

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

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PUBLIC MEETING

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BEFORE: MEMBERS OF THE BOARD:

David M. Barasch

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,
Department of Treasury

Christin Heidingsfelder, Designee,
Department of Revenue

Fred Strathmeyer, Designee,
Department of Agriculture

HEARING: Wednesday, October 28, 2020

LOCATION: Telephonic

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

- KEVIN O'TOOLE - Executive Director's Report
- DANETTE BIXLER-GEORGE - Human Resources Director
- R.DOUGLAS SHERMAN, Chief Counsel - Petitions
- STEPHEN S. COOK, Deputy Chief Counsel.
- SUSAN HENSEL, Director, Bureau of Licensing
- DAVID RHEN, Director of Financial Management
- CHAD ZIMMERMANN, Assistant Chief Counsel
- CYRUS PITRE, Chief Enforcement Counsel - Enforcement
Actions

Office of Enforcement Counsel - Also presenting:

DAVID TEPPER, JAMES ARMSTRONG, DUSTIN MILLER,

ALSO PRESENT WERE:

- Nick Rodriguez-Cayro, Esquire, Mount Airy #1
- John Donnelly, Esquire, Rivers Casino
- Angela Hardesty, director of Compliance, Rivers
Casino

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4 -

5 CHAIRMAN: Good morning, everyone.
6 I'm David Barasch, Chairman of the Pennsylvania
7 Gaming Control Board. And as we begin, I'd like to
8 again, note that we're holding this meeting via
9 conference with board members and other participants
10 in different locations in furtherance of the
11 directives given to us by the Pennsylvania State
12 health officials and the Governor's office pertaining
13 to social distancing due to the COVID virus.

14 By way of background on March 11th,
15 2020, the Commonwealth's Office of open records
16 issued an order and a directive as to how state and
17 local agencies can conduct their business in
18 compliance with the Sunshine Act given the
19 unprecedented current circumstances.

20 The advisory provides that the public
21 business of the Commonwealth can be conducted via
22 teleconference or videoconference so long as a
23 mechanism is put into place to allow public access.
24 We've done that here by providing public access to
25 the video and audio of this meeting through the

1 to order. The first order of business, I'd like
2 everybody to join me for recitation of the Pledge of
3 Allegiance.

4 PLEDGE OF ALLEGIANCE RECITED

5 CHAIRMAN: By way of announcements,
6 the Board held an executive session yesterday,
7 Tuesday, October 27th to conduct quasi-judicial
8 deliberations relating to matters coming before the
9 Board today. This meeting was also done by
10 teleconference.

11 Next, I'd like consideration of a
12 motion to approve the transcript for the September
13 2nd, 2020 meeting. May I have such a motion?

14 MS. SMYLER: Chairman, Commissioner
15 Smyler moves that the Board approve the transcript of
16 the September 2nd, 2020 meeting.

17 MR. SANTONI: Commissioner Santoni
18 seconds.

19 CHAIRMAN: Thank you.

20 All in favor?

21 AYES RESPOND

22 CHAIRMAN: All opposed? The motion's
23 adopted.

24 Next up, Executive Director Kevin
25 O'Toole. Kevin, good morning.

1 MR. O'TOOLE: Good morning, Chairman
2 Barasch and members of the Board. For the record,
3 I'm Kevin O'Toole, Executive Director.

4 For today's Executive Director's
5 Report, I would like to give a brief update on the
6 performance of the casinos in Pennsylvania almost
7 five months after the 12 casinos began the process to
8 reopen from being closed for three months due to the
9 COVID-19 virus.

10 As we have come to expect, interactive
11 gaming and sports wagering are both continuing to
12 attract customers and generate gaming revenue. When
13 October is over, the revenue from those two expanded
14 forms of gambling should set new highs or come very
15 close.

16 What is very encouraging however, is
17 the fact that Pennsylvania's 12 land-based casinos
18 are also performing very well at the same time that
19 online gaming and sports wagering continued to grow.

20
21 Both slot machine revenue and table
22 game revenue at the land-based casinos continued to
23 be strong when compared to last year at this time.
24 For the first three weeks of October, preliminary
25 figures show that slot machine revenue reached,

1 approximately, 85 percent of the figures for the same
2 period last year.

3 Additionally, for the week of October
4 18th, table game revenue had its best week since
5 reopening in early June. Overall, table game revenue
6 has reached approximately 80 percent of the figures
7 for the same period last year.

8 Finally, during the past two weeks,
9 Board Staff has assisted in the reopening of five
10 Poker rooms at the land-based casinos. The reopening
11 of the Poker rooms will further add to the positive
12 performance of table games.

13 That concludes my report for today,
14 Chairman. Thank you very much.

15 CHAIRMAN: Thank you, Kevin.

16 Are there any questions from the Board
17 for Kevin at this time? Hearing none, I'll move on.

18 The next matter, Dave Rhen, the Office
19 of Financial Management. Good morning, Dave.

20 MR. RHEN: Good morning, Chairman and
21 board members.

22 Today I'm here to present the proposed
23 fiscal year 2021, 2022 budget request. The proposed
24 request are \$46,673,000 for administration, which
25 includes oversight of the Category 1 through Category

1 4 casinos, I-gaming and sports wagering.

2 \$475,000 for Video Gaming Terminal
3 administration and \$100,000 for Fantasy Contest
4 operations.

5 The administrative request for
6 \$46,673,000 is \$3.3 million higher - higher than the
7 current year appropriation. This is due to
8 increases -.

9 ---
10 (WHEREUPON, THERE WAS A BRIEF INTERRUPTION IN THE
11 PROCEEDINGS.)

12 ---
13 CHAIRMAN: Go ahead, Dave.

14 MR. RHEN: The administrative request
15 is \$3.3 million higher than the current year. This
16 is due to contractual union raises, additional casino
17 compliance staff necessary to operate up to five new
18 Category 2 and Category 4 casinos next fiscal year,
19 and increases in pension and health benefit cost.

20 The Board's budget includes \$41.4
21 million for personnel and benefits, and \$5.3 million
22 for operating and fixed asset expenses. The
23 personnel budget includes funding for 328 positions
24 and is based on a benefit rate of 69.5 percent of
25 salary expenses.

1 The operating and fixed assets budget
2 has a component of the administrative budget as \$5.3
3 million. A majority of the budgeted costs are for
4 real estate leases, investigative expenses,
5 telecommunications and data costs. The traditional
6 cost drivers of the operating and fixed assets
7 budgets.

8 The proposed budget would be funded
9 through a combination of \$7.7 million in restricted
10 revenue. These include application fees and license
11 fees and charge backs of gaming lab costs. And
12 \$38,973,000 in drawdowns from escrow accounts funded
13 by casino operators.

14 The Video Gaming Terminal, or VGT,
15 budget includes funding for full time equivalent
16 positions. The personnel component of this budget
17 request is \$450,000, and the operating portion is
18 \$25,000 and will be utilized primarily for travel and
19 investigative expense. This budget is proposed from
20 years appropriation.

21 Finally, the fantasy contest - the
22 fantasy contest budget request is \$100,000 and
23 includes funding for - and includes funding of
24 \$90,000 for personnel and \$10,000 for operating
25 expenses, and funds approximately one full-time

1 equivalent position.

2 This budget is also equivalent to the
3 current year's appropriation.

4 That concludes my presentation of the
5 budget. I'd be happy to take any questions;
6 otherwise, I'd appreciate your consideration of a
7 motion to approve these budgets.

8 CHAIRMAN: Thank you, David.

9 Are there any questions or comments
10 from the Board? Hearing none, may I have a motion,
11 please?

12 MR. SANTONI: Mr. Chairman,
13 Commissioner Santoni moves that the Board approve the
14 fiscal year 2021, 2022 proposed budget request, as
15 described by the Director of Financial Management.

16 MS. REITZEL: Commissioner Reitzel
17 seconds.

18 CHAIRMAN: Thank you.

19 All in favor?

20 AYES RESPOND

21 CHAIRMAN: All opposed? The motion's
22 adopted.

23 Next up, Chief Counsel Doug Sherman.
24 Good morning, Doug.

25 ATTORNEY SHERMAN: Good morning.

1 Chairman, members of the Board, our
2 first Agenda items relate to a statement of policy
3 and a temporary regulation, which Assistant Chief
4 Counsel, Chad Zimmermann, is here to present.

5 ATTORNEY ZIMMERMANN: Good morning,
6 Commissioners.

7 CHAIRMAN: Good morning, Chad.

8 ATTORNEY ZIMMERMANN: The first matter
9 is Statement of Policy #125-235, which is the
10 addition of certain side wagers to the compliment of
11 approved side wagers available for play in the
12 Commonwealth. The first is a Jackpot Party
13 Progressive, which can be played on a traditional
14 Blackjack table.

15 This Progressive Wager is made by a
16 player, and the payouts are determined when the
17 dealer has a hand of Blackjack and the round
18 terminates, and the four cards, the two dealt to the
19 player and the four dealt to - or the two dealt to
20 the Dealer are combined to create a four-card hand.

21 There is a progressive payout for the
22 top two hands and then standard set odds payouts for
23 other four-card hands. This game can be implemented
24 as soon as approved as a statement of policy and will
25 be posted on the Board's website.

1 The next wagers are the match the
2 dealer wagers, which can be played on a Blackjack
3 table, a Spanish 21 table and a Down Under Blackjack
4 table. This wager is placed by a player betting on
5 whether or not one or both of his or her cards will
6 match the Dealer's up card after the initial deal.

7 This is also a Progressive Wager,
8 which pays out based on the combination of the
9 player's cards and the Dealer's up card. There
10 currently exist match the dealer wagers in the
11 existing regulations for these games; however, they
12 are not progressive payouts. This would allow an
13 entity to use a progressive system to offer and link
14 these wagers.

15 If there are any questions about these
16 side wagers, I'd be happy to ask them. If not, I
17 would ask them, if not, I would request a motion to
18 approve statement of policy #125-235.

19 CHAIRMAN: Are there any questions or
20 comments from the Board for Chad? Hearing none, may
21 I have a motion, please?

22 MS. REITZEL: Commissioner Reitzel
23 moves that the Board adopt Statement of Policy
24 #125-235, regarding the Jackpot Party Progressive
25 Blackjack Wager, as described by the Office of Chief

1 Counsel (OCC).

2 MR. MUSTIO: Commissioner Mustio
3 seconds.

4 CHAIRMAN: Thank you.
5 All in favor?

6 AYES RESPOND

7 CHAIRMAN: All opposed? The motion's
8 adopted.

9 ATTORNEY ZIMMERMANN: The next matter
10 is Temporary Regulation #125-236. This contains a
11 table game rules of play for the game Dreamcatcher.

