

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

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PUBLIC MEETING

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BEFORE: MEMBERS OF THE BOARD:

DENISE J. SMYLER, CHAIR

Frank Dermody

Shawn Dillon

David S. Hickernell

Sara Manzano-Díaz

Nedia Ralston

Frances J. Regan

EX-OFFICIO MEMBERS/DESIGNEES IN ATTENDANCE:

Fred Strathmeyer, Ex-Officio Member,
Department of Agriculture

Adria Zimmerman, Ex-Officio Member,
Department of Revenue

Jennifer Langan, Ex-Officio Member,
Department of Treasury

Reporter: Rachel Wilbur-Adams

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MEETING: Wednesday, December 18, 2024,
10:01 a.m.

LOCATION: Strawberry Square Complex, 2nd Floor
Harrisburg, PA 17101

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

- Kevin F. O'Toole, Executive Director
- Steve Cook, Chief Counsel
- Chad Zimmermann, Deputy Chief Counsel
- Robert Wood, Senior Counsel
- Cyrus Pitre, Chief Enforcement Counsel
- Sean Hannon, Director of Licensing
- Heidi Zula, Human Resources Director

Office of Enforcement Counsel - Also presenting:

- John Crohe, Sarah Groody, Michael Roland, Andrea Roberts, Thomas Monaghan, Kelci Scirroto, Juan Sanchez, Elizabeth Boehm

ALSO PRESENT WERE: Tad Decker, Susan Hensel, Michael Walsh, Eileen McNulty

1 OTHER ATTENDEES FOR MEETING AND/OR PUBLIC HEARINGS:
2 MOUNTAINVIEW THOROUGHBRED RACING ASSOCIATION, LLC
3 d/b/a HOLLYWOOD CASINO AT PENN NATIONAL RACE COURSE
4 - Category 1 License Renewal

5 Adrian King, Esquire, Ballard Spahr, LLP
6 Tony Frabbiele, Vice President and GM
7 Alex Hvizda, Regional Director of Compliance
8 Kimberly Rego, Vice President of Human Resources
9 Andrew Watts, Director of Casino Operations

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OTHER ATTENDEES FOR MEETING AND/OR PUBLIC HEARINGS:
EVOLUTION US, LLC - Consent Agreement:
Jeff Patchen, Head of Compliance
Lloyd D. Levenson, Esquire, Cooper Levenson,
Attorneys at Law

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CHAIR: Good morning, everyone. I'm Denise Smyler, Chair of the Pennsylvania Gaming Control Board. I would like to ask everyone to please silence your cell phones and all electronic devices at this time. Also, while masks are no longer mandatory, please feel free to wear one if you believe it is required or necessary for your own wellbeing.

Well, today is a little bit of an unusual day because as it turns out, December 2024 is the 20th Anniversary of the very first meeting of the Pennsylvania Gaming Control Board. We certainly couldn't let that milestone go by without public recognition. So, with that, I'm going to turn the meeting over to our Executive Director, Kevin O'Toole. Kevin?

MR. O'TOOLE: Thank you, Chair Smyler. Good morning. Good morning, Commissioners. Well, it's nice to have a good crowd here today because I have the pleasure of recognizing today as the 20th Anniversary of the first public meeting held by the Pennsylvania Gaming Control Board that was on December 14th and December 15th. It was a two-day

1 public hearing and it was held at the Pennsylvania
2 State Museum Auditorium.

3 So, just as an aside, 11 years later,
4 or no, I'm sorry, seven years later, 2011, we opened
5 up our public meeting room here in our Office of
6 Hearings and Appeals Complex. So, we've been able to
7 come every single month since then to the same
8 location, and we're awfully glad to be able to do
9 that, but we have the pleasure of having a number of
10 individuals here this morning who were at that public
11 meeting. And that certainly is led by the Chair of
12 the Gaming Control Board, Tad Decker.

13 Tad, as the Chair, did a fabulous job
14 during his tenure. It was a super difficult time
15 because you're trying to open up an agency. I think
16 it was the first time in several decades at that
17 particular point in time. So, we're very much
18 indebted to Tad. And with Tad on the dais that day
19 was Commissioner Mary Collins, and Mary did a great
20 job and subsequent to her being a Commissioner, she
21 also assumed the job of chairperson of the Board
22 before her term expired.

23 And also we had at that public
24 meeting, and I'm going from the transcripts, I'm not
25 just making this up just in case you want to know.

1 We pulled out the transcripts of those public
2 hearings. And present at that public hearing was Ex-
3 Officio Member Greg Fajt, as the Secretary of
4 Revenue. And Greg, as I'm sure most of you, if not
5 all of you know, served the Board for quite a number
6 of years as chairperson of the Board and also as a
7 commissioner.

8 And we also had the - really the
9 benefit of having a great team of employees that Chad
10 and his team - that Tad and his team developed. And
11 we had two employees who served us for quite a long
12 while. And they're present here today as well.
13 Susan Hensel, our Director of Licensing, and I'm not
14 sure where she - oh, there's Susan, and Michael
15 Walsh, our Administrative Director.

16 I'd also like to recognize subsequent
17 to that first grouping, as you know, there's term
18 limits for commissioners, so, there's a turnover
19 every four, five, six years. And we've had some
20 great commissioners over the years. And I'd
21 certainly like to recognize Gary Sojka, and I'd also
22 like to recognize Annmarie Kaiser. I hope she's
23 still in here, but that's okay. And I wanted to take
24 a special moment to recognize the Ex-Officios.

25 In those 20 years that we've been

1 holding public meetings, we have always had a group
2 of ex-officio designees here. And I can attest to
3 everyone here that they really do contribute very
4 significantly to the work of the Board. And we're
5 very blessed to have a great team of ex-officios.
6 The Secretary of Revenue, Secretary of Agriculture,
7 and the Pennsylvania Treasurer. Here today, we have
8 Russell Redding, Secretary of Agriculture. Thank
9 you, Russell.

10 And we're also very pleased to have
11 Eileen McNulty here with us today. Eileen worked for
12 the Pennsylvania Gaming Control Board as our first
13 Director of Finance. And subsequent to her tenure in
14 that position, she also became an Ex-Officio Member
15 as Secretary of Revenue. Thank you for coming today,
16 Eileen.

17 And last but not least, we've always
18 had to have a good team of lawyers here at the Board
19 because they're always challenged by all of the
20 counsel from the casinos and vendors and
21 manufacturers. So, our Office of Chief Counsel and
22 our Office of Enforcement Counsel have grown over the
23 years, but I wanted to recognize Michael Walsh - not
24 Michael Walsh, Kevin Hayes, for being one of those
25 pioneers in the legal environment for the Board.

1 So, that's it for today. And we're
2 also going to have Tad Decker come up and say a few
3 words as the first chair of the Gaming Control Board.
4 Tad?

5 (APPLAUSE)

6 MR. DECKER: It was a unique time for
7 us. We had our organizational meeting, the very
8 first one that Dennis mentioned, which was the same,
9 which was, I guess the 14th, 15th, something along
10 those lines, right? So, we had a nice dinner and
11 looked at our agenda the night before and then we
12 came out. And right before we started, I think,
13 Michael, I'm not sure whether it was at the break or
14 whether as were getting started, a process server
15 came up and served me with a lawsuit challenging -
16 challenging our existence, right, on the theory that
17 the statute was passed in an unconstitutional manner.
18 And some of the plaintiffs were legitimate anti-
19 gaming kind of people and who felt very strongly
20 about it and others were some people in the
21 legislature who just were fooling around.

22 So, at the end of the meeting we - I
23 asked, was there - right before we adjourned and I
24 said right before we adjourn, is there anyone who
25 would like to file a lawsuit against this as we

1 adjourn? The case - the jurisdiction on this case
2 went to the Supreme Court by reason of the statute.
3 That's what this statute says when you challenge it
4 has to go to the Supreme Court, but the case lasted
5 almost a year before a decision came down. I'd say
6 about ten months, and during that time period we
7 didn't feel we could recruit and hire people other
8 than the ones that came over, you know, like, excuse
9 me, Susan and Mike, from the Governor's office or
10 from the legislature, those folks that were involved
11 in actually creating the entity.

12 You mentioned, Greg Fajt. I kind of
13 consider Greg the George Washington of the Gaming
14 Board because he was the one really working in the
15 Rendell Administration along with the other folks to
16 get this thing up and running, right, as the
17 commissioners came on board. I think we all remember
18 meeting with him.

19 There are a couple commissioners that
20 are not here. Ray Angeli, Bill Conaboy and Ken
21 McCabe couldn't make it right, and Chip Marshall had
22 to leave this morning for something back in
23 Philadelphia and a couple of our commissioners have
24 passed away. Sanford Rivers and Jeff Coy, who were
25 instrumental in helping us get things done.

1 One of the things were able to
2 accomplish during that period of nine months when
3 Mary was working on regulations and Sanford was
4 getting ready to help Mike recruit people. And we
5 did get a fair amount done during that process. But
6 the best thing about all of this was when were able
7 to get up and running one year, you know, one year
8 after, approximately one year after, we did recruit
9 and get a number of people, when were ready to go,
10 were able to finish the licensing without
11 compromising our financial and background
12 investigations at all, right, one year before anyone
13 expected us to get that done.

14 And that resulted in what we call a
15 terminal value to the State of about two billion
16 dollars. In other words, doing it today rather than
17 a year from now. And of course, now what's the
18 income now? Six billion or something? Approaching
19 that, okay, so, that's terrific.

20 So, I don't have much else to add. It
21 was - from my own standpoint, it was a great time
22 period to be in the state working up here, I met a
23 ton of really nice people who have become friends for
24 life. So I really felt rewarded by the experience.
25 And the only downside I had in the whole thing was

1 that when I first got started, Adrian King was my
2 liaison with the Governor's Office. You remember
3 that? It wasn't so bad. So, anyway, thank you very
4 much for coming. Wasn't that bad, right? He was
5 replaced by - who replaced you? It was - I'm drawing
6 a blank. Anyway, great. Thank you very much.

7 (APPLAUSE)

8 CHAIR: Well, I have to thank all of
9 the former commissioners and former employees that
10 have joined us and thank you for all the work you've
11 done. It's made our present Commissioner's job a lot
12 easier than what you had to do. So, we really
13 appreciate it. That was wonderful. And
14 unfortunately, we now have to conclude the
15 celebration and return to the normal business of the
16 Board. So, thank you.

17 (APPLAUSE)

18 CHAIR: Okay.

19 With seven Board Members present this
20 morning, I'd like to now call today's meeting to
21 order. In addition to the seven Board Members, we
22 also have our Ex-Officio Members; Fred Strathmeyer
23 representing Russell Redding, Secretary for the
24 Department of Agriculture. Adria Zimmerman,
25 representing Pat Browne, Secretary for the Department

1 of Revenue, and Jennifer Langan, representing Stacey
2 Garrity, State Treasurer. Thank you, Ex-Officios for
3 joining us.

4 As the first order of business, I'd
5 like to ask everyone to please stand and join me in a
6 recitation of the Pledge of Allegiance.

7 (PLEDGE OF ALLEGIANCE RECITED.)

8 CHAIR: By way of announcements, the
9 Board held an Executive Session yesterday, Tuesday,
10 December 17, to discuss personnel matters pending
11 litigation and to conduct quasi-judicial
12 deliberations relating to matters coming before the
13 Board.

14 ---
15 (WHEREUPON, PUBLIC HEARING WAS HELD.)

16 ---
17 CHAIR: I would like to now ask for
18 approval of the Board Meeting Transcript and Minutes
19 from the September 18, 2024 meeting. Can I have such
20 a motion?

