit 2. Representative Dunbar's is
25 identified as Stadium Exhibit 3. Majority Leader

1 Cutler's is identified as Stadium Exhibit 4.

2 ---

3 (Whereupon, Stadium Exhibit 2, Letter of Senator
4 Ward, was marked for identification.)

5 (Whereupon, Stadium Exhibit 3, Letter of
6 Representative Dunbar, was marked for
7 identification.)

8 (Whereupon, Stadium Exhibit 4, Letter of Bryan
9 Cutler, was marked for identification.)

10 ---

11 CHAIRMAN: Let's keep going.

12 ATTORNEY STEWART: Thank you.

13 CHAIRMAN: You can stay there for the
14 minute.

15 Is Enforcement Counsel going to have
16 any questions for these witnesses?

17 ATTORNEY PITRE: No, we don't.

18 CHAIRMAN: Okay. Thank you very much.

19 SENATOR WARD: Thank you for letting
20 us be here.

21 CHAIRMAN: Thank you.

22 SENATOR WARD: Thank you.

23 ATTORNEY STEWART: Thank you very
24 much, Mr. Chairman, and the Board, for modifying the
25 schedule.

1 CHAIRMAN: Thank you.

2 ATTORNEY STEWART: If we may - oh,
3 sorry.

4 CHAIRMAN: Does the Board have any
5 questions for the other witnesses at this time?

6 Proceed. We'll hear from Enforcement
7 Counsel and swing back.

8 ATTORNEY PITRE: Mr. Chairman, I still
9 - I think they're in the middle of their
10 presentation.

11 CHAIRMAN: Oh, thank you.

12 That's what you did to me. Okay.

13 ATTORNEY STEWART: Thank you, sir -
14 Mr. Chairman.

15 CHAIRMAN: Thank you, Cyrus.

16 ATTORNEY STEWART: Yes, thank you,
17 Cyrus.

18 Moving on to the - you know, kind of
19 the issue at hand here that we've been talking
20 about. As we've set forth in our papers, we believe
21 that the structure and the text of the Act enable
22 the Board to allow sports wagering at both
23 facilities under a single certificate.

24 More importantly, the policies and the
25 intent behind the Act support such an approach. And

1 with the issue of authority resolved, the key
2 question becomes, what will provide the
3 Commonwealth, the community, gaming patrons with the
4 best - and the public with the best possible gaming
5 facility and experience? And we believe that is
6 having a full and comprehensive retail sports
7 experience at the Category 4 Casino.

8 As I mentioned, the Act allows for it.
9 If you look at the text in several ways, the
10 Category 4s are directly linked to the Category 1, 2
11 or 3 Casinos. Certainly, they were the only - in
12 the initial round, they were the only ones who could
13 bid for them.

14 After Act 20 of 2019, the ability for
15 non-Category 1s, 2s or 3s to bid was eliminated. In
16 several instances the Act literally conflates the
17 two types of licenses and refers to a Category 1
18 Licensee who is a Category 4 Licensee. And of
19 course, most importantly, the Category 4 Facilities
20 are wholly dependent on their primary casino for
21 their slot machines.

22 They literally are taking some of the
23 5,000 machine complement from the Philadelphia
24 casino to be utilized in Westmoreland at a Category
25 3 Casino, obtained a Category 4 Property, they would

1 have had to buy more slot machines in order to have
2 them at - at the Category 4 Facility.

3 So, they're really fused together.
4 And then, when you look at Section 13C21's
5 authorized location section, the section that deals
6 with where they're authorized, the text is such that
7 it permits operations at multiple facilities.

8 Whenever there's ambiguity, as was
9 referenced, in a statute the Agency's role is to
10 interpret it. And you do so by considering a
11 variety of factors. First amongst them are the
12 stated legislative intent and policies behind the
13 Act. And the express one for Category 4 Licenses
14 that is laid out in Section 1102 of the Gaming Act
15 is to ensure the sustainability and competitiveness
16 of Pennsylvania's gaming industry.

17 Having a complete sports-betting
18 experience at the Category 4 Facilities does that.
19 And the importance of these types of retail sports
20 facilities and lounges has been written about quite
21 a bit lately in the industry and in the trade
22 publications. They've focused on it and they've
23 talked about how they're designed - the design is
24 really - it's been described as man cave meets
25 casino.

1 It's the type of place where people
2 like to go. It's a blend of comfort and technology
3 of community and entertainment and sports. And it's
4 a real experience that would be lacking if it wasn't
5 permitted.

