

IN THE MISSOURI GAMING COMMISSION

In Re:)
) DC-14-316
Pinnacle Entertainment, 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") 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. The Commission issued Pinnacle Entertainment, Inc., a Class A gaming license to develop and operate Class B gaming licenses in the State of Missouri.
3. Pinnacle Entertainment Inc. is the parent organization or controlling entity of PNK (River City), LLC.
4. The Commission issued a Class B riverboat gambling license to PNK (River City), LLC ("Company"), to conduct games on and operate the excursion gambling boat known as *River City Casino* ("Casino").
5. As the holder of a Class B 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

6. At all relevant times as alleged herein, Nancy Bridick (License # MGC147827) was employed by Pinnacle Entertainment Inc. as a Senior Buyer – Regional MO. Bridick was assigned to various properties in Missouri, including *River City Casino*.
7. Bridick's MGC Occupational License (# MGC147827) expired on July 31, 2012, and had not been renewed prior to its expiration.
8. At some time after July 31, 2012, Pinnacle Licensing Manager Tara Perry told Bridick to get a visitor badge when she worked at the various casinos, including *River City Casino*.
9. On November 30, 2012, Security Officer Sandra Marcus issued Bridick a visitor badge when she came to work at the Casino.

¹ All statutory references are to RSMo 2000, unless otherwise specified

² 20121205006

10. On November 30, 2012, it was discovered that Bridick, was working with an expired occupational license.

LAW

11. 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.

12. 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; and

13. Title 11 CSR 45-4.420(1) states, “Occupational licensees other than key person/key person business entity licensees shall at all times while performing the functions of their positions display in a visible manner, a valid, commission-issued occupational license badge.”

VIOLATIONS

14. The actions or omissions of employees or agents of Pinnacle Entertainment, Inc., as described above constitute failure to assure that occupational licensees display a valid, unexpired occupational license when they are on duty, thereby violating § 313.812.14(1) and (2) and 11 CSR 45-4.420(1).

15. Pinnacle Entertainment, Inc., is therefore subject to discipline for such violations pursuant to §§ 313.805(6) and 314.812.14 (1) and (2), RSMo.

PENALTY PROPOSED

16. Under § 313.805(6), RSMo, the Commission has the power to assess any appropriate administrative penalty against Pinnacle Entertainment, Inc., as the holder of a Class A license.
17. THEREFORE, it is proposed that the Commission fine Pinnacle Entertainment, Inc., the amount of \$5,000 for the violations set forth herein.

Darryl T. Jones
Vice-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 August, 2014, to:

Tara Perry
Pinnacle Entertainment, Inc.
3980 Howard Hughes Parkway
Las Vegas, NV 89169

Darryl T. Jones
Vice-Chairman
Missouri Gaming Commission