



PENNSYLVANIA GAMING CONTROL BOARD
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December 10, 2024

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Delivered Via Electronic Mail

888 Atlantic Limited
C/O Lucas R. Levenson
Cooper Levenson
1125 Atlantic Avenue, 3rd Floor
Atlantic City, New Jersey 08401

RE: 888 Atlantic Limited's Six-Card Omaha Waiver Request Denial

Dear Mr. Levenson:

On behalf of the Pennsylvania Gaming Control Board ("PGCB"), I have reviewed your correspondence regarding 888 Atlantic Limited's ("888") regulatory waiver request. 888 seeks a waiver of existing PGCB regulations under 58 Pa. Code § 637a. (relating to Poker) to authorize Six-Card Pot Limit Omaha ("PLO 6"), a six-card variation on peer-to-peer Omaha poker. Presently, PGCB regulations authorize a four-card, peer-to-peer Omaha poker game (58 Pa. Code § 637a.12) and a five-card, peer-to-peer Omaha poker game (58 Pa. Code § 637a.19).

PGCB has reviewed 888's request and will not be granting a waiver. In its request, 888 has asserted that absent a waiver being granted, patrons will be inconvenienced and dissatisfied, resulting in patrons potentially turning to unlicensed poker websites (see ¶8 of 888's waiver request letter). Speculation of the activities of potential gaming patrons does not warrant the departure from the normal table games review process and adoption of temporary regulations for new games, variations, and side wagers.

Although PGCB is denying the present waiver request, 888 may still make a table games submission to PGCB's Office of Gaming Laboratory Operations for review and testing for its desired PLO 6, six-card Omaha peer-to-peer poker game variation. If you have any questions or concerns on this matter, please do not hesitate to contact Senior Counsel Robert Wood via email at [REDACTED].

Sincerely,

Kevin F. O'Toole

Kevin F. O'Toole
Executive Director

KFO/rmw

cc: Steve Cook, Chief Counsel, PGCB
Claire Yantis, Administrative Director, PGCB
Paul Resch, Director, Bureau of Gaming Operations, PGCB
Lee Copello, Director of iGaming Compliance, PGCB
Heather Worner, Director of Gaming Laboratory Operations, PGCB
Chad Zimmermann, Deputy Chief Counsel, PGCB
Robert Wood, Senior Counsel, PGCB