

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:

Adria Zimmerman, Ex-Officio Member

Department of Revenue

Fred Strathmeyer, Ex-Officio Member,

Department of Agriculture

Jennifer Langan, Ex-Officio Member,

Department of Treasury

Reporter: Madeline Helmstetter

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MEETING: Wednesday, September 18, 2024

10:07 a.m.

LOCATION: Pennsylvania Gaming Control Board

Officed of Hearings and Appeals

Strawberry Complex

2nd Floor

Harrisburg, PA 17101

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

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

Office of Chief Counsel - Also presenting:

- Robert Wood, Assistant Chief Counsel
- Chad Zimmermann, Deputy Chief Counsel

Office of Enforcement Counsel - Also presenting:

- Michael Roland, Andrea Roberts, Sarah Kolesar, Thomas Monaghan, Sarah Groody

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P R O C E E D I N G S

1
2 -----
3 CHAIR: Good morning. I'm Denise
4 Smyler, Chair of the Pennsylvania Gaming Control
5 Board. I would like to ask everyone to please
6 silence your cell phones and all electronic devices
7 at this time. Also, while masks are no longer
8 mandatory, please feel free to wear a mask if you
9 believe it is required or necessary for your own
10 well-being. Also, for people who watching us
11 remotely, we started a little bit late because we had
12 a fire drill and we were held outside for a few
13 minutes, so with that being said we have seven Board
14 Members present. I'd like to now call today's
15 meeting to order. In addition to the Board Members,
16 we also have our Ex-Officio Members, Fred
17 Strathmeyer, representing Russell Redding, Secretary
18 for the Department of Agriculture. Adria Zimmerman,
19 representing Pat Browne, Secretary for the Department
20 of Revenue and Jennifer Langan, representing Stacy
21 Garrity, State Treasurer. Thank you Ex-Officios for
22 joining us.

23 I'd like to now, as a first order of
24 business, ask everybody to please stand and join me
25 in a recitation of the Pledge of Allegiance.

1 PLEDGE OF ALLEGIANCE RECITED

2 CHAIR: By way of Announcements, the
3 Board held an Executive Session yesterday, Tuesday,
4 September 17, to discuss personnel matters, pending
5 litigation and to conduct quasi-judicial
6 deliberations relating to matters coming before the
7 Board. I would also like to announce that the Board
8 has scheduled a Public Input Hearing relative to the
9 License Renewal Application for Presque Isle Downs
10 and Casino in Erie County. The hearing will be held
11 next Wednesday, September 25th, beginning at 10:30
12 a.m. at the Summit Township Building, 1230 Townhall
13 Road, West Suite 100 in Erie, PA, 16509.
14 The public is invited to attend to provide testimony.
15 More details on how to sign up or submit written
16 comments, are available in the Board's website.

17 Lastly, I would like to take a moment
18 to recognize a longtime employee of the Board who
19 will be retiring effective October 4. Dan Stambaugh
20 has served the Board as a legislative liaison almost
21 from the very beginning of the Board's existence,
22 starting his employment on January 7th, 2006. In
23 that 18-plus year span, he has worked with the
24 General Assembly on three amendments to the Gaming
25 Act.

1 During his tenure, he has seen the
2 Commonwealth grow from having no gaming, casino
3 gaming to now having 17 operational casinos for
4 slots, table games and sports wagering, as well as
5 iGaming, VGTs at truck stops throughout the
6 Commonwealth. And really, as a legislative point
7 person, Dan was directly involved in all of those
8 developments and the substantial revenues they have
9 brought to the Commonwealth.

10 I'm sure Dan isn't in the room today
11 because he shies away from being in the spotlight.
12 Nevertheless, he deserves to be recognized for his
13 outstanding accomplishments. Thus, on behalf of the
14 Board, I'd like to thank Dan for his service and wish
15 him well in retirement.

16 I would like to now ask for the
17 consideration of the Board Meeting Transcripts and
18 Minutes from the June 26, 2024 meeting, may I have a
19 motion, please?

20 MR. DERMODY: Madam Chair,
21 Commissioner Dermody moves that the Board approve the
22 Minutes and Transcript of the June 26, 2024 Meeting.

23 MR. DILLON: Commissioner Dillon
24 seconds.

25 CHAIR: All in favor?

1 AYES RESPOND

2 CHAIR: All opposed?

3 NO RESPONSE

4 CHAIR: Motion's adopted.

5 Next, we will hear from our Executive
6 Director, Kevin O'Toole. Kevin?

7 MR. O'TOOLE: Good morning, Chair
8 Smyler, Members of the Board. For today's Executive
9 Director's Report, I have two topics. First, I'd
10 like to talk a little bit about the continued growth
11 of gaming revenue in Pennsylvania and the catalyst
12 behind that growth. And the second topic is an
13 update on Responsible Gaming Self-Imposed Limits,
14 SILs, which I did talk about back in March of this
15 year and this will be a little update on that.

16 Since the start of this fiscal year
17 2024 to 2025, both July and August each have
18 generated over \$500 million in gaming revenue from
19 all sources regulated by the Gaming Control Board.
20 August gaming revenue of approximately, \$510 million
21 was 11.6 percent higher than revenue generated in
22 August of last year. The catalyst for this growth is
23 online gambling. Very clearly, online gambling that
24 simulates slot machine play and table game play,
25 along with online sports betting activities.

1 Those three areas of gaming increased
2 29 percent, 18 percent and 38 percent, respectively,
3 from the previous year's figures. Anytime we
4 recognize the growth of online gaming, we need to be
5 extra cognizant of problem gambling, and we need to
6 assess whether our and the industry's Responsible
7 Gaming programs are effective.

8 The gaming industry, through the
9 American Gaming Association, has designated September
10 as Responsible Gaming Education Month. Responsible
11 Gaming Education Month emphasizes and reinforces how
12 technology can be used as an effective tool to
13 provide players with opportunities to better control
14 their gaming activity.

15 The Gaming Control Board regulations
16 at Section 814.a(2), which is entitled, Responsible
17 Gaming Self-Limits, offer players a number of self-
18 imposed limits, referred to as SILs, S-I-L-S. These
19 limits include allowing a player to control the
20 amount of their deposits, the maximum amount per each
21 wager, the maximum amount of funds they want to spend
22 during their online gaming session, and a self-
23 imposed cooling off period that must be a minimum of
24 72 hours, but can be longer.

25 The Board's Office of Compulsive and

1 Problem Gambling, through Director Elizabeth Lanza,
2 has been able to monitor the usage of these self-
3 imposed limits on a monthly basis through the
4 assistance and the cooperation of online gaming
5 operators who provide these statistics from their
6 registered player accounts.

7 The most used limit that players
8 choose is the deposit limit, where they can do it on
9 a day, a week, a month, where they can set a limit
10 for the amount of deposits, and when they hit that
11 limit, if it's \$500, \$1,000, when they hit that
12 limit, their account is frozen for the period of time
13 that they had specified that particular limit.

14 And the second most used limit is the
15 self-suspension cool-down period, which is very
16 unique because, as you know, we have a self-exclusion
17 list that is coordinated through our efforts, the
18 Gaming Control Board. And there, the public who
19 enjoy gambling and want to prevent themselves from
20 gambling for one year, or five years or longer, they
21 have to interact with our representatives, with the
22 Gaming Control Board.

23 This self-imposed limits, it does not
24 involve a state agent, a regulator. The player can
25 do that all on their own, and they can set that for

1 at least three days, but they can set it longer. We
2 have seen players set it for up to six months at a
3 time.

4 During the month of August of 2024,
5 the deposit limit was activated by players over
6 193,000 times, and the self-suspension cool down
7 period was activated over 105,000 times. Director
8 Lanza has been collecting these statistics for over a
9 year now, and it was encouraging to see that in
10 August of 2024, the percentage of players to use
11 these self-imposed limits exceeded four percent.

12 Specifically, it was 4.07 percent.
13 And that usage of those limits is increasing each
14 month, sometimes very small, sometimes a quarter of a
15 percent. We certainly would like to see that
16 percentage grow, but the fact of the matter is, it is
17 growing, and hopefully it will get to a higher number
18 of players.

19 To conclude, there are always
20 challenges that must be met to minimize compulsive
21 and problem gambling. These challenges are being met
22 in Pennsylvania, in part by the collaborative efforts
23 of the gaming industry and the Pennsylvania Gaming
24 Control Board, by utilizing the operators technology
25 to provide self-help options to players gambling

1 online. That's my report for today. Thank you,
2 Chair.

3 CHAIR: Thank you, Kevin. Next we
4 will hear from our Director of Human Resources, Heidi
5 Zula. Heidi?

6 MS. ZULA: Good morning, Madam Chair
7 and Members of the Board. The Office of Human
8 Resources has one motion for your consideration today
9 relative to the hiring of two individuals. Both
10 individuals have completed the background
11 investigation and drug screening. Evan Brooks has
12 been selected as a Communication Specialist in the
13 Office of Communications within the Bureau of
14 Administration. Evan is recommended for hire by
15 Douglas Harbach, Communications Director, and Claire
16 Yantis, Administrative Director.

