MISSOURI GAMING COMMISSION

MEETING
May 20, 2015
Missouri Gaming Commission
3417 Knipp Drive
Jefferson City, Missouri

Before:
Leland Shurin - Chairman
Diane Howard - Commissioner
Larry Hale - Commissioner
Thomas Neer - Commissioner
William Siebert - Executive Director
Angie Franks - Commission Staff

THE COURT REPORTER:
Jenna Petree
MIDWEST LITIGATION SERVICES
401 Locust Street
Columbia, MO 65201
573-449-0561
COMMISSIONER SHURIN: This meeting will be called to order of the Missouri Gaming Commission. Angie, please call the roll for a quorum.

MS. FRANKS: Commissioner Neer?

MR. NEER: Present.

MS. FRANKS: Commission Jamison? Commissioner Hale?

MR. HALE: Present.

MS. FRANKS: Commissioner Howard?

MS. HOWARD: Present.

MS. FRANKS: Chairman Shurin?

COMMISSIONER SHURIN: Present. This is a quorum of four of five. We need to consider the minutes from the April 28, 2015 meeting. The Chair will entertain a motion to approve the minutes.

MR. HALE: So moved.

MS. HOWARD: Seconded.

COMMISSIONER SHURIN: Any discussion? No discussion. Angie, please call the roll for a vote.

MS. FRANKS: Commissioner Neer?

MR. NEER: Approved.

MS. FRANKS: Commissioner Hale?

MR. HALE: Approved.

MS. FRANKS: Commissioner Howard?
MS. HOWARD: Approved.

MS. FRANKS: Chairman Shurin?

COMMISSIONER SHURIN: Approved.

MS. FRANKS: By your vote you have adopted the minutes of the April 28, 2015 meeting.

COMMISSIONER SHURIN: We want to now consider the April 29 meeting.

MS. HOWARD: We were busy in April. That was a long time ago, Chair.

COMMISSIONER SHURIN: You get old, you know.

Okay.

MS. HOWARD: We were on the road.

COMMISSIONER SHURIN: That was a great meeting. We very much thank the staff for setting that up. It was entertaining and very educational. We appreciate it very much. Okay. The Chair will entertain a motion to approve the minutes of the April 29, 2015 meeting.

MS. HOWARD: I move that we approve the minutes of our very nice visit to Saint Charles on the 29th of April. We thank the folks in Saint Charles for hosting us.

MR. NEER: Second.

COMMISSIONER SHURIN: Any discussion? That being done, Angie, please call the roll for a vote.

MS. FRANKS: Commissioner Neer?
MR. NEER: Approved.

MS. FRANKS: Commissioner Hale?

MR. HALE: Approved.

MS. FRANKS: Commissioner Howard?

MS. HOWARD: Approved.

MS. FRANKS: Chairman Shurin?

COMMISSIONER SHURIN: Approved.

MS. FRANKS: By your vote you have adopted the minutes of the April 29, 2015 meeting.

MR. SIEBERT: Mr. Chair, the first order of business is the consideration of disciplinary action, which Mr. Ed Grewach will present.

MR. GREWACH: Thank you, Chairman and Commissioners.

MS. HOWARD: Good morning, Ed.

MR. GREWACH: How are you? Under Tab C we have a preliminary order of discipline directed to Bally Technologies, Incorporated. Our Rule 45-5.237 requires that software be approved for use prior to it being shipped into the state of Missouri. On December 24, 2014, Bally shipped one piece of electronic gaming device software to Harrah's in North Kansas City. It was discovered during the software verification process by one of our employees that this particular piece of software was not approved by the Missouri Gaming Commission for use in Missouri. The
recommended fine is $5,000.00.

COMMISSIONER SHURIN: Are there any questions on this matter? Is there any discussion? I note that there were it looks like prior violations or -- on this and it looks to me like previously there have been three or four involving Bally -- Bally Technologies, Inc. and I'm wondering about the -- it looks like in January of 2013 there was a penalty of $10,000.00 and this time the staff recommends a $5,000.00; is that correct?

