



PENNSYLVANIA GAMING CONTROL BOARD
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June 14, 2024

Delivered Via Electronic Mail

Ms. Kerrie Stronge
Regulatory Operations Lead
DraftKings, Inc.
222 Berkeley Street
Boston, MA 02116

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RE: Mississippi Stud/ Let It Ride 3 Card Bonus Wager Paytable Waiver Request

Dear Ms. Stronge:

On behalf of the Pennsylvania Gaming Control Board ("Board"), I have reviewed your correspondence regarding DraftKings' regulatory waiver request. DraftKings seeks a modified payable for the Three Card Bonus Wager offered in conjunction with Mississippi Stud Poker and Let It Ride Poker games. Additionally, DraftKings asked for a waiver of 58 Pa. Code § 643a.12(h) (relating to Let It Ride Poker payout limitation) in order to offer a Let It Ride Poker with a maximum payout in excess of \$50,000.

Specifically, DraftKings seeks waivers of 58 Pa. Code § 643a.12(c) (relating to Let It Ride Three Card Bonus Wager payout odds) and § 655a.12(d) (relating to Mississippi Stud Three Card Bonus Wager payout odds), in order to offer the following Three Card Bonus Wager payout odds:

Hand	
Mini-royal	200 to 1
Straight flush	40 to 1
Three-of-a-kind	30 to 1
Straight	6 to 1
Flush	3 to 1
Pair	1 to 1

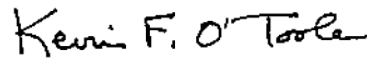
At this time, I issue this revised waiver that authorizes DraftKings to offer the Three Card Bonus Wager with the above payable, in conjunction with Let It Ride Poker and Mississippi Stud Poker. This revised waiver supersedes and nullifies the waiver dated June 11, 2024, in which the payable incorrectly included flush payout odds of 4 to 1. Beyond the above payable, the Three Card Poker Bonus Wager, Let It Ride Poker, and Mississippi Stud Poker shall operate under the rules and procedures as outlined in 58 Pa. Code §§ 643a. (relating to Let It Ride Poker) and 655a. (relating to Mississippi Stud Poker). At such time that Regulations incorporating the above payable into the Three Card Bonus Wager under Let It Ride Poker and Mississippi Stud Poker are adopted by the Board and published in the *Pennsylvania Bulletin*, this waiver shall become null and void.

With regards to DraftKings' waiver request regarding 58 Pa. Code § 643a.12(h) (relating to Let It Ride Poker payout limitation), no waiver is necessary. DraftKings stated in its waiver request letter that they wished to offer a Let It Ride Poker game with a wager configuration that would result in a potential maximum payout in excess of \$50,000. This proposed configuration does not require a waiver of § 643a.12(h), as § 643a.12(h) is an optional mechanism an operator may invoke to limit their potential payout exposure. The \$50,000 figure stated in §643a.12(h) is the lowest threshold an operator may set a payout limitation at.

In light of your waiver request, the Board would like to further clarify the breadth and scope of §643a.12(h). Section 643a.12(h) only allows for a payout limitation to be set for payouts under the base Let It Ride Poker wager, whose payout odds are prescribed by § 643a.12(a). The payouts made as a result of winning a side wager offered in association with Let It Ride Poker shall not count towards any §643a.12(h) payout limitation. All winning optional wagers offered in coordination with Let It Ride Poker shall be paid at the odds which were approved for each optional wager.

If you have any questions or concerns on this matter, please do not hesitate to contact Assistant Chief Counsel, Robert Wood, via email at [REDACTED]

Sincerely,



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, Assistant Chief Counsel, PGCB