17 Gabriel Saez Feliciano has been
18 selected as a Casino Compliance Representative at
19 Parx Philadelphia Casino and is recommended for hire
20 by Greg Hazzouri, Director of Casino Compliance.
21 Unless you have any questions, I ask that the Board
22 consider a motion to approve the hiring actions as
23 indicated.

24 CHAIR: Any questions or comments?
25 Hearing none, may I have a motion,

1 please?

2 MS. REGAN: Madam Chair, Commissioner
3 Regan moves that the Board approve the applicants for
4 hire as proposed by the Human Resources Director.

5 MS. RALSTON: Commissioner Ralston,
6 seconds.

7 CHAIR: All in favor?

8 AYES RESPOND

9 CHAIR: All opposed?

10 NO RESPONSE

11 CHAIR: Motion's adopted.

12 Thank you, Heidi. Now we will hear
13 from our Office of Chief Counsel.

14 ATTORNEY COOK: Morning. Before we
15 begin, I'd like to, at the risk of raising the wrath
16 of Dan Stambaugh also congratulate him on his
17 retirement. As the Board knows, the legislative
18 liaisons are within the OCC. So, I've had the
19 pleasure of working closely with Dan for almost all
20 of that 18 years. And it's been a real pleasure.
21 He's going to be missed.

22 His unique perspective and sense of
23 humor will certainly be hard to replace. It's not
24 anybody or any - you can't easily find anybody that
25 can relate almost every life situation to the Big

1 Lebowski or Monty Python and the Holy Grail,
2 sometimes both. Dan had a unique ability - or has a
3 unique ability to do that. So, I wish him well in
4 retirement.

5 With that being said, first order
6 business this morning is a temporary regulation,
7 which will be presented by Robert Wood.

8 ATTORNEY WOOD: Morning, Madam Chair,
9 Members of the Board, as Steve indicated, I have one
10 item for your consideration this morning. Temporary
11 Rulemaking Number 125-251. This Temporary Rulemaking
12 provides for rules and procedures for table game
13 variations and side wager options relative to
14 roulette, casino war and blackjack game offerings.

15 Copies of this proposed - or this
16 Temporary Regulatory package were provided to the
17 Board prior to this morning's meeting. If there are
18 any questions, I'm happy to answer them. If not, I
19 would ask for a motion to approve this rulemaking.

20 CHAIR: Any questions or comments?

21 May I have a motion, please?

22 MR. DILLON: Madam Chair, Commissioner
23 Dillon moves that the Board adopt Temporary
24 Regulation Number 125-251 regarding Table Game Rules
25 and Procedures as described by the OCC.

1 MR. HICKERNELL: Commissioner

2 Hickernell seconds.

3 CHAIR: All in favor?

4 AYES RESPOND

5 CHAIR: All opposed?

6 NO RESPONSE

7 CHAIR: Motion's adopted.

8 Thank you, Robert.

9 ATTORNEY COOK: Next before the Board
10 are two very similar Petitions. Each of these
11 Petitions will be decided on the documentary record
12 as the Office of Enforcement Counsel has no objection
13 to the requested relief. The complete evidentiary
14 record has been provided to the Board in advance of
15 today's meeting.

16 The first Petition before the Board
17 today was filed by Stadium Casino Westmoreland RE,
18 LLC, doing business as, Live! Casino Pittsburgh. It
19 is a request to waive Section 465(a).9(o) of the
20 Gaming Control Board's regulations. Pursuant to that
21 provision, an employee in the surveillance department
22 of a casino may not accept the job as a key or gaming
23 employee in another area of the facility unless
24 either one year is passed from the time of the
25 surveillance employment or the Board waives the

1 regulation as requested by the licensee.

2 Stadium is requesting the Board
3 approve - Board approval to allow Jimmy Walters, an
4 employee of the surveillance department at Live!
5 Pittsburgh, to be internally promoted to a manager
6 position in the internal audit department. Stadium
7 avers that the surveillance department does not
8 monitor the internal audit department and the two
9 departments operate independently of one another,
10 have distinct reporting lines and oversight, and have
11 no overlapping responsibilities.

12 Based on those factors, the OEC has no
13 objection to the request, neither does the OCC and
14 the matter is now before the Board.

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

17 MR. HICKERNELL: Madam Chair,
18 Commissioner Hickernell moves that the Board grant
19 Stadium Casino Westmoreland RE, LLC's Petition for
20 Waiver and to Permit a Surveillance Employee
21 Transfer, as described by the OEC.

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

24 CHAIR: All in favor?

25 AYES RESPOND

1 CHAIR: All opposed?

2 NO RESPONSE

3 CHAIR: Motion passes.

4 ATTORNEY COOK: The next Petition is
5 from Mountainview Thoroughbred Racing Association,
6 doing business as Hollywood Casino at the Penn
7 National Race Course. They are also seeking a waiver
8 of regulation 465(a).9(o). Specifically,
9 Mountainview is requesting that the Board approve the
10 transfer of Jordan Meiser, the surveillance agent at
11 that facility, from his current position to the
12 position of compliance specialist in the accounting
13 and finance department.

14 A compliance specialist is responsible
15 for coordinating and promoting adherence to
16 regulatory guidelines. Like Live!, Mountainview
17 avers that there is no overlap between his current
18 position and the new position and there's no
19 conflict, and as a result, it requests that this be
20 approved. Enforcement Counsel and Chief Counsel both
21 agree with that position. As a result of the matters
22 ready for the Board's consideration.

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

25 MS. MANZANO-DÍAZ: Madam Chair,

1 Commissioner Manzano-Díaz moves that the Board grant
2 Mountainview Thoroughbred Racing Association, LLC's
3 Petition for Waiver of Board Regulation 465(a).9(o)
4 as described by the OCC.

5 MS. RALSTON: Commissioner Ralston
6 seconds.

7 CHAIR: All in favor?

8 AYES RESPOND

9 CHAIR: All opposed?

10 NO RESPONSE

11 CHAIR: Motion passes.

12 ATTORNEY COOK: Next presenting
13 Withdrawals and Surrenders, as well as Reports and
14 Recommendations is Deputy Chief Counsel, Chad
15 Zimmermann.

16 ATTORNEY ZIMMERMANN: Good morning,
17 Commissioners. The next matter before you today
18 pertains to several unopposed Petitions to Withdraw
19 Applications or Surrender the credentials of the
20 following individuals and entities.

21 Blake Rampmaier, Robert Fealy,
22 Jefferson Weekley, IV, Kent Barlow, Jody Madigan,
23 Cristian Manuel Stan, Sally Bonner, Chad Cutcliff
24 Diamond Eagle Acquisition Corp. DEAC Merger Sub
25 Inc., Tina Robinson, Erin Chamberlin, Adam Felman,

1 Ralf Kerkhof, Gaming Innovation Group Inc., Gaming
2 Innovation Group, P.L.C., iGaming Cloud Limited,
3 Ronen Kannor, Yaniv Spielberg and Angela Van den
4 Berg.

5 The OEC has no objection to any of
6 these Withdrawals or Surrenders. As a result, if the
7 Board chooses to grant these requests, in every case,
8 and would be doing so without prejudice to the
9 requester. And these matters are all now ripe for
10 the Board's consideration.

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

13 MS. RALSTON: Commissioner Ralston
14 moves that the Board issue Orders to approve the
15 Withdrawals and Surrenders as described by the OCC.

16 MS. REGAN: Commissioner Regan second.

17 CHAIR: All in favor?

18 AYES RESPOND

19 CHAIR: All opposed?

20 NO RESPONSE

21 CHAIR: Motion carries.

22 ATTORNEY ZIMMERMANN: Next before the
23 Board for consideration are five Reports and
24 Recommendations received from the Office of Hearings
25 and Appeals. These Reports and Recommendations,

1 along with the evidentiary record in each hearing,
2 have been provided to the Board in advance of today's
3 meeting.

4 Additionally, the persons who have
5 been or involved in each of the matters have been
6 notified that the Board is considering their matter
7 today and each has the ability to come forward and
8 address the Board briefly. If any of the persons who
9 are the subject of one of these reports and
10 recommendations would like to address the Board, I
11 would ask them to come forward when their matter is
12 called.

13 The first Report and Recommendation
14 pertains to Mark Deyoc. In January 2024, Mr. Deyoc
15 was issued a Non-Gaming Employee Registration to work
16 as games presenter with Evolution U.S., LLC.

17 On April 24, 2024, the OEC filed a
18 complaint for emergency suspension of Mr. Deyoc's
19 Non-Gaming Employee Registration after receiving
20 notice that he had been criminally charged with
21 felony offenses. As a result of the charges, the
22 Board's Executive Director issued an emergency Order
23 suspending Mr. Deyoc's registration.

