

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

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IN RE: DOWNS RACING, L.P., D/B/A MOHEGAN
PENNSYLVANIA - CATEGORY 1 LICENSE RENEWAL

GID #1267-5

* * * * *

BEFORE: MEMBERS OF THE BOARD:

DENISE J. SMYLER, CHAIR

Frank Dermody

Shawn Dillon

David S. Hickernell

Sara Manzano-Diaz

Nedia Ralston

Frances J. Regan

Reporter: Derek Richmond

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MEETING: Wednesday, January 24, 2024

10:01 a.m.

LOCATION: Pennsylvania Gaming Control Board

Commonwealth Tower

Strawberry Square Complex

303 Walnut Street, 2nd Floor

Harrisburg, PA 17101

A P P E A R A N C E S

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13 Pennsylvania

14
15 ALSO PRESENT:

16 Tony Carlucci

17 Dave Parfrey

18 Rich Roberts

19 Ron Chrzan

20 Katie Borkowski

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CHAIR: We will now hear from Downs Racing, L.P., doing business as Mohegan Pennsylvania, and the Office of Enforcement Counsel (OEC), regarding Mohegan Category 1 License Renewal. I would ask if there are any nonattorneys who will be presenting evidence today in this proceeding that they please stand and be sworn in by the Court Reporter at this time.

COURT REPORTER: If you just all raise your right hand.

WITNESSES SWORN EN MASSE

CHAIR: Thank you. I would also ask that everyone who's going to speak, to please state and spell your name for the Court Reporter prior to your presentation. Mohegan, you may begin.

ATTORNEY HAYES: Thank you, Madam Chair. Prior to the start of today's proceeding, I did give the names to the Stenographer those who will be offering testimony. So, hopefully that will assist in translating the names.

CHAIR: Well, they all - all they have

1 to do is state their names so she'll (sic) know who's
2 speaking.

3 ATTORNEY HAYES: That's right.
4 Exactly. Good morning, Madam Chair and members of
5 the Board. I'm Kevin Hayes of the Law Firm Saiber,
6 and I appear before you today on behalf of Downs
7 Racing LP, a Category 1 Slot Machine Licensee who
8 operates the racetrack and licensed casino facility
9 in Luzerne County known as Mohegan Pennsylvania.

10 Specifically, I appear before you
11 today with representatives of Mohegan Pennsylvania,
12 under the leadership of its President and General
13 Manager, Tony Carlucci in connection with the Renewal
14 Application of its Category 1 Slot Machine License.

15 As you know, Mohegan Pennsylvania
16 became our state's first casino when it opened its
17 doors to the public on November 14, 2006, after the
18 passage of the original Gaming Act. The opening of
19 Mohegan Pennsylvania was the next major milestone in
20 the history of Pennsylvania gaming. For those of us
21 who were involved in Pennsylvania's gaming industry
22 at that time, which includes many of your staff
23 members who I see here today, the opening of that
24 casino was a memorable and important event.

25 Since opening our Pennsylvania's first

1 casino, the Mohegan Tribal Gaming Authority has
2 overdelivered on its commitment made to this Board
3 and took a dated racetrack and grandstand facility
4 and created Northeastern Pennsylvania's premier
5 entertainment and tourism destination. In
6 collaboration with this Board, Mohegan Pennsylvania
7 has achieved the goals and objectives of the Gaming
8 Act.

9 Here to tell you about Mohegan's
10 Pennsylvania's track record is its President and
11 General Manager, Tony Carlucci. Tony?

12 MR. CARLUCCI: Madam Chair,
13 Commissioners, thanks for taking the time with us
14 today. Good to see all of you again. I have with me
15 today, as Kevin mentioned, President and General
16 Manager, I have with me today, Rich Roberts, who's
17 President of Digital Gaming, Connecticut. I have
18 Dave Parfrey, our Vice President of Marketing. Ron
19 Chrzan, our Director of Compliance. Katie Borkowski,
20 our Vice President of Human Resources and Kevin, our
21 outside Counsel who already introduced himself.

22 I can't do two things. It's only a
23 title that I look, like I know what I'm doing. So,
24 our organization owns outright four properties,
25 Mohegan PA being one of them. We're proud to say our

1 flagship property is in Connecticut. I'm sorry, our
2 flagship property is in Connecticut and we're very
3 proud to announce that we just opened our INSPIRE in
4 South Korea, our first International market. We also
5 manager four other properties, ilani, Niagara - two
6 in Niagara, Canada and Resorts in Atlantic City.

