

# INDIANA GAMING COMMISSION BUSINESS MEETING

March 17, 2011  
Indiana Government Center South  
Indianapolis, Indiana

## **Call to Order and Roll Call:**

Chairman Timothy Murphy called the meeting to order at approximately 1:11 p.m. local time. A quorum was present.

## **Present:**

Commission Members: Tim Murphy, Chairman, Tom Swihart, Vice Chairman, Mary Shy, Robert Morgan, Marc Fine and Sue Shields. Commission Staff: Ernest E. Yelton, Adam Packer, Jennifer Reske, Chris Gray, Lea Ellingwood, Kesha Rich, Jeff Neuenschwander, Joe Hoage, Derek Young, Sherry Green, Kenny Rowan, Larry Delaney, Diane Freeman, Garth Brown, Danielle Leek, Takisha Body, Angela Bunton, Andy Means, Anthony Jenkins, Erick Dahl, Tami Timberman-Wright, and members of the public.

## **Approval of the Minutes:**

Upon motion by Tom Swihart, second by Mary Shy, and unanimous vote of those present, the Commission approved the proposed minutes of the November 10, 2010, business meeting.

## **Report of the Executive Director:**

The Executive Director gave the following staff report: Takisha Body is the newest Background Financial Investigator for the Commission. Tami Timberman-Wright is the new Voluntary Exclusion Program and Patron Complaint Coordinator. Derek Young is the newest addition to the legal staff. Anthony Jenkins and Erick Dahl are serving as interns with the Gaming Commission.

Since the November commission meeting, IGC staff has added 21 individuals to the Exclusion List, which effectively and permanently bars those patrons from entering any casino in Indiana. The following individuals were observed either past-posting or pinching their bets while at an Indiana casino: Meshawn Garrison, Theresa Norkus, DeAngelo Crenshaw, Michael Eve, and Aaron Brooks. The following individuals were observed taking illegal possession of a TITO, casino chips, or U.S. Currency in excess of approximately \$500 while at an Indiana casino: Steven Logothetis, Kenneth Burch, Torrey Angry, Beverly Jackson, Shanai Burnett, Carolyn Reynolds, and Cecil Richey. The following is a summary of the remaining individuals added since the November Commission Meeting: Kyle Sanders and Angela Stouffer were observed moving tip bets, failing to pick up losing tip bets, and paying tip bets that were not winning wagers while employed as Dealers at the Belterra Casino. Both employees were terminated from their employment as a result of their actions. Robert Panitch was observed removing cards from

the table while playing poker at the Horseshoe Hammond Casino. Jazzlynn S. McCrary was observed making a series of \$1000 withdrawals at the Majestic Star Casino using a fraudulent credit card. Wanda L. Adams - While employed as a Cashier Supervisor at the Blue Chip Casino, Adams was observed and admitted to overpaying her son-in-law \$479 upon his cashing out three TITOs. Julie A. Craig was observed and admitted to providing false identification and social security number when completing an IRS W-9 Tax Form while at the Blue Chip Casino in Michigan City, Indiana. Mike Waseleski, a former employee of Ameristar and Horseshoe Hammond, Waseleski was federally indicted and found guilty as a result of his participation in a conspiracy to defraud the casino while working as a dealer at Ameristar. Waseleski would perform false shuffles, a technique which results in the cards being dealt in the exact same order as the prior shuffle, while other members of the conspiracy would place and win large bets while playing baccarat. Shawn L. Hollingsworth was observed removing cards from the table while playing poker at the Horseshoe Southern Indiana Casino. Kin Chan was observed marking cards with his thumbnail while playing Blackjack at the Belterra Casino.

For the year 2011, the IGC has placed 13 patrons on the Exclusion List, bringing the total to 223 individuals who are barred from Indiana casinos and racinos.

On February 18, the Bankruptcy Court confirmed Centaur's reorganization plan. Commission staff has not received applications for transfer from proposed owners of the post-bankruptcy Centaur, and because ownership and control interests are still subject to change, it is too early to make any definitive statements about who might need to be licensed. However, preliminary discussions have occurred with the Horse Racing Commission to coordinate licensing efforts. On March 10, the Bankruptcy Court confirmed Majestic Star's reorganization plan. Majestic Star's Plan provides for the makeup of the new 5-member Board of Managers, current senior management staying in place, and that distribution of interests to the new interest holders not occur in violation of relevant gaming regulations. The Lake County Assessor's Office is also contesting Majestic Star's valuation of the vessels. Commission staff awaits the outcome of mediation on valuation, which is scheduled for late April and could have an impact on Majestic Star's tax liability.

