



Chair

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PENNSYLVANIA GAMING CONTROL BOARD
303 WALNUT STREET
COMMONWEALTH TOWER, 5TH FLOOR
HARRISBURG, PENNSYLVANIA 17101

MEETING MINUTES

WEDNESDAY, January 25, 2023 – 10:00 a.m.

STRAWBERRY SQUARE COMPLEX, 2ND FLOOR, HARRISBURG

Commissioners

FRANK DERMODY
SHAWN DILLON
SARA MANZANO-DÍAZ
T. MARK MUSTIO
NEDIA RALSTON
FRANCES J. REGAN

Ex-Officio Members

PAT BROWNE
STACY GARRITY
RUSSELL C. REDDING

A meeting of the Pennsylvania Gaming Control Board was held at the Pennsylvania Gaming Control Board Office of Hearings and Appeals, Strawberry Square Complex, 2nd Floor, Harrisburg, PA.

MEMBERS OF THE BOARD:

Denise J. Smyler, Chair
Frank Dermody
Shawn Dillon
Sara Manzano-Díaz
T. Mark Mustio (phone)
Nedia Ralston
Frances J. Regan

EX-OFFICIO MEMBERS/DESIGNEES IN ATTENDANCE:

Jennifer Langan, Designee, Pennsylvania Treasury
Fred Strathmeyer, Designee, Department of Agriculture
Pat Browne, Member, Acting Secretary, Department of Revenue
Christin Heidingsfelder, Designee, Department of Revenue

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

Kevin O'Toole, Executive Director – Executive Directors Report
Dave Rhen, Director of Financial Management – FY 2022-2023 Second Quarter Budget Report
Danette Bixler-George, Director of Human Resources – New Hires
Steve Cook, Chief Counsel – Petitions, Request for Removal from Involuntary Exclusion
Chad Zimmermann, Deputy Chief Counsel – Withdrawals/Surrenders, Reports and Recommendations, Petitions
Cyrus Pitre, Chief Enforcement Counsel – Public Meeting, Suspension and Placements on Involuntary Exclusion List
Ashley Gabrielle, Senior Enforcement Counsel - Public Hearing
Sean Hannon, Director of Bureau of Licensing – Applications, Licenses, Certifications, and Registrations
Steven Gorman, Assistant Enforcement Counsel – Suspension and Placements on Involuntary Exclusion List
Juan Sanchez, Assistant Enforcement Counsel – Placements on Involuntary Exclusion List
Thomas Monaghan, Assistant Enforcement Counsel – Placement on Involuntary Exclusion List

OTHER ATTENDEES FOR PUBLIC HEARING:

SC Gaming OPCO, LLC – Category 4 Licensing Hearing

Ira Lubert, Founder and Sole Member of SC Gaming
Eric Pearson, Prospective Casino CEO and General Manager
Michael D. Fabius, Esquire, Ballard Spahr LLP
Adrian King, Esquire, Ballard Spahr LLP
Stephen Kastenbergl, Esquire, Ballard Spahr LLP
Christopher K. Bauer, McMann Associates
Mark Aronchick, Esquire, Hangly, Aronchick, Segal, Pudlin & Schiller
Jason Levine, Esquire, Hangly, Aronchick, Segal, Pudlin & Schiller

PUBLIC HEARING

The following hearing was held prior to the regularly scheduled public meeting, with a separate transcript created:

SC GAMING OPCO, LLC – CATEGORY 4 LICENSING HEARING

A quorum of the Board being present, Chair Smyler called the meeting to order.

ANNOUNCEMENTS

Chair Smyler announced that the Board held an Executive Session on January 24th to discuss personnel matters, ongoing litigation and to conduct quasi-judicial deliberations relating to matters coming before the Board on January 25th.

MINUTES/TRANSCRIPT

On a motion by Commissioner Manzano-Díaz, seconded by Commissioner Dermody, the Board unanimously approved the minutes and transcript of the October 19, 2022 meeting.