21 MS. MANZANO-DÍAZ: Madam Chair,
22 Commissioner Manzano-Díaz moves that the Board
23 approve the Minutes and Transcript of September 18,
24 2024 meeting.

25 MR. HICKERNELL: Commissioner

1 Hickernell seconds.

2 CHAIR: All in favor?

3 (AYES RESPOND.)

4 CHAIR: All opposed?

5 (NO RESPONSE)

6 CHAIR: Motion passes.

7 We will now again hear from our
8 Executive Director, Kevin O'Toole. Kevin?

9 MR. O'TOOLE: Thank you, Chair Smyler.

10 The first order of business under the
11 Executive Director's Report this morning is a request
12 that the Board ratify the purchase of certain
13 business-related insurance policies. Those policies
14 are the Board's directors and officers liability
15 insurance, the employment practices liability
16 insurance and the excess liability insurance
17 policies.

18 The purchase of these policies are
19 authorized by Section 1202 of the Pennsylvania
20 Racehorse Development and Gaming Act and have been in
21 place since 2006. The OCC working with Amanda
22 Peters, the Board's Procurement and Property Manager,
23 and the Department of General Services, Bureau of
24 Risk and Insurance Management, secured the
25 appropriate insurance policies, which went into

1 effect upon the termination of the prior policies on
2 December 5th, 2024. So, at this time, I would
3 request a motion ratifying the Board's entry into
4 these insurance purchase agreements.

5 CHAIR: Any questions or comments?
6 May I have a motion, please?

7 MS. REGAN: Madam Chair, Commissioner
8 Regan moves that the Board ratify the purchase of the
9 insurance policies described by the Executive
10 Director.

11 MS. RALSTON: Commissioner Ralston
12 seconds.

13 CHAIR: All in favor?
14 (AYES RESPOND.)

15 CHAIR: All opposed?
16 (NO RESPONSE)

17 CHAIR: Motion passes.

18 MR. O'TOOLE: So that's my report for
19 today. Thank you.

20 CHAIR: Thank you, Kevin. Now we will
21 hear from our Human Resources Director, Heidi Zula.
22 Heidi?

23 MS. ZULA: Good morning, Madam Chair
24 and members of the Board. The Office of Human
25 Resources has one motion for your consideration today

1 relative to the hiring of four individuals. The
2 following four individuals have completed the
3 background investigation and drug screening and are
4 ready for presentation to the Board.

5 David DeNotaris and Mark Smith have
6 been selected for the position of Assistant
7 Enforcement Counsel 1 in the OEC, and are recommended
8 for hire by Cyrus Pitre, Chief Enforcement Counsel.

9 John Faulkner has been selected as a
10 Business Analyst in the Office of Information
11 Technology and is recommended for hire by Thomas
12 Diecido, Director of Information Technology. Alex
13 VanKirk has been selected as an Investigator for the
14 Western Region in the Bureau of Investigations and
15 Enforcement and is recommended for hire by Paul
16 Mauro, Director of Investigations and Enforcement.

17 Unless you have any questions, I ask
18 that the Board consider a motion to approve the
19 hiring actions as indicated.

20 CHAIR: Any questions or comments?

21 May I have a motion, please?

22 MR. HICKERNELL: Madam Chair,
23 Commissioner Hickernell moves that the Board approve
24 the applicants for hire as proposed by the Human
25 Resources Director.

1 MR. DILLON: Commissioner Dillon
2 seconds.

3 CHAIR: All in favor?
4 (AYES RESPOND.)

5 CHAIR: All opposed?
6 (NO RESPONSE)

7 CHAIR: Motion passes.

8 MS. ZULA: Thank you.

9 CHAIR: Thank you, Heidi. Next is our
10 OCC.

11 ATTORNEY COOK: Good morning. Our
12 first agenda item relates to an update on the
13 proposed regulation that was originally approved by
14 the Board at the August 21st, 2024 Board Meeting, and
15 Senior Chief Counsel Robert Wood will present that
16 update.

17 ATTORNEY WOOD: Thank you, Steve.
18 Madam Chair, members of the Board, as Steve has said,
19 I'm here to provide updates regarding Proposed
20 Rulemaking Number 125-250, which proposed
21 modifications to the self-exclusion regulations with
22 the purpose of creating a uniform removal process for
23 the one and five-year self-exclusion terms.

24 This rulemaking was published in the
25 PA Bulletin and public comment period ran through

1 November 25th. In total, we received 39 public
2 comments expressing concerns over the proposed
3 regulation or regulatory edit. The commenters
4 opposed the automatic removal that was being proposed
5 for the elected one and five-year periods.

6 Overwhelmingly, the themes of the
7 comments were concerns regarding the protections of
8 individuals and the potential for relapses to those
9 with problematic gaming disorders. In terms of
10 numbers, approximately 85 percent of the comments
11 that were received had been self-identified by the
12 commenter as being associated to advocacy groups or a
13 counseling service background.

14 Additionally, we received comments
15 from legislative oversights and committees, having
16 received the comments or copies of the public
17 comments, the oversight committees have encouraged
18 PGCB to engage in further review, study and
19 contemplation of the best pathway forward to create a
20 uniform system of removal.

21 With that, I'm happy to take any
22 questions you may have this morning regarding this
23 proposed rulemaking and where it stands.

24 CHAIR: Any questions or comments from
25 the Board?

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

3 MS. MANZANO-DÍAZ: Madam Chair,
4 Commissioner Manzano-Díaz moves that given the public
5 comments received and with the interest to further
6 explore other available options, the Board shall
7 withdraw from further consideration, Proposed
8 Regulation Number 125-250 regarding self-exclusion.

9 MR. HICKERNELL: Commissioner
10 Hickernell seconds.

11 CHAIR: All in favor?
12 (AYES RESPOND.)

13 CHAIR: All opposed?
14 (NO RESPONSE)

15 CHAIR: Motion passes.

16 ATTORNEY COOK: Next before the Board
17 today are seven petitions. Each of these petitions
18 will be decided on the documentary record by
19 agreement of the parties or because the OEC has no
20 objection to the requested relief. In each of these
21 matters, the Board has, in advance of today's
22 meeting, received the complete documentary record.

23 The first petition before the Board
24 today is Sugarhouse HSP Gaming, L.P.'s request for
25 approval of a restructuring and consolidation of

1 entities within the company's upstream corporate
2 structure. Sugar House HSP Gaming, L.P. is a
3 Category 2 licensed facility and does business as
4 Rivers Casino Philadelphia.

5 Sugarhouse shares common ownership
6 with casinos located in Schenectady, New York and
7 Portsmouth, Virginia, all of which operate under the
8 Rivers Casino brand. All three casinos are primarily
9 owned and controlled by trusts associated with Neil
10 Bluhm, Mr. Bluhm's children, Greg Carlin and Timothy
11 Drekhoff. However, the ownership chain between these
12 individuals and the three properties are not
13 identical.

14 The petition before the Board today
15 seeks Board approval to consolidate all three
16 companies to make owner the ownership structure less
17 complicated in light of efforts to refinance
18 outstanding debt related to all three properties.
19 The OEC does not object to Sugarhouse's Petition
20 subject to conditions outlined in its Answer.

21 Additionally, there are motions
22 seeking confidentiality filed by both parties and
23 asking for certain portions of the pleadings filed in
24 this matter to be withheld from public view. The OCC
25 would support those positions and this matter is now

1 ready for the Board's consideration.

2 CHAIR: Any questions or comments?

3 May I have a motion, please?

4 MR. DERMODY: Madam Chair,

5 Commissioner Dermody moves that the Board grant
6 Sugarhouse HSP Gaming, L.P.'s Petition for Approval
7 of Consolidation and Financing Transactions as
8 described by the OCC, subject to the conditions that
9 will be outlined in the Board's Order.

10 I further move that the parties
11 request for confidentiality be granted.

12 MS. REGAN: Commissioner Regan
13 seconds.

14 CHAIR: All in favor?

15 (AYES RESPOND.)

16 CHAIR: All opposed?

17 (NO RESPONSE)

18 CHAIR: Motion passes.

19 ATTORNEY COOK: Next before the Board
20 is a petition from Greenwood Gaming and Entertainment
21 Incorporated, a Category 1 Slot Machine Licensee,
22 doing business, as the Parx Casino. Greenwood is
23 requesting that the Board approve a corporate
24 restructuring involving its ultimate parent company,
25 Greenwood Racing, Inc., and certain licensed

1 affiliates of Greenwood Gaming Entertainment, Inc.
2 that are not in the direct ownership chain with the
3 casino.

4 The proposed restructuring involves
5 various entities owned by Greenwood Racing, Inc.
6 That provide payroll services for the company.
7 Greenwood avers that the restructuring will
8 streamline operations and eliminate non-functioning
9 entities. Greenwood is launching a new payroll
10 system and plans to transfer employees from the
11 existing payroll entities to new payroll entities,
12 which will be merged with other entities within the
13 company structure - corporate structure.

14 Greenwood is also asking that the
15 Board allow them to withdraw an affiliate license
16 application and surrender principal affiliate
17 licenses via email to the Bureau of Licensing
18 following the restructuring. Moreover, they are
19 seeking approval of the intercompany shared services
20 agreement for the payroll services be approved by
21 emailing Board staff, rather than the petition
22 process.

23 For both of those requests, the OCC
24 does not support those outcomes. Finally, both
25 Greenwood and OEC have requested that some of the

1 sensitive information pertaining to this matter be
2 kept confidential. The OEC has no objection to the
3 bulk of Greenwood's request for restructuring,
4 subject to conditions outlined in the Answer. And
5 neither party objects to the others' request for
6 confidentiality. And now this matter is ready for
7 the Board's consideration.

8 CHAIR: Any questions or comments?
9 May I have a motion, please?

10 MS. REGAN: Madam Chair, Commissioner
11 Regan moves that the Board grant, in part, Greenwood
12 Gaming and Entertainment, Inc's. Petition for
13 Approval of Corporate Restructuring as described by
14 the OCC, subject to the conditions that will be
15 outlined in the Board's Order. I further move that
16 Greenwood Gaming's request for confidentiality be
17 granted in part and that the OEC's request for
18 confidentiality be denied.

19 MS. RALSTON: Commissioner Ralston
20 seconds.

21 CHAIR: All in favor?
22 (AYES RESPOND.)

23 CHAIR: All opposed?
24 (NO RESPONSE)

25 CHAIR: Motion's adopted.

1 ATTORNEY COOK: The next petition
2 before the Board is a joint request from Bally's
3 Pennsylvania, LLC and Bally's Corporation requesting
4 approval of another internal reorganization.

5 Bally's PA is a licensed as a
6 qualified gaming entity and holds two Interactive
7 Gaming Certificates to offer non-peer-to-peer table
8 games and online slot machines. They are also
9 licensed as an Interactive Gaming Operator and a
10 Sports Wagering Operator. Bally's PA is a wholly-
11 owned subsidiary of Bally's Interactive, LLC and is
12 indirectly wholly-owned by the Bally's Corporation.

13 Bally's PA and Bally's Corporation are
14 seeking approval of a corporate restructuring
15 surrounding Bally Corp's purchase of the Queen Casino
16 and Entertainment, Inc. The owner and operator of
17 four casino properties in Southern and Midwestern
18 United States.

19 The purchase will result in Queen
20 becoming a wholly-owned subsidiary of Bally's Corp.,
21 but not in the ownership chain of Bally's PA or
22 Bally's Interactive. The entities will simply share
23 the same corporate parent, Bally's Corp., and Bally's
24 Corp. will however be now approximately 37 percent
25 owned by SG CQ Gaming, LLC, Queen Casino's present

1 owner.

2 The OEC has no objection to the change
3 of control of Bally's Corp., subject to conditions
4 outlined in their Answer. And as with the other
5 matters we've heard earlier today, this matter too is
6 an uncontested request that certain information be
7 maintained as confidential and this matter is now
8 ready for the Board's consideration.