The Background and Financial Investigations Division has completed reinvestigation reports on French Lick Resort & Casino and suppliers IGT, Paltronics, and Gemaco.

During first chamber action, four gambling bills passed the Senate and were sent to the House. SB 325 codifies our Emergency Rules on Local Development agreements. SB 47 would permit removal of naval crews as well as permanently moored status under our supervision. Card Tournaments could be conducted on casino property abutting the boats and certain alcohol restrictions would be relaxed. SB 36 would modify existing law and permit one entity the right to own both racinos in Anderson and Shelbyville. SB 340 is a proposal in Charity Gaming that was proposed by not-for-profit groups in the Fort Wayne area.

**Waiver of Rules and Regulations:**

**Casino Association:** Their members were granted relief from the requirement that the security officer who begins completing the manually paid jackpot must complete the process of

witnessing, escorting, and signing the appropriate documentation to verify the manually paid jackpot was completed. Relief was granted but the number of security officers is limited to two.

**Ameristar:** was granted relief from canceling the Poker Cards. The casino closed their Poker Room and wished to give the cards to their employees.

**Horseshoe Hammond:** Their request to allow a Security Officer to participate in the bill validator drop as a runner only was granted. Once designated as a runner the Security Officer will continue that role until the end of the drop process. Security Officers will also be allowed to place the empty bill validator boxes on the casino floor. While doing either function the security officers will be allowed to remain in their security uniform. Security Officers will participate in these positions only when needed.

**Horseshoe Southern Indiana:** received waivers allowing the distribution of the cards bearing the property's former name Caesars Indiana to the public without canceling the cards. The cards are a different color than the current cards being used and they have the Caesars logo on them. And it was allowed to reduce the number of the secondary set of valued chips for the twenty five cent (\$0.25) chip from fifty percent (50%) to fifteen percent (15%).

**Horseshoe Hammond and Horseshoe Southern Indiana:** granted waivers allowing jackpots over \$200 to \$1,199.99 to be witnessed and verified by a Security employee or a Supervisory level or above employee of independent gaming departments and granted relief from the requirement that a security officer be present during the tip counting process. The tips are counted in a room off of the casino floor that has dedicated camera coverage.

**Indiana Live and Majestic Star:** are allowed to place dedicated coverage on progressive displays showing incrimination when the display reads a minimum of \$40,000. The revenue audit department will be responsible for daily verification of the incremented amounts.

**Majestic Star's:** request to allow progressive links to live table games on more than one casino was approved.

**Old Business:**

There was no old business.

**New Business:**

**Voluntary Exclusion Program:**

**Orders Concerning  
The Voluntary Exclusion Program**

2011-1

2011-15

2010-2	2011-16
2010-3	2011-17
2010-4	2011-18
2010-5	2011-19
2011-6	2011-20
2011-7	2011-21
2011-8	2011-22
2011-9	2011-23
2011-10	2011-24
2011-11	2011-25
2011-12	2011-26
2011-13	2011-27
2011-14	2011-28
2011-29	2011-37
2011-30	2011-38
2011-31	2011-39
2011-32	2011-40
2011-33	2011-41
2011-34	2011-42
2011-35	2011-43
2011-36	