12 By and large, Dreamcatcher is largely
13 similar to the currently approved game of Big 6
14 Wheel. There is a spinning wheel that contains 54
15 different spaces that are marked, either with a 1, 2,
16 5, 10, 20 or 40 space, and also a multiplier of two
17 times and seven times.

18 The two times and the seven times and
19 the 40 space are the large - are really the only
20 variations between Dreamcatcher and Big 6 Wheel. If
21 a player is - if the spin lands in one of the two
22 time or - in the two time or seven times multiplier
23 spaces, it triggers a bonus spin and any wager - any
24 amount that it lands on will be multiplied by that
25 amount and paid out to a patron.

1 This game will initially be offered by
2 Evolution Gaming in their Interactive Live Dealer
3 studio. They are the entity that submitted the game
4 and the hope is that by adopting this as a temporary
5 regulation it can be offered in their interactive
6 gaming studio by the end of the year.

7 If there are any questions, I'd be
8 happy to answer them. If not, I'd request a motion
9 to approve the table game rules of play for
10 Dreamcatcher.

11 CHAIRMAN: Thank you.

12 Are there any questions from Chad on
13 this matter? Hearing none, may I have a motion,
14 please?

15 MR. MUSTIO: Mr. Chairman,
16 Commissioner Mustio moves that the Board adopt
17 Temporary Regulation #125-236 regarding the
18 Dreamcatcher Table Game Rules of Play, as described
19 by the OCC.

20 MR. LOGAN: Commissioner Logan
21 seconds.

22 CHAIRMAN: Thank you.

23 All in favor?

24 AYES RESPOND

25 CHAIRMAN: All opposed? The motion's

1 adopted.

2 ATTORNEY ZIMMERMANN: Thank you.

3 CHAIRMAN: Thank you, Chad.

4 ATTORNEY SHERMAN: Next the Board has
5 two motions and a Petition before it for
6 consideration. These matters will be decided on the
7 documentary record by agreement of the parties. In
8 each of the matters, the Board has, in advance of
9 this meeting, been provided with all of the documents
10 filed of record up to the State.

11 The first matter is - presents two
12 motions, requesting the Board to grant Pro Hac Vice
13 status to Kim Walberg, Esquire, and Richard T.Hu,
14 Esquire, both Illinois licensed attorneys that
15 represent Lendell Gaming, LLC and its principal
16 Richard Teitelbaum, as well as Venture Gaming, LLC
17 and its principal, Brent Mayes.

18 Both Lendell Gaming and Venture Gaming
19 applied for Video Gaming Terminal operator licenses.

20 In connection with their applications, Lendell
21 Gaming also applied for a principal license for its
22 owner, Richard Teitelbaum, and Venture Gaming applied
23 for a principal license for its owner, Brent Mayes.

24 The Office of Enforcement Counsel
25 (OEC) has recommended denial of those applications,

1 and the applicants, which are both based in Illinois
2 are contesting those recommendations before the
3 Board's Office of Hearings and Appeals (OHA).

4 The OEC has no objection to allowing
5 Walberg and Hu to represent Lendell Gaming and
6 Venture Gaming and their principals in these matters.

7
8 As the matters are now ripe for
9 consideration, I'd ask the Board to take up two
10 separate motions. First requesting that the Board
11 consider the motion seeking Pro Hac Vice status for
12 Counsel for Lendell Gaming, LLC and Richard
13 Teitelbaum matter.

14 CHAIRMAN: Are there any questions or
15 comments from the Board? Hearing none, may I have a
16 motion regarding Lendell Gaming and Richard
17 Teitelbaum?

18 MR. LOGAN: Mr. Chairman, Commissioner
19 Logan moves that the Board grant the motion for Pro
20 Hac Vice, admission of attorneys Kim R. Walberg and
21 Richard Y. Hu, in the matter of Lendell Gaming, LLC
22 and Richard Teitelbaum, as described by the OCC.

23 MR. KERNODLE: Commissioner Kernodle
24 seconds.

25 CHAIRMAN: Thank you.

1 All in favor?

2 AYES RESPOND

3 CHAIRMAN: All opposed? The motion's
4 adopted.

5 ATTORNEY SHERMAN: Now, I would ask
6 the Board to consider an identical motion for Venture
7 Gaming, LLC and Brent Mayes.

8 CHAIRMAN: Is there a motion, please?

9 MR. KERNODLE: Commissioner Kernodle
10 will move that the Board grants the motion Pro Hac
11 Vice admission of Attorneys Kim R. Walberg and
12 Richard Y. Hu in the matter of Venture Gaming, LLC
13 and Brent Mayes, as described by the OCC.

14 MS. SMYLER: Commissioner Smyler
15 seconds.

16 CHAIRMAN: Thank you.

17 All in favor?

18 AYES RESPOND

19 CHAIRMAN: All opposed? The motion's
20 adopted.

21 ATTORNEY SHERMAN: Next before the
22 Board is Chester Radnor's request to lift the
23 suspension of his G2 Employee Occupation Permit.

24 Briefly, Mr. Radnor was employed as an
25 assistant pit manager at Hollywood Casino at Penn

1 National Race Course. In September of 2019, the OEC
2 filed a request for an Emergency Order of Suspension
3 of Mr. Radnor's G2 Employee Occupation Permit, after
4 receiving notice that he had been charged with felony
5 criminal offenses.

6 As a result of the charges an
7 Emergency Order had been issued by the Executive
8 Director suspending the permit on September 18th,
9 2019. Thereafter, a hearing was held at the Board's
10 OHA, and in December of 2019 the Board issued an
11 order directing that the suspension remain in effect.

12 In September of 2020, Mr. Radnor filed
13 a Petition to lift the -.

14 COURT REPORTER: This is the court
15 reporter. Sorry, there's a train passing by. Could
16 I get five seconds?

17 ---
18 (WHEREUPON, THERE WAS A BRIEF INTERRUPTION IN THE
19 PROCEEDINGS.)

20 ---
21 COURT REPORTER: Okay.
22 Now I think we're good. I apologize.

23 CHAIRMAN: Thank you.

24 ATTORNEY SHERMAN: In September of
25 2020, Mr. Radnor filed a Petition to lift the

1 suspension of his G2 Permit, indicating that the
2 criminal charges were dismissed.

3 OEC has confirmed that the charges
4 had, in fact, been dismissed, and as a result, has no
5 objection to Mr. Radnor's request. That matter is
6 ready for the Board's consideration.

7 CHAIRMAN: Are there any questions or
8 comments from the Board on this matter? Hearing
9 none, may I have a motion, please?

10 MS. SMYLER: Commissioner Smyler moves
11 that the Board grant Chester Radnor's Petition to
12 lift the suspension of his G2 Employee Occupation
13 Permit, as described by the OCC.

14 CHAIRMAN: Is there a second, please?

15 MR. LOGAN: Commissioner Logan
16 seconds.

17 CHAIRMAN: Thank you.

18 All in favor?

19 AYES RESPOND

20 CHAIRMAN: All opposed? The motion's
21 adopted.

22 ATTORNEY SHERMAN: Next, we have -.

23 MS. SMYLER: Excuse me, is Dante
24 frozen?

25 MR. MCGARVEY: This is Richard

1 McGarvey. I do believe Dante - Commissioner Santoni
2 might be froze. We might have to hold for a second
3 to see if he comes back in.

4 ---

5 (WHEREUPON, A PAUSE IN THE RECORD WAS HELD.)

6 ---

7 CHAIRMAN: Okay.

8 Let's proceed. Where are we?

9 ATTORNEY SHERMAN: Okay.

10 Next we have Withdrawals and
11 Surrenders and - as well as four Report and
12 Recommendations, presented by Deputy Chief Counsel
13 Steve Cook.

14 ATTORNEY COOK: Good morning.

15 The next matter before the Board today
16 pertains to several unopposed Petitions to withdraw
17 the applications or surrender the credentials of the
18 following individuals or businesses; Bernard Zuroff,
19 Garvis Sells, John Soneby, Raceway Management
20 Company, Inc. doing business as Liberty Express
21 Duncannon, Matthew Restivo, Tobias Palmborg, Werner
22 Becher, MDL Holdings, LLC and Pratt Street
23 Management, LLC.

24 The OEC has no objections to any of
25 these withdrawals or surrenders. And as a result, if

1 the Board grants all of them, they'd be doing so
2 without prejudice to the various parties.

3 And now, these matters are all ripe
4 for the Board's consideration.

5 CHAIRMAN: Thanks, Steve.

6 Any questions or comments from the
7 Board? Hearing none, may I have a motion, please?

8 MR. SANTONI: Mr. Chairman - Mr.
9 Chairman, Commissioner Santoni moves that the Board
10 issue Orders to approve the withdrawals and
11 surrenders, as described by the OCC.

12 MS. REITZEL: Commissioner Reitzel
13 seconds.

14 CHAIRMAN: Thank you.

15 All in favor?

16 AYES RESPOND

17 CHAIRMAN: All opposed? The motion's
18 adopted.

19 ATTORNEY COOK: Next before the Board
20 for consideration are four Report and Recommendations
21 received from the OHA. These Report and
22 Recommendations, as well as the complete evidentiary
23 record have been provided to the Board in advance of
24 today's meeting.

25 In addition to that, each person

1 involved has been told that the matter would be taken
2 up by the Board today.

3 The first Report and Recommendation
4 before the Board pertains to David Graham. On
5 October 25th, 2016, Mr. Graham was issued a Gaming
6 Employee Occupation Permit to be employed as a
7 Security Office at Harrah's Philadelphia.

8 At that time Permits were issued by
9 the Board - Permits issued by the Board were valid
10 for three years. Effective October 30th, 2017,
11 however, the Gaming Act was amended to extend the
12 terms of all licenses, permits and registrations
13 issued by the Board to a five-year term.

14 In February of 2019, Mr. Graham
15 submitted his renewal application, believing his
16 permit would expire in October of 2019, or after
17 three years. Thereafter, the OEC issued a Notice of
18 Recommendation of Denial of his Renewal Application
19 alleging that it discovered that Mr. Graham had some
20 federal tax filing issues. Essentially, that he
21 failed to file certain tax returns with the IRS.

22 A hearing in this matter was held in
23 January 8th, 2020. Mr. Graham failed to attend the
24 hearing. OEC appeared, presenting evidence -
25 documentary evidence to support its case relative to

1 the tax return. Notwithstanding that evidence,
2 however, the Hearing Officer issued a Report and
3 Recommendation recommending that the matter be
4 dismissed based upon the amendment to the Act,
5 extending Mr. Graham's term of licensure to a year.

