

**INDIANA GAMING COMMISSION
BUSINESS MEETING**

November 16, 2017
Indiana State Library, Historical Reference Room
Indianapolis, Indiana

Call to Order and Roll Call:

Chairman Cris Johnston called the meeting to order at 2:01 p.m. local time. A quorum was present.

Present:

Commission members: Cris Johnston, Chairman, Joseph Svetanoff, Secretary, Jane Saxon, Richard McClain and Mike M. Herndon. Commission staff: Sara Tait, Jenny Reske, Greg Small, Kimi Simpson, Angela Bunton, Dustin Moloy, Dennis Mullen, Rob Townsend, Garth Brown, Stephanie Gardner, Danielle Leek, Noah Jackson, Mark Mason, Robert Paugh, Tom Stuper, Dan Hirst and members of the public.

Approval of the Minutes:

Upon motion by Joseph Svetanoff, second by Mike Herndon, and unanimous vote of those present, the Commission approved the proposed minutes from the September 29, 2017 Business Meeting.

Report of the Executive Director:

The Executive Director began her report by providing a staff update: Mark Mason is the Assistant Director of Charity Gaming and Adelle DuSold was the Indiana Gaming Commission's ("IGC") legal intern for this semester.

The Executive Director repeated that, moving forward, the exclusion and waiver reports will not be fully included during her verbal report. The details regarding the IGC staff actions have been provided in the Commission's materials and will be posted on the IGC's website. Since the September Meeting, there have been 3 waivers of IGC regulations issued to casinos and IGC staff has added 16 individuals to the Exclusion List. For the year of 2017, the IGC has placed 71 individuals on the Exclusion List, bringing the total to 701 individuals.

Exclusion List Updates: Available on IGC website.

Waiver of Rules and Regulations: Available on IGC website.

Old Business: No old business to report.

New Business:

Patron Matters:

Voluntary Exclusion Program:

**Orders Concerning
The Voluntary Exclusion Program**

2017-177	2017-185
2017-178	2017-186
2017-179	2017-187
2017-180	2017-188
2017-181	2017-189
2017-182	2017-190
2017-183	2017-191
2017-184	

Order 2017-177 approved the remittance of winnings by VEP participant John Doe #71 in the amount of \$1,275.00. Ameristar withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2017-178 approved the remittance of winnings by VEP participant John Doe #72 in the amount of \$100.00. Ameristar withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2017-179 approved the remittance of winnings by VEP participant John Doe #73 in the amount of \$1,362.99. Blue Chip withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2017-180 approved the remittance of winnings by VEP participant John Doe #74 in the amount of \$1,108.77. Hollywood withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2017-181 approved the remittance of winnings by VEP participant John Doe #75 in the amount of \$1,800.00. Hollywood withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2017-182 approved the remittance of winnings by VEP participant John Doe #76 in the amount of \$3,229.65. Hoosier Park withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2017-183 approved the remittance of winnings by VEP participant John Doe #77 in the amount of \$2,794.00. Hoosier Park withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2017-184 approved the remittance of winnings by VEP participant John Doe #78 in the amount of \$113.00. Hoosier Park withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2017-185 approved the remittance of winnings by VEP participant John Doe #79 in the amount of \$3,770.00. Horseshoe withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2017-186 approved the remittance of winnings by VEP participant John Doe #80 in the amount of \$102.00. Horseshoe withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2017-187 approved the remittance of winnings by VEP participant John Doe #81 in the amount of \$1,435.40. Horseshoe South withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2017-188 approved the remittance of winnings by VEP participant John Doe #82 in the amount of \$109.00. Indiana Grand withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2017-189 approved the remittance of winnings by VEP participant John Doe #83 in the amount of \$958.01. Indiana Grand withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2017-190 approved the remittance of winnings by VEP participant John Doe #84 in the amount of \$36.00. Majestic Star withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2017-191 approved the remittance of winnings by VEP participant John Doe #85 in the amount of \$16.50. Rising Star withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Action: Upon motion by Joseph Svetanoff, second by Mike Herndon, and unanimous vote of those present, the Commission approved Order 2017-177 through Order 2017-191.

