

COMMONWEALTH OF PENNSYLVANIA

GAMING CONTROL BOARD

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PUBLIC MEETING

\* \* \* \* \*

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: Jorganna Showers

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MEETING: Wednesday, February 26, 2025

10:02 a.m.

LOCATION: Gaming Control Board

Strawberry Square Complex

2<sup>nd</sup> Floor

Harrisburg, PA 17101

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## A P P E A R A N C E S

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

Claire B. Yantis, Administrative Director

Jack Gallick, Program Analyst

Heidi Zula, Human Resources Director

Steve Cook, Chief Counsel

Chad Zimmermann, Deputy Chief Counsel

Cyrus Pitre, Chief Enforcement Counsel

Sean M. Hannon, Director of Licensing

Office of Enforcement Counsel - Also presenting:

Dustin Miller, Deputy Enforcement Counsel, Ashley

Gabrielle, Senior Enforcement Counsel, Andrea

Roberts, Assistant Enforcement Counsel, Thomas

Monaghan, Assistant Enforcement Counsel, John Crohe,

Senior Enforcement Counsel, Michael Roland, Senior

Enforcement Counsel

ALSO PRESENT WERE: Schnyder Levasseur, Dawnetta

Washington

Ron Bailey, General Manager, Valley Forge Casino

Martha Morales, New Hire General Manager, Valley

Forge Casino

## A P P E A R A N C E S (cont.)

OTHER ATTENDEES FOR MEETING AND/OR PUBLIC HEARINGS:PRESQUE ISLE DOWNS AND CASINO - Consent Agreement:

Lou Frascogna, Vice President, Senior Counsel and  
Corporate Compliance Officer, Churchill Downs  
Incorporated

Matthew Ennis, Senior Director of Operations, Presque  
Isle Downs and Casino

OTHER ATTENDEES FOR MEETING AND/OR PUBLIC HEARINGS:PRESQUE ISLE DOWNS AND CASINO and JONATHAN RAUCH-  
Consent Agreement:

Lou Frascogna, Vice President, Senior Counsel and  
Corporate Compliance Officer, Churchill Downs  
Incorporated

Matthew Ennis, Senior Director of Operations, Presque  
Isle Downs and Casino

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## P R O C E E D I N G S

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CHAIR SMYLER: Good morning. I'm Denise Smyler, Chair of the Pennsylvania Gaming Control Board. Everybody, we're starting the meeting three minutes late. I would like to ask everyone to please silence your cell phones and all electronic devices at this time.

With seven Board Members present this morning, I would like to now call today's meeting to order. In addition to the seven Board Members, we also have our Ex-Officio Members. Fred Strathmeyer representing Russell Redding, Secretary for the Department of Agriculture. Adria Zimmerman, representing Pat Browne, Secretary for the Department of Revenue and Jennifer Langan, representing Stacy Garrity, State Treasurer. Thank you, Ex-Officios for joining us.

As the first order of business, I'd like to ask everyone to please stand and join the recitation of the Pledge of Allegiance.

PLEDGE OF ALLEGIANCE RECITED

CHAIR SMYLER: By way of Announcements, the Board held an Executive Session yesterday, Tuesday, February 25, to discuss personnel

1 matters and to conduct quasi-judicial deliberations  
2 relating to matters coming before the Board. I'd  
3 also like at this time to acknowledge the birthday of  
4 one of my fellow Commissioners, Shawn Dillon. Happy  
5 birthday, Shawn.

6 And also as a Philadelphian, I'd like  
7 to acknowledge the Eagles. So, I will spare you from  
8 my singing We Are the Champions or Fly Eagles Fly,  
9 but this hat will remain displayed during the course  
10 of this meeting in honor of the Eagles.

11 I would like now - like to ask for  
12 approval of the Board Meeting Minutes and Transcript  
13 from the December 18, 2024 meeting. May I have a  
14 motion, please?

15 MS. MANZANO-DÍAZ: Madam Chair,  
16 Commissioner Manzano-Díaz moves that the Board  
17 approved the Minutes and Transcript of December 18,  
18 2024 meeting.

19 MR. HICKERNELL: Commissioner  
20 Hickernell seconds.

21 CHAIR SMYLER: All in favor?

22 AYES RESPONDS

23 CHAIR SMYLER: All opposed?

24 NO RESPONSE

25 CHAIR SMYLER: Motion passes.



1 I would now like to ask for approval  
2 of the Board Transcript and Meeting Minutes from the  
3 January 15, 2025 meeting. May I have a motion,  
4 please?

5 MR. HICKERNELL: Madam Chair,  
6 Commissioner Hickernell moves that the Board approve  
7 the Minutes and Transcript of the January 15, 2025  
8 Meeting.

9 MR. DILLON: Commissioner Dillon  
10 seconds.

11 CHAIR SMYLER: All in favor?

12 AYES RESPONDS

13 CHAIR SMYLER: All opposed?

14 NO RESPONSE

15 CHAIR SMYLER: Motion passes.

16 Next, we will hear from our  
17 Administrator Directors, Claire Yantis. Claire?

18 MS. YANTIS: Good morning, Madam  
19 Chair, Board Members. As most of you are aware,  
20 March is a very important month for our agency. For  
21 several years, March has been recognized as Problem  
22 Gambling Awareness Month. This is significant  
23 because it represents a time where focus is placed on  
24 raising awareness of the social issues involving  
25 gambling. With me today is Jack Gallick, a Program

1 Analyst in our Office of Compulsive and Problem  
2 Gambling.

3                   The Office of Compulsive and Problem  
4 Gambling continuously educates and informs the public  
5 about various tools and resources available to  
6 address the potential social and financial issues  
7 related to problem gambling. One of Jack's primary  
8 duties, along with his co-worker Michael Camm, is to  
9 assist citizens with the Board's Self-Exclusion  
10 Program by answering questions, guiding them through  
11 enrollment or removal, and being a key source of  
12 information to ensure the public understands the  
13 benefits and comprehensive nature of the Self-  
14 Exclusion Program.

15                   Throughout the month of March, staff  
16 from the Office of Compulsive and Problem Gambling  
17 will also attend various conferences and fairs to not  
18 only share information on the Self-Exclusion Program,  
19 but to also promote the tools available to every  
20 individual engaged in online gambling to aid in  
21 keeping gambling safe and fun. These tools include  
22 the ability for patrons to set cool-off periods,  
23 wager and deposit limits, and even time limits.

24                   The declaration of March as Problem  
25 Gambling Awareness Month is an important way for the

1 Board to share information about the programs, tools  
2 and resources available to all Pennsylvania citizens  
3 and to ensure those that may be struggling with  
4 gambling addiction have the support they need. I  
5 would now like to turn the presentation to Jack who  
6 will present a Resolution specifically highlighting  
7 the awareness and attention to problem gambling  
8 during the month of March.

9 MR. GALLICK: Thank you, Claire. Good  
10 morning, Madam Chair, Members of the Board. I'm here  
11 today to introduce a Board Resolution recognizing  
12 March 2025 as Problem Gambling Awareness Month.

13 Problem Gambling Awareness Month, or  
14 PGAM is a national campaign aimed at spreading  
15 awareness about the destructive effects of gambling  
16 addiction while also highlighting available resources  
17 for prevention, treatment and recovery for those at  
18 risk.

19 From its founding in 2005, PGAM has  
20 grown from a week-long grassroots effort to a month-  
21 long national initiative thanks to the efforts of  
22 responsible gaming organizations, treatment  
23 professionals, government agencies and other  
24 dedicated participants. As this industry continues  
25 to grow in Pennsylvania, the Office of Compulsive and

1 Problem Gambling will continue to do its part to  
2 mitigate gambling harm by spreading awareness about  
3 problem gambling tools like the Board's Self-  
4 Exclusion Program.

5 In 2024, the OCPG processed a record  
6 7,500 self-exclusion enrollment requests, up from  
7 5,400 in 2023. Since the beginning of the program in  
8 2006, our office has processed over 38,000 requests  
9 for self-exclusion. Of these requests, more than  
10 22,000 are still active today. As we see demand  
11 continue to grow for this program, our office is  
12 committed to enhancing accessibility, efficiency and  
13 responsiveness in the enrollment process.

14 Additionally, the OCPG will continue  
15 to work with licensees to ensure that appropriate  
16 tools like self-imposed limits are in place to  
17 discourage problem gambling. We will also work - or  
18 continue to work on outreach and education efforts  
19 with the Department of Drug and Alcohol Programs, the  
20 Pennsylvania Lottery and the Council on Compulsive  
21 Gambling of Pennsylvania to ensure that citizens  
22 across the Commonwealth are aware of the resources  
23 available to them.

24 With that being said, I would like to  
25 ask the Board to continue its support of PGAM and

1 adopt the Resolution before you today designated  
2 March 2025 as Problem Gambling Awareness Month. On  
3 behalf of the Office of Compulsive and Problem  
4 Gambling, I thank you all for your time and support  
5 and I look forward to continuing our proactive work  
6 on this very important issue. Thank you.

7 CHAIR SMYLER: Thank you. Any  
8 questions or comments?

9 May I have a motion, please?

10 MR. DILLON: Madam Chair, Commissioner  
11 Dillon moves that the Board approve the Resolution  
12 2025-1-CPG as described by the Director of Compulsive  
13 and Problem Gaming.

14 MR. DERMODY: Commissioner Dermody  
15 seconds.

16 CHAIR SMYLER: All in favor?

17 AYES RESPONDS

18 CHAIR SMYLER: All opposed?

19 NO RESPONSE

20 CHAIR SMYLER: Motion's adopted.

21 MS. YANTIS: Thank you.

22 MR. GALLICK: Thank you.

23 CHAIR SMYLER: Thank you. We will now  
24 hear from now Human Resources Director Heidi Zula.  
25 Heidi.

1                   MS. ZULA: Good morning, Madam Chair  
2 and Members of the Board. The Office of Human  
3 Resources has one motion for your consideration today  
4 relative to the hiring of two individuals. The  
5 following two individuals have completed the  
6 background investigation and drug screening and are  
7 ready for presentation to the Board.

8                   Dazja Ahmad has been selected as a  
9 Casino Compliance Representative at the Live! Casino  
10 Philadelphia and is recommended for hire by Greg  
11 Hazzouri, Director of Casino Compliance. Kristina  
12 Bruzzano has been selected as a Communication  
13 Specialist with the Office of Communications within  
14 the Bureau of Administration and is recommended for  
15 hire by Douglas Harbach, Communications Director, and  
16 Claire Yantis, Administrative Director.

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 SMYLER: Any questions or  
21 comments?

22                   May I have a motion, please?

23                   MR. DERMODY: Madam Chair,  
24 Commissioner Dermody moves that the Board approve the  
25 applicants for hire as proposed by the Human

1 Resources Director.

2 MS. REGAN: Commissioner Regan  
3 seconds.

4 CHAIR SMYLER: All in favor?

5 AYES RESPONDS

6 CHAIR SMYLER: All opposed?

7 NO RESPONSE

8 CHAIR SMYLER: Motion carries.

9 MS. ZULA: Thank you.

10 CHAIR SMYLER: Thank you, Heidi. Next  
11 is our Office Chief Counsel.

12 ATTORNEY COOK: Morning.

13 CHAIR SMYLER: Good morning.

14 ATTORNEY COOK: Before I begin our  
15 business, Madam Chair, I'd like to take a moment to  
16 acknowledge a retirement that we have within the OCC.  
17 Specifically, next Friday, Deputy Chief Counsel Lisa  
18 McClain will be retiring after almost 20 years of  
19 service with the Board. She's about five months  
20 short 20 years of service. I don't know if I can  
21 convince her to stick around to reach that milestone,  
22 but - but she is retiring after 35 years of state  
23 service, which is hard to believe because she looks  
24 about 35 years old, but she's been, you know, a great  
25 asset to the OCC.

1                   She made my transition to Chief  
2 Counsel about three and-a-half years ago quite easy  
3 because I really didn't have to pay attention to any  
4 of the licensing matters. Lisa, you know, has been  
5 doing it for 15 years or more. She's done an  
6 excellent job and I thank her for that and wish her  
7 well in her retirement.

8                   CHAIR SMYLER: Thank you, Steve. On  
9 behalf of the entire Board, I would also like to  
10 acknowledge and thank Lisa for her years of service.  
11 What many people who follow our proceedings don't  
12 realize is the large amount of work lawyers in the  
13 OCC's Licensing Division perform. And Lisa, for  
14 almost two decades, five months short of two decades,  
15 has been the head of that unit.

16                   Lisa and her staff very much were very  
17 much outside of the spotlight as is attested to by  
18 the fact that she's not in the room today, but they  
19 deep-dive into applications and investigative reports  
20 prepared by the Bureau of Investigations and  
21 Enforcement. They then compile suitability reports  
22 on applicants which the Board reviews and digests  
23 prior to making decisions on licensure.

24                   It is very important but unheralded  
25 work upon which this Board and all prior Boards have



1 heavily relied. So, thank you Lisa for your years of  
2 service to the Commonwealth and, more importantly,  
3 for your great service that you have provided to this  
4 Board. Best of luck to you in the future wherever  
5 you are and I know you are watching. So, and she  
6 does look 35.