MR. GREWACH: That's correct. When you look at those recommendations, there are times that we consider the more recent priors, how many they have had in a recent timeframe. And I believe you'll see that the last Bally violation that resulted in a fine was in April of 2013. So prior to that January '13, $10,000.00 fine, we looked at the priors up to that point in time. Every case of course has its particular circumstances that vary and in this particular case, it was just a script in their software that didn't catch this. This was a piece of software that was approved for use in other jurisdictions, but not in Missouri. It had been submitted for testing in Missouri but had been withdrawn. So upon discovering that, Bally then fixed their software to ensure this problem wouldn't occur, this specific problem wouldn't occur in the future. That they would miss a piece of software that happened to
be approved other states, but not in Missouri. So that
came into play and the recommendation of the fine, relative
to a prior fine. Now, I can also say when you look at a
fine of a company as large as Bally who ships thousands of
pieces of software per year into this state. You know, if
Bally was here speaking they would say look at our error
rate. Our success rate is 99.9 percent and we make this
one mistake. So we consider that too. The volume, how the
error relates to the volume that they ship and all that
comes into consideration when we look at staff
recommendation for a fine.

COMMISSIONER SHURIN: Have we are approved
this software since then?

MR. GREWACH: I would probably call on Todd
Nelson our electronic gaming device manager to answer that
question.

MR. NELSON: Good morning. This particular
software had a bug to where if you went into it, something
would not be displayed to a patron. You had to have
access to the door. They corrected the software. I cannot
speak to whether this particular version was reinstalled,
but I can definitely follow up on that one.

COMMISSIONER SHURIN: Okay. Thank you. Any
other questions, comments?

MS. HOWARD: Well, I noted for you, Ed, that I
think the 2000 -- the last discipline I think was regarding
an incident I think two years before this. I think the
record indicated. So it appeared that they had gone a
couple of years without having any issues with having any
unapproved software problems. We don't seem to be having
these problems as frequently. When I first came on board,
we seem to be having these with a lot of frequency but we
don't seem to be having them as much.

MR. GREWACH: We have seen that trend as well.
I think when we were looking, for example, at one of our
other suppliers renewal a month or two back, you know, we
are tracking how much they had improved in the number of
violations as years went on, how much that number had been
reduced. And I can say I think that's an accurate
statement, Commissioner Howard, that I think the companies
are getting better at tying this down to where they are
catching the unapproved or revoked software prior to
shipping.

MS. HOWARD: It seems to be similar to the
underage individuals coming into the casinos. Something
that was -- several years ago -- was with great frequency
and at that time the message got out and we see it with
infrequency even though we used to hear it based on our
numbers. We don't really care about numbers; one is too
many. We really see relatively few. And if you look at
this and you see 2013, 2013, 2013, 2013 but we are not seeing as many now. So, I guess I think I can manage that maybe your people in getting the message out when you're talking to the folks. These things are approved or disapproved for a reason.

COMMISSIONER SHURIN: Okay. Is there any further questions? Any discussion? Angie, please call the roll for a vote. We don't have a motion. Is there a motion to approve the staff recommendation?

MR. HALE: So moved.

MR. NEER: Second.

COMMISSIONER SHURIN: Angie, please call the roll.

MS. FRANKS: Commissioner Neer?

MR. NEER: Approved.

MS. FRANKS: Commissioner Hale?

MR. HALE: Approved.

MS. FRANKS: Commissioner Howard?

MS. HOWARD: Approved.

MS. FRANKS: Chairman Shurin?

COMMISSIONER SHURIN: Approved

MS. FRANKS: By your vote you have adopted DC-15-165.