Exclusion List:

**ORDER 2017-192
AN ORDER OF THE INDIANA GAMING COMMISSION
REGARDING THE PETITION FOR REMOVAL FROM
THE EXCLUSION LIST OF STEPHEN BLANDFORD**

Order 2017-192 is a Petition for Removal from the Exclusion List by Stephen Blanford. Mr. Blanford was placed on the exclusion list on April 4, 2011, for removing two playing cards from the table while playing Mississippi Stud Poker. On July 20, 2017, Commission staff received Mr. Blanford's Petition for Removal from the Exclusion List. On October 6, 2017, a hearing was conducted. The hearing officer found that Mr. Blanford appreciates the seriousness of the incident and knows that he made a mistake. Mr. Blanford satisfied the terms of his probation from the criminal charge related to the incident and the charges were dismissed. Mr. Blanford has no other criminal record. Mr. Blanford has met the required standard of clear and convincing evidence to be removed from the exclusion list.

Action: Upon motion by Mike Herndon, second by Joseph Svetanoff, and unanimous vote of those present, the Commission approved Order 2017-192.

Supplier's License Matters:

**ORDER 2017-193
AN ORDER OF THE INDIANA GAMING COMMISSION
CONCERNING RENEWAL OF SUPPLIER'S LICENSES**

- 1) American Gaming Systems, LLC.: valid November 12, 2017 through November 11, 2018;
- 2) Aristocrat Technologies, Inc.: valid November 9, 2017 through November 8, 2018; and
- 3) Cummins-Allison Corp.: valid November 21, 2017 through November 20, 2018

Action: Upon motion by Joseph Svetanoff, second by Jane Saxon, and unanimous vote of those present, the Commission granted renewal of the supplier licenses for a period of one year by adopting Order 2017-193.

**ORDER 2017-194
ORDER APPROVING TRANSFER OF OWNERSHIP OF GLOBAL
SURVEILLANCE ASSOCIATES, INC. TO NICHOLAS WILLIAM DICERBO**

Privately held Global Surveillance Associates, Inc. ("GSA"), is wholly owned by Dan Riley. After receiving notice that Mr. Riley wished to transfer ownership of GSA to Nicholas Dicerbo, Mr. Dicerbo was required to file a Level 1 Occupational Licensee application. IGC staff conducted the investigation on Mr. Dicerbo to determine his suitability as a licensee and as owner of GSA, and analyzed the proposed transfer of

ownership. No issues were raised during the investigation that would reflect negatively on Mr. Dicerbo's suitability as the owner and key person of GSA.

Action: Upon motion by Mike Herndon, second by Richard McClain, and unanimous vote of those present, the Commission approves the proposed transfer of ownership interest in GSA to Mr. Nicholas Dicerbo by adopting Order 2017-194.

Occupational Licensees:

ORDER 2017-195
AN ORDER OF THE INDIANA GAMING COMMISSION APPROVING THE
SETTLEMENT AGREEMENT WITH MICHAEL L. BROWN

ORDER 2017-196
AN ORDER OF THE INDIANA GAMING COMMISSION APPROVING THE
SETTLEMENT AGREEMENT WITH SHAQUITA DOUTHARD

Action: Upon motion by Joseph Svetanoff, second by Mike Herndon and unanimous vote of those present, the Commission approved the settlement agreements by adopting Order 2017-195 and Order 2017-196.

ORDER 2017-197
AN ORDER CONCERNING SHAWANDA COLEMAN'S APPLICATION
FOR PERMANENT OCCUPATIONAL LICENSE

ORDER 2017-198
AN ORDER CONCERNING JAMAL LONG'S APPLICATION
FOR PERMANENT OCCUPATIONAL LICENSE

ORDER 2017-199
AN ORDER CONCERNING JESSICA REED'S APPLICATION
FOR PERMANENT OCCUPATIONAL LICENSE

ORDER 2017-200
AN ORDER CONCERNING SHIRLEY THOMPSON'S APPLICATION
FOR PERMANENT OCCUPATIONAL LICENSE

Action: Upon motion by Joseph Svetanoff, second by Jane Saxon, and unanimous vote of those present, the Commission hereby denies the Applicants' applications for permanent licensure by adopting Order 2017-197 through Order 2017-200.