24 A hearing in this matter was held in
25 June of 2024. OEC appeared at the hearing and

1 provided testimony and documentary evidence. Mr.
2 Deyoc failed to attend the hearing and it was held in
3 his absence. Evidence presented showed that Mr.
4 Deyoc had been charged with several felony and
5 misdemeanor offenses.

6 Specifically, it is alleged that Mr.
7 Deyoc, who had been subletting a room in his
8 apartment, was involved in an altercation with the
9 subletter and their guest. The altercation became
10 physical and upon the two individuals attempting to
11 leave, Mr. Deyoc retrieved a firearm and threatened
12 their lives.

13 Consequently, a Report and
14 Recommendation was issued recommending that the
15 emergency suspension of Mr. Deyoc's registration
16 remain in effect and this matter is now ready for the
17 Board's consideration.

18 CHAIR: Any questions or comments?
19 Hearing none, may I have a motion,
20 please?

21 MS. REGAN: Commissioner Regan moves
22 that the Board adopt the Report and Recommendation
23 issued by the OHA, as described by the OCC, and that
24 the suspension of Mark Deyoc's Non-Gaming Employee
25 Registration remain in effect.

1 MR. DERMODY: Commissioner Dermody
2 seconds.

3 CHAIR: All in favor?

4 AYES RESPOND

5 CHAIR: All opposed?

6 NO RESPONSE

7 CHAIR: Motion carries.

8 ATTORNEY ZIMMERMANN: Lawrence

9 Robinson is the next matter before the Board Today.

10 On February 20, 2024, the OEC filed a
11 Petition of place Mr. Robinson on the Board's
12 Involuntary Exclusion List. A hearing in this matter
13 was held on June 12th, 2024. OEC appeared at the
14 hearing, presented testimony and documentary
15 evidence. Mr. Robinson also appeared and testified
16 on his own behalf. Evidence and testimony show that
17 on May 1st, 2022, Mr. Robinson arrived at the Rivers
18 Casino Philadelphia, leaving his 12-year old grandson
19 alone in a vehicle for approximately 13 minutes while
20 he placed sports wagers in the casino. Security
21 discovered the child. Pennsylvania State Police and
22 Philadelphia Police Department were all notified.

23 Upon Mr. Robinson's return to the
24 vehicle, he provided his I.D. to security, confirmed
25 that the child was his grandson, and then left

1 Rivers, refusing to wait for the Philadelphia Police
2 Department to arrive. No charges were ever filed
3 against Mr. Robinson. However, he was permanently
4 evicted from the casino.

5 Mr. Robinson testified to his conduct
6 stating he regrets his actions and apologized for
7 leaving his grandson alone in the vehicle. However,
8 he further testified that the situation was blown
9 overboard and it was unfair to take away his
10 privilege to place sports wagers, as he feels he did
11 nothing wrong.

12 Subsequently, a Hearing Officer issued
13 a Report and Recommendation, recommending that Mr.
14 Robinson be placed on the Board's Involuntary
15 Exclusion List, and this matters is now ripe for the
16 Board's consideration.

17 CHAIR: Any questions or comments?

18 May I have a motion, please?

19 MR. DERMODY: Madam Chair,
20 Commissioner Dermody moves that the Board adopt the
21 Report and Recommendation issued by the OHA, as
22 described by the OCC, and that Lawrence Robinson, III
23 be placed on the Board's Involuntary Exclusion List.

24 MR. DILLON: Commissioner Dillon
25 seconds.

1 CHAIR: All in favor?

2 AYES RESPOND

3 CHAIR: All opposed?

4 NO RESPONSE

5 CHAIR: Motion carries.

6 ATTORNEY ZIMMERMANN: Next before the
7 Board is a Report and Recommendation pertaining to
8 Bryan Whiting. On May 4, 2023, the OEC filed a
9 Petition to place Mr. Whiting on Board's Involuntary
10 Exclusion List. After several continuances requested
11 by Mr. Whiting, a hearing was held in May of 2024.
12 OEC appeared presenting testimony and documentary
13 evidence. Mr. Whiting appeared and testified on his
14 own behalf.

15 Evidence and testimony showed that on
16 November 21, 2021, a 911 operator had called
17 Hollywood Casino at the Meadows informing him that
18 Mr. Whiting was in the area, was possibly armed, and
19 was a potential risk to the casino. Local police
20 were contacted and Mr. Whiting was eventually pulled
21 over and taken into custody by the police. However,
22 there was no evidence that Mr. Whiting had entered
23 any casino in Pennsylvania on that date.

24 Mr. Whiting testified that he was of
25 no threat to the casino, that someone had made a

1 false report against him, and that he was not in the
2 middle of any divorce proceedings like had been
3 alleged, and he was not going to the casino at that
4 time. He further indicated that he never went to the
5 casinos on the date of the 911 call.

6 After hearing all the evidence
7 presented, a Report and Recommendation was issued
8 recommending that OEC's Petition to place Mr. Whiting
9 on the Board's Involuntary Exclusion List be denied.
10 This matter is now ready for the Board's
11 consideration.

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

14 MR. DILLON: Madam Chair, Commissioner
15 Dillon moves that the Board adopt the Report and
16 Recommendation issued by the OHA, as described by OCC
17 and that the OEC's Petition to place Bryan Whiting on
18 the Board Involuntary Exclusion List be denied.

19 MR. HICKERNELL: Commissioner
20 Hickernell seconds.

21 CHAIR: All in favor?

22 AYES RESPOND

23 CHAIR: All opposed?

24 NO RESPONSE

25 CHAIR: Motion's adopted.

1 ATTORNEY ZIMMERMANN: Further on that
2 matter, OEC had filed a motion to protect
3 confidential information. I would request a motion
4 on that as well and include that in the Order.

5 CHAIR: Any questions or comments?
6 Hearing none, may I have a motion,
7 please, a follow-up motion?

8 MR. DILLON: Commissioner Dillon moves
9 that the Board adopt the Report and Recommendation
10 and grant the motion for confidential information.

11 MR. HICKERNELL: Commissioner
12 Hickernell seconds.

13 CHAIR: All in favor?
14 AYES RESPOND

15 CHAIR: All opposed?
16 NO RESPONSE

17 CHAIR: That additional Motion's
18 adopted.

19 ATTORNEY ZIMMERMANN: Thank you. The
20 next Report and Recommendation before the Board today
21 stems from a request for early removal from the
22 Voluntary Self-Exclusion List by an individual with
23 the initials, C.B.

24 By way of have background, C.B. placed
25 himself on the Self-Exclusion List on July 5, 2023,

1 choosing the five-year exclusion period. OEC filed
2 an Answer objecting to the request, and afterwards,
3 the Director of the OHA issued a Decision and Order
4 denying the request. C.B. timely appealed the
5 decision and a hearing was held on June 4, 2024. OEC
6 appeared at the hearing presenting documentary and
7 testimonial evidence. C.B., however, failed to
8 appear and the hearing was held in his absence.

9 No evidence having been received from
10 C.B. to support the Petition. A Report and
11 Recommendation was issued recommending that C.B.'s
12 request for removal be denied, and this matter is now
13 ready for the Board's consideration.

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

16 MR. HICKERNELL: Madam Chair,
17 Commissioner Hickernell moves that the Board adopt
18 the Report and Recommendation issued by the OHA as
19 described by the OCC and that C.B.'s Petition be
20 denied and he remain on the Self-Exclusion List.

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

23 CHAIR: All in favor?

24 AYES RESPOND

25 CHAIR: All opposed?

1 NO RESPONSE

2 CHAIR: Motion passes.

3 ATTORNEY ZIMMERMANN: The final Report
4 and Recommendation today also stems from requests for
5 early removal from the Board's Exclusion Lists. On
6 December 11, 2023, C.C. filed a Petition for Removal
7 from both the Interactive Gaming Self-Exclusion List
8 and the Video Gaming Terminal Activities Self-
9 Exclusion List.

10 The OEC filed an Answer objecting to
11 the requests, and thereafter, the Director of the OHA
12 issued a Decision and Order denying the requests.
13 C.C. timely appealed the Decision. A hearing in the
14 matter was held April of 2024. OEC appeared at the
15 hearing presenting testimony and documentary
16 evidence. C.C. also attended the hearing, testified
17 on his own behalf. At that initial hearing, C.C.
18 also provided exhibits, three of which were found to
19 be hearsay and not admitted into the record.

20 A second hearing was held on May 9,
21 2024, both C.C. and his partner Sokha Chheng appeared
22 and testified to authenticate the previously offered
23 exhibits. Evidence and testimony presented at the
24 hearing show that on April 9, 2023, Self-Exclusion
25 forms were submitted for C.C. placing him on both the

1 Interactive and Video Gaming Terminal Exclusion List
2 for a period of five years.

3 C.C. testified that he did not
4 knowingly place himself on the list, stating that
5 Miss Chheng filled out the forms, signed, and
6 submitted them. C.C. further testified that Miss
7 Chheng threatened to leave him if he did not allow
8 her to take a video and photograph of him, as that is
9 required when submitting the self-exclusion forms.
10 C.C. presented the notarized statement from Miss
11 Chheng admitting to her actions.