7 As a reminder, I'm sure you already
8 know, but we are owned outright by a minority
9 company, Mohegan Tribe of Connecticut. Our
10 management Board, as well as our CEO are Native
11 American and we are a company that's very committed
12 to diversity. With that said, I'm going to hand it
13 over to Dave Parfrey.

14 MR. PARFREY: David Parfrey, Vice
15 President of Marketing Operations. Good morning,
16 Madam Chair and Commissioners. Thank you for your
17 time today. As a day-one member of the Mohegan team,
18 I personally witnessed the commitment of transforming
19 a property that consisted not only of a racetrack
20 built in 1965, a dated racetrack, as Kevin had
21 mentioned, but transforming that into a fully
22 integrated resort.

23 That didn't happen on day one. It
24 happened over time, and what we see here on this
25 particular slide is in 2006, Mohegan tribe of Indians

1 had their first venture off of sovereign land in
2 Connecticut. And as Tony just mentioned, we went
3 global recently with the opening of INSPIRE.

4 Our transformation pretty much started
5 with three major phases. The opening of
6 Pennsylvania's first casino, our phase two permanent
7 facility, which began in November - August of 2008,
8 and then our Hotel and Convention Center, which was a
9 game changer I will talk about momentarily.

10 In addition to that, we have many
11 additional projects that have taken place over those
12 years. We had over - almost \$10 million invested
13 into just the horseracing portion of our facility
14 alone. We had our heat - our combined heat and power
15 Cogen Plant back in 2016. That was a project with
16 not only Mohegan, but UGI. And as a - as part of our
17 commitment to the community, we worked with the Penn
18 State Hazleton Engineering students and department to
19 help oversee that project and get them more involved.

20 We had, most recently, with the onset
21 of iGaming and Sportsbook, we launched that in 2019.
22 And then in addition, we always want our property to
23 be fully refreshed. We're always looking at new
24 amenities to bring in, if not repurposing and
25 repositioning those current outlets.

1 And lastly, our hotel remodel, \$8.3
2 million in 2022. That was redoing all of our rooms
3 from the 2013 hotel project.

4 Our gaming space, 67,000 square feet,
5 which features approximately - a little over 1,600
6 slot machines, almost 60 table games, as well as our
7 Sportsbook and our live harness and simulcast
8 wagering facility.

9 Our Hotel and Convention Center. So,
10 back in 2013, we built our hotel with 238 rooms, 20
11 seats - suites. It's also home to a locally-operated
12 spa, as well as a Bean and Vine Bar - Bean and Wine
13 (sic) Bar and our Wisecrackers Comedy Club. That
14 20,000 square feet is anchored by our Keystone Grand
15 Ballroom, which was a huge game changer in our
16 market. It did create the ability for us, through
17 hard work and dedication, to be the premier event
18 space in our region, not just for black tie events or
19 widescale galas. Also one of our largest, most
20 prestigious events of last year, which was the
21 Maxwell Football Club Awards, but we're also - with
22 20,000 square feet, we're able to work with local
23 charities to donate that space for them for some of
24 their larger traffic events, fundraising events.

25 Dining at Mohegan Pennsylvania; 11

1 restaurants, everything from grab-and-go, to some of
2 our anchor restaurants such as Ruth (sic) Chris
3 Steakhouse. So, a little bit of everything for
4 everyone.

5 And we can't forget where we came
6 from, and that is Pocono Downs Racetrack. Thirty-
7 five (35) employees, 136 race days. We still are one
8 of the fastest tracks in North America and we did
9 hold the title for the fastest time up until last
10 year. Home to the Breeders Crown, a very prestigious
11 event, multiple times.

12 And then looking at the economic
13 gaming. So, truly from the gaming side of things,
14 \$2.2 billion since inception, most recently with
15 iGaming and Sportsbook coming on, adding another 65
16 million. And then on the racing front, \$359,000,000
17 since inception, driven primarily from the casino
18 revenues. In addition, \$42 million from the
19 racetrack handle revenues and admission taxes and
20 purses paid. So, \$431,000,000 to keep the best
21 owners, drivers and racers coming to our racetracks
22 in Pennsylvania, which also helps out the
23 agricultural industry. And then truly looking local,
24 economic impact from property taxes all the way down
25 through amusement taxes since inception, \$67 million.