EXECUTIVE DIRECTOR'S REPORT

Kevin O'Toole announced the Pennsylvania Gaming Control Board's oversight of the two-day test period, from January 23 and January 24, 2023, for the Category 4 Parx Mini Casino in Shippensburg. This casino will make for the 17th land-based casino in the Commonwealth, which will include 500 slot machines, 48 Electronic Table Game Terminals and a retail Sportsbook, within the 73,000 square feet of gaming space.

Kevin O' Toole also spoke to the performance of December 2022 being an exceptional month with a total of \$475 million in gaming revenue, which has been the largest revenue production from a single month to date. Kevin also mentioned the previous Fiscal Year of 2021-2022, which boasted a total revenue of \$5.2 billion; 65% of which came from land based casinos and 34% derived from Gaming Expansion Initiatives. Indications also showed land based casinos should be successful at keeping gaming operations reaching their goals of generating higher levels of gaming revenue in the upcoming year.

OFFICE OF FINANCIAL MANAGEMENT

Dave Rhen provided an update on the Board's expenditures for the first half of the Fiscal Year through December 31, 2022, which included a reminder that the appropriation for general operations, including oversight of casinos, sports wagering and iGaming is \$48,189,000. Dave explained the appropriation is funded by two primary sources, the first being \$40,489,000 from chargebacks against a percentage of operator revenue and the second totaling \$7.7 million from license fees, chargebacks for the operations of gaming lab and license application fees.

Dave Rhen also spoke about the Fiscal Year to date expenditures, which have totaled \$21,172,000 and are showing on target with expectations, totaling 44% of the complete appropriation through the first half of the Fiscal Year. 90% of Board expenditures have been for payroll, with the remaining 10% for operating and fixed asset expenses. However, overall expenditures for the first half of the year are up \$1.3 million from the same time last year due to a 6.6% increase in payroll expenses, from both new casinos opening, and the needed increase for personnel. Operating and fixed asset expenses, however, remained unchanged from the last Fiscal Year at \$2.1 million, which includes \$722,000 for rentals and leases, while \$605,000 goes towards services.

OFFICE OF HUMAN RESOURCES**PGCB MOTION NO. 2023-001 HR**

Motions: 1st–Board Member Dillon / 2nd–Board Member Ralston

The Board hereby approved the following applicants for hire:

- **Elizabeth Stippich**, Casino Compliance Representative, Bureau of Casino Compliance, Live! Philadelphia Casino
- **Edward Chiasson**, Casino Compliance Representative, Bureau of Casino Compliance, Live! Philadelphia Casino
- **Ryan Jordan**, Statistician, Office of Gaming Laboratory Operations
- **Dean Pandelaras**, Statistician, Office of Gaming Laboratory Operations
- **Chase Flythe**, Casino Compliance Representative, Bureau of Casino Compliance, Rivers Pittsburgh Casino
- **Tyler Bobitz**, Specialized Investigator, Bureau of Investigations and Enforcement

Board Decision: Passed by unanimous vote

OFFICE OF CHIEF COUNSEL**PGCB MOTION NO. 2023-002 OCC**

Motions: 1st–Board Member Manzano-Díaz / 2nd–Board Member Dillon

The Board hereby granted the motion for **GW Cumberland OP CO**. Petition for Approval of Corporate Overhead and Shared Services Agreement as described by the Office of Chief Counsel and with the conditions to be outlined in the Board's Order. Commissioner Manzano-Díaz further moves that the parties' requests for confidentiality be granted.

Docket Number: 10762-2022

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-003 OCC

Motions: 1st–Board Member Ralston / 2nd–Board Member Regan

The Board hereby granted the motion for **Mount Airy #1 LLC** Petition to Approve the Proposed Amendments to the Grantor Trust-II F/B/O Children of Nicholas DeNaples and the Grantor Trust-II of Lisa DeNaples as described by the Office of Chief Counsel and with the conditions to be outlined in the Board's Order.

