

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

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PUBLIC MEETING

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BEFORE: WILLIAM H. RYAN, JR., CHAIRMAN
Gregory C. Fajt; Annmarie Kaiser; Keith R. McCall; John J. McNally, III; Anthony C. Moscato; David W. Woods, Members, Jennifer Langan Representing State Treasurer Robert McCord; Robert Coyne representing Secretary of the Department of Revenue Daniel Meuser

HEARING: Wednesday, December 10, 2014, 10:05 a.m.

LOCATION: Pennsylvania Gaming Control Board
Strawberry Square Complex, Second Floor
Harrisburg, PA

Reporter: Cynthia Piro-Simpson

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OFFICE OF CHIEF COUNSEL

R. DOUGLAS SHERMAN, ESQUIRE

Chief Counsel

SUSAN YOCUM, ESQUIRE

Assistant Chief Counsel

STEVEN COOK, ESQUIRE

Deputy Chief Counsel

OFFICE OF ENFORCEMENT COUNSEL

CYRUS PITRE, ESQUIRE

Chief Enforcement Counsel

CASSANDRA FENSTERMAKER, ESQUIRE

Assistant Enforcement Counsel

DUSTIN MILLER, ESQUIRE

Assistant Enforcement Counsel

MICHAEL ROLAND, ESQUIRE

Assistant Enforcement Counsel

JAMES ARMSTRONG, ESQUIRE

Assistant Enforcement Counsel

GLEN STUART, ESQUIRE

Assistant Enforcement Counsel

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A P P E A R A N C E S (cont'd)

DAVID TEPPER, ESQUIRE

Assistant Enforcement Counsel

PA Gaming Control Board

P.O. Box 69060

Harrisburg, PA 17106-9060

Counsel for the Pennsylvania Gaming Control Board

BRYAN SCHROEDER, ESQUIRE

Greenwood Gaming and Entertainment, Inc.

2999 Street Road

Bensalem, PA 19020

Counsel for Greenwood Gaming and Entertainment,
Inc.

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CHAIRMAN:

Good morning, Ladies and Gentlemen. My name is Bill Ryan. I'm Chairman of the Pennsylvania Gaming Control Board. Before we begin I would ask everyone to please turn off or at least put on silent your cell phones and other electronic devices. Thank you. With us today is Jennifer Langan representing State Treasurer, Robert McCord, and Bob Coyne representing the Secretary for the Department of Revenue, Dan Meuser. Thank you both for being here.

All the members of the Board are present and I will therefore call today's meeting to order. I would ask everyone to please rise for the Pledge of Allegiance.

PLEDGE OF ALLEGIANCE RECITED
PUBLIC HEARING HELD ON GTECH USA, LLC; GTECH CANADA, LLC; GTECH CORP. and IGT

CHAIRMAN:

Ladies and gentlemen, we will continue and begin our regular meeting. First let me state that the Board held an Executive Session on December 9th and just a few moments ago, both were held for the purpose of conducting quasi-judicial deliberations

1 relating to matters being considered by the Board
2 today. First with respect to business I would ask
3 consideration to approve the minutes and transcript of
4 the October 8, 2014 meeting. May I have such a
5 motion?

6 MR. WOODS:

7 Mr. Chairman, I move that the Board
8 approve the minutes and the transcript of the October
9 8th, 2014 meeting.

10 MR. MOSCATO:

11 Second.

12 CHAIRMAN:

13 All in favor?

14 ALL SAY AYE

15 CHAIRMAN:

16 Opposed? The motion carries. Next Doug
17 Sherman, our Chief Counsel. Good morning.

18 ATTORNEY SHERMAN:

19 Good morning, Chairman, members of the
20 Board. We have two matters in the way of regulations
21 to be presented today. They are to a Final-Form Omit
22 Regulation and Statement of Policy, which Assistant
23 Chief Counsel, Susan Yocum is here to present.

24 ATTORNEY YOCUM:

25 Good morning, Chairman, members of the

1 Board.

2 CHAIRMAN:

3 Good morning, Susan.

4 ATTORNEY YOCUM:

5 The first item for your consideration
6 today is actually a reconsideration of Final-Omit
7 Rulemaking 125-184. Due to a drafting issue we had
8 withdrawn the Final-Omit Rulemaking that the Board had
9 approved in September. The amended Final-Omit before
10 you today will remove the Board imposed prohibition on
11 the possession of firearms only and will leave intact
12 the prohibition on the possession of all other weapons
13 in a licensed facility. This is in conformance with
14 the statutory amendments that the Legislature made to
15 the firearms law that passed back in 2011. I'd be
16 more than happy to answer any questions you may have.

17 CHAIRMAN:

18 Any questions from the Board?

19 Ex-Officio members? May I have a motion?

20 MR. MOSCATO:

21 Mr. Chairman, I move that the Board
22 adopt Final-Omit Regulation Number 125-184 as
23 presented by the Office of Chief Counsel (OCC).

24 MR. MCNALLY:

25 Second.

1 CHAIRMAN:

2 All in favor?

3 ALL SAY AYE

4 CHAIRMAN:

5 Opposed? Motion carries.

6 ATTORNEY YOCUM:

7 The next item for your consideration
8 today is Statement of Policy. It will add Switch
9 Hands Blackjack to the variations on Blackjack
10 available for play by all licensed operators.
11 Included in this are the rules of play and the payout
12 odds. I'd be happy more than happy to answer any
13 questions you have.

14 CHAIRMAN:

15 Questions or comments from the Board?

16 Ex-Officio members? May I have a motion?

17 MR. MCNALLY:

18 Mr. Chairman, I move that the Board
19 adopts Statement of Policy 125-186 as presented by the
20 OCC.

21 MR. MCCALL:

22 Second.

23 CHAIRMAN:

24 All in favor?

25 ALL SAY AYE

1 CHAIRMAN:

2 Opposed? Motion carries.

3 ATTORNEY YOCUM:

4 Thank you.

5 CHAIRMAN:

6 Thank you, Susan.

7 ATTORNEY SHERMAN:

8 Today we have four Petitions before the
9 Board for consideration. One of those Petitions, that
10 of the GTECH merger, we just heard a few moments ago.
11 The remaining Petitions are all being considered based
12 upon the documentary records and in each case the
13 relevant Petitions, responses and any evidentiary
14 record have been provided to the Board in advance of
15 this meeting. The first petition is that of the Joint
16 Petition of GTECH USA, LLC; GTECH Canada ULC, GTECH
17 Corporation and IGT to approve the merger of the two
18 manufacturers. The record in the matter is now
19 closed, ready for the Board's consideration. It's
20 noted that should the Board approve the transaction
21 the Office of Enforcement Counsel's (OEC) five
22 conditions, which they referred to earlier, should be
23 considered for incorporation into that approval. It's
24 now ready for the Board's decision.

25 CHAIRMAN:

1 Any further question or comment from the
2 Board on this matter? Ex-Officio members? May I have
3 a motion?

4 MR. MCCALL:

5 Mr. Chairman, I move that the Board
6 approve the Joint Petition concerning the Proposed
7 Change of Control as presented by the OEC, with the
8 conditions requested by the OEC.

9 MS. KAISER:

10 Second.

11 CHAIRMAN:

12 All in favor?

13 ALL SAY AYE

14 CHAIRMAN:

15 Opposed? The motion carries.

16 ATTORNEY SHERMAN:

17 The next Petition before the Board today
18 is Aerdux, Incorporated's request to be removed from
19 the Prohibited Vendor --- Gaming Service Provider
20 List. Aerdux is a HVAC sheet metal company that
21 fabricates and installs ductwork and related
22 equipment. With hope of acquiring a construction job
23 at a Pennsylvania casino, Aerdux filed a Gaming
24 Service Provider Registration Application back in
25 2010. When it became apparent that AerDux was not

1 going to secure the work that it had hoped for it
2 didn't follow through on completing the application
3 process and they also did not move to withdraw its
4 application for the Board's consideration. As a
5 result Aerdux's application was denied and they were
6 placed on the Prohibited Gaming Service Provider List.
7 Aerdux is now petitioning to be removed from that list
8 so that it can pursue possible new contracting
9 opportunities with Pennsylvania casinos. The OEC does
10 not object to Aerdux's petition in --- to be removed
11 from the list provided it pay \$1,500 civil penalty
12 associated with its initial placement and now removal
13 from the list, along with all outstanding fees
14 associated with the 2010 application. Based on that
15 description the matter is ready for the Board's
16 consideration.

