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BEFORE THE MISSOURI GAMING COMMISSION
STATE OF MISSOURI

Meeting
September 17, 2014
10:00 a.m.
Central Office
3417 Knipp Drive
Jefferson City, Missouri

(Meeting start time: 10:10 a.m.)

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3	I. Call to Order	5:2
4	II. Motion for Closed Meeting under	
5	Sections 313.847, Investigatory,	
6	Proprietary and Application Records	
7	and 610.021(1) Legal Actions, and (14)	
8	Records Protected from Disclosure by Law	5:12
9	III. Motion to Open Meeting	6:6
10	IV. Consideration of Minutes	
11	A. August 27, 2014	6:17
12	V. Consideration of Hearing Officer Bryan	
13	Wolford's Recommendations	
14	B. Frederick Bevill	
15	1. Resolution No. 14-052	7:12
16	VII. Consideration of Hearing Officer Charles	
17	Steib's Recommendations	
18	C. Londale Schroder	
19	1. Resolution No. 14-063	10:10
20	D. Louise Edwards	
21	1. Resolution No. 14-064	11:16
22	E. Deva Casey	
23	1. Resolution No. 14-065	13:19
24	F. Shaina Robinson	
25	1. Resolution No. 14-066	15:22
26	VIII. Consideration of Disciplinary Actions	
27	G. Ameristar Casino Kansas City, Inc.	
28	1. DC-14-33317:19	
29	H. Ameristar Casino Kansas City, Inc.	
30	1. DC-14-33419:19	
31	I. Casino One Corporation	
32	1. DC-14-33521:8	
33	J. PNK (River City), LLC	
34	1. DC-14-33621:8	
35	K. Casino One Corporation	
36	1. DC-14-33724:9	
37	L. HGI-Mark Twain, LLC	
38	1. DC-14-33825:14	
39	M. Harrah's North Kansas City, LLC	
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42	1. DC-14-34028:16	

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5		P. St. Louis Gaming Ventures, LLC	
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6	IX.	Consideration of Addition to List of Excluded Persons	
7		Q. Craig Dejong	
		1. Resolution No. 14-067	32:24
8		R. Laura Dejong	
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10	X.	Consideration of Relicensure of Certain Suppliers	
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14		U. Resolution No. 14-071	37:18
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18	XIII.	Consideration of Bingo Settlement Agreement	
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19		1. Resolution No. 14-001-B	40:23
20	XIV.	Motion for Closed Meeting under Sections 313.847, RSMo., Investigatory, Proprietary and Application Records and 610.021(1) RSMo., Legal Actions, (3) & (13) Personnel and (14) Records Protected from Disclosure by Law	43:4
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BEFORE THE MISSOURI GAMING COMMISSION
STATE OF MISSOURI

Meeting
September 17, 2014
10:00 a.m.
Central Office
3417 Knipp Drive
Jefferson City, Missouri

COMMISSIONERS PRESENT:

Darryl T. Jones, Vice Chairman
Suzanne Bocell Bradley
Diane C. Howard

REPORTED BY:

Patricia A. Stewart
RMR, RPR, CCR 401
3432 West Truman Boulevard, Suite 207
Jefferson City, Missouri 65109
573-636-7551

1 P R O C E E D I N G S

2 VICE CHAIRMAN JONES: Good morning everyone
3 and welcome to the Missouri Gaming Commission meeting
4 for September 17th, 2014.

5 Angie, will you call the roll, please?

6 MS. FRANKS: Commissioner Howard.

7 COMMISSIONER HOWARD: Present.

8 MS. FRANKS: Commissioner Bradley.

9 COMMISSIONER BRADLEY: Present

10 MS. FRANKS: Vice Chairman Jones.

11 VICE CHAIRMAN JONES: Present.

12 COMMISSIONER BRADLEY: Mr. Chairman, I would
13 like to make a motion that we enter into a closed
14 meeting under Sections Chapter 313.847 of the Revised
15 Statutes of Missouri covering investigatory, proprietary
16 and application records, and Section 610.021,
17 Subsection 1, legal actions, Subsection -- let's see.
18 Not 3. It's going to be under Section 14, records
19 protected from disclosure by law.

20 COMMISSIONER HOWARD: I'll second that
21 motion.

22 VICE CHAIRMAN JONES: Angie, call the roll,
23 please.

24 MS. FRANKS: Commissioner Howard.

25 COMMISSIONER HOWARD: Approve.

1 MS. FRANKS: Commissioner Bradley.

2 COMMISSIONER BRADLEY: Approve.

3 MS. FRANKS: Vice Chairman Jones.

4 VICE CHAIRMAN JONES: Approve.

5 (CLOSED MEETING)

6 VICE CHAIRMAN JONES: Could we get a motion
7 to reopen?

8 COMMISSIONER HOWARD: So move.

9 COMMISSIONER BRADLEY: Second.

10 VICE CHAIRMAN JONES: Angie.

11 MS. FRANKS: Commissioner Howard.

12 COMMISSIONER HOWARD: Approve.

13 MS. FRANKS: Commissioner Bradley.

14 COMMISSIONER BRADLEY: Approve.

15 MS. FRANKS: Vice Chairman Jones.

16 VICE CHAIRMAN JONES: Approve.

17 EXECUTIVE DIRECTOR STOTTLEMYRE: Mr. Vice
18 Chairman, the next item on the agenda is Consideration
19 of Minutes for August 27, 2014.

20 VICE CHAIRMAN JONES: Motion for approval.

21 COMMISSIONER HOWARD: I'll move to approve
22 the minutes from the meeting of August 27, 2014.

23 COMMISSIONER BRADLEY: Second.

24 VICE CHAIRMAN JONES: Angie, call the roll,
25 please.

1 MS. FRANKS: Commissioner Howard.

2 COMMISSIONER HOWARD: Approve.

3 MS. FRANKS: Commissioner Bradley.

4 COMMISSIONER BRADLEY: Approve.

5 MS. FRANKS: Vice Chairman Jones.

6 VICE CHAIRMAN JONES: Approve.

7 MS. FRANKS: By your vote you've adopted the
8 minutes of the August 27, 2014 meeting.

9 EXECUTIVE DIRECTOR STOTTLEMYRE: Mr. Vice
10 Chairman, the next item on the agenda is Consideration
11 of Hearing Officer Bryan Wolford's Recommendations.