Docket Number: 10372-2022 and 10373-2022

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-004 OCC**Motions:** 1st–Board Member Regan / 2nd–Board Member Dermody

The Board hereby granted the motion for **Mount Airy #1, LLC** Omnibus Petition Requesting Leave from the Board to Amend and Approve the Amendments to the Grantor Trust-II of Lisa DeNaples and the Grantor Trust-II F/B/O Children of Margaret Mary Glodzik (DeNaples) as described by the Office of Chief Counsel and with the conditions to be outlined in the Board's Order. Commissioner Regan further moves that the Petitioners' request for confidentiality be granted.

Docket Number: 10775-2022 and 10776-2022

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-005 OCC**Motions:** 1st–Board Member Dermody / 2nd–Board Member Dillon

The Board hereby granted the motion for **Veralda AB's** Office of Enforcement Counsels Reconsideration of the Board's December 14, 2022 Order Granting the Surrender of Veralda AB's Principal Affiliate License as described by the Office of Chief Counsel. This matter shall be remanded to the Office of Hearing and Appeals for further proceedings.

Docket Numbers: 10692-2022

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-006 OCC**Motions:** 1st–Board Member Dillon / 2nd–Board Member Manzano-Díaz

The Board hereby granted the motion for **Raymond Maxwell's** Petition for Early Reapplication of Gaming Employee Occupation Permit as described by the Office of Chief Counsel.

Docket Numbers: 8606-2019

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-007 OCC**Motions:** 1st–Board Member Manzano-Díaz / 2nd–Board Member Regan

The Board hereby granted the motion for **Melvin Meyer's** Request for Removal from the Involuntary Exclusion List as described by the Office of Chief Counsel.

Docket Numbers: 5066-2017

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-008 OCC**Motions:** 1st–Board Member Dermody / 2nd–Board Member Ralston

The Board hereby approved, without prejudice, the following **WITHDRAWALS AND SURRENDERS** as described by the Office of Chief Counsel:

Johan Sigvardsson – Withdraw Principal License Application; No.10666-2022

Julie Cameron-Doe – Surrender Principal License; No.10720-2022

Karen Flores – Surrender Principal License; No.10723-2022

Amir Levy – Surrender Principal License; No.10725-2022

Clark Warren – Withdraw Principal License Renewal Application; No.10726-2022

Eugene Cherner – Withdraw Principal License Renewal Application; No.10728-2022

Andrew Smith – Surrender Principal License; No. 10729-2022

Lawrence Hanlin – Withdraw Principal License Application; No.10733-2022

Kyou Won Hwang – Surrender Principal License; No. 10779-2022

Andy Asihwardji – Surrender Principal License; No. 10778-2022

Jaimie R. Wolf – Surrender Principal License; No. 10759-2022

Michael Berkley – Withdraw Principal License Application; No. 10782-2022

Scott Butera – Withdraw Principal License Application; No. 10784-2022

David Gandler – Withdraw Principal License Application; No. 10785-2022

Julie M. Haddon – Withdraw Principal License Application; No. 10786-2022
Alberto Horiuela Suarez – Withdraw Principal License Application; No. 10787-2022
John Janedis – Withdraw Principal License Application; No. 10788-2022
Daniel Leff – Withdraw Principal License Application; No. 10789-2022
Laura Onopchenko – Withdraw Principal License Application; No. 10790-2022
Gina Sheldon – Withdraw Principal License Application; No. 10791-2022
Julian DeNaples – Surrender Principal License & Withdraw Principal License Renewal Application; No. 10772-2022
Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-009 OCC

Motions: 1st–Board Member Ralston / 2nd–Board Member Regan

The Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals regarding **Stephen Knight's** Emergency Suspension of a Gaming Employee Occupation Permit as described by the Office of Chief Counsel and that the emergency suspension of Stephen Knight's Gaming Employee Occupation Permit remain in effect.