9 CHAIR: Any questions or comments?

10 May I have a motion, please?

11 MS. RALSTON: Commissioner Ralston
12 moves that the Board grant Bally's Pennsylvania,
13 LLC's and Bally Corporation Petition for Approval of
14 Corporate Restructuring as described by the OCC,
15 subject to the conditions that will be outlined in
16 the Board's Order. I further move that the OEC's
17 Request for Confidentiality be granted.

18 MS. MANZANO-DÍAZ: Commissioner
19 Manzano-Díaz, second.

20 CHAIR: All in favor?

21 (AYES RESPOND.)

22 CHAIR: All opposed?

23 (NO RESPONSE)

24 CHAIR: Motion passes.

25 ATTORNEY COOK: Rsports Interactive,

1 Inc.'s. and SportsHub PA, LLC's Joint Petition is the
2 next matter before the Board. SportsHub PA, LLC is a
3 licensed fantasy contest operator. SportsHub is a
4 subsidiary of SharpLink Gaming, Inc., a publicly-
5 traded company. Rsports Interactive, Inc. is a
6 privately-held company.

7 SharpLink and Rsports Interactive
8 entered into an agreement in which the parties agreed
9 to Rsports Interactive's acquisition of certain of
10 SharpLink's subsidiaries, which ultimately included
11 two companies associated with SportsHub's
12 Pennsylvania operations, SportsHub PA, LLC and
13 SportsHub Reserve, LLC.

14 Following approval by the Board, the
15 agreement will result in SportsHub PA, LLC and
16 SportsHub Reserve, LLC becoming subsidiaries of
17 Rsports Interactive and therefore be privately held.

18 OEC has no objection to the requested
19 relief, subject to conditions outlined in their
20 Answer, including the assessment of a change of
21 control fee as required by the fantasy sports
22 provisions of Title 4. The joint petitioners and OEC
23 have, again, requested that some of the sensitive
24 information in the record be maintained as
25 confidential. The OCC would support that request,

1 and this matter is now ready for the Board's
2 consideration.

3 CHAIR: Any questions or comments?
4 May I have a motion, please?

5 MS. MANZANO-DÍAZ: Commissioner
6 Manzano-Díaz moves that the Board grant Rsports
7 Interactive, Inc., and SportsHub PA, LLC's joint
8 Petitions for Approval of a Change of Control as
9 described by the OCC, subject to the conditions that
10 will be outlined by the Board's Order. I also move
11 that the party's Request for Confidentiality be
12 granted.

13 MR. HICKERNELL: Commissioner
14 Hickernell seconds.

15 CHAIR: All in favor?
16 (AYES RESPOND.)

17 CHAIR: All opposed?
18 (NO RESPONSE)

19 CHAIR: Motion passes.

20 ATTORNEY COOK: Next, before the Board
21 is Evolution US, LLC's and NetEnt America, LLC's
22 Joint Petition Seeking Approval of Proposed Internal
23 Reorganization and Merger. Evolution US, LLC and
24 NetEnt Americas, LLC are licensed by the Board as
25 Interactive Gaming Manufacturers. Evolution Malta is

1 the holding company and licensed affiliate of both
2 Evolution and NetEnt.

3 The proposed transfer, through a
4 series of stock sales, contributions and internal
5 mergers between the companies will result in
6 Evolution US, LLC being the surviving entity and all
7 current business conducted under NetEnt and NetEnt
8 Holding will now be operated by Evolution US, LLC.

9 The OEC has no objection to the
10 proposed reorganization, subject to conditions
11 outlined in its Answer, and this matter is now ready
12 for the Board's consideration.

13 CHAIR: Any questions or comments?
14 May I have a motion, please?

15 MR. HICKERNELL: Madam Chair,
16 Commissioner Hickernell moves that the Board grant in
17 part, Evolution US, LLC's and NetEnt Americas, LLC's
18 Petition for Approval of the Proposed Internal
19 Reorganization, surrender of licenses and any other
20 required relief as described by the OCC, subject to
21 conditions that will be outlined in the Board's
22 Order.

23 MR. DILLON: Commissioner Dillon
24 seconds.

25 CHAIR: All in favor?

1 (AYES RESPOND.)

2 CHAIR: All opposed?

3 (NO RESPONSE)

4 CHAIR: Motion's adopted.

5 ATTORNEY COOKE: Next before the Board
6 is another petition Seeking Approval of an Internal
7 Reorganization. By way of background, Zitro USA,
8 Inc. manufactures and distributes gaming equipment
9 which includes land-based slot machines. Zitro
10 applied for and the Board granted interim
11 authorization of their Slot Machine Manufacturer
12 License.

13 Zitro USA is owned by Zitro Technology
14 Technologies, SLU. The proposed reorganization will
15 entail 100 percent of the securities of Zitro
16 Technologies being contributed and transferred to a
17 sister company, Jessan Participations, S.a.r.l.,
18 Jessan is a Luxembourg-based Limited Liability
19 Company. Both Zitro Technologies and Jessan are 100
20 percent owned by Johnny Ortiz de Viveros.

21 At the conclusion of the transaction,
22 Zitro Tech will remain the 100 percent direct owner
23 of Zitro USA, with Jessan becoming a 100 percent
24 indirect owner of Zitro USA. Mr. Ortiz de Viveros's
25 ownership of the companies will remain the same.

1 The OEC has no objection to the
2 party's request, subject to conditions outlined in
3 their Answer. And this matter is now ready for the
4 Board's consideration.

5 CHAIR: Any questions or comments?
6 May I have a motion, please?

7 MR. DILLON: Madam Chair, Commissioner
8 Dillon moves that the Board grant Zitro USA, Inc.'s
9 Petition for Approval of the Proposed Internal
10 Reorganization as described by the OCC. Subject to
11 the conditions that will be outlined in the Board's
12 Order.

13 MR. DERMODY: Commissioner Dermody
14 seconds.

15 CHAIR: All in favor?
16 (AYES RESPOND.)

17 CHAIR: All opposed?
18 (NO RESPONSE)

19 CHAIR: Motion's adopted.

20 ATTORNEY COOK: The final petition,
21 and by far the least complicated petition before the
22 Board today is a request for removal from the
23 Involuntary Exclusion List. On June 3rd, 2016,
24 Michael Gross, who was 18 years old at the time,
25 presented a fake identification at Sugarhouse Casino

1 and gained entry at the casino where he engaged in
2 table games play for approximately 30 minutes before
3 it was discovered that he was underage. Thereafter,
4 the OEC filed a petition to place Mr. Gross on the
5 Board's Involuntary Exclusion List. And
6 subsequently, on April 26, 2017, the Board issued an
7 Order placing him on the List until at least his 22nd
8 birthday, at which point in time he could petition
9 for removal from the List.

10 It has now been over seven years since
11 Mr. Gross was placed on the List, and pursuant to the
12 Board's Order placing him on the List, he has
13 petitioned for removal from the List. OEC has no
14 objection, nor does the OCC and this matter is now
15 ready for the Board's consideration.

16 CHAIR: Any questions or comments?

17 May I have a motion, please?

18 MR. DERMODY: Madam Chair,

19 Commissioner Dermody moves that the Board grant
20 Michael Gross's Petition for Removal from the
21 Involuntary Exclusion List, as described by the OCC.

22 MS. REGAN: Commissioner Regan
23 seconds.

24 CHAIR: All in favor?

25 (AYES RESPOND.)

1 CHAIR: All opposed?

2 (NO RESPONSE)

3 CHAIR: Motion passes.

4 ATTORNEY COOK: Next presenting
5 Withdrawals and Reports and Recommendations and all
6 things not corporate reorganization, is Deputy Chief
7 Counsel Chad Zimmermann.

8 ATTORNEY ZIMMERMANN: Good morning,
9 Commissioners. The next matter before the Board
10 today pertains to several unopposed petitions to
11 withdraw the applications or surrender the
12 credentials of the following individuals and
13 entities; William Keena, Nicholas Rudman, Brett East,
14 David Gamboa-Wilson, Anna Papaioannou, Chinnapong
15 Chewjalearn, Ty Stewart, SIG Sports Investment Corp.,
16 SIG Sports Analytics Holdings, Inc., Insight Holdings
17 Group, LLC, Insight Venture Management, PointsBet
18 USA, Inc., PointsBet USA Holding, Inc., PointsBet
19 Holdings Limited, Matthew Holt and Daniel Taylor.

20 The OEC has no objections to any of
21 the withdrawals or surrenders. As a result, if the
22 Board chooses to grant the request, in every case, it
23 would be doing so, without prejudice to the requester
24 and these matters are all now ripe for the Board's
25 consideration.

1 CHAIR: Any questions or comments?
2 May I have a motion, please?

3 MS. REGAN: Madam Chair, Commissioner
4 Regan moves that the Board issue Orders to approve
5 the withdrawals and surrenders as described by the
6 OCC.

7 MS. RALSTON: Commissioner Ralston
8 seconds.

9 CHAIR: All in favor?
10 (AYES RESPOND.)

11 CHAIR: All opposed?
12 (NO RESPONSE)

13 CHAIR: Motion passes.

14 ATTORNEY ZIMMERMANN: Next before the
15 Board for consideration are eight Reports and
16 Recommendations coming from the Office of Hearings
17 and Appeals. These Reports and Recommendations,
18 along with the evidentiary record for each hearing,
19 have been provided to the Board in advance of today's
20 meeting.

21 Additionally, the persons involved
22 have each been notified that the Board is considering
23 their matter today and that each would have the
24 ability to come forward and briefly address the
25 Board. If any of the persons who are the subject of

1 one of these Reports and Recommendations would like
2 to address the Board, I would ask them to come
3 forward when their matter is called.

4 Theresa Ratliff is the first Report
5 and Recommendation before the Board today. On March
6 15, 2023, Ms. Ratliff submitted an Application for a
7 Non-Gaming Employee Registration seeking to work as a
8 bartender at Parx Casino. On April 26, 2024, the OEC
9 sent Ms. Ratliff a notice recommending denial of her
10 application based on her criminal record and debts
11 that she owed to the court. Between July 2018 and
12 April 2024, Ms. Ratliff was charged with assault,
13 related felonies and several misdemeanors resulting
14 in guilty pleas and convictions.

15 A hearing in this matter was held on
16 August 6, 2024. OEC appeared for the hearing.
17 However, despite receiving prior notice, Ms. Ratliff
18 failed to appear. Consequently, after an oral motion
19 by OEC, a Report and Recommendation was issued
20 recommending that Ms. Ratliff's application for a
21 registration be denied, and this matter is now ready
22 for the Board's consideration.

23 CHAIR: Any questions or comments?

24 Can I have a motion, please?

25 MS. RALSTON: Commissioner Ralston

1 moves that the Board adopt the Report and
2 Recommendation issued by the OHA, as described by the
3 OCC and that Theresa Ratliff's Non-Gaming Employee
4 Registration Application be denied.

5 MS. MANZANO-DÍAZ: Commissioner
6 Manzano-Díaz, second.

7 CHAIR: All in favor?
8 (AYES RESPOND.)

9 CHAIR: All opposed?
10 (NO RESPONSE)

11 CHAIR: Motion passes.

12 ATTORNEY ZIMMERMANN: Next before the
13 Board is Joseph Romano's Report and Recommendation.

14 On March 15, 2024, the OEC filed a
15 Petition to place Mr. Romano on the Board's
16 Involuntary Exclusion List. A hearing in this matter
17 was held August 27, 2024. OEC appeared at the
18 hearing presenting testimony and documentary
19 evidence. Mr. Romano also appeared and testified on
20 his own behalf.