17 CHAIRMAN:

18 Any questions or comments from the
19 Board? Ex-Officio members? May I have a motion?

20 MS. KAISER:

21 Mr. Chairman, I move that the Board
22 approve the Petition of Aerdux, Incorporated as
23 presented by the OEC with the conditions that it pay a
24 \$1,500 civil penalty and all outstanding fees owed the
25 Board.

1 MR. FAJT:

2 Second.

3 CHAIRMAN:

4 All in favor?

5 ALL SAY AYE

6 CHAIRMAN:

7 Opposed? The motion carries.

8 ATTORNEY SHERMAN:

9 The next is a Petition for early removal
10 from Self-Exclusion List by an individual with the
11 initials K.O. The undisputed evidence presented in
12 the matter indicates that on June 24th, 2014 K.O. left
13 work early and went to the Rivers Casino to play poker
14 with a friend. While at the casino K.O.'s supervisor
15 contacted him and threatened his employment because of
16 leaving work early and going to the casino. And
17 threatened a termination of his work if he didn't
18 place himself on the Self-Exclusion List.
19 Subsequently K.O. met with a Casino Compliance
20 Representative at the Rivers and placed himself on the
21 Self-Exclusion List for a period of five years. In
22 placing him on the list the CCR conducted mandatory
23 interview with K.O. and completed all required papers
24 and procedures. The CCR also made a determination
25 that K.O. appeared to be sober and coherent. As part

1 of the process K.O. signed the Release and
2 Acknowledgment Form indicating that he had a gambling
3 problem and was signing up on the list voluntarily.
4 During the course of that interview K.O. did disclose
5 that he was placing himself on the list because of the
6 threat to his employment from the employer. About two
7 months later on August 29th of 2014 K.O. filed his
8 Petition requesting to be removed from the Self-
9 Exclusion List stating that he had been coerced into
10 placing himself on the list. It's that request to be
11 removed that's now appropriate for the Board's
12 consideration.

13 CHAIRMAN:

14 Okay. Any questions from the Board?
15 Ex-Officio members? May I have a motion?

16 MR. FAJT:

17 Mr. Chairman, due to some of the unusual
18 circumstances of this case I move that the Board
19 approve the Petition of K.O. to be removed from the
20 Self-Excluded Persons List.

21 MR. WOODS:

22 Second.

23 CHAIRMAN:

24 All in favor?

25 ALL SAY AYE

1 CHAIRMAN:

2 Opposed?

3 MR. MOSCATO:

4 No.

5 MS. KAISER:

6 No.

7 CHAIRMAN:

8 All right. We have two no votes and the
9 motion therefore fails to obtain a qualified majority,
10 and the Petition is therefore denied. Next?

11 ATTORNEY SHERMAN:

12 The next matter for your consideration
13 pertains to a complaint to revoke Jia-Ying Fan's
14 Gaming Level 2 Employee Occupation Permit. Mr. Fan
15 was issued a G2 Permit in October of 2011 and worked
16 as a Table Games Supervisor at Sands Casino Resort,
17 Bethlehem. In February 2013 Mr. Fan was caught
18 falsifying player ratings. As a result of his
19 conduct, Mr. Fan --- which Mr. Fan admitted, he was
20 terminated from his employment with Sands. He has not
21 been employed at a casino in Pennsylvania since that
22 time. Mr. Fan initially requested a hearing on the
23 matter, but subsequently signed a waiver of his right
24 to a hearing, thereby allowing the Board to decide
25 this matter on the documents filed of record. And

1 it's that Petition to revoke which is now before the
2 Board for your consideration.

3 CHAIRMAN:

4 Any questions, comments from the Board?
5 Ex-Officio members? May I have a motion?

6 MR. WOODS:

7 Mr. Chairman, I move that the Board
8 approve the Revocation of Jia-Ying Fan's Gaming
9 Employee Occupation Permit as presented by the OCC.

10 CHAIRMAN:

11 Second?

12 MR. MOSCATO:

13 Second.

14 CHAIRMAN:

15 All in favor?

16 ALL SAY AYE

17 CHAIRMAN:

18 Opposed? Motion carries.

19 ATTORNEY SHERMAN:

20 Next to presenting withdrawals for
21 Reports and Recommendations is Deputy Chief Counsel,
22 Steve Cook.

23 ATTORNEY COOK:

24 Good morning.

25 CHAIRMAN:

1 Good morning, Steve.

2 ATTORNEY COOK:

3 The Board has received ten unopposed
4 Petitions to Withdraw applications or Surrender the
5 credentials of individuals or businesses. The persons
6 and entities subject to these petitions are as
7 follows, Gemaco, Inc., Carl Stix, Robert A. Perry,
8 Andrew Tomback, Happ Controls, Inc., Noriaki
9 Yamaguchi, Hiroyuko Mizuno, Scott Schubert, Wesley
10 Edens and Marc Alan Hill. The OEC has reviewed each
11 of these Petitions and has no objections to any of the
12 withdrawals or surrenders. As a result, if the Board
13 chooses to grant these requests it would be doing so
14 without prejudice to the requestors. I would note,
15 however, that in the Petition to Surrender its license
16 Gemaco, Inc. has requested a pro-rata refund of its
17 \$90,000 license fee --- licensing fee or approximately
18 \$40,000. In response, OEC does not take a position on
19 this request, but rather leaves it to the discretion
20 of the Board. And these matters are now all ripe for
21 the Board's consideration.

22 CHAIRMAN:

23 Any questions or comments from the
24 Board? Ex-Officio members? May I have a motion?

25 MR. MOSCATO:

1 Mr. Chairman, I move that the Board
2 issue Orders to approve the Withdrawals and Surrenders
3 as described by the OCC. However, with respect to
4 Gemaco's request to get the pro-rata return of their
5 licensing fee I move the request be denied.

6 MR. MCNALLY:

7 Second.

8 CHAIRMAN:

9 All in favor?

10 ALL SAY AYE

11 CHAIRMAN:

12 Opposed? The motion carries.

13 ATTORNEY COOK:

14 Next before the Board for consideration
15 are two Reports and Recommendations received from the
16 Office of Hearings and Appeals (OHA). These Reports
17 and Recommendations as well as the complete
18 evidentiary record have been provided to the Board in
19 advance of this meeting. In addition, each of these
20 two gentlemen that are the subject of these Reports
21 and Recommendations were put on notice that the Board
22 would be taking the matter up today and that they have
23 the right to come forward and briefly address the
24 Board. If either of these gentlemen are present I'd
25 ask them to come forward when their matter is called.

1 Marlon Factura is the first Report and
2 Recommendation before the Board today. On June 9th,
3 2014 Mr. Factura submitted an application seeking work
4 as a Table Games Dealer at the Parx Casino. In August
5 of 2014 the OEC issued a Notice of Recommendation of
6 Denial based upon this individual being convicted of a
7 felony gambling offense within the past 15 years,
8 which under the Act would make him ineligible to
9 receive a Gaming Permit. A hearing nevertheless was
10 requested by Mr. Factura. It was held on September
11 3rd, 2014. Mr. Factura did, in fact, appear and
12 present evidence at that time. However, during the
13 hearing it was uncontested that Mr. Factura had worked
14 as a Table Games Dealer at Mohegan Sun Casino in
15 Connecticut where he was caught participating in a
16 cheating scheme with a patron. He admitted to these
17 actions, was charged criminally, convicted and
18 sentenced to 30 days incarceration followed by a five
19 year term of probation. As a result of this
20 conviction the Hearing Officer issued a Report and
21 Recommendation recommending that this application be
22 denied and that is the recommendation before the
23 Board.

