

ORDER 2007-84

**IN RE SETTLEMENT AGREEMENT
GRAND VICTORIA CASINO & RESORT LP
07-GV-02**

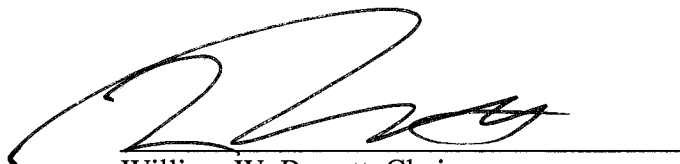
After having reviewed the attached Settlement Agreement, the Indiana Gaming Commission hereby:

APPROVES

the proposed terms of the Settlement Agreement.

IT IS SO ORDERED THIS THE 13th DAY OF SEPTEMBER, 2007.

THE INDIANA GAMING COMMISSION:

A large, stylized handwritten signature in black ink, appearing to read 'W. Barrett', is written over a horizontal line.

William W. Barrett, Chair

ATTEST:

A handwritten signature in black ink, appearing to read 'Tim Murphy', is written over a horizontal line.

Tim Murphy, Vice Chair

**STATE OF INDIANA
INDIANA GAMING COMMISSION**

IN RE THE MATTER OF:)
) **SETTLEMENT**
GRAND VICTORIA CASINO)
& RESORTS, LP) **07-GV-02**
)

SETTLEMENT AGREEMENT

The Indiana Gaming Commission (“Commission”) by and through its Executive Director Ernest E. Yelton and Grand Victoria Casino & Resorts, LP (“Grand Victoria”) (collectively, the “Parties”) desire to 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

COUNT I

1. 68 IAC 12-1-5(g)(2) requires the surveillance system to include cameras dedicated to monitoring the entrances and exists of the riverboat.
2. 68 IAC 12-1-4(a) states the surveillance system must be capable of monitoring activities on the:
 - 2) support areas
 - 3) areas of the pavilion through which monies are transported
3. On May 17, 2007 a Gaming Agent was reviewing tapes while investigating an alleged underage person who had entered the casino. When the Agent attempted to locate the footage of the person entering the casino at 21:00 hours on May 16, 2007, the Surveillance Supervisor rewound the tape to the beginning and the earliest footage started at 23:00 hours. When questioned about the timing on the tape the surveillance employees stated that they forgot to change the tapes in the land office. Because of this oversight none of the cameras that are recorded in the surveillance land office recorded any footage from 20:00 to 23:00 hours.

COUNT II

4. Pursuant to 4-33-9-12, “a person who is less than twenty-one (21) years of age may not be present in the area of a riverboat where gambling is being conducted.” 68 IAC 1-11-1(c) states a person under twenty-one (21) years of age shall not be present on a riverboat.”

5. On April 29, 2007 and May 16, 2007 a minor was allowed to board the casino after a security officer checked her ID. This is the 3rd and 4th time in the last six months.

TERMS AND CONDITIONS

Commission staff alleges that the acts or omissions of Grand Victoria by and through its agents as described herein constitute a breach of the Riverboat Gambling Act, Title 68 of the Indiana Administrative Code or Grand Victoria's approved internal control procedures. The Commission and Grand Victoria hereby agree to a monetary settlement of the alleged violations described herein in lieu of the Commission pursuing formal disciplinary action against Grand Victoria. This agreement is being entered into to avoid the potential expense and inconvenience of disciplinary action.


Grand Victoria shall pay to the Commission a total of \$15,500 (\$5,000 for Count I; \$10,500 for Count II) in consideration for the Commission foregoing disciplinary action based on the facts specifically described in each count of this agreement. This agreement extends only to those violations and findings of fact, specifically alleged herein. If the Commission subsequently discovers facts that give rise to additional or separate violations, which are not described herein, the Commission may pursue disciplinary action for such violations even if the subsequent violations are similar or related to an incident described herein.

Upon execution and approval of this Settlement Agreement, Commission staff shall submit this Agreement to the Commission for review and final action. Upon approval of the Settlement Agreement by the Commission, Grand Victoria agrees to promptly remit payment in the amount of \$15,500 and shall waive all rights to further administrative or judicial review.

This Settlement Agreement constitutes the entire agreement between the parties. No prior or subsequent understandings, agreements, or representations, oral or written, not specified or referenced within this document will be valid provisions of this Settlement Agreement. This Settlement Agreement may not be modified, supplemented, or amended, in any manner, except by written agreement signed by all Parties.

This Settlement Agreement shall be binding upon the Commission and Grand Victoria.

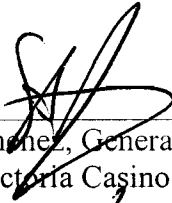
IN WITNESS WHEREOF, the parties have signed this Settlement Agreement on the date and year as set forth below.



Ernest E. Yelton, Executive Director
Indiana Gaming Commission

9/13/07

Date



Steve Jimenez, General Manager
Grand Victoria Casino & Resorts, LP

9/6/07

Date