21 Evidence and testimony presented at
22 the hearing showed that on August 5th, 2022, Mr.
23 Romano left his six-year old son alone in a vehicle
24 in the parking lot at Live! Casino and Hotel in
25 Philadelphia while he went to cash in a sports

1 waging voucher. Mr. Romano was gone from the child
2 for approximately seven minutes. Mr. Romano during
3 the hearing expressed remorse, stating that he had no
4 one to watch his son; he was unemployed at the time
5 and was running in to cash the vouchers so he could
6 take his son to the movies.

7 Following the hearing, a Report and
8 Recommendation was issued recommending that Mr.
9 Romano be placed on the Involuntary Exclusion List
10 and this matter is now ripe for the Board's
11 consideration.

12 CHAIR: Any questions or comments?
13 May I have a motion, please?

14 MS. MANZANO-DÍAZ: Madam Chair,
15 Commissioner Manzano-Díaz moves that the Board adopt
16 the Report and Recommendation issued by the OHA as
17 described by the OCC and that Joseph Romano be placed
18 on the Board's Involuntary Exclusion List.

19 MR. HICKERNELL: Commissioner
20 Hickernell seconds.

21 CHAIR: All in favor?
22 (AYES RESPOND.)

23 CHAIR: All opposed?
24 (NO RESPONSE)

25 CHAIR: Motion passes.

1 ATTORNEY ZIMMERMANN: Next before the
2 Board is a Report and Recommendation pertaining to
3 Dennis Bonilla. The underlying facts in this matter
4 are that in July 2021, Mr. Bonilla stole a cell phone
5 belonging to another patron that had been left at a
6 blackjack table at Rivers Casino Pittsburgh. In
7 January 2022, the OEC filed a petition requesting
8 that Mr. Bonilla be placed on the Board's Exclusion
9 List for his actions. And consequently, on May 18,
10 2022, the Board issued an order placing Mr. Bonilla
11 on the List.

12 On May 7, 2024, Mr. Bonilla filed his
13 petition requesting removal from the List. The OEC
14 filed an Answer objecting to this request. A hearing
15 was held in August of 2024. Mr. Bonilla failed to
16 appear for this hearing. OEC appeared and moved to
17 dismiss the petition based on Mr. Bonilla's absence,
18 and a Report and Recommendation was issued
19 recommending that the petition be dismissed and this
20 matter is now ready for the Board's consideration.

21 CHAIR: Any questions or comments?

22 May I have a motion, please?

23 MR. HICKERNELL: Madam Chair,
24 Commissioner Hickernell moves that the Board adopt
25 the Report and Recommendation issued by the OHA, as

1 described by the OCC and that Dennis Bonilla's
2 Petition for Removal from the Involuntary Exclusion
3 List be denied.

4 MR. DILLON: Commissioner Dillon
5 seconds.

6 CHAIR: All in favor?
7 (AYES RESPOND.)

8 CHAIR: All opposed?
9 (NO RESPONSE)

10 CHAIR: Motion's adopted.

11 ATTORNEY ZIMMERMANN: Next before the
12 Board is a Report and Recommendation pertaining to
13 Leng Bun's request for removal from the Board's
14 Involuntary Exclusion List. On April 29, 2020, the
15 Board issued an Order placing Mr. Bun on the
16 Involuntary Exclusion List by Default Judgment,
17 finding that Mr. Bunn had lit fire to the Rivers
18 Philadelphia Casino parking garage. He was found
19 guilty of a felony charge of arson and sentenced to
20 house arrest for a period of 11 and-a-half to 23
21 months, plus probation.

22 In May 2024, Mr. Bun filed his request
23 for removal from the List. A hearing in this matter
24 was held in August of 2024. OEC appeared at the
25 hearing presenting documentary evidence. Mr. Bun

1 also appeared and testified on his own behalf. Mr.
2 Bun stated that he had recently become aware that his
3 placement on the Board's List could be found using a
4 Google search that has caused him embarrassment and
5 hurt his business.

6 He further testified he has not
7 violated the terms of his probation or parole, that
8 he's a good person and the incident at Rivers doesn't
9 reflect the person who he is today. After hearing
10 all the evidence presented, a Report and
11 Recommendation was issued recommending that Mr. Bun's
12 request for removal from the List be denied, and this
13 matter is now ripe for the Board's consideration.

14 CHAIR: Any questions or comments?

15 May I have a motion, please?

16 MR. DILLON: Madam Chair, Commissioner
17 Dillon moves that the Board adopt the Report and
18 Recommendation issued by the OHA, as described by the
19 OCC, and that Leng Bun's Petition for Removal from
20 the Involuntary Exclusion List be denied.

21 MR. DERMODY: Commissioner Dermody
22 seconds.

23 CHAIR: All in favor?

24 (AYES RESPOND.)

25 CHAIR: All opposed?

1 (NO RESPONSE)

2 CHAIR: Motion passes.

3 ATTORNEY ZIMMERMANN: The next Report
4 and Recommendation stems from another request for
5 removal from the Involuntary Exclusion List. By way
6 of background, in November 2022, the OEC filed a
7 petition to place Demetrius Johnson on the Board's
8 Involuntary Exclusion List after learning that on
9 four separate occasions between April 5th, 2022 and
10 June 1st, 2022, Mr. Johnson had passed, posted and
11 capped wagers while gaming at Presque Isle Downs
12 Casino.

13 A hearing in this matter was held in
14 April of 2023. Counsel for OEC appeared, however,
15 Mr. Johnson failed to appear and the hearing was held
16 in his absence. Consequently, the Board issued an
17 Order placing him on the Involuntary Exclusion List.
18 In April 2024, Mr. Johnson filed his request for
19 removal from the List. OEC filed an Answer objecting
20 the request as it had not been five years since Mr.
21 Johnson's placement on the List.

22 A hearing was held in July of 2024.
23 OEC appeared and presented testimony and documentary
24 evidence. Mr. Johnson did appear for this hearing
25 and testified on his own behalf. He testified that

1 while playing craps at Presque Isle, he had added \$10
2 to the Pass Line wager stating that it was permitted
3 in Ohio where he lives and games. He was informed by
4 the deal that it was not allowed. However, he later
5 attempted the same action and was once again informed
6 that it was not permitted.

7 He further stated he understands the
8 rules in Pennsylvania, that he's a businessman and
9 not a cheat, and that he was one of Presque Isle's
10 highest spenders and had never been informed that he
11 couldn't add a bet to the Pass Line until that day.
12 He also testified at the time of the incident, his
13 father was battling cancer and he was going through a
14 divorce.

15 After hearing all the evidence
16 presented, a Report and Recommendation was issued
17 recommending that Demetrius Johnson's petition be
18 denied and this matter is now ready for the Board's
19 consideration.

20 CHAIR: Any questions or comments?

21 May I have a motion, please?

22 MR. DERMODY: Madam Chair,

23 Commissioner Dermody moves that the Board adopt the
24 Report and Recommendation issued by the OHA, as
25 described by the OCC and that Demetrius Johnson's

1 Petition for Removal from the Involuntary Exclusion
2 List be denied.

3 MS. REGAN: Commissioner Regan
4 seconds.

5 CHAIR: All in favor?
6 (AYES RESPOND.)

7 CHAIR: All opposed?
8 (NO RESPONSE)

9 CHAIR: Motion's adopted.

10 ATTORNEY ZIMMERMANN: The next Report
11 and Recommendation before the Board stems from a
12 request for early removal from the Voluntary Self-
13 Exclusion List by an individual with the initials
14 D.S. By way of background, D.S. placed herself on
15 the casino Self-Exclusion List on August 14, 2023,
16 selecting the five-year exclusion period. The OEC
17 filed an Answer objecting to D.S.'s request to come
18 off the List, and thereafter, the Director of the OHA
19 issued a Decision and Order denying the request.

20 D.S. appealed the decision and a
21 hearing was held on August 29, 2024. D.S. failed to
22 appear for the scheduled hearing. OEC appeared at
23 the hearing and made an oral motion to deny D.S.'s
24 petition, following the hearing, a Report and
25 Recommendation was issued recommending that D.S.'s

1 request for removal from the Voluntary Self-Exclusion
2 List be denied and this matter is now ready for the
3 Board's consideration.

4 CHAIR: Any questions or comments?
5 Hearing None, may I have a motion,
6 please?

7 MS. REGAN: Commissioner Reagan moves
8 that the Board adopt the Report and Recommendation
9 issued by the OHA as described by the OCC and that
10 D.S. remain on the casino Self-Exclusion List.

11 MS. RALSTON: Commissioner Ralston
12 seconds.

13 CHAIR: All in favor?
14 (AYES RESPOND.)

15 CHAIR: All opposed?
16 (NO RESPONSE)

17 CHAIR: Motion passes.

18 ATTORNEY ZIMMERMANN: Next, before the
19 Board is a Report and Recommendation stemming from a
20 request to recover funds confiscated while on the
21 Self-Exclusion List. On February 28th, 2017, B.W.
22 placed himself on the Board's Voluntary Casino Self-
23 Exclusion List for a period of one year, signing the
24 acknowledgments, which included acknowledging he was
25 prohibited from collecting winnings, money or things

1 of value from gaming activity while on the List, as
2 well as an acknowledgment he would need to request
3 removal from the List after the one-year period
4 expired.

5 On March 31st, 2024, B.W. entered and
6 gamed at Live! Casino and Hotel in Philadelphia while
7 still on the Self-Exclusion List. Upon attempting to
8 exchange chips or cash, it was discovered that he was
9 on the List and \$6,205 in gaming chips were
10 confiscated from him. On April 1, 2024, B.W. filed a
11 petition requesting to recover the value of the
12 gaming chips confiscated from him. Thereafter, OEC
13 filed Answer objecting to the request.

14 A hearing in this matter was held in
15 September 2024. B.W. failed to appear. However, at
16 the hearing, OEC appeared and made an oral motion to
17 withdraw its objection to BW's request. Based on
18 recent Board decisions and precedent granting self-
19 excluded individual's request to recover funds if
20 their exclusion period had concluded and the
21 individual had no violations of their exclusion
22 during the period.

23 Subsequently, the hearing officer
24 issued a Report and Recommendation recommending that
25 B.W.'s Petition to Recover Funds be granted and this

1 matter is now ready for the Board's consideration.

2 CHAIR: Any questions or comments?

3 May I have a motion, please?

4 MS. RALSTON: Commissioner Ralston

5 moves that the Board adopt the Report and

6 Recommendation issued by the OHA as described by the

7 OCC that B.W.'s petition be granted, and that \$6,205

8 should be remitted to him.

9 MS. MANZANO-DÍAZ: Commissioner

10 Manzano-Díaz second.

11 CHAIR: All in favor?

12 (AYES RESPOND.)

13 CHAIR: All opposed?

14 (NO RESPONSE)

15 CHAIR: Motion passes.

16 ATTORNEY ZIMMERMANN: Next, before the

17 Board is the final Report and Recommendation stemming

18 from another request to recover funds confiscated

19 while on the Self-Exclusion List. On January 25,

20 2024, L.P. placed herself on the Board's Self-

21 Exclusion List, choosing the Lifetime Exclusion

22 period, signing all acknowledgments, including that

23 she would be prohibited from collecting winnings

24 while on the Self-Exclusion List.

25 On June 5th, 2024, L.P. entered and

1 gamed at Parx Casino while still on the List. Upon
2 discovering that she was on the Self-Exclusion List,
3 Parx staff confiscated \$785 from her.

4 On June 13, 2024, L.P. filed her
5 petition requesting that she recover the money
6 confiscated from her at Parx. OEC filed an Answer
7 objecting to the request and a hearing was held in
8 September, 2024. L.P. failed to appear for this
9 hearing. OEC made an oral motion to deny the
10 petition. Consequently, the Report and
11 Recommendation issued by the Hearing Officer
12 recommends that L.P.'s petition be denied and this
13 matter is now ready for the Board's consideration.