Docket Numbers: 10640-2022

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-010 OCC

Motions: 1st–Board Member Regan / 2nd–Board Member Dermody

The Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals as described by the Office of Chief Counsel and that **Jameila Mack** remain on the Involuntary Exclusion List.

Docket Number: 9408-2020

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-011 OCC

Motions: 1st–Board Member Dermody / 2nd–Board Member Dillon

The Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals as described by the Office of Chief Counsel and that **Rebecca Yandoli** remain on the Involuntary Exclusion List.

Docket Number: 9440-2020

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-012 OCC

Motions: 1st–Board Member Dillon / 2nd–Board Member Manzano-Díaz

The Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals as described by the Office of Chief Counsel and that **E.B.** remain on the Self-Exclusion List.

Docket Number: 10452-2022

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-013 OCC

Motions: 1st–Board Member Manzano-Díaz / 2nd–Board Member Regan

The Board hereby rejected the Report and Recommendation issued by the Office of Hearings and Appeals as described by the Office of Chief Counsel and that **P.H.'s** Petition be approved, in part. Given that **P.H.'s** presence in a licensed facility while on the self-exclusion list was prompted by a promotional email received from the facility, she shall have \$800.00 of the confiscated funds returned to her and the remainder shall be remitted to the Board's Office of Compulsive and Problem Gambling.

Docket Number: 10418-2022

Board Decision: Passed by unanimous vote

BUREAU OF LICENSING**PGCB MOTION NO. 2023-014 BOL****Motions:** 1st–Board Member Dermody / 2nd–Board Member RalstonThe Board granted **SC GAMING OPCO, LLC's** Category 4 License as described by the Bureau of Licensing.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-015 BOL**Motions:** 1st–Board Member Ralston / 2nd–Board Member ReganThe Board granted **BALLY'S PENNSYLVANIA, LLC's (MANAGEMENT COMPANY FOR SC GAMING OPCO, LLC)** Management Company License as described by the Bureau of Licensing.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-016 BOL**Motions:** 1st–Board Member Regan / 2nd–Board Member DermodyThe Board granted **WAZDAN PA, LLC's** Interactive Gaming Manufacturer License as described by the Bureau of Licensing.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-017 BOL**Motions:** 1st–Board Member Dermody / 2nd–Board Member DillonThe Board granted **C H R CORP D/B/A RUTTER'S STORE 80's** Video Gaming Terminal Establishment License as described by the Bureau of Licensing.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-018 BOL**Motions:** 1st–Board Member Dillon / 2nd–Board Member Manzano-DíazThe Board granted **DANDY MINI MARTS, INC. (SAYRE)'s** Conditional Video Gaming Terminal Establishment License as described by the Bureau of Licensing.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-019 BOL**Motions:** 1st–Board Member Manzano-Díaz / 2nd–Board Member RalstonThe Board approved the following **PRINCIPAL, PRINCIPAL ENTITY, AND AFFILIATE LICENSE's** as described by the Bureau of Licensing:**Chester Downs and Marina, LLC d/b/a Harrah's Philadelphia Casino and Racetrack, Category 1 Slot Machine Licensee, GID #1368**

Affiliate

Renewal

- CEOC, LLC – GID #101881-1

Principal

Renewal

- Karl Otto Stingily, III – GID #98494-2

Mountainview Thoroughbred Racing Association, LLC d/b/a Hollywood Casino at Penn National Race Course, Category 1 Slot Machine Licensee, GID #1315

Affiliate

Renewal

- Penn Tenant, LLC – GID #77340-3

Aristocrat Technologies Australia Pty. Limited, Slot Machine Manufacturer Licensee, GID #1192-7

Principal

Initial

- Kristy Beth Jo – GID #138033-1

High 5 Games, LLC, Interactive Gaming Manufacturer Licensee, GID #129275-1

Principal Entity

Initial

- High 5 Games Corporate Revocable Trust – GID #146854-1

NHA PA, LLC, Fantasy Contest Operator Licensee, GID #130071-1

Principal

Initial

- Corey Michael Hawk – GID #146488-1

SG Gaming, Inc., Table Game, Slot Machine, Interactive Gaming, Sports Wagering and Video Gaming Terminal Manufacturer Licensee, GID #1051