7 ATTORNEY COOK: As first order of  
8 business under the OCC before the Board today are six  
9 petitions. Each of these petitions are being brought  
10 to you on documentary record, as the OEC has no  
11 objection to the relief requested and the Board has,  
12 in advance of this meeting, been provided with all  
13 the documents filed of record prior to today.

14 The first Petition before the Board is  
15 a Joint Request from NYX Digital Gaming USA, LLC and  
16 OB Global Holdings, LLC for approval of a change of  
17 control. NYX is a Nevada company that is licensed by  
18 the Board to manufacture iGaming and sports wagering  
19 software. NYX is ultimately owned by Endeavor Group  
20 Holdings, Inc., a publicly-traded company, which also  
21 owns a talent agency, sports and entertainment  
22 companies and a streaming service.

23 In a multi-phase transaction,  
24 Endeavor's largest shareholders seeking to take this  
25 company private and focus on its talent agency,

1 sports and entertainment businesses thereby  
2 necessitating the sale of its iGaming, sports  
3 wagering and streaming businesses including NYX.

4 OB Global Holdings was created by two  
5 of NYX's licensed - Pennsylvania licensed principals  
6 Ariel Emanuel and Jordan Levin to purchase the assets  
7 of Endeavor that Endeavor is wishing to sell and when  
8 the contemplated transaction closes, an OB Global  
9 Holding's subsidiary will eventually own NYX.

10 The OEC has no objection to the  
11 proposed change of control subject to conditions  
12 outlined in its Answer and OEC has also requested  
13 that certain matters filed of record be maintained as  
14 confidential and this matter is now ripe for the  
15 Board's consideration.

16 CHAIR SMYLER: Any questions or  
17 comments?

18 May I have a motion, please?

19 MS. REGAN: Madam Chair, Commissioner  
20 Regan moves that the Board grant the Petition for  
21 Approval of a Change of Control, as described by the  
22 OCC. I further move that the OEC's request for the  
23 confidentiality be granted in part, as outlined in  
24 the Board's Order.

25 MS. RALSTON: Commissioner Ralston

1 seconds.

2 CHAIR SMYLER: All in favor?

3 AYES RESPONDS

4 CHAIR SMYLER: All opposed?

5 NO RESPONSE

6 CHAIR SMYLER: Motion's approved.

7 ATTORNEY COOK: Next before the Board  
8 is a petition filed by White Hat Gaming Incorporated  
9 seeking approval of internal restructuring, also  
10 resulting in a change of control of the Board's  
11 licensee. White Hat Gaming Inc. is a Delaware  
12 company that also provides software to iGaming and  
13 sports wagering operators in Pennsylvania.

14 White Hat Gaming Inc. is licensed by  
15 the Board as an Interactive Gaming and Sports  
16 Wagering Manufacturer. That company is directly  
17 owned by White Hat Gaming Limited, a Limited  
18 Liability Company who is also licensed by the Board  
19 as a principal affiliate. WHT Limited is a Limited  
20 Liability Company and the sister company of White Hat  
21 Gaming, Inc., also wholly owned by White Hat Gaming  
22 Limited.

23 The party seeking approval of - excuse  
24 me. The parties seek approval of a shared transfer  
25 agreement that will result in an internal corporate

1 restructuring resulting in WHT Limited, presently  
2 White Hat Gaming, Inc.'s sister company, becoming the  
3 direct corporate parent of White Hat Gaming, Inc. WHT  
4 Limited will continue to be wholly-owned by White Hat  
5 Gaming Limited.

6 The OEC has no objection to the  
7 requested relief, subject to the conditions outlined  
8 in their Answer. The Petitioner and OEC have both  
9 requested that certain information in the Answer in  
10 their pleadings be maintained as confidential and  
11 this matter is now ready for the Board's  
12 consideration.

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

15 MS. RALSTON: Commissioner Ralston  
16 moves that the Board grant the Petition for Approval  
17 of Change of Control, as described by the OCC. I  
18 further move that Petitioners and the OEC's Request  
19 for Confidentiality be granted.

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

22 CHAIR SMYLER: All in favor?

23 AYES RESPONDS

24 CHAIR SMYLER: All opposed?

25 NO RESPONSE

1                   CHAIR SMYLER: Motion's adopted.

2                   ATTORNEY COOK: Next before the Board  
3 is Brian Price's Petition to lift the suspension of  
4 his Gaming Employee Occupation Permit.

5                   By way of background on February 20,  
6 2024, the OEC filed a Complaint seeking an emergency  
7 suspension of Mr. Price's Gaming Employee Occupation  
8 Permit after receiving notice that he was criminally  
9 charged in New Jersey with a number of firearm  
10 violations - firearms violations.

11                   As a result of these charges, the  
12 Board's Executive Director issued an Emergency Order  
13 suspending his Permit. The hearing was held and  
14 subsequently, a recommendation was issued by the  
15 Office of Hearings and Appeals that the suspension  
16 remain in effect. And thereafter, on August 21st,  
17 2024, the Board issued an Order adopting the Report  
18 and Recommendation keeping the suspension in place.

19                   Mr. Price is now asking the Board to  
20 lift the suspension of his Gaming Employee Occupation  
21 Permit, stating in his request that all criminal  
22 charges have been dismissed. The OEC confirmed Mr.  
23 Price's assertion that he no longer faces any  
24 criminal charges and filed an Answer indicating  
25 there's no objection to the requested relief, and

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

3 CHAIR SMYLER: Any questions or  
4 comments?

5 May I have a motion, please?

6 MS. MANZANO-DÍAZ: Madam Chair,  
7 Commissioner Manzano-Díaz moves that the Board grant  
8 Brian Price's Petition to Lift the Suspension of his  
9 Gaming Employee Occupation Permit, as described by  
10 the OCC.

11 MR. HICKERNELL: Commissioner  
12 Hickernell seconds.

13 CHAIR SMYLER: All in favor?  
14 AYES RESPONDS

15 CHAIR SMYLER: All opposed?  
16 NO RESPONSE

17 CHAIR SMYLER: Motion's adopted.

18 ATTORNEY COOK: Next is a Request for  
19 Removal from the Involuntary Exclusion List. On May  
20 7th, 2016, Monserrate DeLeon used a false  
21 identification and entered the gaming floor of what  
22 is now Rivers Philadelphia while he was under the age  
23 of 21. Subsequently, the OEC filed a Petition to  
24 place Mr. DeLeon on the Involuntary Exclusion List  
25 and the Board issued an Order on April 26th, 2017

1 placing him on the List until at least his 22nd  
2 birthday.

3 Mr. DeLeon, who is 27 years old is  
4 requesting removal from the List, as it's been over  
5 seven years since his placement on the List. OEC has  
6 no objection to this request and it's ripe for the  
7 Board's consideration.

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

10 MR. HICKERNELL: Madam Chair,  
11 Commissioner Hickernell moves that the Board grant  
12 Monserrate DeLeon's Petition for Removal from the  
13 Involuntary Exclusion List, as described by the OCC.

14 MR. DILLON: Commissioner Dillon  
15 seconds.

16 CHAIR SMYLER: All in favor?

17 AYES RESPONDS

18 CHAIR SMYLER: All opposed?

19 NO RESPONSE

20 CHAIR SMYLER: Motion's adopted.

21 ATTORNEY COOK: Next before the Board  
22 is a request for removal from the Self-Exclusion List  
23 filed by an individual with the initials B.N. On  
24 August 30th, 2014, this individual placed herself on  
25 the List choosing the Lifetime Self-Exclusion option.

1                   On September 9th, 2024, B.N. filed a  
2 Request for Removal from the List, stating that she'd  
3 like to be able to gamble again and has learned  
4 lessons from her past gambling experiences. As  
5 required by the Board's regulations, B.N. provided a  
6 required Problem Gambling Assessment Verification  
7 form signed by a Problem Gambling Certified  
8 Assessment Provider, confirming that an assessment of  
9 B.N. was performed and that problem gambling  
10 treatment was not recommended.

11                   The OEC has no objection to this  
12 request given the regulatory requirements were met,  
13 and this matter is now ripe for the Board's  
14 consideration.

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

17                   MR. DILLON: Madam Chair, Commissioner  
18 Dillon moves that the Board grant B.N.'s Petition for  
19 Removal from the Casino Self-Exclusion List, as  
20 described by the OCC.

21                   MR. DERMODY: Commissioner Dermody  
22 seconds.

23                   CHAIR SMYLER: All in favor?  
24 AYES RESPONDS

25                   CHAIR SMYLER: All opposed?



1 NO RESPONSE

2 CHAIR SMYLER: Motion passes.

3 ATTORNEY COOK: The final Petition  
4 before the Board today is another Petition requesting  
5 Removal from the Self-Exclusion List. On August 7th,  
6 2009, an individual with the initials S.W. placed  
7 himself (sic) on the List, choosing the Lifetime  
8 Self-Exclusion option.

9 On June 11, 2024, S.W. filed her  
10 request for removal from the List. Included in the  
11 Petition was a Problem Gambling Assessment  
12 Verification Form signed by a Certified Assessment  
13 Provider, confirming that an assessment of S.W. was  
14 performed and that problem gambling treatment was not  
15 recommended. The regulatory requirements, again  
16 having been met, the OEC filed an Answer with no  
17 objection to the request and this matter is now ripe  
18 for the Board's consideration.

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

21 MR. DERMODY: Madam Chair,  
22 Commissioner Dermody moves that the Board grant  
23 S.W.'s Petition for Removal from the Casino Self-  
24 Exclusion List, as described by the OCC.

25 MS. REGAN: Commissioner Regan

1 seconds.

2 CHAIR SMYLER: All in favor?

3 AYES RESPONDS

4 CHAIR SMYLER: All opposed?

5 NO RESPONSE

6 CHAIR SMYLER: Motion passes.

7 ATTORNEY COOK: Next, presenting  
8 withdrawals and reports and recommendations is Deputy  
9 Chief Counsel, Chad Zimmermann.

10 ATTORNEY ZIMMERMANN: Good morning,  
11 Commissioners. The next matter before you today  
12 pertains to several unopposed Petitions to Withdrawal  
13 Applications or Surrender the Credentials of the  
14 following individuals or entities.

15 Unibet Interactive, Inc.; Alexander  
16 Merwald; Stephen Sheridan, David Townsend; NetEnt  
17 Americas, LLC, NetEnt Americas Holding, Inc.;  
18 Evolution Services Sweden AB; Stephanie Schmidt;  
19 Hector Fernandez and Robert Phythian.

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

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

3                   MS. REGAN: Commissioner Regan moves  
4 that the Board issue Orders to approve the  
5 Withdrawals and Surrenders as described by the OCC.

6                   MS. RALSTON: Commissioner Ralston  
7 seconds.

8                   CHAIR SMYLER: All in favor?  
9 AYES RESPONDS

10                  CHAIR SMYLER: All opposed?  
11 NO RESPONSE

12                  CHAIR SMYLER: Motion passes.

13                  ATTORNEY ZIMMERMANN: Next before the  
14 Board for consideration are eight Reports and  
15 Recommendations received from the OHA. These Reports  
16 and Recommendations, along with the evidentiary  
17 record for each hearing, have been provided to the  
18 Board in advance of today's meeting. Additionally,  
19 the persons involved have each been notified that  
20 their matter was being considered today and that each  
21 would have the ability to come forward and briefly  
22 address the Board. If any of the persons who are the  
23 subject to one of these Reports and Recommendations  
24 would like to address the Board, I would ask them to  
25 come forward when their matter is called.

1                   The first Report and Recommendation  
2 before the Board today pertains to Jose Collado.  
3 By way of background, in June 2019, Mr. Collado  
4 submitted an Application seeking to renew his Gaming  
5 Employee Occupation Permit to continue working as a  
6 Poker Dealer at Wind Creek Bethlehem. On August  
7 28th, 2019, the OEC issued a Notice of Recommendation  
8 of Denial of Mr. Collado's Renewal Application based  
9 on criminal charges and his conduct while employed at  
10 Wind Creek.

11                   Specifically, while dealing Poker, Mr.  
12 Collado would cap his gratuities with \$1 chips from  
13 the table float; stealing a total of \$126. He was  
14 terminated and charged with a theft-related  
15 misdemeanors. A hearing in this matter was held in  
16 October 2019 and thereafter, on March 11, 2020, the  
17 Board issued an Order revoking Mr. Collado's Permit  
18 and denying his Renewal Application.

19                   After previously filing for permission  
20 to reapply early in October 2021, Mr. Collado filed  
21 his current request for early reapplication August of  
22 2024. OEC objected to the request and a hearing was  
23 held December 12, 2024. Mr. Collado failed to appear  
24 at his hearing. OEC appeared at the hearing and  
25 moved to dismiss the Petition based on Mr. Collado's

1 absence. Thereafter, a Report and Recommendation was  
2 issued, recommending that Mr. Collado's Petition be  
3 dismissed. And this matter is now ready for the  
4 Board's consideration.