14 CHAIR: Any questions or comments?
15 May I have a motion, please?

16 MS. MANZANO-DÍAZ: Madam Chair,
17 Commissioner Manzano-Díaz moves that the Board adopt
18 the Report and Recommendation issued by the OHA as
19 described by the OCC, and that L.P.'s Petition be
20 denied.

21 MR. HICKERNELL: Commissioner
22 Hickernell seconds.

23 CHAIR: All in favor?
24 (AYES RESPOND.)

25 CHAIR: All opposed?

1 (NO RESPONSE)

2 CHAIR: Motion's adopted.

3 ATTORNEY COOK: That concludes the
4 matters of the OCC. Thank you.

5 CHAIR: Thank you, Steve, Chad and
6 Robert. We will now have the Bureau of Licensing
7 matters presented by the Director of the Bureau of
8 Licensing, Sean Hannon. Sean?

9 MR. HANNON: Good morning, Madam
10 Chair, Members of the Board, today's first licensing
11 matter for your consideration is the Renewal of the
12 Mountainview Thoroughbred Racing Association, LLC's
13 Category 1 License. The license renewal hearing for
14 this entity is now complete. The BIE has completed
15 its investigation of the company, and the Bureau of
16 Licensing has provided you with background
17 investigation and Suitability Report regarding the
18 renewal. As a result, the license renewal is ready
19 for your consideration.

20 I have provided you with a draft Order
21 and ask the Board consider the Order to renew the
22 Category 1 License for Mountainview Thoroughbred
23 Racing Association, LLC.

24 ATTORNEY PITRE: The OEC has no
25 objection.

1 CHAIR: Any questions or comments from
2 the Board?

3 Hearing none, may I have a motion,
4 please?

5 MR. HICKERNELL: Madam Chair,
6 Commissioner Hickernell moves that the Board grant
7 the Category 1 License Renewal as described by the
8 Bureau of Licensing.

9 MR. DILLON: Commissioner Dillon
10 seconds.

11 CHAIR: All in favor?
12 (AYES RESPOND.)

13 CHAIR: All opposed?
14 (NO RESPONSE)

15 CHAIR: Motion passes.

16 MR. HANNON: Next is a Video Game
17 Terminal Operator License for Better Bet Ventures,
18 LLC. A VGT operator owns, services or maintains VGTs
19 for placement and operation at truck stop
20 establishments. The BIE has completed its
21 investigation and the Bureau of Licensing has
22 provided you with background investigation and
23 Suitability Report finding no areas of concern, other
24 than one previously brought to the Board's attention
25 relating to Better Bets involvement in the skill

1 games industry.

2 Relating to that, I would note for the
3 record that due to pending litigation before the
4 Supreme Court of Pennsylvania involving Better Bets'
5 involvement in the skill games industry, that if the
6 Board approves Better Bets for a Video Game Terminal
7 Operator License today, Better Bets will not be
8 authorized to conduct business related to VGTs unless
9 and until the Supreme Court of Pennsylvania decides
10 the matter in Better Bets' favor.

11 With that condition, the applicant is
12 now ready for your consideration. I have provided
13 you with a draft Order and ask that you consider the
14 Order to license Better Bet Ventures, LLC.

15 ATTORNEY PITRE: The OEC has no
16 objection.

17 CHAIR: Any questions or comments?

18 May I have a motion to approve the
19 Video Gaming Terminal Operator License for Better
20 Ventures, LLC with the conditions presented by the
21 Bureau of Licensing?

22 MR. DILLON: Madam Chair, Commissioner
23 Dillon moves that the Board grant the Video Gaming
24 Terminal Operator License as described by the Bureau
25 of Licensing.

1 MR. DERMODY: Commissioner Dermody
2 seconds.

3 CHAIR: All in favor?
4 (AYES RESPOND.)

5 CHAIR: All opposed?
6 (NO RESPONSE)

7 CHAIR: Motion passes.

8 MR. HANNON: Next for your
9 consideration is a VGT Establishment License for H&H
10 Incorporated, doing business as, Hardeep Brar
11 Convenience Store, who was previously approved for a
12 conditional license. The BIE has now completed its
13 investigation, including evaluation that the
14 applicant meets the VGT Establishment eligibility
15 criteria in the Gaming Act.

16 The Bureau of Licensing has provided
17 you with a background investigation and Suitability
18 Report. I have provided you with a draft Order and
19 ask that you consider the Order to license H&H
20 Incorporated, located at 10 Molly Wood (sic) Road in
21 Pine Grove.

22 ATTORNEY PITRE: The OEC has no
23 objection.

24 CHAIR: Any questions or comments?
25 May I have a motion, please?

1 MR. DERMODY: Madam Chair,
2 Commissioner Dermody moves that the Board grant the
3 Video Gaming Terminal Establishment License as
4 described by the Bureau of Licensing.

5 MS. REGAN: Commissioner Regan
6 seconds.

7 CHAIR: All in favor?
8 (AYES RESPOND.)

9 CHAIR: All opposed?
10 (NO RESPONSE)

11 CHAIR: Motion passes.

12 MR. HANNON: In addition, we have
13 consideration of five Video Game Terminal
14 Establishment License Renewals for CHR Corp., doing
15 business as, Rutter's. The Rutter's locations being
16 presented for Renewal are Stores 4, 8, 15, 16 and 69.
17 The BIE has now completed its investigation and the
18 Bureau of Licensing has provided you with background
19 investigations and Suitability Reports for each.

20 I have provided you with draft Orders
21 and ask the Board first consider the Order to renew
22 the Video Game Terminal Establishment License for
23 Rutter Store 4, located at 201 Cool Springs Road in
24 Wrightsville.

25 ATTORNEY PITRE: OEC has no objection.

1 CHAIR: Any questions or comments?
2 May I have a motion, please?

3 MS. REGAN: Madam Chair, Commissioner
4 Regan moves that the Board grant the Video Gaming
5 Terminal Establishment License Renewal as described
6 by the Bureau of Licensing.

7 MS. RALSTON: Commissioner Ralston
8 seconds.

9 CHAIR: All in favor?
10 (AYES RESPOND.)

11 CHAIR: All opposed?
12 (NO RESPONSE)

13 CHAIR: Motion's adopted.

14 MR. HANNON: And next, the Order to
15 Renew the License for Rutter Store Number 8, located
16 at 129 Leader Heights Road in York.

17 ATTORNEY PITRE: The OEC has no
18 objection.

19 CHAIR: Any questions or comments?
20 May I have a motion, please?

21 MS. RALSTON: Commissioner Ralston
22 moves that the Board grant the Video Gaming Terminal
23 Establishment License Renewal as described by the
24 Bureau of Licensing.

25 MS. MANZANO-DÍAZ: Commissioner

1 Manzano-Díaz, second.

2 CHAIR: All in favor?

3 (AYES RESPOND.)

4 CHAIR: All opposed?

5 (NO RESPONSE)

6 CHAIR: Motion passes.

7 MR. HANNON: Next is the Order to
8 renew the License for Rutter Store Number 15, located
9 at 2125 Susquehanna Trail in York.

10 ATTORNEY PITRE: The OEC has no
11 objection.

12 CHAIR: Any questions or comments?
13 May I have a motion, please?

14 MS. MANZANO-DÍAZ: Madam Chair,
15 Commissioner Manzano-Díaz moves that the Board grant
16 the Video Gaming Terminal Establishment License
17 Renewal as described by the Bureau of Licensing.

18 MR. HICKERNELL: Commissioner
19 Hickernell seconds.

20 CHAIR: All in favor?

21 (AYES RESPOND.)

22 CHAIR: All opposed?

23 (NO RESPONSE)

24 CHAIR: Motion passes.

25 MR. HANNON: Also, the Order to renew

1 the license for Rutter's Store Number 16, located at
2 362 North Main Street in York.

3 ATTORNEY PITRE: The OEC has no
4 objection.

5 CHAIR: Any questions or comments?
6 May I have a motion, please?

7 MR. HICKERNELL: Madam Chair,
8 Commissioner Hickernell moves that the Board grant
9 the Video Gaming Terminal Establishment License
10 Renewals described by the Bureau of Licensing.

11 MR. DILLON: Commissioner Dillon
12 seconds.

13 CHAIR: All in favor?
14 (AYES RESPOND.)

15 CHAIR: All opposed?
16 (NO RESPONSE)

17 CHAIR: Motion passes.

18 MR. HANNON: And finally, the Order to
19 renew the license for Rutter's Store 69, located at
20 100 Grand Street in Hamburg.

21 ATTORNEY PITRE: The OEC has no
22 objection.

23 CHAIR: Any questions or comments?
24 May I have a motion, please?

25 MR. DILLON: Madam Chair, Commissioner

1 Dillon moves that the Board grant the Video Gaming
2 Terminal Establishment License Renewal, as described
3 by the Bureau of Licensing.

4 MR. DERMODY: Commissioner Dermody
5 seconds.

6 CHAIR: All in favor?

7 (AYES RESPOND.)

8 CHAIR: All opposed?

9 (NO RESPONSE)

10 CHAIR: Motion's adopted.

11 MR. HANNON: Next, there are Principal
12 and Key Employee Licenses. The Bureau of Licensing
13 provided you with a proposed Order for seven
14 principals and 13 key employees. I ask that the
15 Board consider the Order approving these licenses.

16 ATTORNEY PITRE: The OEC has no
17 objection.

18 CHAIR: Any questions or comments?
19 May I have a motion, please?

20 MR. DERMODY: Madam Chair,
21 Commissioner Dermody moves that the Board grant the
22 Principal and Key Employee Licenses as described by
23 the Bureau of Licensing.

24 MS. REGAN: Commissioner Regan
25 seconds.

1 CHAIR: All in favor?

2 (AYES RESPOND.)

3 CHAIR: All opposed?

4 (NO RESPONSE)

5 CHAIR: Motion passes.

6 MR. HANNON: Next, are Principal and
7 Key Employee Temporary Credentials. The Bureau of
8 Licensing provided you with an Order regarding the
9 issuance of temporary credentials for nine principals
10 and nine key employees. I ask the Board consider the
11 Order approving these credentials.

12 ATTORNEY PITRE: The OEC has no
13 objection.

14 CHAIR: Any questions or comments?

15 May I have a motion, please?

16 MS. REGAN: Commissioner Regan moves
17 that the Board grant the Temporary Principal and Key
18 Employee Credentials as described by the Bureau of
19 Licensing.

20 MS. RALSTON: Commissioner Ralston
21 seconds.

22 CHAIR: All in favor?

23 (AYES RESPOND.)

24 CHAIR: All opposed?

25 (NO RESPONSE)

1 CHAIR: Motion's adopted.

2 MR. HANNON: Additionally for your
3 consideration are Gaming Employee Permits and Non-
4 Gaming Employee Registrations. The Bureau of
5 Licensing has provided you with a list of 556
6 individuals to whom the Bureau has granted temporary
7 or full occupation permits and 204 individuals to
8 whom the Bureau has granted registrations under the
9 authority delegated to the Bureau of Licensing.

10 I ask that the Board consider a motion
11 approving the Order.

12 ATTORNEY PITRE: The OEC has no
13 objection.

14 CHAIR: Any questions or comments?
15 May I have a motion, please?

16 MS. RALSTON: Commissioner Ralston
17 moves that the Board approve the applications for
18 Gaming Employee Occupation Permits and Non-Gaming
19 Employee Registrations, as described by the Bureau of
20 Licensing.