24 CHAIRMAN:

25 Any questions or comments from the

1 Board? Ex-Officio members? May I have a motion?

2 MR. MCNALLY:

3 Mr. Chairman, I move that the Board
4 adopt the Report and Recommendation issued by the OHA
5 regarding the Gaming Employee Permit Application of
6 Marlon Factura as described by the OCC.

7 MR. MCCALL:

8 Second.

9 CHAIRMAN:

10 All in favor?

11 ALL SAY AYE

12 CHAIRMAN:

13 Opposed? The motion carries.

14 ATTORNEY COOK:

15 The final Report and Recommendation
16 before the Board today pertains to Reginald Moore's
17 request to be removed from the Board's Excluded
18 Persons List. Mr. Moore was placed on the Board's
19 Excluded --- Exclusion List on December 12th, 2012
20 after it was determined that he repeatedly entered the
21 Rivers Casino while underage using fake
22 identification. It was also reported that while
23 present on the Rivers floor Mr. Moore repeatedly made
24 sexually suggestive comments and exposed himself to at
25 least one patron and employee of the Rivers. Upon

1 receipt of Mr. Moore's request for removal from the
2 Excluded Person's List the OEC filed an Answer
3 objecting to the request. A hearing was then held on
4 August 26th, 2014. Despite receiving proper notice,
5 Mr. Moore failed to attend that hearing and as a
6 result there is no evidence in the record to support
7 his request to be removed from the list. Because of
8 that the Hearing Officer issued a Report and
9 Recommendation recommending that Mr. Moore remain on
10 the list and the Petition be denied. That is the
11 recommendation before this Board.

12 CHAIRMAN:

13 Any questions, comments from the Board?
14 Ex-Officio members? May I have a motion?

15 MR. MCCALL:

16 Mr. Chairman, I move that the Board
17 adopt the Report and Recommendation issued by the OHA
18 regarding the removal of Reginald Moore from the
19 Pennsylvania Gaming Control Board Voluntary Exclusion
20 List.

21 MS. KAISER:

22 Second.

23 CHAIRMAN:

24 All in favor?

25 ALL SAY AYE

1 CHAIRMAN:

2 Opposed? The motion carries.

3 ATTORNEY SHERMAN:

4 That concludes all matters for the OCC.

5 CHAIRMAN:

6 Thank you gentlemen. Next Susan Hensel,
7 Director of Bureau of Licensing. Good morning, Susan.

8 MS. HENSEL:

9 Thank you, Chairman Ryan and members of
10 the Board. Before the Board today will be motions
11 regarding 873 Principal, Key, Gaming and Non-Gaming
12 Employees. In addition there will be consideration of
13 Game Service Provider Applications. The first matter
14 for your consideration is the approval of a Key
15 Employee License for Yui Chan, Senior Vice President
16 of Asian Player Development for Sands BethWorks
17 Gaming, LLC. Prior to this meeting the Bureau of
18 Licensing provided you with an Order for Mr. Chan and
19 I ask that the Board consider the Order approving the
20 license.

21 CHAIRMAN:

22 Any comments from Enforcement Counsel?

23 ATTORNEY PITRE:

24 OEC has no objection.

25 CHAIRMAN:

1 Questions or comments from the Board?
2 Ex-Officio members? May I have a motion?

3 MS. KAISER:

4 Mr. Chairman, I move that the Board
5 approve the issuance of the Key Employee License to
6 Yui Robert Chan as described by the Bureau of
7 Licensing.

8 MR. FAJT:

9 Second.

10 CHAIRMAN:

11 All in favor?

12 ALL SAY AYE

13 CHAIRMAN:

14 Opposed? The motion carries.

15 MS. HENSEL:

16 Next there are Temporary Principal and
17 Key Employee Licenses. Prior to this meeting the
18 Bureau of Licensing provided you with an Order
19 regarding the issuance of temporary licenses for 15
20 Principal and 26 Key Employees. I ask that the Board
21 consider the Order approving these licenses.

22 CHAIRMAN:

23 Any comments from Enforcement Counsel?

24 ATTORNEY PITRE:

25 Enforcement Counsel has no objection.

1 CHAIRMAN:

2 Any questions or comments from the
3 Board? Ex-Officio members? May I have a motion?

4 MR. FAJT:

5 Mr. Chairman, I move that the Board
6 approve the issuance of Temporary Principal and Key
7 Employee credentials as described by the Bureau of
8 Licensing.

9 MR. WOODS:

10 Second.

11 CHAIRMAN:

12 All in favor?

13 ALL SAY AYE

14 CHAIRMAN:

15 Opposed? The motion carries.

16 MS. HENSEL:

17 There are also Gaming Permits and Non-
18 Gaming Registrations. Prior to this meeting the
19 Bureau of Licensing provided you with a list of 616
20 individuals to whom the Bureau has granted temporary
21 or full Occupation Permits and 179 individuals to whom
22 the Bureau has granted registrations under the
23 authority delegated to the Bureau of Licensing. I ask
24 that the Board consider a motion approving the Order.

25 CHAIRMAN:

1 Any comments from Enforcement Counsel?

2 ATTORNEY PITRE:

3 Enforcement Counsel has no objection.

4 CHAIRMAN:

5 Any questions or comments from the
6 Board? Ex-Officio members? May I have a motion?

7 MR. WOODS:

8 Mr. Chairman, I move that the Board
9 approve the issuance of Gaming Employee Permits and
10 Non-Gaming Employee Registrations as described by the
11 Bureau of Licensing.

12 CHAIRMAN:

13 Second?

14 MR. MOSCATO:

15 Second.

16 CHAIRMAN:

17 All in favor?

18 ALL SAY AYE

19 CHAIRMAN:

20 Opposed? The motion carries.

21 MS. HENSEL:

22 Next there is a Recommendation of Denial
23 for two Gaming Employee Applications. The Bureau of
24 Licensing has provided you with the Orders addressing
25 the applicants who the OEC has recommended for denial.

1 The Applicants failed to request a hearing within the
2 specified time period. I ask that the Board consider
3 the Order denying the Gaming Employee Applications.

4 CHAIRMAN:

5 Any comments from Enforcement Counsel?

6 ATTORNEY PITRE:

7 Enforcement Counsel continues to request
8 denial in each instance.

9 CHAIRMAN:

10 Any questions or comments from the
11 Board? Ex-Officio members? May I have a motion?

12 MR. MOSCATO:

13 Mr. Chairman, I move the Board deny the
14 applications for Gaming Employee Permits as described
15 by the Bureau of Licensing.

16 MR. MCNALLY:

17 Second.

18 CHAIRMAN:

19 All in favor?

20 ALL SAY AYE

21 CHAIRMAN:

22 Opposed? The motion carries.

23 MS. HENSEL:

24 Also for your consideration are
25 Withdrawal Requests for Gaming Employees and Non-

1 Gaming Employees. In each case the license or permit
2 is no longer required. For today's meeting I had
3 provided the Board with a list of 30 Gaming and 4 Non-
4 Gaming Employee Withdrawal Requests. I ask that the
5 Board consider the Orders approving the list of
6 withdrawals.

7 CHAIRMAN:

8 Any comments from Enforcement Counsel?

9 ATTORNEY PITRE:

10 Enforcement Counsel has no objection.

11 CHAIRMAN:

12 Any questions, comments from the Board?

13 Ex-Officio members? May I have a motion?

14 MR. MCNALLY:

15 Mr. Chairman, I move that the Board
16 approve the withdrawals as described by the Bureau of
17 Licensing.

18 MR. MCCALL:

19 Second.

20 CHAIRMAN:

21 All in favor?

22 ALL SAY AYE

23 CHAIRMAN:

24 Opposed? The motion carries.

25 MS. HENSEL:

1 Next we have an Order to certify the
2 following Gaming Service Providers. Mr. Moo Cow, LLC
3 and JPC Group, Inc. I ask that the Board consider the
4 Order approving these Gaming Service Providers for
5 certification.

6 CHAIRMAN:

7 Any comments from Enforcement Counsel?

8 ATTORNEY PITRE:

9 Enforcement Counsel has no objection.

10 CHAIRMAN:

11 Any questions or comments from the
12 Board? Ex-Officio members? May I have a motion?

13 MR. MCCALL:

14 Mr. Chairman, I move that the Board
15 issue an Order to approve the application of Gaming
16 Service Provider Certifications as described by the
17 Bureau of Licensing.