5 CHAIR SMYLER: Any questions or  
6 comments?

7 May I have a motion, please?

8 MS. RALSTON: Commissioner Ralston  
9 moves that the Board adopt the Report and  
10 Recommendation issued by the OHA, as described by the  
11 OCC, and that Jose Collado's Petition for Early  
12 Reapplication of his Gaming Employee Occupation  
13 Permit be denied.

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

16 CHAIR SMYLER: All in favor?

17 AYES RESPONDS

18 CHAIR SMYLER: All opposed?

19 NO RESPONSE

20 CHAIR SMYLER: Motion's adopted.

21 ATTORNEY ZIMMERMANN: Next is the  
22 Report and Recommendation regarding Schnyder  
23 Levasseur. Mr. Levasseur holds a Gaming Employee  
24 Occupation Permit and worked as a Table Games Dealer  
25 at Live! Casino Hotel in Philadelphia. On September

1 12th, 2024, the OEC filed a Complaint for emergency  
2 suspension of Mr. Levasseur's Permit after receiving  
3 notice that he was charged with a felony offense and  
4 numerous vehicular summary offenses. As a result of  
5 these charges, the Board's Executive Director issued  
6 an Emergency Order suspending Mr. Levasseur's Permit.

7 A hearing in this matter was held on  
8 October 16, 2024. OEC appeared for the hearing,  
9 presenting testimony and documentary evidence. Mr.  
10 Levasseur failed to appear. However, following the  
11 hearing, he contacted the Board's OHA and requested a  
12 hearing be rescheduled.

13 A second hearing was held on October  
14 29, 2024. Mr. Levasseur appeared and testified on his  
15 own behalf. OEC appeared and relied on the  
16 evidentiary record they had established at the first  
17 hearing. Evidence and testimony showed that on May  
18 12, 2024, Mr. Levasseur was traveling at a high rate  
19 of speed; making unsafe passes and failed to pull  
20 over for a Pennsylvania State Police trooper until  
21 eventually hitting several objects and coming to a  
22 halt where he was arrested without incident.

23 Mr. Levasseur waived his felony charge  
24 and three of the summary offenses to the Court of  
25 Common Pleas, while the other remaining charges were

1 withdrawn. He requested to enter the Accelerated  
2 Rehabilitative Disposition Program, which was denied,  
3 and all charges currently remain pending. Mr.  
4 Levasseur testified that he was traveling to visit  
5 his parents on the day of the incident, panicked when  
6 he noticed the police behind him, further stating  
7 that he came to the U.S. from Haiti in 2014 and is  
8 not yet a U.S. Citizen, but plans to become one. He  
9 also stated that his criminal attorney is seeking to  
10 have his felony charges downgraded to a misdemeanor.

11 Following the hearing, a Report and  
12 Recommendation was issued, recommending that the  
13 suspension of Mr. Levasseur's permit remain in  
14 effect, and this matter is now ripe for the Board's  
15 consideration. Mr. Levasseur is present today.

16 MR. LEVASSEUR: Good morning,  
17 everyone.

18 CHAIR SMYLER: Mr. Levasseur, could  
19 you please stand and be sworn by the Court Reporter?

20 COURT REPORTER: Can you raise your  
21 right hand?

22 ---

23 SCHYNDER LEVASSEUR,  
24 CALLED AS A WITNESS IN THE FOLLOWING PROCEEDING, AND  
25 HAVING FIRST BEEN DULY SWORN, TESTIFIED AND SAID AS

— — —

MR. LEVASSEUR: Yes. First name is  
S-C-H-N-Y-D-E-R, last name, L-E-V-A-S-S-E-U-R.

MR. LEVASSEUR: Yeah. Good morning,  
everyone.

CHAIR SMYLER: Good morning.

I love what I do as a poker dealer and I have friends from the job and also my players as friends that always ask me when I'm coming back. Sorry, Excuse me. Excuse me. I would like to request a lift for the suspension so I can get back



1 to Live! Hotel casino at the job that I do best,  
2 providing people -. I'm sorry, I'm so nervous.

3 CHAIR SMYLER: Take your time.

4 MR. LEVASSEUR: I'm sorry.

5 Okay.

6 I'm sorry.

7 Okay.

8 Yeah, I'm sorry.

9 CHAIR SMYLER: We don't bite.

10 MR. LEVASSEUR: I'm so sorry. it's  
11 just I'm so nervous. I would like to get a request  
12 to get lift of my gaming suspension because I  
13 currently live in Philadelphia independently. My  
14 parents live in Harrisburg. So the job - Live! Hotel  
15 Casino is one of my best job that provide me so much  
16 in my life. And currently right now I'm just  
17 struggling in life and I would like to get a second  
18 chance to get back to the job I do best. Thank you.

19 CHAIR SMYLER: Any questions or  
20 comments from the Board?

21 Commissioner Manzano-Díaz?

22 MS. MANZANO-DÍAZ: Yes. Good morning.

23 MR. LEVASSEUR: Good morning.

24 MS. MANZANO-DÍAZ: Could you please  
25 tell us what happened that evening?

1                   MR. LEVASSEUR: Yes. That evening, I  
2 was on my way to - on Mother's Day, I was on my way,  
3 coming from Philadelphia to see my parents in  
4 Harrisburg. I was driving a sporty car with a very  
5 loud exhaust and I was doing at least 80 to 90 miles  
6 per hour on the highway and didn't notice the trooper  
7 that I drove by that was still on the highway and I  
8 was, at a time, it was like probably like seven  
9 minutes from my parent's house.

10                   And then the state trooper comes in  
11 behind me and he's just following me and then he did  
12 not turn his lights on and I kept on driving doing  
13 the speed limit, but I drove faster ---I'm sorry. I  
14 drove faster, like about 110 to 120, and then that's  
15 when he turned his lights on to try to pull me over  
16 and I did not comply to pull over and I ended up take  
17 the exit and crashed my vehicle because I was  
18 supposed to pull over. Not pull over. I don't know  
19 why I did not pull over. I have every legal paper  
20 that - for a traffic stop to pull over and officer  
21 and I did not have anything illegal in my vehicle.

22                   After the crash, the officer on the  
23 scene put me in the cuff. I apologized to him,  
24 telling him I'm sorry, I was nervous. I don't know  
25 why I did not pull over. And he told me that - he

1 told me it's too late now. You could've killed  
2 somebody because you was doing too fast. And I fully  
3 acknowledge that and I said I'm sorry, I apologize.

4 I asked him to get in touch with my  
5 parents and then he said I will - he will do it, give  
6 him a second. I tell him that I came from  
7 Philadelphia and I was just going to see my parents  
8 and he said, okay, he'll call them for me, but he  
9 said today, you - I'm going to take you to jail  
10 because you crash your car and then why you didn't  
11 pull over. I was, like, I - I don't know. I think  
12 you probably was going to give me a ticket for my  
13 loud exhaust on my vehicle. So I just don't know why  
14 I pull over (sic).

15 And I know my - my act was very bad  
16 and I simply apologized on behalf of the job, then I  
17 disappoint them for my behavior. And I felt so sorry  
18 and 'cause (sic) this matter been the worst thing  
19 that have happened to me. It's like a nightmare.

20 MS. MANZANO-DÍAZ: What did your  
21 supervisor say when you told them what happened?

22 MR. LEVASSEUR: The supervisor, the  
23 next day I come, the Board at the job come to me,  
24 question me about that. I explained to them about  
25 the traffic stop, I did not comply to the officer,

1 you know, crashing my vehicle. They let me work,  
2 continue working and then my supervisor -. I  
3 explained to my supervisor, they support me as my  
4 family is supporting me, also blaming me for not  
5 stopping for cops for no reason.

6                   They support me. They said it's -  
7 it's not the end of the world, but we're here for  
8 you. The supervisor said we're here for you. We're  
9 looking forward to help you in every circumstances  
10 and they was helping me to get picked up more days  
11 for work to pay for a lawyer because they know I - I  
12 didn't have enough money to pay for a lawyer. So  
13 they said, we're going to give you more days to come  
14 to work so you can get a lawyer.

15                   At the time, I had a lawyer and I did  
16 - but I was still living independently so I did not  
17 have enough money to continue paying the lawyer, so  
18 know I have a public defender on that, regarding my  
19 case, but they - they (sic) supporting me and they  
20 said it's not up to them to let me work. If it was  
21 up to them, they would let me work based on my  
22 situation because they know I'm a good person and a  
23 good worker.

24                   They said that its based on Gaming  
25 Control, so they just waiting for the answer of

1 Gaming Control to give me a come back to work.

2 MS. REGAN: I have a question as well.

3 CHAIR SMYLER: Go ahead.

4 MS. REGAN: Just briefly. Those are  
5 very, very serious charges. What would you do  
6 differently if that were to ever happen again?

7 MR. LEVASSEUR: I would - I don't  
8 think that would ever happen again. I don't think  
9 that will ever happen again. If differently, I'll  
10 pull over. I will never drive doing 120 miles per  
11 hour. Currently, my driving license is not  
12 suspended. I drive - never - now, I'm, like,  
13 coaching other people to not drive fast, based on my  
14 experience, what happened to me.

15 If that - if I ever get cops behind  
16 me, pull over, polite, comply to the officer. That's  
17 what I should have done.

18 CHAIR SMYLER: Ms. Langan?

19 MS. LANGAN: Do you understand the  
20 seriousness that a felony is in the context of having  
21 your Gaming Permit, Steve, if you're convicted of a  
22 felony, it's ten years -?

23 ATTORNEY COOK: Five years.

24 MS. LANGAN: Five years prohibition.

25 ATTORNEY ZIMMERMANN: Fifteen (15).

1                   ATTORNEY COOK: Fifteen (15), I'm  
2 sorry, yeah, 15.

3                   MS. LANGAN: Fifteen (15). So it's 15  
4 years if you're convicted of a felony that you can't  
5 have a gaming license. You're charged with a felony  
6 as of right now. So I mean, you - do you understand  
7 like -?

8                   MR. LEVASSEUR: Yes

9                   MS. LANGAN: I don't know that this is  
10 necessarily in the Board's hands, but it's - when you  
11 got these charges, you were charged with at least  
12 three felonies. Now, I don't know where the charges  
13 stand, but if you're convicted, you can't hold a  
14 gaming license for 15 years.

15                   MR. LEVASSEUR: I understand.

16                   MS. LANGAN: All right.

17                   CHAIR SMYLER: Okay.

18                   Thank you, Mr. Levasseur. We're going  
19 to put your matter on hold if you can take a seat,  
20 we'll address at the end of the meeting because we'll  
21 have to take a break and have exec session, but we're  
22 not going to do that right now.

23                   Okay?

24                   MR. LEVASSEUR: Thank you.

25                   ATTORNEY ZIMMERMANN: We'll address

1 that later for a vote. First, moving on to the next  
2 matter. Samantha Stanford's matter is next before  
3 the Board. On February 16, 2024, the OEC filed a  
4 Petition to place Samantha Stanford on the Exclusion  
5 List. A hearing in the matter was held on November  
6 7, 2024. OEC appeared presenting testimony,  
7 documentary and surveillance evidence. Ms. Stanford  
8 appeared and testified on her own behalf.

9           The evidence and testimony presented  
10 at the hearing showed that in June 2019 while at The  
11 Meadows, Ms. Stanford and her partner were involved  
12 in a physical altercation and were both criminally  
13 charged. In August 2021, she and the same partner  
14 were overly intoxicated at Live! Casino Pittsburgh,  
15 again, resulting in a physical altercation. Then in  
16 April 2022, while at the bar at Rivers Casino  
17 Pittsburgh, Ms. Stanford again was intoxicated and  
18 became hostile and aggressive to the staff, resulting  
19 in criminal charges.

20           Ms. Stanford testified that during  
21 these incidents, she was suffering from depression  
22 and going through a very abusive relationship with  
23 her partner. She further stated that she has  
24 completed counseling for drugs, alcohol, anger  
25 management and mental health and has completed a

1 rehab program. Ms. Stanford apologized for her  
2 actions. She did not provide any evidence to support  
3 her testimony that she's completed any type of  
4 counseling.

5 After hearing all the evidence  
6 presented, a Report and Recommendation was issued  
7 recommending that Samantha Stanford be placed on the  
8 Board's Involuntary Exclusion List, and this matter  
9 is now ripe for the Board's consideration.

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

12 MR. HICKERNELL: Madam Chair,  
13 Commissioner Hickernell moves that the Board adopt  
14 the Report and Recommendation issued by the OHA, as  
15 described by the OCC, and that Samantha Stanford be  
16 placed on the Board's Involuntary Exclusion List.

17 MR. DILLON: Commissioner Dillon  
18 seconds.

19 CHAIR SMYLER: All in favor?

20 AYES RESPONDS

21 CHAIR SMYLER: All opposed?

22 NO RESPONSE

23 CHAIR SMYLER: Motion's adopted.

24 ATTORNEY ZIMMERMANN: Tiffany Akers is  
25 the next Report and Recommendation before the Board



1 today. Ms. Akers is requesting removal from the  
2 Board's Involuntary Exclusion List. By way of  
3 background, in February 2018, the OEC filed a  
4 Petition to place Tiffany Akers, then Tiffany  
5 Bradley, on the Board's Involuntary Exclusion List  
6 after being notified that in December 2017, she left  
7 her eight-year old daughter and her daughter's 11-  
8 year old friend unattended in her vehicle for  
9 approximately 40 minutes while she gamed at Lady Luck  
10 Casino.