21 MS. MANZANO-DÍAZ: Commissioner
22 Manzano-Díaz, second.

23 CHAIR: All in favor?
24 (AYES RESPOND.)

25 CHAIR: All opposed?

1 (NO RESPONSE)

2 CHAIR: Motion passes.

3 MR. HANNON: Next, there is a
4 recommendation of denial for five gaming employees
5 and three non-gaming applicants. The Bureau of
6 Licensing has provided you with the Order addressing
7 the applicants who the OEC has recommended for
8 denial. I ask that the Board consider the Order
9 approving these denials.

10 ATTORNEY PITRE: The OEC continues to
11 request denial in each matter.

12 CHAIR: Any questions or comments?
13 May I have a motion, please?

14 MS. MANZANO-DÍAZ: Madam Chair,
15 Commissioner Manzano-Díaz moves that the Board deny
16 the Gaming and Non-Gaming Employee applications as
17 described by the Bureau of Licensing.

18 MR. HICKERNELL: Commissioner
19 Hickernell seconds.

20 CHAIR: All in favor?

21 (AYES RESPOND.)

22 CHAIR: All opposed?

23 (NO RESPONSE)

24 CHAIR: Motion's adopted.

25 MR. HANNON: The next matter for your

1 consideration is Withdrawal Requests. In each case,
2 the license, permit or registration is no longer
3 required. For today's meeting, I've provided the
4 Board with one Key Employee, 15 Gaming and 14 Non-
5 Gaming Applicants. I ask that the Board consider the
6 Orders approving these Withdrawals.

7 ATTORNEY PITRE: The OEC has no
8 objection.

9 CHAIR: Any questions or comments?
10 May I have a motion, please?

11 MR. HICKERNELL: Madam Chair,
12 Commissioner Hickernell moves that the Board grant
13 the Withdrawal of Key Employee Gaming and Non-Gaming
14 Employee Applications as described by the Bureau of
15 Licensing.

16 MR. DILLON: Commissioner Dillon
17 seconds.

18 CHAIR: All in favor?
19 (AYES RESPOND.)

20 CHAIR: All opposed?
21 (NO RESPONSE)

22 CHAIR: Motion passes.

23 MR. HANNON: And finally, for your
24 consideration are Gaming Service Provider
25 Registrations. The Bureau of Licensing provided you

1 with an Order and an attached list of ten Registered
2 Gaming Service Provider Applicants. I ask that the
3 Board consider the Orders registering these Gaming
4 Service Providers.

5 ATTORNEY PITRE: The OEC has no
6 objection.

7 CHAIR: Any questions or comments?
8 May I have a motion, please?

9 MR. DILLON: Madam Chair, Commissioner
10 Dillon moves that the Board approve the Gaming
11 Service Provider Registrations as described by the
12 Bureau of Licensing.

13 MR. DERMODY: Commissioner Dermody
14 seconds.

15 CHAIR: All in favor?
16 (AYES RESPOND.)

17 CHAIR: All opposed?
18 (NO RESPONSE)

19 CHAIR: Motion's adopted.

20 MR. HANNON: Thank you, Madam Chair.

21 CHAIR: Thank you, Sean. Next is the
22 OEC, Cyrus Pitre. Cyrus?

23 ATTORNEY PITRE: Good morning, Chair,
24 Members of the Board, the OEC will present 19 matters
25 today for the Board's consideration in which we will

1 request the approval of one Consent Agreement, two
2 Revocations, one Suspension and 15 Involuntary
3 Exclusions.

4 The next matter on the agenda for the
5 Board's consideration is a Consent Agreement between
6 the OEC and iGaming Manufacturer Licensee Evolution
7 US, LLC. The matter will be presented by Senior
8 Enforcement Counsel John Crohe. Representatives for
9 Evolution are present, and at this time, I would
10 request that those individuals please introduce
11 themselves for the record and that all non-attorney
12 witnesses please stand and be sworn.

13 MR. PATCHEN: Jeff Patchen, Head of
14 Compliance North America with Evolution.

15 ATTORNEY LEVENSON: Spell your name.

16 MR. PATCHEN: Jeff, J-E-F-F, Patchen,
17 P-A-T-C-H-E-N.

18 ATTORNEY LEVENSON: Representing
19 Evolution is Lloyd Levenson, Cooper Levenson,
20 Attorneys at Law.

21 CHAIR: Mr. Levenson, would you spell
22 your last name for the Court Reporter, please?

23 ATTORNEY LEVENSON: I tell my client
24 to spell, but I don't do it myself. L-E-V-E-N-S-O-N.
25 Sorry. Lloyd is double L, O-Y-D.

1 CHAIR: And Court Reporter, would you
2 swear in Mr. Patchen? Mr. Patchen, can you remain
3 standing please?

4 COURT REPORTER: Thank you. Good
5 morning.

6 ---
7 JEFF PATCHEN, CALLED AS A WITNESS IN THE FOLLOWING
8 PROCEEDING, AND HAVING FIRST BEEN DULY SWORN,
9 TESTIFIED AND SAID AS FOLLOWS:

10 ---

11 CHAIR: Thank you.

12 ATTORNEY CROHE: Chair, Members of the
13 Board, John Crohe, C-R-O-H-E, Senior Enforcement
14 Counsel for the OEC. The next matter on the agenda
15 for the Board's consideration pertains to Evolution's
16 failure to retain surveillance footage.

17 On October 1st, 2022, at approximately
18 11:26 a.m., Evolution experienced a server error due
19 to a brief power outage. Evolution's surveillance
20 cameras continued to operate as normal and did not
21 experience any downtime during the power outage.
22 However, the power outage resulted in a server error,
23 thereby causing a failure of the surveillance
24 coverage for certain cameras to be saved and retained
25 on Evolution server and backup server.

1 Surveillance coverage of 14 active
2 tables from the time of the power outage until the
3 server was brought back online on October 3rd, 2022
4 was not retained. While Evolution immediate control
5 room personnel took note of and created IT service
6 desk tickets for the power failure and the unretained
7 surveillance footage, it took approximately 44 hours
8 before the issue was addressed and resolved.

9 Evolution determined that their main
10 server and backup server were not connected to an
11 uninterruptible power supply, which caused both
12 servers to fail when commercial power was lost. The
13 failure of both servers resulted in the surveillance
14 footage not being saved. Pursuant to the
15 requirements of the Act and the regulations
16 promulgated thereunder, a surveillance system must
17 include an emergency power system, which can be used
18 to operate the surveillance system in the event of a
19 power failure.

20 Entities required to have a
21 surveillance system shall have a contingency plan to
22 be utilized whenever there is an equipment failure
23 that affects the surveillance system. And
24 surveillance recordings from cameras used to observe
25 the gaming conducted at all table games shall be

1 retained for a minimum of seven days.

2 The OEC and Evolution US, LLC,
3 respectfully requests that the Board approve the
4 Consent Agreement and Stipulations of Settlement, and
5 that Evolution US, LLC pay a civil penalty of
6 \$25,000, as well as a \$2,500 administrative fee for
7 costs incurred by Board staff in connection with
8 investigations into this matter.

9 CHAIR: Thank you. Evolution, would
10 you like to address the Board?

11 ATTORNEY LEVENSON: Sure. Sure. We
12 admit that everything that was just said by Counsel.
13 We'd like you to take into consideration the
14 corrective action in mitigating circumstances that
15 are in the Consent Agreement and request approval.

16 CHAIR: Thank you. Any questions or
17 comments from the Board?

18 MR. DILLON: I have one, Denise.

19 CHAIR: Go ahead, Commissioner Dillon.

20 MR. DILLON: It took you 44 hours to
21 determine that you had a - that you realized that it
22 wasn't copying, or was it discovered earlier and it
23 took you 44 hours to fix it?

24 MR. PATCHEN: No. There were multiple
25 failures that day, and it wasn't clear exactly where

1 the failure resided. And then it occurred to the
2 technical teams that the recording was affected. So,
3 no, we didn't realize it wasn't recording initially
4 and it took that long. It - there was a lot of
5 things that happened with the power outage. We had,
6 like I said, multiple failures, and it took a while
7 to understand the true impact of everything that
8 occurred with the power outage.

9 MR. DILLON: Okay.

10 Thank you.

11 CHAIR: Any other questions or
12 comments?

13 Hearing none, may I have a motion,
14 please?

15 MS. REGAN: Madam Chair, Commissioner
16 Regan moves that the Board approve the Consent
17 Agreement between the OEC and Evolution US, LLC as
18 described by the OEC.

19 MS. RALSTON: Commissioner Ralston
20 seconds.

21 CHAIR: All in favor?

22 (AYES RESPOND.)

23 CHAIR: All opposed?

24 (NO RESPONSE)

25 CHAIR: Motion passes.

1 ATTORNEY LEVENSON: Thank you.

2 CHAIR: Nice to see you, Mr.

3 Levenson.

4 ATTORNEY LEVENSON: Thank you. Same
5 to you.

6 ATTORNEY PITRE: The next three
7 matters on the agenda consist of enforcement actions
8 in which the OEC filed complaints seeking the
9 suspension or revocation of permits previously issued
10 by the Board. The complaint in each matter has been
11 filed with the Board's OHA, and properly served upon
12 the individual named in each complaint.

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

22 In each matter, we will provide a
23 brief summary of the facts and make a request for the
24 appropriate Board action.

25 ATTORNEY GROODY: Good morning, Chair,

1 Members of the Board. Sarah Groody, G-R-O-O-D-Y,
2 with the OEC. The next matter on the agenda for the
3 Board's consideration is the revocation of the Gaming
4 Level 2 Employee Occupation Permit issued to Joseph
5 Melchiorre.

6 Mr. Melchiorre was previously employed
7 as a dual-role poker shift manager at Rivers
8 Philadelphia. While employed at Rivers, he was
9 caught taking promotional chips. He would take the
10 promotional chips and either trade them in for black
11 chips or cash, which he pocketed. Through a
12 surveillance review, it was discovered that he did
13 this for approximately a month and took over \$12,000.
14 Mr. Melchiorre was terminated from Rivers
15 Philadelphia. He is not currently employed in
16 Pennsylvania's gaming industry.

17 At this time, the OEC requests that
18 the Board revoke the Gaming Level 2 Employee
19 Occupation Permit issued to Joseph Melchiorre.

20 CHAIR: Any questions or comments?

21 May I have a motion, please?

22 MS. RALSTON: Commissioner Ralston
23 moves that the Board approve the revocation of Joseph
24 Melchiorre Gaming Level 2 Employee Occupation Permit
25 for the conduct described by the OEC.

1 MS. MANZANO-DÍAZ: Commissioner
2 Manzano-Díaz second.

3 CHAIR: All in favor?
4 (AYES RESPOND.)

5 CHAIR: All opposed?
6 (NO RESPONSE)

7 CHAIR: Motion's adopted.

8 ATTORNEY ROLAND: Good morning, Madam
9 Chair, Members of the Board, Michael Roland,
10 R-O-L-A-N-D with the OEC. The next matter on the
11 agenda for the Board's consideration is a request to
12 revoke the Gaming Level 2 Occupation Permit issued to
13 Weiqing Zhong, who was previously employed as a table
14 game supervisor at Rivers Casino Philadelphia and is
15 currently employed in the same capacity at Live!
16 Casino Philadelphia.

17 An investigation revealed that during
18 his employment with Rivers Casino Philadelphia, Mr.
19 Zhong redeemed 35 coupons valued at \$2,500 for
20 individuals other than the person named on the
21 coupon. Mr. Zhong was terminated from his position
22 at Rivers Casino Philadelphia for misappropriation of
23 company assets and improper issuance of complimentary
24 benefits. Mr. Zhong remains employed by Live! Casino
25 Philadelphia as a table game supervisor.

