

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

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PUBLIC MEETING

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BEFORE: MEMBERS OF THE BOARD:

DAVID M. BARASCH, CHAIRMAN

Frank Dermody

Obra S. Kernodle, IV

Sean Logan

T. Mark Mustio

Frances J. Regan

Denise J. Smyler

EX-OFFICIO MEMBERS/DESIGNEES IN ATTENDANCE:

Jennifer Langan, Esquire, Designee,

Department of Treasury

Dale Simpson, Designee,

Department of Revenue

Fred Strathmeyer, Designee,

Department of Agriculture

MEETING: Wednesday, July 14, 2021

LOCATION: Videoconference

Reporter: Shannon C. Fortsch

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

R.DOUGLAS SHERMAN, Chief Counsel - Petitions
STEVE COOK, Deputy Chief Counsel - Withdrawals and/or
Surrenders and Report and Recommendations
KEVIN O'TOOLE - Executive Director's Report
SEAN HANNON, Director, Bureau of Licensing
DANETTE BIXLER-GEORGE, Human Resources Director
CHAD ZIMMERMANN, Assistant Chief Counsel
CYRUS PITRE, Chief Enforcement Counsel - Enforcement
Actions

Office of Enforcement Counsel - Also presenting:

DUSTIN MILLER

OTHER ATTENDEES FOR MEETING AND/OR PUBLIC HEARINGS:

Kevin Kile, Director of Sports Wagering Operations
Douglas Harbach, Director of Communications
M.S.N.

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CHAIRMAN: Good morning, everyone.

I'm David Barasch, Chairman of the Pennsylvania Gaming Control Board.

Before we begin, I'd like to note that we are holding this meeting via teleconference with the Board members and other participants in different locations due to ongoing concerns brought on by the COVID-19 pandemic.

What we have done today is provide public access to the video and audio portions of this meeting through the Board's website, as well as by publishing the call-in information for those who may not have access to the internet.

Additionally, as is always the case, we have a court reporter who will be transcribing this meeting. All that being said, once again, I would ask that anybody that's calling into this meeting or using the direct video, please keep your equipment on mute until you're ready to participate.

Also, for those who will be participating, I ask you that before you speak, so

1 those who will be participating, I ask you that
2 before you speak, please remember to identify
3 yourself for the court reporter.

4 Okay.

5 So to get started, in addition to the
6 seven Board members who are participating - well,
7 they're all participating remotely, we also have
8 representing ex-officio members, Fred Strathmeyer,
9 representing Russ Redding, Secretary for the
10 Department of Agriculture. Jen Langan, representing
11 Stacy Garrity, the State Treasurer. And Dale
12 Simpson, representing Dan Hassell, the Secretary for
13 the Department of Revenue. Thank you all for joining
14 us.

15 A quorum being present, I'd like to
16 call these proceedings to order.

17 The first order of business is the
18 Pledge of Allegiance.

19 PLEDGE OF ALLEGIANCE RECITED

20 CHAIRMAN: Okay.

21 Next, I believe, we have service
22 awards for Gaming Control Board members that you'd
23 like to make at this time, Kevin?

24 ATTORNEY O'TOOLE: Yes, we do.

25 Good morning, Chairman Barasch and

1 members of the Board. Today I am pleased to continue
2 the process of recognizing employees for their years
3 of service with the Gaming Control Board.

4 This is always a terrific occasion to
5 recognize the dedication and the loyalty of employees
6 who have clearly and significantly contributed to the
7 success of our agency.

8 At today's meeting, I would like to
9 honor nine employees who have reached their 15-year
10 milestone. Two were able to attend today's public
11 meeting, so I would like to start our recognition
12 with Kevin Kile.

13 Kevin - in December of 2010 Kevin was
14 promoted to the position of Director of Racetrack
15 Gaming. With the Gaming Expansion Bill becoming law
16 in 2017, Kevin sought the opportunity to become the
17 Director of Sports Wagering Operations, the position
18 that he currently holds.

19 Kevin, thank you very much for your
20 service, and we congratulate you on your 15-year
21 milestone.

22 MR. KILE: Thank you, Kevin.

23 ATTORNEY O'TOOLE: You're welcome.

24 Our second honoree is Douglas Harbach.
25 Thank you for participating Doug. Doug was hired on

1 July the 5th of 2006 as the Deputy Director of
2 Communications. In May of 2007 Doug was promoted to
3 the Director of Communications for the Pennsylvania
4 Gaming Control Board, a position that he continues to
5 serve the Agency in - the Agency today.

6 Doug has initiated a number of
7 programs during his 15 years of service, including
8 the Speakers Bureau, which helps to communicate the
9 Board's mission and responsibilities to many
10 community and social groups throughout the
11 Commonwealth of Pennsylvania.

12 Doug, thank you very much for your
13 service and congratulations.

14 MR. HARBACH: Thank you, Kevin and
15 thanks to the Board members. It's my honor.

16 ATTORNEY O'TOOLE: So I would also -
17 before I conclude I'd like to recognize those seven
18 other employees who have reached 15 years of service
19 with the Board.

20 I would like to recognize from the
21 Office of Enforcement Counsel (OEC), Deputy
22 Enforcement Counsel Glen Stuart. From the Bureau of
23 Casino Compliance, Casino Compliance Representative
24 II, Angela Harper. From the Bureau of Gaming
25 Operations, Executive Secretary Tara Ottenberg.

1 Also from the Bureau of Gaming
2 Operations, Compliance Examiner Brynn Thompson
3 Williams. From the Office of Hearings and Appeals
4 (OHA), Director Linda Lloyd. From the Office of
5 Chief Counsel (OCC), Executive Assistant Shaun
6 Kovach. And finally, from the Bureau of Licensing,
7 Licensing Analyst, Sherry Megonnel.

8 Chairman, that completes the award
9 ceremony. Thank you very much.

10 CHAIRMAN: Thanks, Kevin.

11 By way of announcements, the Board
12 held an Executive Session yesterday, Tuesday, July
13 13th to discuss personnel matters and discuss
14 quasi-judicial deliberations relating to matters
15 coming before the Board today. That meeting was also
16 done by videoconference.

17 Additionally, I'd like to announce
18 that the Board has scheduled a public input hearing
19 relating to the Category 4 casino license proposed
20 for College Township, Centre County by SC Gaming
21 OpCo, LLC.

22 COURT REPORTER: I'm sorry. Can you
23 keep your head up? I can't - you're fading in and
24 out and I can't hear you. I'm sorry.

25 CHAIRMAN: Okay.

1 tenure on October the 8th of 2015 when you were
2 appointed as the Chairman by Governor Tom Wolf. So
3 in essence, we're recognizing you for you six-year
4 tenure, which is about the maximum amount of tenure
5 that a chairman can have.

6 And I would like to read - we have a
7 presentation today, which is a resolution. And I'm
8 not going to read the entire resolution, but I would
9 like to context your contribution to the Commonwealth
10 of Pennsylvania. So we recognize in this resolution,
11 Chairman, that you brought a long and diverse career
12 in public service to the Gaming Control Board. And
13 that included your service as Consumer Advocate for
14 the Commonwealth of Pennsylvania from 1983 to 1990.

15 Your service on the Governor Robert
16 Casey's Senior Executive Staff as Special Assistant
17 to the Governor from 1990 to 1993. Your service as
18 U.S. Attorney in the Middle District of Pennsylvania
19 from 1993 to 2001 and having served as Executive
20 Deputy Secretary of the Pennsylvania Department of
21 Revenue from 2007 to 2010.

22 And most importantly, your tenure as
23 Chairman of the Pennsylvania Gaming Control Board
24 from October 8th, 2015 through the end of this week,
25 July the 16th, 2021. So it's been - you know, on

1 behalf of the entire Staff, I would like to express
2 my appreciation for all that you have done to guide
3 the Agency as we moved forward in some very exciting
4 and sometimes some very trying circumstances.

5 What was exciting certainly was the
6 opportunity that we had under your leadership, to
7 open up new casinos. We opened up two brand new
8 casinos and we have a third that is less than a month
9 away.

10 And on the more challenging side, we
11 had to encounter that obligation to - in casino
12 employees through health and safety protocols as a
13 result of the COVID-19 pandemic.

14 And through your leadership as well as
15 the leadership of your fellow commissioners we were
16 able to successfully get through a difficult year,
17 2020, and the casino industry has rebounded and are
18 very close to being back to normal.

19 So I would like to just extend my
20 personal thanks and wish you all the best in your
21 future endeavors. So I would like to ask if there's
22 any Board members that would like to further those
23 comments?

24 MS. SMYLER: Kevin, this is Denise
25 Smyler, Commissioner Smyler. I just want to thank

1 David for his steady and even-handed leadership of
2 the Board. I've learned a lot from David. He's
3 always been a friend, but as the Chairman I was in
4 awe of how well he could navigate all of the
5 difficult issues that have been presented, especially
6 under the COVID-19 restrictions.

7 So David, thank you so much for
8 everything you've done for the Commonwealth. And as
9 Kevin said, in particular for the Gaming Control
10 Board.

11 And again, I would echo Kevin in
12 wishing you the best in whatever your future
13 endeavors are, because I know whatever you undertake,
14 you undertake with full gusto and you always do it
15 well.

16 CHAIRMAN: Thank you. Thank you,
17 Denise.

18 MR. KERNODLE: And this is
19 Commissioner Kernodle. And I just want to echo what
20 Denise and Kevin said. It's been a pleasure,
21 Chairman.

22 I met you in 2013, you have been a
23 good friend and a mentor to me for things I had
24 talked to you about life. So I will miss you as a
25 Chairman, but I know I will see you soon.

1 CHAIRMAN: Thank you so much, Obie.
2 That's very sweet of you. Thank you.

3 Okay.

4 MR. O'TOOLE: We also have a motion,
5 Mr. Chairman, regarding the Resolution that we will
6 give to you later.

7 As you can see, the Resolution is so
8 big that it would - you know, it occupies my entire
9 screen when I hold it up. So it's a very impressive
10 - it's a very impressive Resolution. But I would
11 like a motion, please.