Principal

Initial

- Alexander Lancaster Ambrose – GID #139282-1

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-020 BOL**Motions:** 1st–Board Member Dillon / 2nd–Board Member Ralston

The Board approved the issuance of **TEMPORARY PRINCIPAL (1) AND KEY (12) Employee Credentials** as described by the Bureau of Licensing. *(Note: information pertaining to the names of these individuals can be found in the Board Orders.)*

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-021 BOL**Motions:** 1st–Board Member Ralston / 2nd–Board Member Regan

The Board approved the issuance of 543 **GAMING EMPLOYEE OCCUPATION PERMITS** and 196 **NON-GAMING EMPLOYEE REGISTRATIONS** as described by the Bureau of Licensing. *(Note: information pertaining to the names of these individuals can be found in the Board Order.)*

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-022 BOL**Motions:** 1st–Board Member Regan / 2nd–Board Member Dermody

The Board approved the **DENIAL** of (1) Non-Gaming Employee Registration Application as described by the Bureau of Licensing. *(Note: information pertaining to the names of these individuals can be found in the Board Orders.)*

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-023 BOL**Motions:** 1st–Board Member Dermody / 2nd–Board Member Dillon

The Board approved the **WITHDRAWAL** of the 116 Applications. *(Note: information pertaining to the names of these individuals can be found in the Board Orders.)*

- 9 – Key Employee Applications
- 96 – Gaming Employee Applications
- 11 – Non-Gaming Employee Applications

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-024 BOL**Motions:** 1st–Board Member Dillon / 2nd–Board Member Manzano-Díaz

The Board approved the following applications for **GAMING SERVICE PROVIDER CERTIFICATIONS** as described by the Bureau of Licensing:

GID #	43271-3
GAMING SERVICE PROVIDER:	Villa Pizza Pennsylvania, Inc.
FACILITY:	Wind Creek Bethlehem, LLC
PRODUCT/SERVICE:	Food/beverage outlet

GID # 65825-3
 GAMING SERVICE PROVIDER: Chopstick Asian Cuisine, Inc.
 FACILITY: Wind Creek Bethlehem, LLC
 PRODUCT/SERVICE: Full-service Asian restaurant/bar

GID # 116566-1
 GAMING SERVICE PROVIDER: Rycon Construction, Inc.
 FACILITY: Holdings Acquisition Co., L.P. d/b/a Rivers Casino Pittsburgh
 PRODUCT/SERVICE: Construction Projects

GID # 134865-1
 GAMING SERVICE PROVIDER: Poole Anderson Construction, LLC
 FACILITY: SC Gaming OpCo, LLC
 PRODUCT/SERVICE: Construction of Nittany Mall
 Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2023-025 BOL

Motions: 1st–Board Member Manzano-Díaz / 2nd–Board Member Regan

The Board approved the following applications for **GAMING SERVICE PROVIDER REGISTRATIONS** as described by the Bureau of Licensing:

GID #149223-1
 GAMING SERVICE PROVIDER: Advance Local Media, LLC d/b/a PA Media Group
 FACILITY: N/A
 PRODUCT/SERVICE: Marketing services to PA licensed sports Wagering operators

GID #67915-3
 GAMING SERVICE PROVIDER: CM3 Building Solutions, Inc.
 FACILITY: N/A
 PRODUCT/SERVICE: HVAC and Burglar Alarm Services

GID #79210-3
 GAMING SERVICE PROVIDER: David C. Budd
 FACILITY: N/A
 PRODUCT/SERVICE: consulting

GID #138440-2
 GAMING SERVICE PROVIDER: Driven by Disasters., d/b/a Servpro of Eastern Bethlehem & Whitehall
 FACILITY: N/A
 PRODUCT/SERVICE: Fire, Water, Mold, and Smoke Biohazard Cleaning