Casinos:

Disciplinary Actions:

**ORDER 2017-201
IN RE SETTLEMENT AGREEMENT
BELTERRA RESORT INDIANA, LLC
17-BT-02**

Order 2017-201 is a settlement agreement with Belterra Casino wherein the casino allowed an underage person on the casino floor on two separate occasions. Belterra has agreed to a monetary settlement of \$13,500 in lieu of disciplinary action. Belterra is also required to submit to the IGC a corrective action plan for identifying minors in the future.

**ORDER 2017-202
IN RE SETTLEMENT AGREEMENT
FRENCH LICK RESORT •CASINO
17-FL-04**

Order 2017-202 is a settlement agreement with French Lick Resort Casino and includes two counts. In the first count, the casino violated their internal control procedures for jackpot payouts of \$1,200 or more. In the second count, the casino violated the rules of the soft count process on multiple occasions. French Lick has agreed to a monetary settlement of \$8,500 in lieu of disciplinary action.

**ORDER 2017-203
IN RE SETTLEMENT AGREEMENT
INDIANA GAMING COMPANY, LLC d/b/a HOLLYWOOD CASINO
17-HW-03**

Order 2017-203 is a settlement agreement with Hollywood Casino and includes five counts. In the first count, the casino violated the rules on electronic gaming devices. In the second count, the casino violated the rules on surveillance room access. In the third count, the casino allowed a patron to enter the drop zone area. In the fourth count, the casino failed to reset an electronic gaming device after a jackpot had been won. In the fifth count, the casino violated the rules on sensitive keys. Hollywood has agreed to a monetary settlement of \$87,500 in lieu of disciplinary action.

**ORDER 2017-204
IN RE SETTLEMENT AGREEMENT
HOOSIER PARK, LLC
17-HP-03**

Order 2017-204 is a settlement agreement with Hoosier Park and includes four counts. In the first count, the casino allowed an underage person on the casino floor. In the second count, the casino failed to timely notify the IGC of a termination. In the third count, the casino violated the rules on progressive electronic gaming devices. In the fourth count, the casino violated the rules on electronic gaming device conversions. Hoosier Park has agreed to a monetary settlement of \$9,000 in lieu of disciplinary action.

**ORDER 2017-205
IN RE SETTLEMENT AGREEMENT
HORSESHOE HAMMOND, LLC
17-HH-03**

Order 2017-205 is a settlement agreement with Horseshoe Hammond, wherein the casino violated the rules of the Voluntary Exclusion Program. Horseshoe has agreed to a monetary settlement of \$4,500 in lieu of disciplinary action.

**ORDER 2017-206
IN RE SETTLEMENT AGREEMENT
CAESARS RIVERBOAT CASINO, LLC
d/b/a HORSESHOE CASINO HOTEL SOUTHERN INDIANA
17-CS-03**

Order 2017-206 is a settlement agreement with Horseshoe South and includes three counts. In the first count, the casino allowed an underage person on the casino floor. In the second count, the casino violated the rules on sensitive keys. In the third count, the casino violated the rules on live gaming devices. Horseshoe South has agreed to a monetary settlement of \$4,500 in lieu of disciplinary action.

**ORDER 2017-207
IN RE SETTLEMENT AGREEMENT
THE MAJESTIC STAR CASINO, LLC and
THE MAJESTIC STAR CASINO II, LLC
17-MS-04**

Order 2017-207 is a settlement agreement with Majestic Star Casino and includes two counts. In the first count, the casino allowed a patron and two slot attendants into the drop zone area. The casino also violated the rules of the bill validator soft count process and violated internal control procedures for the emergency bill validator drop process. In the second count, the casino violated the rules of a promotional submission. Majestic Star Casino has agreed to a monetary settlement of \$13,300 in lieu of disciplinary action.

ORDER 2017-208
IN RE SETTLEMENT AGREEMENT
GAMING ENTERTAINMENT (INDIANA), LLC
d/b/a RISING STAR CASINO RESORT
17-RR-04

Order 2017-208 is a settlement agreement with Rising Star Casino wherein the casino violated the rules on manually paid jackpots, sensitive keys and failed to safeguard the assets of the casino. Rising Star has agreed to a monetary settlement of \$4,000 in lieu of disciplinary action.