6 Likewise, enabling those casinos,
7 Category 4 Casinos, to benefit from the additional
8 revenue and the incremental revenue on slots and
9 table games promotes the policy in Section 1102
10 precluding such opportunities unless an additional
11 \$10 million fee, which, as was testified, is not
12 economically feasible, undermines that
13 sustainability and competitiveness.

14 The other policies set forth in 1102
15 are also advanced. As was discussed, revenue
16 generation will be maximized. Local share
17 recipients will receive additional revenue as well.
18 You're looking at the most possible jobs that can be
19 created at the facility. As was testified, 20 jobs,
20 with good salaries and benefits are tied to the
21 ability to conduct retail sports betting at the
22 Westmoreland facility and those would be lost if
23 that opportunity cannot move forward.

24 And as Supervisor Ritson really zeroed
25 in on, entertainment and tourism at this facility,

1 making it a regional asset in their economic hub, is
2 really vital and that will further that legislative
3 policy.

4 As was alluded to, there is the issue
5 and the opportunity of Category 1 Facilities to
6 locate or co-locate a nonprimary location at their
7 Category 4 Casinos and then have sports betting
8 through that provision of the law. We think that if
9 that is allowed to proceed, as it seems it could,
10 and the Category 2, Category 4s not be able to have
11 retail sports betting operation, you're setting up a
12 situation where not all Category 4 Casinos are on
13 equal footing. And certainly we don't think that
14 that advances the policies of the Gaming Act.

15 We can skip through this slide
16 quickly, but you know, all of these benefits we've
17 talked about are lost if an additional \$10 million
18 fee is required. The notion that there is some
19 public benefit from that is really a mirage. You're
20 basically - you would have a Category 4 Casino
21 paying the same amount, \$10 million, as it could
22 have for its slots and tables approval combined at
23 the minimum bid and the table fee, but only for a
24 source of revenue that's averaging around 2.1
25 percent of total gaming revenue at the properties

1 that are currently conducting sports wagering.

2 And if - if all Category 4 Casinos had
3 to have their own certificate, whether they're 1 -
4 Category 1, 2 affiliates or not, you would have one
5 instance where a casino would have to spend \$30
6 million in order to have retail sports betting at
7 each of its facilities.

8 It's clearly a model that can't be
9 justified economically. So, at the end of the day,
10 from a global perspective, the Board has several
11 options before it. We believe that the single
12 certificate option is the best solution.

13 The first option would be, as I
14 mentioned, all Category 4 Casinos have to have their
15 own certificates. If that's how the Board finds, it
16 will mean no retail sports betting at the Category 4
17 Casinos, and the result will be the loss of revenue
18 and jobs, and it will be bad for gaming patrons.

19 The second option is really a have and
20 have not situation, where the three Category 4s that
21 are affiliated with the Category 1s can co-locate an
22 OTB there and have sports wagering and the two
23 Category 4 Facilities that are affiliated with or
24 ancillary to the Category 2 Facilities cannot. And
25 it's a situation that results in disparate casino

1 facilities, and again, lost revenue and jobs for the
2 Commonwealth.

3 And the final option is the single
4 certificate approach. We believe it's the only one
5 that advances both the Gaming Act's policies and is
6 consistent with its structure and text. We think
7 it's a four-way win. It's the best solution for
8 Pennsylvania, for the host communities, for gaming
9 patrons and for the Licensees.

10 MR. WEINBERG: I just have one more
11 thing to add, that when we made our bid for at
12 auction for the Category 4, right or wrong, we
13 assumed that we were - that we could bid the amount
14 we did, which was \$40 million based on getting
15 efficiencies from our Cat 2, in terms of management,
16 in terms of license fees for online and for sports
17 betting retail.

18 So, you know, we - we assumed in our
19 upfront bid amount that we were going to be able to
20 gain those - those efficiencies. That's how we read
21 them - read the law and that's how we incorporated
22 into our - into our bid analysis.

23 CHAIRMAN: Okay.

24 ATTORNEY STEWART: And just one point
25 for book - or for recordkeeping, we've identified

1 the - we would like to identify our presentation as
2 Stadium's Exhibit 1.

3 ---

4 (Whereupon, Stadium Exhibit 1, Presentation, was
5 marked for identification.)

