

**INDIANA GAMING COMMISSION
BUSINESS MEETING**

9:15 a.m., November 13, 2001
115 W. Washington, Ste. 950, South Tower
Indianapolis, IN 46204

Present: Commission member Richard Darko; participating by phone: Donald R. Vowels, Chair; Thomas Milcarek, Secretary; Dr. David Ross, David Carlton, and Dale Gettelfinger. Ann Bochnowski was not present. Staff: Jack Thar, Billy Hamilton, Cynthia Dean, Jennifer Arnold, Jennifer Chelf, Susan Brodnan, Cpt. Sherry Beck, Rhonda Dalton, and members of the public.

Call to Order and Roll Call

Chairman Donald Vowels called the meeting to order at approximately 9:17 a.m. local time. A quorum was present.

New Business

Resolution 2001-39

A Resolution Concerning the Request of the Majestic Star Casino, LLC to purchase Fitzgeralds Gaming Corporation. Michael Kelly, COO/CFO, Majestic Star; Jerimi Ullom and Bob Grand, Barnes and Thornburg, local counsel for Majestic Star appeared before the Commission.

Mr. Michael Kelly made a presentation to the Commission concerning the purchase of three (3) Fitzgerald's gaming properties and the proposed financing by an affiliate of The Majestic Star Casino, Majestic Investor, LLC. Chairman Vowels questioned Mr. Kelly concerning the ownership of Majestic Investor, LLC and it was brought to the attention of the Commission that the transaction had been amended from earlier representations made to the Commission staff. Due to the changes, the Commission was not able to further consider the transaction and financing at this time. The issue was tabled.

Next Meeting

The next meeting of the Indiana Gaming Commission will be announced at a later date.

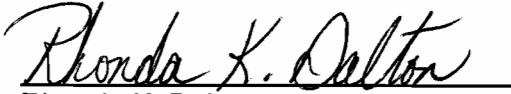
Adjournment

Upon motion by Richard Darko, second by David Carlton, and unanimous vote of those present, the meeting was adjourned.

Minutes

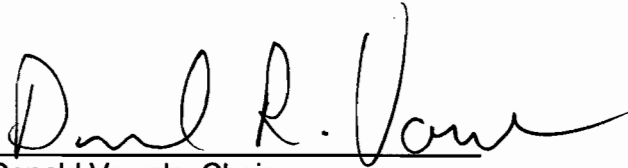
Rhonda K. Dalton, Executive Secretary of the Indiana Gaming Commission staff,
prepared the November 13, 2001 minutes. A transcript is not available.

Respectfully submitted,

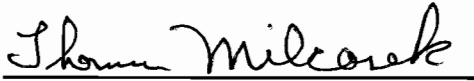


Rhonda K. Dalton
Rhonda K. Dalton

THE INDIANA GAMING COMMISSION:



Donald R. Vowels
Donald Vowels, Chair



Thomas Milcarek
Thomas Milcarek, Secretary