Order 2011-1 approved the remittance of winnings by VEP participant John Doe #1 in the amount of \$3,850. Ameristar withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-2 approved the remittance of winnings by VEP participant John Doe #2 in the amount of \$1,611. Ameristar withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-3 approved the remittance of winnings by VEP participant John Doe #3 in the amount of \$1,800. Ameristar withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-4 approved the remittance of winnings by VEP participant John Doe #4 in the amount of \$670. Blue Chip withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-5 approved the remittance of winnings by VEP participant John Doe #5 in the amount of \$2. Blue Chip withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-6 approved the remittance of winnings by VEP participant John Doe #6 in the amount of \$205. Blue Chip withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-7 approved the remittance of winnings by VEP participant John Doe #7 in the amount of \$300. Blue Chip withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-8 approved the remittance of winnings by VEP participant John Doe #8 in the amount of \$215. Blue Chip withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-9 approved the remittance of winnings by VEP participant John Doe #9 in the amount of \$2,222.30. Belterra withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-10 approved the remittance of winnings by VEP participant John Doe #10 in the amount of \$1,300.60. Belterra withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-11 approved the remittance of winnings by VEP participant John Doe #11 in the amount of \$1.15. French Lick Resort Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-12 approved the remittance of winnings by VEP participant John Doe #12 in the amount of \$6,008. French Lick Resort Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-13 approved the remittance of winnings by VEP participant John Doe #13 in the amount of \$101. French Lick Resort Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-14 approved the remittance of winnings by VEP participant John Doe #14 in the amount of \$9.23. Majestic Star withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-15 approved the remittance of winnings by VEP participant John Doe #15 in the amount of \$37.68. French Lick Resort Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-16 approved the remittance of winnings by VEP participant John Doe #16 in the amount of \$337. Hollywood withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-17 approved the remittance of winnings by VEP participant John Doe #17 in the amount of \$5,416. Hollywood withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-18 approved the remittance of winnings by VEP participant John Doe #18 in the amount of \$50. Hollywood withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-19 approved the remittance of winnings by VEP participant John Doe #19 in the amount of \$5,728. Hollywood withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-20 approved the remittance of winnings by VEP participant John Doe #20 in the amount of \$675. Hollywood withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-21 approved the remittance of winnings by VEP participant John Doe #21 in the amount of \$109. Hollywood withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-22 approved the remittance of winnings by VEP participant John Doe #22 in the amount of \$.15. Hollywood withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-23 approved the remittance of winnings by VEP participant John Doe #23 in the amount of \$29.75. Hoosier Park withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-24 approved the remittance of winnings by VEP participant John Doe #24 in the amount of \$1,055.85. Horseshoe Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-25 approved the remittance of winnings by VEP participant John Doe #25 in the amount of \$2,000. Horseshoe Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-26 approved the remittance of winnings by VEP participant John Doe #26 in the amount of \$3,375. Horseshoe Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-27 approved the remittance of winnings by VEP participant John Doe #27 in the amount of \$516. Horseshoe Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-28 approved the remittance of winnings by VEP participant John Doe #28 in the amount of \$1,200. Horseshoe Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-29 approved the remittance of winnings by VEP participant John Doe #29 in the amount of \$1,600.41. Horseshoe Southern Indiana withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-30 approved the remittance of winnings by VEP participant John Doe #30 in the amount of \$1,200. Horseshoe Southern Indiana withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-31 approved the remittance of winnings by VEP participant John Doe #31 in the amount of \$1,260.40. Horseshoe Southern Indiana withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-32 approved the remittance of winnings by VEP participant John Doe #32 in the amount of \$1,333. Indiana Live Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-33 approved the remittance of winnings by VEP participant John Doe #33 in the amount of \$1,503.20. Indiana Live Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-34 approved the remittance of winnings by VEP participant John Doe #34 in the amount of \$1,932.50. Indiana Live Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-35 approved the remittance of winnings by VEP participant John Doe #35 in the amount of \$83.27. Indiana Live Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-36 approved the remittance of winnings by VEP participant John Doe #36 in the amount of \$18.45. Indiana Live Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-37 approved the remittance of winnings by VEP participant John Doe #37 in the amount of \$17. Majestic Star withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-38 approved the remittance of winnings by VEP participant John Doe #38 in the amount of \$2,675. Majestic Star withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-39 approved the remittance of winnings by VEP participant John Doe #39 in the amount of \$.20. Majestic Star withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-40 approved the remittance of winnings by VEP participant John Doe #40 in the amount of \$16.50. Majestic Star withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-41 approved the remittance of winnings by VEP participant John Doe #41 in the amount of \$186. Majestic Star withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-42 approved the remittance of winnings by VEP participant John Doe #42 in the amount of \$1,440. Majestic Star withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2011-43 approved the remittance of winnings by VEP participant John Doe #43 in the amount of \$5,288. Majestic Star withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

**Action:** Upon Motion by Sue Shields, second by Robert Morgan, and unanimous vote of those present, the Commission approved Orders 2011-1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, and 43 as recommended by Commission staff.