18 MS. KAISER:

19 Second.

20 CHAIRMAN:

21 All in favor?

22 ALL SAY AYE

23 CHAIRMAN:

24 Opposed? The motion carries.

25 MS. HENSEL:

1 Finally for your consideration are
2 Gaming Service Provider Registrations. The Bureau of
3 Licensing provided you with an Order and an attached
4 list of six registered Gaming Service Provider
5 Applicants. I ask that the Board consider the Order
6 registering these Gaming Service Providers.

7 CHAIRMAN:

8 Any comments from Enforcement Counsel?

9 ATTORNEY PITRE:

10 Enforcement Counsel has no objection.

11 CHAIRMAN:

12 Any questions or comments from the
13 Board? Ex-Officio members? May I have a motion?

14 MS. KAISER:

15 Mr. Chairman, I move that the Board
16 issue an Order to approve the applications for Gaming
17 Service Provider Registration as described by the
18 Bureau of Licensing.

19 MR. FAJT:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 Opposed? The motion carries.

1 MS. HENSEL:

2 That concludes the matters of the Bureau
3 of Licensing.

4 CHAIRMAN:

5 Thank you, Susan. Cyrus?

6 ATTORNEY PITRE:

7 We have 17 matters for the Board's
8 consideration today consisting of ten exclusions, four
9 revocations and three Consent Agreements. The first
10 of which is a Consent Agreement between the OEC and
11 Greenwood Gaming, Inc. Dustin Miller, Assistant
12 Enforcement Counsel will present the matter on behalf
13 of OEC. And I see Mr. Schroeder's here on behalf of
14 Greenwood Gaming.

15 CHAIRMAN:

16 Okay. Sir, could you just state your
17 name, spell it and what your position is?

18 ATTORNEY SCHROEDER:

19 Chairman, Commissioners, my name is
20 Bryan Schroeder, B-R-Y-A-N, S-C-H-R-O-E-D-E-R, I'm the
21 Assistant General Counsel for Greenwood Gaming and
22 Entertainment, Inc.

23 CHAIRMAN:

24 Thank you, sir.

25 ATTORNEY MILLER:

1 Morning, Chairman, Ryan. Dustin Miller
2 on behalf of the OEC. This Consent Agreement arises
3 from an incident whereby Parx Casino contacted 64
4 patrons who were on the Self-Exclusion List by e-mail.

5 On December 18th, 2013 a Self-Excluded
6 Patron contacted the Bureau of Casino Compliance and
7 reported that she had received an e-mail from Parx
8 Casino even though she was currently on the
9 Self-Exclusion List. The matter was referred to the
10 Bureau of Investigations and Enforcement (BIE) for
11 investigation. BIE's investigation found that a blast
12 e-mail was sent out to Parx Casino Patron List by a
13 third party that had contracted with Parx Casino.

14 The e-mail contained a customer
15 satisfaction survey. Parx Casino confirmed that the
16 e-mail was sent to the female's Self-Excluded Patron
17 who reported the contact and 63 other patrons who were
18 on the Self-Exclusion List at that time. Parx Casino
19 had failed to provide an updated patron list to the
20 third party service provider that sent out the blast
21 e-mail on the Parx Casino's behalf causing the
22 prohibited contact.

23 By contacting patrons on the
24 Self-Exclusion List through a third party agent Parx
25 Casino violated the regulations promulgated under the

1 Pennsylvania Race Horse Development and Gaming Act and
2 its signed Statement of Conditions with the Board. On
3 October 23rd, 2014 the parties entered into a Consent
4 Agreement to settle this outstanding compliance
5 matter.

6 The terms of the agreement include a
7 provision that Greenwood Gaming and Entertainment,
8 Inc. shall reinforce existing policies to minimize the
9 opportunity for a similar incident to occur in the
10 future. Further Greenwood Gaming and Entertainment,
11 Inc. shall pay a total fine of \$7,500 and in
12 accordance with the Board's billing policy Greenwood
13 Gaming and Entertainment, Inc. will pay a flat fee
14 \$2,500 in investigative fees.

15 These fines and fees shall be paid
16 within five days of the Consent Agreement being
17 approved by the Board. Counsel for Greenwood Gaming
18 and Entertainment, Inc. is in attendance today to
19 answer any questions you may have. Otherwise the OEC
20 asks that the Board entertain a motion to approve this
21 Consent Agreement.

22 CHAIRMAN:

23 Mr. Schroeder?

24 ATTORNEY SCHROEDER:

25 Chairman, Commissioners, we apologize

1 for the situation. We strive for 100 percent
2 compliance in all matters. In this situation we had a
3 human error where our list was scrubbed for self-
4 exclusion and they sat dormant for about ten months.
5 When he went back to the list, he didn't scrub it
6 again a second time, so those 64 individuals were
7 added to the list in the interim ten month period.
8 And that's what resulted in this situation.

9 CHAIRMAN:

10 Any questions from the Board? Greg?

11 MR. FAJT:

12 Thank you, Mr. Chairman. Dustin, just
13 real quick. Were you aware the patron that contacted
14 our CCR office --- did they make any attempt to
15 contact Parx first or were you aware that there was
16 any attempt to contact the casino itself?

17 ATTORNEY MILLER:

18 No, no. I believe that they contacted
19 our Bureau of Casino Compliance first. I don't
20 believe they had any contact with Parx Casino.

21 MR. FAJT:

22 Thank you. Thank you, Mr. Chairman.

23 CHAIRMAN:

24 Any other questions from the Board? Ex-
25 Officio members? May I have a motion?

1 MR. FAJT:

2 Mr. Chairman, I move that the Board
3 issue an Order to approve the Consent Agreement
4 between the OEC and Greenwood Gaming and
5 Entertainment, Inc. as described by the OEC.

6 MR. WOODS:

7 Second.

8 CHAIRMAN:

9 All in favor?

10 ALL SAY AYE

11 CHAIRMAN:

12 Opposed? The motion carries.

13 ATTORNEY SCHROEDER:

14 Thank you.

15 CHAIRMAN:

16 Thank you, sir.

17 ATTORNEY MILLER:

18 Thank you.

19 ATTORNEY PITRE:

20 The next matter that we have on the
21 agenda is for the Board's consideration is a Consent
22 Agreement between the OEC and Mr. Chae L. Shim. David
23 Tepper, Assistant Enforcement Counsel will present the
24 matter for the Board's consideration. There was
25 contact with Mr. Shim and he could not make it to the

1 Board meeting today, but we do have the signed
2 Executed Consent Agreement for your consideration.

3 CHAIRMAN:

4 Okay. Good morning, David.

5 ATTORNEY TEPPER:

6 Good morning, Chairman Ryan and members
7 of the Board. David Tepper, T-E-P-P-E-R, Assistant
8 Enforcement Counsel with the OEC. Again, we have Mr.
9 Chae L. Shim to --- a Consent Agreement to place on
10 the Board's Exclusion List for a minimum of one year.
11 On July 4th, 2014 Mr. Shim aided and abetted his
12 underage son, Dashim (phonetic) to gain access to
13 Mount Airy Casino.

14 Mr. Shim told his son to enter the
15 gaming floor even though his son had advised him that
16 a sign at Mount Airy Casino said that you must be 21
17 years or over to be on the gaming floor. Mr. Shim and
18 his son then proceeded to a Poker table where the
19 older Shim bought and the older Shim --- and the
20 younger Shim sat and watched.

21 Mr. Shim has asserted and it has become
22 apparent to the OEC that he is not fluent in the
23 English language. On July 30th, 2014 the OEC filed a
24 Petition to place Mr. Shim on the Board's Exclusion
25 List after which he entered into negotiations with the

1 OEC and ultimately this Consent Agreement. I had been
2 in contact with Mr. Shim and, as Cyrus said, he is
3 unable to attend the meeting because of work
4 obligations.

5 He understands all of the implications
6 of being placed on the Board's Exclusion List. And at
7 this time we ask that the Board approve the Consent
8 Agreement to place Chae L. Shim on the Board's
9 Exclusion List for a minimum of one year after which
10 he may petition to be removed.