6 ---

7 CHAIRMAN: Fine.

8 ATTORNEY STEWART: And OEC had
9 proposed certain conditions. Generally, the
10 conditions are acceptable, with the acceptance of
11 conditions 21 and 25, which had to do with the
12 ability to start online and the requirement to file
13 - oh, actually, and the whole Westmoreland issue,
14 so -.

15 CHAIRMAN: One of them is the online
16 coming first -

17 ATTORNEY STEWART: Right.

18 CHAIRMAN: - and the other is the fee?

19 ATTORNEY STEWART: Yes.

20 CHAIRMAN: Thank you.

21 Enforcement Counsel?

22 ATTORNEY TEPPER: Good morning,
23 Chairman Barasch, members of the Board. David
24 Tepper, T-E-P-P-E-R. We have a few questions for
25 Stadium.

1 How many of the 50 positions at your
2 Category 2 Licensed Facility for retail sports
3 betting will be full time versus part time?

4 MR. BILLHIMER: I haven't spoken
5 before. This is Joseph Billhimer,
6 B-I-L-L-H-I-M-E-R. Right now our expectation is
7 they are all full time.

8 ATTORNEY TEPPER: Is that the same
9 with the 20 positions at your Category 4 License
10 facility?

11 MR. BILLHIMER: Yes.

12 ATTORNEY TEPPER: Will smoking be
13 allowed in the sports-wagering areas at the proposed
14 Category 2 Licensed Facility?

15 MR. BILLHIMER: We haven't evaluated
16 that yet.

17 ATTORNEY TEPPER: And if the Board
18 approves sports-wagering operations at the
19 Category -?

20 MR. LOGAN: Sorry, I didn't - I didn't
21 hear your answer.

22 MR. BILLHIMER: I'm sorry. We haven't
23 evaluated that, as it relates to the Indoor Smoking
24 Act.

25 MR. LOGAN: When will you evaluate it?

1 MR. BILLHIMER: Very quickly.

2 MR. NORTON: If I may add to the
3 answer on that, the question's -

4 MR. LOGAN: What's very quickly?

5 MR. NORTON: - somewhat difficult to
6 answer, because the fact that we - in the Category 2
7 Location, we have sports betting throughout the
8 facility. So the defined sports-betting area within
9 the restaurant is likely to not be smoking, but
10 there's windows next to the - a bar in the casino,
11 which will have smoking in the immediate area.

12 So, I think there will be - when we
13 submit our final smoking plan for the entire
14 facility, there will be sections that will be
15 included and excluded.

16 ATTORNEY TEPPER: Thank you.

17 And if the Board approves sports
18 wagering at your Category 4 Licensed Facility, will
19 the sports bar area that's offering sports wagering
20 - retail sports wagering be smoking or nonsmoking?

21 MR. NORTON: The - the windows - the
22 area where the windows are located for betting
23 within the sports bar would most likely be
24 nonsmoking. The bar itself will have areas that
25 have gaming that will likely have smoking in other

1 areas and have to be nonsmoking as well.

2 ATTORNEY TEPPER: Thank you.

3 Have you identified a platform
4 provider or operator for sports wagering?

5 MR. NORTON: We are - we have not
6 finalized any agreements on that front yet.
7 However, we are on the precipice of completing those
8 negotiations and contracts and look forward to
9 bringing those details to PGCB very shortly.

10 CHAIRMAN: If I could, just for
11 clarification, the operator, without revealing
12 what's going on, would be one operator for both
13 casino sites or is it just for the major Stadium
14 site?

15 MR. NORTON: We would have one
16 platform provider and partner for both locations.

17 CHAIRMAN: Thank you.

18 ATTORNEY TEPPER: Thank you.

19 Based on your petition, you intend to
20 offer interactive sports wagering prior to the
21 opening of either your Category 2 or 4 licensed
22 facilities.

23 Is that correct?

24 MR. NORTON: Yes.

25 ATTORNEY TEPPER: If you're granted a

1 Sports Wagering Certificate by the Board, when do
2 you anticipate launching interactive sports
3 wagering?

4 MR. NORTON: Most likely, through all
5 the approval process and internal controls, we'll be
6 looking towards the end of this year, the beginning
7 of next year.