11 A hearing on that matter was held and  
12 the Board issued an Order on July 19, 2019, placing  
13 Ms. Akers on the Involuntary Exclusion List. In  
14 October 2022, Ms. Akers filed a request for early  
15 removal from the List. However, the Board issued an  
16 Order in May 2023 denying that request. Ms. Akers  
17 filed her current Petition for removal in July 2024.  
18 OEC objected to the request and a hearing on the  
19 matter was held October 9, 2024 via telephone. Ms.  
20 Akers failed to attend that hearing. OEC attended  
21 the hearing and offering testimony and documentary  
22 evidence.

23 Following the hearing, Ms. Akers  
24 contacted the OHA, stating she had technical  
25 difficulties when trying to join the telephone

1 hearing. A new hearing was held November 2024. Ms.  
2 Akers appeared and testified on her own behalf. OEC  
3 appeared, but did not present any further testimony  
4 or evidence, relying on the prior hearing.

5 During her testimony, Ms. Akers  
6 expressed remorse for her actions and admitted that  
7 it was wrong to leave the girls alone in a vehicle  
8 while she gamed. Ms. Aker's children, including the  
9 child left alone in the vehicle, are now 23, 20 and  
10 15 years of age. She's requesting removal so she can  
11 be employed as a Table Games Dealer at a licensed PA  
12 casino.

13 There's no evidence that Ms. Akers  
14 ever violated her exclusion ban, following her  
15 hearing, the Report and Recommendation was issued  
16 recommending that Ms. Akers be removed from the  
17 Board's Involuntary Exclusion List and this matter is  
18 now ripe for the Board's consideration.

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

21 MS. REGAN: Madam Chair, Commissioner  
22 Regan moves that the Board adopt the Report and  
23 Recommendation issued by the OHA, as described by the  
24 OCC and that Tiffany Akers Petition for Removal from  
25 the Board's Involuntary Exclusion List be granted.

1                   MS. RALSTON:   Commissioner Ralston  
2 seconds.

3                   CHAIR SMYLER:   All in favor?

4 AYES RESPONDS

5                   CHAIR SMYLER:   All opposed?

6 NO RESPONSE

7                   CHAIR SMYLER:   Motion passes.

8                   ATTORNEY ZIMMERMANN:   Next before the  
9 Board is another Report and Recommendation pertaining  
10 to a request for removal from the Board's Involuntary  
11 Exclusion List. The underlying facts in this matter  
12 are that on June 13, 2016, Mena Beshara left two  
13 children, ages four and ten months old, unattended in  
14 a vehicle at the parking lot of Hollywood Casino at  
15 Penn National Race Course for approximately 12  
16 minutes while he gamed.

17                   Consequently, on February 1st, 2017,  
18 the Board issued an Order placing Mr. Beshara on the  
19 List. On August 13, 2024, Mr. Beshara filed his  
20 Petition requesting removal from the List. The OEC  
21 filed an Answer objecting to the request and a  
22 teleconference hearing was held on October 31st,  
23 2024. Mr. Beshara failed to appear. OEC appeared at  
24 the hearing and moved to dismiss the Petition based  
25 on Mr. Beshara's absence.

1                   However, later that day, Mr. Beshara  
2     contacted the Board's Clerk asking to reschedule the  
3     hearing stating he had tried to participate, but was  
4     unable to connect to the teleconference. A new  
5     hearing was held December 4, 2024. OEC appeared but  
6     did not present any new evidence. Mr. Beshara  
7     appeared and testified on his own behalf stating that  
8     at the time of the incident, he was new to the  
9     country and did not know that you were not allowed to  
10    leave children in the vehicle. He further stated  
11    that in his country of Egypt, it is okay to leave  
12    children in the car, citing the cultural differences  
13    between here and his own country.

14                  Mr. Beshara also testified that he  
15    came to the United States in 2012; learned the  
16    English language and obtained employment, currently  
17    working as a supervisor for the U.S. Postal Service.  
18    He further states he is not seeking removal so that  
19    he can go the casinos again, but - as he does not  
20    want his children to see his name on the Exclusion  
21    List when they are older.

22                  Thereafter, a Report and  
23    Recommendation was issued, recommending that Mr.  
24    Beshara's Petition be granted and this matter is now  
25    ready for the Board's consideration.

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

3                   MR. DILLON: Madam Chair, Commissioner  
4 Dillon moves that the Board adopt the Report and  
5 Recommendation issued by the OHA, as described by the  
6 OCC, and that Mena Beshara's Petition for Removal  
7 from the Board's Involuntary Exclusion List be  
8 granted.

9                   MR. DERMODY: Commissioner Dermody  
10 seconds.

11                   CHAIR SMYLER: All in favor?

12 AYES RESPONDS

13                   CHAIR SMYLER: All opposed?

14 NO RESPONSE

15                   CHAIR SMYLER: Motion passes.

16                   ATTORNEY ZIMMERMANN: Next before the  
17 Board is a Report and Recommendation stemming from  
18 another request for removal from the Involuntary  
19 Exclusion List. The underlying facts in this matter  
20 are that on November 11, 2016, Soksaroeun Chhoeung,  
21 along with two other individuals left a three-year  
22 old child unattended in a vehicle at SugarHouse  
23 Casino, now Rivers Philadelphia, while they gamed.  
24 The other two individuals were the parents of the  
25 child.

1                   In July 2017, the OEC filed a Petition  
2 requesting that Mr. Chhoeung be placed on the Board's  
3 Involuntary Exclusion List for his actions.

4                   Consequently, on April 2018, the Board  
5 issued an Order placing Mr. Chhoeung on the List.  
6 On May 17, 2024, Mr. Chhoeung filed a Petition  
7 requesting removal from the List. The OEC filed an  
8 Answer objecting to that request. A hearing in this  
9 matter was held October 10, 2024, OEC appeared at the  
10 hearing offering testimony and documentary evidence.  
11 Mr. Chhoeung appeared and testified on his own  
12 behalf.

13                   He testified that he is not the father  
14 of the child, and he further stated that he thought  
15 the mother of the child was going to stay in the car  
16 and only realized that she was in the casino when  
17 they began to game at a table together. Mr. Chhoeung  
18 was not criminally charged in this incident; however  
19 he was permanently banned from the casino. Testimony  
20 showed that he violated his exclusion ban on one  
21 occasion in April 2019, a year after going on the  
22 list when he was found gaming at Parx. He was  
23 charged and pled guilty to trespassing.

24                   After hearing all of the evidence  
25 presented, a Report and Recommendation was issued

1 recommending that Mr. Chhoeung's request for removal  
2 from the List be denied and this matter is now ripe  
3 for the Board's consideration.

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

6 MR. DERMODY: Madam Chair,  
7 Commissioner Dermody moves that the Board reject the  
8 Report and Recommendation issued by the OHA, as  
9 described by the OCC, and that Soksaroeun Chhoeung's  
10 Petition for Removal from the Board's Involuntary  
11 Exclusion List be granted.

12 MS. REGAN: Commissioner Regan  
13 seconds.

14 CHAIR SMYLER: All in favor?

15 AYES RESPONDS

16 CHAIR SMYLER: All opposed?

17 NO RESPONSE

18 CHAIR SMYLER: Motion passes.

19 ATTORNEY ZIMMERMANN: Dawnetta  
20 Washington's matter is next before the Board. In  
21 August 2022, the OEC filed a Petition to place Ms.  
22 Washington on the Board's Involuntary Exclusion List  
23 after receiving notice that on February 14, 2022,  
24 she had left three children, ages 16, 14 and 10 alone  
25 in a vehicle in the parking garage at Hollywood

1 Casino at Penn National Race Course for approximately  
2 an hour and-a-half. No charges were filed against  
3 Ms. Washington; she was evicted from the casino for  
4 one year.

5                   Consequently, the Board issued an  
6 Order on September 20th, 2023, placing her on the  
7 List. In June of 2024, Ms. Washington filed a  
8 request to be removed from the Involuntary Exclusion  
9 List, alleging that at the time of the incident she  
10 was homeless and an individual was supposed to be  
11 assisting her in obtaining a hotel room. Ms.  
12 Washington further stated in her request that the  
13 individual never paid for the room, so she went into  
14 the casino to game with her free money so she and her  
15 children didn't have to sleep in the car.

16                   OEC filed an Answer objecting to her  
17 request. A hearing in the matter was held October  
18 3rd, 2024. OEC appeared offering testimony and  
19 documentary evidence. During the hearing, Ms.  
20 Washington stated she had not received a copy of  
21 OEC's exhibits and the Hearing Officer decided to  
22 schedule a new hearing to afford Ms. Washington the  
23 time to review the exhibits and give testimony based  
24 on her review of that information.

25                   The second hearing was held November



1 14, 2024. OEC appeared but did not present any  
2 additional evidence. Ms. Washington appeared and  
3 testified on her own behalf. She testified that  
4 during her one-year ban, she did not enter Hollywood  
5 Casino and she understands that her exclusion from  
6 the property, but feels that its unfair that she's  
7 banned from other casinos in the state.

8 She further testified to an incident  
9 October 2023 when she was cited for defiant trespass  
10 after she was found gaming at Parx Shippensburg,  
11 stating she did not know at that time that she was  
12 prohibited from patronizing casinos other than  
13 Hollywood. Subsequently, a Report and Recommendation  
14 was issued recommending denial of Ms. Washington's  
15 request for early removal from the List and this  
16 matter is now ripe for the Board's consideration.

17 Is Ms. Washington here? Did you want  
18 to address the Board?

19 CHAIR SMYLER: Ms. Washington, do you  
20 want to step forward?

21 ATTORNEY ZIMMERMANN: She was just  
22 present so she can see the matter. She doesn't want  
23 to address the Board.

24 CHAIR SMYLER: She does not want to  
25 address the Board?

1 Okay.

2 Thank you. Any questions or comments  
3 from the Board? Hearing none, may I have a motion,  
4 please?

5 MS. REGAN: Madam Chair, Commissioner  
6 Regan moves that the Board adopt the Report and  
7 Recommendation issued by the OHA, as described by the  
8 OCC and that Dawnetta Washington's Petition for  
9 Removal from the Board's Involuntary Exclusion List  
10 be denied, and that she remain on the List.

11 MS. RALSTON: Commissioner Ralston,  
12 second.

13 CHAIR SMYLER: All in favor?

14 AYES RESPONDS

15 CHAIR SMYLER: All opposed?

16 NO RESPONSE

17 CHAIR SMYLER: Motion's adopted.

18 ATTORNEY ZIMMERMANN: The final Report  
19 and Recommendation before the Board today stems from  
20 a request for early removal from the Voluntary Self-  
21 Exclusion List by an individual with the initials  
22 C.H.

23 By way of background, C.H. placed  
24 herself on the Self-Exclusion List on March 27, 2024  
25 choosing the five-year exclusion period. On April 3,

1 2024, she requested removal from the List alleging  
2 that her placement on the List was preventing her  
3 from accessing her FanDuel interactive gaming account  
4 and obtaining a refund for bets she had placed  
5 previously.

6 The OEC filed an Answer objecting to  
7 the request and on June 5th, 2024, the Director of  
8 the OHA issued a Decision and Order Denying the  
9 request. C.H. ultimately filed an untimely appeal to  
10 the Decision and OHA sent her a letter that the June  
11 5th Order was final.

12 Thereafter, on June 27, 2024, C.H.  
13 filed her current request for removal from the List,  
14 saying she is now in a position to participate in  
15 gambling responsibly and further alleging that the  
16 untimely appeal was because her son was in the  
17 hospital during the time period when the appeal was  
18 due. OEC filed an Answer objecting to C.H.'s  
19 request. OHA issued another Order denying the  
20 Petition.

21 C.H. filed a timely appeal this time  
22 to OHA's Decision, which was granted and a hearing  
23 was held October 24, 2024. OEC appeared offering  
24 testimony and documentary evidence. C.H. appeared  
25 and testified on her own behalf. Evidence and

1 testimony presented at the hearing showed that C.H.  
2 had properly filled out the Self-Exclusion forms,  
3 signing and acknowledging that she was a problem  
4 gambler; acknowledging that licensees may choose to  
5 ban her from online gambling and that she was  
6 choosing the five-year exclusion period.

7 OEC's testimony and evidence showed  
8 that FanDuel had blocked C.H. from using her  
9 interactive gaming account on March 29, 2024 after  
10 she had placed herself on the Self-Exclusion List,  
11 which is customary practice for FanDuel. It was  
12 confirmed by OEC that any bets made by C.H. on the  
13 FanDuel system prior to exclusion date had been  
14 settled and the account now had a zero balance when  
15 closed.

16 C.H. testified she believes she can  
17 now gamble without any issues and has learned skills  
18 to help her deal with Problem Gambling and she has a  
19 better support system and she hasn't been to a casino  
20 since her enrollment on the List.