12 MS. SMYLER: This is Commissioner
13 Smyler. I move that the Board approve the Resolution
14 recognizing the service of Chairman Barasch to the
15 Board.

16 MR. KERNODLE: And this is
17 Commissioner Kernodle, and I second.

18 MS. SMYLER: All in favor?

19 AYES RESPOND

20 MS. SMYLER: All opposed? Hearing
21 none, the Resolution carries.

22 CHAIRMAN: Thank you so much. I do
23 have a couple of things I want to say, but I think
24 I'll leave it for when we're done today when I can
25 actually say I finished my term.

1 So thank you so much very - one and
2 all and let's go through the Agenda. I got to say,
3 Kevin, you lay out my career, you remind me of how
4 old I am. But thank you so much.

5 Okay.

6 The next order of business, we have
7 consideration for a motion to approve the transcripts
8 and minutes of the May 19th, 2021 meeting.

9 Is there such a motion?

10 MR. DERMODY: Mr. Chairman,
11 Commissioner Dermody moves that the Board approve the
12 minutes and transcript of the May 19th, 2021 meeting.

13 MR. KERNODLE: Commissioner Kernodle
14 seconds.

15 CHAIRMAN: Thank you.

16 All in favor?

17 AYES RESPOND

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

20 Next, we'll hear from Kevin O'Toole
21 again.

22 MR. O'TOOLE: Yes, sir. Very briefly,
23 Chairman. Staff is continuing to move forward with
24 the implementation of interactive gaming platforms
25 and sports wagering platforms.

1 We have really been really working
2 hard to make sure that all of those entities that
3 have gone through the background process and paid all
4 the appropriate fees get up and running as soon as
5 possible.

6 We are very close to completing all of
7 the pre - the official opening will be August the
8 12th, thereabouts. And we will have a two or
9 three-day test period in advance of that grand
10 opening.

11 So things continue to move in a very
12 positive way and we're looking forward to the rest of
13 this calendar year, 2021, and we expect those results
14 to be - to be very good. Thank you, Chairman.

15 CHAIRMAN: Thank you, Kevin.

16 The next order of business is Office
17 of Human Resources. Danette, I believe you have some
18 matters for us to consider.

19 MS. BIXLER-GEORGE: I do, Chairman.

20 This is Danette Bixler-George,
21 Director of Human Resources. Good morning, Chairman,
22 Board members. The Office of Human Resources has two
23 motions for your consideration today relative to the
24 hiring of four individuals and one motion relative to
25 the provision of temporary hiring authority to the

1 Executive Director.

2 All four individuals to be presented
3 today, have completed the interview process,
4 background investigation and drug screening.

5 First is Emily Mellon, who has been
6 selected as a Casino Compliance Representative for
7 Hollywood York Casino and the Bureau of Casino
8 Compliance. She is recommended for hire by
9 Christopher Schroder, Director of Casino Compliance.

10 Next is Taylor Bazarian, who has been
11 selected also as a Casino Compliance Representative
12 for Hollywood York Casino in the Bureau of Casino
13 Compliance. He is recommended for hire by
14 Christopher Schroder, Director of Casino Compliance.

15 Next is Zachary Snyder, who has been
16 selected as a Casino Compliance Representative for
17 Harrah's Casino in the Bureau of Casino Compliance,
18 and he is recommend for hire by Christopher Schroder,
19 Director of Casino Compliance.

20 And finally Wesley Hurst has been
21 selected as an Assistant Enforcement Counsel 1 in the
22 Office of Chief Enforcement Counsel, and he is
23 recommended for hire by Cyrus Pitre, Chief
24 Enforcement Counsel.

25 Unless you have any questions, I would

1 ask that the Board consider a motion to approve these
2 hiring actions, as indicated.

3 CHAIRMAN: Are there any questions or
4 comments on this matter? Hearing none, may I have a
5 motion, please?

6 MR. KERNODLE: Yes. Commissioner
7 Kernodle moves that the Board approves the Applicants
8 for Hire as proposed by the Human Resource Director.

9 MR. LOGAN: Commissioner Logan
10 seconds.

11 CHAIRMAN: Thank you.
12 All in favor?

13 AYES RESPOND

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

16 MS. BIXLER-GEORGE: Thank you.

17 The second motion is relative to the
18 provision of temporary hiring authority to the
19 Executive Director.

20 Currently we are engaged in the
21 staffing of two Category 4 casinos, Hollywood Casino
22 York and Hollywood Morgantown Casino. While we're
23 experiencing interest in the careers with the Board,
24 we are also experiencing candidates declining offers
25 of employment.

1 As such, the Office of Human Resources
2 is requesting that the Board delegate temporary
3 hiring authority to the Executive Director to allow
4 the PGCB to continue to offer employment between
5 public board meetings to individuals who have
6 completed the background screening and drug testing.

7 This delegation of authority will
8 ensure that the Agency has appropriate staff in place
9 for the opening of Hollywood York and Hollywood
10 Morgantown Category 4 Casinos.

11 The individuals selected for
12 employment at these locations will only be offered a
13 position to ensure adequate staffing for the opening
14 of these two Category 4 casinos and will be brought
15 to the full Board for ratification of hire at its
16 next meeting following those offers.

17 Unless you have questions or concerns,
18 the Office of Human Resources is requesting a motion
19 to provide temporary delegation of hiring authority
20 to the Executive Director, as described.

21 CHAIRMAN: Thank you, Danette.

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

25 MS. REGAN: Mr. Chairman, Commissioner

1 Regan moves that the Board approve the temporary
2 delegation of hiring authority to the Executive
3 Director, as proposed by the Human Resources
4 Director.

5 MS. SMYLER: Commissioner Smyler
6 seconds.

7 CHAIRMAN: Thank you.
8 All in favor?

9 AYES RESPOND

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

12 MS. BIXLER-GEORGE: Thank you,
13 Chairman and thank you for your service to the Board.

14 CHAIRMAN: Thank you, Danette. It's
15 been a pleasure working with you.

16 MS. BIXLER-GEORGE: Thank you.

17 CHAIRMAN: Next up Chief Counsel, Doug
18 Sherman.

19 ATTORNEY SHERMAN: Good morning,
20 Chairman, members of the Board. Our first Agenda
21 item relates to a temporary regulation, which
22 Assistant Chief Counsel Chad Zimmermann is here to
23 present.

24 ATTORNEY ZIMMERMANN: Good morning,
25 Commissioners, members of the Board. Before you

1 today is Temporary Regulation Number 125-238, which
2 contains Table Game Side Wagers and Variations and
3 features.

4 This Temporary Rulemaking includes a
5 new feature known as the Must-Hit-By Mystery Bonus,
6 which is being implemented on 15 existing games,
7 available for play in the Commonwealth. It also
8 includes additional side wagers and variations that
9 have previously been approved and adopted by the
10 Board as Statements of Policy that are now being
11 introduced into the formal rulemaking process.

12 The Must-Hit-By Mystery Bonus is not a
13 new wager itself, but it is implemented on 18
14 existing progressive wagers where a portion of a
15 player's progressive wager goes into a mystery bonus
16 pot. When - when the player's contribution exceeds a
17 random amount set by a random number generator, the
18 player then wins that Mystery Bonus.

19 I can answer any questions you have on
20 the new features or side wagers or the Must-Hit-By
21 Mystery Bonus. If not, I would request a motion to
22 approve the temporary regulation number 125-238.

23 CHAIRMAN: Thank you, Chad.

24 Any questions or comments on the
25 matter that Chad has just described for board

1 members? Hearing none, may I have a motion, please?

2 MR. LOGAN: Commissioner Logan moves
3 that the Board adopt Temporary Regulation Number
4 125-238 regarding Side Wagers and Variations, as
5 described by the OCC.

6 MR. MUSTIO: Commissioner Mustio
7 seconds.

8 CHAIRMAN: Thank you.

9 All in favor?

10 AYES RESPOND

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

13 ATTORNEY ZIMMERMAN: Thank you.

14 And best wishes, Chairman.

15 CHAIRMAN: Oh, thank you very much,
16 Chad. It's been a pleasure working with you.

17 ATTORNEY ZIMMERMANN: Thank you. You
18 too.

19 CHAIRMAN: Okay.

20 Next order, Doug?

21 ATTORNEY SHERMAN: Yep. Next before
22 the Board for consideration today are five Petitions.
23 Each Petition will be decided based upon the
24 documentary record by agreement of the parties.

25 In each of the matters, the Board has,

1 in advance of this meeting been provided with all
2 documents filed of record.

3 The first Petition before the Board
4 today is Stadium Casino Westmoreland RE, LLC's
5 request for sports wagering certificate for its
6 Category 4 facility Live Casino Pittsburgh.

7 Stadium Westmoreland's facility has
8 been operating since November 16th, 2020. And
9 presently Stadium Westmoreland's land-based
10 sportsbook operates through Stadium Casino's Category
11 2 license in Philadelphia.

12 Notwithstanding the ability of Stadium
13 Casino Westmoreland, they continue to operate under
14 its parent property sports wagering certificate, it
15 now seeks its own sports wagering certificate subject
16 to an additional \$10 million license fee to operate
17 sports wagering independent of the Philadelphia
18 properties certificate.

19 The OEC has no objection to Stadium
20 Casino Westmoreland's request subject to 20
21 conditions outlined in their Answer. And Petitioner
22 also seeks confidentiality for certain information as
23 provided, and OEC has no objection to that request.

24 This matter is now ready for the
25 Board's consideration.

1 CHAIRMAN: Thanks, Doug.

2 Are there any questions or comments
3 from the Board on this matter? Hearing none, may I
4 have a motion, please?

5 MR. MUSTIO: Mr. Chairman,
6 Commissioner Mustio moves that the Board grant
7 Stadium Casino Westmoreland RE, LLC's Petition for a
8 sports wagering certificate, as described by the OCC
9 and with the conditions requested by the OEC.