11 CHAIRMAN:

12 Any questions, comments from the Board?
13 Ex-Officio members? May I have a motion?

14 MR. WOODS:

15 Mr. Chairman, I move that the Board
16 issue an Order to approve the Consent Agreement
17 between the OEC and Chae L. Shim as described by the
18 OEC.

19 MR. MOSCATO:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 Opposed? The motion carries.

1 ATTORNEY PITRE:

2 The next matter that we have for the
3 Board's consideration is a Consent Agreement between
4 the OEC and Mr. James William Street, Jr. That matter
5 will be presented by Assistant Enforcement Counsel
6 Cassandra Fenstermaker.

7 CHAIRMAN:

8 Good morning, Cassandra.

9 ATTORNEY FENSTERMAKER:

10 Good morning, Chairman Ryan, members of
11 the Board. I'm Cassandra Fenstermaker,
12 F-E-N-S-T-E-R-M-A-K-E-R, on behalf of the OEC. We
13 have today for the Board's consideration a Consent
14 Agreement between the OEC and James Street, Jr. In
15 January of 2014 Mr. Street was observed by
16 surveillance at Harrah's Casino and Racetrack ---
17 Harrah's Philadelphia Casino and Racetrack utilizing
18 13 different Harrah's total rewards Players Club
19 cards, which had not been issued to him.

20 He redeemed at least \$3,775 in free slot
21 play issued to the holders of those total rewards
22 cards and received vouchers in return redeemable for
23 cash worth at least \$2,400. Mr. Street has asserted
24 that he was acting on behalf of and with the full
25 consent and permission of those total rewards

1 cardholders. As a result of his activities at
2 Harrah's Philadelphia Mr. Street pled guilty to one
3 count of disorderly conduct.

4 On June 11th, 2014 the OEC filed a
5 Petition seeking to place Mr. Street on the Board's
6 Exclusion List as a result of his actions while
7 patronizing Harrah's Philadelphia and as a result of
8 his conviction for a crime related to gaming in the
9 Commonwealth. Mr. Street filed a response in a timely
10 manner and a hearing date was set.

11 Prior to the hearing on the matter the
12 parties executed the Consent Agreement, which is
13 before you today. Pursuant to the Consent Agreement
14 the parties have agreed that Mr. Street will be placed
15 on the Exclusion List for a period of two years, after
16 which time he can Petition the Board for removal from
17 the Exclusion List. OEC requests the Board approve
18 the Consent Agreement as presented and I'd be happy to
19 answer any questions you may have.

20 CHAIRMAN:

21 Any questions, comments from the Board?
22 Ex-Officio members? May I have a motion?

23 MR. MOSCATO:

24 Mr. Chairman, I move the Board issue an
25 Order to approve the Consent Agreement between the OEC

1 and James William Street, Jr. as described by the OEC.

2 MR. MCNALLY:

3 Second.

4 CHAIRMAN:

5 All in favor?

6 ALL SAY AYE

7 CHAIRMAN:

8 Opposed? The motion carries.

9 ATTORNEY FERNSTERMAKER:

10 We now have for your consideration a
11 complaint to revoke the Non-Gaming Employee
12 Registration of Alexander Morales. The OEC filed the
13 complaint against Mr. Morales on or about August 12th,
14 2014 after it was determined that Mr. Morales pled
15 nolo contendere to one count of involuntary
16 manslaughter. Mr. Morales was not employed by any
17 Commonwealth casino at the time of the incident, which
18 resulted in the criminal conviction.

19 The complaint was served on Mr. Morales
20 on August 12th, 2014. He failed to respond to that
21 complaint in any way and therefore all facts alleged
22 in the complaint are deemed admitted and his right to
23 hearing has been waived. The OEC filed a request to
24 enter judgment upon default on October 24th, 2014 and
25 at this time requests that Mr. Morales' Non-Gaming

1 Employee Registration be revoked.

2 CHAIRMAN:

3 Is Alexander Morales in the hearing
4 room? Any questions or comments from the Board? Ex-
5 Officio members? May I have a motion?

6 MR. MCNALLY:

7 Mr. Chairman, I move that the Board
8 issue an Order to approve the revocation of Alexander
9 Morales' Non-Gaming Employee Registration as described
10 by the OEC.

11 MR. MCCALL:

12 Second.

13 CHAIRMAN:

14 All in favor?

15 ALL SAY AYE

16 CHAIRMAN:

17 Opposed? The motion carries.

18 ATTORNEY FERNSTERMAKER:

19 Thank you.

20 CHAIRMAN:

21 Thank you, Casey.

22 ATTORNEY PITRE:

23 The next matter that we have for the
24 Board's consideration is the revocation of Crystal
25 Allen's Gaming Employee Permit. That matter will be

1 presented by Assistant Enforcement Counsel Dustin
2 Miller.

3 ATTORNEY MILLER:

4 Good morning, again. Ms. Allen was
5 employed as a Table Games Dealer at Parx Casino and
6 permitted as a Gaming Employee. The OEC filed an
7 enforcement complaint to revoke Ms. Allen's Gaming
8 Permit for failing to maintain her suitability on May
9 8th, 2014. On March 15th, 2014 Ms. Allen took
10 prescription medication out of another employee's
11 handbag in the employee dining room at Parx Casino
12 without the other employee's permission or assent and
13 then ingested the medication.

14 As a result Ms. Allen was charged by
15 Pennsylvania State Police with theft by unlawful
16 taking and intentional possession of a controlled
17 substance by a person not registered. Ms. Allen was
18 terminated by Parx Casino on March 28th, 2014 for her
19 conduct and she is not currently employed by any other
20 casino facility in Pennsylvania. The Enforcement
21 complaint was properly served upon Ms. Allen to the
22 address listed on the criminal complaint filed against
23 her.

24 Ms. Allen did not respond to the filing
25 in any way. Due to Ms. Allen's failure to respond,

1 the averments in the Enforcement Complaint are deemed
2 to be admitted as fact and a right to a hearing has
3 been waived. On October 24th, 2014 the OEC filed a
4 request entering judgment upon the fault. The matter
5 is now before the Board to consider the revocation of
6 Ms. Allen's Gaming Employee Permit.

7 CHAIRMAN:

8 Is Crystal Allen in the hearing room?
9 Any questions, comments from the Board? Ex-Officio
10 members? May I have a motion?

11 MR. MCCALL:

12 Mr. Chairman, I move that the Board
13 issue an Order to approve the revocation of Ms.
14 Crystal Allen's Gaming Employee Permit as described by
15 the OEC.

16 MS. KAISER:

17 Second.

18 CHAIRMAN:

19 All in favor?

20 ALL SAY AYE

21 CHAIRMAN:

22 Opposed? The motion carries.

23 ATTORNEY MILLER:

24 Thank you.

25 CHAIRMAN:

1 Thank you.

2 ATTORNEY PITRE:

3 The next matter that we have in the
4 agenda for the Board's consideration is the revocation
5 of Sherri Eichler's Gaming Employee Permit. That
6 matter will be presented by Assistant Enforcement
7 Counsel Michael Roland.

8 ATTORNEY ROLAND:

9 Good morning again. This is the motion
10 to consider the revocation of Sherri Eichler's Gaming
11 Employee Permit. On May 25th, 2011 the Board issued a
12 Gaming Employee Permit to Ms. Eichler so she could
13 work as a Cage Cashier at Sands Casino. The OEC filed
14 a complaint setting forth allegations that Ms. Eichler
15 should have her Gaming Employee Permit revoked because
16 she allegedly took \$400 while working at the main cage
17 at the casino.

18 A review of surveillance footage was
19 completed and revealed at 7:30 a.m. Ms. Eichler
20 counted her drawer. Twelve (12) minutes later Ms.
21 Eichler reentered her drawer and opened the strap of
22 \$100 bills, which was previously verified. She
23 removed four of the \$100 bills and filled out a second
24 verified drawer sheet and disposed of the original.
25 During her next shift Sands Security escorted Ms.