12 During the second hearing, Miss Chheng
13 testified to her actions, authenticated the notarized
14 statement. She further stated during her testimony
15 that she tried to submit the exclusion forms on
16 C.C.'s behalf twice without the photograph, but each
17 time they were denied, and that upon the third
18 attempt, she did threaten to leave C.C. if he did not
19 allow her to take the video and authenticate the
20 application.

21 After hearing all the evidence presented,
22 a Report and Recommendation was issued recommending
23 that C.C.'s request for removal from the list be
24 denied. However, this matter is now ripe for the
25 Board's consideration.

1 CHAIR: Any questions or comments?

2 May I have a motion, please?

3 MS. MANZANO-DÍAZ: Madam Chair,
4 Commissioner Manzano-Díaz moves that the Board reject
5 the Report and Recommendation issued by the OHA, as
6 described by the OCC and that C.C.'s Petition be
7 granted.

8 MS. RALSTON: Commissioner Ralston
9 seconds.

10 CHAIR: All in favor?

11 AYES RESPOND

12 CHAIR: All opposed?

13 NO RESPONSE

14 CHAIR: Motion's adopted.

15 ATTORNEY COOK: That concludes the
16 matter with the OCC. Thank you.

17 CHAIR: Thank you, Robert, Chad and
18 Steve. We will now have the Bureau of Licensing
19 matters presented by the Director of the Bureau of
20 Licensing, Sean Hannon. Sean?

21 MR. HANNON: Good morning, Madam Chair
22 Smyler, Members of the Board. The first licensing
23 matter for your consideration today is the renewal of
24 a Sports Wagering Certificate for Washington Trotting
25 Association, LLC, doing business as, Hollywood Casino

1 at the Meadows. The Bureau of Licensing, Bureau of
2 Investigation and Enforcement, and Office of Sports
3 Wagering Operations has completed its review of the
4 documents and the Bureau of Licensing has provided
5 you with a background investigation and suitability
6 report.

7 I have provided you with a draft Order and
8 asked that you consider the renewal of Category 1
9 Licensee, Washington Trotting Association, LLC's
10 Sports Wagering Certification.

11 ATTORNEY PITRE: The OEC has no
12 objection.

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

15 MS. RALSTON: Commissioner Ralston
16 moves that the Board grant the Sports Wagering
17 Certificate Renewal as described by the Bureau of
18 Licensing.

19 MS. REGAN: Commissioner Regan
20 seconds.

21 CHAIR: All in favor?

22 AYES RESPOND

23 CHAIR: All opposed?

24 NO RESPONSE

25 CHAIR: Motion's adopted.

1 MR. HANNON: The next licensing matter
2 for your consideration is a Conditional Video Gaming
3 Terminal Operator License for MKS Gaming, LLC. MKS
4 is a Pennsylvania-based company, a Video Gaming
5 Terminal Operator owns, services or maintains VGTs
6 for placement and operation on the premises of truck
7 stop establishments.

8 A VGT terminal operator is eligible
9 for conditional licensure if the applicant has not
10 been convicted of a felony, is current on state
11 taxes, has submitted a completed application and has
12 not had similar license denial or revoked, and has
13 not been convicted of a gambling law violation.

14 Preliminary review of this applicant
15 indicates that they meet this criteria. I have
16 provided you with a draft Order and ask the Board to
17 consider the Order to approve the Conditional Video
18 Game Terminal Operator License for MKS Gaming, LLC.

19 ATTORNEY PITRE: The OEC has no
20 objection.

21 CHAIR: Any questions or comments?
22 Hearing none, may I have a motion please?

23 MS. REGAN: Commissioner Regan moves
24 that the Board grant the Conditional Video Gaming
25 Terminal Operator License as described in the Bureau

1 of Licensing.

2 MR. DERMODY: Commissioner Dermody
3 seconds.

4 CHAIR: All in favor?

5 AYES RESPOND

6 CHAIR: All opposed?

7 NO RESPONSE

8 CHAIR: Motion's adopted.

9 MR. HANNON: Next, we have
10 consideration to approve a one-year license extension
11 for Conditionally Licensed Video Game Terminal
12 establishment, H&H Incorporated, doing business as,
13 Hardeep S. Brar Convenience Store. H&H Incorporated
14 was granted a one-year Conditional License in October
15 of 2023. Under the Gaming Act and Board Regulations,
16 the Board is authorized to extend this Conditional
17 License for an additional one year for good cause.

18 The background investigation and
19 suitability report process for the company is
20 continuing at this time. I have provided you with a
21 draft Order and ask that you grant the one-year
22 license extension.

23 ATTORNEY PITRE: The OEC has no
24 objection.

25 CHAIR: Any questions or comments?

1 May I have a motion, please?

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

7 MR. DILLON: Commissioner Dillon
8 seconds.

9 CHAIR: All in favor?

10 AYES RESPOND

11 CHAIR: All opposed?

12 NO RESPONSE

13 CHAIR: Motion passes.

14 MR. HANNON: Next is consideration of
15 a Conditional Video Game Terminal establishment
16 license for C H R Corp., doing business as, Rutters
17 Store Number 106. The Board may conditionally
18 license an establishment provided the applicant has
19 never been convicted of a felony, is current on state
20 taxes, has submitted a completed application and has
21 not been convicted of a gambling law violation. A
22 preliminary review of this applicant indicates that
23 they meet this criteria.

24 Please note that this is strictly a
25 conditional approval. Final approval will be based

1 on the applicant meeting all the eligibility criteria
2 provided in the statute. A final eligibility
3 determination will follow investigation and site
4 inspections by the Bureau of Investigation and
5 Enforcement.

6 I have provided you with a draft Order and
7 ask the Board consider the motion to approve the
8 Conditional Video Game Terminal Establishment license
9 for C H R Corp., Rutters Store Number 106 located at
10 921 Industrial Park Road in Milton.

11 ATTORNEY PITRE: The OEC has no
12 objection.

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

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

19 MR. HICKERNELL: Commissioner
20 Hickernell seconds.

21 CHAIR: All in favor?

22 AYES RESPOND

23 CHAIR: All opposed?

24 NO RESPONSE

25 CHAIR: Motion passes.

1 MR. HANNON: In addition we have
2 consideration of the Video Game Terminal
3 Establishment License Renewal for Keystone Restaurant
4 and Truck Stop Incorporated, doing business as,
5 Keystone Restaurant and Truck Stop. The Bureau of
6 Investigation and Enforcement has now completed its
7 investigation and the Bureau of Licensing has
8 provided you with a background investigation and
9 suitability report. I have provided you with a draft
10 Order and ask that you consider the Order to renew
11 the license for Keystone Restaurant and Truck Stop
12 Incorporated, located at 190 Keystone Road in
13 Loretta.

14 ATTORNEY PITRE: The OEC has no
15 objection.

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

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

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

24 CHAIR: All in favor?

25 AYES RESPOND

1 CHAIR: All opposed?

2 NO RESPONSE

3 CHAIR: Motion carries.

4 MR. HANNON: Next are Principal and
5 Key Employee Licenses. The Bureau of Licensing
6 provided you with a Proposed Order for seven
7 Principals and two Key Employees. I ask that the
8 Board consider the Order approving these licenses.

9 ATTORNEY PITRE: The OEC has no
10 objection.

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

13 MS. MANZANO-DÍAZ: Madam Chair,
14 Commission Manzano-Díaz moves that the Board grant
15 the Principal and Key Employee Licenses as described
16 by the Bureau of Licensing.

17 MS. RALSTON: Commissioner Ralston
18 seconds.

19 CHAIR: All in favor?

20 AYES RESPOND

21 CHAIR: All opposed?

22 NO RESPONSE

23 CHAIR: Motion's adopted.

24 MR. HANNON: There are also Principal
25 and Key Employee Temporary Credentials. The Bureau

1 of Licensing provided you with an Order regarding the
2 issuance of temporary credentials for ten Principals
3 and six Key Employees. I ask that the Board consider
4 the Order approving these credentials.

5 ATTORNEY PITRE: The OEC has no
6 objection.

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

9 MS. RALSTON: Commissioner Ralston
10 moves that the Board grant the Temporary Principal
11 and Key Employee Credentials as described by the
12 Bureau of Licensing.

13 MS. REGAN: Commissioner Regan
14 seconds.

15 CHAIR: All in favor?

16 AYES RESPOND

17 CHAIR: All opposed?

18 NO RESPONSE

19 CHAIR: Motion carries.

20 MR. HANNON: Next for your
21 consideration are Gaming Employee Permits and Non-
22 Gaming Employee Registrations. The Bureau of
23 Licensing has provided you with a list of 599
24 individuals to whom the Bureau has granted temporary
25 or full Occupation Permits, and 248 individuals to

1 whom the Bureau has granted registrations under the
2 authority delegated to the Bureau of Licensing.