10 I further move that the Board grant
11 the Petitioner's request for confidentiality.

12 MS. REGAN: Commissioner Regan
13 seconds.

14 CHAIRMAN: Thank you.

15 All in favor?

16 AYES RESPOND

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

19 ATTORNEY SHERMAN: Next before the
20 Board is Caesars Entertainment and Chester Downs and
21 Marina's Joint Petition Seeking Approval of a Shared
22 Service Agreement relating to Harrah's Philadelphia
23 along with a request to maintain certain information
24 as confidential.

25 Caesars Entertainment is a gaming

1 company that owns and operates establishments
2 throughout the world. They are the ultimate parent
3 corporation - or corporate parent of Harrah's
4 Philadelphia and have been since July of 2020 merger
5 with Caesars Entertainment Corporation and Eldorado
6 Resorts.

7 As part of the ongoing reorganization
8 as a result of the merger, Caesars Entertainment and
9 Harrah's Philadelphia wish to enter into a new Shared
10 Service Agreement.

11 The new agreement will also include
12 three affiliates of Caesars Entertainment to include
13 Caesars Enterprise Services, Caesars Interactive
14 Entertainment and Caesars License Company.

15 The services provided by these
16 Entities to Harrah's Philadelphia will include but
17 not be limited to the areas of corporate
18 administration, finance, accounting investment, human
19 resources, legal information systems, rewards
20 program, management communications, employee benefits
21 and services related online gaming, as well as
22 property management.

23 The OEC does not oppose the grant of
24 the Petition, subject to conditions outlined in their
25 Answer. And OEC also does not object to the request

1 for confidentiality. And in fact, has also
2 identified information from OEC that should remain as
3 confidential.

4 And these matters are now ready for
5 the Board's consideration.

6 CHAIRMAN: Thanks, Doug.

7 May I have a motion?

8 MS. REGAN: Mr. Chairman, Commissioner
9 Regan moves that the Board grants Caesar
10 Entertainment, Inc.'s and Chester Downs and Marina,
11 LLC's Joint Petition for Approval of a Shared Service
12 Agreement, as described by the OCC.

13 And with the conditions requested by
14 the OEC, I further move that the Board grant the
15 party's request for confidentiality in part, as will
16 be described in the Board's Order.

17 MS. SMYLER: Commissioner Smyler
18 seconds.

19 CHAIRMAN: Thank you.

20 All in favor?

21 AYES RESPOND

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

24 ATTORNEY SHERMAN: Next before the
25 Board is Novomatic AG's Petition for a Waiver of

1 Licensing of two individuals. Novomatic AG, which is
2 based in Austria is a licensed manufacturer of slot
3 machines, table games, video gaming terminals and
4 sports wagering equipment.

5 Until recently Novomatic was
6 ultimately wholly-owned by Johann Graf. However, Mr.
7 Graf recently transferred 10 percent of his ownership
8 interest in a Novomatic parent company to his son,
9 Thomas Graf, and transferred a 5 percent interest
10 each to two Managing Directors. The Board approved
11 those transfers on March 17th, 2021.

12 Mr. Graf now wishes to transfer
13 another 10 percent interest to his son, Patrick Graf.
14 However, instead of transferring the shares to him
15 individually, he plans to transfer the shares to an
16 Austrian private foundation, of which Patrick Graf is
17 the sole beneficiary.

18 Novomatic AG is requesting that the
19 Board waive the Bureau of Licensing's request that
20 two of the foundation's board members apply for
21 licensure, given their nominal role in decisions the
22 foundation makes.

23 Additionally, the Petitioner argues
24 that Bureau of Investigation and Enforcement (BIE)
25 and BIE has confirmed that the foundation board

1 cannot take any action without Patrick Graf's
2 consent.

3 As a result, the OEC has no objection
4 to the requested relief subject to conditions
5 outlined in their Answer, including that Patrick Graf
6 submit to licensure and that the foundation report
7 any changes in its operational structure. And that
8 matter is now ready for the Board's consideration.

9 CHAIRMAN: Are there any questions or
10 comments on this matter? Hearing none, may I have a
11 motion, please?

12 MS. SMYLER: Mr. Chairman,
13 Commissioner Smyler moves that the Board grant
14 Novomatic AG's Petition for Waiver of Applications,
15 as described by the OCC and with conditions requested
16 by the OEC.

17 MR. DERMODY: Mr. Dermody seconds.

18 CHAIRMAN: Thank you.

19 All in favor?

20 AYES RESPOND

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

23 ATTORNEY SHERMAN: The next matter
24 before the Board is Thær Dayoub's Petition
25 requesting removal form the Board's Involuntary

1 Exclusion List.

2 On February 3rd, 2017 Mr. Dayoub, who
3 was 20 years at the time, attempted to access the
4 gaming floor at Sands Bethworks, which is now Wind
5 Creek Casino, by presenting a false identification to
6 a security officer at the bus entrance.

7 Upon his ID being scanned, it was
8 determined to be fake and the State Police were
9 contacted. Mr. Dayoub was charged with and plead
10 guilty to a summary offense related to the false ID.
11 He was also permanently evicted from that casino.

12 On June 7th, 2017 subsequent to a
13 Petition filed by the OEC, the Board placed Mr.
14 Dayoub on the Exclusion List, until at least his 22nd
15 birthday, after which he could request to be removed.

16 Mr. Dayoub is now 24 years old and is
17 requesting removal from the Exclusion List. OEC has
18 no objection to that request. And his request to be
19 removed is now ready for the Board's consideration.

20 CHAIRMAN: Thank you.

21 Any questions or comments on this
22 matter? Hearing none, may I have a motion, please?

23 MR. DERMODY: Mr. Chairman,
24 Commissioner Dermody moves that the Board grant Thayer
25 Dayoub's Petition for Removal from the Pennsylvania

1 Gaming Control Board's Involuntary Exclusion List, as
2 described by the OCC.

3 MR. LOGAN: Commissioner Logan
4 seconds.

5 CHAIRMAN: Thank you.
6 All in favor?

7 AYES RESPOND

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

10 ATTORNEY SHERMAN: The final Petition
11 before the Board is another request to be removed
12 from the Involuntary Exclusion List, and this one is
13 filed by an individual named Angie Sanders.

14 By way of background, on December 4th
15 of 2014 the OEC filed a Petition to place Angie
16 Sanders on the Exclusion List after discovering that
17 over about a two-year period she had been involved in
18 numerous thefts of slot machine vouchers at both the
19 Rivers and Meadows Casinos.

20 She had pled guilty to criminal theft
21 charges stemming from at least two of those
22 incidents, and she was cited for trespass after being
23 evicted permanently from both casinos.

24 Consequently on September 23rd, 2015
25 the Board placed Ms. Sanders on the Exclusion List.

1 And for the record, the total amount of the thefts of
2 these vouchers combined was only about \$288.

3 In May of 2021 Ms. Sanders filed a
4 Petition requesting removal from the list. In her
5 request she stated that at the time of the theft she
6 was taking medication, which had a side effect of
7 causing addictive behavior. She indicated she
8 stopped taking the medication and has not had similar
9 behavior since, I guess since 2016.

10 And in fact, she's presently involved
11 in an action against the drug manufacturer based on
12 those side effects. It's now been over five years
13 since her placement on the list without further
14 incidents. The OEC has no objection to Ms. Sanders
15 request to be removed from the Exclusion List, and
16 that is the request now ready for the Board's
17 consideration.

18 CHAIRMAN: Thank you.

19 Any questions or comments on this
20 matter? Hearing none, may I have a motion, please?

21 MR. LOGAN: Commissioner Logan moves
22 that the Board grant Angie Sander's Petition for
23 Removal from the PGCB Involuntary Exclusion List, as
24 described by the OCC.

25 MR. MUSTIO: Commissioner Mustio

1 seconds.

2

3 CHAIRMAN: Thank you.

4 All in favor?

5 AYES RESPOND

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

8 ATTORNEY SHERMAN: Next, presenting
9 Withdrawals and Report and Recommendations is Deputy
10 Chief Counsel, Steve Cook.

11 ATTORNEY COOK: Good morning. The
12 next matter before the Board today pertains to
13 several unopposed Petitions to withdraw the
14 applications or surrender the credentials of the
15 following individuals and businesses.

16 Dean A. Ehrlich, Darren Donald Albert
17 Simmons, Flex Marketing Group, LLC and Better
18 Collective Florida, LLC. The OEC has no objection to
19 any of these requests and as a result, if the Board
20 chooses to grant them, they'd be doing so without
21 prejudice to each of these parties, and these matters
22 are now ripe for the Board's consideration.

23 CHAIRMAN: Thank you, Steve.

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

1 MR. MUSTIO: Mr. Chairman,
2 Commissioner Mustio moves that the Board issue orders
3 to approve the withdrawals and surrenders, as
4 described by the OCC.

5 MS. REGAN: Commissioner Regan
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: Next before the Board
13 for consideration are five Reports and
14 Recommendations received from the OHA. Each of these
15 Reports and Recommendations have been provided to the
16 Board in advance of today's meeting.

17 And each of these parties has also
18 been notified that the Board would be taking the
19 matter up today and that they had the ability to
20 briefly address the Board before the matter was
21 voted.

22 I will go through each Report and
23 Recommendation individually. The first Report and
24 Recommendation pertains to Quintez Fleet.

25 Mr. Fleet was issued a Gaming Employee

1 Occupation Permit in November of 2020 and is employed
2 as a Security Officer at the Rivers Casino
3 Philadelphia.

4 On April 13th, 2021, the OEC filed a
5 Request for an Emergency Suspension of Mr. Fleet's
6 Gaming Employee Occupation Permit after receiving
7 notice that Mr. Fleet had been charged with a felony
8 firearm offense by the Philadelphia Police
9 Department.