1 Thank you.

2 MR. CARLUCCI: Rich Roberts will be
3 speaking now.

4 MR. ROBERTS: Good morning, Madam
5 Chairwoman and Commissioners. My name is Rich
6 Roberts. I'm the President of Mohegan Digital. I'm
7 here to just give a couple of slides on our launch
8 here in Pennsylvania in a couple of months. So, we
9 are planning to launch the Mohegan, PA Casino online
10 on March 18th and it'll be a soft launch. So, we'll
11 be starting with some of our internal customers and
12 working forward to an April 18th full launch, which
13 we will have our whole Momentum Program then.

14 So, the key for Mohegan is engaging
15 our players with our Momentum Card to bring them back
16 to the casino. It's a full omnichannel 360 program
17 to get more traffic back to the casino. During this
18 time, we're also going to be working with the Unibet
19 team and I'll get to that side in a second, but we're
20 going to work with their team and making sure there's
21 a nice transition of players on their app to our app.

22 We are in weekly contact with the
23 Unibet team. The goal is to make sure that the
24 Mohegan app will be available as they are leaving the
25 state. The time period right now is roughly June

1 that the digital app will be going away with Unibet.
2 We will have about two months to transition the
3 players over from their app to our app. We're
4 focusing on our VIP management and customer care so
5 that the players have that soft landing, as I like to
6 call it, in terms of being able to have that Mohegan
7 entity take over for the players.

8 And we are also supporting
9 opportunities for the Unibet employees. So, we do
10 have some job openings. We've hired a couple people
11 already, but we hope to hire more as we have this
12 transition. Thank you.

13 MR. CARLUCCI: Ron Chrzan will come up
14 now. Sorry that we're playing musical chairs here.

15 MR. CHRZAN: Good morning, Madam Chair
16 and Commissioners. It's nice to see you all. Thank
17 you for taking the time today to see us.

18 So the first - my name is Ron Chrzan.
19 I'm the Director of Compliance. So, the first thing
20 I'd like to do is take you through our Responsible
21 Gaming and Responsible Alcohol Management Program.

22 On the Responsible Alcohol Management
23 Program, on that front, we were certified as a
24 property, most recently as June 8th of 2023. We do
25 require that 100 percent of our alcohol service staff

1 is RAMP trained as well. The requirements is 50
2 percent. We train a hundred percent of our staff,
3 and we do pay all of the training costs for our - for
4 our staff there.

5 On the responsible gaming front, also,
6 100 percent of our employees are trained in
7 responsible gaming. We partner with the Council on
8 Compulsive Gambling of Pennsylvania for our training,
9 and that's the training that's used year round at our
10 casino. We have a very detailed Responsible Gaming
11 Policy and Procedures to follow in all situations.

12 And finally, just something we wanted
13 to note is that if somebody is excluded from our -
14 from iGaming, we also exclude them from visiting our
15 brick-and-mortar facility as well.

16 All right. Next, I'd like to talk
17 about the minor prevention and unattended minors;
18 some initiatives we've taken to better control these
19 two areas. So, specifically for minor prevention, we
20 have created a few incentive programs for our
21 security team to follow. It'll be the programs if
22 they - every hundred days where they do not allow a
23 minor onto the floor, they receive a bonus as a
24 department. And also, if they identify fake IDs, we
25 also reward them for that.

1 We've upgraded our ID scanners and use
2 a photo comparison tool, which has really been
3 helpful also in identifying people who are not of
4 age. For high-volume days, we staff additional
5 security officers at our posts to make sure we have
6 eyes everywhere. And we've also decreased the width
7 of our security gates, just making it more focused
8 for people to walk through. So, there's really no
9 chance of somebody walking by a security podium
10 without being directly in front of a security
11 officer.

12 And then next would be for unattended
13 minors. Some of the changes we've made here to draw
14 attention to this and to better catch is we've added
15 signage at the entrance - at each entrance of our
16 facility. Our team members are trained, and they
17 also sign off on an acknowledgment form that they've
18 gone through the training and they understand it. We
19 have scrolling messages on all of our interior TVs.
20 We've upgraded our exterior cameras in the parking
21 lot to be - to capture light to better see inside of
22 vehicles on the entire parking lot during the
23 nighttime hours.

