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

Commissioners
Frank Dermody
Shawn Dillon
David S. Hickernell
Sara Manzano-Díaz
Nedia Ralston
Frances J. Regan

MEETING MINUTES

HARRISBURG, PENNSYLVANIA 17101

WEDNESDAY, July 24, 2024 – 10:00 a.m. STRAWBERRY SQUARE COMPLEX, 2ND FLOOR, HARRISBURG

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 David S. Hickernell Sara Manzano-Díaz (Phone) Nedia Ralston Frances J. Regan (Phone)

EX-OFFICIO MEMBERS/DESIGNEES IN ATTENDANCE:

Fred Strathmeyer, Designee, Pennsylvania Department of Agriculture Adria Zimmerman, Designee, Department of Revenue Jennifer Langan, Designee, Pennsylvania Treasury

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

Kevin O'Toole, Executive Director – Employee Service Awards and Executive Director's Report

David Rhen, Director of Budget – 2023-2024 Fourth Quarter Budget Report

Heidi Zula, Director of Human Resources - New Hires

Denise Miller-Tshudy, Senior Counsel – Local Law Enforcement Grant

Steve Cook, Chief Counsel – Local Law Enforcement Grant and Petitions

Chad Zimmermann, Deputy Chief Counsel – Withdrawals and Surrenders, Reports and Recommendations, Revocations, Suspensions, and Petitions for Removals from Involuntary Exclusion List

Sean Hannon, Director of Bureau of Licensing – Licenses, Credentials, Permits, Denials, Withdrawals, Certifications and Registrations

Cyrus Pitre, Chief Enforcement Counsel – Licenses, Credentials, Permits, Denials, Withdrawals, Certifications, Registrations, Revocations, Suspension, and Placements on the Involuntary Exclusion List

Sarah Groody, Assistant Enforcement Counsel I – Permit Revocation and Registration Revocation

Michael Roland, Senior Enforcement Counsel – License Suspension, Permit Revocation and Placement on Involuntary Exclusion List

John Crohe, Senior Enforcement Counsel – Placements on the Involuntary Interactive Exclusion List

Thomas Monaghan, Assistant Enforcement III – Placements on Involuntary Interactive Exclusion List and Involuntary Exclusion List

Juan Sanchez, Assistant Enforcement Counsel I – Placements on Involuntary Exclusion List Sarah Kolesar, Assistant Enforcement Counsel II – Placement on Involuntary Exclusion List

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

EMPLOYEE SERVICE AWARDS

The following employees were recognized for their 15 years of service with the PA Gaming Control Board, they are: Wayne Fritzinger, Casino Compliance Supervisor, Hollywood Morgantown Casino, Bureau of Casino Compliance; Mark Dinse, Manger, Gaming Laboratory Engineer; Thomas Wascura, iGaming Compliance Representative, Bureau of Gaming Operations; Jennifer Courtney Martin, Casino Compliance Representative, Meadows Casino, Bureau of Casino Compliance; Lauren Berry, Electronics Engineer, Office of Gaming Laboratory Operations; Joshua Hofrichter, Casino Compliance Supervisor, Meadows Casino, Bureau of Casino Compliance; and Katlyn Tortorice, Investigator, Bureau of Investigations & Enforcement, Western Region.

The following employees were recognized for their 10 years of service with the PA Gaming Control Board: A.J. McConnell, Investigator, Bureau of Investigations & Enforcement, Northeast Region, and Scott Brettell, Casino Compliance Representative, Rivers Casino Pittsburgh, Bureau of Casino Compliance.

ANNOUNCEMENTS

Chair Smyler announced that the Board held an Executive Session on July 23rd to discuss personnel matters, pending litigation and to conduct quasi-judicial deliberations relating to matters coming before the Board on July 24th.

Chair Smyler also announced the Board had rescheduled the Public Input Hearing, related to the license renewal application of Wind Creek Bethlehem. The hearing would instead be held Wednesday, July 31st, beginning at 10:30 am, at the Bethlehem Town Hall, located at 10 East Church Street, Bethlehem, Pennsylvania 18018.