10 As a result of this charge, the
11 Board's Executive Director issued an Emergency Order
12 suspending Mr. Fleet's Gaming Permit, as requested by
13 Enforcement Counsel.

14 A hearing in this matter was then held
15 on May 5th, 2021. OEC appeared offering testimony
16 and documentary evidence as to the still pending
17 criminal charges.

18 Mr. Fleet appeared at the hearing but
19 did not testify. Based upon the evidence presented,
20 the Hearing Officer has issued a Report and
21 Recommendation recommending that the Suspension of
22 Mr. Fleet's Gaming Employee Occupation Permit
23 continue. And that is the recommendation to the
24 Board today.

25 CHAIRMAN: Thank you.

1 Questions or comments from the Board.
2 Hearing none, may I have a motion, please?

3 MS. SMYLER: Mr. Chairman,
4 Commissioner Smyler moves that the Board adopt the
5 Report and Recommendation issued by the OHA regarding
6 the Suspension of Quintez Fleet's Gaming Employee
7 Occupation Permit, as described by the OCC.

8 MR. DERMODY: Commissioner Dermody
9 seconds.

10 CHAIRMAN: Thank you.

11 All in favor?

12 AYES RESPOND

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

15 ATTORNEY COOK: Next before the Board
16 is the Report and Recommendation pertaining to
17 Michael Nasen and his request to be removed from the
18 Board's Excluded Person's list.

19 By way of background, the OEC filed a
20 Petition to place Mr. Nasen on the Exclusion List
21 after it was discovered that on July 27, 2018 while
22 playing poker at the SugarHouse Casino, Mr. Nasen was
23 observed exchanging text messages with another
24 individual at the table with the text being about
25 their hands, each of the cards that they held.

1 Mr. Nasen failed to file an Answer to
2 OEC's complaint to place him on the Exclusion List
3 and on December 18th, 2019 the Board, in fact, placed
4 Mr. Nasen on the Involuntary Exclusion List by
5 default judgment.

6 In February of 2021 Mr. Nasen filed a
7 Petition seeking removal from the list. OEC filed an
8 Answer objecting to that request, and a hearing was
9 held on April 22nd, 2021. Enforcement Counsel
10 appeared, presenting testimony and documentary
11 evidence along with video surveillance from the July
12 of 2018 incident.

13 Mr. Nasen also appeared and testified
14 on his own behalf. Specifically he testified that he
15 had only texted the other player when they were not
16 in hand together, that he would only text her about
17 what cards he held in previous hands and decisions he
18 should have made in previous hands.

19 He further stated that the Dealer at
20 the table never told him that he was prohibited from
21 texting. The OEC thereafter presented testimony from
22 the Casino Compliance Representative on duty who
23 testified that on the night in question, Mr. Nasen
24 and his co-conspirator, after they were found texting
25 were escorted from the gaming floor, questioned by

1 casino staff, Casino Compliance Representatives and
2 the Pennsylvania State Police about their actions,
3 and both admitted that they were texting each other
4 during hands being played to gain an advantage.

5 After hearing all of the evidence
6 presented, the Report and Recommendation issued in
7 this matter recommends that Mr. Nasen's request to be
8 removed from the Exclusion List be denied. And
9 that's the recommendation before the Board.

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

13 MR. KERNODLE: Commissioner Kernodle
14 moves that the Board adopts the Report and
15 Recommendation issued by the OHA regarding Michael
16 Nasen's Petition for Removal from the PGCB
17 Involuntary Exclusion List and that Mr. Nasen remain
18 on the list.

19 MR. LOGAN: Commissioner Logan
20 seconds.

21 CHAIRMAN: Thank you.

22 All in favor?

23 AYES RESPOND

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

1 ATTORNEY COOK: The next Report and
2 Recommendation before the Board pertains to an
3 individual with the initials C.H.'s request to be
4 removed from the Voluntary Self-Exclusion List.

5 On August 27, 2015 C.H. entered
6 Mohegan Sun at Pocono Downs and met with a Casino
7 Compliance Representative to place herself on the
8 Self-Exclusion List, selecting the lifetime
9 Self-Exclusion period.

10 Subsequently C.H. filed a Petition
11 with the Board on February 16th, 2021 requesting
12 removal from that list. The OEC has filed an Answer
13 objecting to the request.

14 A hearing was then held on April 20th,
15 2021. OEC appeared presenting testimony and
16 documentary evidence, and C.H. also appeared and
17 testified on her own behalf.

18 The evidence provided by OEC showed
19 that the Casino Compliance Representative conducted
20 the mandatory interview with C.H. and the Casino
21 Compliance Representative explained the process of
22 being placed on the list, the consequences of each
23 exclusion period option. And thereafter that all the
24 paperwork and procedures were completed by C.H., who
25 signed an acknowledgement form selecting lifetime

1 Self-Exclusion.

2 C.H. testified that at the time she
3 placed herself on the list, she was experiencing
4 post-traumatic stress. Specifically, her home had
5 been destroyed by a fire, she had been injured, she
6 was on anxiety and antidepressant medications and
7 wasn't able to work at that time as well as the fact
8 that she was living with her brother as a result of
9 the fire and he was pursuing her, placing herself on
10 the list with her.

11 C.H. testified that she basically was
12 not in a proper state of mind and was told by her
13 psychiatrist she should not make any life altering
14 decisions at the time, but she nevertheless chose the
15 lifetime period of Self-Exclusion.

16 It was then placed into the record
17 that C.H. had previously put herself on the Voluntary
18 Exclusion List for one year. C.H. testified that she
19 did that while she was dating another individual and
20 both of them, both her and her partner at the time,
21 thought it would be wise to Self-Exclude for some
22 period of time, but she was no longer in that
23 relationship and no longer felt she needed to be Self
24 Excluded.

25 After hearing all of the evidence

1 presented, the Hearing Officer's Report and
2 Recommendation was issued, recommending C.H.'s
3 request for removal from the Self-Exclusion List be
4 denied. And this matter is now ready for the Board's
5 consideration.

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

9 MR. LOGAN: Commissioner Logan moves
10 that the Board adopt the Report and Recommendation
11 issued by the OHA regarding C.H.'s Petition for
12 Removal from the Self-Exclusion list, and that C.H.
13 remain on the list.

14 MR. MUSTIO: Commissioner Mustio
15 seconds.

16 CHAIRMAN: Thank you.
17 All in favor?

18 AYES RESPOND

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

21 ATTORNEY COOK: Next before the Board
22 is a Report and Recommendation pertaining to an
23 individual with the initials M.S.N. and her request
24 for early removal from the Self-Exclusion List. I
25 believe M.S.N. is on the phone line today and would

1 like - may like to briefly address the Board.

2 However, before I give her that
3 opportunity, I'd like to give a brief overview of
4 this matter. Specifically on February 11th, 2021,
5 M.S.N. filed a request, through the Board's website
6 to place herself on the Self-Exclusion List for one
7 year. Then on March 23rd, 2021, approximately six
8 weeks later, she filed a request to move herself -
9 remove herself from the list, and OEC filed an Answer
10 objecting to that request.

11 A hearing in this matter was held on
12 May 11th, 2021, M.S.N. appeared and testified on her
13 own behalf. OEC also appeared and presented
14 testimony and documentary evidence.

15 Essentially M.S.N. testified that she
16 believed her siblings filled out online forms to
17 place her on the list for a one year period. She
18 testified that she has no recollection of placing
19 herself on the list and that she did not know that
20 she was on the list until she received an e-mail from
21 our Office of Problem and Compulsive Gaming a couple
22 days later.

23 M.S.N. additionally stated that her
24 family is against gambling and drinking due to
25 religious convictions, and have repeatedly told her

1 that they were going to make her place herself on the
2 list.

3 She testified that on the date she
4 was placed - was placed on the list, she had gone to
5 a happy hour at the Wind Creek Casino, became
6 intoxicated and called her brother to pick her up.
7 Her brother along with two other siblings took her
8 home that night and she believed they accessed her
9 computer and placed her on the list.

10 M.S.N. additionally testified that she
11 had previously placed herself on the list in March of
12 2019 and then filed a request to be removed in July
13 of 2020 based - and that based on that prior
14 experience with the process she knows that a Casino
15 Compliance Representative would not have allowed her
16 to place herself on the list due to her level of
17 intoxication on the night in question and her
18 inability to understand her actions on the night in
19 question.

20 OEC provided testimony from the
21 Board's Director of Compulsive and Problem Gaming
22 regarding the process of placement on the list who -
23 and Ms. Lanza indicated that when filling out the
24 online documents a two-step confirmation is conducted
25 to confirm the identity of the person by comparing -

1 first by comparing a government-issued identification
2 that is uploaded into the system with a live photo
3 taken during the process, and that there are also a
4 series of internet generated personal questions that
5 the individual must respond to appropriately before
6 they're allowed to proceed.

7 After hearing all the evidence taken,
8 the Hearing Officer in this matter issued a Report
9 and Recommendation recommending that M.S.N.'s
10 Petition be granted finding that she establish she
11 did not understand what occurred on the night of
12 February 11th, 2021 given her level of intoxication.

13 As I indicated, I believe M.S.N. is on
14 the line, and if she wishes to address the Board now
15 would be her time to do that.

16 CHAIRMAN: I guess we should have her
17 sworn by the court reporter if she's there.

18 ATTORNEY COOK: If she chooses to
19 speak -.

20 MS. N.: Yes, I'm here.

21 CHAIRMAN: If you wish to speak,
22 ma'am, you should be sworn in by the court reporter.
23 Are you prepared to do so?

24 MS. N.: Sure. Yes.

25 CHAIRMAN: Okay.

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M.S.N.,

CALLED AS A WITNESS IN THE FOLLOWING PROCEEDING, AND
HAVING FIRST BEEN DULY SWORN, TESTIFIED AND SAID AS
FOLLOWS:

CHAIRMAN: Thank you. You can
proceed.