6 The Hearing Officer specifically found
7 that Mr. Graham's permit does not expire until
8 October 2021, and as a result his re-application was
9 premature, as well as OEC's objection to his
10 re-application.

11 The Hearing Officer did, however, note
12 that if the OEC so chose, they could bring an
13 enforcement action to revoke Mr. Graham's permit
14 based upon his tax issue.

15 I would note for the record that
16 during the pendency of these proceedings, Mr. Graham
17 left his employment with Harrah's and is not, at this
18 time, employed in the Pennsylvania Gaming Industry.

19 This matter is now ripe for the
20 Board's consideration. Again, the Hearing Officer's
21 recommendation was that the matter be dismissed, that
22 OEC brought it prematurely in that Mr. Graham's
23 Permit remain valid - remains valid through 2020.

24 CHAIRMAN: Thank you.

25 Are there any questions or comments

1 from the Board? Hearing none, may I have a motion,
2 please?

3 MS. REITZEL: Mr. Chairman,
4 Commissioner Reitzel moves that the Board adopt the
5 Report and Recommendation issued by the OHA, and that
6 Enforcement Counsel's objection to David Graham's
7 Gaming Employee Occupation Permit renewal application
8 be dismissed, as described by the OCC.

9 MR. MUSTIO: Commissioner Mustio
10 seconds.

11 CHAIRMAN: Thank you.
12 All in favor?

13 AYES RESPOND

14 CHAIRMAN: All opposed? The motion's
15 adopted.

16 ATTORNEY COOK: The next matter before
17 the Board pertains to Joseph Simmons. Richard, do we
18 know if Mr. Simmons has called in?

19 MR. MCGARVEY: If he has, he did not
20 make it aware to us, and I do not see his number
21 anywhere.

22 ATTORNEY COOK: Okay. Thank you.

23 Mr. Simmons, on March - excuse me, on
24 March 13th, 2020, Ms. Simmons submitted a Non-Gaming
25 Employee Application to work as an Environmental

1 Services Attendant at the Mohegan Sun Pocono Casino.

2 Mr. Simmons, in his application,
3 disclosed the previous arrest; however, it was
4 discovered during his background investigation that
5 he had a lengthier criminal history, which consisted
6 of theft, drug and assault charges, with convictions
7 spanning from 1989 through 2007.

8 Among the numerous misdemeanor
9 convictions, he also was convicted of a robbery
10 felony in 1991 and a drug related felony in 2007.
11 Consequently on June 9th, 2020, the OEC issued a
12 Notice of Recommendation of Denial of Mr. Simmons
13 Non-Gaming Registration application.

14 A hearing in this matter was held on
15 June 22nd, Mr. Simmons failed to attend that hearing,
16 and it was held in his absence, wherein OEC put it
17 into evidence, all of the records for his prior
18 criminal history.

19 Thereafter, Mr. Simmons requested that
20 the record be reopened so that he could present
21 testimony. The Hearing Officer did reopen the record
22 and a second hearing was held on August 20th.

23 Mr. Simmons participated in that
24 hearing and testified on his own behalf, essentially
25 expressing remorse for his actions and further

1 indicating that he had a drug addiction previously
2 and that his actions were the result of his drug
3 addiction, that he really had no other excuse but
4 that he has changed his life around since his 2007
5 conviction and has not had a criminal conviction
6 since that time.

7 Mr. Simmons is now 51 years old, he
8 testified that he participated in several drug
9 addiction programs, a parenting program, is currently
10 drug free and has removed himself from the area where
11 people who are a negative influence on his life
12 resided. He is - he has also been continuously
13 employed for more than a decade.

14 Following the hearings the report and
15 recommendation issued by the Hearing Officer
16 recommended that Mr. Simmons' Non-Gaming Employee
17 Registration Application be granted based upon Mr.
18 Simmons presenting evidence of more than a decade's
19 worth of rehabilitative efforts on his own behalf.

20 And now this matter is ripe for the
21 Board's consideration.

22 CHAIRMAN: Are there any questions or
23 comments from the Board? Hearing none, may I have a
24 motion, please?

25 MR. MUSTIO: Mr. Chairman,

1 Commissioner Mustio moves that the Board adopt the
2 Report and Recommendation issued by the OHA and that
3 Joseph Simmons' Non-Gaming Employee registration be
4 granted, as described by the OCC.

5 MR. LOGAN: Commissioner Logan
6 seconds.

7 CHAIRMAN: Thank you.
8 All in favor?

9 AYES RESPOND

10 CHAIRMAN: All opposed? The motion's
11 adopted.

12 ATTORNEY COOK: The next Report and
13 Recommendation before the Board pertains to Franklin
14 Hoang. Mr. Hoang holds a Gaming Level 2 Employee
15 Occupation Permit and was employed as a Dual-rate
16 Table Games Supervisor at Harrah's Philadelphia
17 Racetrack and Casino.

18 On November 21st, 2019, the OEC filed
19 a request for an Emergency Suspension of Mr. Hoang's
20 G2 Employee Occupation Permit after receiving notice
21 that he had been charged with a felony offense and
22 several misdemeanor offenses following an incident
23 where he fired a revolver near a group of people and
24 was later found in possession of a large quantity of
25 drugs.

1 As a result of these charges, the
2 Board's executive director issued an Emergency Order
3 suspending Mr. Hoang's G2 Permit, as requested by
4 Enforcement Counsel.

5 Due to two requested continuance by
6 Mr. Hoang and another continuance due to COVID-19, a
7 hearing in this matter was finally held on August 26,
8 2020. OEC appeared at that hearing and presented
9 evidence to show the pending that criminal charges
10 were in existence and still pending.

11 Despite receiving proper notice, Mr.
12 Hoang failed to participate in that hearing, and it
13 was held in his absence.

14 Based upon the evidence presented, the
15 Hearing Officer issued a Report and Recommendation,
16 recommending that the suspension remain in effect,
17 and that matter is now ripe for the Board's
18 consideration.

19 CHAIRMAN: Any questions or comments
20 from the Board? Hearing none, may I have a motion,
21 please?

22 MR. LOGAN: Mr. Chairman, Commissioner
23 Logan moves that the Board adopt the Report and
24 Recommendation issued by the OHA regarding the
25 suspension of Franklin Hoang's G2 Occupation Permit,

1 as described by the OCC.

2 MR. KERNODLE: Commissioner Kernodle
3 seconds.

4 CHAIRMAN: Thank you.

5 All in favor?

6 AYES RESPOND

7 CHAIRMAN: All opposed? The motion's
8 adopted.

9 ATTORNEY COOK: The final Report and
10 Recommendation before the Board pertains to Joshua
11 Smith's Petition for early re-application for a
12 Gaming Employee Occupation Permit.

13 In February of 2018, Mr. Smith filed a
14 Renewal Application for a Gaming Employee Permit. At
15 the time he was holding a Table Games Dealer position
16 at Harrah's Philadelphia.

17 On May 1st, 2018, the OEC issued a
18 Notice of Recommendation of Denial following Mr.
19 Smith's failure to comply with numerous requests to
20 file his 2014 federal income tax return.

21 The Board, on - during July of 2018
22 ultimately issued an Order denying Mr. Smith's
23 renewal application, based upon his non-compliance of
24 federal tax law.

25 On October 29th, 2019, Mr. Smith filed

1 a Petition for leave to re-apply for his Gaming
2 Employee Occupation Permit notwithstanding his
3 application being denied a year earlier.

4 OEC filed an objection to that
5 request, and a hearing in this matter was scheduled
6 for August 19th, 2020, and was held on that day. Mr.
7 Smith, despite his request, did not attend or
8 participate in that hearing. The only evidence put
9 into the record was that there continued to be a tax
10 issue, and as a result, the Hearing Officer
11 recommends that Mr. Smith's Petition for Early Re-
12 Application be denied.

13 And that matter is now ripe for the
14 Board's consideration.

15 CHAIRMAN: Any questions or comments?
16 Hearing none, may I have a motion, please?

17 MR. KERNODLE: Commissioner Kernodle
18 moves that the Board adopts the Report and
19 Recommendation issued by the OHA regarding Joshua
20 Smith's Petition for Early Re-Application from Gaming
21 Employee Occupation Permit as described by the OCC,
22 and that the Petition be denied.

23 MS. SMYLER: Commissioner Smyler
24 seconds.

25 CHAIRMAN: Thank you.

1 All in favor?

2 AYES RESPOND

3 CHAIRMAN: All opposed? The motion's
4 adopted.

5 ATTORNEY SHERMAN: And that concludes
6 the matters of OCC.

7 CHAIRMAN: Thank you, Doug.

8 Next up, Susan Hensel, Director of the
9 Bureau of Licensing. Good morning.

10 MS. HENSEL: Good morning. Thank you,
11 Chairman and members of the Board.

12 Before the Board today is -.

13 CHAIRMAN: I can't hear anything. Am
14 I the only one?

15 MS. SMYLER: No, I can't hear anything
16 either.

17 CHAIRMAN: We can hear you, but at
18 like a whisper.

19 MS. HENSEL: I'm not on mute.

20 CHAIRMAN: Nope.

21 MR. MCGARVEY: Nothing, Susan.

22 CHAIRMAN: I can hear you're speaking,
23 but it's so faint we can't hear anything.

24 MR. LOGAN: Yeah, I can't hear either.

25 CHAIRMAN: Richard, do you have any

1 idea what's going on?

2 MR. MCGARVEY: I'm not sure. But
3 Susan, in the lower right-hand corner there should be
4 a microphone. Left-hand corner, sorry. Lower left-
5 hand corner, the microphone. If you could click on
6 that and see if it changes anything.

7 Oh, you're on an iPhone, or an I-
8 product; aren't you? We might have to have her call
9 in if the - if for some reason the microphone's not
10 working.

11 CHAIRMAN: Well, I'm just wondering
12 can we jump ahead on the Agenda and come back to Sue
13 and see if we can fix it in the meantime? Let me
14 just scroll ahead.

15 Yeah, I think what we should do here,
16 Sue, is we're going to jump ahead and let Richard try
17 and help you with this, and we'll move ahead to the
18 OEC at this point.

19 Okay? That's what we're going to do.
20 OEC?

21 ATTORNEY PITRE: Okay.

22 Good morning, Chairman, members of the
23 Board. Cyrus Pitre, P-I-T-R-E, Chief Enforcement
24 Counsel.

25 The OEC will present 17 matters today

1 for the Board's consideration, in which we will
2 request the approval of two Consent Agreements, four
3 revocations, two suspensions and nine involuntary
4 exclusions.