Chair Smyler also recognized and congratulated Kevin O'Toole, Executive Director, on his 15 years of service to the Board.

EXECUTIVE DIRECTOR'S REPORT

Executive Director, Kevin O'Toole, gave his Executive Director's Report and began by speaking about the National Council of Legislators from Gaming States, or NCLGS, which held its 2024 Summer Conference the week prior, July 17-20. He further explained it was held at the Rivers Casino in Pittsburgh and many of the attendees stayed at the Landing Hotel, which is the casino's hotel that is fairly new. Kevin shared the conference brought in over 300 attendees, which included three Gaming Control Board employees who were also on panels during the conference. The employees involved on the panel were Paul Resch, Director of the Bureau of Casino Operations, who spoke regarding the challenges in which regulators have faced in the area of iGaming, Lee Copello, Director of iGaming Operations, spoke about the best practices for developing good regulations for iGaming activity, and Mr. O'Toole himself appeared on the panel and spoke about what aspects of iGaming activity would encourage more legislation approving iGaming since there are only 7 jurisdictions that have legalized iGaming. Kevin explained his emphasis was on how legislation in Pennsylvania effectively allocates tax revenue so that taxes would benefit all the categories of the populations.

Kevin concluded his report by confirming the NCLGS conference was very informative and was hopeful for the conference to return to Pennsylvania soon to sponsor another conference.

OFFICE OF FINANCIAL MANAGEMENT

Director of Financial Management, Dave Rhen, gave his 2023-2024 fiscal year, fourth quarter budget report, which he stated concluded on June 30th, 2024. He explained that although the fiscal year had ended, they will continue to receive invoices which will cause expenditures to accumulate over the next several months. Because of this, he included anticipated expenditures in the figures that he reported.

For the fiscal year, expenditures totaled \$51.99 million against an appropriation of \$52.16 million, which gave PGCB an anticipated ending balance of approximately \$170 thousand. Overall, Rhen explained, expenditures increased by \$4.3 million or 9.1% due to an increase in personnel costs. He further explained 90% of the expenditures or \$46.6 million were for salaries and benefits, with the remaining 10% or \$5.4 million for operating expenses.

Dave Rhen followed up with stating personnel expenses consisted of \$27.1 million for salaries, \$19.3 million for benefits, and \$250 thousand for retirement leave payouts, while benefits as a percentage of salaries were 70%. Personnel costs increased \$4.9 million, or 11.7% from the prior year, which Dave explained was due to the expansion of the complement and salary increases.

He also said expenditures in the operating category were \$5.3 million, which included \$1.8 million for services such as interagency billings provided by Commonwealth agencies, \$1.7 million for rentals and leases, and \$1.1 million for other operating expenses, such as subscriptions for databases used in background investigations. These expenses decreased by \$550 thousand from last year.

Dave Rhen concluded his report by stating the Fiscal Year for 2024-2025's appropriation has been enacted for \$57,222,000.

OFFICE OF HUMAN RESOURCES

PGCB MOTION NO. 2024-236 HR

Motions: 1st–Board Member Hickernell / 2nd–Board Member Dillon The Board hereby approved the following applicants for hire:

• Stephanie Runyon, Auditor, Bureau of Gaming Operations, Harrisburg Office

Board Decision: Passed by unanimous vote

OFFICE OF CHIEF COUNSEL

PGCB MOTION NO. 2024-237 OCC

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

The Board hereby approved the Local Law Enforcement Grant Application as described by the Office of Chief Counsel.

Cumberland County District Attorney's Office

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-238 OCC

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

The Board hereby denied the motion for **Thomas Fiore's** Motion to Protection Confidential Information as described by the Office of Chief Counsel.

Docket Number: 10736-2022

PGCB MOTION NO. 2024-239 OCC

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

The Board hereby granted the motion for **Samuel Rice's** Petition for Removal from the Board's Involuntary

Exclusion List, as described by the Office of Chief Counsel.