MR. GREWACH: Under Tab D we have a preliminary order of discipline directed to Mark Twain
Casino. Our Rule 45-8.040 requires casinos to keep certain records with their electronic gaming devices. We also have a Minimum Internal Control Standard S8.04, which requires that their systems have redundancy built in to prevent any loss of data. On June 20, 2014 the casino experienced problems with tickets that were generated by electronic gaming devices that could not be found in their system. They called Bally Technologies, their vendor of their particular system, and found that the problem arose because the system was not properly configured. What the situation was is they have two servers for the slot accounting system and every two weeks they switch from one to the other and there should be set-up in a way that the server that's not being used currently is copying everything off of the server in use, so that when they switch over there is no loss of data. Because of this incorrect configuration, when they did the switch over, that didn't occur. And as a matter of fact they lost 14 days of system data. Now, pursuant to separate requirements, we also require that casinos do keep a hard copy of backups of the data that is gathered by the system. And in Cape Girardeau's case, they kept those on tapes and they were able to restore most of the 14 days of data off of those tapes. However, in the process of the problem, they completely lost 55 minutes of data for June the 19, 2014. Staff in this case recommended
a $5,000.00 fine. In response, the casino did not dispute the violation, however directed us to and asked us to review documents they had provided to us in response to request for production of documents that we had given them in the course of the investigation. The Staff Discipline Review Board reviewed those and voted to continue its recommendation of a $5,000.00 fine.

COMMISSIONER SHURIN: Okay. And are there any questions?

MR. HALE: Has this entity taken steps to improve its back-up capability so if there is a system failure in the future, they have sufficient back-up capabilities to restore all the data?

MR. GREWACH: They -- let me say first, this isn't a direct answer to your question, but they have fixed this problem and the problem wasn't with their tape back-up. It's that for those 55 minutes, because of the misconfiguration, the backup gets its information from the server. And because of the misconfiguration there were 55 minutes where the server wasn't conveying the information to the backup system. So it wasn't fault of the backup system, it was just the malfunction of the server and the configuration of it. So the backup system worked as it was designed but just didn't receive this 55 minutes worth of data.
MR. HALE: So then the problem with the server has been completed?

MR. GREWACH: Correct. And that has been corrected.

MR. NEER: What was the general nature of the data that was lost?

MR. GREWACH: The data that was lost would be revenue data, drops, how much money is taken out, meters, employee accounts, parameters, passwords; all data that relates to the operation of the electronic gaming device.

MR. NEER: You said some of that was retrieved or it's all gone?

MR. GREWACH: Everything was retrieved except for that 55 minutes. And for that 55 minutes what they had to do from a tax standpoint was they just went ahead and went by the drops because they have a separate record of how much money is taken out of the slot machines. So they were able to track the revenue for that 55 minutes. What we would never have if we had to go back and prove let's say who entered the machine a certain time or, you know, if there is some issue of how a meter operated; we wouldn't have access to that data for that 55 minute time period. But we were able to recreate the amount of money the revenue generated by the machine for tax purposes.

MS. HOWARD: And we want to be sure our record
is clear. You said Cape Girardeau and I think you meant
Mark Twain. Cape Girardeau is our next agenda.

MR. GREWACH: I am getting ahead of myself. I apologize.

MS. HOWARD: We are getting a little ahead of ourselves. I just don't want to have to correct that when we have our minutes for next month. We may not be able to recall that a month from now.

MR. GREWACH: Thank you very much.

COMMISSIONER SHURIN: Any further questions?

MR. GREWACH: Should the personnel hear from Cape Girardeau and staff?

MS. HOWARD: They are still snoozing from the big Chamber of Commerce event last night. I know I was there, so they didn't even catch it.

COMMISSIONER SHURIN: Is there a motion to approve DC-15-166?

MR. NEER: Motion to approve.

MR. HALE: Second.

COMMISSIONER SHURIN: Any discussion on that motion? Hearing none; Angie, please call the roll for a vote.

MS. FRANKS: Commissioner Neer?

MR. NEER: Approved.

MS. FRANKS: Commissioner Hale?
MR. HALE: Approved.

MS. FRANKS: Commissioner Howard?