5 The next matter on the Agenda is a
6 Consent Agreement between the OEC and Category 2
7 Licensee, Mount Airy #1, LLC doing business as Mount
8 Airy Casino Resort. The Consent Agreement will be
9 presented by Senior Enforcement Counsel, David
10 Tepper.

11 At this time, I would ask that the
12 Mount Airy representative introduce himself for the
13 record.

14 ATTORNEY RODRIGUEZ-CAYRO: Chairman
15 Barasch, honorable members of the Board, may it
16 please the Board, Nick Rodriguez-Cayro on behalf of
17 Mount Airy, LLC #1.

18 CHAIRMAN: Thank you.

19 Nick, you may have to move closer or
20 something. We heard you. I think the court reporter
21 heard you, but your voice is very weak at the moment.

22 ATTORNEY RODRIGUEZ-CAYRO: Is this a
23 little better?

24 CHAIRMAN: A little bit better. Okay.
25 Go ahead, Counsel. Mr. Tepper, if

1 you're prepared to proceed.

2 ATTORNEY TEPPER: Thanks, Chairman
3 Barasch, members of the Board. David Tepper,
4 T-E-P-P-E-R, with the OEC.

5 The proposed Consent Agreement between
6 the OEC and Mount Airy involves discretionary free
7 slot play transactions awarded in violation of Mount
8 Airy's approved Comp Matrix and other free slot play
9 related incidents.

10 The Bureau of Investigations and
11 Enforcement (BIE) investigated the awarding of free
12 slot play to Mount Airy. The investigation focused
13 on the authorization and issuance of discretionary
14 free slot play, as it pertains to the authorized
15 limits and job titles set forth in Board-approved
16 Comp Matrix internal controls and standard operating
17 procedures at Mount Airy over a 26-month period.

18 Additionally, BIE investigated the
19 circumstances that led to the arrest and federal
20 charges against a Mount Airy VIP coordinator for
21 discretionary free slot play related crime.

22 BIE's investigation revealed that the
23 discretionary free slot play was issued by employees
24 who were not authorized to issue free slot play
25 and/or issued amounts in excess of authorized amounts

1 as set forth in the approved Comp Matrix.

2 It was determined that a total of 491
3 free slot play transactions violated the approved
4 Comp Matrix with employees issuing an approximate
5 total of \$262,500 in excess of the amounts that the
6 given employees could authorize.

7 BIE's investigation found that Mount
8 Airy did not develop, maintain and apply adequate
9 internal controls as required by the Board's
10 regulations.

11 Over the authorization issuance of
12 complimentary services or items, specifically free
13 slot play for the 26-month period. Mount Airy has
14 since updated their internal controls related to this
15 area.

16 Furthermore, BIE determined that Mount
17 Airy failed to maintain training records related to
18 the issuance of discretionary free slot play and the
19 Comp Matrix. Additionally, over a one-year period,
20 Mount Airy VIP coordinator, Ashley Brosius, engaged
21 in a scheme to steal approximately \$140,000 through
22 the use of discretionary free slot play.

23 Ms. Brosius identified high spending
24 individuals and duplicated the patrons' players' club
25 cards without their consent and then loaded the

1 duplicate players' club cards with a discretionary
2 free slot play, often above the limits which she was
3 permitted to authorize had the transactions been
4 legitimate.

5 Ms. Brosius then passed the cards to a
6 co-conspirator that was not a Mount Airy employee.
7 Ms. Brosius was caught when a patron reported missing
8 free slot play. Ms. Brosius was charged by the
9 United States Attorney for the middle district of
10 Pennsylvania, with conspiracy to commit money
11 laundering, to which she plead guilty.

12 At this time, the OEC requests that
13 the Board approve this Consent Agreement between the
14 parties. The terms of the settlement include that
15 within five days of the Board's Order approving the
16 Consent Agreement, Mount Airy shall pay a civil
17 penalty of \$90,000 for the alleged violations
18 described.

19 Also, within five days of the Board's
20 Order approving the Consent Agreement, Mount Airy
21 shall pay the Board \$2,500 for the costs incurred by
22 OEC, BIE and other related Board staff in connection
23 with this matter. Further, Mount Airy shall
24 reinforce its policies and controls, and provide
25 training and guidance to its employees, which will

1 minimize the opportunity for occurrence of similar
2 incidents in the future.

3 If you have any questions, we would be
4 happy to address them at this time.

5 CHAIRMAN: Just one clarifying
6 question. This Consent Agreement was reached between
7 the Office of Enforcement Counsel and Mount Airy on
8 what date? Is there a specific date on that Consent
9 Agreement? I don't have that in front of me?

10 ATTORNEY TEPPER: The OEC and Mount
11 Airy entered into this Consent Agreement on March
12 13th, 2020.

13 CHAIRMAN: March? Okay. All right.

14 Before we proceed to deal with the
15 motion on this matter, I understand that Counsel for
16 Mount Airy, Nick Rodriguez-Cayro is present.

17 Do you have anything you'd like to add
18 at this time, Nick?

19 ATTORNEY RODRIGUEZ-CAYRO: Chairman
20 Barasch, honorable members of the Board, I would like
21 to add something for clarity, not for confrontation.

22 And it's just some factors, because they weren't
23 included in the report.

24 Namely, Mount Airy self-reported this
25 matter to the Pennsylvania State Police. Second of

1 all, Mount Airy fully cooperated with the
2 investigation, both the PGCB, the State Police and
3 the U.S. Attorney's investigation.

4 This incident was a result of a
5 superseding criminal act by a licensed employee of
6 Mount Airy, Ms. Brosius, as Mr. Tepper referred to.
7 Unfortunately, the weakness in Mount Airy's
8 procedures was not exposed until the criminal act
9 came to light. And any wrongdoing by Mount Airy was
10 neither intentional or reckless, it was just simply a
11 weakness in the system.

12 As a result of the incident, Mount
13 Airy has changed its Comp Matrix. Comps are now only
14 approved and issued by the VP, General Manager and
15 Owner or Manager Trustee. And its amended internal
16 controls as well as implementing a number of safety
17 measures to make sure that these employees are
18 notified regarding any comps that are issued.

19 Again, Mount Airy is completely
20 cooperated and fully cooperated and I thank PGCB and
21 their staff for their assistance in helping me get up
22 to speed on this, as I just entered my appearance on
23 behalf of Mount Airy.

24 CHAIRMAN: Okay. Thank you very much,
25 Nick.

1 I appreciate the comments. We hope to
2 never see you again. At this time, are there any
3 questions or comments from the Board? Hearing none,
4 may I have a motion, please?

5 MR. SANTONI: Mr. Chairman,
6 Commissioner Santoni moves that the Board adopt the
7 Consent Agreement between the OEC and Mount Airy #1,
8 LLC, as described by the OEC.

9 CHAIRMAN: Is there a second? You're
10 muted.

11 MS. REITZEL: Commissioner Reitzel
12 seconds.

13 CHAIRMAN: Thank you.
14 All in favor?

15 AYES RESPOND

16 CHAIRMAN: All opposed? The motion's
17 adopted.

18 Thank you very much for attending,
19 Nick. And we'll move on to the next matter.

20 ATTORNEY RODRIGUEZ-CAYRO: Thank you.

21 ATTORNEY PITRE: The next matter on
22 the Agenda is a Consent Agreement between the OEC and
23 Category 2 Licensee SugarHouse HSP Gaming, LP, doing
24 business as Rivers Philadelphia.

25 The Consent Agreement will be

1 presented by Senior Enforcement Counsel, James
2 Armstrong. At this time, I would ask that
3 representatives for Rivers Philadelphia please
4 introduce themselves for the record.

5 ATTORNEY DONNELLY: Good morning,
6 Chairman Barasch, members of the Board and Staff.
7 John Donnelly on behalf of Rivers Casino
8 Philadelphia.

9 Also with me, although I don't see her
10 on the Zoom picture is Angela Hardesty, who is the
11 Director of Compliance for Rivers.

12 MS. HARDESTY: Good morning.

13 CHAIRMAN: Thank you.

14 ATTORNEY DONNELLY: There's Angela.

15 CHAIRMAN: Oh, okay. If she's going
16 to be speaking, I guess, if there's any chance of
17 that, we should probably have her sworn at this
18 juncture.

19 Can the court reporter please swear
20 the potential witness in?

21 ---

22 ANGELA HARDESTY,
23 CALLED AS A WITNESS IN THE FOLLOWING PROCEEDING, AND
24 HAVING FIRST BEEN DULY SWORN, TESTIFIED AND SAID AS
25 FOLLOWS:

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CHAIRMAN: Thank you.

You can proceed, Counsel Donnelly,
please.

Actually, no, who's - I guess, no,
it's Mr. Armstrong.

ATTORNEY PITRE: It would be Mr.
Armstrong.

CHAIRMAN: Yeah, go ahead. It's a
little bit un-gamely today.

Go ahead. Mr. Armstong

ATTORNEY ARMSTRONG: Good morning,
Chairman, Commissioners. James Armstrong for the
OEC. This matter is also in regard to multiple
incidents involving the improper issuance of free
slot play in violation of Rivers Casino
Philadelphia's Board-approved Complimentary Matrix.

The Bureau of Investigations and
Enforcement investigated the awarding of free slot
play at Rivers Casino Philadelphia. The
investigation focused on comparing the information
contained in Rivers Casino Philadelphia's Board-
approved Comp Matrix internal controls and standard
operating procedures with the actual authorization
and issuance of discretionary free slot play by

1 casino employees.

2 BIE's investigation of discretionary
3 free slot play adjustments analyze transactions
4 regarding free slot play that resulted in free slot
5 play being issued. The BIE examined these
6 transactions for incidents wherein an employee, one,
7 authorized free play above their limits on the Comp
8 Matrix, two issued free slot play above their limits
9 on the Comp Matrix, or three, issued free play
10 although her job position was not authorized or was
11 non-existent on the Comp Matrix.

12 A cumulative total number of potential
13 Comp Matrix violations totaled 405, resulting in
14 \$25,562 in free slot play issued by employees whose
15 positions were either not authorized or non-existent
16 on the Comp Matrix.

17 Rivers Casino Philadelphia personnel
18 claimed several violations were due to employees
19 adjusting patrons' free slot in the system above
20 their authorized maximum with approval from an
21 employee or with complimentary authority.

22 In some instances, the name of the
23 employee who had the authority to issue approval was
24 not included in the comments field. Rivers Casino
25 Philadelphia personnel also claimed that other

1 violations were due to employee titles not being
2 updated in the employee job listing in the Comp
3 Matrix.