12 MR. WOLFORD: Mr. Vice Chairman, Madam
13 Commissioners, for your consideration Resolution
14 No. 14-052, the matter of Frederick Bevill.

15 The licensee was employed by the Heartland
16 Poker Tour, and on April 20th, 2013 he was working an
17 event at the River City Casino.

18 A patron who was the fourth place finisher in
19 that poker tournament gave Mr. Bevill a \$1,300 tip in
20 chips that he instructed him to distribute to the
21 Heartland Poker Tour production crew for the good work
22 that they've done for the tournament. Mr. Bevill took
23 the chips to the cage, he cashed the chips and then
24 disbursed them to the crew.

25 The issue with that is that 11 CSR 45-8.130

1 forbids licensees from accepting tips from any players
2 or patrons unless they are a specific class of licensee,
3 that being nonsupervisory dealers, cage cashiers, slot
4 attendants, food and beverage personnel, valet or
5 ticketing, none of which were the duties performed by
6 Mr. Bevill or the production crew.

7 Mr. Bevill did admit that he accepted the tip
8 and cashed the chips and exchanged it and then doled it
9 out to the other production crew members.

10 With regard to the Commission's initial
11 recommended discipline -- first of all, let me back up.

12 The hearing officer does find that Mr. Bevill
13 is subject to discipline. However, in analyzing similar
14 cases of licensees receiving tips from patrons, a 15-
15 case study, the average discipline doled out was a ten-
16 day suspension.

17 On the four cases that resulted in
18 revocation, there were some serious aggravating factors
19 in those cases, that being the licensee had solicited,
20 coerced, even threatened the tip from the patron, and
21 that certainly wasn't the case here. Mr. Bevill was
22 approached by this fourth-place finisher and offered the
23 tip.

24 Therefore, the hearing officer is asking that
25 the Commission impose a 30-calendar-day suspension

1 against Mr. Bevill in lieu of revocation.

2 VICE CHAIRMAN JONES: Is Mr. Bevill here?

3 MR. BEDNAR: No.

4 Joe Bednar representing Mr. Bevill, and he
5 wanted me to convey to the Commission that he would
6 accept the 30-day recommendation from the hearing
7 officer instead.

8 VICE CHAIRMAN JONES: Okay. Thank you.

9 Any discussion from the Commissioners?

10 MR. GREWACH: We concur with the hearing
11 officer's recommendation of 30 days.

12 VICE CHAIRMAN JONES: Can we get a motion?

13 COMMISSIONER HOWARD: I'll move for the
14 acceptance of Resolution No. 14-052.

15 COMMISSIONER BRADLEY: Second.

16 VICE CHAIRMAN JONES: Angie, call the roll,
17 please.

18 MS. FRANKS: Commissioner Howard.

19 COMMISSIONER HOWARD: Approve.

20 MS. FRANKS: Commissioner Bradley.

21 COMMISSIONER BRADLEY: Approve.

22 MS. FRANKS: Vice Chairman Jones.

23 VICE CHAIRMAN JONES: Approve.

24 MS. FRANKS: By your vote you've adopted
25 Resolution No. 14-052.

1 MR. WOLFORD: Thank you, Mr. Vice Chairman,
2 Madam Commissioners.

3 EXECUTIVE DIRECTOR STOTTLEMYRE: Mr. Vice
4 Chairman, the next item on the agenda is Consideration
5 of Hearing Officer Charles Steib's Recommendations.

6 MR. STEIB: If it pleases the Commission, good
7 morning.

8 VICE CHAIRMAN JONES: Good morning.

9 COMMISSIONER HOWARD: Good morning.

10 MR. STEIB: The first item I have to address
11 the Commission is Resolution 14-063, which is Londale
12 Schroder.

13 Mr. Schroder on January 3rd, 2014 submitted
14 an application for a gaming license. The application
15 was denied because Mr. Schroder had pled guilty to a
16 disqualifying misdemeanor, to wit, passing a bad check
17 in July of 2010.

18 Mr. Schroder did request a hearing.

19 However, the pleading to passing a bad check
20 was, in fact, a disqualifying element, and after a
21 hearing the recommendation and final order from the
22 hearing officer is that Mr. Schroder did not meet his
23 burden of proof to show clearly and convincingly that he
24 should receive an occupational gaming license.

25 VICE CHAIRMAN JONES: Is Mr. Schroder present

1 today?

2 Discussion from the Commission?

3 Can we get a motion?

4 COMMISSIONER HOWARD: I move for approval of
5 Resolution No. 14-063.

6 COMMISSIONER BRADLEY: Second.

7 VICE CHAIRMAN JONES: Angie.

8 MS. FRANKS: Commissioner Howard.

9 COMMISSIONER HOWARD: Approve.

10 MS. FRANKS: Commissioner Bradley.

11 COMMISSIONER BRADLEY: Approve.

12 MS. FRANKS: Vice Chairman Jones.

13 VICE CHAIRMAN JONES: Approve.

14 MS. FRANKS: By your vote you've adopted
15 Resolution No. 14-063.

16 MR. STEIB: The next item on the agenda is
17 Resolution No. 14-064 for Louise Edwards.

18 In usual cases, Commissioners, the Commission
19 investigators do a commendable job with the applicants
20 specifically addressing what information should be
21 disclosed on that application, and that was the case in
22 this situation with Mrs. Edwards.

23 Typically the staff does a professional job
24 in reviewing those things, and that was the case here
25 also.

1 That leads me to say that typically these
2 nondisclosure items are pretty straightforward.
3 However, there are extenuating circumstances in some
4 situations and that clearly is the case here.

5 In this situation Mrs. Edwards failed to
6 disclose an arrest which occurred in 1992, some 22 years
7 prior to the application. There was credible and
8 compelling evidence adduced at the hearing regarding
9 this, specifically the testimony of a medical doctor who
10 addressed Ms. Edwards' medical condition and her
11 inability to recall something happening 22 years ago.

12 In addition, there was also -- that
13 information, that evidence, was not available to either
14 the investigator or to the staff but was introduced and
15 accepted into evidence at the hearing.

