

**ORDER 2018-45
IN RE SETTLEMENT AGREEMENT**

**BELTERRA RESORT INDIANA, LLC
18-BT-01**

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

APPROVED

APPROVES OR DISAPPROVES

the proposed terms of the Settlement Agreement.

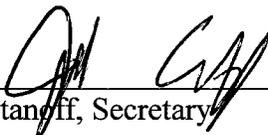
IT IS SO ORDERED THIS THE 8th DAY OF MARCH, 2018.

THE INDIANA GAMING COMMISSION:



Cris Johnston, Chair

ATTEST:



Joseph Svetanoff, Secretary

**STATE OF INDIANA
INDIANA GAMING COMMISSION**

IN RE THE MATTER OF:)	
)	SETTLEMENT
BELTERRA RESORT INDIANA, LLC)	18-BT-01
)	

SETTLEMENT AGREEMENT

The Indiana Gaming Commission (“Commission”) by and through its Executive Director Sara Gonso Tait and Belterra Resort Indiana, LLC (“Beltterra”) (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. IC 4-33-9-12(a) states 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. 68 IAC 1-11-1(c) states a person under twenty-one (21) years of age shall not be present in a casino.
3. On November 10, 2017, a Security Supervisor reported that a person may have attempted to utilize a false identification while patronizing the casino. The identification was provided to Gaming Agents for review and it was determined that the photo did not match the person utilizing the identification. Gaming Agents obtained the person’s real identification and confirmed he was underage.
4. Surveillance coverage showed the underage person approach the turnstiles with two other male patrons. The Security Officer at the turnstiles reviewed the identification presented by the underage person and scanned the identification through Veridocs. The Security Officer allowed the underage person to enter the casino.
5. On December 21, 2017, a Security Shift Supervisor reported that an underage person was found unconscious in a casino elevator. The unconscious individual had two identifications, one identifying him as a 19 year old and another identifying him as a 22 year old.
6. Surveillance coverage showed the underage person approach the turnstiles with another patron. The Security Officer scanned the identification through Veridocs and the identification was determined to be a valid. The Security Officer allowed the underage person on the casino floor. The underage person had some features similar to the identification he presented, but following a review, it was clear they were not the same person.

TERMS AND CONDITIONS

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

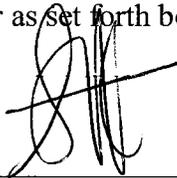
Belterra shall pay to the Commission a total of \$12,000 in consideration for the Commission foregoing disciplinary action based on the facts specifically described in each count of this agreement. This Agreement extends only to those violations and findings of fact specifically alleged in the findings above. If the Commission subsequently discovers facts that give rise to additional or separate violations, the Commission may pursue disciplinary action for such violations even if the subsequent violations are similar or related to an incident described in the findings above.

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, Belterra agrees to promptly remit payment in the amount of \$12,000 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 Belterra.

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

Date

3/6/18



Sue Ascanio, General Manager
Belterra Resort Indiana, LLC

Date

2-26-18