4 Rivers Casino Philadelphia does have
5 standard operating procedures for free slot play
6 guidelines and internal controls with the issuance of
7 complimentaries in place. In addition, Rivers Casino
8 Philadelphia, at times, conducts free slot play
9 audits.

10 Commissioners, the OEC and Rivers
11 Casino Philadelphia request that the Board approve
12 the Consent Agreement and Stipulation Settlement.
13 The terms of the settlement include a provision that
14 Rivers Casino Philadelphia shall reinforce its
15 policies and provide training and guidance to its
16 personnel, which will minimize the potential for an
17 improper issuance of free slot play.

18 Rivers Casino Philadelphia shall also
19 pay a civil penalty of \$45,000 for the improper
20 issuance of free slot play violations and \$2,500 for
21 costs incurred by the Board.

22 Mr. Donnelly and Ms. Hardesty are here
23 as well as us, and we'll be glad to answer any
24 questions you may have.

25 Thank you.

1 CHAIRMAN: Thank you.

2 Mr. Donnelly, do you have anything you
3 want to share with the Board at this time?

4 ATTORNEY DONNELLY: Just a couple
5 points, Mr. Chairman.

6 I want to point out that these are
7 violations of our own internal controls that we could
8 have changed to allow these - this higher level of
9 comping.

10 In most cases the comps were given
11 by people who had changed jobs and didn't realize
12 they didn't have different comping, or they had
13 gotten an oral authorization, which is very common.

14 To give the Board an idea of the
15 scope, and it's in Jim's very comprehensive report,
16 there were 32,000 issuance - or 32,000 comps were
17 looked at. There were 405 errors, 1.3 percent. The
18 32,000 comps equal \$2 million and there were \$26,000
19 that were not appropriate for our internal controls.

20 And finally, there were no thefts or
21 defalcations that we could find, or the OEC found.
22 Just simply a matter of not - in some cases, not
23 following our own internal controls.

24 CHAIRMAN: Okay. Thank you very much.
25 That's helpful. Are there any

1 questions or comments from the Board at this time?

2 Hearing none, can I have a motion, please?

3 MS. REITZEL: Mr. Chairman,
4 Commissioner Reitzel moves that the Board adopt the
5 Consent Agreement between the OEC and SugarHouse HSP
6 Gaming, LP, d/b/a Rivers Casino Philadelphia, as
7 described by the OEC.

8 MR. MUSTIO: Commissioner Mustio
9 seconds.

10 CHAIRMAN: All in favor?

11 AYES RESPOND

12 CHAIRMAN: All opposed? The motion's
13 adopted.

14 Before we continue further, Cyrus.
15 Let me just check back and see where we stand with
16 Sue Hensel, who's been waiting patiently.

17 Sue, have we solved your problem?

18 MS. HENSEL: You tell me. Can you
19 hear me now?

20 CHAIRMAN: We can hear you fine.
21 That's wonderful.

22 So let's - I'm going to switch back
23 and take care of licensing and then come back and
24 deal with the rest of your portion of the Agenda,
25 Cyrus.

1 Okay? All right.

2 So let's go back --- Bureau of
3 Licensing.

4 MS. HENSEL: Okay.

5 CHAIRMAN: Sue Hensel, take it away.

6 MS. HENSEL: Trying this again. Thank
7 you, Chairman Barasch and members of the Board.
8 Before the Board today will be license consideration
9 of two interactive gaming operators, two sports
10 wagering operators, five Video Gaming Terminal
11 establishments and two conditional Video Gaming
12 Terminal establishments. In addition there will be
13 687 principals and key gaming and non-gaming employee
14 applicants.

15 Finally, there will be consideration
16 of eight Gaming Service Provider applicants.

17 First for your consideration are
18 Interactive Gaming and sports wagering operator
19 licenses for BetMGM, LLC, doing business as Roar
20 Digital, LLC.

21 BetMGM, LLC is a Delaware-based
22 business that provides interactive and sports
23 wagering technologies and services to interactive and
24 sports wagering certificate holders.

25 The BIE has completed its

1 investigation and the Bureau of Licensing has
2 provided you with background investigation and
3 suitability reports. I have provided you with draft
4 orders and ask that the Board consider the orders to
5 approve the licenses, beginning first with the
6 interactive gaming operator license.

7 ATTORNEY PITRE: Enforcement Counsel
8 has no objection.

9 CHAIRMAN: Are there any questions or
10 comments from the Board? Hearing none, may I have a
11 motion, please?

12 MS. SMYLER: Mr. Chairman,
13 Commissioner Smyler moves that the Board grant the
14 Interactive Gaming operator license, as described by
15 the Bureau of Licensing.

16 MR. SANTONI: Commissioner Santoni
17 seconds.

18 CHAIRMAN: All in favor?

19 AYES RESPOND

20 CHAIRMAN: All opposed? The motion's
21 adopted.

22 MS. HENSEL: And now the sports
23 wagering operator license.

24 ATTORNEY PITRE: Enforcement Counsel
25 has no objection.

1 CHAIRMAN: Thank you.

2 Any questions or comments from the
3 Board? Hearing none, may I have a motion, please?

4 MR. SANTONI: Mr. Chairman,
5 Commissioner Santoni moves that the Board grant the
6 sports wagering operator license, as described by the
7 Bureau of Licensing.

8 MS. REITZEL: Commissioner Reitzel
9 seconds.

10 CHAIRMAN: Thank you.

11 All in favor?

12 AYES RESPOND

13 CHAIRMAN: All opposed? The motion's
14 adopted.

15 MS. HENSEL: Next are Interactive
16 Gaming and Sports Wagering Operator licenses for TSG
17 Interactive US Services, Limited. TSG Interactive US
18 Services Limited is a Delaware-based business that
19 provides interactive and sports wagering technologies
20 and services to interactive and sports wagering
21 certificate holders.

22 TSG Interactive US Services Limited
23 was previously issued conditional Interactive Gaming
24 and Sports Wagering Operator Licenses.

25 The BIE has completed its

1 investigation and the Bureau of Licensing has
2 provided you with background investigation and
3 suitability reports.

4 I have provided you with draft Orders
5 and ask that the Board consider the Orders to approve
6 the licenses beginning with the Interactive Gaming
7 Operator License.

8 ATTORNEY PITRE: Enforcement Counsel
9 has no objection.

10 CHAIRMAN: Thank you.

11 Any questions or comments from the
12 Board? Hearing none, may I have a motion, please?

13 MR. LOGAN: Commissioner Logan moves
14 that the Board grant the Interactive Gaming Operator
15 license, as described by the Bureau of Licensing.

16 MR. MUSTIO: Commissioner Mustio
17 seconds.

18 CHAIRMAN: Thank you.

19 All in favor?

20 AYES RESPOND

21 CHAIRMAN: All opposed? The motion's
22 adopted.

23 MS. HENSEL: And now the sports
24 wagering operator license?

25 ATTORNEY PITRE: Enforcement Counsel

1 has no objection.

2 CHAIRMAN: Questions or comments from
3 the Board? Hearing none, may I have a motion?

4 MR. MUSTIO: Yes. Commissioner Mustio
5 - Mr. Chairman, Commissioner Mustio moves that the
6 Board grant the sports wagering operator license, as
7 described by the Bureau of Licensing.

8 MS. REITZEL: Commissioner Reitzel
9 seconds.

10 CHAIRMAN: Thank you.

11 All in favor?

12 AYES RESPOND

13 CHAIRMAN: All opposed? The motion's
14 adopted.

15 MS. HENSEL: The next matters for your
16 consideration are VGT establishment licenses. VGT
17 establishments are truck stops seeking to place VGTs
18 in their business. Each of these companies was
19 previously conditionally licensed.

20 The BIE has completed its
21 investigation, including an evaluation that the
22 companies meet the VGT establishment criteria and the
23 Bureau of Licensing has provided you with background
24 investigation and suitability reports.

25 Once fully licensed, the

1 establishments can continue forward toward completing
2 the steps necessary to commence VGT gaming. I have
3 provided you with draft orders to license five
4 Raceway Management Company, Inc. related entities. I
5 ask that you consider motions to license the
6 establishments beginning with Liberty Travel Plaza
7 Duncannon, located at 3151 Susquehanna Trail in
8 Duncannon.

9 ATTORNEY PITRE: Enforcement Counsel
10 has no objection.

11 CHAIRMAN: Questions or comments from
12 the Board? Hearing none, may I have a motion?

13 MS. SMYLER: Commissioner Smyler moves
14 that the Board grant the Video Gaming Terminal
15 establish license, as described by the Bureau of
16 Licensing.

17 MR. SANTONI: Commissioner Santoni
18 seconds.

19 CHAIRMAN: All in favor?

20 AYES RESPOND

21 CHAIRMAN: All opposed? The motion's
22 adopted.

23 MS. HENSEL: Next is Liberty Travel
24 Plaza Gibson, located at 2174 State Route 848 in New
25 Milford.

1 ATTORNEY PITRE: Enforcement Counsel
2 has no objection.

3 CHAIRMAN: Questions or comments from
4 the Board? Hearing none, may I have a motion?

5 MR. SANTONI: Mr. Chairman,
6 Commissioner Santoni moves that the Board grant the
7 Video Gaming Terminal establishment license, as
8 described by the Bureau of Licensing.

9 MS. REITZEL: Commissioner Reitzel
10 seconds.

11 CHAIRMAN: Thank you.
12 All in favor?

13 AYES RESPOND

14 CHAIRMAN: All opposed? The motion's
15 adopted.

16 MS. HENSEL: We also have Liberty
17 Travel Plaza, Gouldsboro, located at 17 Main Street
18 in Gouldsboro.

19 ATTORNEY PITRE: Enforcement Counsel
20 has no objection.

21 CHAIRMAN: Questions or comments from
22 the Board? Hearing none, may I have a motion?

23 MS. REITZEL: Commissioner Reitzel
24 moves that the Board grant the Video Gaming Terminal
25 establishment license, as described by the Bureau of

1 Licensing.

2 MR. MUSTIO: Commissioner Mustio
3 seconds.

4 CHAIRMAN: Thank you.
5 All in favor?

6 AYES RESPOND

7 CHAIRMAN: All opposed? The motion's
8 adopted.

9 MS. HENSEL: Next is Liberty Travel
10 Plaza Mifflintown, located at 9 Stop Plaza Drive in
11 Mifflintown.

12 ATTORNEY PITRE: Enforcement Counsel
13 has no objection.

14 CHAIRMAN: Questions or comments from
15 the Board? Hearing none, may I have a motion?

16 MR. MUSTIO: Mr. Chairman,
17 Commissioner Mustio moves that the Board grant the
18 Video Gaming Terminal establishment license, as
19 described by the Bureau of Licensing?

