

**ORDER 2013-202
IN RE SETTLEMENT AGREEMENT
INDIANA GAMING COMPANY, L.P.
13-HW-04**

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

APPROVED

APPROVES OR DISAPPROVES

the proposed terms of the Settlement Agreement.

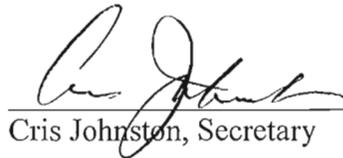
IT IS SO ORDERED THIS THE 21st DAY OF NOVEMBER, 2013.

THE INDIANA GAMING COMMISSION:



Matt Bell, Chair

ATTEST:



Cris Johnston, Secretary

STATE OF INDIANA

INDIANA GAMING COMMISSION

IN RE THE MATTER OF:

INDIANA GAMING COMPANY, L.P.

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SETTLEMENT

13-HW-04

SETTLEMENT AGREEMENT

The Indiana Gaming Commission (“Commission”) by and through its Executive Director Ernest E. Yelton and Indiana Gaming Company, L.P. (“Hollywood”) (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

1. On September 16, 2013, a Gaming Agent observed play at a table game and noticed a patron placed a bet using a coupon. The Agent spoke to the Table Games Shift Manager about the coupon. The Manager stated that the coupon was for a free bet of \$75.00. The Agent then inquired about the verification process for ensuring that the coupon was not a counterfeit and the Manager stated that the barcode on the coupon is scanned during the soft count process, but this occurs after the coupon is wagered. The Agent spoke to the Promotions Manager about the coupons and found that the coupons had been sent to patrons since July 2013. The Agent also found that the promotion had not been submitted nor approved by the Commission. The Manager told the Agent that the casino does not consider this to be complementary play, but promotional play and therefore did not require a submission to or approval from the Commission.

TERMS AND CONDITIONS

Commission staff alleges that the acts or omissions of Hollywood by and through its agents as described herein constitute a breach of IC 4-33, 68 IAC and/or Hollywood’s approved internal control procedures. The Commission and Hollywood hereby agree to a monetary settlement of the alleged violations described herein in lieu of the Commission pursuing formal disciplinary action against Hollywood. This agreement is being entered into to avoid the potential expense and inconvenience of disciplinary action.

Hollywood shall pay to the Commission a total of \$3,500 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, Hollywood agrees to promptly remit payment in the amount of \$3,500 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 Hollywood.

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

11.14.13
Date



Todd George, General Manager
Indiana Gaming Company, L.P.

11/17/13
Date