16 Also, there was the issue of a letter of
17 commendation that Mrs. Edwards had received while she
18 was working under a temporary license.

19 Those two compelling factors led the hearing
20 officer to conclude that, in fact, Mrs. Edwards had met
21 her burden of proof to show by clear and convincing
22 evidence that she should be the recipient of a license
23 to practice -- to function in the casino.

24 So it is the recommendation of the hearing
25 officer that the denial be reversed and the hearing

1 officer finds that Mrs. Edwards should receive a
2 license.

3 VICE CHAIRMAN JONES: Is Ms. Edwards present
4 today?

5 Any comments from the Commission?

6 COMMISSIONER BRADLEY: I'll make a motion to
7 approve Commission Resolution No. 14-064.

8 COMMISSIONER HOWARD: I'll second that
9 motion.

10 VICE CHAIRMAN JONES: Angie.

11 MS. FRANKS: Commissioner Howard.

12 COMMISSIONER HOWARD: Approve.

13 MS. FRANKS: Commissioner Bradley.

14 COMMISSIONER BRADLEY: Approve.

15 MS. FRANKS: Vice Chairman Jones.

16 VICE CHAIRMAN JONES: Approve.

17 MS. FRANKS: By your vote you've adopted
18 Resolution No. 14-064.

19 MR. STEIB: The next item on your agenda is
20 that of Deva Casey, Resolution No. 14-065.

21 In January of 2014 Ms. Casey submitted an
22 application to work at the Ameristar Casino. The
23 application was denied for failing to disclose an arrest
24 and conviction in the state of Nevada, to wit, an
25 October 7th, 1998. She pled guilty to an attempted

1 forgery.

2 Based upon her pleading guilty to attempted
3 forgery and her failure to disclose same, the finding of
4 the hearing officer is that Ms. Casey did not meet her
5 burden of proof to show clearly and convincingly that
6 she should be a recipient of an occupational gaming
7 license.

8 VICE CHAIRMAN JONES: Is Ms. Casey present
9 today?

10 MS. CASEY: Yes.

11 Yes. Sorry.

12 VICE CHAIRMAN JONES: And, Ms. Casey, for
13 housekeeping could you spell your name for the court
14 reporter, please?

15 MS. CASEY: D-e-v-a, C-a-s-e-y. Deva
16 Casey.

17 VICE CHAIRMAN JONES: All right. Would you
18 like to say something?

19 MS. CASEY: I mean, yeah. I forgot to
20 disclose something on there that was over 12 years ago.
21 I did give him paperwork, everything that I could bring
22 from Vegas sent to me, and also I did bring in paperwork
23 saying that I can in Nevada have a gaming license.

24 VICE CHAIRMAN JONES: Anything from the
25 Commission?

1 MS. KERR: We concur with the hearing
2 officer's recommendation.

3 VICE CHAIRMAN JONES: Commissioners.

4 COMMISSIONER HOWARD: No. I don't have any
5 questions.

6 VICE CHAIRMAN JONES: Thank you, Ms. Casey.

7 MS. CASEY: Thank you.

8 VICE CHAIRMAN JONES: a motion.

9 COMMISSIONER HOWARD: I'll move for the
10 approval of Resolution No. 14-065.

11 COMMISSIONER BRADLEY: Second.

12 VICE CHAIRMAN JONES: Angie, call the roll,
13 please.

14 MS. FRANKS: Commissioner Howard.

15 COMMISSIONER HOWARD: Approve.

16 MS. FRANKS: Commissioner Bradley.

17 COMMISSIONER BRADLEY: Approve.

18 MS. FRANKS: Vice Chairman Jones.

19 VICE CHAIRMAN JONES: Approve.

20 MS. FRANKS: By your vote you've adopted
21 Resolution No. 14-065.

22 MR. STEIB: The next item on your agenda,
23 Commissioners, is that of Shaina Robinson, Resolution
24 No. 14-066.

25 Ms. Robinson submitted an application for a

1 license to work at the Ameristar Casino on March 17th,
2 2014. However, in June of 2011 Ms. Robinson had pled
3 guilty and received an SIS, suspended imposition of
4 sentence, for stealing under \$500. That occurred in
5 Richmond Heights, Missouri. She did plead guilty to
6 that offense on June 27, 2011.

7 Based upon that evidence adduced at the
8 hearing it is the finding of the hearing officer that
9 Ms. Robinson did not meet her burden of proof to show
10 clearly and convincingly that she should receive an
11 occupational gaming license.

12 VICE CHAIRMAN JONES: Is Ms. Robinson present
13 to date?

14 From the Commission.

15 MS. KERR: We concur with the hearing
16 officer's recommendation.

17 VICE CHAIRMAN JONES: Commissioners.

18 COMMISSIONER HOWARD: No questions.

19 COMMISSIONER BRADLEY: No questions.

20 VICE CHAIRMAN JONES: Could we get a motion,
21 please?

22 COMMISSIONER BRADLEY: Motion to approve
23 Commission Resolution No. 14-066.

24 COMMISSIONER HOWARD: And I'll second that
25 motion.

1 VICE CHAIRMAN JONES: Angie, call the roll,
2 please.

3 MS. FRANKS: Commissioner Howard.

4 COMMISSIONER HOWARD: Approve.

5 MS. FRANKS: Commissioner Bradley.

6 COMMISSIONER BRADLEY: Approve.

7 MS. FRANKS: Vice Chairman Jones.

8 VICE CHAIRMAN JONES: Approve.

9 MS. FRANKS: By your vote you've adopted
10 Resolution No. 14-066.

11 VICE CHAIRMAN JONES: Okay.

12 MR. STEIB: That concludes my report,
13 Commissioners. Thank you.

14 VICE CHAIRMAN JONES: Thank you.

15 COMMISSIONER HOWARD: Thanks.

16 EXECUTIVE DIRECTOR STOTTLEMYRE: Mr. Vice
17 Chairman, the next item on the agenda is Consideration
18 of Disciplinary Actions. Mr. Ed Grewach will present.

19 MR. GREWACH: Thank you.

20 Mr. Vice Chairman, Commissioners, the first
21 item under Tab G is a preliminary order of discipline
22 directed to Ameristar Casino Kansas City.