1 Eichler from the cage to the Pennsylvania State Police
2 office and upon questioning Ms. Eichler admitted to
3 taking \$400 from her drawer and agreed to make full
4 restitution.

5 No charges were filed by the State
6 Police and Ms. Eichler was terminated by Sands later
7 that day. Ms. Eichler is currently not employed by
8 any casino in the Commonwealth of Pennsylvania. The
9 complaint was properly served upon Ms. Eichler and she
10 has not responded in any way. Given Ms. Eichler's
11 failure to respond the averments in the complaint are
12 deemed to be admitted as fact and a right to a hearing
13 has been waived.

14 On September 19th, 2014 the OEC filed a
15 request to enter judgment upon default. The matter is
16 now before the Board to consider the revocation of
17 Sherri Eichler's Gaming Employee Permit.

18 CHAIRMAN:

19 Is Sherri Eichler in the hearing room?
20 Any questions, comments from the Board? Ex-Officio
21 members? May I have a motion?

22 MS. KAISER:

23 Mr. Chairman, I move that the Board
24 issue an Order to approve the revocation of Sherri
25 Eichler's Gaming Employee Permit as described by the

1 OEC.

2 MR. FAJT:

3 Second.

4 CHAIRMAN:

5 All in favor?

6 ALL SAY AYE

7 CHAIRMAN:

8 Opposed? The motion carries.

9 ATTORNEY ROLAND:

10 Thank you.

11 ATTORNEY PITRE:

12 The next matter on the Board's agenda is
13 a revocation of Raymond W. Bacon's Gaming Employee
14 Permit. That matter will be presented by Assistant
15 Enforcement Counsel James Armstrong.

16 CHAIRMAN:

17 Good morning, Jim.

18 ATTORNEY ARMSTRONG:

19 Good morning Chairman, Commissioners.
20 James Armstrong, OEC. The next item on the agenda for
21 you is a motion to consider the revocation of Mr.
22 Raymond Bacon's Gaming Permit. Commissioners, on May
23 8th of 2014 the OEC filed a revocation complaint with
24 the Board against Raymond Bacon. The basis of the
25 complaint was Mr. Bacon admittedly cheated while

1 dealing Mississippi Stud Poker at SugarHouse Casino.
2 Mr. Bacon came under suspicion that he was cheating
3 while dealing at SugarHouse Casino.

4 He was placed under surveillance. The
5 investigation revealed Mr. Bacon was literally showing
6 his hold card to patrons at his game. The
7 investigation determined that there was no conspiracy
8 between Mr. Bacon or the patrons. He gave the police
9 a witness statement admitting the conduct. Mr. Bacon
10 claimed that he was deliberately showing his hold card
11 in order to enhance his gratuity from the patrons.

12 He was not criminally charged in the
13 matter, but Mr. Bacon was terminated from SugarHouse
14 Casino and is not presently working in the
15 Pennsylvania Gaming industry. Mr. Bacon was properly
16 served by regular and certified mail with the
17 Revocation Complaint. He did not request a hearing in
18 regards to the Complaint. Mr. Bacon was properly
19 served with the OEC's request for judgment upon default
20 and has not responded to it.

21 Mr. Bacon's failure to respond to the
22 Complaint is to construct its admission of its
23 allegations. Accordingly based on foregoing OEC
24 request that you revoke Mr. Bacon's gaming credential.
25 Thank you.

1 CHAIRMAN:

2 Raymond Bacon in the hearing room? Any
3 questions, comments from the Board? Ex-Officio
4 members? May I have a motion?

5 MR. FAJT:

6 Mr. Chairman, I move that the Board
7 issue an Order to approve the revocation of Raymond W.
8 Bacon's Gaming Employee Permit as described by the
9 OEC.

10 MR. WOODS:

11 Second.

12 CHAIRMAN:

13 All in favor?

14 ALL SAY AYE

15 CHAIRMAN:

16 Opposed? The motion carries.

17 ATTORNEY ARMSTRONG:

18 Thank you. Chairman, Commissioners,
19 with your permission I'll handle items C8 and C10
20 together because they're the same common fact pattern.

21 CHAIRMAN:

22 Okay.

23 ATTORNEY ARMSTRONG:

24 They would be motions to consider Board
25 Orders to add Christine Burnett and Kemuel Vegas to

1 the Board's Involuntary Exclusion List.
2 Commissioners, on May 13th of 2014 the OEC filed
3 Petitions for placement on the Exclusion List with the
4 Board against Christine Burnett and Kemuel Vegas. The
5 basis for the Petitions was that Ms. Burnett and Mr.
6 Vegas were captured on surveillance cheating while
7 they were playing Black Jack at SugarHouse Casino.

8 They're both recorded pinching their
9 side bets after losing hands of Black Jack. Ms.
10 Burnett was recorded taking back 12 Lucky Lady side
11 bets after losing 12 hands at Black Jack. And Mr.
12 Vegas was recorded taking back 34 Lucky Lady side bets
13 after losing 34 hands of Black Jack. Although Ms.
14 Burnett and Mr. Vegas were playing the same Black Jack
15 game the investigation did not reveal any conspiracy
16 between them.

17 They were not criminally charged with
18 cheating, but Ms. Burnett and Mr. Vegas were
19 permanently evicted from SugarHouse Casino. Ms.
20 Burnett and Mr. Vegas were properly served by regular
21 and certified mail with the Petitions. Ms. Burnett
22 and Mr. Vegas did not request hearings in regard to
23 their Petitions, and Ms. Burnett and Mr. Vegas were
24 properly served of the OEC's request for judgment upon
25 default and have not responded to it in any way.

1 Based on the foregoing the OEC requests --- I believe
2 I should handle these separately.

3 CHAIRMAN:

4 Yes, why don't we take Burnett first.

5 ATTORNEY ARMSTRONG:

6 Ms. Burnett be placed on the Board's
7 Involuntary Exclusion List.

8 CHAIRMAN:

9 Is Christine Burnett in the hearing
10 room? Any questions, comments from the Board? Ex-
11 Officio members? May I have a motion?

12 MR. WOODS:

13 Mr. Chairman, I move that the Board
14 issue an Order to approve the addition of Christine
15 Burnett to the PGCB Involuntary Exclusion List as
16 described by the OEC.

17 CHAIRMAN:

18 Second?

19 MR. MOSCATO:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 Opposed? The motion carries.

1 ATTORNEY ARMSTRONG:

2 Thank you. Now, as awkwardly as it
3 sounds the OEC also requests that Mr. Vegas be placed
4 on the Pennsylvania Involuntary Exclusion List.

5 CHAIRMAN:

6 All right. Is Kemuel Vegas in the
7 hearing room? Any questions, comments from the Board?
8 Ex-Officio members? May I have a motion?

9 ATTORNEY PITRE:

10 It's item number ten on the agenda. We
11 skipped one.

12 MR. MCNALLY:

13 Mr. Chairman, I move that the Board
14 issue an Order to approve the addition of Kemuel Vegas
15 to the PGCB Voluntary Exclusion List as described by
16 the OEC.

17 MR. MCCALL:

18 Second.

19 CHAIRMAN:

20 All in favor?

21 ALL SAY AYE

22 CHAIRMAN:

23 Opposed? The motion carries.

24 ATTORNEY ARMSTRONG:

25 Thank you. The next item on the agenda

1 is the motion to consider Board Order to add Quincy
2 Hendryx to the Board's Involuntary Exclusion List.
3 Commissioners, on February 25th of 2014 the OEC filed
4 a Petition for placement on the Exclusion List with
5 the Board against Quincy Hendryx.

6 The basis for the Petition was Mr.
7 Hendryx being investigated by the Philadelphia Police
8 and SugarHouse Casino's security officers for leaving
9 his eight year old niece unattended in his vehicle in
10 the parking lot of SugarHouse Casino for 30 minutes
11 while he was inside the casino gambling. Although Mr.
12 Hendryx was not criminally charged by the Philadelphia
13 Police he was criminally evicted by SugarHouse Casino.