20 MR. LOGAN: Commissioner Logan
21 seconds.

22 CHAIRMAN: Thank you.
23 All in favor?

24 AYES RESPOND

25 CHAIRMAN: All opposed? The motion's

1 adopted.

2 MS. HENSEL: Finally, we have Liberty
3 Travel Plaza, Mifflinville, located at 451 West Third
4 Street in Mifflinville.

5 ATTORNEY PITRE: Enforcement Counsel
6 has no objection.

7 CHAIRMAN: Questions or comments from
8 the Board? Hearing none, may I have a motion?

9 MR. LOGAN: Commissioner Logan moves
10 that the Board grant the Video Gaming Terminal
11 license, as described by the Bureau of Licensing.

12 MR. KERNODLE: Commissioner Kernodle
13 seconds.

14 CHAIRMAN: Thank you.

15 All in favor?

16 AYES RESPOND

17 CHAIRMAN: All opposed? The motion's
18 adopted.

19 MS. HENSEL: The next matters for your
20 consideration, are conditional VGT establishment
21 licenses. The entities are D&C Fuel Sales, Inc.
22 located at 3409 State Route 6 in Tunkannock, and PJ
23 Travel Plaza, LLC located at 3400 East Valley Road in
24 Loganton.

25 The Board may conditionally license

1 an establishment provided the applicant has never
2 been convicted of a felony, is current on state
3 taxes, has submitted a completed application and has
4 not been convicted of a gambling law violation. A
5 preliminary review of these applicants indicates that
6 they meet this criteria.

7 Note that these are strictly
8 conditional approvals. Final approval will be based
9 on the applicants meeting all the eligibility
10 criteria provided in the statute. A final
11 eligibility determination will follow investigations
12 and site inspections by the BIE.

13 ATTORNEY PITRE: Enforcement Counsel
14 has no objection.

15 CHAIRMAN: Thank you.

16 Any questions or comments from the
17 Board? Hearing none, may I have a motion, please?

18 MR. KERNODLE: Commissioner Kernodle
19 moves that the Board grants condition Video Gaming
20 Terminal establishment license, as described by the
21 Bureau of Licensing.

22 MS. SMYLER: Commissioner Smyler
23 seconds.

24 CHAIRMAN: Thank you.

25 All in favor?

1 AYES RESPOND

2 CHAIRMAN: All opposed? The motion's
3 adopted.

4 MS. HENSEL: Additionally there are
5 principal and key employee licenses for your
6 consideration. Prior to this meeting, the Bureau of
7 Licensing provided you with a proposed order for 12
8 principals and seven key employees.

9 I ask that the Board consider the
10 Order approving these licenses.

11 ATTORNEY PITRE: Enforcement Counsel
12 has no objection.

13 CHAIRMAN: Thank you.

14 Any questions or comments from the
15 Board? Hearing none, may I have a motion, please?

16 MS. SMYLER: Mr. Chairman,
17 Commissioner Smyler moves that the Board grant the
18 principal and key employee licenses, as described by
19 the Bureau of Licensing.

20 MR. SANTONI: Commissioner Santoni
21 seconds.

22 CHAIRMAN: Thank you.

23 All in favor?

24 AYES RESPOND

25 CHAIRMAN: All opposed? The motion's

1 adopted.

2 MS. HENSEL: There are also temporary
3 licenses. Prior to this meeting, the Bureau of
4 Licensing provided you with an Order regarding the
5 issuance of temporary licenses for 3 principals and
6 23 key employees.

7 I ask that the Board consider the
8 Order approving these licenses.

9 ATTORNEY PITRE: Enforcement Counsel
10 has no objection.

11 CHAIRMAN: Questions or comments from
12 the Board? Hearing none, may I have a motion?

13 MR. SANTONI: Mr. Chairman,
14 Commissioner Santoni moves that the Board grant the
15 temporary principal and key employee credentials, as
16 described by the Bureau of Licensing.

17 MS. REITZEL: Commissioner Reitzel
18 seconds.

19 CHAIRMAN: Thank you.

20 All in favor?

21 AYES RESPOND

22 CHAIRMAN: All opposed? The motion's
23 adopted.

24 MS. HENSEL: Next are gaming permits
25 and non-gaming registrations.

1 Prior to this meeting the Bureau of
2 Licensing provided you with a list of 449
3 individuals, to whom the Bureau has granted temporary
4 or full occupation permits, and 114 individuals to
5 whom the Bureau has granted registrations under the
6 authority delegated to the Bureau of Licensing.

7 I ask that the Board consider a motion
8 approving the Order.

9 ATTORNEY PITRE: Enforcement Counsel
10 has no objection.

11 CHAIRMAN: Questions or comments from
12 the Board. Hearing none, may I have a motion?

13 MS. REITZEL: Commissioner Reitzel
14 moves that the Board approve the applications for
15 Gaming Employee Occupation Permits and non-gaming
16 employee registrations, as described by the Bureau of
17 Licensing.

18 MR. MUSTIO: Commissioner Mustio
19 seconds.

20 CHAIRMAN: Thank you.

21 All in favor?

22 AYES RESPOND

23 CHAIRMAN: All opposed? The motion's
24 adopted.

25 MS. HENSEL: The next matters for your

1 consideration are withdrawal requests. In each case,
2 the license, permit, or registration is no longer
3 required. For today's meeting, I have provided the
4 Board with a list of 3 key, 48 gaming and 20
5 non-gaming applicants. I ask that the Board consider
6 the orders approving these withdrawals.

7 ATTORNEY PITRE: Enforcement Counsel
8 has no objection.

9 CHAIRMAN: Questions or comments from
10 the Board? Hearing none, may I have a motion?

11 MR. MUSTIO: Mr. Chairman,
12 Commissioner Mustio moves that the Board grant the
13 withdrawal of key gaming and non-gaming employee
14 applications, as described by the Bureau of
15 Licensing.

16 MR. LOGAN: Commissioner Logan
17 seconds.

18 CHAIRMAN: Thank you.
19 All in favor?

20 AYES RESPOND

21 CHAIRMAN: All opposed?

22 MS. HENSEL: We also have for your
23 consideration an Order to certify the following
24 Gaming Service Provider applicants. Catena
25 Operations Limited and Swish Analytics Pennsylvania,

1 Inc.

2 I have provided you with a draft order
3 and ask that the Board consider the Order to certify
4 these Gaming Service Provider applicants.

5 ATTORNEY PITRE: Enforcement Counsel
6 has no objection.

7 CHAIRMAN: Questions or comments from
8 the Board? Hearing none, may I have a motion?

9 MR. KERNODLE: Commissioner Kernodle
10 moves that the Board approve the Gaming Service
11 Provider certification, as described by the Bureau of
12 Licensing.

13 MS. SMYLER: Commissioner Smyler
14 seconds.

15 CHAIRMAN: All in favor?

16 AYES RESPOND

17 CHAIRMAN: All opposed? The motion's
18 adopted.

19 MS. HENSEL: Finally for your
20 consideration are Gaming Service Provider
21 registrations. The Bureau of Licensing provided you
22 with an Order and an attached list of six registered
23 Gaming Service Provider applicants. I ask that the
24 Board consider the order registering these Gaming
25 Service Providers.

1 ATTORNEY PITRE: Enforcement Counsel
2 has no objection.

3 CHAIRMAN: Thank you.

4 Any questions or comments from the
5 Board? Hearing none, may I have a motion, please?

6 MS. SMYLER: Mr. Chairman,
7 Commissioner Smyler moves that the Board approve the
8 Gaming Service Provider registrations, as described
9 by the Bureau of Licensing.

10 MR. SANTONI: Commissioner Santoni
11 seconds.

12 CHAIRMAN: All in favor?

13 AYES RESPOND

14 CHAIRMAN: All opposed? The motion's
15 adopted.

16 Thank you, Susan.

17 MS. HENSEL: That concludes the
18 matters of the Bureau of Licensing.

19 CHAIRMAN: Thank you. Okay.

20 Cyrus, we're going to switch back to
21 you now and pick up with -.

22 ATTORNEY PITRE: Item number three.
23 Number three.

24 CHAIRMAN: Okay. Thank you.

25 ATTORNEY PITRE: Uh-huh (yes).

1 The next six matters on the Agenda
2 consist of Enforcement actions in which the OEC filed
3 complaints seeking revocation of two Gaming Employee
4 Occupation Permits, two non-gaming employee
5 registrations, as well as the suspension of one
6 Employee Occupation Permit and one Non-Gaming
7 Employee Registration; all of which were issued by
8 the Board.

9 The complaints have been filed with
10 the Board's Office of Hearings and Appeal and
11 properly served upon the individual named in each
12 complaint. The individual named in each complaint
13 failed to respond within 30 days as required by Board
14 regulation. As a result, the OEC filed a request for
15 default judgment in each instance and properly served
16 the same upon each Respondent.

17 Therefore, the facts in each complaint
18 are deemed admitted. All filed documents have been
19 provided to the Board, and the matters are presently
20 ripe for the Board's consideration.

21 Deputy Chief Enforcement Counsel
22 Dustin Miller will provide a brief summary of the
23 facts and make a request for the appropriate Board
24 action in each matter.

25 CHAIRMAN: Thank you.

1 ATTORNEY MILLER: Good morning,
2 Chairman Barasch, members of the Board. Dustin
3 Miller on behalf of the OEC.

4 The next matter on the Agenda for the
5 Board's consideration is the revocation of the
6 non-gaming employee registration issued to Stephen
7 Johnson.

8 Stephen Johnson was criminally charged
9 with theft by unlawful taking, receiving stolen
10 property and theft by failing to make deposit after
11 stealing a total of \$738.92 over the course of a week
12 while working at Parx Casino as a Foodies Cashier by
13 providing patrons with items for sale either without
14 ringing the transaction up or cancelling the
15 transaction altogether and keeping the proceeds of
16 those transactions.

17 Mr. Johnson is not currently employed
18 in the Pennsylvania Gaming industry.

19 At this time, the OEC requests that
20 the Board revoke the non-gaming employee registration
21 issued to Stephen Johnson.

22 CHAIRMAN: Thank you.

23 Any questions or comments from the
24 Board? Hearing none, may I have a motion, please?

25 MR. MUSTIO: Mr. Chairman,

1 Commissioner Mustio moves that the Board approve the
2 revocation of Stephen Johnson's non-gaming employee
3 registration, as described by the OEC.

4 MR. LOGAN: Commissioner Logan
5 seconds.

6 CHAIRMAN: thank you.
7 All in favor?

8 AYES RESPOND

9 CHAIRMAN: All opposed? The motion's
10 adopted.

11 ATTORNEY MILLER: Next on the Agenda
12 for the Board's consideration is the revocation of
13 the Gaming Employee Occupation Permit issued to
14 Brandon Madden.