MS. N.: Honestly, I'm not sure what
else to say more than what I stated in the previous
hearing. I still don't believe that it was me that
did it, because I did do this process before for my
family, so I know I would not have done it again, at
least not consciously.

And I know it sounds ridiculous, but
that's the God's honest truth. And when I did it
before, it was in person in the office, in the
casino. And by me, taking myself off in 2020, all of
my information was saved on my computer from the last
time I had to log in and create a username and all of
that. Because of COVID I couldn't do it in person.

So my driver's license and everything
was already uploaded into your database.

CHAIRMAN: Okay.

Do you have anything else you want to

1 offer? And then I'm going to open it up for
2 questions. Anything else?

3 MS. N.: I don't believe so, no.

4 CHAIRMAN: Okay.

5 MS. N.: Everything I stated before,
6 you know, I would just be repeating myself.

7 CHAIRMAN: Okay.

8 MS. N.: Unless you have any
9 questions.

10 CHAIRMAN: Does anybody have any
11 questions for the witness or comments on this matter
12 at this time before I ask for a motion?

13 Hearing none, is there a motion?

14 MR. MUSTIO: Mr. Chairman,
15 Commissioner Mustio moves that the Board reject the
16 Report and Recommendation issued by the OHA regarding
17 M.S.N.'s Petition for Removal from the Self-Exclusion
18 List and that M.S.N. remain on the Self-Exclusion
19 List.

20 MS. REGAN: Commissioner Regan
21 seconds.

22 CHAIRMAN: All in favor?

23 AYES RESPOND

24 CHAIRMAN: All opposed? The motion is
25 adopted.

1 ATTORNEY COOK: The final Report and
2 Recommendation before the Board today pertains to a
3 request for removal from the Voluntary Interactive
4 Gaming Self-Exclusion List.

5 On August 10th, 2020, an individual
6 with the initials S.C. filed a request through the
7 Board's website to place himself on the Interactive
8 Gaming Self-Exclusion List for a period of one year.

9
10 Three days later, on August 13th,
11 2020, S.C. filed a request to be removed from the
12 list, stating he only intended to exclude himself
13 from internet gaming, but he then discovered that the
14 Rivers Casino Philadelphia prohibits persons on that
15 list from gaming at their facility.

16 He also stated in his request that he
17 felt the language on the Exclusion Form was vague
18 relative to what type of activity you are actually
19 excluding yourself from.

20 He further indicated that his
21 exclusion from casinos is problematic, because as a
22 matter of business he takes clients to Pennsylvania
23 casinos.

24 The OEC filed an Answer to this
25 request objecting to it. After two requests for

1 continuances by S.C. a hearing was scheduled for
2 February 23rd, 2021. On the morning of the scheduled
3 hearing, S.C. called to request a third continuance,
4 that request was denied; however the Hearing Officer
5 agreed to keep the record open and schedule another
6 date for S.C. to present his testimony.

7 So the hearing commenced on February
8 23rd with the Enforcement Counsel offering evidence
9 or testimony and documentary evidence, they provided
10 testimony from the Board's Director of Problem and
11 Compulsive Gaming regarding the process of placement
12 on the list.

13 The evidence presented also show that
14 S.C. completed the online Self-Exclusion process,
15 that he received certain statements and acknowledge
16 that licensees and operators may choose to ban him
17 from their facilities, which outside of Interactive
18 Gaming, which included casinos, VGT Establishments,
19 Fantasy Sports and iGaming websites as well, as well
20 as restaurants and hotels that may be affiliated with
21 casinos.

22 The acknowledgement also included a
23 statement that it was S.C.'s responsibility to
24 contact bricks and mortar operators to find out what
25 their policies were regarding whether or not he could

1 game with them while on the Interactive Gaming
2 Self-Exclusion List.

3 On April 14th, 2021, a second hearing
4 commenced and S.C. gave testimony testifying that he,
5 again, he didn't understand the breadth of his
6 request, that he was taking medications at the time
7 for both depression and insomnia, and that as a
8 result of these medications, he was not thinking
9 straight, and it was affecting his thought process
10 and impulse control.

11 He further testified that he made the
12 decision to place himself on the list of his own free
13 will but didn't fully understand all of the
14 ramifications. After hearing all of the evidence
15 presented, a Report and Recommendation was issued,
16 recommending denial of S.C.'s Petition and that he
17 remain on the list.

18 It is worth noting that the actual
19 period of Self-Exclusion will end on August 10th,
20 2021, so we are, you know, a few weeks away. And
21 that's the recommendation of the Hearing Officer, is
22 that he remain on the list.

23 CHAIRMAN: Thank you, Steve. Any
24 questions or comments on this matter? Hearing none,
25 may I have a motion, please?

1 MS. REGAN: Mr. Chairman, Commissioner
2 Regan moves that the Board adopt the Report and
3 Recommendation issued by the OHA regarding S.C.'s
4 Petition for Removal from the Interactive
5 Self-Exclusion List and that S.C. remain on the list.

6 MS. SMYLER: Commissioner Smyler
7 seconds.

8 CHAIRMAN: Thank you.
9 All in favor?

10 AYES RESPOND

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

13 ATTORNEY SHERMAN: And that concludes
14 all matters of the OCC.

15 CHAIRMAN: Thanks, Doug. Thanks,
16 Steve.

17 Okay.

18 Turning now to the Bureau of
19 Licensing. Sean, are you there?

20 MR. HANNON: Good morning, Chairman
21 Barasch and members of the Board. Before the Board
22 today will be license consideration of two Slot
23 Machine Manufacturer Renewals, two Fantasy Contest
24 Operators, one VGT Establishment and three
25 Conditional VGT Establishments.

1 In addition there will be 1,027
2 Principals, Key Employees, Gaming and Non-Gaming
3 Employees, as well as Qualifier applicants. Finally,
4 there will be consideration of 12 Gaming Service
5 Provider applicants.

6 The first matter for consideration is
7 the renewal of a Slot Machine Manufacturer License
8 for Everi Games, Incorporated.

9 Everi Games, Incorporated is a
10 Delaware-based manufacturer of slot machines and
11 associated equipment for use or play at licensed
12 facilities in the Commonwealth.

13 The BIE has completed its
14 investigation and the Bureau of Licensing has
15 provided you with a background investigation and
16 suitability report.

17 I have provided you with a draft order
18 and ask that the Board consider the Order to renew
19 the Slot Machine Manufacturer License for Everi
20 Games.

21 CHAIRMAN: Thank you.

22 Any comments from Enforcement Counsel?

23 ATTORNEY PITRE: Good morning, Mr.
24 Chairman, members of the Board. Cyrus Pitre,
25 P-I-T-R-E. The OEC has no objection.

1 CHAIRMAN: Thank you.

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

4 MS. SMYLER: Mr. Chairman,
5 Commissioner Smyler moves that the Board grant the
6 Slot Machine Manufacturer Renewal License as
7 described by the Bureau of Licensing.

8 MR. DERMODY: Commissioner Dermody
9 seconds.

10 CHAIRMAN: Thank you.

11 All in favor?

12 AYES RESPOND

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

15 MR. HANNON: The next matter for
16 consideration is the renewal of a Slot Machine
17 Manufacturer License for Everi Payments,
18 Incorporated.

19 Everi Payments is a Delaware-based
20 manufacturer of ticket redemption kiosks and
21 associated equipment for use at licensed facilities
22 in the Commonwealth.

23 The BIE has completed its
24 investigation and the Bureau of Licensing has
25 provided you with a background investigation and

1 suitability report. I have provided you a draft
2 Order and ask that the Board consider the Order to
3 renew the slot machine manufacturer license for Everi
4 Payments.

5 ATTORNEY PITRE: Enforcement Counsel
6 has no objection.

7 CHAIRMAN: Thank you.

8 Questions or comments from the Board.
9 Hearing none, is there a motion?

10 MR. DERMODY: Mr. Chairman,
11 Commissioner Dermody moves that the Board grant the
12 Slot Machine Manufacturer Renewal License as
13 described by the Bureau of Licensing.

14 MR. KERNODLE: Commissioner Kernodle
15 seconds.

16 CHAIRMAN: Thank you.

17 All in favor?

18 AYES RESPOND

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

21 MR. HANNON: Next is a Fantasy Contest
22 Operator License for Fantasy Sports Games, LLC.

23 Fantasy Sports Games is a Missouri-
24 based business that provides online fantasy sports
25 games and services in various jurisdictions

1 throughout the United States. The BIE has completed
2 its investigation and the Bureau of Licensing has
3 provided you with a background investigation and
4 suitability report.

5 I've provided you with a draft Order
6 and ask the Board to consider the Order to approve
7 the Fantasy Contest License for Fantasy Sports Games.

8
9 ATTORNEY PITRE: Enforcement Counsel
10 has no objection.

11 CHAIRMAN: Thank you.

12 Questions or comments from the Board?
13 Hearing none, may I have a motion, please?

14 MR. KERNODLE: Commissioner Kernodle
15 moves the Board grant the Fantasy Contest Operator
16 License as described by the Bureau of Licensing.

17 MR. LOGAN: Commissioner Logan
18 seconds.

19 CHAIRMAN: Thank you.

20 All in favor?

21 AYES RESPOND

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

24 MR. HANNON: Also for consideration is
25 a Fantasy Contest Operator License for NHA PA, LLC

1 doing business as No House Advantage.

2 NHA PA, LLC is a Pennsylvania based
3 business that will offer daily fantasy contests in
4 Pennsylvania. The BIE has completed its
5 investigation and the Bureau of Licensing has
6 provided you with a background investigation and
7 suitability report.

8 I have provided you with a draft order
9 and ask that the Board consider the Order to approve
10 the Fantasy Contest License for NHA PA, LLC.