8 MR. LOGAN: But the caveat is if you
9 don't have to pay the two fees?

10 MR. NORTON: The internet portion
11 would be under the single -

12 MR. LOGAN: Got you.

13 MR. NORTON: - single license either
14 way. We would move forward with that.

15 MR. LOGAN: Got you. Thank you.

16 ATTORNEY TEPPER: And when do you
17 anticipate that your Category 2 Licensed Facility
18 will open in Philadelphia?

19 MR. NORTON: Our current - our current
20 time table is the end of 2020.

21 ATTORNEY TEPPER: And if you're
22 granted a Sports Wagering Certificate, when do you
23 anticipate that land-based retail sports wagering
24 will go live at your Category 2?

25 MR. NORTON: At the same time, at the

1 end of 2020.

2 ATTORNEY TEPPER: And when do you
3 anticipate your Category 4 Licensed Facility will
4 open?

5 MR. NORTON: Our current estimates
6 have it at in the fourth quarter of 2020.

7 ATTORNEY TEPPER: And if you're
8 granted a Sports Wagering Certificate, when do you
9 anticipate that land-based retail sports wagering
10 will go live at your Category 4 Licensed Facility?

11 MR. NORTON: In conjunction with the
12 opening of that facility in the fourth quarter of
13 2020.

14 ATTORNEY TEPPER: Have you made any
15 plans to open a temporary facility prior to the
16 opening of your Category 2 or Category 4 Licensed
17 Facilities?

18 MR. NORTON: No.

19 ATTORNEY TEPPER: Can you please
20 explain to the Board why you believe that operating
21 the interactive prior to retail does not violate
22 Section 13C22(c) of the Act, which requires that no
23 Sports Wagering Certificate Holder may operate or
24 offer sports wagering until the Board determines
25 that the Sports Wagering Certificate Holder is

1 prepared in all respects to offer sports wagering to
2 the public at the licensed facility?

3 ATTORNEY STEWART: Sure. I mean,
4 we've addressed this in our Answer to OEC's
5 objection. There's various reasons for that. The
6 first is that the provision itself, it actually
7 affords discretion and authority to the Board. It's
8 not a limiting provision on the Board.

9 What it really says is prior to
10 offering - prior to offering sports wagering to the
11 public at a licensed facility, you have to have
12 everything ready and have satisfied any conditions
13 that the Board puts on you.

14 It certainly doesn't get into,
15 texturally, at all, the difference between offering
16 it online versus offering at a licensed facility or
17 the timing of those two endeavors.

18 And you know, the provision itself, I
19 mean, this casino is somewhat unique amongst all the
20 others, because it's the only one that's not up and
21 running and operational. Certainly, if it was the
22 intention of the legislature to address this
23 specific scenario, it would have done so in a more
24 direct and explicit manner. And said, you know, if
25 a casino is not up and running yet, it will - it

1 must start - it cannot start sports wagering.

2 That's not what the law says. All it
3 really says is, you have to have satisfied all the
4 conditions. And the Board has to say you're ready
5 to offer it at your licensed facility before you can
6 start at the licensed facility is how we would
7 interpret that and how we would suggest you
8 interpret that.

9 Ultimately, none of the policy
10 benefits of the Act are advanced by causing an
11 unnecessary delay in a Licensee starting online
12 operations. It would ultimately probably delay
13 receipt of the \$10 million, you know, for the
14 certificate in general, if it has to be - if it
15 can't start until a year from now - if Stadium can't
16 start until a year from now.

17 MR. WEINBERG: A couple - just from
18 a -.

19 CHAIRMAN: If I could?

20 ATTORNEY STEWART: Okay.

21 ATTORNEY PITRE: I disagree. I don't
22 think it would delay the payment of the \$10 million.
23 The payment of \$10 million would be 60 days from the
24 date that the Board approves this - the Petition,
25 the Order.

1 ATTORNEY STEWART: Right.

2 However, certainly if the Board is
3 going to find that - that it cannot be commenced
4 ahead of time, it may impact how Stadium decides to
5 proceed with this Petition.

6 CHAIRMAN: I'd like to - if I could,
7 let's not get into that kind of back and forth here.

8 I just have a clarifying question. To
9 date, how much money - not counting the fee that you
10 paid, how much money has been vested in bricks and
11 mortar to get these two operations up and running?
12 How much -?

13 MR. NORTON: So thus far -.

14 CHAIRMAN: In terms of the steel and
15 everything else.

16 MR. NORTON: I'll give you a range.
17 It's not an -

18 CHAIRMAN: That's fine.

19 MR. NORTON: - exact figure, but we
20 have a total investment of about \$850 million
21 between the two facilities, of which we -.

