

**ORDER 2006-75  
IN RE SETTLEMENT AGREEMENT**

**CASINO AZTAR  
06-AZ-02**

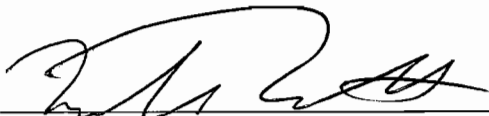
After having reviewed the attached Settlement Agreement, the Indiana Gaming Commission hereby:

APPROVES  
\_\_\_\_\_  
APPROVES OR DISAPPROVES

the proposed terms of the Settlement Agreement.


**IT IS SO ORDERED THIS THE 14<sup>th</sup> DAY OF SEPTEMBER, 2006.**

**THE INDIANA GAMING COMMISSION:**



\_\_\_\_\_  
William W. Barrett, Chair

ATTEST:



\_\_\_\_\_  
Donald R. Vowels, Secretary

**STATE OF INDIANA  
INDIANA GAMING COMMISSION**

**IN RE THE MATTER OF:** )  
 ) **SETTLEMENT**  
**CASINO AZTAR** ) **06-AZ-02**  
 )

**SETTLEMENT AGREEMENT**

The Indiana Gaming Commission (“Commission”) by and through its Executive Director, Ernest E. Yelton and Casino Aztar (“Aztar”) desire to compromise and settle this matter prior to the initiation of a disciplinary proceeding pursuant to 68 IAC 13-1-18(a). The parties stipulate and agree that the following facts are true:

**FINDINGS OF FACT**

1. Pursuant to 68 IAC 11-7-3(b) [s]ensitive keys shall be returned to the custody and signed in by the same occupational licensee they were issued to unless there is a documental change of shift. 68 IAC 11-7-3(c) states that sensitive keys that must be passed on at the change of shift must be identified by the riverboat licensee and indicate the procedural controls over the transfer of the sensitive keys.
2. On December 28, 2005 a Poker Room Manager was attending an on-property meeting and had several Poker Room keys in his pocket. The Floor Supervisor called the Executive Assistant to tell her she needed the keys. The Executive Assistant, at the request of the Floor Supervisor, went to the meeting room and was given the keys by the Poker Room Manager. Because she is not licensed to board the riverboat the Executive Assistant gave the keys to the Security Guard at the turnstiles, who in turn gave them to another Security Guard to give to the Floor Supervisor.

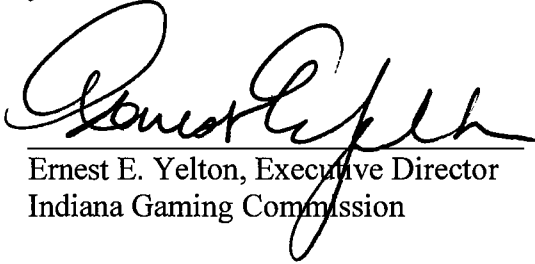
**RECOMMENDATION TO THE COMMISSION**

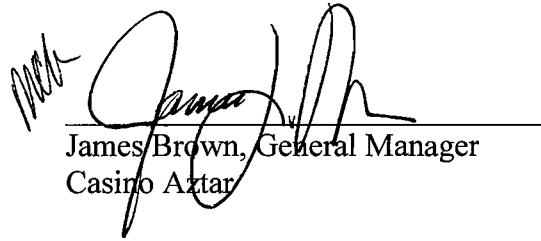
The actions of Aztar violated IC 4-33 and Title 68 of the Indiana Administrative Code. Commission staff and Aztar agree that a sanction be imposed. Commission staff recommends, and Aztar will agree to pay a fine in the amount of \$5,000.

The Commission staff and Aztar agree that a sanction be imposed due to the actions stated in the Findings of Fact. The Commission staff recommends and Aztar will agree to pay a fine in the amount of \$5,000.

Upon execution and approval of this Settlement Agreement, Aztar and the Commission staff agree to submit this Settlement Agreement to the Commission for review and final Commission action. Upon approval of the Settlement Agreement by the Commission, Aztar agrees to remit payment in the amount of \$5,000 and waives all rights to judicial review. This Settlement Agreement shall be binding upon the Commission and Aztar.

IN WITNESS WHEREOF, the parties have signed this Settlement Agreement on the date and year as set forth below.

  
Ernest E. Yelton, Executive Director  
Indiana Gaming Commission

  
James Brown, General Manager  
Casino Aztar

Sept 13, 2006  
Date

9/8/06  
Date