

IN THE MISSOURI GAMING COMMISSION

In Re:)
) DC-13-703
Aristocrat Technologies, Inc.)

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") is a state commission created under Chapter 313, RSMo 2000, with jurisdiction over gaming activities, including riverboat gambling activities, in the State of Missouri.
2. Aristocrat Technologies, Inc. (the "Company") is a supplier of gaming machines, progressive systems, and casino management systems.
3. The Commission issued a Supplier license to Aristocrat Technologies Inc. to provide gaming machines, progressive systems, and casino management systems, or other items directed by the Commission to a Class A, or Class B licensee or the Commission.
4. As the holder of a Supplier license, the Company is subject to the provisions of Sections 313.800 to 313.850, RSMo 2000, and the regulations promulgated thereunder by the Commission.

STATEMENT OF FACTS¹

5. On January 28, 2013, Commission Agents discovered 4 total pieces of unapproved Critical Program Storage Media (CPSM) software in Electronic Gaming Devices (EGDs) at Lumiere Place Casino and River City Casino.
6. On February 19, 2013, Commission Agents discovered 3 more pieces of unapproved CPSM software in EGDs at River City Casino. Supplier Licensee, Aristocrat Technologies, Inc., shipped the unapproved software into Missouri to the two casinos.

¹ 20130207012

LAW

7. Under Section 313.805(6), RSMo 2000, 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.
8. Under Section 313.812.14, RSMo 2000, a holder of any license is subject to imposition of penalties, suspension or revocation of such license 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.
9. Under Section 313.812.14(1), RSMo 2000, a licensee may be disciplined for failing to comply with or make provisions for compliance with Sections 313.800 to 313.850, the rules and regulations of the commission or any federal, state or local law or regulation.
10. Under Section 313.812.14(2), RSMo 2000, a licensee may be disciplined for failing to comply with any rule, order or ruling of the Commission or its agents pertaining to gaming.
11. Under 11 CSR 45-5.237(2) Critical program storage media shall be approved for use in the state prior to shipment and shall be shipped separately from electronic gaming devices unless otherwise approved in writing by the commission.

VIOLATIONS

12. The actions or omissions of employees or agents of the Company as described above constitute a failure to ensure the use of currently approved software in the Casino's EGD's, which is a violation of 11 CSR 45-5.237 (2). Company is subject to discipline for such violations under Sections 313.805(6), 313.812.14, 313.812.14 (1) & (2), RSMo.

PENALTY PROPOSED

- 13. Under Section 313.805(6), RSMo 2000, the Commission has the power to assess any appropriate administrative penalty against the Company, as the holder of a Supplier license.

- 14. THEREFORE, it is proposed that the Commission fine Aristocrat Technologies Inc. the amount of \$20,000 for the violations set forth herein.

Dr. Barrett Hatches
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 _____, 2013, to:

Ms. Kathleen Worley
Aristocrat Technologies, Inc.
7230 Amigo Street
Las Vegas, NV 89119

Dr. Barrett Hatches
Chairman
Missouri Gaming Commission