3 I ask that the Board consider a motion
4 approving the Order.

5 ATTORNEY PITRE: The OEC has no
6 objection.

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

9 MS. REGAN: Madam Chair, Commissioner
10 Regan moves that the Board approve the Gaming
11 Employee Occupation Permits and Non-Gaming Employee
12 Registrations as described by the Bureau of
13 Licensing.

14 MR. DERMODY: Commissioner Dermody
15 seconds.

16 CHAIR: All in favor?

17 AYES RESPOND

18 CHAIR: All opposed?

19 NO RESPONSE

20 CHAIR: Motion's adopted.

21 MR. HANNON: Next there is a
22 recommendation of denial for one Gaming Employee and
23 two Non-Gaming applicants. The Bureau of Licensing
24 has provided you with the Order addressing the
25 applicants who the OEC has recommended for denial. I

1 ask that the Board to consider the Order approving
2 these denials.

3 ATTORNEY PITRE: The OEC continues to
4 request denial in each matter.

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

7 MR. DERMODY: Madam Chair,
8 Commissioner Dermody moves that the Board deny the
9 Gaming and Non-Gaming Employee Applications as
10 described by the Bureau of Licensing.

11 MR. DILLON: Commissioner Dillon
12 seconds.

13 CHAIR: All in favor?

14 AYES RESPOND

15 CHAIR: All opposed?

16 NO RESPONSE

17 CHAIR: Motion carries.

18 MR. HANNON: The next matter for your
19 consideration is Withdrawal Requests. In each case
20 the License, Permit or Registration is no longer
21 required. For today's meeting, I have provided the
22 Board with one key employee, 20 gaming and 18 non-
23 gaming applicants. I ask that the Board consider the
24 Orders approving these withdrawals.

25 ATTORNEY PITRE: The OEC has no

1 objection.

2 CHAIR: Any questions or comments?

3 May I have a motion, please?

4 MR. DILLON: Madam Chair, Commissioner

5 Dillon moves that the Board grant the withdrawal of
6 Key Employee, Gaming and Non-Gaming Employee
7 Applications as described by the Bureau of Licensing.

8 MR. HICKERNELL: Commissioner

9 Hickernell seconds.

10 CHAIR: All in favor?

11 AYES RESPOND

12 CHAIR: All opposed?

13 NO RESPONSE

14 CHAIR: Motion passes.

15 MR. HANNON: Additionally, we have an
16 Order to renew the Gaming Service Provider
17 Certification for Video Walltronics, Incorporated. I
18 have provided you with a draft Order and ask the
19 Board to consider the Order certifying this company.

20 ATTORNEY PITRE: The OEC has no

21 objection.

22 CHAIR: Any questions or comments?

23 May I have a motion, please?

24 MR. HICKERNELL: Madam Chair,

25 Commissioner Hickernell moves that the Board approve

1 the Gaming Service Provider Certification, as
2 described by the Bureau of Licensing.

3 MS. MANZANO-DÍAZ: Commissioner
4 Manzano-Díaz second.

5 CHAIR: All in favor?

6 AYES RESPOND

7 CHAIR: All opposed?

8 NO RESPONSE

9 CHAIR: Motion passes.

10 MR. HANNON: And finally for your
11 consideration are Gaming Service Provider
12 Registrations. The Bureau of Licensing provided you
13 with an Order and an attached list of ten registered
14 Gaming Service Provider applicants. I ask that the
15 Board consider the Order registering these Gaming
16 Service Providers.

17 ATTORNEY PITRE: The OEC has no
18 objection.

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

21 MS. MANZANO-DÍAZ: Madam Chair,
22 Commissioner Manzano-Díaz moves that the Board
23 approve the Gaming Service Provider Registrations as
24 described by the Bureau of Licensing.

25 MS. RALSTON: Commissioner Ralston

1 seconds.

2 CHAIR: All in favor?

3 AYES RESPOND

4 CHAIR: All opposed?

5 NO RESPONSE

6 CHAIR: Motion's adopted.

7 MR. HANNON: Thank you, Madam Chair.

8 CHAIR: Thank you, Sean. Next is the
9 OEC, Cyrus Pitre. Cyrus?

10 ATTORNEY PITRE: Good morning, Chair,
11 Members of the Board, the OEC will present 21 matters
12 today for the Board's consideration, in which we will
13 excuse me, in which we will request the approval of
14 four Revocations, one Suspension, and 16 Involuntary
15 Exclusions.

16 The next five matters on the agenda
17 consist of Enforcement Actions in which the OEC filed
18 Complaints seeking the suspension or revocation of
19 permits or registrations previously issued by the
20 Board. The Complaint in each matter has been filed
21 with the Board's OHA, and properly served upon the
22 individual named in each complaint.

23 The individual named in each complaint
24 failed to respond within 30 days as required by Board
25 Regulation. As a result, the OEC filed a Request for

1 Default Judgement in each instance, and properly
2 served the same upon each respondent. Therefore, the
3 facts in each complaint are deemed admitted.

4 All filed documents have been provided
5 to the Board and the matters are presently ripe for
6 the Board's consideration. In each matter, we will
7 provide a brief summary of the facts, and make a
8 request for the appropriate Board action.

9 ATTORNEY ROLAND: Good morning, Madam
10 Chair. Members of the Board, Michael Roland,
11 R-O-L-A-N-D, with the OEC. The next matter on the
12 Board's agenda is a request to revoke the Gaming
13 Level 2 Employee Occupation Permit issued to Rudy
14 Djoenaidi, who was previously employed at Rivers
15 Casino Philadelphia as a Table Games Supervisor.
16 Rivers Philadelphia self-reported a violation of
17 procedures surrounding the redemption of Match Play
18 coupons.

19 Mr. Djoenaidi failed to follow procedures
20 and allowed 35 coupons to be redeemed by someone
21 other than the person named on the coupon. The
22 coupons were valued at \$2,250. Mr. Djoenaidi
23 received food in exchange for redeeming the Match
24 Play coupons. Pursuant to Board regulations, Gaming
25 Level 2 Occupation Permit Holders are prohibited from

1 accepting tips or gratuities. Mr. Djoenaidi was
2 terminated from his position at Rivers Philadelphia
3 for his actions and he is not currently employed in
4 Pennsylvania's Gaming Industry.

5 At this time, the OEC requests that
6 the Board revoke the Gaming Level 2 Occupation Permit
7 issued to Rudy Djoenaidi.

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

10 MS. REGAN: Commissioner Regan moves
11 that the Board approve the revocation of Rudy
12 Djoenaidi's Gaming Level 2 Employee Occupation Permit
13 for the conduct described by the OEC.

14 MR. DERMODY: Commissioner Dermody
15 seconds.

16 CHAIR: All in favor?

17 AYES RESPOND

18 CHAIR: All opposed?

19 NO RESPONSE

20 CHAIR: Motion's adopted.

21 ATTORNEY ROBERTS: Good morning.

22 Andrea Roberts, R-O-B-E-R-T-S, Assistant Enforcement
23 Counsel. The next matter on the agenda for the
24 Board's consideration is the revocation of the Non-
25 Gaming Employee Registration issued to Carisa Lewis.

1 Ms. Lewis was previously employed as a
2 beverage server at Mohegan Pennsylvania. Miss Lewis
3 was criminally charged with burglary, criminal
4 trespass, two counts of simple assault and two counts
5 of harassment. Miss Lewis was accused of breaking
6 into a home and assaulting two of the occupants.

7 Ultimately, Miss Lewis pled guilty to
8 criminal trespass, break into a structure, a second
9 degree felony. Miss Lewis is not currently employed
10 in the Pennsylvania Gaming Industry. At this time,
11 the OEC requests the Board revoke the Non-Gaming
12 Employee Registration issued to Carisa Lewis.

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

15 MR. DERMODY: Madam Chair,
16 Commissioner Dermody moves that the Board approve the
17 revocation of Carisa Lewis's Non-Gaming Employee
18 Registration for the conduct described by the OEC.

19 MR. DILLON: Commissioner Dillon
20 seconds.

21 CHAIR: All in favor?

22 AYES RESPOND

23 CHAIR: All opposed?

24 NO RESPONSE

25 CHAIR: Motion's adopted.

1 ATTORNEY ROBERTS: The next matter on
2 the agenda for the Board's consideration is the
3 suspension of the Non-Gaming Employee Registration
4 issued to Shaun Williams.

5 Mr. Williams was previously employed
6 as a team manager at Evolution US, LLC. Mr. Williams
7 was arrested and charged with aggravated assault,
8 attempts to cause serious bodily injury or cause
9 injury with extreme indifference, a first degree
10 felony, simple assault, a second degree misdemeanor,
11 terrorist threats with intent to terrorize another, a
12 first degree misdemeanor, possession of an instrument
13 of crime with intent, a first degree misdemeanor and
14 recklessly endangering another person, a second
15 degree misdemeanor.