Docket Number: 4981-2016

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-240 OCC

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

The Board hereby granted the motion for S.S.'s Petition for removal from the Self-Exclusion List, as

described by the Office of Chief Counsel.

Docket Number: 11747-2024

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-241 OCC

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

The Board hereby granted the motion for L.H.'s Petition for removal from the Self-Exclusion List, as

described by the Office of Chief Counsel.

Docket Number: 12780-2024

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-242 OCC

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

The Board hereby approved, without prejudice, the following WITHDRAWALS AND SURRENDERS as

described by the Office of Chief Counsel:

Daniel Haight - Surrender Principal License; No. 12832-2024

Kristy Jo – Surrender Principal License; No. 12825-2024

Aharon Aran – Surrender Principal License; No. 12827-2024

Stephen Capp – Surrender Principal License; No. 12829-2024

Laurent Teitgen – Surrender Principal License; No. 12830-2024

John E. Taylor, Jr. – Surrender Principal License; No. 12828-2024

Barak Matalon – Surrender Principal License; No. 12826-2024

Frederick Tecce – Surrender Principal License; No. 12818-2024

Georgina Owens - Surrender Principal License; No. 12888-2024

John Koster – Surrender Principal License; No. 12889-2024

John Jacquemin - Surrender Principal License; No. 12895-2024

Daniel Gawel - Surrender Gaming Service Provider Qualifier Status; No. 12900-2024

Paul Edgecliffe-Johnson – Surrender Principal License; No. 12902-2024

Richard Meitzler – Surrender Principal License; No. 12914-2024

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-243 OCC

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

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 **Marcus Anastasiadis'** Application for a Non-Gaming Employee Registration be Denied.

Docket Number: 11480-2024

PGCB MOTION NO. 2024-244 OCC

Motions: 1st-Board Member Dermody / 2nd-Board Member Ralston

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 **Tyshyn Harmon's** Non-Gaming Employee Registration and Gaming Employee Occupation Permit be suspended, but further moved that the suspension be held in abeyance in accordance with the terms which will be outlined in the Board's Order.

Docket Number: 11321-2023

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-245 OCC

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

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 **Jessica Keys'** Petition to Lift the Emergency Suspension of her Gaming Employee Occupation Permit be granted.

Docket Number: 10271-2022

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-246 OCC

Motions: 1st-Board Member Hickernell / 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 **David Polonsky's** Emergency Suspension of the Non-Gaming Employee Registration remain in effect.

Docket Number: 11278-2023

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-247 OCC

Motions: 1st-Board Member Dillon / 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 **Courtnei Hairston's** Petition be denied. The Board further moved that the Office of Enforcement Counsel's request for confidentiality be granted.

Docket Number: 11116-2023

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-248 OCC

Motions: 1st_Board Member Hickernell / 2nd_Board Member Ralston

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 **A.D.'s** Petition be granted.

Docket Number: 11466-2024

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-249 OCC

Motions: 1st-Board Member Hickernell / 2nd-Board Member Ralston

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 **S.A.'s** Petition be granted.

Docket Number: 11484-2024

BUREAU OF LICENSING

PGCB MOTION NO. 2024-250 BOL

Motions: 1st-Board Member Ralston / 2nd-Board Member Hickernell

The Board granted AGS LLC D/B/A AMERICAN GAMING SYSTEMS' Sports Wagering Manufacturer License

as described by the Bureau of Licensing.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-251 BOL

Motions: 1st-Board Member Hickernell / 2nd-Board Member Dillon

The Board granted 4 THE COMPANY LTD D/B/A 4 THE PLAYER, 4THEPLAYER.COM's Interactive Gaming

Manufacturer License as described by the Bureau of Licensing.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-252 BOL

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

The Board granted RELAX GAMING NORTH AMERICA, LLC D/B/A RELAX GAMING's Interactive Gaming

Manufacturer License as described by the Bureau of Licensing.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-253 BOL