### **Exclusion List**

#### **Order 2011-44**

An Order Denying the Appeal of Voluntary Exclusion Remittance of John Doe #57 (VEP 10-57).

**Action:** Upon Motion by Mary Shy, second by Tom Swihart, and unanimous vote of those present, the Commission approves Order 2011-44 affirming the Administrative Law Judge's Order.

#### **Order 2011-45**

An Order Denying the Appeal of Voluntary Exclusion Remittance of John Doe #75 (VEP 10-75).

**Action:** Upon Motion by Robert Morgan, second by Tom Swihart, and unanimous vote of those present, the Commission approves Order 2011-45 affirming the Administrative Law Judge's Order.

#### **Order 2011-46**

An Order Regarding the Request for Hearing Re: The Voluntary Exclusion Remittance of John Doe #10-100.

**Action:** Upon Motion by Sue Shields, second by Tom Swihart, and unanimous vote of those present, the Commission approves Order 2011-46 affirming the Settlement Agreement entered into by Commission staff and John Doe 100.

#### **Order 2011-47**

An Order Regarding the Settlement Agreement Regarding John Branum's Appeal of His Placement on the Statewide Exclusion List.

**Action:** Upon Motion by Sue Shields, second by Mary Shy, and unanimous vote of those present, the Commission approves Order 2011-47 affirming the Settlement Agreement entered into by Commission staff and Branum.

#### **Order 2011-48**

An Order Affirming Beverly A. Ryan's Placement on the Exclusion List.

**Action:** Upon Motion by Tom Swihart, second by Mary Shy, and unanimous vote of those present, the Commission approves Order 2011-48 affirming the Administrative Law Judge's Order.

### **Occupational License Matters**

#### **Order 2011-49**

Approving the Settlement Agreement Between the Indiana Gaming Commission and Rodney L. Westbrook. Terms of the agreement provide that Westbrook shall voluntarily relinquish his occupational license for two working days. No vacation or paid leave shall be used while serving this voluntary relinquishment.

**Action:** Upon Motion by Robert Morgan, second by Sue Shields, and unanimous vote of those present, the Commission approves Order 2011-49 approving the proposed terms of the Settlement Agreement.

#### **Order 2011-50**

An Order Affirming the Revocation of Kyle D. Cambridge's Occupational License. The Administrative Law Judge entered a Default Judgment against Mr. Cambridge after he failed to file a written request requesting an Order of Default Judgment not be imposed.

**Action:** Upon Motion by Mary Shy, second by Robert Morgan, and unanimous vote of those present, the Commission approves Order 2011-50 affirming the Administrative Law Judge's Order.

## **Suppliers Matters**

### **Order 2011-51**

An Order of the Indiana Gaming Commission Granting a Permanent Supplier's License to DigiDeal Corporation.

**Action:** Upon Motion by Robert Morgan, second by Marc Fine, and unanimous vote of those present, the Commission grants an Annual Supplier's License to DigiDeal for a period of one year from March 17, 2011 through March 16, 2012.

### **Order 2011-52**

An Order of the Indiana Gaming Commission Granting a Permanent Supplier's License to Lightning Poker, Inc.

**Action:** Upon Motion by Robert Morgan, second by Marc Fine, and unanimous vote of those present, the Commission grants an Annual Supplier's License to Lightning Poker, Inc. for a period of one year from March 17, 2011 through March 16, 2012.

### **Order 2011-53**

An Order of the Indiana Gaming Commission Granting a Permanent Supplier's License to Technical Security Integration, Inc.

**Action:** Upon Motion by Robert Morgan, second by Marc Fine, and unanimous vote of those present, the Commission grants an Annual Supplier's License to Technical Security Integration, Inc. for a period of one year from March 17, 2011 through March 16, 2012.

### **Order 2011-54**

Order of the Indiana Gaming Commission Concerning the Renewal of Supplier's Licenses.