24 And finally, we've added some fixed
25 cameras in security and surveillance that focus on

1 high-traffic areas, such as the food court entrances
2 and exits, just to constantly be vigilant of people
3 that may - of minors that might be there.

4 Next, the commitment to the local
5 community. So, as you could see, since inception,
6 we've donated nearly \$5 million to charitable
7 contributions. In the last 12 months, we've donated
8 142,000. I won't go through the names of necessarily
9 who we donate to, but on the right up there, we
10 listed some of our larger partners. And over the
11 last few years we've donated to hundreds of different
12 charities, trying to help wherever we can.

13 Then in the community, you know, since
14 inception, Mohegan is - we really - we pride
15 ourselves in being a good community partner. We like
16 to partner with organizations and groups in our
17 community to be part of it. We have donated our -
18 I'm sorry, excuse me. Thirty-three (33) percent of
19 our total vendor spend has been with local businesses
20 and contractors since inception. Over five percent
21 of our total vendor spend has been with
22 minority-owned businesses. And as recently as April
23 of 2023, we held a diversity vendor fair in which we
24 had 11 casinos and 17 vendors attend. They were all
25 minority and women-owned businesses, so it was great

1 to hopefully drive some business for them and let the
2 other casinos see what kind of products they have.

3 And from concerts and special events.
4 So we host - every Thursday, we - we host Party on
5 the Patio in the summer and in the early fall. It's
6 a free concert series to the public. We do get
7 thousands of people attending this on a weekly basis.
8 It really has turned into one of the premier events
9 in Northeastern Pennsylvania. People look forward to
10 it. We have some really great acts there.

11 We also do some ticket events. You
12 know, like last year as an example, we had Pat
13 Benatar, Bret Michaels, Kool & the Gang. We
14 regularly hold murder mystery comedy shows.

15 Different events to get people to our
16 property and to see it. And we also held Oktoberfest
17 this year, which was a very large two-day event, just
18 - and that was an outdoor festival that was also free
19 admission at our property, just for people to come
20 and enjoy the festivities. Thank you.

21 MR. CARLUCCI: And the closing out
22 will be Katie Borkowski, our Vice President of Human
23 Resources.

24 MS. BORKOWSKI: Good morning, Madam
25 Chair and Commissioners. My name is Katie Borkowski.

1 I'm the Vice President of Human Resources at Mohegan
2 Pennsylvania. Mohegan Pennsylvania takes pride in
3 our diversity endeavors, and we're confident that our
4 positive work - positive effects of our plan and our
5 employment program can be seen in our work
6 environment. We have established a diversity
7 committee that meets on a quarterly basis. We have a
8 diversity submission to the state that is reported
9 quarterly. And like Ron had mentioned, we strive to
10 implement diversity in our vendor spend.

11 We have a history of providing
12 opportunity and creating a diverse work - diverse and
13 welcoming work environment where we have 18.6 percent
14 of our total workforce fall into the minority
15 category, which is outpacing our current and local
16 demographic at 17.7 percent, but we're not stopping
17 there. We are working closely with the NAACP, the
18 Hispanic Chamber of Commerce out of the Lehigh
19 Valley, and then our local Hazleton Integration
20 Project. 8.6 of those individuals do hold management
21 and professional levels, and then 47.1 percent of our
22 total workforce do consist of females.

23 We have 891 total team members, 598 of
24 those individuals are full time, 374 of our team
25 members have been with us for over ten-plus years.

1 That's something that we're very proud to say, that
2 we create an environment where people want to stay
3 long term. And even a greater number that we're
4 proud to speak of is that we still have 84 day-one
5 team members, some of which are here with me today.
6 99.9 percent of those individuals do reside in
7 Pennsylvania, and 96.7 of those employees are right
8 in our northeast region.

9 Our commitment to our team members can
10 be reflected in the total salaries and wages that we
11 do offer our team members and have since 2006. In
12 addition to the benefits that we offer our team
13 members, which are your medical, dental vision, your
14 401(k) for full time, part time and seasonal team
15 members, tuition reimbursement, free meals every time
16 that someone is working. And an Employee Assistance
17 Program, which is a confidential hotline where people
18 can seek the help that they need, a mental-health
19 app, perfect-attendance bonus, sign-on bonuses are
20 just to name a few.