1 At this time, the OEC requests that
2 the Board revoke the Gaming Level 2 Occupation Permit
3 issued to Weiqing Zhang.

4 CHAIR: Any questions or comments?
5 May I have a motion, please?

6 MS. MANZANO-DÍAZ: Madam Chair,
7 Commissioner Manzano-Díaz moves that the Board
8 approve the revocation of Weiqing Zhong's Gaming
9 Level 2 Employee Occupation Permit for the conduct
10 described by the OEC.

11 MR. HICKERNELL: Commissioner
12 Hickernell seconds.

13 CHAIR: All in favor?
14 (AYES RESPOND.)

15 CHAIR: All opposed?
16 (NO RESPONSE)

17 CHAIR: Motion passes.

18 ATTORNEY ROBERTS: Good morning,
19 Chair, Members of the Board. Andrea Roberts,
20 R-O-B-E-R-T-S, Assistant Enforcement Counsel. The
21 next matter on the agenda for the Board's
22 consideration is the suspension of the Video Gaming
23 Employee Permit issued to Joseph Finkey. Mr. Finkey
24 was previously employed as a lead mechanic at Flying
25 J Travel Center 708.

1 Mr. Finkey was arrested and accused of
2 stealing a Visa Gift Card from the Flying J Travel
3 Center at which he was employed. Mr. Finkey used the
4 stolen Visa Gift Card to complete multiple
5 transactions at other businesses. Mr. Finkey was
6 criminally charged and those charges remain pending.

7 At this time, the OEC requests the
8 Board suspend the Video Gaming Employee Permit issued
9 to Joseph Finkey.

10 CHAIR: Any questions or comments?

11 May I have a motion, please?

12 MR. HICKERNELL: Madam Chair,
13 Commissioner Hickernell moves that the Board approve
14 the suspension of Joseph Finkey's Video Gaming
15 Employee Occupation Permit for the conduct described
16 by the OEC.

17 MR. DILLON: Commissioner Dillon
18 seconds.

19 CHAIR: All in favor?

20 (AYES RESPOND.)

21 CHAIR: All opposed?

22 (NO RESPONSE)

23 CHAIR: Motion's adopted.

24 ATTORNEY PITRE: The remaining matters
25 on the agenda consist of enforcement actions in which

1 the OEC filed petitions seeking the Involuntary
2 Exclusion of individuals who are inimical to the
3 interests of the Commonwealth and/or their licensed
4 gaming therein. In each instance, the petition for
5 Exclusion has been filed with the Board's OHA, and
6 properly served upon individual named in the
7 petition.

8 The individual named in each petition
9 failed to respond within 30 days as required by Board
10 regulation. As a result, the OEC filed a request for
11 Default Judgment in each matter and properly served
12 the upon each individual. Therefore, all facts in
13 each petition are deemed admitted. All filed
14 documents have been provided to the Board and the
15 matters are presently ripe for the Board's
16 consideration.

17 In each instance, if the Board orders
18 a proposed exclusion, each individual's photo,
19 personal identifiers and a summary of the inimical
20 conduct may be placed on the Board's public website.
21 Once again, in each matter, we will provide a brief
22 summary of the facts and make a request for the
23 appropriate Board action.

24 ATTORNEY ROBERTS: Once again, Andrea
25 Roberts, Assistant Enforcement Counsel. The next

1 matter on the agenda for the Board's consideration is
2 the request to place Kwamane Berry on the Involuntary
3 Exclusion List. Mr. Berry was present at Live!
4 Casino and Hotel Philadelphia when he stole the token
5 box attached to a closed gaming table. Mr. Berry
6 redeemed \$117 in stolen chips from the token box for
7 currency. As a result of this incident, Mr. Berry
8 was criminally charged and Live! permanently evicted
9 them from their property.

10 At this time, the OEC requests the
11 Board place Kwamane Berry on the Board's Involuntary
12 Exclusion List.

13 CHAIR: Any questions or comments?

14 May I have a motion, please?

15 MR. DILLON: Madam Chair, Commissioner
16 Dillon moves that the Board approve the addition of
17 Kwamane Berry to the PGCB Involuntary Exclusion List
18 for the contact described by the OEC.

19 MR. DERMODY: Commissioner Dermody
20 seconds.

21 CHAIR: All in favor?

22 (AYES RESPOND.)

23 CHAIR: All opposed?

24 (NO RESPONSE)

25 CHAIR: Motion passes.

1 ATTORNEY ROBERTS: The next matter on
2 the agenda for the Board's consideration is the
3 request to place Austin Forte on the Involuntary
4 Exclusion List. Mr. Forte was present at Mohegan,
5 Pennsylvania when he and a companion both physically
6 assaulted another patron. Mohegan security arrived
7 and intervened in the altercation.

8 Mr. Forte and his companion then
9 assaulted Mohegan security. Mr. Forte pled guilty to
10 simple assault, a second degree misdemeanor
11 disorderly conduct, engage in fighting, a summary
12 offense. As a result of this incident, Mohegan
13 permanently banned Mr. Forte from their property due
14 to this incident.

15 At this time, the OEC requests the
16 Board place Austin Forte on the Board's Involuntary
17 Exclusion List.

18 CHAIR: Any questions or comments?
19 May I have a motion, please?

20 MR. DERMODY: Madam Chair,
21 Commissioner Dermody moves with the Board approve the
22 addition of Austin Forte to the Pennsylvania Gaming
23 Control Board's Involuntary Exclusion List for the
24 conduct described by the OEC.

25 MR. REGAN: Commissioner Regan

1 seconds.

2 CHAIR: All in favor?

3 (AYES RESPOND.)

4 CHAIR: All opposed?

5 (NO RESPONSE)

6 CHAIR: Motion passes.

7 ATTORNEY ROBERTS: The next matter on
8 the agenda for the Board's consideration is the
9 request to place Lason Miller on the Involuntary
10 Exclusion List. Mr. Miller pinch capped and past
11 posted wagers on blackjack and Spanish 21 tables on
12 three separate dates at Rivers Casino Philadelphia
13 and Live! Casino and Hotel Philadelphia.

14 Mr. Miller's cheating resulted in
15 \$1,190 in losses to Rivers and \$125 in losses to
16 Live!. Mr. Miller paid \$100 towards restitution to
17 Rivers and full restitution to Live!. Both Rivers
18 and Live! permanently banned Mr. Miller from their
19 property as a result of these incidents. At this
20 time, the OEC requests the Board place Lason Miller
21 on the Board's Involuntary Exclusion List.

22 CHAIR: Any questions or comments?

23 May I have a motion, please?

24 MS. REGAN: Madam Chair, Commissioner
25 Regan moves that the Board approve the addition of

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

3 MS. RALSTON: Commissioner Ralston
4 seconds.

5 CHAIR: All in favor?
6 (AYES RESPOND.)

7 CHAIR: All opposed?
8 (NO RESPONSE)

9 CHAIR: Motion's adopted.

10 ATTORNEY MONAGHAN: Good morning,
11 Thomas Monaghan, M-O-N-A-G-H-A-N, with the OEC. The
12 next matter on the agenda for the Board's
13 consideration is request to place Andre Battis on the
14 Board's Interactive Gaming Involuntary Exclusion
15 List. Mr. Battis created multiple accounts on the
16 BetMGM interactive gaming platform using the personal
17 identifying information of other individuals. All
18 the accounts were closed and the devices used were
19 blocked from being used.

20 The OEC now requests the Board place
21 Andre Battis on the Interactive Gaming Involuntary
22 Exclusion List.

23 CHAIR: Any questions or comments?
24 May I have a motion, please?

25 MS. RALSTON: Commissioner Ralston

1 moves that the Board approve the addition of Andre
2 Battis to the PGCB Involuntary Interactive Gaming
3 Exclusion List for the conduct described by the OEC.

4 MS. MANZANO-DÍAZ: Commissioner
5 Manzano-Díaz, second.

6 CHAIR: All in favor?

7 (AYES RESPOND.)

8 CHAIR: All opposed?

9 (NO RESPONSE)

10 CHAIR: Motion passes.

11 ATTORNEY ROLAND: Michael Roland again
12 with the OEC. Next is a request to place Danzel
13 Jordan on the Involuntary Exclusion List. Mr. Jordan
14 left three children, ages six, six and nine,
15 unattended in his vehicle while he went inside Rivers
16 Pittsburgh and placed sports wagers. The children
17 were discovered by security.

18 Mr. Jordan was inside the casino for
19 approximately 16 minutes before returning to his
20 vehicle. Mr. Jordan was criminally charged with
21 three counts of endangering the welfare of children
22 which remain pending. He was permanently evicted
23 from Rivers Pittsburgh property for his actions.

24 The OEC now requests that the Board
25 place Danzel Jordan on the Involuntary Exclusion

1 List.

2 CHAIR: Any questions or comments?

3 May I have a motion, please?

4 MS. MANZANO-DÍAZ: Madam Chair,

5 Commissioner Manzano-Díaz moves that the Board
6 approve the addition of Danzel Jordan to the PGCB
7 Involuntary Exclusion List for the conduct described
8 by the OEC.

9 MR. HICKERNELL: Commissioner
10 Hickernell seconds.

11 CHAIR: All in favor?

12 (AYES RESPOND.)

13 CHAIR: All opposed?

14 (NO RESPONSE)

15 CHAIR: Motion passes.

16 ATTORNEY CROHE: Chair, Members of the
17 Board, John Crohe once again for the OEC. The next
18 matter on the agenda for the Board's consideration is
19 a request to place Haisam Sankari on the Interactive
20 Gaming Involuntary Exclusion List. Mr. Sankari
21 opened an interactive gaming account on the Barstool
22 Sportsbook sports wagering website. He made deposits
23 totaling \$28,622. Mr. Sankari's wagering activity
24 resulted in him losing the entirety of the money he
25 deposited.

1 Subsequently, Mr. Sankari filed or
2 refused to pay - failed or refused to pay \$10,366
3 that he owed to Barstool Sportsbook in connection
4 with his gaming activity. The Barstool Sportsbook
5 closed Mr. Sankari's sports wagering account. In
6 addition, Mr. Sankari created an account on the
7 Barstool Sportsbook using the personal identifiable
8 information of another individual. This account was
9 closed by the Barstool Sportsbook as well.

10 The OEC now requests that the Board
11 place Haisam Sankari on the Interactive Gaming
12 Involuntary Exclusion List.

13 CHAIR: Any questions or comments?
14 May I have a motion, please?

15 MR. HICKERNELL: Madam Chair,
16 Commissioner Hickernell moves the Board approve the
17 addition of Haisam Sankari to the Pennsylvania Gaming
18 Control Board's Involuntary Interactive Gaming
19 Exclusion List for the conduct described by the OEC.

20 MR. DILLON: Commissioner Dillon
21 seconds.

22 CHAIR: All in favor?

23 (AYES RESPOND.)

24 CHAIR: All opposed?

25 (NO RESPONSE)

1 CHAIR: Motion passes.

2 ATTORNEY SANCHEZ: Good morning, Madam
3 Chair, Commissioners, Juan Sanchez, S-A-N-C-H-E-Z,
4 with the OEC. The next matter on the agenda for the
5 Board's consideration is a request to place John
6 Olszewski on the Board's Involuntary Exclusion List.

7 The Pittsburgh Police Department
8 arrested and criminally charged John Olszewski for
9 criminal offenses arising out of him breaking into
10 vehicles and possessing illegal drugs at Rivers
11 Casino Pittsburgh. Rivers Casino Pittsburgh
12 permanently evicted him from their property as a
13 result of his actions.

14 At this time, the OEC requests that
15 the Board place John Olszewski on the Board's
16 Involuntary Exclusion List.

17 CHAIR: Any questions or comments?
18 May I have a motion, please?

19 MR. DILLON: Madam Chair, Commissioner
20 Dillon moves that the Board approve the addition of
21 John Olszewski to the PGCB Involuntary Exclusion List
22 for the conduct described by the OEC.