23 The casino operates a 24-hour game. The
24 rules require at the end of the gaming day that they
25 count the chips at a table game.

1 Now, this count is necessary for two reasons,
2 one to balance the paperwork for the chips when the
3 table was open and the chips when the table is closed
4 and to produce accurate tax reporting for each
5 individual table game that is in play.

6 The rules also require that a dealer and a
7 supervisor independently count the chips and sign the
8 necessary paperwork to verify the amount present on the
9 table.

10 On October 13th, 2013, instead of counting
11 and verifying the chips, the supervisor presigned the
12 opener and closer slip. The dealer then did a visual
13 count of the chips and miscounted them, resulting in a
14 \$10,000 error on that documentation.

15 We in the course of the investigation
16 requested the witnesses involved in this and found
17 through that that it was a common practice for this
18 particular property to have one person actually presign
19 the paperwork without actually counting the chips. The
20 recommended fine is \$2,500.

21 VICE CHAIRMAN JONES: Comments from the
22 Commissioners?

23 COMMISSIONER HOWARD: I have none.

24 VICE CHAIRMAN JONES: Have they changed that
25 policy? I know it's not a written policy but have they

1 changed?

2 MR. GREWACH: They've changed that practice,
3 yes, they have. We followed up and found it.

4 VICE CHAIRMAN JONES: Okay.

5 Can we get a motion?

6 COMMISSIONER HOWARD: Move for the approval
7 of DC-14-333.

8 COMMISSIONER BRADLEY: Second.

9 VICE CHAIRMAN JONES: Angie, call the roll,
10 please.

11 MS. FRANKS: Commissioner Howard.

12 COMMISSIONER HOWARD: Approve.

13 MS. FRANKS: Commissioner Bradley.

14 COMMISSIONER BRADLEY: Approve.

15 MS. FRANKS: Vice Chairman Jones.

16 VICE CHAIRMAN JONES: Approve.

17 MS. FRANKS: By your vote you've adopted
18 DC-14-333.

19 MR. GREWACH: Under Tab H we have a
20 preliminary order of discipline directed to Ameristar
21 Casino Kansas City.

22 In the course of an MGC audit of card
23 inspections our agent found on four different dates
24 during October 2013 that the persons inspecting the
25 cards that were taken out of play failed to completely

1 inspect the back of the cards for marks, flaws or other
2 alterations. This error involved five different
3 security officers during those four different dates.
4 The recommended fine is \$2,500.

5 VICE CHAIRMAN JONES: Comments from the
6 Commissioners?

7 COMMISSIONER HOWARD: If my memory serves me
8 correctly, it's been a while since we've seen any
9 discipline for this issue, so I consider that to be good
10 news. It looks like this is an issue that we're seeing
11 less of, so it looks like we're doing a good job
12 auditing this and catching these issues. I consider
13 that to be good news.

14 MR. GREWACH: We agree.

15 COMMISSIONER HOWARD: It's something that we
16 used to see with some frequency and are not seeing much
17 of.

18 VICE CHAIRMAN JONES: Not with the cards.

19 Can we get a motion?

20 COMMISSIONER HOWARD: Move for approval of
21 DC-14-334.

22 COMMISSIONER BRADLEY: Second.

23 VICE CHAIRMAN JONES: Angie, call the roll,
24 please.

25 MS. FRANKS: Commissioner Howard.

1 COMMISSIONER HOWARD: Approve.

2 MS. FRANKS: Commissioner Bradley.

3 COMMISSIONER BRADLEY: Approve.

4 MS. FRANKS: Vice Chairman Jones.

5 VICE CHAIRMAN JONES: Approve.

6 MS. FRANKS: By your vote you've adopted
7 DC-14-334.

8 MR. GREWACH: Mr. Vice Chairman, with your
9 permission I'd like to present Items A (sic) and J
10 together because they arise out of the same fact
11 scenario.

12 I is a preliminary --

13 VICE CHAIRMAN JONES: Pardon me.

14 You said A or I?

15 MR. GREWACH: I and J.

16 COMMISSIONER BRADLEY: I thought he said A
17 also.

18 MR. GREWACH: I is a preliminary order of
19 discipline directed against Lumiere Casino and J
20 directed to River City Casino.

21 These two casinos held promotions on specific
22 days where patrons would receive five times the points
23 for play beginning after 6:00 a.m. during a certain time
24 period during those specific days.

25 On September the 10th, 2013 they self-

1 reported a problem that they discovered with the
2 promotion when patrons would insert a card to begin
3 their play before 6:00 a.m. and then continue to play
4 after 6:00 a.m. during the time of the promotion. They
5 would not receive their five times the points.

6 So in other words, if the promotion was set
7 and the promotional period said you get five times your
8 points for play from 6:00 a.m. to 10:00 a.m. and you
9 inserted your card at 5:00 and kept playing from 5:00
10 until 10:00, you wouldn't get the points.

11 The problem was with their system, their
12 system simply had no ability to recognize that as a
13 player that would qualify for the promotion. This
14 happened on 53 specific dates from March 27, 2011 to
15 September 15, 2013.

16 There were a total of 980 patrons that were
17 affected and the casinos combined credited \$10,513 to
18 those players' accounts to correct the error.

19 DRB's original recommendation was a \$5,000
20 fine to Lumiere and a \$5,000 fine to River City. In
21 response to the 14-day letter the casinos again pointed
22 out that it was -- their system was simply not able to
23 recognize those players who started before the start
24 time of the promotion as being participants in the
25 promotion.

1 The resolution, therefore, going forward on
2 the situation was to make it abundantly clear in the
3 promotional materials that you had to insert your card
4 or open your table game rating at or after the start
5 time of the promotion to be eligible for the promotional
6 points.

7 They also stated that they did self-report
8 this. They did correct it by issuing the appropriate
9 amount of credits to those players.

10 They indicated, therefore, they believed the
11 \$5,000 fine was too high. DRB voted to maintain and
12 keep the recommendation of the \$5,000 fine.