**Action:** Upon Motion by Tom Swihart, second by Mary Shy, and unanimous vote of those present, the Commission grants the renewal of the licenses for AC Coin, valid through Feb 25, 2012; Bally Gaming, Inc., valid through March 29, 2012; Data Financial, Inc, valid through May 3, 2012; DEQ Systems Corp, valid through March 18, 2012; Elektroncek D.D. valid through March 18, 2012; IGT, valid through January 26, 2012; Incredible Technologies, Inc, valid through March 1, 2012; Midwest Game Supply, Co., valid through January 26, 2012; Patriot Gaming and Electronics, valid through March 29, 2012; TCS John Huxley Europe, Ltd; valid through March 18, 2012; WMS Gaming Inc, valid through March 16, 2012.

**Order 2011-55**  
**In Re: Settlement Agreement**  
**Bally Technologies, Inc.**  
**11-Bally-01**

A settlement agreement was reached regarding Bally shipping sensitive parts that were not approved prior to being shipped. Commission staff recommended and Bally agreed to pay a total fine in the amount of \$5,000.

**Action:** Upon Motion by Robert Morgan, second by Sue Shields, and unanimous vote of those present, the Commission approves Order 2011-55 approving the terms of the settlement agreement.

**Order 2011-56**  
**In Re: Settlement Agreement**  
**Gaming Partners International USA, Inc.**  
**11-GPI-01**

A settlement agreement was reached regarding Gaming Partner International (GPI) shipping table layouts that had not been approved by the Indiana Gaming Commission. Commission staff recommended and GPI agreed to pay a total fine in the amount of \$3,000.

**Action:** Upon Motion by Mary Shy, second by Tom Swihart, and unanimous vote of those present, the Commission approves Order 2011-56.

**Order 2011-57**  
**In Re: Settlement Agreement**  
**Lottomatica Group, S.P.A.**  
**11-Lottomatica-01**

A settlement agreement was reached regarding Lottomatica Group, S.P.A. shipping software that had not been ordered or approved by the Indiana Gaming Commission to an Indiana Casino. Commission staff recommended and Lottomatica Group, S.P.A. agreed to pay a total fine in the amount of \$1,500.

**Action:** Upon Motion by Tom Swihart, second by Robert Morgan, and unanimous vote of those present, the Commission approves Order 2011-57.

**Order 2011-58**  
**In Re: Settlement Agreement**  
**United States Playing Card, Co.**  
**11-USPC-01**

A settlement agreement was reached regarding United States Playing Card Co. sending cards that did not meet the rules regarding the specification of playing cards. Commission staff

recommended and United States Playing Card, Co. agreed to pay a total fine in the amount of \$2,000.

**Action:** Upon Motion by Robert Morgan, second by Mary Shy, and unanimous vote of those present, the Commission approves Order 2011-58.

**Riverboat Owners License Renewals**

**Order 2011-59**

Order of the Indiana Gaming Commission Renewing the Riverboat Owner's License of Indiana Gaming Company, L.P.

**Action:** Upon Motion by Tom Swihart, second by Sue Shields, and unanimous vote of those present, the Commission tabled the renewal Order on the Indiana Gaming Company, L.P. (Hollywood Casino) until the June 2011 meeting, at which time the matter will be revisited.

**Disciplinary Actions:**

**Settlement Agreement of  
Ameristar East Chicago  
11-AS  
Order 2011-60**

A settlement agreement was reached regarding Ct. 1: the casino failed to secure cards not being utilized at a live gaming device, and Ct. 2: the casino failed to timely notify the Gaming agents of the termination of five employees. Commission staff recommended and Ameristar agreed to pay a total fine in the amount of \$11,500.

**Action:** Upon Motion by Robert Morgan, second by Mary Shy, and unanimous vote of those present, the Commission approved the proposed terms of the agreement.

**Settlement Agreement of  
Casino Aztar  
11-AZ-01  
Order 2011-61**

A settlement agreement was reached with Casino Aztar wherein an employee was allowed to work on an expired badge. Commission staff recommended and Casino Aztar agreed to pay a total fine in the amount of \$1,000.

**Action:** Upon Motion by Robert Morgan, second by Mary Shy, and unanimous vote of those present, the Commission approved the proposed terms of the agreement.