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

The Board granted **KENNETH FROOM TOURS, INC.'s** Gaming Junket Enterprise License as described by the

Bureau of Licensing.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-254 BOL

Motions: 1st-Board Member Dermody / 2nd-Board Member Ralston

The Board approved the following **PRINCIPAL**, **KEY EMPLOYEE AND QUALIFIER LICENSES** as described by the Bureau of Licensing:

<u>Chester Downs and Marina, LLC d/b/a Harrah's Philadelphia Casino and Racetrack, Category 1 Slot Machine Licensee, GID #1368</u>

Principals

Renewals

- David Andrew Kieske GID #110711-2
- Ty Terrill Stewart GID #112002-2

Initial

• Timothy Dawson – GID #167012-1

Key Employee

Initial

• Steven Marazita – GID #130778-2

Mount Airy #1, LLC d/b/a Mount Airy Casino Resort, Category 2 Slot Machine Licensee GID #1311

Key Employees

Renewal

• Cody Eugene Rushing - GID #102768-2

Initial

Wendi McGee – GID #163373-1

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

Principal

Initial

• Bryan Goslin – GID #115874-2

PID, LLC d/b/a Presque Isle Downs & Casino, Category 1 Slot Machine Licensee, GID #107697

Principal

Renewal

• Benjamin Charles Murr – GID #107735-2

Washington Trotting Association, LLC d/b/a Hollywood Casino at The Meadows, Category 1 Slot Machine Licensee, GID #1316

Principal

Renewal

• Earl Shanks - GID #108192-3

Wind Creek Bethlehem, LLC, Category 2 Slot Machine Licensee, GID #1353

Principal

Renewal

Joseph Thomas Quinn – GID #108367-2

American Gaming & Electronics, Inc., Slot Machine Supplier Licensee, GID #98873

Principal

Initial

• Christine Smith – GID #163944-1

Betfair Interactive US, LLC, d/b/a FanDuel, Interactive Gaming and Sports Wagering Operator Licensee, GID #111487

Principal

Initial

• John Anthony Bryant - GID #163033-1

Greentube GmbH, Interactive Gaming Manufacturer Licensee, GID #146480

Principals

Initial

• Florian Saiko – GID #165354-1

Hillside (Pennsylvania) LLC d/b/a bet365, Interactive Gaming and Sports Wagering Operator Licensee, GID #156260

Key Employees

Initial

Kamal Malik Kaaba – GID #156309-1

Huddle Gaming, Inc., Certified Gaming Service Provider, GID #159088

GSP Qualifier

Initial

• Bozo Kekez - GID #166325-1

iGaming Cloud, Inc., Interactive Gaming Manufacturer Licensee, GID #117656

Principal

Initial

• Herve Schlosser - GID #161588-1

IGT, Slot Machine, Table Game, Interactive Gaming, Sports Wagering, and Video Gaming Terminal Manufacturer Licensee, GID #1030

Key Employee

Initial

• Joseph Edward Bertolone – GID #84733-3

Koin Mobile, LLC d/b/a Koin Mobile, Certified Gaming Service Provider, GID #152321

GSP Qualifier

Initial

Scott L. Carcillo – GID #165350-1

LexisNexis Risk Solutions, FL Inc., Certified Gaming Service Provider, GID #121433

GSP Qualifier

Initial

Preston Joseph Staudt – GID #163648-1

Metric Gaming Services Limited, Certified Gaming Service Provider, GID #130927

GSP Qualifier

Initial

• Daniel John Banham - GID #162930-1

SportsHub PA, LLC, Fantasy Contest Operator Licensee, GID #110753

Principal

Initial

Randy Frank Eccker – GID #165666-1

Stakelogic USA Limited, Interactive Gaming Manufacturer Licensee, GID #140226

Principal

Initial

Ralf Kerkhof – GID #165144-1

Unibet Interactive, Inc., Interactive Gaming and Sports Wagering Operator Licensee, GID #117021

