

MISSOURI GAMING COMMISSION

COMMISSION RESOLUTION NO. 26-002-B
REGARDING SETTLEMENT OF BINGO DISCIPLINE
BOLIVAR MEMORIAL DAV CHAPTER 66

February 25, 2026

WHEREAS, on July 15, 2025, the Missouri Gaming Commission notified the Bolivar Memorial DAV Chapter 66 (“Licensee”) of its intent to not renew Licensee’s bingo license for violations of Sections 313.040, 313.045, and 313.052 of the Revised Statutes of Missouri; and

WHEREAS, 11 CSR 45-13.051 and 45-13.065 allow the Commission to enter into a Settlement at any point in proceedings related to disciplinary action or action against the license of a bingo licensee; and

WHEREAS, Licensee and the Commission have come to a settlement concerning the issues related to the Commission’s determination to not renew Licensee’s bingo license; and

NOW, THEREFORE, BE IT RESOLVED, that the Commission hereby approves the Settlement Agreement concerning Bolivar Memorial DAV Chapter 66; and

BE IT FURTHER RESOLVED that this Settlement Agreement shall become effective upon the date of this resolution and be considered a final decision of the Missouri Gaming Commission.



Jan Zimmerman
Chairman
Missouri Gaming Commission

quarterly report. The disbursements included ATM and debit card transactions. Upon request from MGC staff, Licensee provided receipts for some, but not all, of the disbursements in question. Some of the receipts provided were handwritten by Bolivar DAV.

6. The disbursements in question included Facebook marketplace transactions for tables, chairs, TVs, and household supplies, Amazon purchases, and debit card transactions at both a hotel and gas station in Kentucky.

7. Subsequently, MGC staff repeatedly requested additional documentation to reconcile the unreported transactions, but Licensee has not fully responded to the requests. MGC staff also reviewed records from 2024 and discovered additional disbursements from the bingo checking account that were unreported or that did not have supporting documentation.

8. Review of Ms. Greene's bank accounts shows that a number of the disbursements from the bingo checking account coincided with deposits into her personal account.

9. After a final request for information, dated May 30, 2025, did not yield documentation to reconcile all the disbursements in question, MGC sent a letter to Licensee on July 15, 2025, stating that it would not be renewing Licensee's bingo license upon expiration on July 30, 2025.

10. On August 20, 2025, Michael Carr mailed correspondence to the MGC regarding the issue and expressed an interest in resolving the matter to reinstate Licensee's bingo license.

11. Licensee acknowledges and understands that it has the right to consult counsel at its own expense.

12. Licensee admits the facts alleged by the MGC and outlined in this Settlement Agreement, but acknowledges that this agreement resolves the outstanding issues in this matter.

13. Licensee acknowledges that the Missouri Gaming Commission has jurisdiction to

approve, deny, renew, or decline to renew bingo licenses in accordance with Sections 313.015 and 313.035, RSMo.

14. Licensee has been advised that it has sixty (60) days to review and consider the proposed settlement offer.

15. Licensee acknowledges and understands that it may, either at the time the settlement agreement is signed by all parties, or within fifteen (15) days thereafter, submit the agreement to the Administrative Hearing Commission for determination that the facts as outlined in this settlement constitute grounds for the non-renewal of Licensee's bingo license.

16. Except as provided in paragraph 15, Licensee stipulates and agrees to waive any rights it may have to a hearing before the Administrative Hearing Commission or the Commission and any rights to seek judicial review or other challenge or contest of the terms and conditions of this Settlement Agreement and forever releases and holds harmless the Commission, and the Executive Director and his agents from all liability and claims arising out of, pertaining to, or relating to this matter.

17. The Missouri Gaming Commission stipulates and agrees to waive any rights it may have to a hearing before the Administrative Hearing Commission or the Commission and any rights to seek judicial review or other challenge or contest of the terms and conditions of this Settlement Agreement and forever releases and holds harmless Licensee from all liability and claims arising out of, pertaining to, or relating to this matter. Such stipulation does not prevent investigation into future allegations against Licensee should they arise.

18. Each signatory to this Settlement Agreement certifies by signing that he or she is fully authorized, in his or her own capacity, or by the named party he or she represents, to accept the terms and provisions of this Settlement Agreement in their entirety, and agrees, in his or her

personal or representational capacity, to be bound by the terms of this Settlement Agreement.

19. The Commission is authorized to settle this matter and enter into this Consent Order in the public interest pursuant to §§ 313.004, 536.060, 621.045, RSMo.