23 MR. DERMODY: Commissioner Dermody
24 seconds.

25 CHAIR: All in favor?

1 (AYES RESPOND.)

2 CHAIR: All opposed?

3 (NO RESPONSE)

4 CHAIR: Motion carries.

5 ATTORNEY SANCHEZ: Again, Juan Sanchez
6 with the OEC. The next three matters on the agenda
7 are related and are requests to place Guichen Zhao,
8 Terrence Jackson and Charles Sanders on the
9 Involuntary Exclusion List. With the Board's
10 permission, I will read one set of facts and then
11 request that each individual be placed on the
12 Exclusion List.

13 Charles Sanders entered Parx Casino,
14 walked onto the gaming floor, reached into a chip
15 float of gaming tables during gameplay, grabbed
16 gaming chips valued at \$17,000, which caused other
17 gaming chips to fly across the table and then ran out
18 of Parx Casino. Terrence Jackson left Parx Casino
19 shortly thereafter Mr. Sanders stole the chips,
20 entered a car, drove to and then met up with Mr.
21 Sanders outside of the casino in a nearby business
22 parking lot.

23 Mr. Sanders then drove back to Parx
24 Casino and delivered some of the chips to another
25 patron who cashed out \$7,000 in the chips at Parx

1 Casino shortly after the theft. Terrence Jackson
2 also pinched \$150 of wagers at Live! Casino
3 Philadelphia on two occasions. Pennsylvania State
4 Police arrested and charged and cited him. Mr.
5 Jackson paid Live! full restitution for the pinched
6 wagers.

7 While he does not appear to have been
8 a part of the initial chip theft group, Guichen Zhao
9 was sitting at the table game when Mr. Sanders
10 knocked chips across the layout during his theft.
11 Mr. Zhao surreptitiously grabbed two chips worth
12 \$1,000 from the table game layout, cashed out those
13 stolen chips and exited Parx.

14 Pennsylvania State Police arrested and
15 charged Mr. Zhao with theft by unlawful taking. Mr.
16 Zhao received an Accelerated Rehabilitative
17 Disposition and is court ordered to pay full
18 restitution. No criminal charges have been filed to
19 date against Mr. Jackson nor Mr. Sanders, and neither
20 have paid restitution to Parx for the chip theft.
21 Parx Casino permanently evicted all involved from
22 their property as a result of their actions.

23 At this time, the OEC requests that
24 Board place Guichen Zhao on the Board's Involuntary
25 Exclusion List.

1 CHAIR: Any questions or comments?

2 May I have a motion, please?

3 MR. DERMODY: Madam Chair,

4 Commissioner Dermody moves that the Board approve the
5 addition of Guichen Zhao to the PGCB Involuntary
6 Exclusion List for the conduct described by the OEC.

7 MS. REGAN: Commissioner Regan
8 seconds.

9 CHAIR: All in favor?

10 (AYES RESPOND.)

11 CHAIR: All opposed?

12 (NO RESPONSE)

13 CHAIR: Motion passes.

14 ATTORNEY SANCHEZ: At this time, the
15 OEC requests that the Board place Terrence Jackson on
16 the Board's Involuntary Exclusion List.

17 CHAIR: Any questions or comments?

18 May I have a motion, please?

19 MS. REGAN: Madam Chair, Commissioner

20 Regan moves that the Board approve the addition of
21 Terrence Jackson to the PGCB Involuntary Exclusion
22 List for the conduct described by the OEC.

23 MS. RALSTON: Commissioner Ralston
24 seconds.

25 CHAIR: All in favor?

1 (AYES RESPOND.)

2 CHAIR: All opposed?

3 (NO RESPONSE)

4 CHAIR: Motion passes.

5 ATTORNEY SANCHEZ: At this time, the
6 OEC requests that the Board place Charles Sanders on
7 the Board's Involuntary Exclusion List.

8 CHAIR: Any questions or comments?

9 May I have a motion, please?

10 MS. RALSTON: Commissioner Ralston
11 moves that the Board approve the addition of Charles
12 Sanders to the PGCB Involuntary Exclusion List for
13 the conduct described by the OEC.

14 MS. MANZANO-DÍAZ: Commissioner
15 Manzano-Díaz second.

16 CHAIR: All in favor?

17 (AYES RESPOND.)

18 CHAIR: All opposed?

19 (NO RESPONSE)

20 CHAIR: Motion carries.

21 ATTORNEY SCIRROTTO: Good morning,
22 Madam Chair, Members of the Board. Kelci Scirrotto,
23 S-C-I-R-R-O-T-T-O, Assistant Enforcement Counsel with
24 the OEC. The next five matters on the agenda for the
25 Board's consideration stem from the same or similar

1 set of facts. Therefore, with the Board's
2 permission, I'll recite one set of facts, then ask
3 for each individual to be placed on the Board's
4 Involuntary Exclusion List.

5 While visiting Rivers Casino,
6 Pittsburgh, Kaheem Sturdivant and Kyshem Woods fought
7 against Latrell Childs, Terrell Childs, Jr. and Devon
8 Allison. The fight began in the restroom, causing
9 other patrons and an EVS attendant to flee, as well
10 as causing damage to the restroom. The brawl
11 continued outside of the restroom onto the gaming
12 floor, where all six individuals continued to assault
13 each other.

14 During this brawl, several members of
15 the group collided with two elderly patrons who were
16 seated at slot machines, causing them to fall to the
17 floor. A seventh individual in the group, who only
18 appeared to act in self-defense, was also assaulted
19 without provocation, and one of the members of the
20 group was knocked unconscious during the fight.
21 Police were notified and charged all five
22 individuals, and as a result of the incident, all
23 five were evicted.

24 The OEC now requests that the Board
25 place Kaheem Sturdivant on the Board's Involuntary

1 Exclusion List.

2 CHAIR: Any questions or comments?

3 May I have a motion, please?

4 MS. MANZANO-DÍAZ: Madam Chair,

5 Commissioner Manzano-Díaz moves that the Board
6 approve the addition of Kaheem Sturdivant to the PGCB
7 Involuntary Exclusion List for the conduct described
8 by the OEC.

9 MR. HICKERNELL: Commissioner
10 Hickernell seconds.

11 CHAIR: All in favor?

12 (AYES RESPOND.)

13 CHAIR: All opposed?

14 (NO RESPONSE)

15 CHAIR: Motion carries.

16 ATTORNEY SCIRROTTO: The OEC now
17 requests that the Board place Latrell Childs on the
18 Board's Involuntary Exclusion List.

19 CHAIR: Any questions or comments?

20 May I have a motion, please?

21 MR. HICKERNELL: Madam Chair,

22 Commissioner Hickernell moves that the Board approve
23 the addition of Latrell Childs to the Pennsylvania
24 Gaming Control Board's Involuntary Exclusion List for
25 the conduct described by the OEC.

1 MR. DILLON: Commissioner Dillon
2 seconds.

3 CHAIR: All in favor?
4 (AYES RESPOND.)

5 CHAIR: All opposed?
6 (NO RESPONSE)

7 CHAIR: Motion's adopted.

8 ATTORNEY SCIRROTTO: The OEC now
9 requests that the Board place Terrell Childs, Jr. on
10 the Board's Involuntary Exclusion List.

11 CHAIR: Any questions or comments?
12 May I have a motion, please?

13 MR. DILLON: Madam Chair, Commissioner
14 Dillon moves that the Board approve the addition of
15 Terrell Childs, Jr. to the PGCB Involuntary Exclusion
16 List for the conduct described by the OEC.

17 MR. DERMODY: Commissioner Dermody
18 seconds.

19 CHAIR: All in favor?
20 (AYES RESPOND.)

21 CHAIR: All opposed?
22 (NO RESPONSE)

23 CHAIR: Motion passes.

24 ATTORNEY SCIRROTTO: The OEC now
25 requests that the Board place Devon Allison on the

1 Board's Involuntary Exclusion List.

2 CHAIR: Any questions or comments?

3 May I have a motion, please?

4 MR. DERMODY: Madam Chair,

5 Commissioner Dermody moves that the Board approve the
6 addition of Devon Allison to the Pennsylvania Gaming
7 Control Board's Involuntary Exclusion List for the
8 conduct described by the OEC.

9 MS. REGAN: Commissioner Regan
10 seconds.

11 CHAIR: All in favor?

12 (AYES RESPOND.)

13 CHAIR: All opposed?

14 (NO RESPONSE)

15 CHAIR: Motion passes.

16 ATTORNEY SCIRROTTO: The OEC now
17 requests that the Board place Kyshem Woods on the
18 Board's Involuntary Exclusion List.

19 CHAIR: Any questions or comments?

20 May I have a motion, please?

21 MS. RALSTON: Commissioner Ralston

22 moves that the Board approve the addition of Kyshem
23 Woods to the PGCB Involuntary Exclusion List for the
24 conduct described by the OEC.

25 MS. MANZANO-DÍAZ: Commissioner

1 Manzano-Díaz second.

2 CHAIR: All in favor?

3 (AYES RESPOND.)

4 CHAIR: All opposed?

5 (NO RESPONSE)

6 CHAIR: Motion passes.

7 ATTORNEY PITRE: Madam Chair. Having
8 been visited by Board Members from the past, today
9 also visiting with Board Members of present, I'm
10 feeling a little bit like Scrooge. So, in order not
11 to be visited by any ghostly visits from Board
12 Members of the future, I'd like to wish everyone a
13 happy holidays and say that concludes our business.

14 CHAIR: Thank you, Cyrus. Much
15 appreciated. The last item on the agenda for today
16 is public comment. Is there anyone in the room that
17 would like to address the Board? Seeing no one,
18 thank you. That concludes today's meeting. The next
19 public meeting of the Board will be held on
20 Wednesday, January 15, 2025 at 1:00 p.m. via video
21 teleconference. Directions on how one can stream
22 that meeting will be posted on the Board's website.

23 The January 15th meeting will be
24 limited to the Board's consideration of motion
25 seeking Default Judgments against individuals which

1 the OEC is seeking to place on the Involuntary
2 Exclusion List, as well as Default Judgments against
3 credentialed individuals, which OEC is seeking to
4 suspend or revoke. The next public meeting at
5 Strawberry Square in this room will be held on
6 Wednesday, January 29th, 2025, at 10:00 a.m.

7 And finally, before we move to
8 adjourn, I would also like to wish everyone a happy,
9 healthy and safe holiday season and a joyous New
10 Year. With that, may I please have a motion to
11 adjourn?

12 MS. MANZANO-DÍAZ: Madam Chair, it is
13 my honor to move to adjourn this meeting.

14 MR. HICKERNELL: Commissioner
15 Hickernell seconds.

16 CHAIR: All in favor?

17 (AYES RESPOND.)

18 CHAIR: All opposed?

19 (NO RESPONSE)

20 CHAIR: Motion passes. This meeting
21 is adjourned. Thank you, everyone.

22 * * * * *

23 MEETING CONCLUDED AT 1:53 P.M.

24 * * * * *

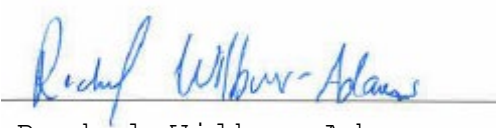
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CERTIFICATE

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I hereby certify that the foregoing proceedings,
held before Pennsylvania Gaming Control Board was
reported by me on December 18, 2024 and that I,
Rachel Wilbur-Adams, read this transcript, and that I
attest that this transcript is a true and accurate
record of the proceeding.

Dated the 6th day of January, 2025.



Rachel Wilbur-Adams,

Court Reporter