16 Mr. Williams is accused of brandishing
17 and discharging a firearm from his vehicle into the
18 vehicle of another individual. These charges remain
19 pending. Mr. Williams is not currently employed in
20 Pennsylvania's Gaming Industry. At this time, the
21 OEC requests the Board to suspend the Non-Gaming
22 Employee Registration issued to Shaun Williams.

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

25 MR. DILLON: Madam Chair, Commissioner

1 Dillon moves that the Board approve the suspension of
2 Shaun Williams Non-Gaming Employee Registration for
3 the conduct described by the OEC.

4 MR. HICKERNELL: Commissioner
5 Hickernell seconds.

6 CHAIR: All in favor?

7 AYES RESPOND

8 CHAIR: All opposed?

9 NO RESPONSE

10 CHAIR: Motion carries.

11 ATTORNEY KOLESAR: Good morning, Sarah
12 Kolesar K-O-L-E-S-A-R with the OEC. The next matter
13 on the agenda for the Board's consideration is the
14 revocation of the Gaming Employee Occupation Permit
15 issued to Antwan Moorefield.

16 Mr. Moorefield was previously employed
17 as a security officer at Rivers Casino Pittsburgh.
18 Mr. Moorefield was working a scheduled shift when he
19 asked the patron to show him a second form of
20 identification, and that patron began to verbally
21 argue as a result of that request. Mr. Moorefield
22 then removed his jacket and engaged in a physical
23 altercation with the patron of which Mr. Moorefield
24 was the aggressor. Mr. Moorefield had to be removed
25 from the scene by the Director of Security.

1 As a result of this incident, Mr.
2 Moorefield was charged with misdemeanor simple
3 assault and summary harassment. Mr. Moorefield was
4 terminated from his position for his actions and is
5 not currently employed in the Pennsylvania gaming
6 industry. At this time, the OEC requests that the
7 Board revoke the Gaming Employee Occupation Permit
8 issued to Antwan Moorefield.

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

11 MR. HICKERNELL: Madam Chair,
12 Commissioner Hickernell moves that the Board approve
13 the revocation of Antwan Moorefield's Gaming Employee
14 Occupation Permit for the conduct described by the
15 OEC.

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

18 CHAIR: All in favor?

19 AYES RESPOND

20 CHAIR: All opposed?

21 NO RESPONSE

22 CHAIR: Motion's adopted.

23 ATTORNEY KOLESAR: The next matter on
24 the agenda for the Board's consideration is the
25 revocation of the Gaming Employee Occupation Permit

1 issued to Aihua Peng. Miss Peng was previously
2 employed as a Table Games Dealer at Wind Creek
3 Bethlehem Casino.

4 Over the course of four work shifts,
5 Miss Peng was observed taking \$4,800 worth of chips
6 from the rack while she was acting as a Table Games
7 Dealer. After completing her shift, she would cash
8 these chips in at the casino cage. On two additional
9 dates, Miss Peng was observed cashing in a total of
10 \$3,500 chips at the casino cage. In addition, Miss
11 Peng engaged in gaming activity at multiple slot
12 machines in Wind Creek Bethlehem Casino while
13 employed at Wind Creek Bethlehem. Board regulations
14 prohibit an employee from gaming at the casino
15 facility at which they are employed.

16 As a result of her actions, Miss Peng
17 was criminally charged with one count of felony theft
18 by unlawful taking. According to the public docket
19 sheet, Miss Peng entered into a Satisfaction
20 Agreement under Rule 586, wherein, she paid \$3,700 in
21 restitution in return for the charge being dismissed.
22 Miss Peng was terminated from her position for her
23 actions and is not currently employed in the
24 Pennsylvania gaming industry. At this time the OEC
25 requests that the Board revoke the Gaming Employee

1 Occupation Permit issued to Aihua Peng.

2 CHAIR: Any questions or comments?

3 May I have a motion, please?

4 MS. MANZANO-DÍAZ: Madam Chair,

5 Commissioner Manzano-Díaz moves that the Board

6 approve the revocation of Aihua Peng's Gaming

7 Employee Occupation Permit for the conduct described

8 by the OEC.

9 MS. RALSTON: Commissioner Ralston

10 seconds.

11 CHAIR: All in favor?

12 AYES RESPOND

13 CHAIR: All opposed?

14 NO RESPONSE

15 CHAIR: Motion passes.

16 ATTORNEY PITRE: The remaining matters

17 on the agenda consist of enforcement actions in which

18 the OEC filed petitions seeking the involuntary

19 exclusion of individuals who are inimical to the

20 interests of the Commonwealth and/or licensed gaming

21 therein. In each instance, the Petition for

22 Exclusion has been filed with the Board's OHA and

23 properly served upon the individual name in the

24 petition.

25 The individual named in each petition

1 failed to respond within 30 days as required by Board
2 regulation. As a result, the OEC filed a request for
3 Default Judgment in each instance and properly served
4 the same upon each individual. Therefore, all facts
5 in each petition are deemed admitted. All filed
6 documents have been provided to the Board and the
7 matters are presently ripe for the Board's
8 consideration.

9 In each instance, if the Board orders
10 the proposed exclusion, each individual's photo,
11 personal identifiers and a summary of the inimical
12 conduct may be placed on the Board's public website.
13 Once again, in each matter, we will provide a brief
14 summary of the facts and make a request for the
15 appropriate Board action.

16 ATTORNEY KOLESAR: Once again, Sarah
17 Kolesar. The next matter on the agenda for the
18 Board's consideration is a request to place Jermaine
19 Bates on the Involuntary Exclusion List. Mr. Bates
20 was present in Valley Forge Casino Resort when he
21 stole approximately \$130 from the bar top at the
22 center bar, which another individual left on the bar
23 to pay his tab, Mr. Bates was identified on the
24 gaming floor and evicted because of this incident.

25 Mr. Bates was criminally charged with two

1 misdemeanor theft related offenses. According to the
2 publicly available docket sheet, Mr. Bates entered
3 into a Satisfaction Agreement under Rule 586,
4 wherein, he paid \$130 in restitution in return for
5 the charges to be dismissed.

6 At this time, the OEC requests that
7 the Board place Jermaine Bates on the Board's
8 Involuntary Exclusion List.

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

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

15 MS. REGAN: Commissioner Regan
16 seconds.

17 CHAIR: All in favor?

18 AYES RESPOND

19 CHAIR: All opposed?

20 NO RESPONSE

21 CHAIR: Motion passes.

22 ATTORNEY KOLESAR: The next matter on
23 the agenda for the Board's consideration is a request
24 to place Edwin Concepcion on the Involuntary
25 Exclusion List. Mr. Concepcion was present in Parx

1 Casino when he dropped a suspicious substance on the
2 ground of the gaming floor. The Pennsylvania State
3 Police placed Mr. Concepcion under arrest and
4 discovered that he had a loaded firearm, extra
5 ammunition, various controlled substances and
6 paraphernalia on his person while present in Parx
7 Casino.

8 Mr. Concepcion was charged with
9 multiple counts of felony firearm-related offenses
10 and multiple counts related to the possession of
11 controlled substances and paraphernalia. He
12 ultimately entered in a guilty plea to both felony
13 firearm and controlled substance-related offenses.
14 Mr. Concepcion was permanently evicted from the
15 premises.

16 At this time, the OEC requests that
17 the Board place Edwin Concepcion on the Board's
18 Involuntary Exclusion List.

19 CHAIR: Any questions or comments?

20 May I have a motion, please?

21 MS. REGAN: Madam Chair, Commissioner
22 Regan moves that the Board approve the addition of
23 Edward Concepcion to the PGCB Involuntary Exclusion
24 List for the conduct described by the OEC.

25 MR. DERMODY: Commissioner Dermody

1 seconds.

2 CHAIR: All in favor?

3 AYES RESPOND

4 CHAIR: All opposed?

5 NO RESPONSE

6 CHAIR: Motion's adopted.

7 ATTORNEY KOLESAR: The next matter on
8 the agenda for the Board's consideration is the
9 petition to place Mia Dean on the Board's Interactive
10 Gaming Involuntary Exclusion List. Miss Dean created
11 and accessed five accounts on the Barstool Sportsbook
12 platform using the personal identifiable information
13 of other individuals and made separate deposits for a
14 total of \$1,700 using credit cards that belong to
15 other individuals.

16 Miss Dean then withdrew a total of
17 \$1,700 from those accounts into her personal banking
18 account. Barstool Sportsbook closed the interactive
19 gaming accounts fraudulently created by Miss Dean.
20 The OEC now requests that the Board place Mia Dean on
21 the Interactive Gaming Involuntary Exclusion List.

22 CHAIR: Any questions or comments?

23 May I have a motion, please.

24 MR. DERMODY: Madam Chair,

25 Commissioner Dermody moves that the Board approve the

1 addition of Mia Dean to PGCB Involuntary Interactive
2 Exclusion List for the conduct described by the OEC.