14 Commissioners, Mr. Hendryx was properly
15 served by regular and certified mail with the
16 Petition. Mr. Hendryx did not request a hearing in
17 regard to the Petition. Mr. Hendryx was properly
18 served by the OEC's request for judgment upon default
19 and he has not responded to it in any way. Based on
20 the foregoing the OEC requests that Mr. Hendryx be
21 placed on the Board's Involuntary Exclusion List.
22 Thank you.

23 CHAIRMAN:

24 All right. This is Roman Numeral Nine
25 on our agenda between the other two we just completed.

1 Is Quincy Hendryx in the hearing room? Questions or
2 comments from the Board? Ex-Officio members? May I
3 have a motion?

4 MR. MOSCATO:

5 Mr. Chairman, I move that the Board
6 issue an Order to approve the addition of Quincy
7 Hendryx to the PGCB Involuntary Exclusion List as
8 described by the OEC.

9 MR. MCNALLY:

10 Second.

11 CHAIRMAN:

12 All in favor?

13 ALL SAY AYE

14 CHAIRMAN:

15 Opposed? The motion carries.

16 ATTORNEY ARMSTRONG:

17 Thank you. Chairman, Commissioners, the
18 next matter is a motion to consider a Board Order to
19 add Michael Walker to the Board's Involuntary
20 Exclusion List. On March 5th of 2014 the OEC filed a
21 Petition for placement on the Exclusion List with the
22 Board against Michael Walker. The basis for the
23 Petition was Mr. Walker being charged by the
24 Pennsylvania State Police a number of times with theft
25 and trespassing at SugarHouse and Harrah's Casinos in

1 2012 and 2013.

2 Commissioners, this matter started on
3 April 19th of 2012 when Mr. Walker was captured on
4 surveillance coverage stealing a voucher valued at
5 \$231.60 from a patron playing slots at SugarHouse
6 Casino. The patron had inadvertently left the voucher
7 in the slot machine. Mr. Walker went to the machine
8 and cashed it out, cashed out the voucher.

9 The Pennsylvania State Police
10 investigated the theft and subsequently arrested Mr.
11 Walker for it. Mr. Walker was permanently evicted
12 from SugarHouse Casino. A subsequent investigation by
13 the Pennsylvania State Police revealed that Mr. Walker
14 was involved in four other criminal incidents over the
15 next year and a half at SugarHouse and Harrah's
16 Casinos after he was formally evicted from both of the
17 casinos. The Pennsylvania State Police recommended
18 Mr. Walker to the Bureau of Casino Compliance and the
19 OEC for placement on the Board's Involuntary Exclusion
20 List. Commissioner, Mr. Walker was properly served by
21 regular, certified mail with the Petition.

22 Mr. Walker did not request a hearing in
23 regard to the petition and Mr. Walker was properly
24 served with the OEC's request for judgment upon
25 default. He has not responded to that in any way.

1 Based on the foregoing the OEC requests that you place
2 Mr. Walker on the Board's Involuntary Exclusion List.

3 CHAIRMAN:

4 Michael Walker in the hearing room? Any
5 questions, comments from the Board? Ex-Officio
6 members? May I have a motion?

7 MR. MCCALL:

8 Mr. Chairman, I move that the Board
9 issue an Order to approve the addition of Michael
10 Walker to the Pennsylvania Gaming Control Board's
11 Involuntary Exclusion List as described by the OEC.

12 MS. KAISER:

13 Second.

14 CHAIRMAN:

15 All in favor?

16 ALL SAY AYE

17 CHAIRMAN:

18 Opposed? The motion carries.

19 ATTORNEY ARMSTRONG:

20 Thank you. The next agenda item is the
21 motion to consider a Board Order to add Chenghong Zhao
22 to the Board's Involuntary Exclusion List.

23 Commissioners, on July 7th of 2014 the OEC filed a
24 Petition for placement on the Exclusion List with the
25 Board against Chenghong Zhao. The basis for the

1 Petition was Mr. Zhao being investigated by the
2 Philadelphia Police and SugarHouse Casino security
3 officers for leaving his 11 year old daughter
4 unattended in his vehicle in the parking lot of
5 SugarHouse Casino for 75 minutes while he was in the
6 casino gambling.

7 Although Mr. Zhao was not criminally
8 charged by the Philadelphia Police, he was permanently
9 evicted by SugarHouse Casino. Commissioners, Mr. Zhao
10 was properly served by regular and certified mail with
11 the Petition. Mr. Zhao did not request a hearing in
12 regard to the Petition.

13 Mr. Zhao was properly served with the
14 OEC's request for judgment upon default and has not
15 responded to it in any way. Based on the foregoing
16 the OEC request that Mr. Zhao be placed on the Board's
17 Involuntary Exclusion List.

18 CHAIRMAN:

19 Chenghong Zhao in the hearing room?
20 Questions or comments from the Board? Ex-Officio
21 members? May I have a motion?

22 MS. KAISER:

23 Mr. Chairman, I move that the Board
24 issue an Order to approve the addition of Chenghong
25 Zhao to the Pennsylvania Gaming Control Board's

1 Involuntary Exclusion List as described by the OEC.

2 MR. FAJT:

3 Second.

4 CHAIRMAN:

5 All in favor?

6 ALL SAY AYE

7 CHAIRMAN:

8 Opposed? The motion carries.

9 ATTORNEY ARMSTRONG:

10 Thank you.

11 CHAIRMAN:

12 Thank you, Jim.

13 ATTORNEY PITRE:

14 The next matter that we have on the
15 agenda is the placement of Dominic Buonfiglio on the
16 PGCB's Involuntary Exclusion List. That matter will
17 be presented by Assistant Enforcement Counsel
18 Cassandra Fenstermaker.

19 ATTORNEY FENSTERMAKER:

20 Commissioners, I have for your
21 consideration a Petition to place Dominic Buonfiglio
22 on the Board's Exclusion List. On or about September
23 23rd, 2014 the OEC filed a Petition to place Mr.
24 Buonfiglio on the Board's Exclusion List for capping
25 wagers while patronizing Harrah's Philadelphia Casino

1 and Racetrack. The Petition was sent to Mr.
2 Buonfiglio by first class and certified mail.

3 He failed to respond to the Petition in
4 any way, therefore all facts alleged in the complaint
5 are deemed admitted and his right to a hearing has
6 been waived. The OEC filed a request to enter
7 judgment upon default on October 27th, 2014 and at
8 this time request that Mr. Buonfiglio be placed on the
9 Board's Exclusion List.

10 CHAIRMAN:

11 Is Dominic Buonfiglio in the hearing
12 room? Any questions, comments from the Board? Ex-
13 Officio members? May I have a motion?

14 MR. FAJT:

15 Mr. Chairman, I move that the Board
16 issue an Order to approve the addition of Dominic
17 Buonfiglio to the PGCB Involuntary Exclusion List as
18 described by the OEC.

19 MR. WOODS:

20 Second.

21 CHAIRMAN:

22 All in favor?

23 ALL SAY AYE

24 CHAIRMAN:

25 Opposed? The motion carries.

1 ATTORNEY FENSTERMAKER:

2 The next Petition for exclusion we have
3 for your consideration involves Wayne Samuels. On or
4 about September 23rd, 2014 the OEC filed a Petition to
5 place Mr. Samuels on the Board's Exclusion List. Mr.
6 Samuels was observed capping a wager while patronizing
7 Harrah's Philadelphia Casino and Racetrack. A
8 Petition was served upon Mr. Samuels on September
9 23rd, 2014.

10 He failed to respond to the Petition in
11 any way and therefore all facts alleged in the
12 Complaint are deemed admitted and his right to a
13 hearing has been waived. The OEC filed a request to
14 enter a judgment upon default on October 28th, 2014
15 and at this time requests that Mr. Samuels be placed
16 on the Board's Involuntary Exclusion List.

17 CHAIRMAN:

18 Is Wayne Samuels in the hearing room?
19 Any questions, comments from the Board? Ex-Officio
20 members? May I have a motion?

21 MR. WOODS:

22 Mr. Chairman, I move that the Board
23 issue an Order to approve the addition of Wayne
24 Samuels to the PGCB Involuntary Exclusion List as
25 described by the OEC.

