

# IN THE MISSOURI GAMING COMMISSION

In Re: )  
 ) DC-17-120  
Landry Holdings, LLC d/b/a Casino Tech )

## **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,<sup>1</sup> with jurisdiction over gaming activities, including riverboat gambling activities, in the State of Missouri.
2. Landry Holdings, LLC d/b/a Casino Tech (hereafter "Casino Tech" or "the Company") is a supplier of gaming equipment maintenance and repair.
3. The Commission issued a Supplier license to Casino Tech to provide gambling equipment maintenance and repair or supplies, to Class B licensees.
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 FACTS**<sup>2</sup>

5. Casino Tech's Supplier license was set to expire February 28, 2017.
6. This renewal application was due to the Commission on November 1, 2016.
7. On November 14, 2016, MGC staff sent an e-mail to Casino Tech, with an invoice attached indicating that its supplier business license would expire on February 28, 2017, if no renewal application was filed.
8. After multiple e-mails and telephone calls between Casino Tech and the MGC staff between mid-November 2016 and mid-January 2017, Casino Tech finally filed its Supplier's License Renewal application on January 19, 2017.
9. Casino Tech's January 19, 2017 filing was incomplete, as it was filed without the required exhibits.
10. On January 26, 2017, the Chairman granted an extension of the Company's license pursuant to his authority under 11 CSR 45-1.020(4) from February 28, 2017, to March 31, 2017.

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<sup>1</sup> All statutory references are to RSMO 2000, unless otherwise specified.

<sup>2</sup> 20170407002

11. The MGC staff notified Casino Tech that its application was incomplete and contained numerous errors and omissions. After several telephone calls and e-mails, Casino Tech filed a complete and accurate renewal application on March 22, 2017.
12. On March 1, 2017, the Chairman granted an additional extension of the Company's license pursuant to his authority under 11 CSR 45-1.020(4) to April 30, 2017.
13. Casino Tech's Supplier license was renewed on April 26, 2017, by Commission Resolution No. 17-027.

### LAW

14. 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.
15. 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[.]
16. Title 11 CSR 45-4.250(1) requires supplier licensees to register for renewal of their license with the Commission "at least one hundred twenty (120) days before license expiration.

### VIOLATIONS

17. The actions or omissions of employees or agents of the Company as described above constitute a failure to timely register for renewal of its license, which is a violation of 11 CSR 45-4.250(1).

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

**PENALTY PROPOSED**

19. 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.

20. THEREFORE, it is proposed that the Commission fine Landry Holdings, LLC, the amount of \$2,500 for the violations set forth herein.

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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 September, 2017, to:

Richard Landry  
Managing Member  
Landry Holdings, LLC d/b/a Casino Tech  
PO Box 2167  
Cypress, TX 77410

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Herbert M. Kohn  
Chairman  
Missouri Gaming Commission