21 After hearing all the evidence  
22 presented, a Report and Recommendation was issued  
23 recommending C.H.'s request be denied. C.H. did file  
24 exception to the recommendation, arguing essentially  
25 that she has taken substantial steps to now game

1 responsibly, has participated in counseling and  
2 believes her recommendation was motivated by her  
3 complaints against FanDuel.

4 A Report and Recommendation was then  
5 issued recommending that C.H. remain on the Self-  
6 Exclusion List and her request be denied. This  
7 matter is now ripe for the Board's consideration.

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

10 MS. RALSTON: Commissioner Ralston  
11 moves that the Board adopt the Report and  
12 Recommendation issued by the OHA, as described by the  
13 OCC, and that C.H.'s Petition for Removal from the  
14 Casino Self-Exclusion List be denied and she remain  
15 on the Self-Exclusion List.

16 MS. MANZANO-DÍAZ: Commissioner  
17 Manzano-Díaz, second.

18 CHAIR SMYLER: All in favor?

19 AYES RESPONDS

20 CHAIR SMYLER: All opposed?

21 NO RESPONSE

22 CHAIR SMYLER: Motion's adopted.

23 ATTORNEY COOK: That concludes the  
24 matters of the OCC, unless you wanted to take the  
25 Executive Session right now?

1                   CHAIR SMYLER:   Okay.

2                   We can take the break now. We're going  
3 into Executive Session. We should be probably ten  
4 minutes or so and we will resume the meeting  
5 thereafter.

6                                   ---

7                   (EXECUTIVE SESSION HELD.)

8                                   ---

9                   CHAIR SMYLER:   Okay.

10                  We are now back on the record. Mr.  
11 Levasseur, would you come forward, please?

12                  So, we are now prepared to vote on Mr.  
13 Levasseur.

14                  Correct?

15                  Mr. Levasseur, we had a very in-depth  
16 conversation about your actions, which were very  
17 ridiculously stupid and dangerous. And as one of my  
18 fellow Commissioners said, you could have killed  
19 somebody, as well and killed yourself and it was all  
20 for no reason.

21                  But notwithstanding that, we do  
22 understand that you need to work and they may or may  
23 not take you back. So, we will probably be lifting  
24 your suspension, but if anything else happens,  
25 anything stupid like that, whether it's a crime or

1 not, don't come back before us because we will not  
2 have any sympathy for you.

3 MR. LEVASSEUR: Thank you.

4 CHAIR SMYLER: All right. May I have  
5 a motion, please?

6 MS. MANZANO-DÍAZ: Madam Chair,  
7 Commissioner Manzano-Díaz moves that the Board reject  
8 the Report and Recommendation issued by the OHA, as  
9 described by OCC and that the Emergency Suspension of  
10 Mr. Levasseur's permit be lifted.

11 MS. RALSTON: Commissioner Ralston,  
12 seconds.

13 CHAIR SMYLER: All in favor?

14 AYES RESPONDS

15 CHAIR SMYLER: All opposed?

16 Do you have the oppositions on the  
17 record? Commissioner Hickernell and Commissioner  
18 Dillon. With a simple majority, the motion passes.

19 MR. LEVASSEUR: Thank you so much.  
20 Thank you.

21 CHAIR SMYLER: Don't disappoint us.

22 MR. LEVASSEUR: I won't.

23 ATTORNEY ZIMMERMAN: And that now  
24 concludes the business of the OCC.

25 CHAIR SMYLER: Thank you, Steve and

1 Chad. We will now have the Bureau of Licensing  
2 matters presented by the Director of Bureau of  
3 Licensing Sean Hannon.

4 MR. HANNON: Good morning, Madam  
5 Chair, Members of the Board. The first licensing  
6 matter for your consideration is the renewal of the  
7 Slot Machine Supplier license for KGM Gaming, LLC  
8 d/b/a KGM Gaming.

9 KGM Gaming was formed in Pennsylvania  
10 on November 5th, 2003 and is a supplier of  
11 various casino games and devices. The BIE has  
12 completed its investigation of the company and the  
13 Bureau of Licensing has provided you with a  
14 background investigation and suitability report. I  
15 have provided you with a draft Order and ask that you  
16 consider the Order to approve the renewal of KGM  
17 Gaming's Slot Machine Supplier License.

18 ATTORNEY PITRE: The OEC has no  
19 objection.

20 CHAIR SMYLER: Any questions and  
21 comments? May I have a motion please?

22 MR. HICKERNELL: Commissioner  
23 Hickernell moves that the Board grant the Slot  
24 Machine Supplier License renewal as described by the  
25 Bureau of Licensing.



1                   MR. DILLON: Commissioner Dillon  
2 seconds.

3                   CHAIR SMYLER: All in favor?

4 AYES RESPONDS

5                   CHAIR SMYLER: All opposed?

6 NO RESPONSE

7                   CHAIR SMYLER: Motion's adopted.

8                   MR. HANNON: Next is consideration of  
9 seven Video Game Terminal Establishment license  
10 renewals for TA Operating, LLC. The TA Operating,  
11 LLC locations being presented for renewal are Stores  
12 003, 67, 68, 212, 213, 214, and 336.

13                   The BIE has completed its  
14 investigation and the Bureau of Licensing has  
15 provided you with background investigation and  
16 suitability reports. I have provided you with draft  
17 Order and ask that the Board first consider the Order  
18 to renew the Video Game Terminal Establishment  
19 License of TA Operating, LLC d/b/a TravelCenters of  
20 America, Site 003, located at 245 Allegheny Boulevard  
21 in Brookville.

22                   ATTORNEY PITRE: The OEC has no  
23 objection.

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

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

5                   MR. DERMODY: Commissioner Dermody  
6 seconds.

7                   CHAIR SMYLER: All in favor?

8 AYES RESPONDS

9                   CHAIR SMYLER: All opposed?  
10 NO RESPONSE

11                   CHAIR SMYLER: Motion carries.

12                   MR. HANNON: Next, is the Order to  
13 renew the license for TA Operating LLC d/b/a  
14 TravelCenters of America, Site 67, located at 5644  
15 State Route 8 in Harrisville.

16                   ATTORNEY PITRE: Enforcement Counsel  
17 has no objection.

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

20                   MR. DERMODY: Madam Chair,  
21 Commissioner Dermody moves that the Board grant the  
22 Video Gaming Terminal Establishment License Renewal  
23 as described by the Bureau of Licensing.

24                   MS. REGAN: Commissioner Regan  
25 seconds.

1                   CHAIR SMYLER:   All in favor?  
2 AYES RESPONDS  
3                   CHAIR SMYLER:   All opposed?  
4 NO RESPONSE  
5                   CHAIR SMYLER:   Motion's adopted.  
6                   MR. HANNON:   Also the Order to renew  
7 the license for TA Operating LLC doing business as  
8 TravelCenters of America, Site 68, located at 5600  
9 Nittany Valley Drive in Lamar.  
10                  ATTORNEY PITRE:   Enforcement Counsel  
11 has no objection.  
12                  CHAIR SMYLER:   Any questions or  
13 comments?   May I have a motion, please?  
14                  MR. REGAN:   Commissioner Regan moves  
15 that the Board grant the Video Gaming Terminal  
16 Establishment License Renewal as described by the  
17 Bureau of Licensing.  
18                  MS. RALSTON:   Commissioner Ralston  
19 seconds.  
20                  CHAIR SMYLER:   All in favor?  
21 AYES RESPONDS  
22                  CHAIR SMYLER:   All opposed?  
23 NO RESPONSE  
24                  CHAIR SMYLER:   Motion's adopted.  
25                  MR. HANNON:   Next is the Order to

1 renew the license for TA Operating LLC, doing  
2 business as TravelCenters of America, Site 212,  
3 located at 6 Buckhorn Road in Bloomsburg.

4 ATTORNEY PITRE: Enforcement Counsel  
5 has no objection.

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

8 MS. RALSTON: Commissioner Ralston  
9 moves that the Board grant the Video Gaming Terminal  
10 Establishment License Renewal as described by Bureau  
11 of Licensing.

12 MS. MANZANO-DÍAZ: Commissioner  
13 Manzano-Díaz, second.

14 CHAIR SMYLER: All in favor?

15 AYES RESPONDS

16 CHAIR SMYLER: All opposed?

17 NO RESPONSE

18 CHAIR SMYLER: Motion carries.

19 MR. HANNON: Next, the Order to renew  
20 the license for TA Operating, LLC doing business as  
21 TravelCenters of America, Site 213, located at 10835  
22 John Wayne Drive in Greencastle.

23 ATTORNEY PITRE: Enforcement Counsel  
24 has no objection.

25 CHAIR SMYLER: Any questions or

1 comments? May I have a motion, please?

2 MS. MANZANO-DÍAZ: Madam Chair,  
3 Commissioner Manzano-Díaz moves that the Board grant  
4 the Video Gaming Terminal Establishment License  
5 Renewal, as described by the Bureau of Licensing.

6 MR. HICKERNELL: Commissioner  
7 Hickernell seconds.

8 CHAIR SMYLER: All in favor?

9 AYES RESPONDS

10 CHAIR SMYLER: All opposed?

11 NO RESPONSE

12 CHAIR SMYLER: Motion passes.

13 MR. HANNON: In addition is the Order  
14 to renew the license for TA Operating, LLC doing  
15 business as TravelCenters of America, Site 214,  
16 located at 875 North Eagle Valley Road in Milesburg.

17 ATTORNEY PITRE: Enforcement Counsel  
18 has no objection.

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

21 MR. HICKERNELL: Madam Chair,  
22 Commissioner Hickernell moves that the Board grant  
23 the Video Gaming Terminal Establishment License  
24 Renewal as described by the Bureau of Licensing.

25 MR. DILLON: Commissioner Dillon

1 seconds.

2 CHAIR SMYLER: All in favor?

3 AYES RESPONDS

4 CHAIR SMYLER: All opposed?

5 NO RESPONSE

6 CHAIR SMYLER: Motion's adopted.

7 MR. HANNON: Finally, the Order to  
8 renew the license for TA Operating LLC, doing  
9 business as Petro Stopping Centers, Site 336, located  
10 at 1201 Harrisburg Pike in Carlisle.

11 ATTORNEY PITRE: Enforcement Counsel  
12 has no objection.

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

15 MR. DILLON: Madam Chair, Commissioner  
16 Dillon moves that the Board grant the Video Gaming  
17 Terminal Establishment License Renewal as described  
18 by the Bureau of Licensing.

19 MR. DERMODY: Commissioner Dermody  
20 seconds.

21 CHAIR SMYLER: All in favor?

22 AYES RESPONDS

23 CHAIR SMYLER: All opposed?

24 NO RESPONSE

25 CHAIR SMYLER: Motion's adopted.

1                   MR. HANNON: Next is consideration of  
2 a Conditional Video Game Terminal Establishment  
3 License for Love's Travel Stops and Country Stores  
4 Incorporated, doing business as Love's Travel Stop  
5 Number 829. The Board may conditionally license an  
6 establishment provided the applicant has never been  
7 convicted of a felony, is current on state taxes, has  
8 submitted a completed application and has not been  
9 convicted of a gambling law violation.

10                   A preliminary review of the applicant  
11 indicates that they meet these criteria. Please note  
12 that this is strictly a conditional approval. Final  
13 approval will be based on the applicant meeting all  
14 the eligibility criteria provided in the statute. A  
15 final eligibility determination will follow  
16 investigation and site inspection by the BIE.

17                   I have provided you with a draft Order  
18 and ask that the Board consider the motion to approve  
19 the Conditional Video Gaming Terminal Establishment  
20 License for Love's Travel Stops and Country Stores  
21 Incorporated, doing business as Love's Travel Stop  
22 Number 829, located at 1373 Route 28 in Brookville.

23                   ATTORNEY PITRE: Enforcement Counsel  
24 has no objection.

25                   CHAIR SMYLER: Any questions or

1 comments? May I have a motion, please?

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

6 MS. REGAN: Commissioner Regan  
7 seconds.

8 CHAIR SMYLER: All in favor?

9 AYES RESPONDS

10 CHAIR SMYLER: All opposed?

11 NO RESPONSE

12 CHAIR SMYLER: Motion's adopted.

13 MR. HANNON: Next, there are principal  
14 and key employee licenses. The Bureau of Licensing  
15 provided you with a proposed Order for 23 Principals  
16 and 10 Key Employees. I ask that the Board consider  
17 the Order approving these licenses.

18 ATTORNEY PITRE: Enforcement Counsel  
19 has no objection.

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

22 MS. REGAN: Commissioner Regan moves  
23 that the Board grant the Principal and Key Employee  
24 Licenses as described by the Bureau of Licensing.

25 MS. RALSTON: Commissioner Ralston



1 seconds.

2 CHAIR SMYLER: All in favor?

3 AYES RESPONDS

4 CHAIR SMYLER: All opposed?

5 NO RESPONSE

6 CHAIR SMYLER: Motion's adopted.

7 MR. HANNON: There are also Principal  
8 and Key Employee Temporary Credentials. The Bureau  
9 of Licensing provided you with an Order regarding the  
10 issuance of temporary credentials for 7 Principals  
11 and 12 Key Employees. I ask that the Board consider  
12 the Order approving these credentials.