GID #150642-1
 GAMING SERVICE PROVIDER: Gaming Associates Europe, Ltd.
 FACILITY: N/A
 PRODUCT/SERVICE: Remote Gaming Systems Testing

GID #152733-1
 GAMING SERVICE PROVIDER: Peak Advertising, Inc., d/b/a Peak Marketing and Peak Gaming Group
 FACILITY: N/A
 PRODUCT/SERVICE: Affiliate Marketing

GID #151367-1
 GAMING SERVICE PROVIDER: Ramp Affiliates Limited
 FACILITY: N/A
 PRODUCT/SERVICE: Promotion of online casino and sportsbook brands on gaming-related websites

GID #145370-2
 GAMING SERVICE PROVIDER: Signature Systems, Inc.
 FACILITY: N/A
 PRODUCT/SERVICE: Restaurant Point of Sale systems (hardware and software)

GID #148495-1

GAMING SERVICE PROVIDER: SportsGrid, Inc., d/b/a SportsGrid

FACILITY: N/A

PRODUCT/SERVICE: Affiliate Services

GID #78097-3

GAMING SERVICE PROVIDER: Unlimited Restoration Specialists, Inc.

FACILITY: N/A

PRODUCT/SERVICE: Emergency Response and Property Restoration Services

GID #150916-1

GAMING SERVICE PROVIDER: Upside Spring, Ltd.

FACILITY: N/A

PRODUCT/SERVICE: Marketing affiliate promoting sports wagering and IGaming on websites

GID #151353-1

GAMING SERVICE PROVIDER: Wizard Interactive, LLC

FACILITY: N/A

PRODUCT/SERVICE: Provide ongoing affiliate marketing

GID #120940-2

GAMING SERVICE PROVIDER: Zoomd Ltd.

FACILITY: N/A

PRODUCT/SERVICE: Media buying services for online sports betting operators

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL**PGCB MOTION NO. 2023-026 OEC****Motions:** 1st–Board Member Dermody / 2nd–Board Member RalstonThe Board hereby approved the suspension of **Prudence Reed's** Non-Gaming Employee Registration for the conduct described by the Office of Enforcement Counsel.

Board Decision: Passed by unanimous vote

The Board **APPROVED the following additions to the PGCB Involuntary Exclusion List for the conduct described by the Office of Enforcement Counsel:**

MOTION #	RESPONDENT	DOCKET	FIRST	SECOND	UNANIMOUS BOARD DECISION
2023-027 OEC	ZACHARY JACKSON	10528-2022	Ralston	Regan	Placed on List
2023-028 OEC	STEPHEN KACHULIS	10625-2022	Regan	Dermody	Placed on List
2023-029 OEC	MONTHER MADANAT	10618-2022	Dermody	Dillon	Placed on List
2023-030 OEC	MARLYN MIMS	10602-2022	Dillon	Manzano-Díaz	Placed on List
2023-031 OEC	ANTHONY PAPE	10601-2022	Manzano-Díaz	Dermody	Placed on List
2023-032 OEC	MATTHEW MORANT	10478-2022	Dillon	Ralston	Placed on List
2023-033 OEC	SIDNEY SLAYMAKER	10485-2022	Ralston	Regan	Placed on List
2023-034 OEC	BRIAN DONOVAN	10585-2022	Regan	Dermody	Placed on List
2023-035 OEC	ALEXIS GONZALEZ-GARCIA	10508-2022	Dermody	Dillon	Placed on List
2023-036 OEC	LINDSAY VERON	10513-2022	Dillon	Manzano-Díaz	Placed on List
2023-037 OEC	CHAD MARTIN	10596-2022	Manzano-Díaz	Regan	Placed on List

ADJOURNMENT

On a motion by Board Member Regan, seconded by Board Member Ralston, the meeting was adjourned.