

COMMISSION RESOLUTION NO. 14-090  
REGARDING EXCLUSION OF AN INDIVIDUAL FROM  
EXCURSION GAMBLING BOATS AND FACILITIES IN MISSOURI

DECEMBER 3, 2014

WHEREAS, pursuant to 11 CSR 45-15.030, the Missouri Gaming Commission (the "Commission") has the authority to place a person on the Exclusion List for conviction of a felony in any jurisdiction of any crime involving morale turpitude or of a crime involving gaming, violating any provision of Chapter 313 RSMo or any rule promulgated by the Missouri Gaming Commission, or performing any act or having a notorious or unsavory reputation which would adversely affect public confidence and trust in gaming; or has their name on any valid and current exclusion list from another jurisdiction in the United States and

WHEREAS, pursuant to 11 CSR 45-15.010, placement on the Exclusion List prohibits such person from, entering or having contact of any kind with any Missouri riverboat gaming operation; and

WHEREAS, David VanWinkle, pled guilty on February 28, 2014 to Count One of Wire Fraud, a Class C Felony, Count Two of Money Laundering, a Class D Felony and Count Three of Willful Failure to Pay Over Taxes, a Class D Felony in the United States District Court for the Western District of Missouri Southwestern Division, felonies involving moral turpitude. He was sentenced to 70 months on Count One, 60 months on Count Two and 70 months on Count Three to run concurrently, and ordered to pay restitution in the amount of \$4,911,621.67. Mr. VanWinkle admitted in the Plea Agreement to using the embezzled monies on personal and gambling expenses. Said act adversely affects public confidence and trust in Gaming and violates the provisions of Section 313.830 RSMo.

NOW, THEREFORE, BE IT RESOLVED, that the Commission hereby finds that David VanWinkle is eligible for permanent placement on the Exclusion List, and the Commission directs the Executive Director to issue a Notice of Exclusion to David VanWinkle.