22 CHAIRMAN: Currently or when
23 completed?

24 MR. NORTON: When complete. And to
25 date, about half of that has already been invested.

1 CHAIRMAN: Okay. Thank you. Thank
2 you.

3 Other - where are we?

4 ATTORNEY TEPPER: We have no further
5 questions for Stadium at this time.

6 ATTORNEY PITRE: Now you make your
7 presentation.

8 ATTORNEY TEPPER: Okay.

9 CHAIRMAN: Okay.

10 ATTORNEY TEPPER: The OEC does not
11 have a formal presentation or witnesses; however, we
12 would like to make a brief statement. Stadium
13 Casino RE, LLC's Petition to Conduct Sports Wagering
14 presents two issues, at first impression, for the
15 Board to consider.

16 First, Stadium is requesting that the
17 Board permit it to offer interactive sports wagering
18 before land-based retail sports wagering. Second,
19 Stadium requests that the Board permit it to conduct
20 sports wagering operations at its Category 4
21 Licensed Facility under the same certificate at its
22 Category 2 Licensed Facility.

23 The OEC believes that ruling on each
24 issue is solely within the Board's discretion based
25 upon the Board's interpretation of the Act. In

1 order to give the Board an alternative option in
2 this regard, the OEC filed an Answer, Objection in
3 New Matter on August 22nd, 2019.

4 In regards to offering interactive and
5 mobile sports wagering prior to having a land-based
6 retail Sportsbook, according to Section 13C22(2) of
7 the Act, no Sports Wagering Certificate Holder may
8 operate or offer sports wagering until the Board
9 determines that the Sports Wagering Certificate
10 Holder is prepared in all respects to offer sports
11 wagering played to the public at a licensed
12 facility.

13 Stadium requests that the Board today
14 interpret the Act in such a way that Stadium is
15 prepared in all respects to offer sports wagering
16 play at their licensed facility.

17 Currently the Applicant's Category 2
18 Licensed Facility and the Applicant's Category 4
19 Licensed Facility are active construction zones.
20 The Board has permitted a Slot Machine Licensee to
21 commence interactive sports wagering before
22 land-based sports wagering. However, in that case,
23 the test period for land-based sports wagering began
24 three days after interactive sports wagering went
25 live.

1 Section 13C21(b) of the Act permits
2 the Board to authorize Sports Wagering Certificate
3 Holder to conduct sports wagering at a temporary
4 facility that is physically connected to, attached
5 to or adjacent to a licensed facility for a period
6 not to exceed 18 months.

7 While the OEC is of the opinion that
8 such a temporary facility might meet the
9 requirements of 13C22, it is important to remember
10 that Stadium has not put forth any plans for a
11 temporary facility and has testified today that they
12 will not be opening a temporary facility.

13 The second issue for which Stadium
14 seeks the Board's interpretation is the conduct of
15 sports - of retail sports wagering operations at its
16 Category 4 Licensed Facility under the same Sports
17 Wagering Certificate as its Category 2 Licensed
18 Facility. Or if Stadium would have to pay a
19 separate \$10 million fee for sports wagering at its
20 Category 4 Licensed Facility.

21 The OEC offers its arguments set forth
22 in its August 22nd, 2019 Answer, Objection in New
23 Matter as an alternative view from the Petitioner.
24 The Act is open for interpretation by the Board in
25 this regard. However, the OEC respectfully requests

1 that the Board exercises its discretion consistently
2 on whether to require a separate \$10 million Sports
3 Wagering Certificate Fee for a Category 4 Licensed
4 Facility.

5 A uniform interpretation by the Board
6 would create fairness and a balanced competitive
7 field throughout the industry, in that a Category 4
8 Facility that's proposed and operated by a Category
9 1 Licensee is treated the same as a Category 4
10 Facility that is owned and operated by a Category 2
11 Licensee.

12 If the Board is inclined to grant all
13 or part of Stadium Casino RE, LLC's Petition, OEC
14 requests that the Board do so pursuant to the
15 conditions outlined in OEC's August 22nd, 2019
16 Answer, Objection in New Matter and any other
17 conditions which the Board may wish to impose.

18 Obviously those recommended conditions
19 that contradict the Board's Order as it relates to
20 sports wagering operations at the Category 4
21 Facility or the timing of launching sports wagering
22 operations should be removed.

23 Thank you and we would be glad to
24 answer any questions the Board may have.

25 CHAIRMAN: Thank you.

1 I - before I ask if anybody else has
2 questions, same question for both Counsel.

3 Mark, in your opinion, could a Cat 2
4 Holder or - a Cat 2 Holder of a license who has a
5 Cat 4, could they sell the Cat 4 to an independent
6 person, an independent party? I'm trying to make it
7 a tight question.