MS. HOWARD: Approved.

MS. FRANKS: Chairman Shurin?

COMMISSIONER SHURIN: Approved.

MS. FRANKS: By your vote you have adopted DC-15-166.

MR. GREWACH: Tab E we have a preliminary order of discipline against Isle of Capri, Cape Girardeau. On July 14, 2014 the casino reported to us that a poker dealer had not been collecting the rake and bad beat as required. Now, as background on a casino floor, most of the games are games in which the patron plays against the casino and the casino's revenue comes from the revenue patrons lose. Now, poker is different in that the players play against each other. And at the end of each pot, the dealer is required to take out a preset specific amount from the pot and that's what called the rake. And that is where the casino revenue and the revenue that we tax comes from out of a poker game. Now, the bad beat is a separate betting pool, which is also taken out of certain rakes according to preset rule. And what the bad beat is, is a wager where if you have a very good hand but still lose the pot, then that kicks in the bad beat payout. Now, all that's defined by their rules, you know, what qualifies
for a bad beat payout, what hand you could have that's good
enough to qualify but you still lose. For example, if I'm
playing poker and I have a full house, three aces and two
tens, but someone else at the table has four twos and I
lose; that's the kind of hand that would very possibly,
according to the rules, generate a payout of this bad beat
pot. And the bad beat pot is taken out of every pot that's
taken out. The bad beat amount grows and it's posted at
the table what that is and then they have rules about who
gets it when it is what it is and won. So those were the
two things that this particular dealer was not collecting.
There was some statements made by the dealer that she had
been failing to take out these two items from pots for some
time period. The only surveillance that we had available
to us was from the time period of July the 2nd to July the
14th. We reviewed that surveillance and we found 232
incidents where the dealer either did not take out the rake
or bad beat or both. Total rake not collected amounted to
$675.00 and the total bad beat amounted to $231.00. There
were three particular supervisors who were present at the
table the majority of the times that that occurred. And as
a matter of fact, 51 of those times the supervisor was
standing directly at the table when the dealer failed to
take the proper amounts out. And in most of those
occasions, there was only one poker table open at the time
of the incidents of the dealer's failure to take out those
amounts. We view it as a lack of supervision and the Staff
Discipline Review board recommended a fine of $10,000.00.

COMMISSIONER SHURIN: Are there any questions?

Ed, does each casino set up its own bad beat payment?

MR. GREWACH: Yes, they do. They each have
rules and submit internal controls to us as well as to what
does qualify. And to get a little bit more technical, they
might even have primary bad beat and secondary bad beat and
tertiary bad beat pots, but it's all set according to a
formula as to what's collected, what's funded, and how it's
paid for.

COMMISSIONER SHURIN: I always thought a bad
beat was in part where someone basically bet on a bad hand
and won and beat a hand that was good. Am I wrong on that?

MR. GREWACH: Well, you know, let's go back to
the example I gave. You know, let's just say that I have
the full house and I have three aces over tens. I'm
playing Texas Hold 'em'. So I have got my two cards down
and they are both aces. And I look at the cards that are
face up on the table, none of them -- well, only one of
them is an ace. So I'm thinking I'm in pretty good shape
here. I don't know that this player sitting to my left has
two 2's and there is also two 2's showing. I don't think
anything of those two 2's showing, what do they amount to.
But there is a case where, you know, the player isn't necessarily betting on a bad hand but nobody at the table could look at that. Sitting there at the table, the person with the two aces would think I have got a winner here. I'm going to go all in. I'm going to bet maximum amount. I'm going to bet everything I have on this. Only to be surprised to find out that somebody has these two 2's to make a four-of-a-kind out of the two 2's on the table. That's more my rough understanding of how that would come about.

COMMISSIONER SHURIN: Mine would be that the person that bet on the two 2's down not having any twos in their hand, and then drawing those at the last two draws. But, I guess whatever their own rules are is fine with me, as long as you all approve. Okay. Any further discussion on this or questions? Chair will entertain a motion to approve DC-15-167.