13 ATTORNEY PITRE: Enforcement Counsel  
14 has no objection.

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

17 MS. RALSTON: Commissioner Ralston  
18 moves that the Board grant the Temporary and  
19 Principal Key Employee credentials as described by  
20 the Bureau of Licensing.

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

23 CHAIR SMYLER: All in favor?

24 AYES RESPONDS

25 CHAIR SMYLER: All opposed?

1 NO RESPONSE

2 CHAIR SMYLER: Motion's adopted.

3 MR. HANNON: Additionally, for your  
4 consideration are Gaming Employee permits and Non-  
5 Gaming Employee Registrations. The Bureau of  
6 Licensing has provided you with a list of 616  
7 individuals, to whom the Bureau has granted temporary  
8 or full Occupation Permits and 284 individuals to  
9 whom the Bureau has granted Registrations under the  
10 authority delegated to the Bureau of Licensing.

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

13 ATTORNEY PITRE: Enforcement Counsel  
14 has no objection.

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

17 MS. MANZANO-DÍAZ: Madam Chair,  
18 Commissioner Manzano-Díaz moves that the Board  
19 approve the Applications for Gaming Employee  
20 Occupation Permits and Non-Gaming Employee  
21 Registrations, as described by the Bureau of  
22 Licensing.

23 MR. HICKERNELL: Commissioner  
24 Hickernell seconds.

25 CHAIR SMYLER: All in favor?

1 AYES RESPONDS

2 CHAIR SMYLER: All opposed?

3 NO RESPONSE

4 CHAIR SMYLER: Motion carries.

5 MR HANNON: Next, there is a  
6 recommendation of denial for two Gaming and two Non-  
7 Gaming Employee Applicants. The Bureau of Licensing  
8 has provided you with a proposed Order addressing the  
9 applicants, who the OEC has recommended for denial.  
10 I ask that the Board consider the Order approving  
11 these denials.

12 ATTORNEY PITRE: Enforcement Counsel  
13 continues to request denial in each matter.

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

16 MR. HICKERNELL: Madam Chair,  
17 Commissioner Hickernell moves that the Board deny the  
18 Gaming and Non-Gaming Employee applications, as  
19 described by the Bureau of Licensing.

20 MR. DILLON: Commissioner Dillon  
21 seconds.

22 CHAIR SMYLER: All in favor?

23 AYES RESPONDS

24 CHAIR SMYLER: All opposed?

25 NO RESPONSE

1                   CHAIR SMYLER: Motion's adopted.

2                   MR. HANNON: The next matter for your  
3 consideration is withdrawal requests. In each case,  
4 the license, permit or registration is no longer  
5 required. For today's meeting, I've provided the  
6 Board with three Key Employees, 34 Gaming and 31 Non-  
7 Gaming Applicants. I ask that the Board consider the  
8 Order approving these withdrawals.

9                   ATTORNEY PITRE: Enforcement Counsel  
10 has no objection.

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

13                   MR. DILLON: Madam Chair, Commissioner  
14 Dillon moves that the Board grant the withdrawal of  
15 Key Employee Gaming and Non-Gaming Employee  
16 applications as described by the Bureau of Licensing.

17                   MR. DERMODY: Commissioner Dermody  
18 seconds.

19                   CHAIR SMYLER: All in favor?

20 AYES RESPONDS

21                   CHAIR SMYLER: All opposed?

22 NO RESPONSE

23                   CHAIR SMYLER: Motion's adopted.

24                   MR. HANNON: Next for your  
25 consideration are Gaming Service Provider

1 Registrations. The Bureau of Licensing provided you  
2 with an Order and an attached list of 11 Registered  
3 Gaming Service Provider Applicants. I ask that the  
4 Board consider the Order registering these Gaming  
5 Service Providers.

6 ATTORNEY PITRE: Enforcement Counsel  
7 has no objection.

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

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

14 MS. REGAN: Commissioner Regan  
15 seconds.

16 CHAIR SMYLER: All in favor?

17 AYES RESPONDS

18 CHAIR SMYLER: All opposed?

19 NO RESPONSE

20 CHAIR SMYLER: Motion passes.

21 MR. HANNON: Finally, Chair, I would  
22 just last like to echo Steve's comments about Lisa  
23 McClain, for 35 years of service is very admirable  
24 and she's been a great asset to the Bureau of  
25 Licensing and we appreciate her support.

1                   CHAIR SMYLER:   Thank you.

2                   MR. HANNON:   Thank you very much.

3                   CHAIR SMYLER:   Thank you, Sean.

4                   Okay.

5                   Next, is the OEC, Cyrus Pitre.   Cyrus?

6                   ATTORNEY PITRE:   The OEC will present  
7 13 matters today for the Board's consideration in  
8 which we will request the approval of two Consent  
9 Agreements, three revocations and eight Involuntary  
10 Exclusions.   The next matter on the agenda for the  
11 Board's consideration is a Consent Agreement between  
12 the OEC and Category 1 Licensee PID, LLC, doing  
13 business as Presque Isle Downs and Casino.

14                   The matter will be presented by Deputy  
15 Chief Enforcement Counsel Dustin Miller.  
16 Representatives for Presque Isle Downs are present  
17 and at this time, I request that those individuals  
18 please introduce themselves for the record and that  
19 any non-attorney witnesses please stand and be sworn.

20                   ATTORNEY FRASCOGNA:   Good morning,  
21 Madam Chair, Board.   My name is Lou Frascogna.  
22 That's L-O-U, F-R-A-S-C-O-G-N-A, and I'm Vice  
23 President and Senior Counsel and Corporate Compliance  
24 Officer at Churchill Downs Incorporated   With me  
25 is -.

1                   MR. ENNIS:     Morning, Madam Chair,  
2 Board Members. My name is Matthew Ennis. Last name  
3 is spelled E-N-N-I-S. I'm the Senior Director of  
4 Operations at Presque Isle Downs Casino.

5                   CHAIR SMYLER: Mr. Ennis, are you an  
6 attorney?

7                   MR. ENNIS:    I am not.

8                   CHAIR SMYLER: Could you stand to be  
9 sworn, please?

10                  MR. ENNIS:    Yes, ma'am.

11                  COURT REPORTER: Raise your right  
12 hand, please?

13                                       ---

14                                       MATTHEW ENNIS,  
15 CALLED AS A WITNESS IN THE FOLLOWING PROCEEDING, AND  
16 HAVING FIRST BEEN DULY SWORN, TESTIFIED AND SAID AS  
17 FOLLOWS:

18                                       ---

19                  CHAIR SMYLER: Thank you. You may  
20 proceed.

21                  ATTORNEY MILLER: Good morning, Chair  
22 Smiler. Members of the Board, Dustin Miller, on  
23 behalf of the OEC. M-I-L-L-E-R. The next matter on  
24 the agenda for the Board's consideration is a Consent  
25 Agreement reached between PID, LLC doing business as

1 Presque Isle Downs and Casino and the OEC concerning  
2 minimum slot machine violations.

3 On May 17, 2022, the Board received a  
4 request from Presque Isle to reconfigure its gaming  
5 floor, including the movement of slot machines known  
6 as OP-53. The Board's Executive Director approved  
7 OP-53, subject to conditions on June 2, 2022, and  
8 approved an amended request on September 9, 2022.

9 OP-53 was completed in phases and the  
10 final phase, phase 22, was to be completed on  
11 December 9, 2022. At the time of completion, Presque  
12 Isle would have a total slot machine count of 1,525  
13 machines. However, as phases 7, 8, 15, 16, 17, and 18  
14 were completed, the active number of slot machines  
15 for those phases was lower than the number of slot  
16 machines approved by the Executive Director and less  
17 than 1,500 slot machines, as required by Section  
18 1210(a)(2) of the Gaming Act.

19 During Phase 7, Presque Isle fell  
20 below the number of slot machines approved by the  
21 Executive Director by 24. During Phases 8, 15, 16,  
22 17, and 18, Presque Isle fell below the approved  
23 number of slot machines by 12 during each phase. As  
24 previously stated, Presque Isle was approved by the  
25 Executive Director to drop below the statutory



1 minimum of 1,500 slot machines during these phases of  
2 the gaming floor reconfiguration; however, Presque  
3 Isle also dropped below the temporary minimums  
4 approved by the Executive Director as well.

5                   The OEC and Presque Isle  
6 respectfully requests that the Board approve the  
7 Consent Agreement and Stipulations of Settlement,  
8 that Presque Isle pay a Civil Penalty of \$50,000, as  
9 well as a \$2,500 administrative fee for costs  
10 incurred by the Boards' staff in connection with  
11 investigations into this matter.

12                   Both the OEC and representatives from  
13 Presque Isle are here today to answer your questions.

14                   CHAIR SMYLER: Thank you. Presque  
15 Isle, would you like to address the Board?

16                   ATTORNEY FRASCOGNA: Yes, Madam Chair.  
17 Obviously, during this time we sought approval and  
18 were in constant collaboration with our onsite CCR  
19 throughout this process. You know, we take  
20 compliance seriously and understand the statutory  
21 minimums and how they apply in this situation and  
22 through this process, have gotten further clarity on  
23 when we are conducting an OP, how that should be done  
24 and what that process should look like going forward.  
25

1                   Unfortunately, with slot machines,  
2 anytime you're making moves, you are subject to  
3 software failures, power outages, delays in getting  
4 parts. And so, you know, we now understand that when  
5 we're doing these OP and these floor moves, that  
6 needs to be part of our calculation as well, and not  
7 just moving the machines that have been identified in  
8 the OP.

9                   We've implemented a number of new  
10 protocols to make sure that in the future, if we  
11 engage in a future OP, that hopefully this wouldn't  
12 occur again. Although we are always subject to the  
13 whims of electronic devices, but I'll have Matt speak  
14 to some of the remedial measures that we put in place  
15 to make sure that we don't drop below the minimum in  
16 the future.

17                   MR. ENNIS: We have in the past and  
18 we'll continue to work with our onsite CCRs to ensure  
19 we are abiding by this. We have developed something  
20 called a slot fluid file which is, on a daily basis,  
21 giving management indications as to where we're at as  
22 far as number of games down. More importantly, why.  
23 What parts we're waiting for; where they're coming  
24 from; what manufacturer, et cetera.

25                   So, this is again a fluid file that

1 we've created subsequent to this happening that  
2 allows us to stay above the requirement and it's  
3 worked quite well.

4 ATTORNEY FRASCOGNA: As a sort of  
5 ancillary matter, I'll let the Board know that  
6 Presque Isle has advocated and will continue to  
7 advocate with legislators and other politicians that  
8 the minimum of 1,500 is just effectively no longer a  
9 necessary floor for operators in the State of  
10 Pennsylvania.

11 When that minimum was put into place  
12 in 2004, the legislation didn't contemplate that we  
13 would one day have retail sports betting, online  
14 sports betting, online iGaming. It also didn't  
15 account for gaming legislation and legalization in  
16 adjacent states. Ohio sits about an hour away from  
17 Erie, which was not approved at the time that minimum  
18 was put into place. And it obviously didn't account  
19 for the number of skill games in the State of  
20 Pennsylvania, which I believe is roughly 100,000 at  
21 this point. And I think there's a number of places  
22 within Erie that now become direct competitors of  
23 ours.

24 On average, Presque Isle uses between  
25 30 and 50 percent of its actual number of machines,

1 even at peak hours. We are probably roughly 400 to  
2 500 excess machines that aren't used even at our peak  
3 time. Our proposal has always been that we should  
4 have a more appropriate minimum to allow us to  
5 structure the floor for the current demand at our  
6 property, which would also see no reduction in  
7 revenue because these machines are sitting idly.

8 We can show the map to anyone who  
9 wants to see it that this machine isn't generating  
10 revenue or tax revenue right now, and if it was  
11 removed, it wouldn't change that. Also, our current  
12 staffing levels are appropriate for the number of  
13 active machines, not the ones that are sitting there  
14 doing nothing. So, it also wouldn't have a  
15 significant or material effect on staffing the  
16 property.

17 So, just wanted to let the Board know  
18 that's been our position. We'll continue to advocate  
19 that in front of the legislature and hopefully we can  
20 get to a place that makes more sense for Presque Isle  
21 Downs in the future of Pennsylvania gaming.

22 CHAIR SMYLER: Thank you. Any  
23 questions or comments? Commissioner Manzano-Díaz?

24 MS. MANZANO-DÍAZ: Yes. You said you  
25 were waiting for parts for the machine. Where are we

1 waiting for these parts from?

2 MR. ENNIS: From a variety of places,  
3 whether it be overseas, whether it be eBay. These  
4 machines, in this example, could be day-one machines  
5 since we opened in 2007 that are not currently being  
6 supported by the manufacturer. So, anywhere we can  
7 find them is where we're searching for parts to keep  
8 them active.