8 ATTORNEY STEWART: Right.

9 Well, I believe that there can be a
10 change of control under Section 1328 of a Category 4
11 Casino License.

12 And that issue may come up in terms
13 of, you know, going outside of the existing casino
14 operators in Pennsylvania. Act 19 - or Act 20 of
15 2019, which limits the parties that can bid on a
16 Category 4 -.

17 CHAIRMAN: On a new one.

18 ATTORNEY STEWART: On a new one. You
19 know, could, I guess, be argued, to say that, you
20 know, it could have some limitation on who the
21 purchasers could be, but I would say that that is
22 really focused on the bidding for the locations.

23 CHAIRMAN: But an existing owner of a
24 Cat 4 License, in your opinion, could - may not be
25 interested in doing so, could sell a Cat 4 to a

1 third party?

2 ATTORNEY STEWART: Correct. And
3 certainly -

4 CHAIRMAN: Okay.

5 ATTORNEY STEWART: - if that were to
6 happen, I think the Board - and it would be sold to
7 an entity that has not already, you know, acquired a
8 certificate and paid the \$10 million license, I
9 don't see why that could not be a condition on the
10 Board's approval of the change of control.

11 CHAIRMAN: Okay. That's fine.

12 MR. NORTON: And you might have this -
13 a similar issue with a - you know, a Cat 1, right,
14 that would sell a Cat 4. And if they achieve their
15 scores -.

16 CHAIRMAN: I was making it simple. I
17 was making it simple, by sticking with the Cat 2.

18 OEC, do you have an opinion on that
19 subject?

20 ATTORNEY PITRE: I disagree. I think
21 - I don't think that you can independently sell a
22 Cat 4 to an unlicensed company that's not licensed
23 as a Cat 1, 2 or 3 within the Commonwealth. I think
24 the Cat 4 is attached to the particular Cat 1, Cat 2
25 or Cat 3 License.

1 So if you sale the Cat 4 without
2 selling the Cat 1 to someone not licensed in this -
3 in the Commonwealth, I would definitely object to
4 it. I think the Cat 1 is tied - or the Cat 2 or the
5 Cat 3 is tied to the Cat 4.

6 CHAIRMAN: Okay. Thank you.

7 ATTORNEY STEWART: Certainly, Mr.
8 Chairman, if you did - if you did sell it to one, I
9 think they would have to pay for the slot machines,
10 as is indicated under the existing Section 1305.1

11 CHAIRMAN: Okay. Thank you. Thank
12 you for clarifying that.

13 Okay.

14 Other questions from the Board? We're
15 all exhausted are we? We're going to - we'll
16 probably be considering this later, but I don't even
17 know that. We're going to take a break for a few
18 minutes and then we'll return.

19 ATTORNEY STEWART: May we move our
20 exhibits?

21 CHAIRMAN: Please do, sir.

22 ATTORNEY STEWART: We would move
23 Exhibits - Stadium Exhibits 1 through 4 into the
24 record, please.

25 ATTORNEY PITRE: No objection.

1 CHAIRMAN: Great. Thank you.

2 ---

3 (Whereupon, Stadium Exhibit 1, Presentation, was
4 admitted.)

5 (Whereupon, Stadium Exhibit 2, Letter of Senator
6 Ward, was marked for identification.)

7 (Whereupon, Stadium Exhibit 3, Letter of
8 Representative Dunbar, was admitted.)

9 (Whereupon, Stadium Exhibit 4, Letter of Bryan
10 Cutler, was admitted.)

11 ---

12 CHAIRMAN: We'll be back in a few
13 minutes.

14 * * * * *

15 HEARING CONCLUDED

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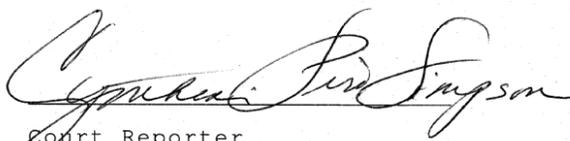
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CERTIFICATE

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I hereby certify that the foregoing proceeding was reported by me on 10/30/2019 and that I, Cynthia Piro Simpson, read this transcript, and that I attest that this transcript is a true and accurate record of the proceeding.

Dated the 4th day of December, 2019


Court Reporter