MS. HOWARD: So moved.

MR. HALE: Second.

COMMISSIONER SHURIN: Angie, please call the roll for a vote.

MS. FRANKS: Commissioner Neer?

MR. NEER: Approved.

MS. FRANKS: Commissioner Hale?

MR. HALE: Approved.
MS. FRANKS: Commissioner Howard?

MS. HOWARD: Approved.

MS. FRANKS: Chairman Shurin?

COMMISSIONER SHURIN: Approved.


MR. GREWACH: Under Tab F we have a preliminary order of discipline directed to Isle of Capri Boonville. There was a minor on the casino floor on January 10, 2015. So a 20-year old female who had her own Oklahoma driver's license, she entered at the turnstiles, security officer looked at the ID, ran it through the scanner but failed to notice that both the scanner and the ID itself said that the person was under 21. As a matter of fact the ID itself had in a red box, "Under 21 until March 20, 2015." After she entered the casino, there were four other casino employees who encountered her and did not check the ID. She was on the floor for one hour, gambled and did not consume any alcoholic beverages. The recommended fine is $5,000.00.

COMMISSIONER SHURIN: Are there any questions on this? Is there a motion it approve DC-15-168?

MR. NEER: Motion to approve.

MR. HALE: Second.

COMMISSIONER SHURIN: Any discussion on that?
Please call the roll for a vote.

MS. FRANKS: Commissioner Neer?

MR. NEER: Approved.

MS. FRANKS: Commissioner Hale?

MR. HALE: Approved.

MS. FRANKS: Commissioner Howard?

MS. HOWARD: Approved.

MS. FRANKS: Chairman Shurin?

COMMISSIONER SHURIN: Approved.

MS. FRANKS: By your vote you have adopted DC-15-168.

MR. GREWACH: Thank you.

MR. SEIBERT: Mr. Chairman, the next order of business is the consideration of relicensure of certain suppliers and Sergeant Brian Holcomb will present.

MR. HOLCOMB: Mr. Chairman, Commissioners: behind Tabs G and H would will notice two supplier companies being presented for relicensure.

Highway Patrol and MGC financial investigators conducted relicensing investigations consisting of jurisdictional inquiries, feedback from affected gaming company clients, an examination of disciplinary actions, litigation and business credit profiles, as well as a review of key persons associated with each company.

Investigative summaries were provided to the MGC staff for
review and investigators are present to answer any
questions you might have.

The first company being presented is IGT,
located in Las Vegas, Nevada. IGT is a global gaming
company specializing in the design, manufacture and
marketing of electronic gaming equipment and systems products.

MR. HALE: If I might just, Mr. Chairman, when
I reviewed the material I had some concern associated --
this is more for the benefit of the Commissioners than for
anything else. I had some concern about the number of
violations during the reporting period by IGT. I did
mention that to Ed prior to this meeting and Ed was kind
enough to share with me the motion that this is a large, I
guess supplier of gaming equipment doing a tremendous
amount of business. It was my understanding from Ed that
this is not in the grand scheme of things an enormous
problem given the volume of material that they move. Would
that be fair evidence?

MR. GREWACH: That would, Commissioner Hale.

The company's large multi-nation corporation is licensed in
a hundred different countries and probably a couple hundred
jurisdictions here in the United States. I don't have
their gross sales. I think that last time I checked they
probably had gross sales of 2 billion. Again, don't hold
me to that because that's a figure I looked at some years
ago. But that's just to give you an idea of the volume of the shipping. In any of these cases if you looked at from the supplier's perspective, they would say you are disciplining us. Let's take for example this prior case with Bally for shipping that was unapproved or revoked software. But they are saying we have a 99.9 percent success rate and I think that's really more of what you'll see here today with the volume of their violations don't concern us as a staff given what we know about the volume of business and what the company does.

