

**ORDER 2017-97
IN RE SETTLEMENT AGREEMENT
FRENCH LICK RESORT • CASINO
17-FL-02**

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 29th DAY OF JUNE, 2017.

THE INDIANA GAMING COMMISSION:



Cris Johnston, Chair

ATTEST:



Joseph Svecanoff, Secretary

**STATE OF INDIANA
INDIANA GAMING COMMISSION**

IN RE THE MATTER OF:)	
)	SETTLEMENT
FRENCH LICK RESORT•CASINO)	17-FL-02
)	

SETTLEMENT AGREEMENT

The Indiana Gaming Commission (“Commission”) by and through its Executive Director Sara Gonso Tait and French Lick Resort•Casino (“French Lick”) (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. Pursuant to IC 4-33-9-12 and 68 IAC 1-11-1(c), a person who is less than twenty-one (21) years of age may not be present in the area of a riverboat where gambling is being conducted.
2. On December 6, 2016, a Gaming Agent was notified by a Security Supervisor that a minor had been allowed onto the casino floor. During a review of surveillance coverage, it was discovered that a Security Officer was called to a blackjack table for a found ID. The ID was determined to belong to an underage patron. An additional review of surveillance discovered that the minor entered the casino at 18:49 in a large group. The minor and three males were waved through by Security without checking their ID’s. Four other males in this group had their ID’s checked. The minor played various table games while on the casino floor. The minor left the property at 20:04.
3. On January 28, 2017, a Gaming Agent was called to the turnstiles regarding a male patron who was unresponsive and had an illegal substance in his possession. As a part of the criminal investigation, Gaming Agents determined that another male patron, who was identified to be under the age of 21, was accompanying the unresponsive patron.
4. A review of the surveillance coverage showed the two males approach the turnstiles, provide identification to a Security Officer which were run through the Veridox machine before being allowed to enter the casino. One utilized a European Driving Permit while the other one utilized an International Driver’s License and one was identified to be a minor. A review of the Veridox machine showed both ID’s failed or were invalid.

5. The Security Officer was given a verbal warning for allowing the two males through the turnstiles and the Security Supervisor was given a verbal counseling for failing to look into the suspicious ID's.

TERMS AND CONDITIONS

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

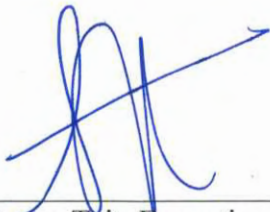
In consideration for the Commission foregoing disciplinary action based on the facts specifically described herein, French Lick shall pay to the Commission a total of \$9,000 (\$4,500 for the December incident and \$4,500 for the January incident). This agreement extends only to those violations and 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, French Lick agrees to promptly remit payment in the amount of \$9,000 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 French Lick.

IN WITNESS WHEREOF, the parties have signed this Settlement Agreement on the date and year as set forth below.



Sara Gonso Tait, Executive Director
Indiana Gaming Commission

6/22/17

Date

Jyn T. Hayse, Legal Counsel, on
Chris Leininger, General Manager behalf of:
French Lick Resort • Casino

June 6, 2017

Date