11 ATTORNEY PITRE: Enforcement Counsel
12 has no objection.

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

16 MR. LOGAN: Commissioner Logan moves
17 the Board grant the Fantasy Contest Operator License,
18 as described by the Bureau of Licensing.

19 MR. MUSTIO: Commissioner Mustio
20 seconds.

21 CHAIRMAN: Thank you.

22 All in favor?

23 AYES RESPOND

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

1 MR. HANNON: In addition, we have
2 consideration of a VGT Establishment License for DNC
3 Fuel Sales, Incorporated doing business D&C Fuels
4 East.

5 VGT Establishments are truck stops
6 seeking to have a Terminal Operator Licensee place
7 VGTs at their location.

8 D&C Sales, Incorporated was previously
9 conditionally licensed. The BIE has now completed
10 its investigation, including evaluation that the
11 applicant meets the VGT Establishment eligibility
12 criteria in the Gaming Act.

13 The Bureau of Licensing has provided
14 you with a background investigation and suitability
15 report. Once fully licensed, an establishment can
16 continue forward toward completing the steps
17 necessary to commence VGT gaming.

18 I have provided you with a draft Order
19 and ask that you consider the Order and ask that you
20 consider the Order to license D&C Fuel Sales, which
21 is located at 3409 State Route 6 in Tunkhannock.

22 ATTORNEY PITRE: Enforcement Counsel
23 has no objection.

24 CHAIRMAN: Thank you.

25 Any questions or comments from the

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

2 MR. MUSTIO: Mr. Chairman,
3 Commissioner Mustio moves that the Board grant the
4 Video Gaming Terminal Establishment License, as
5 described by the Bureau of Licensing.

6 MS. REGAN: Commissioner Regan
7 seconds.

8 CHAIRMAN: Thank you.

9 All in favor?

10 AYES RESPOND

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

13 MR. HANNON: The next matters are
14 Conditional VGT Establishment Licenses. The entities
15 are D.M. Bowman, Incorporated, located at 318 Laurel
16 Crest Road in Somerset, Dandy Mini Mart, Incorporated
17 at 510 James Monroe Avenue in Monroeton, and Dandy
18 Mini Mart, Incorporated at 474 Reuter Boulevard in
19 Towanda.

20 The Board may conditionally license an
21 establishment provided the applicant has never been
22 convicted of a felony, is current on state taxes, has
23 submitted a complete application and has not been
24 convicted of a gambling law violation.

25 A preliminary review of these

1 applicants indicate that they meet these criteria.
2 Note that these are strictly conditional approvals.
3 Final approval will be based on the applicants
4 meeting all the eligibility criteria provided in the
5 statute. A final eligibility determination will
6 follow investigation and site inspection by the BIE.

7 ATTORNEY PITRE: Enforcement Counsel
8 has no objection.

9 CHAIRMAN: Thank you.

10 Questions or comments from the Board?
11 Hearing none, may I have a motion, please?

12 MS. REGAN: Mr. Chairman, Commissioner
13 Regan moves that the Board grant the Conditional
14 Video Gaming Terminal Establishment Licenses as
15 described by the Bureau of Licensing.

16 MS. SMYLER: Commissioner Smyler
17 seconds.

18 CHAIRMAN: Thank you.

19 All in favor?

20 AYES RESPOND

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

23 MR. HANNON: Next are Principal and
24 Key Employee Licenses for your consideration.

25 Prior to this meeting, the Bureau of

1 Licensing provided you with a proposed order for ten
2 Principals, six Key Employees and one Qualifier.

3 I ask that the Board consider the
4 Order approving these licenses.

5 ATTORNEY PITRE: Enforcement Counsel
6 has no objection.

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

9 MS. SMYLER: Mr. Chairman,
10 Commissioner Smyler moves that the Board grant the
11 Principal and Key Employee Licenses, as described by
12 the Bureau of Licensing.

13 MR. DERMODY: Commissioner Dermody
14 seconds.

15 CHAIRMAN: All in favor?

16 AYES RESPOND

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

19 MR. HANNON: There are also temporary
20 licenses. Prior to this meeting the Bureau of
21 Licensing provided you with an Order regarding the
22 issuance of temporary licenses for three Principals
23 and 17 Key Employees.

24 I ask that the Board consider the
25 order approving these licenses.

1 ATTORNEY PITRE: Enforcement Counsel
2 has no objection.

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

5 MR. DERMODY: Mr. Chairman,
6 Commissioner Dermody moves that the Board grant the
7 Temporary Principal and Key Employee credentials as
8 described by the Bureau of Licensing.

9 MR. KERNODLE: Commissioner Kernodle
10 seconds.

11 CHAIRMAN: Thank you.
12 All in favor?

13 AYES RESPOND

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

16 MR. HANNON: Next are Gaming Permits
17 and Non-Gaming Registrations. Prior to this meeting
18 the Bureau of Licensing provided you with a list of
19 707 individuals to whom the Bureau has granted
20 temporary or full occupation permits, and 212
21 individuals to whom the Bureau has granted
22 registrations under the authority delegated to the
23 Bureau of Licensing.

24 I ask that the Board consider a motion
25 approving the Order.

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 please?

6 MR. KERNODLE: Commissioner Kernodle
7 moves that the Board approve the Applicants for
8 Gaming Employee Occupation Permit and Non-Gaming
9 Employee Registration, as described by the Bureau of
10 Licensing.

11 MR. LOGAN: Commissioner Logan
12 seconds.

13 CHAIRMAN: Thank you.
14 All in favor?

15 AYES RESPOND

16 CHAIRMAN: All opposed? The motion is
17 adopted.

18 MR. HANNON: There is also a
19 recommendation for denial for four Non-Gaming
20 Employees, one VGT Establishment Principal Qualifier
21 and one VGT Establishment.

22 The Applicants were notified that they
23 were being recommended for denial and failed to
24 request hearings within the specified timeframe.

25 The Bureau of Licensing has provided

1 you with the Orders addressing each of the Applicants
2 who the OEC has recommended for denial.

3 I ask that the Board consider the
4 Orders approving these denials.

5 ATTORNEY PITRE: The OEC continues to
6 request denial in each instance.

7 CHAIRMAN: Thank you.

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

10 MR. LOGAN: Commissioner Logan moves
11 that the Board deny the Non-Gaming Employee and Video
12 Gaming Terminal Establishment applications, as
13 described by the Bureau of Licensing.

14 MR. MUSTIO: Commissioner Mustio
15 seconds.

16 CHAIRMAN: Thank you.

17 All in favor?

18 AYES RESPOND

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

21 MR. HANNON: The next matter for your
22 consideration are withdrawal requests. In each case
23 the license, permit or registration is no longer
24 required. For today's meeting, I have provided the
25 Board with 3 Key Employees, 38 Gaming and 12

1 Non-Gaming Employee Applicants.

2 I ask that the Board consider the
3 orders approving these withdrawals.

4 ATTORNEY PITRE: Enforcement Counsel
5 has no objection.

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

8 MR. MUSTIO: Mr. Chairman,
9 Commissioner Mustio moves that the Board grant the
10 withdrawal of Key Gaming and Non-Gaming Employee
11 Applications, as described by the Bureau of
12 Licensing.

13 MS. REGAN: Commissioner Regan
14 seconds.

15 CHAIRMAN: Thank you.
16 All in favor?

17 AYES RESPOND

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

20 MR. HANNON: Next we have an Order to
21 certify the following Gaming Service Providers.
22 Allegheny Millwork, PBT, Hobbs and Company,
23 Incorporated and Panoptes Software, Limited. I have
24 provided you with a draft Order and ask the Board to
25 consider the Order to certify these Gaming Service

1 Providers.

2 ATTORNEY PITRE: Enforcement Counsel
3 has no objection.

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

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

10 MS. SMYLER: Commissioner Smyler
11 seconds.

12 CHAIRMAN: Thank you.
13 All in favor?

14 AYES RESPOND

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

17 MR. HANNON: Finally, for your
18 consideration are Gaming Service Provider
19 Registrations. And the Bureau of Licensing provided
20 you with an Order and attached list of nine
21 registered Gaming Service Provider Applicants.

22 I ask the Board to consider the Order
23 registering these Gaming Service Providers.

24 ATTORNEY PITRE: Enforcement Counsel
25 has no objection.

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

4 MS. SMYLER: Commissioner Smyler moves
5 that the Board approve the Gaming Service Provider
6 Registrations as described by the Bureau of
7 Licensing.

8 MR. DERMODY: Commissioner Dermody
9 seconds.

10 CHAIRMAN: Thank you.
11 All in favor?

12 AYES RESPOND

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

15 MR. HANNON: This concludes the Bureau
16 of Licensing's matters.

17 And best wishes, Chairman.

18 CHAIRMAN: Oh, thank you so much,
19 Sean.

20 And you've performed admirably since
21 you've taken over in your acting role. I wish you
22 all the best.

23 MR. HANNON: Thank you.

24 CHAIRMAN: Okay.

25 Now we're going to hear Chief

1 Enforcement Counsel Cyrus Pitre.

2 Good morning, Cyrus.

3 ATTORNEY PITRE: Good morning.

4 The OEC will present 11 matters today
5 for the Board's consideration, in which we will
6 request the approval of three Revocations and 8
7 Involuntary Exclusions.

8 The next three matters on the Agenda
9 consist of Enforcement actions in which the OEC filed
10 complaints seeking the Revocation of Non-Gaming
11 Employee Registrations issued by the Board. The
12 complaints have been filed with the Board's OHA and
13 properly served upon the individual named in each
14 complaint.

15 The individual named in each complaint
16 failed to respond within 30 days, as required by
17 Board regulation. As a result the OEC filed a
18 Request for Default Judgment in each instance and
19 properly served the same upon each named Respondent.
20 Therefore, the facts in each complaint are deemed
21 admitted. All filed documents have been provided to
22 the Board and the matters are presently ripe for the
23 Board's consideration.