**Settlement Agreement of  
Belterra Casino and Resort  
11-BT-01  
Order 2011-62**

A settlement agreement was reached with Belterra wherein the casino failed to get identification from a patron who won a jackpot and then paid the wrong patron. Commission staff recommended and Belterra agreed to pay a total fine in the amount of \$2,500.

**Action:** Upon Motion by Robert Morgan, second by Mary Shy, and unanimous vote of those present, the Commission approved the proposed terms of the agreement.

**Settlement Agreement of  
French Lick Resort•Casino  
11-FL-01  
Order 2011-63**

A settlement agreement was reached with French Lick wherein the casino violated the VEP rules. Commission staff recommended and French Lick agreed to pay a total fine in the amount of \$1,500.

**Action:** Upon Motion by Robert Morgan, second by Mary Shy, and unanimous vote of those present, the Commission approved the proposed terms of the agreement.

**Settlement Agreement of  
Grand Victoria Casino & Resort LP  
11-GV-01  
Order 2011-64**

A settlement agreement was reached regarding Ct. 1: the casino failed to follow the approved procedures to change and refill a redemption kiosk, Ct. 2: the casino did not secure the dice that were not being utilized at a live table game, Ct. 3: the casino failed to notify the Commission of a machine that was malfunctioning, and Ct. 4: the casino failed to notify the Commission that machines were removed from play. Commission staff recommended and Grand Victoria agreed to pay a total fine in the amount of \$10,000.

**Action:** Upon Motion by Robert Morgan, second by Mary Shy, and unanimous vote of those present, the Commission approved the proposed terms of the agreement.

**Settlement Agreement of  
Indiana Gaming Company, L.P.  
11-HW-01  
Order 2011-65**

A settlement agreement was reached with Indiana Gaming Company, L.P. regarding Ct. 1: the casino failed to timely notify the Gaming agents of the termination of four employees, Ct. 2: the casino allowed three employees to work on an expired badge, and Ct. 3: the casino allowed an underage person on the casino floor on two different occasions. Commission staff recommended and Indiana Gaming Company, L.P. agreed to pay a total fine in the amount of \$27,500.

**Action:** Upon Motion by Robert Morgan, second by Mary Shy, and unanimous vote of those present, the Commission approved the proposed terms of the agreement.

**Settlement Agreement of  
Hoosier Park LP: Centaur, Inc.  
11-HP-01  
Order 2011-66**

A settlement agreement was reached with Hoosier Park, LP; Centaur, Inc regarding Ct. 1: the casino failed to properly balance the redeeming kiosks and also failed to maintain accounting records. Ct. 2: an underage personal was allowed to access the casino, Ct. 3; the casino failed to timely notify the Gaming agents of a termination and Ct. 4: violation of the VEP rules. Commission staff recommended and Hoosier Park, LP: Centaur, Inc. agreed to pay a total fine in the amount of \$18,000.

**Action:** Upon Motion by Robert Morgan, second by Mary Shy, and unanimous vote of those present, the Commission approved the proposed terms of the agreement.

**Settlement Agreement of  
Horseshoe Hammond, LLC  
11-HH-01  
Order 2011-67**

A settlement agreement was reached with Horseshoe Hammond, LLC regarding Ct. 1: violation of VEP rule, and Ct. 2: the casino failed to secure assets. Commission staff recommended and Horseshoe Hammond, LLC agreed to pay a total fine in the amount of \$8,000.

**Action:** Upon Motion by Robert Morgan, second by Mary Shy, and unanimous vote of those present, the Commission approved the proposed terms of the agreement.

**Settlement Agreement of  
Caesars Riverboat Casino, LLC  
d/b/a Horseshoe Casino Hotel Southern Indiana  
11-CS-01  
Order 2011-68**

A settlement agreement was reached with Horseshoe Southern Indiana regarding Ct. 1: an underage person was allowed on the casino floor, and; Ct. 2: an incorrect fill at a table game was not handled according to procedure. Commission staff recommended and Horseshoe Casino Hotel Southern Indiana agreed to pay a total fine in the amount of \$6,500.

**Action:** Upon Motion by Robert Morgan, second by Mary Shy, and unanimous vote of those present, the Commission approved the proposed terms of the agreement.