15 Mr. Madden was employed at Harrah's
16 Philadelphia as a Table Games Dealer when a Harrah's
17 Philadelphia patron reported to table games personnel
18 that a Dealer, later determined to be Mr. Madden, was
19 showing cards to patrons and advising them on how to
20 wager.

21 Surveillance footage confirmed the
22 reports and presented that the illegal activity
23 occurred numerous times over the course of a one-week
24 work period that was reviewed by Harrah's
25 surveillance.

1 When questioned, Mr. Madden admitted
2 to the alleged conduct. Mr. Madden was terminated by
3 Harrah's Philadelphia and is not currently employed
4 in the Pennsylvania Gaming industry.

5 At this time, the OEC requests that
6 the Board revoke the Gaming Employee Occupation
7 Permit issued to Brandon Madden.

8 CHAIRMAN: Any questions or comments
9 from the Board? Hearing none, may I have a motion,
10 please?

11 MR. KERNODLE: Commissioner Kernodle
12 moves that the Board approves the revocation of
13 Brandon Madden's Gaming Employee Occupation Permit,
14 as described by the OEC.

15 MS. SMYLER: Commissioner Smyler
16 seconds.

17 CHAIRMAN: Thank you.
18 All in favor?

19 AYES RESPOND

20 CHAIRMAN: All opposed? The motion's
21 adopted.

22 ATTORNEY MILLER: The next matter on
23 the Agenda for the Board's consideration is the
24 suspension of the non-gaming employee registration
25 issued to Tyler Merrifield, who was employed as a

1 Nemacolin Experience Agent at Lady Luck Casino.

2 Mr. Merrifield was observed stealing
3 money from Nemacolin Resort's golf shop while he was
4 employed by Nemacolin Resort. He was charged with
5 felony theft due to the amount of money that was
6 stolen, and he admitted to this conduct. The
7 criminal charges remain pending.

8 Mr. Merrifield is not currently
9 employed in the Pennsylvania Gaming industry.

10 At this time, the OEC requests that
11 the Board suspend the non-gaming employee
12 registration issued to Tyler Merrifield.

13 CHAIRMAN: Any questions or comments
14 from the Board? Hearing none, may I have a motion,
15 please?

16 MS. SMYLER: Mr. Chairman,
17 Commissioner Smyler moves that the Board approve the
18 suspension of Tyler Merrifield's non-gaming employee
19 registration, as described by the OEC.

20 MR. SANTONI: Commissioner Santoni
21 seconds.

22 CHAIRMAN: Thank you.

23 All in favor?

24 AYES RESPOND

25 CHAIRMAN: All opposed? The motion's

1 adopted.

2 ATTORNEY MILLER: The next matter on
3 the Agenda for the Board's consideration is the
4 suspension of the Gaming Employee Occupation Permit
5 issued to Marquise Sampeur, who was previously
6 employed by Mohegan Sun Pocono as a Security Officer.

7 Marquise Sampeur was criminally
8 charged with three counts of manufacture, delivery or
9 possession with intent to manufacture, delivery
10 marijuana. One count of use or possession of drug
11 paraphernalia, and one count of adulteration or
12 misbranding of any controlled substance.

13 These criminal charges remain pending.

14 Mr. Sampeur is not currently employed in the
15 Pennsylvania Gaming industry.

16 At this time, the OEC requests that
17 the Board suspend the Gaming Employee Occupation
18 Permit issued to Marquise Sampeur.

19 CHAIRMAN: Any questions or comments
20 from the Board? Hearing none, may I have a motion,
21 please?

22 MR. SANTONI: Mr. Chairman,
23 Commissioner Santoni moves that the Board approve the
24 suspension of Marquise Sampeur's Gaming Employee
25 Occupation Permit, as described by the Office of

1 Enforcement Counsel.

2 MS. REITZEL: Commissioner Reitzel
3 seconds.

4 CHAIRMAN: Thank you.
5 All in favor?

6 AYES RESPOND

7 CHAIRMAN: All opposed? The motion's
8 adopted.

9 ATTORNEY MILLER: The next matter on
10 the Board's Agenda is the revocation of the Gaming 2
11 Occupation Permit issued to Mary Anne Sgrignoli.

12 Mary Anne Sgrignoli, in the course of
13 her employment as a Pit Manager at Hollywood Casino
14 entered inaccurate information into the Hollywood
15 Casino player rating system for her husband, while
16 her husband played table games at Hollywood Casino,
17 thereby artificially increasing her husband's player
18 rating, which could have caused her husband to
19 receive player rewards that he was not entitled.

20 Ms. Sgrignoli is not currently
21 employed in the Pennsylvania Gaming industry.

22 At this time, the OEC requests that
23 the Board revoke the Gaming 2 Employee Occupation
24 Permit issued to Mary Anne Sgrignoli.

25 CHAIRMAN: Any questions or comments

1 from the Board? Hearing none, may I have a motion,
2 please?

3 MS. REITZEL: Commissioner Reitzel
4 moves that the Board approve the revocation of Mary
5 Anne Sgrignioli's G2 Employee Occupation Permit, as
6 described by the OEC.

7 MR. MUSTIO: Commissioner Mustio
8 seconds.

9 CHAIRMAN: Thank you.

10 All in favor?

11 AYES RESPOND

12 CHAIRMAN: All opposed? The motion's
13 adopted.

14 ATTORNEY MILLER: The next matter on
15 the Agenda for the Board's consideration is the
16 revocation of the non-gaming employee registration
17 issued to Irwin Sheppard.

18 Irwin Sheppard picked up a wallet
19 belonging to a patron in the course of his employment
20 as an EVS Attendant at The Meadows Racetrack and
21 Casino. Mr. Sheppard concealed the wallet on his
22 person and then hid the wallet containing \$200 in a
23 supply closet, where it was later discovered.
24 Criminal charges were filed against Mr. Sheppard for
25 his criminal act.

1 Mr. Sheppard is not currently
2 employed in the Pennsylvania Gaming industry.

3 At this time the OEC requests that the
4 Board revoke the non-gaming registration issued to
5 Irwin Sheppard.

6 CHAIRMAN: Any questions or comments
7 from the Board? Hearing none, may I have a motion,
8 please?

9 MR. MUSTIO: Mr. Chairman,
10 Commissioner Mustio moves that the Board approve the
11 revocation of Irwin Sheppard's non-gaming employee
12 registration, as described by the OEC.

13 MR. LOGAN: Commissioner Logan
14 seconds.

15 CHAIRMAN: Thank you.
16 All in favor?

17 AYES RESPOND

18 CHAIRMAN: All opposed? The motion's
19 adopted.

20 I can't hear you, Cyrus. You're
21 muted.

22 ATTORNEY PITRE: Sorry about that.

23 CHAIRMAN: No problem.

24 ATTORNEY PITRE: The remaining matters
25 on the Agenda consist of Enforcement actions in which

1 the OEC filed Petitions seeking the involuntary
2 exclusion of individuals whose presence in a licensed
3 facility are inimical to the interest of the
4 Commonwealth and/or licensed gaming therein.

5 In each instance the Petition for
6 Exclusion has been filed with the Board's OHA and
7 properly served upon the individual named in the
8 Petition. The individual named in each Petition
9 failed to respond within 30 days, as required by
10 Board regulation.

11 As a result, the OEC filed a request
12 for default judgment in each instance and properly
13 served the same upon each named individual.
14 Therefore, all facts in each Petition are deemed
15 admitted.

16 All filed documents have been provided
17 to the Board and the matters are presently ripe for
18 the Board's consideration.

19 In each instance, if the Board orders
20 the proposed exclusion, each individual's photo,
21 personal identifier and a summary of the inimical
22 conduct will be placed on the Board's public website.

23 Once again, Deputy Chief Enforcement
24 Counsel Dustin Miller will provide a brief summary of
25 the facts and make a request for the appropriate

1 Board action.

2 ATTORNEY MILLER: Dustin Miller once
3 again on behalf of the OEC.

4 The next matter on the Agenda for the
5 Board's consideration is a request to place Milady
6 Borda on the Board's Involuntary Exclusion List for
7 leaving her three children; ages eight, three and one
8 in the parking lot of Wind Creek Bethlehem while she
9 went inside the casino and gamed for over two hours.

10 The temperature that day was an
11 average of 79 degrees. Milady Borda was charged with
12 two felony counts of endangering welfare of children
13 and one misdemeanor count of endangering the welfare
14 of children.

15 At this time, the OEC requests that
16 the Board place Milady Borda on the Involuntary
17 Exclusion List.

18 CHAIRMAN: Thank you.

19 Any questions or comments from the
20 Board at this time? Hearing none, may I have a
21 motion, please?

22 MR. LOGAN: Mr. Chairman, reluctantly,
23 Commissioner Logan moves that the Board approve the
24 addition of Milady Borda to the PGCB Involuntary
25 Exclusion List, as described by the OEC. And as I

1 always say, I wish there was more we could do with
2 folks like Milady Borda.

3 Somebody has to come up with some
4 additional sanction when you leave kids like this in
5 a car. This just is - this is absolutely blowing my
6 mind that we have sat here for four years - at least
7 I've sat here for four years and we can't find
8 another mechanism.

9 I know, potentially our hands are
10 tied, but then somebody should come up with a
11 recommendation that we can make to the general
12 assembly, because this is just absolutely crazy. And
13 I wish I could scream Milady Borda's name to
14 everyone, and I wish I could call her employer, if
15 she has one. If she's leaving her kids in the car
16 during the day, maybe she doesn't have one.

17 But, there has to be something else we
18 can do to penalize thee people before a kid dies.

19 CHAIRMAN: I understand completely.

20 Before we get to the second, my
21 observation is, at least in this case, felony charges
22 have been lodged against the individual. Sometimes -
23 .

24 MR. LOGAN: Right.

25 CHAIRMAN: Sometimes we don't see

1 that.

2 MR. LOGAN: Yeah, I agree.

3 CHAIRMAN: So anyway, let's proceed.

4 Is there a second to Commissioner
5 Logan's motion?

6 MR. KERNODLE: Commissioner Kernodle
7 seconds.

8 CHAIRMAN: All in favor?

9 AYES RESPOND

10 CHAIRMAN: All opposed? The motion's
11 adopted.

12 ATTORNEY MILLER: The next matter on
13 the Agenda for the Board's consideration is a request
14 to place Devin Flanagan on the Board's Involuntary
15 Exclusion List.