9 CHAIR SMYLER: Any other questions or  
10 comments?

11 Well, I think we appreciate the  
12 remedial action that you've taken because until the  
13 law has changed, 1,500 is the minimum and we expect  
14 you to at least have that number of machines  
15 operational at any given time.

16 So, with that, may I have a motion,  
17 please?

18 MS. REGAN: Madam Chair, Commissioner  
19 Regan moves that the Board approve the Consent  
20 Agreement between the OEC and Presque Isle Downs and  
21 Casino as described by the OEC.

22 MS. RALSTON: Commissioner Ralston  
23 seconds.

24 CHAIR SMYLER: All in favor?

25 AYES RESPOND

1                   CHAIR SMYLER:   All opposed?

2   NO RESPONSE

3                   CHAIR SMYLER:   Motion's adopted.

4                   ATTORNEY FRASCOGNA:   Thank you.

5                   ATTORNEY PITRE:   The next matter on  
6 the agenda for the Board's consideration is a Consent  
7 Agreement between the OEC and Presque Isle Downs and  
8 Casino, regarding the Principal Application of  
9 Jonathan Rauch. The matter will be presented by  
10 Senior Enforcement Counsel Ashley Gabrielle.  
11 Representatives from Presque Isle remain present and  
12 with that, I will turn it over to Ms. Gabrielle.

13                   ATTORNEY GABRIELLE:   Good morning,  
14 Chair and Commissioners. Ashley Gabrielle,  
15 G-A-B-R-I-E-L-L-E, Senior Enforcement Counsel for the  
16 OEC.

17                   This proposed Consent Agreement  
18 involves Category 1 Slot Machine licensee PID, LLC  
19 doing business as Presque Isle Downs and Casino,  
20 regarding the late Principal License application  
21 filing for Jonathan Rauch. According to the  
22 Pennsylvania Race Horse Development and Gaming Act,  
23 and the Pennsylvania Gaming Control Board's  
24 regulations, an officer required to be licensed by  
25 the Board shall submit a complete application within

1 30 days of performing any duties or exercising any  
2 powers as an officer.

3 Mr. Rauch was promoted to a Vice  
4 President, Chief Accounting Officer position for  
5 Presque Isle's parent company, Churchill Downs  
6 Incorporated, on April 10, 2022. The former Vice  
7 President, Chief Accounting Officer for Churchill  
8 Downs held a Principal License. Mr. Rauch was  
9 employed as an Assistant Controller by Churchill  
10 Downs and held a Gaming Level 2 Employee Occupation  
11 Permit prior to his promotion.

12 It was discovered that Mr. Rauch was  
13 improperly licensed as a Gaming Level 2 Employee  
14 Permittee while holding the Vice President, Chief  
15 Accounting Officer position during Presque Isle's  
16 Slot Machine License Renewal Application process,  
17 which began in July 2023.

18 Presque Isle subsequently submitted an  
19 application for a Principal License for Mr. Rauch to  
20 the Bureau of Licensing on July 5th, 2023. Mr.  
21 Rauch's Principal License application should have  
22 been submitted on May 10, 2022, making Presque Isle's  
23 submission of Mr. Rauch's application 421 days later  
24 than required by the Act and the Board's regulations.

25 The OEC requests that the Board

1 approve this Consent Agreement and Stipulation of  
2 Settlement. The terms of the Consent Agreement  
3 include a provision that Presque Isle shall reinforce  
4 its existing policies and provide training and  
5 guidance to its employees which will minimize the  
6 opportunity for a similar incident to occur in the  
7 future; that Presque Isle shall pay a civil penalty  
8 in the amount of \$31,575 and \$2,500 for the costs  
9 incurred by the OEC, the BIE and other related staff  
10 in connection with this matter to the Board within  
11 five days of the Board's approval.

12 If there are any questions, we would  
13 be happy to address them at this time.

14 CHAIR SMYLER: Thank you. Presque  
15 Isle, would you like to address the Board?

16 ATTORNEY FRASCOGNA: So, this was  
17 identified during our re-licensure process that Mr.  
18 Rauch was improperly licensed to different level.  
19 Emphasize that it wasn't him refusing to apply as  
20 soon as we identified this improper license level, he  
21 applied and was approved.

22 So, it's unfortunate that his name  
23 sits on this Consent Agreement because this is more a  
24 failing of Presque and Churchill than it was Mr.  
25 Rauch. So, once we went through - once we identified



1 this, we immediately contacted the Bureau of  
2 Licensing to start going through all of our licenses.  
3 We've submitted job descriptions for a number of  
4 different corporate positions to make sure that  
5 everyone's licensed.

6                   Since 2019, when Churchill Downs  
7 acquired Presque Isle Downs, the company has changed  
8 significantly. It's grown quite a bit. A number of  
9 positions that were once senior level positions, such  
10 as Mr. Rauch's now report to other people and it's a  
11 much different structure. So, it was a good time  
12 during this re-licensing process to also revisit all  
13 of the licenses across all of the Churchill corporate  
14 structure.

15                   So, we continue that process and  
16 making sure that as we change structures and  
17 accommodate for the growth of the company, that we're  
18 able to appropriately submit for licensure and  
19 everybody's at the right level. Addition to that,  
20 we've hired an additional licensing resource.  
21 Previously there was a licensing resource that  
22 covered both entity and individual licensing.

23                   This person will specifically cover  
24 individual licensing so that they can work with  
25 regulators on corporate employees and make sure that

1 they're licensed appropriately at the property. The  
2 HR and compliance team do a fantastic job and so the  
3 property is always in compliance, but the corporate  
4 structure changes pretty rapidly. And so, we  
5 acknowledge the need to be more communicative with  
6 the regulator, provide updates and continue to stay  
7 on top of this. So, since that time we continue to go  
8 through this process, continue to make sure that we  
9 have the appropriate resources to handle individual  
10 licensing for corporate employees.

11 CHAIR SMYLER: Thank you. Any  
12 questions or comments from the Board?

13 Thank you, gentlemen. May I have a  
14 motion, please?

15 MS. RALSTON: Commissioner Ralston  
16 moves that the Board approve the Consent Agreement  
17 between the OEC, Presque Isle Downs and Casino and  
18 Jonathan Rauch, as described by the OEC.

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

21 CHAIR SMYLER: All in favor?

22 AYES RESPOND

23 CHAIR SMYLER: All opposed?

24 NO RESPONSE

25 CHAIR SMYLER: Motion's adopted.

1 Thank you very much.

2 ATTORNEY FRASCOGNA: Thank you for  
3 your time.

4 MR. ENNIS: Thank you.

5 CHAIR SMYLER: Safe travels back to  
6 Erie.

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

14 The individual named in each complaint  
15 failed to respond within 30 days, as required by  
16 Board regulation. As a result, the OEC filed a  
17 request for Default Judgment in each instance and  
18 properly served the same upon each Respondent.

19 Therefore, the facts in each complaint  
20 are deemed admitted. All filed documents have been  
21 provided to the Board and the matters are presently  
22 ripe for the Board's consideration. In each  
23 matter, we will provide a brief summary of the facts  
24 and make a request for the appropriate Board action.

25 CHAIR SMYLER: Mr. Pitre, I would just

1 like to thank you and your staff for these Consent  
2 Agreements, where you actually tell us how you  
3 reached the amount of the fine and penalty. It  
4 really is very helpful to the Board.

5 ATTORNEY PITRE: Okay.

6 CHAIR SMYLER: So we appreciate it.  
7 Okay.

8 We can continue.

9 ATTORNEY MILLER: Dustin Miller once  
10 again on behalf of the OEC. The next matter on the  
11 agenda for the Board's consideration is the  
12 Revocation of the Gaming Employee Occupation Permit  
13 issued to Nathaniel Middleton.

14 Mr. Middleton was previously employed  
15 as a Cage Cashier at Live! Philadelphia Casino.  
16 While he was working at Live! Philadelphia, Mr.  
17 Middleton overpaid a patron by \$300.00. The patron  
18 immediately returned the money, and Mr. Middleton  
19 pocketed the money for himself. After this was  
20 discovered by casino personnel, Mr. Middleton was  
21 terminated from Live! Philadelphia. He was  
22 criminally charged and made restitution in the amount  
23 of \$300.00. Mr. Middleton is not currently employed  
24 in the Pennsylvania gaming industry.

25 At this time, the OEC requests that

1 the Board revoke the Gaming Employee Occupation  
2 Permit issued to Nathaniel Middleton.

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

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

10 MR. HICKERNELL: Commissioner  
11 Hickernell seconds.

12 CHAIR SMYLER: All in favor?

13 AYES RESPOND

14 CHAIR SMYLER: All opposed?

15 NO RESPONSE

16 CHAIR SMYLER: Motion's adopted.

17 ATTORNEY ROBERTS: Good morning,  
18 Chair, Members of the Board. Andrea Roberts,  
19 R-O-B-E-R-T-S, Assistant Enforcement Counsel.

20 The next matter on the agenda for the  
21 Board's consideration is the Revocation of the Gaming  
22 Employee Occupation Permit issued to Daniel Disalvo.  
23 Mr. Disalvo was previously employed as a Table Games  
24 Dealer at Rivers Casino Pittsburgh. Mr. Disalvo was  
25 arrested and was charged with 9 felonies and 2

1   misdemeanors as a result of an incident where Mr.  
2   Disalvo poured gasoline in the kitchen, dining room  
3   and living room of a residence occupied by an adult  
4   female and a minor child.

5                   As the result of these charges Mr.  
6   Disalvo pled nolo-contendere to terroristic threats  
7   with intent to terrorize another, a misdemeanor of  
8   the second degree. Two days after his previous  
9   arrest, Mr. Disalvo was arrested for two counts of  
10  aggravated assault, a felony of the first degree, and  
11  strangulation, a misdemeanor of the second degree.  
12  As the result of these charges, Mr. Disalvo pled  
13  nolo-contendere to terroristic threats  
14  with intent to terrorize another, a misdemeanor of  
15  the first degree.

16                   At this time, the OEC requests that  
17  the Board revoke the Gaming Employee Occupation  
18  Permit issued to Daniel Disalvo.

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

21                   MR. HICKERNELL: Madam Chair,  
22  Commissioner Hickernell moves that the Board approve  
23  the revocation of Daniel Disalvo's Gaming Employee  
24  Occupation Permit for the conduct described by the  
25  OEC.

1                   MR. DILLON: Commissioner Dillon  
2 seconds.

3                   CHAIR SMYLER: All in favor?

4 AYES RESPOND

5                   CHAIR SMYLER: All opposed?

6 NO RESPONSE

7                   CHAIR SMYLER: Motion passes.

8                   ATTORNEY ROBERTS: The next matter on  
9 the agenda for the Board's consideration is the  
10 Revocation of the Non-Gaming Employee Registration  
11 issued to Shiere Dorsey. Mr. Dorsey was previously  
12 employed as an EVS Attendant at Team Clean, Inc.  
13 Mr. Dorsey was working at Live! Casino and Hotel  
14 Philadelphia when he stole a wallet dropped by a  
15 patron. Team Clean terminated Mr. Dorsey as a result  
16 of this incident. Mr. Dorsey was criminally charged  
17 for his actions.

18                   At this time, the OEC requests that  
19 the Board revoke the Non-Gaming Employee Registration  
20 issued to Shiere Dorsey.

21                   CHAIR SMYLER: Any questions or  
22 comments? May I have a motion, please?

23                   MR. DILLON: Madam Chair, Commissioner  
24 Dillon moves that the Board approve the revocation of  
25 Shiere Dorsey's Non-Gaming Employee Registration for

1 the conduct described by the OEC.

2 MR. DERMODY: Commissioner Dermody  
3 seconds.

4 CHAIR SMYLER: All in favor?

5 AYES RESPOND

6 CHAIR SMYLER: All opposed?

7 NO RESPONSE

8 CHAIR SMYLER: Motion passes.

9 ATTORNEY PITRE: The remaining matters  
10 on the agenda consist of enforcement actions in which  
11 the OEC filed petitions seeking the involuntary  
12 exclusion of individuals who are inimical to the  
13 interests of the Commonwealth and/or licensed gaming  
14 therein. In each instance, the Petition for  
15 Exclusion has been filed with the Board's OHA and  
16 properly served upon the individual named in the  
17 petition.

18 The individual named in each petition  
19 failed to respond within 30 days, as required by  
20 Board regulation. As a result, the OEC filed a  
21 Request for Default Judgment in each instance and  
22 properly served the same upon each individual.  
23 Therefore, all facts in each petition are deemed  
24 admitted. All filed documents have been provided to  
25 the Board and the matters are presently ripe for



1 Board's consideration.

2 In each instance, if the Board orders  
3 the proposed exclusion, each individual's photo,  
4 personal identifiers, and a summary of the inimical  
5 conduct may be placed on the Board's public website.  
6 Once again, in each matter, we will provide a summary  
7 of the facts and make a request for the appropriate  
8 Board action.

9 ATTORNEY ROBERTS: Again, Andrea  
10 Roberts, Assistant Enforcement Counsel.

11 The next matter on the agenda is a  
12 request to place Edwin Medina on the Involuntary  
13 Exclusion List. Mr. Medina assaulted and attempted  
14 to kidnap a female patron in the parking lot of  
15 Hollywood Casino York. Mr. Medina was criminally  
16 charged for his actions.

