

**ORDER 2008-67**  
**IN RE SETTLEMENT AGREEMENT**  
**GRAND VICTORIA CASINO & RESORT LP**  
**08-GV-02**

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

*Approves*  
\_\_\_\_\_  
APPROVES OR DISAPPROVES

the proposed terms of the Settlement Agreement.

**IT IS SO ORDERED THIS THE 28th DAY OF MAY, 2008.**

**THE INDIANA GAMING COMMISSION:**

  
\_\_\_\_\_  
William Barrett, Chair

ATTEST:

  
\_\_\_\_\_  
Thomas Swihart, Secretary

**STATE OF INDIANA  
INDIANA GAMING COMMISSION**

<b>IN RE THE MATTER OF:</b>	)	
	)	<b>SETTLEMENT</b>
<b>GRAND VICTORIA CASINO</b>	)	<b>08-GV-02</b>
<b>&amp; RESORTS LP</b>	)	

**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 11-3-1 (b) requires that members of the currency collection team and the soft count team shall wear clothing that is not conducive to the concealment of currency.
2. On August 31, 2007, it was reported in a Grand Victoria Surveillance Report that a Count Team Member was wearing altered black coveralls. The legs of the coveralls were slit approximately half way up the lower inseam from the floor. The Count Team Member in question was the runner on the drop and was handling BV boxes.

**COUNT II**

3. 68 IAC 14-3-5 (a) states that all dice or playing cards that are not being utilized at a live gaming device shall be kept in locked compartments.
4. On November 26, 2007, a Gaming Agent was notified that an outer cage door for the used cards storage area was left unlocked and not properly shut. A Security Officer had entered the Card and Dice Storage Area with the Table Games Shift Manager. A review of surveillance indicated that the Security Officer did not attempt to shut or check the outer cage door. The door was discovered wide open when another Security Officer entered the Card and Dice Storage Area to begin destruction of the used playing cards. The door had been left unsecured for four hours.

**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 and 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 \$7,500 (\$2,500 for Count I and \$5,000 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 \$7,500 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  
5.27.08

Date

  
Steven Jimenez, General Manager  
Grand Victoria Casino & Resort  
5/21/08

Date