

ORDER 2023-164
AN ORDER OF THE INDIANA GAMING COMMISSION RENEWING
THE CASINO OWNER'S LICENSE AND WRITTEN POWER OF ATTORNEY
FOR BELTERRA RESORT INDIANA, LLC

In accordance with Ind. Code art. 4-33 and Title 68 of the Indiana Administrative Code, the Indiana Gaming Commission ("Commission") issued a casino owner's license to Belterra Resort Indiana, LLC ("Beltterra"), effective October 23, 2000. The Commission has renewed the license annually since inception, most recently on September 27, 2022, which renewed the license through October 22, 2023. On June 28, 2018, by Order 2018-121, the Commission approved the application for transfer of ownership interest for Belterra from Pinnacle Entertainment, Inc. to Boyd Gaming Corporation ("Boyd"); however, Belterra retained the casino owner's license.

On October 20, 2023, Belterra requested renewal of its casino owner's license and submitted payment of the annual renewal fee in the amount of \$5,000. On October 23, 2023, pursuant to a delegation of authority granted by the Commission in Resolution 2019-257, the Executive Director extended the license through a date when the Commission could consider Belterra's request.

On September 27, 2022, by Order 2022-134, the Commission approved a renewal of the written power of attorney identifying Mr. Ellis Landau as trustee-in-waiting for Belterra. Order 2022-134 stated this approval would expire "upon effectiveness of a subsequent Commission order that either: (1) addresses the renewal of Belterra's casino owner's license; or (2) modifies or withdraws the approval" of Mr. Landau. On October 20, 2023, Belterra indicated in writing that it desired to continue to have Mr. Landau as its trustee-in-waiting.

COMMISSION ACTION

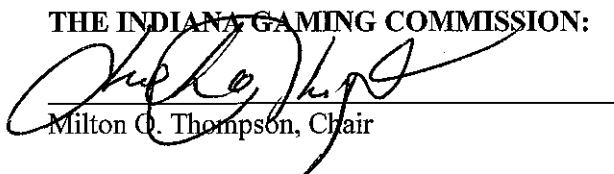
Pursuant to Ind. Code § 4-33-6-12, the Commission has found that Belterra has substantially complied with the directives of Ind. Code art. 4-33 and Title 68 of the Indiana Administrative Code; therefore, Belterra is suitable to hold a casino owner's license. The Commission **GRANTS** renewal of Belterra's casino owner's license for a period of one year subject to Belterra maintaining its casino gambling operation, riverboat, hotel, and pavilion in substantial compliance with all applicable state and local laws including, but not limited to, Commission regulations, resolutions, orders, and/or other directives relating to the casino owner's license, or the lawful operation or conduct of gaming in Indiana. The renewal of the casino owner's license is valid for a period of one year from October 23, 2023 through October 22, 2024.

Furthermore, the Commission **APPROVES** the renewal of the power of attorney identifying Mr. Ellis Landau as trustee-in-waiting for Belterra. The renewal expires upon the effectiveness of a subsequent Commission order that either: (1) addresses the renewal of Belterra's casino owner's license; or (2) modifies or withdraws the renewal of the power of attorney approved herein.

According to Ind. Code ch. 4-21.5-3, this Order is effective fifteen days after it is served.

IT IS SO ORDERED THIS 11th DAY OF DECEMBER, 2023.

THE INDIANA GAMING COMMISSION:


Milton Q. Thompson, Chair

ATTEST:


Jason Dudich, Secretary