

ORDER 2013-119

AN ORDER OF THE INDIANA GAMING COMMISSION RENEWING THE RIVERBOAT OWNER'S LICENSE AND THE WRITTEN POWERS OF ATTORNEY FOR THE MAJESTIC STAR CASINO, LLC AND THE MAJESTIC STAR CASINO II, INC.

In accordance with and subject to Indiana Code 4-33 and Title 68 of the Indiana Administrative Code, the Indiana Gaming Commission ("Commission") issued a riverboat owner's license to The Majestic Star Casino, LLC and Trump Indiana, Inc. on June 3, 1996, effective June 11, 1996. On November 17, 2005, the Commission approved a transfer of ownership of the Trump Indiana, Inc. license to the majestic Star Casino, LLC and a name change on that license to the majestic Star Casino II, Inc. Pursuant to Indiana Code section 4-33-6-12, the licenses have been renewed annually since inception. The most recent renewal, granted on June 3, 2012, renewed the riverboat owner's license through June 2, 2012.

On May 7, 2013, the Commission received Majestic Star's requested renewal and submitted payment of its annual renewal fee. On May 29, 2013, and under the delegation of authority granted by the Commission on April 7, 2003 in Resolution 2003-13, the Executive Director extended Majestic Star's licenses until such time as the Commission is able to consider the request at a regularly scheduled business meeting.

On June 2, 2011, by Order 2011-126, the Commission approved a written power of attorney identifying House Advantage, LLC as trustee-in-waiting for Majestic Star. Order 2011-126 stated that it would expire "upon the effectiveness of a subsequent Commission order that either: (1) addresses the renewal of [the licenses]; or (2) modifies or withdraws the approval" of House Advantage, LLC. On May 7, 2013, Majestic Star indicated in writing that it desires to continue to have House Advantage, LLC as trustee-in-waiting.

COMMISSION ACTION

Pursuant to Indiana Code section 4-33-6-12, the Commission has found that Majestic Star has substantially complied with the directives of Indiana Code 4-33 and Title 68 of the Indiana Administrative Code and is suitable to hold a riverboat owner's license. The Commission **GRANTS** renewal of Majestic Star's riverboat owner's license for a period of one year subject to Majestic Star maintaining its riverboat gambling operation, riverboat, hotel, and pavilion in substantial compliance with all properly applicable state and local laws, including but not limited to, Commission regulations, resolutions, orders and/or other directives relating to the riverboat owner's license, or to the lawful operation or conduct of gaming in Indiana. The renewal of the riverboat owner's license is valid for a period of one year from June 3, 2013 through June 2, 2014.

Furthermore, the Commission **GRANTS** renewal of its approval of the written power of attorney identifying House Advantage, LLC as trustee-in-waiting for Majestic Star. The renewal of the Commission's approval expires upon the effectiveness of a subsequent Commission order that either: (1) addresses the renewal of the licenses; or (2) modifies or withdraws the renewal of its approval as granted herein.

According to IC 4-21.5-3, this order is effective fifteen (15) days after the order is served.

IT IS SO ORDERED THIS THE 27th DAY OF JUNE, 2013.

THE INDIANA GAMING COMMISSION:



Matt Bell, Chair

ATTEST:



Marc Fine, Vice-Chair