ORDER 2017-209
IN RE SETTLEMENT AGREEMENT
AZTAR INDIANA GAMING CO., LLC
d/b/a TROPICANA EVANSVILLE
17-AZ-04

Order 2017-209 is a settlement agreement with Tropicana Evansville wherein the casino violated the rules on surveillance coverage on progressive electronic gaming devices. Tropicana has agreed to a monetary settlement of \$3,000 in lieu of disciplinary action.

Action: Upon motion by Joseph Svetanoff, second by Richard McClain, and unanimous vote of those present, the Commission approved the settlement agreements by adopting Order 2017-201 through Order 2017-209.

Renewals:

ORDER 2017-210
AN ORDER OF THE INDIANA GAMING COMMISSION RENEWING
THE CASINO OWNER'S LICENSE AND POWER OF ATTORNEY
FOR BELTERRA RESORT INDIANA, LLC

Action: Upon motion by Mike Herndon, second by Jane Saxon, and unanimous vote of those present, the Commission adopts Order 2017-210 and grants renewal of Belterra's casino owner's license for a period of one year subject to Belterra maintaining its casino gambling operation, hotel, and pavilion in substantial compliance with all applicable state and local laws including, but not limited to, IGC 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, 2017 through October 22, 2018.

Furthermore, the Commission approves the renewal of the power of attorney identifying Ronald Gifford 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.

ORDER 2017-211
AN ORDER OF THE INDIANA GAMING COMMISSION RENEWING
THE CASINO OWNER'S LICENSE AND POWER OF ATTORNEY FOR
CAESAR'S RIVERBOAT CASINO, LLC
d/b/a HORSESHOE SOUTHERN INDIANA

Action: Upon motion by Mike Herndon, second by Jane Saxon, and unanimous vote of those present, the Commission adopts Order 2017-211 and grants renewal of the casino owner's license for a period of one year subject to Horseshoe South maintaining its casino gambling operation, hotel, and pavilion in substantial compliance with state and local laws including, but not limited to, IGC regulations, resolutions, orders, and/or other directives relating to the casino owner's license or to 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 November 16, 2017 through November 15, 2018. Furthermore, the Commission approves the renewal of the power of attorney identifying Thomas Thanas as trustee-in-waiting for Horseshoe South. The renewal expires upon the effectiveness of a subsequent Commission order that either: (1) addresses the renewal of Horseshoe South's casino owner's license; or (2) modifies or withdraws the approval of Mr. Thanas has granted herein.

Relocation of Certain Gaming Operations:

Presentation:

A presentation was given to the Commission on the relocation of certain gaming operations at the Ameristar Casino by General Manager, Matthew Schuffert.

ORDER 2017-212
AN ORDER OF THE INDIANA GAMING COMMISSION REGARDING
AMERISTAR CASINO EAST CHICAGO, LLC'S REQUEST TO RELOCATE
CERTAIN GAMING OPERATIONS PURSUANT TO IND. CODE § 4-33-6-24

Action: Upon motion by Joseph Svetnoff, second by Mike Herndon, and unanimous vote of those present, the Commission adopts Order 2017-212 and hereby approves the request submitted by Ameristar to relocate certain gaming operations from the docked riverboat casino inland. The Commission's approval of the request is conditioned upon Ameristar meeting all requirements contained in Ind. Code § 4-33-6-24, and as an additional requirement imposed pursuant to Ind. Code § 4-33-6-24(d), Ameristar must receive plan approval. The details of what the plan must include and approval authority of the plan are delegated to the Executive Director.

Athletic Division:

Disciplinary Actions:

ORDER 2017-213

**AN ORDER OF THE INDIANA GAMING COMMISSION APPROVING THE
SETTLEMENT AGREEMENT WITH DANIEL HEAD**

In lieu of disciplinary proceedings, IGC staff and Licensee have agreed upon terms of a settlement agreement. Under the settlement agreement, licensee will pay a fine of \$250.00 and IGC staff will agree not to pursue disciplinary action.

ORDER 2017-214

**AN ORDER OF THE INDIANA GAMING COMMISSION APPROVING THE
SETTLEMENT AGREEMENT WITH JOSE MARISCAL**

In lieu of disciplinary proceedings, IGC staff and Licensee have agreed upon terms of a settlement agreement. Under the settlement agreement, licensee will pay a fine of \$250.00 and IGC staff will agree not to pursue disciplinary action.

Action: Upon motion by Mike Herndon, second by Richard McClain, and unanimous vote of those present, the Commission adopted Order 2017-213 through Order 2017-214.