**Settlement Agreement of  
Indianapolis Downs  
11-IL-01  
Order 2011-69**

A settlement agreement was reached with Indiana Live regarding Ct. 1: the casino allowed an underage person onto the casino floor, and Ct. 2: violation of the rule regarding EPROM's. Commission staff recommended and Indiana Live agreed to pay a total fine in the amount of \$6,000.

**Action:** Upon Motion by Robert Morgan, second by Mary Shy, and unanimous vote of those present, the Commission approved the proposed terms of the agreement.

**Settlement Agreement of  
The Majestic Star Casino, LLC  
11-MS-01  
Order 2011-70**

A settlement agreement was reached with Majestic Star wherein the casino allowed an underage person onto the casino floor. Commission staff recommended and Majestic Star Casino, LLC agreed to pay a total fine in the amount of \$1,500.

**Action:** Upon Motion by Robert Morgan, second by Mary Shy, and unanimous vote of those present, the Commission approved the proposed terms of the agreement.

**Transfer**

**Order 2011-71**

An Order Concerning the Application of Gaming Entertainment (Indiana), LLC To Acquire the Operating Assets of Grand Victoria Casino & Resort, LP.

**Action:** Upon Motion by Mary Shy, second by Robert Morgan, and unanimous vote of those present, the Commission approves the credit facility GEI has proposed establishing to assist with financing the acquisition of Grand Victoria and waives the “two meeting requirement” of 68 IAC 5-3-2(b)(3).

#### **Order 2011-72**

An Order Approving Termination and Replacement of the Power of Attorney of Grand Victoria Casino & Resort, LP.

**Action:** Upon Motion by Sue Shields, second by Robert Morgan, and unanimous vote of those present, the Commission approves the termination of the existing Power of Attorney and Approves the Power of Attorney, effective upon the closing of sale of the operating assets of Grand Victoria to GEI. The Commission also delegates to the Executive Director its sole authority to authorize written amendments to the POA as allowed under Ind. Code 4-33-6-22(d), Ind. Code 4-33-21-12, and the terms of the POA on the condition he bring any authorizations for material amendments to the Commission for ratification.

#### **Order 2011-73**

An Order Modifying the Power of Attorney for Indianapolis Downs, LLC.

**Action:** Upon Motion by Tom Swihart, second by Mary Shy, and unanimous vote of those present, the Commission approves the Power of Attorney.

### **Charity Gaming**

#### **Resolution 2011-74**

An Order Affirming the Revocation of the Crisis Center, Inc.’s Annual Bingo License.

**Action:** Upon Motion by Tom Swihart, second by Mary Shy, and unanimous vote of those present, the Commission approves the Order Granting Default Judgment of the Administrative Judge and Revokes the Crisis Center, Inc.’s Annual Bingo License #121373.

### **Rules**

#### **Resolution 2011-75**

A Resolution Adopting LSA Document #10-498 as a Final Rule. This Rule concerns the adoption of an Administrative Rule Regarding Ticket-In Ticket-Out Technology.

**Action:** Upon Motion by Robert Morgan, second by Mark Fine, and unanimous vote of those present, the Commission approved Resolution 2011-75 and adopted the final Rule. This rule will be forwarded to the Office of the Attorney General for approval, and then submitted to the office of the Governor for approval. The rule will then be submitted to the Indiana Register for filing in accordance with IC 4-22-2-35.

### **Resolution 2011-76**

A Resolution Adopting an Emergency Rule Barring Immediate Family of Level 1 Occupational Licensees From Participating in Certain Promotional Events.

**Action:** Upon Motion by Sue Shields, second by Robert Morgan, and unanimous vote of those present, the Commission approved Resolution 2011-76 and adopted the Emergency Rule for the initial 90 day period, as well as the optional 90 day period. The commission shall file the proposed emergency rule and submit it for publication with the Legislative Services Agency.

### **Resolution 2011-77**

A Resolution Adopting an Emergency Rule Regarding Cards and Dice.

**Action:** Upon Motion by Mary Shy, second by Tom Swihart, and unanimous vote of those present, the Commission approved Resolution 2011-77 and adopted the Emergency Rule for the initial 90 day period, as well as the optional 90 day period. The commission shall file the proposed emergency rule and submit it for publication with the Legislative Services Agency. The Resolution is effective immediately.