24 Deputy Chief Enforcement Counsel
25 Dustin Miller will provide a brief summary of the

1 facts and make a request for the appropriate Board
2 action in each matter.

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

6 The next matter on the Agenda for the
7 Board's consideration is the Revocation of the
8 Non-Gaming Employee Registration issued to
9 Christopher Chulock.

10 Mr. Chulock was employed as a Bar Back
11 at Mohegan Sun Pocono. The Bureau of Casino
12 Compliance received notification that Mr. Chulock
13 found a voucher in the amount of \$250 in the Mohegan
14 Sun Pocono parking lot. Mr. Chulock re-entered
15 Mohegan Sun Pocono and had a Mohegan Sun Pocono
16 patron redeem the voucher on his behalf.

17 Mr. Chulock was terminated from
18 Mohegan Sun Pocono for his actions. He is not
19 currently employed in Pennsylvania's gaming industry.

20 No criminal charges were filed, as Mr.
21 Chulock made restitution once confronted.

22 At this time, the OEC requests that
23 the Board revoke the Non-Gaming Employee Registration
24 issued to Christopher Chulock.

25 CHAIRMAN: Any questions or comments

1 from the Board?

2 MR. LOGAN: I do, Mr. Chairman. It's
3 Sean.

4 CHAIRMAN: Yes.

5 MR. LOGAN: Cyrus or Dustin, anything
6 happen to the patron that helped him? Did they get
7 put on the Exclusion List or anything like that?

8 ATTORNEY MILLER: That matter is still
9 under review, Commissioner Logan. Thanks.

10 MR. LOGAN: Thank you, Dustin.

11 CHAIRMAN: Other questions? Hearing
12 none, may I have a motion, please?

13 MR. KERNODLE: Commissioner Kernodle
14 moves that the Board approve the Revocation of
15 Christopher Chulock's Non-Gaming Employee
16 Registration for the conduct described by the OEC.

17 MR. LOGAN: Commissioner Logan
18 seconds.

19 CHAIRMAN: All in favor?

20 AYES RESPOND

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

23 ATTORNEY MILLER: The next matter on
24 the Agenda for the Board's consideration is the
25 Revocation of the Non-Gaming Employee Registration

1 issued by Anthony Furlow.

2 Mr. Furlow was employed as an EVS
3 Attendant at Parx Casino. The Bureau of Casino
4 Compliance was notified that Mr. Furlow had picked up
5 the wallet of a patron of Parx Casino while working
6 and concealed the wallet in a pile of cleaning rags
7 instead of turning it in.

8 Pennsylvania State Police were able to
9 recover the wallet and return it to its rightful
10 owner. No criminal charges were filed against Mr.
11 Furlow, but his employment at Parx Casino was
12 terminated. Mr. Furlow is not currently employed in
13 Pennsylvania's gaming industry.

14 At this time, the OEC requests that
15 the Board revoke the Non-Gaming Employee Registration
16 issued to Anthony Furlow.

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

20 MR. MUSTIO: Mr. Chairman,
21 Commissioner Mustio moves that the Board approve the
22 Revocation of Anthony Furlow's Non-Gaming Employee
23 Registration for the conduct described by the OEC.

24 MS. REGAN: Commissioner Regan
25 seconds.

1 CHAIRMAN: Thank you.

2 All in favor?

3 AYES RESPOND

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

6 ATTORNEY MILLER: The next matter on
7 the Agenda for the Board's consideration is the
8 Revocation of the Non-Gaming Employee Registration
9 issued to Stephanie Graham.

10 Ms. Graham was employed as an EVS
11 attendant at Rivers Philadelphia Casino. The Bureau
12 of Casino Compliance received notification that while
13 working at Rivers Philadelphia, Ms. Graham picked up,
14 approximately \$800 cash from the gaming floor that a
15 patron had dropped from her purse.

16 Ms. Graham made no attempt to report
17 finding the money or turn it into casino personnel.
18 She was confronted and admitted to picking up the
19 money. Ms. Graham was terminated from her employment
20 for her actions.

21 At this time the OEC requests that the
22 Board revoke the Non-Gaming Employee Registration
23 issued to Stephanie Graham.

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

1 MS. REGAN: Mr. Chairman, Commissioner
2 Regan moves that the Board approve the Revocation of
3 Stephanie Graham's Non-Gaming Employee Registration
4 for the conduct described by the OEC.

5 MS. SMYLER: Commissioner Smyler
6 seconds.

7 CHAIRMAN: Thank you.
8 All in favor?

9 AYES RESPOND

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

12 ATTORNEY PITRE: The remaining matters
13 on the Agenda consist of Enforcement actions in which
14 the OEC filed Petitions seeking the Involuntary
15 Exclusion of individuals whose presence in a licensed
16 facility are inimical to the interest of the
17 Commonwealth and/or licensed gaming therein.

18 In each instance the Petition for
19 Exclusion has been filed with the Board's OHA and
20 properly served upon the individual named in the
21 Petition. The individual named in each petition
22 failed to respond within 30 days, as required by
23 Board regulation.

24 As a result, the OEC filed a Request
25 for Default Judgment in each instance and properly

1 served the same upon each named individual.
2 Therefore, all facts in each Petition are deemed
3 admitted. All filed documents have been provided to
4 the Board and the matters are presently ripe for the
5 Board's consideration.

6 In each instance, if the Board orders
7 a proposed Exclusion, each individual's photo,
8 personal identifiers and a summary of the inimical
9 conduct may be placed on the Board's public website.

10

11 Once again, Deputy Chief Enforcement
12 Counsel Dustin Miller will provide a brief summary of
13 the facts, and make a request for the appropriate
14 Board action.

15 ATTORNEY MILLER: Dustin Miller once
16 again on behalf of the OEC.

17 The next matter on the Agenda for the
18 Board's consideration is a request to place Kevin
19 Acosta on the Board's Involuntary Exclusion List.

20 The Bureau of Casino Compliance was
21 notified that Mr. Acosta broke into one vehicle and
22 tried to break into several more in the parking
23 garage of Wind Creek Bethlehem Casino.

24 Mr. Acosta stole several items from
25 the vehicle, including a handgun. Mr. Acosta was

1 apprehended inside Wind Creek Bethlehem and the
2 handgun was recovered. He was criminally charged for
3 his actions and permanently evicted from Wind Creek
4 Bethlehem.

5 At this time, the OEC requests that
6 the Board place Kevin Acosta on the Board's
7 Involuntary Exclusion List.

8 CHAIRMAN: Questions or comments from
9 the Board? Hearing none, is there a motion, please?

10 MS. SMYLER: Mr. Chairman,
11 Commissioner Smyler moves that the Board approve the
12 addition of Kevin Acosta to the PGCB Involuntary
13 Exclusion List for the conduct described by the OEC.

14 MR. DERMODY: Dermody seconds the
15 motion.

16 CHAIRMAN: Thank you.

17 All in favor?

18 AYES RESPOND

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

21 ATTORNEY MILLER: The next matter for
22 the Board's consideration is a Petition to Place
23 Lorraine Carson on the Board's Involuntary Exclusion
24 List.

25 The Bureau of Casino Compliance was

1 notified that Ms. Carson struck five vehicles with
2 her vehicle in the parking lot at Hollywood Casino at
3 Penn National Race Course when she was exiting the
4 facility.

5 Ms. Carson did not stop despite the
6 accident and left the facility. She was stopped on
7 Interstate 81 by Pennsylvania State Police and
8 charged with DUI, hit and run and various other
9 traffic offenses.

10 The OEC now requests that the Board
11 place Lorraine Carson on the Involuntary Exclusion
12 List.

13 CHAIRMAN: Any questions or comments
14 from the board? Hearing none, is there a motion?

15 MR. DERMODY: Mr. Chairman,
16 Commissioner Dermody moves that the Board approve the
17 addition of Lorraine Carson to the Pennsylvania
18 Gaming Control Board's Involuntary Exclusion List for
19 the conduct 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 next matter for
3 the Board's consideration is a Petition to place Samy
4 Hassan on the Board's Involuntary Exclusion List.
5 The Bureau of Casino Compliance was notified that Mr.
6 Hassan left his 11 year old son unattended in his
7 vehicle while he went inside Wind Creek Bethlehem and
8 gamed at slot machines and table games.

9 The child was unattended for two hours
10 and six minutes. Mr. Hassan was permanently evicted
11 from Wind Creek Bethlehem; however, no criminal
12 charges were filed against him.

13 The OEC now requests that the Board
14 place Samy Hassan on the Involuntary Exclusion List.

15 CHAIRMAN: Any questions or comments
16 from the Board?

17 MR. LOGAN: I do, Mr. Chairman.

18 CHAIRMAN: Okay.

19 MR. LOGAN: Cyrus or Dustin, have we
20 looked into why it took Wind Creek two hours and six
21 minutes to find the child? Do they not do roving
22 patrols, should they do it more often? Should we -?

23 ATTORNEY MILLER: I can tell you a
24 couple things, Commissioner Logan. In this incident,
25 when they filed the 11 year old child, the child was

1 sleeping inside the vehicle, down on the backseat.

2 This incident also occurred at night.
3 The child was unattended from approximately 8:00 p.m.
4 until after 10:00 p.m. Now, it was inside the
5 parking garage, but it was dark outside, obviously.
6 So those were two things that sort of delayed
7 security from finding the child in a more timely
8 manner.

9 I can also tell you that BIE has
10 recently finished their investigation of Wind Creek
11 Bethlehem's security and surveillance protocols for
12 unattended children cases, and I expect that you guys
13 will hear something about that at a future Board
14 meeting.

15 MR. LOGAN: Okay.

16 Thank you, Dustin.

17 CHAIRMAN: Any other questions.

18 Hearing none, may I have a motion, please?

19 MR. KERNODLE: Commissioner Kernodle
20 moves that the Board approve the addition of Samy
21 Hassan to the PGCB Involuntary Exclusion List for the
22 conduct described by the OEC.