13 VICE CHAIRMAN JONES: Comments from the
14 Commissioners?

15 A motion to approve.

16 We can take them together. Right?

17 EXECUTIVE DIRECTOR STOTTLEMYRE: Both of
18 them.

19 MR. GREWACH: Yes.

20 VICE CHAIRMAN JONES: Okay.

21 COMMISSIONER HOWARD: I'll move for the
22 approval of DC-14-335 and 336.

23 COMMISSIONER BRADLEY: Second.

24 VICE CHAIRMAN JONES: Angie, call the roll,
25 please.

1 MS. FRANKS: Commissioner Howard.

2 COMMISSIONER HOWARD: Approve.

3 MS. FRANKS: Commissioner Bradley.

4 COMMISSIONER BRADLEY: Approve.

5 MS. FRANKS: Vice Chairman Jones.

6 VICE CHAIRMAN JONES: Approve.

7 MS. FRANKS: By your vote you've adopted
8 DC-14-335 and DC-14-336.

9 MR. GREWACH: Under Tab K we have a
10 preliminary order of discipline directed to Lumiere
11 Place Casino.

12 On February the 3rd, 2013 an MGC agent
13 responded to a report of a fight on the nongaming side
14 of the Aqua bar. In the course of investigating the
15 fight, the agent found that one of the participants in
16 the fight was, in fact, a minor, was 20 years old, and
17 further investigating saw that that minor had two drinks
18 in the nongaming side of the Aqua bar and one drink in
19 the Stadium Bar & Grill. Two different servers were
20 involved in serving those drinks and neither one of the
21 two checked the patron's ID, and the recommended fine is
22 \$5,000.

23 VICE CHAIRMAN JONES: Comments from the
24 Commissioners?

25 Can we get a motion, please?

1 COMMISSIONER BRADLEY: Motion to approve
2 DC-14-337.

3 COMMISSIONER HOWARD: I'll second that.

4 VICE CHAIRMAN JONES: Angie, call the roll,
5 please.

6 MS. FRANKS: Commissioner Howard.

7 COMMISSIONER HOWARD: Approve.

8 MS. FRANKS: Commissioner Bradley.

9 COMMISSIONER BRADLEY: Approve.

10 MS. FRANKS: Vice Chairman Jones.

11 VICE CHAIRMAN JONES: Approve.

12 MS. FRANKS: By your vote you've adopted
13 DC-14-337.

14 MR. GREWACH: Under Tab L we have a
15 preliminary order of discipline directed to Mark Twain
16 Casino.

17 On November the 2nd, 2013 the casino reported
18 to us a problem with their promotion. The problem was
19 that patrons playing on the first day of the promotion
20 between midnight and 2:00 a.m. did not receive the five
21 times point multiplier for the promotional award or the
22 entry into the drawing pursuant to the promotional rules
23 that they played during that time period.

24 The casino had a similar problem in June of
25 2013. In that case the Commission imposed a discipline

1 of \$2,500 against the casino and \$5,000 against Bally,
2 who is the vendor who supplied the software for this
3 particular promotional activity.

4 Bally indicates that they instructed or
5 advised the casino to install certain software to fix
6 the problem.

7 In response to the June 2013 event Mark Twain
8 elected not to purchase or install the software and then
9 this problem ensued from there.

10 They're able to identify 174 patrons that
11 this particular problem applied to. The response to the
12 14-day letter from the casino indicated they believed
13 the problem in June was a different problem than the one
14 they experienced or self-reported in November.

15 They also indicated they disagreed that Bally
16 had given them those instructions, that Bally -- they
17 asserted Bally did not give them specific information or
18 data to convince them that the fix was necessary and
19 also indicated that they had now subsequently installed
20 that software fix. The recommended fine is \$7,500.

21 VICE CHAIRMAN JONES: Comments from the
22 Commissioners?

23 May we have a motion, please?

24 COMMISSIONER BRADLEY: Motion to approve
25 DC-14-338.

1 COMMISSIONER HOWARD: I'll second.

2 VICE CHAIRMAN JONES: Angie, call the roll,
3 please.

4 MS. FRANKS: Commissioner Howard.

5 COMMISSIONER HOWARD: Approve.

6 MS. FRANKS: Commissioner Bradley.

7 COMMISSIONER BRADLEY: Approve.

8 MS. FRANKS: Vice Chairman Jones.

9 VICE CHAIRMAN JONES: Approve.

10 MS. FRANKS: By your vote you've adopted
11 DC-14-338.

12 MR. GREWACH: Under Tab M we have a
13 preliminary order of discipline directed against
14 Harrah's North Kansas City.

15 On September 15, 2013 an 18-year-old patron
16 presented his passport to the security officer at the
17 turnstile. The security officer did not notice the date
18 of birth on the passport which clearly indicated the
19 person was 18 years old.

20 After entering the casino one bartender
21 served the patron four drinks without checking his ID.
22 One bartender served the patron two drinks without
23 checking the ID. The patron was on the floor a total of
24 one hour and 48 minutes but did not gamble and the
25 recommended fine is \$5,000.

1 VICE CHAIRMAN JONES: Comments from the
2 Commissioners?

3 May we have a motion, please?

4 COMMISSIONER HOWARD: Move for approval of
5 DC-14-339.

6 COMMISSIONER BRADLEY: Second.

7 VICE CHAIRMAN JONES: Angie.

8 MS. FRANKS: Commissioner Howard.

9 COMMISSIONER HOWARD: Approve.

10 MS. FRANKS: Commissioner Bradley.

11 COMMISSIONER BRADLEY: Approve.

12 MS. FRANKS: Vice Chairman Jones.

13 VICE CHAIRMAN JONES: Approve.

14 MS. FRANKS: By your vote you've adopted
15 DC-14-339.

16 MR. GREWACH: Under Tab N we have a
17 preliminary order of discipline directed to Argosy
18 Casino.

19 This involves a repeat audit finding of a
20 violation of Minimum Internal Control Standard I-13.05.
21 That control standard provides that only supervisors and
22 above may have the ability to void point redemptions.

23 This latest audit found that eight
24 nonsupervisory employees had the ability to void point
25 redemptions and that four casino hosts who were

1 nonsupervisory personnel had, in fact, voided point
2 redemptions. This was a finding in two prior audits,
3 and the recommendation is a \$10,000 fine.