3 MR. DILLON: Commissioner Dillon
4 seconds.

5 CHAIR: All in favor?

6 AYES RESPOND

7 CHAIR: All opposed?

8 NO RESPONSE

9 CHAIR: Motion passes.

10 ATTORNEY KOLESAR: The next matter on
11 the agenda for the Board's consideration is a
12 petition to place Steven Green on the Board's
13 Interactive Gaming Involuntary Exclusion List.

14 Mr. Green created and accessed three
15 accounts on the Barstool Sportsbook platform using
16 the personal identifiable information of other
17 individuals and made separate deposits for a total of
18 \$18,750 using credit cards that belong to other
19 individuals. Mr. Green then withdrew a total of
20 \$1,500 from those accounts into his personal banking
21 account.

22 Barstool Sportsbook closed the
23 interactive gaming accounts fraudulently created by
24 Mr. Green. The OEC now requests that the Board place
25 Steven Green on the Interactive Gaming Involuntary

1 Exclusion List.

2 CHAIR: Any questions or comments?

3 May I have a motion, please?

4 MR. DILLON: Madam Chair, Commissioner

5 Dillon moves that the Board approve the addition of
6 Steven Green to the PGCB Involuntary Interactive
7 Exclusion List for the conduct described by the OEC.

8 MR. HICKERNELL: Commissioner

9 Hickernell seconds.

10 CHAIR: All in favor?

11 AYES RESPOND

12 CHAIR: All opposed?

13 NO RESPONSE

14 CHAIR: Motion's adopted.

15 ATTORNEY KOLESAR: The next matter on
16 the agenda for the Board's consideration is the
17 request to place Kumhyuk Kwon on the Involuntary
18 Exclusion List. Mr. Kwon was observed cheating while
19 playing a banked poker game at Mount Airy Casino
20 Resort. Mr. Kwon capped seven wagers during his time
21 playing at Mount Airy. He obtained \$500 to which he
22 was not entitled to due to his actions. He paid \$60
23 in restitution after being caught. He was
24 permanently evicted from Mount Airy, but no criminal
25 charges have been filed against him.

1 At this time, the OEC request that the
2 Board place Kumhyuk Kwon on the Board's Involuntary
3 Exclusion List

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

6 MR. HICKERNELL: Madam Chair,
7 Commissioner Hickernell moves that the Board approve
8 the addition of Kumhyuk Kwon to the Pennsylvania
9 Gaming Control Board's Involuntary Exclusion List for
10 the conduct described by the OEC.

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

13 CHAIR: All in favor?

14 AYES RESPOND

15 CHAIR: All opposed?

16 NO RESPONSE

17 CHAIR: Motion's adopted.

18 ATTORNEY KOLESAR: The next matter on
19 the agenda for the Board's consideration is the
20 request to place Ricardo Rowley on the Involuntary
21 Exclusion List. While present at Mohegan
22 Pennsylvania Casino, Mr. Rowley engaged in a verbal
23 altercation with another patron and then punched a
24 Mohegan security officer before being removed from
25 the premises by Plains Township Police Department.

1 Previously, Mr. Rowley was asked to
2 leave on a different occasion for being intoxicated.
3 In that incident, Mr. Rowley was initially verbally
4 combative, but ultimately obtained and entered a
5 ride-share in the parking lot of Mohegan
6 Pennsylvania. However, once in Lot A of the parking
7 lot, Mr. Rowley exited the rideshare, entered his own
8 vehicle, and drove from the premises. Surveillance
9 observed Mr. Rowley's actions and contacted the
10 police. As a result, Mr. Rowley was permanently
11 evicted from the premises.

12 At this time, the OEC requests that
13 the Board place Ricardo Rowley on the Board's
14 Involuntary Exclusion List.

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

17 MS. MANZANO-DÍAZ: Madam Chair,
18 Commissioner Manzano-Díaz moves that the Board
19 approve the addition of Ricardo Rowley to the PGCB
20 Involuntary Exclusion List for the conduct described
21 by the OEC.

22 MS. RALSTON: Commissioner Ralston
23 seconds.

24 CHAIR: All in favor?

25 AYES RESPOND

1 CHAIR: All opposed?

2 NO RESPONSE

3 CHAIR: Motion passes.

4 ATTORNEY KOLESAR: Next matter on the
5 agenda for the Board's consideration is a request to
6 place Harnek Singh on the Involuntary Exclusion List.
7 Mr. Singh was present in Valley Forge Casino Resort
8 when he assisted a 19-year old individual in underage
9 gaming by providing him with chips to wager, by
10 exchanging chips with the underage individual while
11 Mr. Singh was gaming, and by allowing the underage
12 individual to possess his Players Card and utilize
13 his Players Card as his own.

14 As a result of his actions, Mr. Singh
15 was permanently evicted from the premises. At this
16 time, the OEC requests that the Board place Harnek
17 Singh on the Board's Involuntary Exclusion List.

18 CHAIR: Any questions or comments?

19 May I have a motion, please?

20 MR. RALSTON: Commissioner Ralston
21 moves that the Board approve the addition of Harnek
22 Singh to the PGCB Involuntary Exclusion List for the
23 conduct described by the OEC.

24 MS. REGAN: Commissioner Regan
25 seconds.

1 CHAIR: All in favor?

2 AYES RESPOND

3 CHAIR: All opposed?

4 NO RESPONSE

5 CHAIR: Motion's adopted.

6 ATTORNEY KOLESAR: The next matter on
7 the agenda for the Board's consideration is a request
8 to place Christopher Talese on the Involuntary
9 Exclusion List. Mr. Talese was present at Parx
10 Casino when he attempted to enter vehicles that did
11 not belong to him and ultimately stole a vehicle from
12 the parking lot.

13 When Mr. Talese was pulling away with
14 the victim's vehicle, the victim was in the area and
15 proceeded to hold on to the driver side door while
16 Mr. Talese was pulling away, the victim fell to the
17 ground and Mr. Talese drove from the premises in the
18 stolen vehicle. The victim was taken from the
19 premises via ambulance and provided with medical
20 care.

21 As a result of his actions, Mr. Talese
22 entered into a guilty plea to felony robbery of motor
23 vehicle, felony aggravated assault with a deadly
24 weapon, misdemeanor simple assault and misdemeanor
25 recklessly engaging another person and was sentenced

1 to a period of confinement. Mr. Talese was issued a
2 lifetime ban from the premises.

3 At this time, the OEC requests the
4 Board place Christopher Talese on the Board's
5 Involuntary Exclusion List.

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

8 MS. REGAN: Madam Chair, Commissioner
9 Regan moves that the Board approve the addition of
10 Christopher Talese to the PGCB Involuntary Exclusion
11 List for the conduct described by the OEC.

12 MR. DERMODY: Commissioner Dermody
13 seconds.

14 CHAIR: All in favor?

15 AYES RESPOND

16 CHAIR: All opposed?

17 NO RESPONSE

18 CHAIR: Motion carries.

19 ATTORNEY KOLESAR: The next matter on
20 the agenda for the Board's consideration is a request
21 to place Cien Warren on the Involuntary Exclusion
22 List. Ms. Warren was present at Hollywood Casino
23 Morgantown when she left a two-year old and a seven-
24 year old unattended in her vehicle for almost three
25 hours while she engaged in gaming activity and

1 attempted to participate in a promotion.

2 The children were identified by
3 surveillance when one of the children stuck their
4 head out of the window of the vehicle. On the gaming
5 floor, Ms. Warren gamed at two slot machines and
6 utilized a Sportsbook kiosk. Ms. Warren was charged
7 with two counts of misdemeanor endangering the
8 welfare of the children and summary leaving an
9 unattended children in a motor vehicle related to
10 this incident, which are still currently pending.

11 As a result of her actions, Ms. Warren
12 was permanently evicted from the premises. At this
13 time, the OEC requests that the Board place Cien
14 Warren on the Board's Involuntary Exclusion List.

15 CHAIR: Any questions or comments?

16 Hearing none, may I have a motion,
17 please?

18 MR. DERMODY: Madam Chair,
19 Commissioner Dermody moves that the Board approve the
20 addition of Cien Warren to PGCB Involuntary Exclusion
21 List for the conduct described by the OEC.

22 MR. DILLON: Commissioner Dillon
23 seconds.

24 CHAIR: All in favor?

25 AYES RESPOND

1 CHAIR: All opposed?

2 NO RESPONSE

3 CHAIR: Motion's adopted.

4 ATTORNEY ROBERTS: Once again, Andrea
5 Roberts, Assistant Enforcement Counsel. The next
6 matter on the agenda for the Board's consideration is
7 the request to place Alicia Dyson on the Involuntary
8 Exclusion List. Ms. Dyson was present at Rivers
9 Casino Philadelphia and stole \$40 worth of Value
10 Cheques belonging to another patron. Ms. Dyson
11 denied the theft and did not pay restitution. No
12 criminal charges were filed, but Ms. Dyson was
13 permanently banned from Rivers Philadelphia as a
14 result of this incident.

