

IN THE MISSOURI GAMING COMMISSION

In Re:)
) DC-16-067
Gaming Partners International USA)

PRELIMINARY ORDER FOR DISCIPLINARY ACTION

Comes now the Missouri Gaming Commission acting in its official capacity pursuant to 11 CSR 45-13.050, and states as follows:

1. The Missouri Gaming Commission (the "Commission" or "MGC") is a state commission created under Chapter 313, RSMo, 2000,¹ with jurisdiction over gaming activities, including riverboat gambling activities, in the State of Missouri.
2. Gaming Partners International USA ("GPI" or "Company") is a gaming supply manufacturer holding a supplier license under 11 CSR 45-4, et seq.
3. The Commission issued a Supplier license to the Company to provide casino currency and table game equipment, including playing cards, or other items directed by the Commission to a Class A or Class B licensee or to the Commission.
4. As the holder of a Supplier license, the Company is subject to the provisions of §§ 313.800 to 313.850, RSMo, and the regulations promulgated thereunder by the Commission.

STATEMENT OF FACTS²

5. On September 7, 2015, Trooper Daniel Smith, a member of the Missouri Highway Patrol assigned to the MGC found that in 31 setups of cards, 62 decks, manufactured and shipped to Ameristar Casino Kansas City by GPI, every nine of diamonds from lot GW252189 showed a defect on the back of the card.
6. The same defect and lot number was previously discovered on August 16, 2014, when 264 setups, 528 decks, were manufactured and shipped to the same casino.
7. The defect noted was a small dot approximately one inch down and one quarter of an inch to the right of the top left corner of the card.
8. The defect noted was located on all red and blue decks with lot number GW252189.

¹ All statutory references are to RSMO 2000, unless otherwise specified.

² 20150921003

LAW

9. Under § 313.805(6), RSMo, the Commission may assess any appropriate administrative penalty against a licensee, including, but not limited to, suspension, revocation or penalties of an amount determined by the Commission.

10. Section 313.812.14, RSMo, states, in pertinent part, as follows:

A holder of any license shall be subject to imposition of penalties, suspension or revocation of such license, or if the person is an applicant for licensure, the denial of the application, for any act or failure to act by himself or his agents or employees, that is injurious to the public health, safety, morals, good order and general welfare of the people of the state of Missouri, or that would discredit or tend to discredit the Missouri gaming industry or the state of Missouri unless the licensee proves by clear and convincing evidence that it is not guilty of such action. The commission shall take appropriate action against any licensee who violates the law or the rules and regulations of the commission. Without limiting other provisions of this subsection, the following acts or omissions may be grounds for such discipline.

- (1) Failing to comply with or make provision for compliance with sections 313.800 to 313.850, the rules and regulations of the commission or any federal, state or local law or regulations;
- (2) Failing to comply with any rule, order or ruling of the commission or its agents pertaining to gaming[.]

11. Under 11 CSR 45-5.183(1),

- (1) Unless otherwise approved by the commission, all cards used for gambling games must meet the following specifications:

* * *

- (D) The backs of each card in the deck shall be identical and no card shall contain any marking, symbol or design that will enable a person to know the identity of any element printed on the face of the card or that will in any way differentiate the back of that card from any other card in the deck[.]

VIOLATIONS

12. The actions or omissions of employees or agents of the Company as described above constitute the failure to assure that no cards supplied to a casino contain any unapproved mark or defect, which is a violation of 11 CSR 45-5.183.

13. The Company is therefore subject to discipline for such violations under §§ 313.805(6) and 313.812.14 (1) and (2), RSMo.

PENALTY PROPOSED

14. Under § 313.805(6), RSMo, the Commission has the power to assess any appropriate administrative penalty against the Company, as the holder of a Supplier license.

15. THEREFORE, it is proposed that the Commission fine Gaming Partners International USA, the amount of \$5,000 for the violations set forth herein.

Herbert M. Kohn
Chairman
Missouri Gaming Commission

CERTIFICATE OF SERVICE

The undersigned hereby certifies that he caused a true and correct copy of the foregoing to be mailed, postage prepaid, this ____ day of April, 2016, to:

Barbara Bird
Director of Compliance Service
Gaming Partners International USA
1700 Industrial Road
Las Vegas, NV 89102

Herbert M. Kohn
Chairman
Missouri Gaming Commission