### **Resolution 2011-78**

A Resolution Adopting an Emergency Rule Regarding Regulation of Professional Boxing, Sparring, and Unarmed Combat.

**Action:** Upon Motion by Robert Morgan, second by Tom Swihart, and unanimous vote of those present, the Commission approved Resolution 2011-78 and adopted the Emergency Rule for the initial 90 day period, as well as the optional 90 day period. The commission shall file the proposed emergency rule and submit it for publication with the Legislative Services Agency. .

### **Resolution 2011-79**

A Resolution Adopting an Emergency Rule Regarding Amateur Mixed Martial Arts.

**Action:** Upon Motion by Mary Shy, second by Tom Swihart, and unanimous vote of those present, the Commission approved Resolution 2011-79 and adopted the Emergency Rule for the initial 90 day period, as well as the optional 90 day period. The commission shall file the proposed emergency rule and submit it for publication with the Legislative Services Agency.

### **Resolution 2011-80**

A Resolution Adopting an Emergency Rule Regarding Server-Supported and Served-Hosted Gaming Under IC 4-33 and IC 4-35.

**Action:** Upon Motion by Tom Swihart, second by Mary Shy, and unanimous vote of those present, the Commission approved Resolution 2011-80 and adopted the Emergency Rule for the initial 90 day period, as well as the optional 90 day period. The commission shall file the proposed emergency rule and submit it for publication with the Legislative Services Agency.

### **Resolution 2011-81**

A Resolution Adopting an Emergency Rule Regarding Local Development Agreements.

**Action:** Upon Motion by Tom Swihart, second by Mary Shy, and unanimous vote of those present, the Commission approved Resolution 2011-81 and adopted the Emergency Rule for the initial 90 day period, as well as the optional 90 day period. The commission shall file the proposed emergency rule and submit it for publication with the Legislative Services Agency.

### **LDA**

### **Order 2011-82**

A Resolution to Direct Ameristar Casino East Chicago, LLC to (A) Request Modification of Current Local Development Agreement and (B) Refrain From Disbursing Funds From Segregated Accounts and Paying Future Payments to Certain Entities.

**Action:** Upon Motion by Tom Swihart, second by Marc Fine, and unanimous vote of those present, the Commission approves Resolution 2011-82.

### **MBE/WBE Business Enterprises**

Regarding 2010 Annual Minority and Women Business Enterprise Expenditures.

It was reported that only one casino failed to meet the goal requiring casino licensees to make 10.9 percent of their expenditures for construction, goods and services with women owned businesses for 2010. Other categories, with the exception of MBE construction spending, also exceeded the capacity as determined by the disparity study. Aztar has also completed its corrective action plan to remedy its 2008 construction purchase deficit. This matter was resolved two years before the required date.

### **Next Meeting:**

The next business meeting of the Commission will be June 23, 2011, at a yet to be determined location.

### **Adjournment:**

**Action:** Upon Motion by Tom Swihart, second by Marc Fine, and unanimous vote of those present, this meeting was adjourned at approximately 3:22 p.m.

**Minutes:**

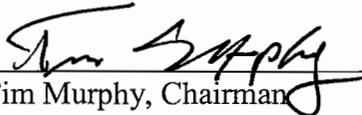
Associated Reporting, Two Market Square Center, Suite 940, 251 East Ohio Street, Indianapolis, Indiana 46204. The transcript is a complete record of the meeting. Anyone wishing to see the transcript may review it at the Commission Office at 101 West Washington Street, East Tower, Suite 1600, Indianapolis, Indiana.

These minutes were prepared by Tami Timberman-Wright, Administrative Assistant for the Indiana Gaming Commission. This transcript may also be viewed online at [www.in.gov/gaming](http://www.in.gov/gaming).

Respectfully Submitted,

  
\_\_\_\_\_  
Tami Timberman-Wright

THE INDIANA GAMING COMMISSION:

  
\_\_\_\_\_  
Tim Murphy, Chairman

  
\_\_\_\_\_  
Marc Fine, Secretary

6.2-2011  
\_\_\_\_\_  
Date