17 At this time, the OEC requests that  
18 the Board place Edwin Medina on the Involuntary  
19 Exclusion List.

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

22 MR. DERMODY: Madam Chair,  
23 Commissioner Dermody moves that the Board approve the  
24 addition of Edwin Medina to the Pennsylvania Gaming  
25 Control Board's Involuntary Exclusion List for the

1 conduct described by the OEC.

2 MS. REGAN: Commissioner Regan  
3 seconds.

4 CHAIR SMYLER: All in favor?

5 AYES RESPOND

6 CHAIR SMYLER: All opposed?

7 NO RESPONSE

8 CHAIR SMYLER: Motion carries.

9 ATTORNEY ROBERTS: The next matter on  
10 the agenda for the Board's consideration is the  
11 Petition to place Jorge Pazo-Ginorio on the  
12 Interactive Gaming Involuntary Exclusion List. Mr.  
13 Pazo-Ginorio created and accessed 21 accounts on the  
14 BetMGM iGaming platform using the personal  
15 identifying information of other individuals. All  
16 accounts were permanently closed by BetMGM after the  
17 fraud was discovered. No criminal charges were filed  
18 against Mr. Pazo-Ginorio.

19 The OEC now requests that the Board  
20 place Jorge Pazo-Ginorio on the Interactive Gaming  
21 Involuntary Exclusion List.

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

24 MS. REGAN: Commissioner Regan moves  
25 that the Board approve the addition of Jorge Pazo-

1 Ginorio to the PGCB Involuntary Interactive Gaming  
2 Exclusion List for the conduct described by the OEC.

3 MS. RALSTON: Commissioner Ralston  
4 seconds.

5 CHAIR SMYLER: All in favor?

6 AYES RESPOND

7 CHAIR SMYLER: All opposed?

8 NO RESPONSE

9 CHAIR SMYLER: Motion passes.

10 ATTORNEY MILLER: Dustin Miller once  
11 again on behalf of the OEC. The next matter on the  
12 agenda for the Board's consideration is the Petition  
13 to place Minh Nguyen on the Involuntary Exclusion  
14 List. Mr. Nguyen left his ten-year-old child in his  
15 vehicle unattended for approximately 45 minutes in  
16 the parking garage at Wind Creek Bethlehem Casino  
17 while he played slot machines. The child was  
18 discovered after security received a call from a  
19 patron reporting the incident. Mr. Nguyen was issued  
20 a permanent eviction from Wind Creek for his actions.

21 At this time, the OEC requests that  
22 the Board place Minh Nguyen on the Involuntary  
23 Exclusion List.

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

1                   MS. RALSTON: Commissioner Ralston  
2 moves that the Board approve the addition of Minh  
3 Nguyen to the PGCB Involuntary Exclusion List for the  
4 conduct described by the OEC.

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

7                   CHAIR SMYLER: All in favor?

8 AYES RESPOND

9                   CHAIR SMYLER: All opposed?

10 NO RESPONSE

11                   CHAIR SMYLER: Motion's adopted.

12                   ATTORNEY MILLER: The next matter on  
13 the agenda for the Board's consideration is the  
14 Petition to place Rodney Davis on the Involuntary  
15 Exclusion List. Mr. Davis left his five-year-old  
16 child in his vehicle unattended for approximately  
17 12 minutes in the valet parking area at Rivers Casino  
18 Philadelphia while he went inside to conduct a  
19 transaction at the main cage of the casino. The  
20 child was discovered by security shortly after Mr.  
21 Davis left the vehicle. Mr. Davis was issued a  
22 permanent eviction from Rivers Philadelphia. Mr.  
23 Davis was taken into custody on an unrelated  
24 outstanding warrant.

25                   At this time, the OEC requests that

1 the Board place Rodney Davis on the Involuntary  
2 Exclusion List.

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

5 MS. MANZANO-DÍAZ: Madam Chair,  
6 Commissioner Manzano-Díaz moves that the Board  
7 approve the addition of Rodney Davis to the PGCB  
8 Involuntary Exclusion List, for the conduct described  
9 by the OEC.

10 MR. HICKERNELL: Commissioner  
11 Hickernell seconds.

12 CHAIR SMYLER: All in favor?

13 AYES RESPOND

14 CHAIR SMYLER: All opposed?

15 NO RESPONSE

16 CHAIR SMYLER: Motion's adopted.

17 ATTORNEY MONAGHAN: Good morning.

18 Thomas Monaghan, M-O-N-A-G-H-A-N, with the OEC. The  
19 next matter on the agenda for the Board's  
20 consideration is a request to place Derek Mulholland  
21 on the Board's Interactive Gaming Involuntary  
22 Exclusion List.

23 Mr. Mulholland opened an interactive  
24 gaming account on the Hollywood Casino Interactive  
25 Gaming website. He made multiple deposits totaling

1 \$24,839. Mr. Mulholland's wagering activity resulted  
2 in him losing the entirety of the money he  
3 deposited. Subsequently, Mr. Mulholland failed or  
4 refused to pay \$10,870 that he owed to Hollywood  
5 Casino as a result of his gaming activity. Hollywood  
6 closed Mr. Mulholland's interactive gaming account.

7 The OEC now requests that the Board  
8 place Derek Mulholland on the Interactive Gaming  
9 Involuntary Exclusion List.

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

12 MR. HICKERNELL: Madam Chair,  
13 Commissioner Hickernell moves that the Board approve  
14 the addition of Derek Mulholland to the Pennsylvania  
15 Gaming Control Board Involuntary Interactive Gaming  
16 Exclusion List for the conduct described by the OEC.

17 MR. DILLON: Commissioner Dillon  
18 seconds.

19 CHAIR SMYLER: All in favor?

20 AYES RESPOND

21 CHAIR SMYLER: All opposed?

22 NO RESPONSE

23 CHAIR SMYLER: Motion's adopted.

24 ATTORNEY CROHE: Chair, Members of the  
25 Board, John Crohe, C-R-O-H-E, Senior Enforcement

1 Counsel for the OEC. The next matter on the agenda  
2 for the Board's consideration is a request to place  
3 Andrew Romeo on the Board's Interactive Gaming  
4 Involuntary Exclusion List. Mr. Romeo opened an  
5 interactive gaming account on the Parx Casino  
6 interactive gaming website. He made multiple  
7 deposits totaling \$2,000.

8 Mr. Romeo's wagering activity resulted  
9 in him losing the entirety of the money he deposited.  
10 Subsequently, Mr. Romeo failed or refused to pay  
11 \$2,000 that he owed to Parx Casino as a result of his  
12 gaming activity. Parx closed Mr. Romeo's interactive  
13 gaming account.

14 The OEC now requests that the Board  
15 place Andrew Romeo on the Interactive Gaming  
16 Involuntary Exclusion List.

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

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

23 MR. DERMODY: Commissioner Dermody  
24 seconds.

25 CHAIR SMYLER: All in favor?

1 AYES RESPOND

2 CHAIR SMYLER: All opposed?

3 NO RESPONSE

4 CHAIR SMYLER: Motion passes.

5 ATTORNEY ROLAND: Good morning, Madam

6 Chair, Members of the Board, Michael Roland,

7 R-O-L-A-N-D, with the OEC.

8 The next two matters on the agenda are  
9 related and are requests to place Jeremy Robinson and  
10 Brittany Warren on the Involuntary Exclusion List.  
11 With the Board's permission, I will read one set of  
12 facts and then request that each individual be placed  
13 on the List.

14 Over the course of several months,  
15 multiple patrons of Harrah's Philadelphia Casino &  
16 Racetrack reported losing their Player's Cards on the  
17 casino gaming floor. In several of the incidents,  
18 the patrons noticed unauthorized use of their Players  
19 Rewards after the cards were lost. An investigation  
20 into the matter determined that Jeremy Robinson and  
21 Brittany Warren used the Players Reward Credits on  
22 the missing Player's cards.

23 Mr. Robinson and Ms. Warren unlawfully  
24 used approximately \$5,658 worth of Players Club  
25 Credits belonging to other Harrah's patrons. Both



1 Mr. Robinson and Ms. Warren were arrested and  
2 criminally charged for their conduct. Mr. Robinson  
3 entered a negotiated guilty plea to felony access  
4 device fraud and was sentenced to four years of  
5 probation. Ms. Warren entered a negotiated plea to  
6 felony access device fraud and was sentenced to 23  
7 months of confinement followed by one year of  
8 probation.

9 The OEC now requests that the Board  
10 place Jeremy Robinson on the Board's Involuntary  
11 Exclusion List.

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

14 MR. DERMODY: Madam Chair,  
15 Commissioner Dermody moves that the Board approve the  
16 addition of Jeremy Robinson to the Pennsylvania  
17 Gaming Control Board's Involuntary Exclusion List for  
18 the conduct described by the OEC.

19 MS. REGAN: Commissioner Regan  
20 seconds.

21 CHAIR SMYLER: All in favor?

22 AYES RESPOND

23 CHAIR SMYLER: All opposed?

24 NO RESPONSE

25 CHAIR SMYLER: Motion's adopted.

1                   ATTORNEY ROLAND: And now, the OEC  
2 requests that the Board place Brittany Warren on  
3 the Board's Involuntary Exclusion List.

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

6                   MS. REGAN: Madam Chair, Commissioner  
7 Regan moves that the Board approve the addition of  
8 Brittany Warren to the PGCB Involuntary Exclusion  
9 List for the conduct described by the OEC.

10                  MS. RALSTON: Commissioner Ralston  
11 seconds.

12                  CHAIR SMYLER: All in favor?

13 AYES RESPOND

14                  CHAIR SMYLER: All opposed?

15 NO RESPONSE

16                  CHAIR SMYLER: Motion's adopted.

17                  ATTORNEY PITRE: Madam Chair, we would  
18 also like to wish Ms. Lisa McClain well in her  
19 retirement. Also like to acknowledge and recognize  
20 Mr. Ron Bailey, who's the General Manager of Valley  
21 Forge. Mr. Bailey will be leaving us to head up the  
22 property that they will build in Norfolk, Virginia.  
23 And welcome Ms. Martha Morales, the new General  
24 Manager of Valley Forge Casino.

25                  CHAIR SMYLER: Would you two step

1 forward so that we can see your faces?

2 So Mr. Bailey, we're going to miss  
3 you.

4 MR. BAILEY: Madam Chair, I appreciate  
5 that. I enjoyed myself in the Commonwealth and  
6 appreciate working with all of the staff at PGCB.  
7 Everybody's been there and worked with us extremely  
8 well and I appreciate the relationship.

9 CHAIR SMYLER: And welcome.

10 MS. MORALES: Thank you very much.  
11 Martha Morales. Very excited to move and work in the  
12 great State of Pennsylvania and looking forward to  
13 partnering with all of you.

14 CHAIR SMYLER: Ms. Morales, where were  
15 you before?

16 MS. MORALES: Las Vegas.

17 CHAIR SMYLER: It's a little cooler  
18 here than Vegas.

19 MS. MORALES: A lot cooler, yes.

20 CHAIR SMYLER: Well, welcome aboard.  
21 Any other questions or comments from the Board with  
22 these two individuals?

23 MS. RALSTON: No. I think we all just  
24 want to say welcome.

25 MS. MORALES: Thank you.

1                   MR. BAILEY: Thanks very much.

2                   CHAIR SMYLER: Thank you.

3                   ATTORNEY PITRE: That concludes our  
4 business.

5                   CHAIR SMYLER: Thank you, Cyrus. The  
6 last item on the agenda today is public comment. Is  
7 there anyone in the room that would like to address  
8 the Board who hasn't done so already?

9                   Not seeing no one. That concludes  
10 today's meeting. The next public meeting of the  
11 Board will be held on Wednesday, March 26, 2025 at  
12 10:00 a.m. at this location. And now may I please  
13 have a motion to adjourn?

14                   MR. HICKERNELL: Madam Chair,  
15 Commissioner Hickernell moves for adjournment.

16                   MR. DILLON: Commissioner Dillon  
17 seconds.

18                   CHAIR SMYLER: All in favor?

19 AYES RESPOND

20                   CHAIR SMYLER: All opposed?

21 NO RESPONSE

22                   CHAIR SMYLER: Motion carries. We  
23 area now adjourned. Thank you, everyone.

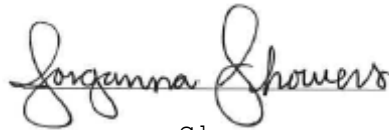
24                   \* \* \* \* \*

25                   MEETING CONCLUDED AT 11:45 A.M.

## 1 CERTIFICATE

2 I hereby certify that the foregoing  
3 proceedings, meeting held before Chair Smyler, was  
4 reported by me on February 26, 2025, and that I,  
5 Jorganna Showers, read this transcript and that I  
6 attest that this transcript is a true and accurate  
7 record of the proceeding.

8 Dated the 19th day of March, 2025.

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11 Jorganna Showers,

12 Court Reporter  
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