4 VICE CHAIRMAN JONES: Comments from the
5 Commissioners?

6 COMMISSIONER HOWARD: Do we think that this
7 issue now has been resolved?

8 MR. GREWACH: Yes. We checked on
9 January 22nd of this year and found that at that point
10 in time they had fixed the problem and there were no
11 nonsupervisory personnel who had the ability to redeem/
12 cancel point redemptions.

13 VICE CHAIRMAN JONES: Could we get a motion?

14 COMMISSIONER HOWARD: Move for approval of
15 14-340.

16 COMMISSIONER BRADLEY: Second.

17 VICE CHAIRMAN JONES: Angie.

18 MS. FRANKS: Commissioner Howard.

19 COMMISSIONER HOWARD: Approve.

20 MS. FRANKS: Commissioner Bradley.

21 COMMISSIONER BRADLEY: Approve.

22 MS. FRANKS: Vice Chairman Jones.

23 VICE CHAIRMAN JONES: Approve.

24 MS. FRANKS: By your vote you've adopted

25 DC-14-340.

1 MR. GREWACH: Under Tab O we have a
2 preliminary order of discipline directed to the River
3 City Casino.

4 On September 24th, 2013 a casino host sent a
5 solicitation to a person on the disassociated person's
6 list. The solicitation introduced the casino host and
7 offered complimentary dinner and hotel stays to the
8 patron. DRB recommended a \$7,500 fine.

9 In response to the 14-day letter, the casino
10 indicated that they had two separate accounts for this
11 patron. On one account the name was flagged as a DAP
12 and on the other account they failed to flag that name
13 as a DAP.

14 They suggested a fine of \$3,500 would be a
15 more appropriate amount. However, there was a prior
16 case for a very similar fact scenario on July 30th of
17 2013, and the recommendation for that was a \$5,000 fine,
18 and in light of that DRB voted to maintain its
19 recommendation of a \$7,500 on this case.

20 VICE CHAIRMAN JONES: Comments from the
21 Commissioners?

22 COMMISSIONER BRADLEY: That prior fine in
23 July of 2013, is that against the same? Is it River
24 City?

25 MR. GREWACH: Yes, that was River City, both

1 River City.

2 COMMISSIONER BRADLEY: Both were the same.

3 MR. GREWACH: Right.

4 VICE CHAIRMAN JONES: May we have a motion?

5 COMMISSIONER BRADLEY: I make a motion to
6 approve DC-14-341.

7 COMMISSIONER HOWARD: Second.

8 VICE CHAIRMAN JONES: Angie.

9 MS. FRANKS: Commissioner Howard.

10 COMMISSIONER HOWARD: Approve.

11 MS. FRANKS: Commissioner Bradley.

12 COMMISSIONER BRADLEY: Approve.

13 MS. FRANKS: Vice Chairman Jones.

14 VICE CHAIRMAN JONES: Approve.

15 MS. FRANKS: By your vote you've adopted
16 DC-14-341.

17 MR. GREWACH: Under Tab P we have a
18 preliminary order of discipline directed to Hollywood
19 St. Louis Casino.

20 The casino reported to us on September 9th,
21 2013 a problem -- a misconfiguration of their EGD
22 system. This misconfiguration resulted in the failure
23 of the system to retain required information such as a
24 card in/ticket out/employee card in.

25 The system because of the problem was only

1 able to retain ten days of data for each month and that
2 covered a time period from October of 2012 to September
3 of 2013 when it was reported to us, and the recommended
4 fine is \$5,000.

5 VICE CHAIRMAN JONES: Comments from the
6 Commissioners?

7 May we have a motion?

8 COMMISSIONER HOWARD: I'll move for the
9 approval of DC-14-342.

10 COMMISSIONER BRADLEY: Second.

11 VICE CHAIRMAN JONES: Angie.

12 MS. FRANKS: Commissioner Howard.

13 COMMISSIONER HOWARD: Approve.

14 MS. FRANKS: Commissioner Bradley.

15 COMMISSIONER BRADLEY: Approve.

16 MS. FRANKS: Vice Chairman Jones.

17 VICE CHAIRMAN JONES: Approve.

18 MS. FRANKS: By your vote you've adopted
19 DC-14-342.

20 EXECUTIVE DIRECTOR STOTTLEMYRE: Mr. Vice
21 Chairman, the next item on the agenda is the
22 Consideration of Addition to List of Excluded Persons.
23 Mr. Grewach will present.

24 MR. GREWACH: Thank you.

25 And, Mr. Vice Chairman, with your permission

1 I'd like to present Q and R together because again they
2 arise out of the same fact scenario.

3 Craig Dejong and Laura Dejong are husband and
4 wife. Laura Dejong worked as a bookkeeper for a company
5 in Kansas City, and she embezzled over \$3 million from
6 her employer for a time period from 2004 to 2011.

7 Upon her arrest -- upon their arrest both the
8 husband and wife stated that they used the money for
9 paying bills and for gambling.

10 We looked at their play history at the two
11 Kansas City area casinos and found that during the time
12 that the embezzlement was taking place that the wife had
13 placed wagers totaling \$2.9 million and the husband had
14 placed wagers totaling \$1.2 million.

15 The wife pled guilty to a felony of filing a
16 false tax return and mail fraud. The husband pled
17 guilty to a felony of filing a false tax return, both
18 those being a felony qualified them for the exclusion
19 list.

20 VICE CHAIRMAN JONES: Comments?

21 Again, we can take these together. Right?

22 EXECUTIVE DIRECTOR STOTTLEMYRE: Yes, sir.

23 VICE CHAIRMAN JONES: Can we have a motion,
24 please?

25 COMMISSIONER HOWARD: I'll move for the

1 approval of resolution numbered 14-067 and 14-068.

2 COMMISSIONER BRADLEY: Second.

3 VICE CHAIRMAN JONES: Angie.

4 MS. FRANKS: Commissioner Howard.

5 COMMISSIONER HOWARD: Approve.

6 MS. FRANKS: Commissioner Bradley.

7 COMMISSIONER BRADLEY: Approve.

8 MS. FRANKS: Vice Chairman Jones.

9 VICE CHAIRMAN JONES: Approve.

10 MS. FRANKS: By your vote you've adopted

11 Resolution Nos. 14-067 and 14-068.

12 MR. GREWACH: Thank you.

13 COMMISSIONER HOWARD: I'm assuming that these
14 individuals aren't available to be on boats right now?

15 MR. GREWACH: They're not. They both
16 received 120-month sentences in Federal penitentiaries
17 and they're currently in two different Federal
18 penitentiaries.