23 MR. LOGAN: Commissioner Logan
24 seconds.

25 CHAIRMAN: Thank you.

1 All in favor?

2 AYES RESPOND

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

5 ATTORNEY MILLER: The next matter for
6 the Board's consideration is a Petition to place
7 Joseph Matlock on the Board's Involuntary Exclusion
8 List.

9 The Bureau of Casino Compliance was
10 notified that Mr. Matlock caused a disruption in the
11 hotel lobby of Mt. Airy Casino Resort culminating in
12 Mr. Matlock exposing himself to Mt. Airy security and
13 patrons of the casino.

14 When he was taken into custody by
15 Pennsylvania State Police for his actions, Mr.
16 Matlock began to spit on the ground and walls causing
17 a spit hood to be placed on Mr. Matlock. He was
18 criminally charged with open lewdness and aggravated
19 assault for his actions.

20 The OEC now requests the Board place
21 Joseph Matlock on the Involuntary Exclusion List.

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

24 MR. LOGAN: Commissioner Logan moves
25 that the Board approve the addition of Joseph Matlock

1 to the PGCB Involuntary Exclusion List for the
2 conduct described by the OEC.

3 MR. MUSTIO: Commissioner Mustio
4 seconds.

5 CHAIRMAN: Thank you.

6 All in favor?

7 AYES RESPOND

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

10 ATTORNEY MILLER: The next matter for
11 the Board's consideration is a Petition to place
12 Meghan Scott on the Board's Involuntary Exclusion
13 List.

14 The Bureau of Casino Compliance was
15 notified that Ms. Scott stole a \$100 bill from a
16 patron at Wind Creek Bethlehem. After being
17 apprehended by Pennsylvania State Police she was
18 discovered to be in possession of numerous drugs and
19 drug paraphernalia.

20 Ms. Scott was permanently evicted from
21 Wind Creek Bethlehem and criminally charged for her
22 actions.

23 At this time, the OEC requests that
24 the Board place Meghan Scott on the Involuntary
25 Exclusion List.

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

3 MR. MUSTIO: Mr. Chairman,
4 Commissioner Mustio moves that the Board approve the
5 addition of Meghan Scott to the PGCB Involuntary
6 Exclusion List for the conduct described by the OEC.

7 MS. REGAN: Commissioner Regan
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 for
15 the Board's consideration is a Petition to Place
16 Sidney Swift on the Board's Involuntary Exclusion
17 List.

18 The Bureau of Casino Compliance was
19 notified that Mr. Swift cheated while playing
20 Blackjack at Presque Isle Downs and Casino. In 13
21 instances, Mr. Swift either capped winning wagers or
22 pinched losing wagers. In 2 other instances, Mr.
23 Swift stole wagers belonging to another patron from
24 the table. In total, Mr. Swift stole \$255 due to his
25 activity. Mr. Swift was permanently evicted by

1 Presque Isle for his actions.

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

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

8 MS. REGAN: Mr. Chairman, Commissioner
9 Regan moves that the Board approve the addition of
10 Sidney Swift to the PGCB Involuntary Exclusion List
11 for the conduct described by the OEC.

12 MS. SMYLER: Commissioner Smyler
13 seconds.

14 CHAIRMAN: Thank you.
15 All in favor?

16 AYES RESPOND

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

19 ATTORNEY MILLER: The next two matters
20 on the Board's Agenda are related. With the Board's
21 permission, I'll read one set of facts for both cases
22 and then ask that each individual be placed on the
23 Board's Involuntary Exclusion List.

24 The Bureau of Casino Compliance was
25 notified that 18 counterfeit \$100 bills bearing the

1 same serial number were discovered in the soft count
2 at Rivers Philadelphia. A surveillance review was
3 conducted which revealed that Mahogany White had
4 passed seven of the counterfeit bills and Kiara
5 Purnell had passed 11 of the counterfeit bills.

6 Later Mahogany White entered Rivers
7 Philadelphia and was discovered attempting to buy
8 into a table game with five counterfeit \$100 bills.
9 Both individuals were criminally charged for their
10 actions.

11 At this time the OEC requests that the
12 Board place Kiara Purnell on the Involuntary
13 Exclusion List.

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

17 MS. SMYLER: Mr. Chairman,
18 Commissioner Smyler moves that the Board approve the
19 addition of Kiara Purnell to the PGCB Involuntary
20 Exclusion List for the conduct described by the OEC.

21 MR. DERMODY: Commissioner Dermody
22 seconds.

23 CHAIRMAN: Thank you.

24 All in favor?

25 AYES RESPOND

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

3 ATTORNEY MILLER: Finally, the OEC
4 requests that the Board place Mahogany White on the
5 Involuntary Exclusion List.

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

8 MR. DERMODY: Mr. Chairman,
9 Commissioner Dermody moves that the Board approve the
10 addition of Mahogany White to the PGCB Involuntary
11 Exclusion List for the conduct described by the OEC.

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. Thank you.

19 ATTORNEY MILLER: Thank you.

20 ATTORNEY PITRE: And with that, Mr.
21 Chairman, that concludes the business of the OEC.

22 We wish you well. I would like to
23 thank you for all your support and leadership over
24 the past few years. And I also have the quarter that
25 I owe you that I will be dropping off in your office

1 today before I leave. And I will tell you why I owe
2 you this quarter.

3 CHAIRMAN: That's fair enough.

4 Cyrus, it has been a joy working with
5 you. I have thoroughly enjoyed the six years we've
6 spent together and I wish you all the best.

7 ATTORNEY PITRE: Thank you.

8 CHAIRMAN: Okay.

9 That appears to conclude the business
10 for today.

11 As was mentioned earlier, today is my
12 last day as Chair of the Gaming Control Board. It's
13 the end of my second three-year term, which will
14 expire at the end of the week.

15 This concludes a legal career for me
16 that has spanned 47 years, it's hard to believe, in
17 both state and federal government as well as in
18 private practice. I think it's kind of fitting that
19 I'm finally retiring from public service where I
20 first started my career.

21 As I leave, I do have a few comments I
22 wanted to offer. My six years here have been a
23 challenging, but extremely rewarding experience for
24 me. And before I proceed, I want to publicly and
25 specifically thank Governor Wolf for placing me - his

1 trust in me by appointing to this position nearly six
2 years ago.

3 I am particularly proud of the work
4 that we have done together working along with our
5 very talented professional staff, many of whom
6 appeared today. Some have not.

7 The citizens of Pennsylvania are very
8 fortunate to have such a team of dedicated people
9 working on their behalf without - and I want to
10 emphasize this, without any fanfare or showboating, I
11 have to say they have worked consistently displaying
12 an impressive dedication to public service. From my
13 personal experience they have worked very hard. They
14 have worked thoughtfully, they've worked creatively,
15 and they've repeatedly arisen to the challenges of an
16 ever changing world of casino gambling in
17 Pennsylvania. And in the last 18 months, in the face
18 of the special problems, that we've faced with the
19 COVID epidemic, they have performed well beyond any
20 reasonable set of expectations, and I want to thank
21 you on behalf of myself, and I believe the Board and
22 on behalf of the citizens of the Commonwealth of
23 Pennsylvania.

24 Secondly, our absolutely superb
25 Executive Director Kevin O'Toole has provided

1 outstanding leadership throughout my tenure here, and
2 I've known Kevin a longer than that, because I was an
3 ex-officio once on this Board when Kevin was first
4 hired.

5 And you've performed particularly
6 outstanding service during the last 18 months.
7 Kevin, you are an extraordinarily gifted regulator
8 and leader, and we are very fortunate to have you.

9 Kevin, you have both my highest
10 respect and admiration. I am very fortunate to be
11 able to say that you have been both a trusted
12 colleague and friend of mine. And I wish you all the
13 best.

14 To my fellow Commissioners, it's been
15 a great pleasure to work and collaborate with all of
16 you. I believe the current Commission, likewise, has
17 risen to face unexpected challenges and met their
18 duty to the public with intelligence, integrity, and
19 upon occasion with a sense of humor.

20 I also want to offer praise to many of
21 the former Board members that I served with over my
22 six-year term. I've been here so long I have
23 probably served with 15 or 12 different Board members
24 in this time. I wish everyone the very best of
25 health, good fortune, success and satisfaction over

1 the coming years.

2 It's been an honor to work with all of
3 you and to call you both colleagues and friends. And
4 with that, thank you.

5 That concludes today's meeting. The
6 next public meeting of the Board will be held on
7 Wednesday, August 11th at 10:00 a.m. And given these
8 uncertain times, I'd again advise that all interested
9 parties monitor the Board's website for the latest
10 information as to how that meeting will be conducted.

11 May I have a motion to adjourn the
12 meeting?

13 I think you're muted, Obie.

14 MR. KERNODLE: Sorry about that.

15 Commissioner Kernodle moves to
16 adjourn.

17 CHAIRMAN: Second?

18 MS. SMYLER: Commissioner Smyler
19 seconds.

20 CHAIRMAN: Thank you, Denise.

21 All in favor say aye.

22 AYES RESPOND

23 CHAIRMAN: All opposed? The motion's
24 adopted and we are adjourned.

25 Thank you one and all and go forth in

1 happiness and success.

2 * * * * *

3 MEETING CONCLUDED AT 11:27 A.M.

4 * * * * *

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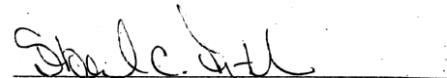
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11

12 CERTIFICATE

13 I hereby certify that the foregoing proceedings,
14 hearing was held before Chairman Barasch, was
15 reported by me on July 14, 2021 and that I, Shannon
16 C. Fortsch, read this transcript, and that I attest
17 that this transcript is a true and accurate record of
18 the proceeding.

19 Dated the 30 day of August, 2021

20 

21 Court Reporter

22 Shannon C. Fortsch

23

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