Paid Fantasy Sports:

Permanent License:

ORDER 2017-215

**AN ORDER OF THE INDIANA GAMING COMMISSION CONCERNING
THE PAID FANTASY SPORTS OPERATOR LICENSE OF STARSTREET, LLC**

Action: Upon motion by Jane Saxon, second by Richard McClain, and unanimous vote of those present, the Commission adopts Order 2017-215 and grants StarStreet, LLC a game operator's license for a period of one year subject to StarStreet, LLC maintaining full compliance with all applicable emergency rules, all applicable provisions of Title 68 of the Indiana Administrative Code and all applicable orders and resolutions issued by the Commission; continued satisfaction of all requirements set forth in Ind. Code 4-33-24; and submission of all necessary requests for annual renewal of the operator's license pursuant to Ind. Code 4-33-24-17 along with timely payment of the annual renewal fee pursuant to Ind. Code 4-33-24-15.

ORDER 2017-216
AN ORDER OF THE INDIANA GAMING COMMISSION CONCERNING
THE PAID FANTASY SPORTS OPERATOR LICENSE OF
YAHOO FANTASY SPORTS, LLC

Action: Upon motion by Jane Saxon, second by Richard McClain, and unanimous vote of those present, the Commission adopts Order 2017-216 and grants Yahoo Fantasy Sports, LLC a game operator's license for a period of one year subject to Yahoo Fantasy Sports, LLC maintaining full compliance with all applicable emergency rules, all applicable provisions of Title 68 of the Indiana Administrative Code and all applicable orders and resolutions issued by the Commission; continued satisfaction of all requirements set forth in Ind. Code 4-33-24; and submission of all necessary requests for annual renewal of the operator's license pursuant to Ind. Code 4-33-24-17 along with timely payment of the annual renewal fee pursuant to Ind. Code 4-33-24-15.

Rules:

ORDER 2017-217
RESOLUTION TO ADOPT PAID FANTASY SPORTS PERMANENT RULE
2017

Action: Upon motion by Joseph Svetanoff, second by Mike Herndon, and unanimous vote of those present, the Commission adopts Order 2017-217.

ORDER 2017-218
RESOLUTION TO RE-ADOPT PAID FANTASY SPORTS EMERGENCY RULE

Action: Upon motion by Mike Herndon, second by Richard McClain, and unanimous vote of those present, the Commission adopts Order 2017-218.

IGC Disparity Study:

RESOLUTION 2017-219
A RESOLUTION ADOPTING THE DISPARITY STUDY REPORT PROVIDED
BY THE INDIANA UNIVERSITY PUBLIC POLICY INSTITUTE REGARDING
WOMEN AND MINORITY OWNED BUSINESS UTILIZATION

Deputy Director Jenny Reske introduced Drew Klacik of the Indiana Public Policy Institute to discuss the Disparity Study of Contracting and Purchasing Practices, CY 2012-2016 conducted pursuant to statute.

PRESENTATION

A presentation was given to the Commission regarding the Disparity Study's findings by Drew Klacik.

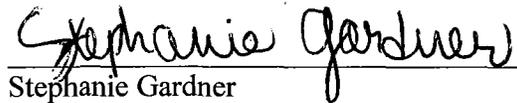
Following Mr. Klacik's presentation, Deputy Director Reske presented a Resolution adopting the Disparity Study Report provided by the Indiana University Public Policy Institute Regarding Women and Minority Owned Business Utilization.

Action: Upon motion by Joseph Svetanoff, second by Jane Saxon, and unanimous vote of those present, the Commission adopts Resolution 2017-219.

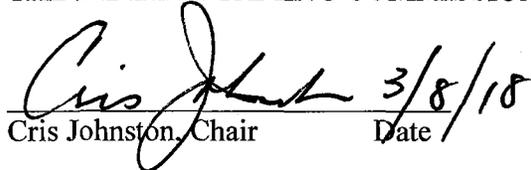
Meeting Adjournment:

The meeting was adjourned at 2:56 p.m. local time.

Respectfully submitted,


Stephanie Gardner

THE INDIANA GAMING COMMISSION:


Cris Johnston, Chair 3/8/18
Date


Joseph Svetanoff, Secretary 3/8/18
Date