COMMISSIONER SHURIN: Thank you for raising that Commissioner Hale. That was a concern and I appreciate all your comments, Ed, and Sergeant.

MS. HOWARD: I'm assuming the same as far as pending litigation. A company of this size is going to be involved in litigation.

MR. GREWACH: They are. Again, given the same volume that they do and they have 13,000 employees. So it's just a company that is going to occasionally get involved in litigation. And once again from a staff perspective, none of the cases presented caused us any concern.

MS. HOWARD: I see that, you know, some of it is mechanic liens and things like that we have no concern about. But others, you know, interesting where I see some
litigation against it for disgruntled players that
didn't -- weren't successful with winning or jackpots or
whatever I guess that kind of litigation is filed.

MR. HOLCOMB:

MR. GREWACH: Yes.

MS. HOWARD: And I guess when it's filed,
everyone gets it; the gaming facility, the manufacturers of
the equipment, maybe even sometimes Gaming Commissions.

MR. GREWACH: That has happened on occasion.

MS. HOWARD: Heaven forbid.

COMMISSIONER SHURIN: That's a material
thought.

MR. SEIBERT: Mr. Chairman, after much
discussion on this case, the staff does recommend approval.

COMMISSIONER SHURIN: Thank you. Is there a
motion to approve Resolution 15-039.

MR. HALE: So moved.

MR. NEER: Second.

COMMISSIONER SHURIN: Any further discussion
on that? No further discussion. Angie, please call the
roll.

MS. FRANKS: Commissioner Neer?

MR. NEER: Approved.

MS. FRANKS: Commissioner Hale?

MR. HALE: Approved.
MS. FRANKS: Commissioner Howard?

MS. HOWARD: Approved.

MS. FRANKS: Chairman Shurin?

COMMISSIONER SHURIN: Approved.

MS. FRANKS: By your vote you have adopted Resolution No. 15-039.

MR. HOLCOMB: The second company is JCM American Corporation located in Las Vegas, Nevada. JCM American Corporation is a manufacturer and distributor of currency handling equipment, as well as a distributor of thermal printers and monitors.

MR. SEIBERT: The staff does recommend approval on this also.

MS. HOWARD: This one seemed easy, a printing company.

COMMISSIONER SHURIN: Any questions? Seeing none. Is there a motion to approve Resolution 15-040?

MS. HOWARD: So moved.

MR. HALE: Second.

COMMISSIONER SHURIN: Any discussion on that motion? There being none; Angie, please call the roll for a vote.

MS. FRANKS: Commissioner Neer?

MR. NEER: Approved.

MS. FRANKS: Commissioner Hale?
MR. HALE: Approved.

MS. FRANKS: Commissioner Howard?

MS. HOWARD: Approved.

MS. FRANKS: Chairman Shurin?

COMMISSIONER SHURIN: Approved.

MS. FRANKS: By your vote you have adopted Resolution No. 15-040.

COMMISSIONER SHURIN: Thank you, Sergeant.

MR. HOLCOMB: Thank you.

MR. SEIBERT: Mr. Chairman, the next item is consideration of licensure of Level I and key applicants. Sergeant Mike Finnegan will present.

MR. FINNEGAN: Mr. Chairman and Commissioners:

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

The investigations included, but were not limited to, criminal, financial and general character inquiries, which were made in the jurisdiction where the applicants lived, worked and frequented.

The following individuals are being presented for your consideration: Joseph M. DeRosa, general manager Affinity Gaming; Atul Sancheit, group manager, BMM Testlabs; David Hayes, Surveillance manager, Isle of Capri,
Cape Girardeau.

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

MR. SEIBERT: Staff recommends approval on those three.

COMMISSIONER SHURIN: Does staff recommend approval of all three; is that correct?

MR. SEIBERT: Yes.

COMMISSIONER SHURIN: Are there any questions or comments in regard to Resolution 15-041? Is there a motion to approve Resolution No. 15-041?

MR. HALE: Motion to approve.

MS. HOWARD: Second.