21 And then one of the things that we're
22 most proud of is that our leadership team at Mohegan
23 Pennsylvania, has served on more than ten local
24 community Boards. And we also work really closely
25 with the local colleges and the universities that we

1 have right in our neighborhood to provide
2 internships, to attend career fairs on a regular
3 basis, provide on-the-job training, interview skills,
4 and conducting on-campus interviews. So, with that,
5 I'm going to turn it back over to Kevin? Tony?

6 MR. CARLUCCI: Madam Chair,
7 Commissioners, that completes our presentation today,
8 and we're available for any questions.

9 CHAIR: Thank you. Enforcement
10 Counsel, do you have any questions?

11 ATTORNEY HURST: Thank you, Madam
12 Chair. Wesley Hurst, H-U-R-S-T, with the OEC. If
13 you could please turn to slide eight regarding the
14 slot machines and table games in the facility.

15 MR. CARLUCCI: Ron will answer this
16 question.

17 ATTORNEY HURST: How far along is
18 Mohegan in the process of reducing the number of slot
19 machines on the Gaming Floor since its Petition for
20 slot machine reduction was granted in September 2023?

21 MR. CHRZAN: So, right now we are -
22 there's three phases total to complete the slot
23 reduction. We have one of those phases complete. In
24 total, we will have been gone from 1,670 machines
25 down to 1,550. So, a 120 machine reduction. The

1 first phase that we completed currently has 41 of
2 those removed. The next two phases are scheduled for
3 February and April, with a complete project
4 completion by mid-May.

5 ATTORNEY HURST: Thank you. And
6 regarding Unibet's departure from the North American
7 market, will Unibet's departure affect Mohegan's
8 ability to offer interactive gaming or sports
9 wagering in the interim?

10 MR. ROBERTS: No. We are working on a
11 separate platform than Unibet - so our development
12 will continue as I had shown earlier today.

13 ATTORNEY HURST: Thank you. And
14 finally, based on the policies and initiatives that
15 Mohegan discussed regarding unattended minors, when
16 were these policies and initiatives implemented and
17 how far along are you in the process?

18 MR. CARLUCCI: All the items have been
19 implemented since the end of calendar year 2021. All
20 departments have received this training. We also go
21 through it in new-hire orientation, and there's a
22 yearly refresher on these policies.

23 ATTORNEY HURST: Thank you. The OEC
24 has no further questions.

25 CHAIR: Commissioners, does anybody

1 have any questions for Mohegan? Let me just ask
2 Sara, since she's on the phone. Sara, do you have
3 any questions for Mohegan?

4 MS. MANZANO-DIAZ: No. No, not at
5 this time. Thank you.

6 CHAIR: Okay.

7 Any other Commissioner? No?

8 Okay.

9 I just wanted to be clear about the
10 software and the program that's being developed to
11 replace Unibet. Is that being developed in-house by
12 Mohegan?

13 MR. ROBERTS: No. We're using a
14 third-party group, Apollo Interactive. So, they are
15 licensed here in the state and they had worked with
16 Unibet in the past. They also work with a couple
17 other groups here in the state.

18 CHAIR: Okay.

19 But they are licensed?

20 MR. ROBERTS: Yes, they are.

21 CHAIR: Okay.

22 Thank you.

23 MR. ROBERTS: You're welcome.

24 CHAIR: Okay. Enforcement Counsel, do
25 you have a presentation for the Board?

1 ATTORNEY HURST: The OEC does not have
2 a formal presentation. However, OEC was prepared to
3 make a statement.

4 CHAIR: Proceed.

5 ATTORNEY HURST: Good morning, Chair
6 Smyler, members of the Board. Again, Wesley Hurst on
7 behalf of the OEC.

8 Prior to today's hearing, the OEC
9 provided Mohegan Pennsylvania, with an update to
10 information provided by the Pennsylvania State Police
11 Bureau of Gaming Enforcement regarding arrest
12 statistics up to and including December 31st, 2023.
13 The OEC also provided Mohegan Pennsylvania, with an
14 update to information provided by the Pennsylvania
15 State Police Bureau of Liquor Control Enforcement,
16 confirming that no actions have been taken by the
17 Bureau since Mohegan Pennsylvania's Public Input
18 Hearing.

19 An update to information provided by
20 the Pennsylvania Department of Revenue confirming
21 that Mohegan Pennsylvania currently owes zero tax
22 balance, and updated information provided by the
23 Pennsylvania State Horse Racing Commission confirming
24 that Mohegan Pennsylvania's Horse Racing License is
25 in good standing.