Principal

Initial

• Heidi Skogster – GID #160218-1

Xpoint Services, LLC, Certified Gaming Service Provider Licensee, GID #137866

GSP Qualifier

Initial

Manu Shachindra Gambhir – GID #115410-3

PGCB MOTION NO. 2024-255 BOL

Motions: 1st-Board Member Ralston / 2nd-Board Member Hickernell

The Board approved the issuance of **TEMPORARY PRINCIPAL** (16) and **KEY** (8) 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. 2024-256 BOL

Motions: 1st_Board Member Hickernell / 2nd_Board Member Dillon

The Board approved the issuance of 943 **GAMING EMPLOYEE OCCUPATION PERMITS** and 257 **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. 2024-257 BOL

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

The Board approved the DENIAL of (1) Gaming, and (2) Non-Gaming Employee Applications 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. 2024-258 BOL

Motions: 1st-Board Member Dermody / 2nd-Board Member Ralston

The Board approved the **WITHDRAWAL** of the 51 Applications. (Note: information pertaining to the names of these individuals can be found in the Board Orders.)

- 1 Key Employee
- 30 Gaming Employee Applications
- 20 Non-Gaming Employee Applications

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-259 BOL

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

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

GID# 164100-1

GAMING SERVICE PROVIDER: Concentrix Global Services, Inc.

FACILITY: N/A

PRODUCT/SERVICE: Provides customer service support operations by providing responses to questions they

receive via voice, email, chat, and/or in-app messaging

GID# 159281-1

GAMING SERVICE PROVIDER: Jumio Services Corporation FACILITY: PENN Entertainment

PRODUCT/SERVICE: Provides document and identity verification solutions and address extraction to enable

businesses to reduce fraud

OFFICE OF ENFORCEMENT COUNSEL

PGCB MOTION NO. 2024-260 OEC

Motions: 1st_Board Member Ralston / 2nd_Board Member Hickernell

The Board hereby approved the revocation of **Rene Fraser's** Gaming Employee Occupation Permit for the conduct described by the Office of Enforcement Counsel.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-261 OEC

Motions: 1st-Board Member Hickernell / 2nd-Board Member Dillon

The Board hereby approved the revocation of **Syberia Ward's** Non-Gaming Employee Registration for the conduct described by the Office of Enforcement Counsel.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-262 OEC

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

The Board hereby approved the suspension of **Dennis Asselta's** Non-Gaming Employee Registration for

the conduct described by the Office of Enforcement Counsel.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2024-263 OEC

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

The Board hereby approved the revocation of Christopher Salvaggio's Gaming Level 2 Employee

Occupation Permit 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:

					UNANIMOUS
MOTION #	RESPONDENT	DOCKET	FIRST	SECOND	BOARD DECISION
2024-264 OEC	TAYQUAN CLAXTON	11504-2024	Hickernell	Ralston	Placed on List
2024-265 OEC	DENMOY CHUSHNIE	11516-2024	Ralston	Hickernell	Placed on List
2024-266 OEC	TYRELL PARKER	11517-2024	Hickernell	Dillon	Placed on List
2024-267 OEC	SHAKEYA WILLIAMS	11515-2024	Dillon	Dermody	Placed on List
2024-268 OEC	SADE KING	11557-2024	Dermody	Ralston	Placed on List
2024-269 OEC	SHAQUILLE UPSHUR	11570-2024	Dermody	Ralston	Placed on List
2024-270 OEC	JEFFREY HILLER	11564-2024	Ralston	Hickernell	Placed on List
2024-271 OEC	TIMOTHY HUTCHINS	11558-2024	Hickernell	Dillon	Placed on List
2024-272 OEC	EDWARD ESPANA-SANTANA	11075-2023	Dillon	Dermody	Placed on List
2024-273 OEC	NATAN RUZHANSKIY	11566-2024	Dermody	Ralston	Placed on List
2024-274 OEC	JONATHAN SISNEROS	11209-2023	Dillon	Ralston	Placed on List

ADJOURNMENT

On a motion by Board Member Dermody, seconded by Board Member Dillon the meeting was adjourned.