COMMISSIONER SHURIN: Any discussion on the motion? There being none; Angie, please call the roll for a vote.

MS. FRANKS: Commissioner Neer?

MR. NEER: Approved.

MS. FRANKS: Commissioner Hale?

MR. HALE: Approved.

MS. FRANKS: Commissioner Howard?

MS. HOWARD: Approved.

MS. FRANKS: Chairman Shurin?
COMMISSIONER SHURIN: Approved.

MS. FRANKS: By your vote you have adopted Resolution No. 15-041.

MR. SEIBERT: Commissioners, Chairman, the next item is waiver of institutional investor and Ms. Martha LeMond will present.

MS. LEMOND: Good morning, Mr. Chairman and Commissioners. Behind Tab J is a resolution regarding a request for a waiver of licensure for institutional investors holding and/or requesting to hold publicly-traded interest of up to 20 percent in gaming licensees.

This investor has submitted a request for a waiver to hold interests in a Missouri Licensee, in compliance with 11CSR 45-4. The submitted waiver request certifies the holding is for institutional investment purposes only, with no intent to be involved in the management or operation of the licensee.

Because the holdings made exceed the 10 percent threshold for which the executive director may grant a waiver, this resolution is before the Commission today.

Resolution No. 15-042 is for Plymouth Lane Capital Management, LLC.

I'd be happy to answer any questions.

COMMISSIONER SHURIN: Are there any questions?
Is there a motion to approve Resolution 15-042?

MR. HALE: So moved.

MR. NEER: Second.

COMMISSIONER SHURIN: Any discussion on that motion? There being none; Angie, please call the roll for a vote.

MS. FRANKS: Commissioner Neer?

MR. NEER: Approved.

MS. FRANKS: Commissioner Hale?

MR. HALE: Approved.

MS. FRANKS: Commissioner Howard?

MS. HOWARD: Approved.

MS. FRANKS: Chairman Shurin?

COMMISSIONER SHURIN: Approved.

MS. FRANKS: By your vote you have adopted Resolution No. 15-4042.

COMMISSIONER SHURIN: Next issue is a motion for closed meeting. Commissioner Howard, would you do the honor?

MS. HOWARD: I would be willing to do the honors. I move that we make a motion to go into the closed session pursuant to Sections 313.842 Revised Statutes of Missouri for Investigatory, Proprietary and Application Records; and Section 610.021(1) of Revised Statutes of Missouri for Legal Actions, and (3) and (13) for Personnel
Matters, and (14) for Records Protected from Disclosure by Law.

COMMISSIONER SHURIN: I hear a second on that?
MR. HALE: I will second.
COMMISSIONER SHURIN: Angie, please call the roll for the vote.

MS. FRANKS: Commissioner Neer?
MR. NEER: Approved.
MS. FRANKS: Commissioner Hale?
MR. HALE: Approved.
MS. FRANKS: Commissioner Howard?
MS. HOWARD: Approved.
MS. FRANKS: Chairman Shurin?
COMMISSIONER SHURIN: Approved.
MS. FRANKS: Your vote you have adopted Resolution -- I'm sorry -- meeting is adjourned.

(Meeting concluded at 10:33 a.m.)
CERTIFICATE OF REPORTER

STATE OF MISSOURI )
     ) ss.
COUNTY OF COLE )

I, Jenna Petree, Certified Court Reporter, do hereby certify that the witness whose testimony appears in the foregoing deposition was duly sworn by me; that the testimony of said witness was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken, and further that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

Certified Court Reporter
The Missouri Gaming Commission (the “Commission”) went into open session at approximately 11:03 a.m. on May 20, 2015, at the Missouri Gaming Commission’s Jefferson City office.

Commissioner Hale moved to adjourn the open session meeting. Commissioner Neer seconded the motion. After a roll call vote was taken: Neer—yes; Hale—yes; Howard—yes; Shurin—yes, the motion passed unanimously.

The meeting ended at 11:05 a.m.