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

18 CHAIR: Any questions or comments?

19 May I have a motion, please?

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

24 MR. HICKERNELL: Commissioner
25 Hickernell seconds.

1 CHAIR: All in favor?

2 AYES RESPOND

3 CHAIR: All opposed?

4 NO RESPONSE

5 CHAIR: Motion carries.

6 ATTORNEY ROBERTS: The next matter on
7 the agenda for the Board's consideration is the
8 request to place Carl Scott on the Involuntary
9 Exclusion List. Mr. Scott was present at Parx Casino
10 and gamed at craps. Mr. Scott removed a \$350 losing
11 wager from the craps table. When confronted, he
12 returned \$227 of the pinched wager. This resulted in
13 a \$123 loss to the casino.

14 Pennsylvania State Police criminally
15 charged Mr. Scott and he pled guilty to misdemeanor
16 theft. Subsequently, Mr. Scott was again present at
17 Parx when he stole \$200 worth of Value Cheques
18 belonging to another patron. Mr. Scott dropped \$50
19 worth of the stolen Value Cheques while running out
20 of the casino. This resulted in \$150 loss to the
21 other patron. PSP was notified and Mr. Scott was,
22 again, criminally charged. Parx permanently banned
23 Mr. Scott as a result of these incidents.

24 At this time, the OEC requests the
25 Board place Carl Scott on the Board's Involuntary

1 Exclusion List.

2 CHAIR: Any questions or comments?

3 May I have a motion, please?

4 MR. HICKERNELL: Madam Chair,

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

9 MS. MANZANO-DÍAZ: Commissioner
10 Manzano-Díaz second.

11 CHAIR: All in favor?

12 AYES RESPOND

13 CHAIR: All opposed?

14 NO RESPONSE

15 CHAIR: Motion's adopted.

16 ATTORNEY GROODY: Good morning, Chair,
17 Members of the Board, Sarah Groody, G-R-O-O-D-Y, with
18 the OEC. The next matter on the agenda for the
19 Board's consideration is the Petition to place Tyree
20 Davis on the Involuntary Exclusion List.

21 Mr. Davis was caught stealing while at
22 Live! Philadelphia. Specifically, he stole
23 approximately \$245 worth of chips from two other
24 patrons. He has not paid any restitution. He was
25 charged with theft and receiving stolen property.

1 Additionally, Mr. Davis was caught cheating at both
2 Rivers Philadelphia and Live! Philadelphia. He has
3 been permanently evicted from Live! Philadelphia.

4 At this time, the OEC requests that
5 the Board place Tyree Davis on the Involuntary
6 Exclusion List.

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

9 MS. MANZANO-DÍAZ: Madam Chair,
10 Commissioner Manzano-Díaz moves that the Board
11 approve the addition of Tyree Davis to the PGCB
12 Involuntary Exclusion List for the conduct described
13 by the OEC.

14 MS. RALSTON: Commissioner Ralston
15 seconds.

16 CHAIR: All in favor?

17 AYES RESPOND

18 CHAIR: All opposed?

19 NO RESPONSE

20 CHAIR: Motion carries.

21 ATTORNEY GROODY: Again, Sarah Groody.

22 The next matter on the agenda for the Board's
23 consideration is the Petition to place Kareem Frye on
24 the Involuntary Exclusion List.

25 Mr. Frye was caught stealing non-value

1 chips from a roulette table at Live! Philadelphia.
2 Specifically, he walked up to a roulette table and
3 took a stack of non-value chips while the dealer was
4 distracted assisting another patron. After taking
5 the chips, he attempted to wager them - he attempted
6 to wager them on another roulette table but picked
7 them back up. He then placed a second wager with the
8 chips but quickly left Live!. Mr. Frye was
9 criminally charged and issued a permanent eviction
10 from Live! Philadelphia.

11 At this time, the OEC requests that
12 the Board placed Kareem Frye on the Involuntary
13 Exclusion List.

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

16 MS. RALSTON: Commissioner Ralston
17 moves that the Board approve the addition of Kareem
18 Frye to the PGCB Involuntary Exclusion List for the
19 conduct described by the OEC.

20 MS. REGAN: Commissioner Regan
21 seconds.

22 CHAIR: All in favor?

23 AYES RESPOND

24 CHAIR: All opposed?

25 NO RESPONSE

1 CHAIR: Motion's adopted.

2 ATTORNEY MONAGHAN: Good morning.

3 Thomas Monaghan, M-O-N-A-G-H-A-N, with the OEC. The
4 next two matters on the agenda for the Board's
5 consideration stem from a similar set of facts.
6 Therefore, with the Board's permission, I would
7 recite one set of facts and ask for each individual
8 be placed on the Board's Interactive Gaming
9 Involuntary Exclusion List.

10 Josh Cain and Tia Focht created
11 multiple accounts on the BetMGM interactive gaming
12 platform using the personal identifying information
13 of other individuals. BetMGM closed all of the
14 accounts involved and blocked the devices from being
15 used.

16 At this time, the OEC requests that
17 the Board place Josh Cain on the Interactive Gaming
18 Involuntary Exclusion List.

19 CHAIR: Any questions or comments?

20 May I have a motion, please?

21 MS. REGAN: Commissioner Regan moves
22 that the Board approve the addition of Josh Cain to
23 the PGCB Involuntary Interactive Exclusion List for
24 conduct described by the OEC.

25 MR. DERMODY: Commissioner Dermody

1 seconds.

2 CHAIR: All in favor?

3 AYES RESPOND

4 CHAIR: All opposed?

5 NO RESPONSE

6 CHAIR: Motion's adopted.

7 ATTORNEY MONAGHAN: The OEC now
8 requests the Board place Tia Focht on the Interactive
9 Gaming Involuntary Exclusion List.

10 CHAIR: Any questions or comments?

11 Hearing none, may I have a motion,
12 please?

13 MR. DERMODY: Madam Chair,
14 Commissioner Dermody moves that the Board approve the
15 addition of Tia Focht to the PGCB Involuntary
16 Interactive Exclusion List for the conduct described
17 by the OEC.

18 MR. DILLON: Commissioner Dillon
19 seconds.

20 CHAIR: All in favor?

21 AYES RESPOND

22 CHAIR: All opposed?

23 NO RESPONSE

24 CHAIR: Motion's adopted.

25 ATTORNEY MONAGHAN: The final matter

1 on the agenda for the Board's consideration is a
2 request to place Kenny Chen on the Board's
3 Involuntary Exclusion List. Mr. Chen cheated by
4 moving his wager when it was no longer allowed while
5 playing Mini Baccarat at Live! Philadelphia Casino,
6 resulting in a loss to the casino.

7 He was criminally charged for his
8 actions. Further, Mr. Chen has violated Board
9 regulations on at least eight other occasions at
10 Pennsylvania casinos and was cited for trespassing on
11 each of those occasions.

12 At this time, the OEC requests the
13 Board place Kenny Chen on the Board's Involuntary
14 Exclusion List.

15 CHAIR: Any questions or comments?

16 May I have a motion, please?

17 MR. DILLON: Madam Chair, Commissioner
18 Dillon moves that the Board approve the addition of
19 Kenny Chen to the PGCB Involuntary Exclusion List for
20 the conduct described by the OEC. I further move
21 that the OEC's Motion for Confidentiality is granted.

22 MR. HICKERNELL: Commissioner
23 Hickernell seconds.

24 CHAIR: All in favor?

25 AYES RESPOND

1 CHAIR: All opposed?

2 NO RESPONSE

3 CHAIR: Motion's adopted.

4 ATTORNEY PITRE: Thank you. That
5 concludes our business.

6 CHAIR: Thank you, OEC. The last item
7 on the agenda today is public comment. I don't see
8 anybody outside of PGCB employees here, but if
9 there's anybody who wants to step forward, please do
10 so.

11 Seeing no one. Thank you. That
12 concludes today's meeting. The next public meeting
13 of the Board will be held on Wednesday, October 23rd,
14 2024 at 10:00 a.m. at this location. May I now have
15 a motion to adjourn?

16 MR. HICKERNELL: Madam Chair,
17 Commissioner Hickernell moves that this meeting be
18 adjourned.

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

21 CHAIR: All in favor?

22 AYES RESPOND

23 CHAIR: All opposed?

24 NO RESPONSE

25 CHAIR: Motion passes. Thank you.

1 The meeting is adjourned.

2 * * * * *

3 MEETING CONCLUDED AT 11:11 A.M.

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CERTIFICATE

I hereby certify that the foregoing proceedings, held before Chair Smyler, was reported by me on September 18, 2024 and that I, Madeline Helmstetter, read this transcript, and that I attest that this transcript is a true and accurate record of the proceeding.

Dated the 4th day of October, 2024



Madeline Helmstetter,
Court Reporter