19 Our decision to put them on the exclusion
20 list now was because we have the facts now and we wanted
21 to go ahead and get them because we don't know really
22 under the Federal system when they would be released and
23 when it could possibly be, but we just felt given the
24 severity of the charges --

25 COMMISSIONER HOWARD: I'm not criticizing

1 your recommendation. I was just hoping that these
2 individuals based on the numbers that we're looking at
3 surely weren't at home in Kansas City and available to
4 visit one of our fine facilities.

5 MR. GREWACH: They're a guest of the Federal
6 government right now.

7 EXECUTIVE DIRECTOR STOTTLEMYRE: Mr. Vice
8 Chairman, the next item on the agenda would be
9 Consideration of Relicensure of Certain Suppliers, and
10 Lieutenant Mark Bielawski will present.

11 LIEUTENANT BIELAWSKI: Good morning.

12 VICE CHAIRMAN JONES: Good morning.

13 COMMISSIONER HOWARD: Good morning.

14 LIEUTENANT BIELAWSKI: Missouri State Highway
15 Patrol investigators conducted the relicensing
16 investigation of two supplier companies currently
17 licensed in Missouri.

18 These investigations consisted of
19 jurisdictional inquiries, feedback from affected gaming
20 company clients, a review of disciplinary actions,
21 litigation and business credit profiles, as well as a
22 review of the key persons associated with each company.

23 The results of these investigations were
24 provided to the Missouri Gaming Commission staff for
25 their review and you possess comprehensive summary

1 reports before you which outline our investigative
2 findings for each company.

3 The following supplier companies are being
4 presented for your consideration.

5 First is BMM North America, Incorporated.

6 EXECUTIVE DIRECTOR STOTTLEMYRE: Staff
7 recommends approval of Resolution No. 14-068. Make that
8 069.

9 VICE CHAIRMAN JONES: A motion.

10 COMMISSIONER BRADLEY: A motion to approve
11 Resolution No. 14-069.

12 COMMISSIONER HOWARD: Second.

13 VICE CHAIRMAN JONES: Angie, call the roll.

14 MS. FRANKS: Commissioner Howard.

15 COMMISSIONER HOWARD: Approve.

16 MS. FRANKS: Commissioner Bradley.

17 COMMISSIONER BRADLEY: Approve.

18 MS. FRANKS: Vice Chairman Jones.

19 VICE CHAIRMAN JONES: Approve.

20 MS. FRANKS: By your vote you've adopted
21 Resolution No. 14-069.

22 LIEUTENANT BIELAWSKI: And the second is DEQ
23 Systems, Incorporated.

24 EXECUTIVE DIRECTOR STOTTLEMYRE: And staff's
25 recommendation is approval of Resolution No. 14-070.

1 VICE CHAIRMAN JONES: A motion, please.

2 COMMISSIONER HOWARD: I move for approval of
3 Resolution No. 14-070.

4 COMMISSIONER BRADLEY: Second.

5 VICE CHAIRMAN JONES: Call the roll, please,
6 Angie.

7 MS. FRANKS: Commissioner Howard.

8 COMMISSIONER HOWARD: Approve.

9 MS. FRANKS: Commissioner Bradley.

10 COMMISSIONER BRADLEY: Approve.

11 MS. FRANKS: Vice Chairman Jones.

12 VICE CHAIRMAN JONES: Approve.

13 MS. FRANKS: By your vote you've adopted
14 Resolution No. 14-070.

15 EXECUTIVE DIRECTOR STOTTLEMYRE: The next
16 item is Consideration of Certain Level I and Key
17 Applicants, and Lieutenant Bielawski will present.

18 LIEUTENANT BIELAWSKI: Mr. Vice Chairman and
19 Commissioners.

20 Missouri State Highway Patrol investigators,
21 along with Gaming Commission financial investigators,
22 conducted comprehensive background investigations on
23 multiple key and Level I applicants.

24 The investigations included but were not
25 limited to criminal, financial and general character

1 inquiries which were made in the jurisdictions where the
2 applicants lived, worked and frequented.

3 The following individuals are being presented
4 for your consideration: Michelle L. Sticka, Director of
5 Internal Audit, Affinity Gaming; Tony Allen Wilmot,
6 Director of Security, Ameristar Casino Kansas City;
7 Gerad S. Hardy, Assistant General Manager, Ameristar
8 Casino St. Charles; Renato Ascoli, General Manager,
9 GTECH, S.p.A; and Geno A. Palumbo, Director of
10 Information Technology, Lumiere Place Casino.

11 The results of these investigations were
12 provided to the Gaming Commission staff for their review
13 and you have all related summary reports before you.

14 EXECUTIVE DIRECTOR STOTTLEMYRE: The staff
15 recommends approval of Resolution No. 14-071.

16 VICE CHAIRMAN JONES: Do we have a motion,
17 please?

18 COMMISSIONER HOWARD: Move for approval of
19 Resolution No. 14-071.

20 COMMISSIONER BRADLEY: Second.

21 VICE CHAIRMAN JONES: Angie, call the roll.

22 MS. FRANKS: Commissioner Howard.

23 COMMISSIONER HOWARD: Approve.

24 MS. FRANKS: Commissioner Bradley.

25 COMMISSIONER BRADLEY: Approve.

1 MS. FRANKS: Vice Chairman Jones.

2 VICE CHAIRMAN JONES: Approve.

3 MS. FRANKS: By your vote you've adopted
4 Resolution No. 14-071.

5 EXECUTIVE DIRECTOR STOTTLEMYRE: Mr. Vice
6 Chairman, the next item on the agenda is Consideration
7 of Waiver of Institutional Investors. Ms. Martha LeMond
8 will present.