1 CHAIRMAN:

2 Second?

3 MR. MOSCATO:

4 Second

5 CHAIRMAN:

6 All in favor?

7 ALL SAY AYE

8 CHAIRMAN:

9 Opposed? The motion carries.

10 ATTORNEY FENSTERMAKER:

11 Next we have for your consideration a
12 Petition to place Steven Westrich on the Board's
13 Exclusion List. On or about June 11th, 2014 the OEC
14 filed a Petition to place Mr. Westrich on the Board's
15 Exclusion List after he was observed using multiple
16 total rewards cards which had not been issued to him
17 while patronizing Harrah's Philadelphia Casino and
18 Racetrack and redeeming free slot play associated with
19 those total rewards cards.

20 The Petition was served upon Mr.
21 Westrich on June 11th, 2014. He failed to respond to
22 the Petition in any way and therefore all facts
23 alleged in the complaint are deemed admitted, and his
24 right to a hearing waived. The OEC filed a request to
25 enter judgment upon default on August 7th, 2014 and at

1 this time requests that Mr. Westrich be placed on the
2 Board's Exclusion List.

3 CHAIRMAN:

4 Is Steven Westrich in the hearing room?
5 Any questions or comments from the Board? Ex-Officio
6 members? May I have a motion?

7 MR. MOSCATO:

8 Yes, Mr. Chairman, I move the Board
9 issue an Order to approve the addition of Steven
10 Westrich to the PGCB Involuntary Exclusion List as
11 described by the OEC.

12 MR. MCNALLY:

13 Second.

14 CHAIRMAN:

15 All in favor?

16 ALL SAY AYE

17 CHAIRMAN:

18 Opposed? The motion carries.

19 ATTORNEY FENSTERMAKER:

20 Thank you.

21 CHAIRMAN:

22 Thank you.

23 ATTORNEY PITRE:

24 The next matter that we have on the
25 agenda for the Board's consideration is the placement

1 of Tymir Gould on the PGCB Involuntary Exclusion List.
2 That matter will be presented by Assistant Enforcement
3 Counsel Glen Stewart.

4 ATTORNEY STUART:

5 Good morning. Glen Stuart for the OEC,
6 S-T-U-A-R-T. Presently before the Board for its
7 consideration is a Petition seeking the placement of
8 Tymir Gould on the Board's Involuntary Exclusion List.
9 On March 6th, 2014 Tymir Gould entered the gaming
10 floor at the Valley Forge Casino Resort as the guest
11 as a Seasonal Dining Club member.

12 Prior to accessing the gaming floor Mr.
13 Gould provided Valley Forge security with his valid
14 United States passport, which indicated Mr. Gould was
15 only 20 years of age at the time. Valley Forge
16 security examined Mr. Gould's passport, but still
17 afforded him access to the gaming floor. While on the
18 gaming floor Mr. Gould wagered at a Roulette table.
19 After attempting to order an alcoholic beverage Mr.
20 Gould's age was questioned by a Valley Forge Food and
21 Beverage Server.

22 Mr. Gould subsequently provided a Valley
23 Forge Security Supervisor with his passport, which
24 showed Mr. Gould as only 20 years of age. As a result
25 Valley Forge notified the Pennsylvania State Police

1 which cited Mr. Gould with one count of underage
2 gaming pursuant to 4 Pa.CS Section 1518A13.1. Valley
3 Forge also evicted Mr. Gould from its facility. Mr.
4 Gould was on Valley Forge's gaming floor for --- and
5 actively wagering for approximately 29 minutes.

6 However, there's no evidence to suggest
7 or illustrate that Mr. Gould accrued any winnings as a
8 result of his wagering. There's also no evidence that
9 Mr. Gould consumed any alcohol while on the gaming
10 floor. In light of these facts the OEC filed the
11 instant Petition to place Mr. Gould on the Involuntary
12 Exclusion List.

13 Service of this Petition on Mr. Gould
14 was achieved on August 25th, 2014. The Petition
15 directed Mr. Gould to request a hearing within 30 days
16 of its receipt. Mr. Gould has not requested a hearing
17 on the matter, therefore Mr. Gould waived his right to
18 a hearing and all facts alleged in the Petition are
19 deemed admitted.

20 On October 7th, 2014 OEC filed a request
21 to enter default judgment against Mr. Gould. As such
22 the placement of Tymir Gould on the Board's
23 Involuntary Exclusion List is now ripe for the Board's
24 consideration.

25 CHAIRMAN:

1 Is Tymir Gould in the hearing room? Any
2 questions, comments from the Board? Ex-Officio
3 members? May I have a motion?

4 MR. MCNALLY:

5 Mr. Chairman, I move the Board issue an
6 Order to approve the addition of Tymir Gould to the
7 PGCB Involuntary Exclusion List as described by the
8 OEC. I further move that Mr. Gould may petition the
9 Board to be removed from the list after one year.

10 MR. MCCALL:

11 Second.

12 CHAIRMAN:

13 All in favor?

14 ALL SAY AYE

15 CHAIRMAN:

16 Opposed? The motion carries.

17 ATTORNEY STUART:

18 Thank you.

19 ATTORNEY PITRE:

20 And the final matter that we have on the
21 agenda for the Board's consideration is the placement
22 of Dae Shim on the PGCB's Involuntary Exclusion List.
23 That matter will be presented by Assistant Enforcement
24 Counsel David Tepper.

25 ATTORNEY TEPPER:

1 Good morning, Chairman Ryan, members of
2 the Board. David Tepper again. I have a Petition to
3 place Dae Y. Shim on the Board's Exclusion list. The
4 OEC filed the Exclusion Petition on July 30th, 2014
5 after Mr. Shim gained access to the gaming floor at
6 Mount Airy Casino with his father. Mr. Shim was
7 identified by Mount Airy personnel when he sat down at
8 a Poker table.

9 Mr. Shim did not engage in play, nor did
10 he consume alcohol. He has pled guilty to violating
11 the Gaming Act. Mr. Shim was served with an Exclusion
12 Petition on August 6th, 2014 and Mr. Shim did not
13 respond to the Petition within 30 days. Therefore
14 pursuant to Board regulations, all facts alleged in
15 the Petition are deemed admitted.

16 The OEC filed a request for default
17 judgment on September 22nd of this year and at this
18 time requests that Dae Y. Shim be placed on the
19 Board's Exclusion List.

20 CHAIRMAN:

21 Is Dae Shim in the hearing room? Any
22 questions or comments from the Board? Ex-Officio
23 members? May I have a motion?

24 MR. MCCALL:

25 Mr. Chairman, I move that the Board

1 issue an Order to approve the addition of Dae Shim to
2 the Pennsylvania Gaming Control Boards Involuntary
3 Exclusion List as described by the OEC. I further
4 move that Mr. Shim may petition the Board to be
5 removed from the list after one year.

6 MS. KAISER:

7 Second.

8 CHAIRMAN:

9 All in favor?

10 ALL SAY AYE

11 CHAIRMAN:

12 Opposed? The motion carries.

13 ATTORNEY PITRE:

14 That concludes our business.

15 CHAIRMAN:

16 Thank you, Cyrus.

17 ATTORNEY PITRE:

18 Thank you.

19 CHAIRMAN:

20 Next, ladies and gentlemen, we have a
21 public comment period. It's my understanding we do
22 not have anyone who is registered to speak for that.
23 Is there anyone in the audience wishing to make public
24 comment at this time? Okay. Seeing and hearing no
25 response that concludes today's meeting. Our next

1 scheduled public meeting will be on Wednesday, January
2 14th. The meeting will begin at 10:00 a.m. Any final
3 comments from the Board? Ex-Officios? May I have a
4 motion to adjourn?

5 MS. KAISER:

6 So moved.

7 MR. FAJT:

8 Second.

9 CHAIRMAN:

10 Thank you very much ladies and
11 gentlemen.

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14 MEETING CONCLUDED AT 11:45 A.M.

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CERTIFICATE

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I hereby certify that the foregoing proceedings,
meeting held before Chairman Ryan was reported by me
on 12/10/2014 and that I Cynthia Piro Simpson read
this transcript and that I attest that this transcript
is a true and accurate record of the proceeding.



Cynthia Piro Simpson
Court Reporter