16 Mr. Flanagan entered multiple patron
17 vehicles in the parking lot of Hollywood Casino.
18 Further, Mr. Flanagan drove around in one of the
19 vehicles he entered and stole a cell phone he found
20 in the vehicle.

21 Mr. Flanagan was permanently evicted
22 from Hollywood and criminally charged for his action.

23 At this time the OEC requests that the
24 Board place Devin Flanagan on the Involuntary
25 Exclusion List.

1 CHAIRMAN: Any questions or comments
2 from the Board? Hearing none, may I have a motion,
3 please?

4 MR. KERNODLE: Commissioner Kernodle
5 moves that the Board approve the addition of Devin
6 Flanagan to the PGCB Involuntary Exclusion List
7 described by the OEC.

8 MS. SMYLER: Commissioner Smyler
9 seconds.

10 CHAIRMAN: Thank you.

11 All in favor?

12 AYES RESPOND

13 CHAIRMAN: All opposed? The motion's
14 adopted.

15 ATTORNEY MILLER: The next matter on
16 the Agenda for the Board's consideration is a request
17 to place Joshua Jones on the Board Involuntary
18 Exclusion List for stealing \$80 cash and lottery
19 tickets from inside a vehicle in the parking lot of
20 Mount Airy Casino Resort.

21 Mr. Jones was criminally charged for
22 his actions and plead guilty to misdemeanor theft by
23 unlawful taking with regard to this matter.

24 At this time, the OEC requests that
25 the Board place Joshua Jones on the Involuntary

1 Exclusion List.

2 CHAIRMAN: Any questions or comments
3 from the Board? Hearing none, may I have a motion,
4 please?

5 MS. SMYLER: Mr. Chairman,
6 Commissioner Smyler moves that the Board approve the
7 addition of Joshua Jones to the PGCB Involuntary
8 Exclusion List, as described by the OEC.

9 MR. SANTONI: Commissioner Santoni
10 seconds.

11 CHAIRMAN: Thank you.
12 All in favor?

13 AYES RESPOND

14 CHAIRMAN: All opposed? The motion's
15 adopted.

16 ATTORNEY MILLER: The next matter on
17 the Agenda for the Board's consideration is a request
18 to place Rahzyaunna Jordan on the Board's Involuntary
19 Exclusion List.

20 Ms. Jordan accessed the Gaming Floor
21 at Rivers Pittsburgh while only 20 years of age,
22 gamed, obtained and consumed an alcoholic beverage
23 and inappropriately touched a beverage server at
24 Rivers Pittsburgh.

25 Ms. Jordan was permanently evicted

1 from Rivers Pittsburgh for her actions.

2 At this time, the OEC requests that
3 the Board place Rahzyaunna Jordan on the Involuntary
4 Exclusion List.

5 CHAIRMAN: Any questions or comments
6 from the Board? Hearing none, is there a motion?

7 MR. SANTONI: Mr. Chairman,
8 Commissioner Santoni moves that the Board approve the
9 addition of Rahzyaunna Jordan to the PGCB Involuntary
10 Exclusion List, as described by the OEC.

11 I further move that Ms. Jordan's name
12 be removed from the Involuntary Exclusion List after
13 two years, on October 28th, 2022.

14 MS. REITZEL: Commissioner Reitzel
15 seconds.

16 CHAIRMAN: Thank you.

17 All in favor?

18 AYES RESPOND

19 CHAIRMAN: All opposed? The motion's
20 adopted.

21 ATTORNEY MILLER: Next on the Agenda
22 for the Board's consideration is a request to place
23 Deshaun Robinson-Cobb on the Board's Involuntary
24 Exclusion List.

25 Mr. Robinson-Cobb reached into a chip

1 rack and stole \$1,900 in gaming chips from Rivers
2 Pittsburgh and exited the property.

3 Mr. Robinson-Cobb was later taken into
4 custody. He was permanently evicted from Rivers
5 Pittsburgh and criminally charged for his action.

6 At this time, the OEC requests that
7 the Board place Deshaun Robinson-Cobb on the
8 Involuntary Exclusion List.

9 CHAIRMAN: Questions or comments from
10 the Board? Hearing none, may I have a motion?

11 MS. REITZEL: Mr. Chairman,
12 Commissioner Reitzel moves that the Board approve the
13 addition of Deshaun Robinson-Cobb to the PGCB
14 Involuntary Exclusion List, as described by the OEC.

15 MR. MUSTIO: Commissioner Mustio
16 seconds.

17 CHAIRMAN: Thank you.
18 All in favor?

19 AYES RESPOND

20 CHAIRMAN: All opposed? The motion's
21 adopted.

22 ATTORNEY MILLER: The next matter on
23 the Agenda for the Board's consideration is a request
24 to place Khasaunte Thompson on the Board's
25 Involuntary Exclusion List.

1 Khasaunte Thompson attempted to buy
2 into a table game at Rivers Pittsburgh Casino with a
3 counterfeit \$100 bill. Mr. Thompson plead guilty to
4 criminal mischief, tampering with property in
5 connection with the incident.

6 At this time the OEC requests that the
7 Board place Khasaunte Thompson on the Involuntary
8 Exclusion List.

9 CHAIRMAN: Any questions or comments
10 from the Board? Hearing none, is there a motion?

11 MR. MUSTIO: Mr. Chairman,
12 Commissioner Mustio moves that the Board approve the
13 addition of Khasaunte Thompson to the PGCB
14 Involuntary Exclusion List, as described by the OEC.

15 MR. LOGAN: Commissioner Logan
16 seconds.

17 CHAIRMAN: Thank you.
18 All in favor?

19 AYES RESPOND

20 CHAIRMAN: All opposed? The motion's
21 adopted.

22 ATTORNEY MILLER: Next on the Agenda
23 for the Board's consideration is a request to place
24 Edward Williams on the Board's Involuntary Exclusion
25 List.

1 Mr. Williams took a debit card that
2 was dropped by another patron onto the Gaming Floor
3 at Valley Forge. Mr. Williams used the debit card
4 off property and then returned to Valley Forge and
5 dropped the card in the parking lot, where it was
6 discovered by another patron who turned the card to
7 Security.

8 Mr. Williams was permanently evicted
9 from Valley Forge and criminally charged for his
10 actions.

11 At this time, the OEC requests that
12 the Board place Edward Williams on the Involuntary
13 Exclusion List.

14 CHAIRMAN: Questions or comments from
15 the Board? Hearing none, may I have motion?

16 MR. LOGAN: Commissioner Logan moves
17 that the Board approve the addition of Edward
18 Williams to the PGCB Involuntary Exclusion List, as
19 described by the OEC.

20 MR. KERNODLE: Commissioner Kernodle
21 seconds.

22 CHAIRMAN: Thank you.

23 All in favor?

24 AYES RESPOND

25 CHAIRMAN: All opposed? The motion's

1 adopted.

2 ATTORNEY MILLER: The Involuntary
3 Exclusions of Oktay Muedin and Francisca Velazquez
4 are the final two matters on Agenda for the Board's
5 consideration today.

6 Each matter results from the same fact
7 pattern. With the Board's permission, I'll read the
8 fact pattern once and request the appropriate board
9 action for each.

10 Francisca Velazquez entered Mount Airy
11 Casino Resort while she was on the Pennsylvania
12 Gaming Control Board Self-Exclusion List for a
13 lifetime period. She gamed at a slot machine and hit
14 a jackpot in the amount of \$7,831.81.

15 Ms. Velazquez put Oktay Muedin's
16 player card in the machine and departed the area, and
17 Mr. Muedin fraudulently claimed the jackpot. Mr.
18 Muedin was confronted about not being the rightful
19 winner of the jackpot and refused to relinquish the
20 winning.

21 Further, Ms. Velazquez has violated
22 the terms of her self-exclusion on at least five
23 occasions previously. Ms. Velazquez and Mr. Muedin
24 was permanently evicted from Mount Airy and
25 criminally charged for their action.

1 At this time, the OEC requests that
2 the Board place Oktay Muedin on the Involuntary
3 Exclusion List.

4 CHAIRMAN: Questions or comments from
5 the Board? Hearing none, is there a motion?

6 MR. KERNODLE: Commissioner Kernodle
7 moves that the Board approve the addition of Oktay
8 Muedin to the PGCB Involuntary Exclusion List, as
9 described by the OEC.

10 MS. SMYLER: Commissioner Smyler
11 seconds.

12 CHAIRMAN: All in favor?

13 AYES RESPOND

14 CHAIRMAN: All opposed? The motion's
15 adopted.

16 ATTORNEY MILLER: Now, at this time
17 the OEC requests that the Board place Francisca
18 Velazquez on the Involuntary Exclusion List.

19 CHAIRMAN: Questions or comments from
20 the Board? Hearing none, is there a motion?

21 MS. SMYLER: Mr. Chairman,
22 Commissioner Smyler moves that the Board approve the
23 addition of Francisca Velazquez to the PGCB
24 Involuntary Exclusion List, as described by the OEC.

25 CHAIRMAN: Is there a second?

1 MR. LOGAN: Commissioner Logan
2 seconds.

3 CHAIRMAN: Thank you.
4 All in favor?

5 AYES RESPOND

6 CHAIRMAN: All opposed? The motion's
7 adopted.

8 ATTORNEY PITRE: Thank you. That
9 concludes our business.

10 CHAIRMAN: Thank you, Cyrus.
11 That appears to conclude the business
12 of the Board at today's meeting. The next public
13 meeting of the Board is scheduled to be held on
14 Wednesday, November 18th at ten o'clock.

15 Given the continued uncertain times, I
16 would advise that all interested parties monitor the
17 Board's website for the latest information about how
18 that meeting will be conducted.

19 In all likelihood we'll probably
20 continue to stay on the teleconference approach until
21 further notice.

22 May I have a motion to adjourn this
23 meeting?

24 MR. SANTONI: Mr. Chairman,
25 Commissioner Santoni moves for adjournment.

1 MS. REITZEL: Commissioner Reitzel
2 seconds.

3 CHAIRMAN: Thank you.
4 All in favor?

5 AYES RESPOND

6 CHAIRMAN: All opposed? The motion's
7 adopted. And we are adjourned. Thank you everybody
8 for your participation and your patience.

9 * * * * *

10 MEETING CONCLUDED

11 * * * * *

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22 CERTIFICATE

23 I hereby certify that the foregoing proceeding
24 was reported by me on 10/28/2020 and that I, Ian
25 Weeber, read this transcript and that I attest that

1 this transcript is a true and accurate record of the
2 proceeding. This notarial act involved the use of
3 communication technology.

4 Dated the 30th day of November, 2020.

5

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Ian Weeber

9

Ian Weeber,

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Court Reporter

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