1 The OEC requests that these Exhibits
2 marked 1A, 2A, 4A and 5A be admitted to the record.
3 The OEC further requests that Exhibit 4A, regarding
4 Mohegan Pennsylvania's Tax Compliance, be marked as
5 Confidential.

6

7 (Whereupon, OEC Exhibit 1A, Document, was marked
8 for identification.)

9 (Whereupon, OEC Exhibit 2A, Document, was marked
10 for identification.)

11 (Whereupon, OEC Exhibit 4A, Tax Compliance
12 Document (Confidential), was marked for
13 identification.)

14 (Whereupon, OEC Exhibit 5A, Document, was marked
15 for identification.)

16

17 ATTORNEY HURST: Additionally, the OEC
18 confirmed that no further enforcement actions have
19 been taken against Mohegan Pennsylvania since the
20 Public Input Hearing held on September 21st, 2023.
21 While the OEC will not provide a formal presentation
22 to the Board, the OEC would like to note for the
23 record that it has submitted the final Background
24 Investigation Reports to the Board, and the Bureau of
25 Licensing has submitted the Renewal Suitability

1 Report to the Board, which encompasses reports from
2 all the necessary offices and bureaus under the
3 Board's jurisdiction.

4 As a result, the OEC is available for
5 any questions the Board may have regarding the
6 information provided.

7 CHAIR: Mohegan, do you have any
8 questions for Enforcement Counsel?

9 ATTORNEY HAYES: No. No, Madam Chair.

10 CHAIR: Commissioners, any questions
11 for Enforcement Counsel?

12 Commissioner Diaz?

13 MS. MANZANO-DIAZ: No, thank you.

14 CHAIR: Okay.

15 Any objection to the introduction of
16 the documents?

17 ATTORNEY HAYES: No, Madam Chair.

18 ---

19 (Whereupon, OEC Exhibit 1A, Document, was
20 admitted.)

21 (Whereupon, OEC Exhibit 2A, Document, was
22 admitted.)

23 (Whereupon, OEC Exhibit 4A, Tax Compliance
24 Document (Confidential), was admitted.)

25 (Whereupon, OEC Exhibit 5A, Document, was

1 admitted.)

2 ---

3 CHAIR: And do you want to introduce
4 your slide?

5 ATTORNEY HAYES: Yes.

6 CHAIR: Okay.

7 ATTORNEY HAYES: Yeah, Madam Chair, can
8 I - I move for the admission of the PowerPoint
9 Presentation, which was presented earlier today, to
10 be entered as part of the official record of this
11 proceeding.

12 ---

13 (Whereupon, Applicant Exhibit 1, PowerPoint
14 Presentation, was marked for identification.)

15 ---

16 CHAIR: Any objection, Enforcement
17 Counsel?

18 ATTORNEY HURST: No objection.

19 ---

20 (Whereupon, Applicant Exhibit 1, PowerPoint
21 Presentation, was admitted.)

22 ---

23 CHAIR: Any other comments that you
24 would like to add, Mohegan?

25 ATTORNEY HAYES: Yes. On behalf of

1 Mohegan Pennsylvania, I would like to thank the
2 members of the Board Staff who worked so diligently
3 in getting us to this point here today. We fully
4 recognize that in order for a Renewal Application to
5 be processed, it takes a tremendous amount of work on
6 behalf of your staff and Investigators, Licensing
7 Analysts, Counsel, the Office of Diversity, and we
8 truly appreciate all their hard work to get us to
9 this point today.

10 CHAIR: OEC, do you have anything you
11 would like to add?

12 ATTORNEY HURST: OEC has nothing
13 further.

14 CHAIR: Okay.

15 Well, thank you. That concludes this
16 proceeding. The matter will be put before the Board
17 for a vote later this morning during the Bureau of
18 Licensing's portion of the agenda. Thank you very
19 much.

20 MR. CARLUCCI: Thank you for your time
21 today.

22 ATTORNEY HAYES: Thank you.

23 * * * * *

24 HEARING CONCLUDED

25 * * * * *

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CERTIFICATE

I hereby certify that the foregoing proceedings, hearing held before Chair Smyler, was reported by me on January 24, 2024 and that I, Derek Richmond, read this transcript, and that I attest that this transcript is a true and accurate record of the proceeding.

Date the 13 day of February, 2024



Derek Richmond,
Court Reporter