9 MS. LEMOND: Good morning, Vice Chairman and
10 Commissioners. How are you this morning?

11 VICE CHAIRMAN JONES: Good morning.

12 COMMISSIONER HOWARD: Good morning, Martha.

13 MS. LEMOND: Behind Tab V is a resolution
14 regarding a waiver of license for institutional
15 investors holding and/or requesting to hold publicly
16 traded interests of up to 20 percent in gaming license.

17 The investor has submitted a request for a
18 waiver to hold interest in a Missouri licensee in
19 compliance with CSR 45-4.

20 The submitted waiver request certifies the
21 holding is for institutional investment purposes only,
22 with no intent to be involved in the management or
23 operation of the licensee, because the holdings may
24 exceed the 10 percent threshold, for which the executive
25 director may grant a waiver.

1 This resolution is before the Commission
2 today. Resolution No. 14-072 is for Sumitomo Mitsui
3 Trust Holdings, Inc.

4 Any questions?

5 Thank you.

6 VICE CHAIRMAN JONES: Do we have a motion?

7 COMMISSIONER BRADLEY: I make a motion to
8 approve Resolution No. 14-072.

9 COMMISSIONER HOWARD: Second.

10 VICE CHAIRMAN JONES: Angie, call the roll,
11 please.

12 MS. FRANKS: Commissioner Howard.

13 COMMISSIONER HOWARD: Approve.

14 MS. FRANKS: Commissioner Bradley.

15 COMMISSIONER BRADLEY: Approve.

16 MS. FRANKS: Vice Chairman Jones.

17 VICE CHAIRMAN JONES: Approve.

18 MS. FRANKS: By your vote you have adopted
19 Resolution No. 14-072.

20 EXECUTIVE DIRECTOR STOTTLEMYRE: Mr. Vice
21 Chairman, the next item is Consideration of Bingo
22 Settlement Agreement. Ed Grewach will present.

23 MR. GREWACH: Thank you.

24 Under Tab W we have a resolution to approve a
25 settlement agreement with Little Guys Baseball Club,

1 which is a bingo licensee.

2 This disciplinary action arises out of the
3 activity of an individual named Travis Zurecki (phonetic
4 sp.). Mr. Zurecki is an employee of All American Bingo,
5 who is a license supplier.

6 As an employee of a license supplier he's not
7 permitted to participate in any bingo operation. In
8 response to a complaint we received we conducted a
9 covert investigation of the bingo licensee's activity
10 event on August 7th, 2013 and observed at that time
11 Mr. Zurecki selling pull tabs.

12 In addition to his status as an employee of
13 the license supplier, he was not on the bingo worker
14 list, which is a separate violation.

15 After the violation discussions obviously
16 took place between us and the bingo licensee, and the
17 settlement agreement was reached subject to Commission
18 approval of the seven-day suspension for the specific
19 dates of December 18th, 2014 to December 25th, 2014.

20 VICE CHAIRMAN JONES: Any comments from the
21 Commissioners?

22 Was there any significance to those dates?

23 MR. GREWACH: Well, they were dates suggested
24 by the licensee. I don't really know, but since they
25 were their suggestion, we suspect that they were

1 planning limited activity during that specific --

2 COMMISSIONER HOWARD: Especially Christmas
3 Day.

4 VICE CHAIRMAN JONES: Right before Christmas.

5 COMMISSIONER HOWARD: I would suspect that
6 Christmas Day is not a big hopping day at the bingo
7 hall.

8 VICE CHAIRMAN JONES: That entire week.

9 MR. GREWACH: I would assume not.

10 VICE CHAIRMAN JONES: Any other comments?
11 Can we have a motion, please?

12 COMMISSIONER HOWARD: I'll move for the
13 approval of Resolution No. 14-001-B.

14 COMMISSIONER BRADLEY: Second.

15 VICE CHAIRMAN JONES: Angie, call the roll,
16 please.

17 MS. FRANKS: Commissioner Howard.

18 COMMISSIONER HOWARD: Approve.

19 MS. FRANKS: Commissioner Bradley.

20 COMMISSIONER HOWARD: Approve.

21 MS. FRANKS: Vice Chairman Jones.

22 VICE CHAIRMAN JONES: Approve.

23 MS. FRANKS: By your vote you've adopted
24 Resolution No. 14-0001-B.

25 EXECUTIVE DIRECTOR STOTTLEMYRE: Mr. Vice

1 Chairman, the next item would be a motion to go into
2 closed.

3 VICE CHAIRMAN JONES: Can we get a motion?

4 COMMISSIONER HOWARD: You've done one. I
5 think it's my turn to move to go into closed meeting
6 under Sections 313.847, the Revised Statutes of
7 Missouri, for investigatory, proprietary and application
8 records and Section 610.021, Subsection 1, of the
9 Revised Statutes of Missouri, legal actions,
10 Subsection 3 and 13 for personnel, and Subsection 14 for
11 records protected from disclosure by law.

12 COMMISSIONER BRADLEY: Second.

13 VICE CHAIRMAN JONES: Angie, call the roll.

14 MS. FRANKS: Commissioner Howard.

15 COMMISSIONER HOWARD: Approve.

16 MS. FRANKS: Commissioner Bradley.

17 COMMISSIONER BRADLEY: Approve.

18 MS. FRANKS: Vice Chairman Jones.

19 VICE CHAIRMAN JONES: Approve.

20 WHEREIN, the meeting concluded at 11:34 a.m.

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CERTIFICATE OF REPORTER

I, Patricia A. Stewart, RMR, RPR, CCR, a
Certified Court Reporter in the State of Missouri, do
hereby certify that the testimony that appears in the
foregoing transcript was taken by me to the best of my
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in the outcome of the action.

Patricia A. Stewart

CCR No. 401

MISSOURI GAMING COMMISSION
Second Open Session Minutes
September 17, 2014

The Missouri Gaming Commission (the “Commission”) went into open session at approximately 12:11 p.m. on September 17, 2014, at the Commission’s Jefferson City office.

Staff presented Commissioners with a proposed list of 2015 Commission meeting dates for their consideration. No action or vote was taken.

Commissioner Howard moved to adjourn the open session meeting. Commissioner Bradley seconded the motion. After a roll call vote was taken, Howard – yes, Bradley – yes, and Jones – yes, the motion was unanimously approved.

The meeting ended at 12:15 p.m.