Relevant Law

20. Section 313.052, RSMo, provides, in relevant part, as follows:

A holder of any license shall be subject to imposition of penalties, suspension or revocation of such license, or other action for any act or failure to act by himself or his agents or employees, that is injurious to the public health, safety, good order and general welfare of the people of the state of Missouri, or that would discredit or tend to discredit charitable bingo operations in Missouri or the state of Missouri unless the licensee proves by clear and convincing evidence that he 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 sections 313.005 to 313.085, the following acts or omissions may be grounds for such discipline:

- (1) Failing to comply with or make provision for compliance with the provisions of sections 313.005 to 313.085, the rules and regulations of the commission or any federal, state or local law or regulation;
- (2) Failing to comply with any rule, order or ruling of the commission or its agents pertaining to bingo;

* * *

- (8) Incompetence, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties regulated by the provisions of sections 313.005 to 313.085.

21. Article III, Section 39(a) provides, in relevant part, as follows :

(1) All net receipts over and above the actual cost of conducting the game as set by law shall be used only for charitable, religious or philanthropic purposes, and no receipts shall be used to compensate in any manner any person who works for or is in any way affiliated with the licensed organization;

* * *

(6) No person, firm, partnership or corporation shall receive any remuneration or profit for participating in the management, conduct or operation of the game;

22. Section 313.040, RSMo, provides, in relevant part, as follows:

(1) (a) The entire net receipts over and above the actual cost of conducting the game shall be exclusively devoted to the lawful, charitable, religious or philanthropic purposes of the organization permitted to conduct that game and no receipts shall be used to compensate in any manner any person who works for or is in any way affiliated with the licensed organization. Any person who violates the provisions of this paragraph shall be guilty of a class E felony;

(b) Proceeds from the game of bingo may not be loaned to any person, except that this provision shall not prohibit the investment of the proceeds in any licensed banking or savings institution, instrument of the United States, Missouri, or any political subdivision thereof. Any person who violates the provisions of this paragraph shall be guilty of a class C misdemeanor.(.)

23. Section 313.045, RSMo, provides, in relevant part, as follows:

Each regular bingo licensee and any special bingo licensee which conducts games on more than three occasions in any calendar year shall report quarterly to the commission on forms prescribed by the commission the following information:

- (1) The number of games it has conducted during the reporting year;
- (2) The location at which and the days it conducted games;
- (3) The gross receipts it received from each game;
- (4) An itemization of the cost of conducting each game, other than for prizes, and the name of the person to whom said expenses were paid;
- (5) The purposes for which the net proceeds of the game were used and the amounts so used;
- (6) Any other information that the director may require by rule or regulation.

24. Section 313.035(8), RSMo, provides that the Commission may decline to issue or renew a license to any person who, at the time of application for renewal of a bingo license, would not be eligible for such license upon first application.

25. Section 313.080 states that "Any person who violates any provision of sections 313.005 to 313.080 shall be guilty of a class A misdemeanor."

26. Title 11 CSR 45-30.550 requires the following:

(1) Licensees, workers, members, partners, agents, and employees of a licensee shall promptly report to the commission any facts which the licensee has reasonable grounds to believe indicate a violation of law (other than a traffic violation) or commission rule committed by any licensed bingo manufacturer, supplier, or organization, its workers or employees, including, without limitation, the performance of licensed activities different from those permitted under its license.

* * *

(3) In the event that a licensee's worker, agent, partner, member, or employee knows or should have known that an illegal or violent act has been committed in association with bingo activities, the individual shall immediately report the occurrence to the commission and local law enforcement officials, if applicable, and shall cooperate with law enforcement authorities and agents of the commission during the course of any investigation of the occurrence.

27. Licensee acknowledges and understands that under the laws and regulations as outlined above, the Missouri Gaming Commission has the authority to decline to renew Licensee's bingo license for misuse and misappropriation of funds from Licensee's bingo checking account.

ORDER

IT IS AGREED AND STIPULATED THAT, as conditions for Bolivar DAV to be reissued a bingo license, the following must be met:

1. Theresa Greene, Michael Carr, and James Michael (Mike) Hughes shall be removed from any connection to the bingo activities of the Bolivar DAV and shall be replaced with officers who have no connection to the activities in this action;
2. Bolivar DAV shall submit bingo checking account bank statements and copies of cancelled checks with each future quarterly report and shall submit each quarterly report in the format provided by the Commission on paper, not via the online reporting system;

3. Bolivar DAV shall cooperate with any criminal investigation and shall abide by the results of the same; and

4. Bolivar DAV shall obey all laws, including, but not limited to those concerning the operation requirements for bingo licensees, and will cooperate fully with the MGC in all investigations and inquiries into its bingo operations and license.


Dated:

02/04/2026



Michael A. Leara
Executive Director
Missouri Gaming Commission

CONSENT AND WAIVER OF HEARING

The undersigned persons understand and acknowledge that Bolivar Mem DAV Chapter 66 has the right to a hearing, but that Bolivar Mem DAV Chapter 66 has waived the hearing and consented to the issuance of this Consent Order.


Bolivar Mem DAV Chapter 66
By: Justin Holder
P.O. Box 774
Bolivar, MO 65613

1-16-26
Date


Nikki D. Evans
General Counsel
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2/4/2026
Date


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02/04/2026
Date