

**INDIANA GAMING COMMISSION
TELEPHONIC BUSINESS MEETING**

MINUTES AMENDED AUGUST 23, 2001¹

10:30 a.m. August ~~22~~ **21**, 2000
115 West Washington St., Ste. 950, South Tower
Indianapolis, IN 46204

Present: Commission member Richard Darko; participating by phone: Donald R. Vowels, Chair; Ann Bochnowski, Vice-Chair, Dr. Ross, David Carlton, and Bob Swan. Thomas Milcarek was not present. Staff: Jack Thar, Billy Hamilton, Cynthia Dean, Michelle Marsden, Jennifer Arnold, Jennifer Chelf, John Krause, Rhonda Dalton, Cpt. Sherry Beck, Sgt. Steve Banks, and members of the public.

Call to Order and Roll Call

Chairman Donald Vowels called the meeting to order at approximately 10:35 a.m. (local time). A quorum was present.

Approval of the Minutes

Upon motion by Ann Bochnowski, second by David Carlton, the minutes of the June 14, 2000 business meeting were unanimously approved.

Report of the Executive Director

Recently, a preliminary finding was issued by the Illinois Gaming Board, which found Jack Binion unsuitable for licensure as a key person in the State of Illinois. This finding has prompted IGC staff to review the prior IGC investigation relating to Mr. Binion and the findings of the Illinois Gaming Board. Executive Director Thar recommended that the Commission discuss procedural guidelines at the next meeting. The Commissioners were in agreement with this recommendation. John Wolf, President of the Indiana Coalition Against Legalized Gambling, has initiated a call-in campaign to "urge the Indiana Gaming Commission to listen to what the public has to say and vote according to public sentiment and find that Jack Binion is not suitable for licensure in the State of Indiana". As a result, a few phone calls have been received.

¹ *This style type* is used to indicate text that has been added within these minutes; ~~this style type~~ is used to indicate text that has been removed. The sole amendment made to these minutes on August 23, 2001 is the correction of the date of the meeting on page 1.

The Miss Belterra sustained extensive damage as a result of a collision with a cement barge. As a result, the opening of the Belterra Casino and Resort has been delayed.

Harrah's is proposing to build a hotel in East Chicago. Harrah's inquired as to whether or not Commission approval was required. As the hotel was not a part of the original Economic Development Agreement, the Commissioners expressed that Commission approval was not required.

In the near future, Trump Casino will be submitting a request for financing.

1. Trump will be forming a new company with Majestic Star called Buffington Harbor Parking Associates to acquire acreage in order to build a parking garage at a cost of approximately \$39 M. In the interim Trump will need approximately \$5M available for the acquisition of the land.
2. Trump will be requesting permission for a bridge loan in the amount of \$5 M through a bank line of credit.

Trump has requested that Executive Director Thar waive the requirement of presenting the details of the bridge loan to the Commission and to present the entire financing package to the Commission instead. The bridge loan will be repaid from the financing package. Commissioner Swan, as well as the other commissioners agreed that Executive Director Thar should comply with the request.

Occupational License Matters

Arnesha Alexander EM-DEN-00-1

Arnesha Alexander applied for an occupational license, level 2 for employment with Empress Casino as a cage cashier. During her employment with Empress it was discovered that she had stolen \$300 from the casino in the course of performing her duties as a cage cashier.

Action: Upon motion by David Carlton, second by Robert Swan, and unanimous vote of those present, the Commission upheld the revocation of the temporary license and denied the application for an occupational license, level 2 submitted by Ms. Alexander.

Mary Donald TR-DEN-00-1

Mary Donald applied for an occupational license, level 3 for employment with Trump Casino as a cocktail server. During her employment with Trump it was discovered that Ms. Donald had stolen approximately \$10,233.00 from the casino in the course of performing her duties as a cocktail server.

Action: Upon motion by David Carlton, second by Robert Swan, and unanimous vote of those present, the Commission upheld the revocation of the temporary license and denied the application for an occupational license, level 3 submitted by Ms. Donald.

Clinton Sandlin

BC-DEN-00-1

Mr. Sandlin applied for an occupational license, level 2 for employment with Showboat Casino and eventually Harrah's. He worked as a dealer between 1996 and 1999 until he chose to resign from his position at Harrah's during an investigation into his creation and alteration of Harrah's playing records. Mr. Sandlin then worked for Blue Chip Casino until Commission staff revoked his temporary occupational license and denied his application for a permanent license due to the incident at Harrah's.

Action: Upon motion by Dr. Ross, second by Richard Darko, and unanimous vote of those present, the Commission upheld the revocation of the temporary license and denied the application for an occupational license, level 2 submitted by Mr. Sandlin.

Resolution 2000-28

A Resolution Concerning the Renewal of Suppliers' Licenses issued to Atronic Americas, LLC, The Bud Jones Company, GEMACO Playing Card Company, Kilmartin Industries, Inc., d/b/a Roger Williams Mint, Mikohn Gaming Corporation, Osborne Coinage Company, Paul-Son Gaming Supplies, Inc. Riverboat Services, Inc., and V.S.R. Lock, Inc.

Action: Upon motion by Ann Bochnowski, second by Dr. Ross, and unanimous vote of those present, the Commission granted the renewal of the suppliers' licenses issued to the above mentioned suppliers. The renewed suppliers' licenses will be valid for a period of one (1) year from the date of issuance.

Resolution 2000-29

A Resolution Concerning An Agreement to Transfer Ownership Interest in RSR, LLC by American Gaming and Entertainment, LTD. The resolution deals with the issue of American Gaming and Entertainment LTD selling its 24.5% membership interest in RSR back to RSR.

The original Proxy and Consent Agreement was executed in 1996 at the request of the Commission. The request was based upon the fact that companies under the name of Bennett Holding and Funding which had held a majority of the stock shares in American Gaming and Entertainment LTD went into bankruptcy due to fraudulent dealings on behalf of the Bennetts with regard to the operation of these companies. A copy of the original agreement was sent to each Commissioner. AGEL and the remaining members of RSR have come to an agreed upon price. Pat Daly, James Everett and Paul

Partridge have previous undergone background investigations. The other two remaining members, Eric C. Jackson and Charles Reisert, Jr., own 1%, therefore the background investigation requirement has been waived.

During the course of the transaction, Eric C. Jackson passed away. As a result, changes were made to the Resolution 2000-29 sent to the Commissioners. Executive Director Thar reviewed the changes made.

C. Joseph Russell, of Bose McKinney & Evans, LLP, representing the interests of American Gaming, was in attendance at the meeting. John Janicek, Mayer Brown and Platt, representing the interests of RSR was also in attendance.

Action: Upon motion by Robert Swan, second by Dr. Ross, and unanimous vote of those voting, the Commission granted the request for approval of the ability to transfer American Gaming and Entertainment, Ltd., 24.5% interest in RSR, LLC to RSR, LLC and waives the transfer of ownership procedures and attendant background investigations. Approval is contingent upon review and approval of the final documents by the Commission staff on or before August 31, 2000. Richard Darko abstained from voting on this resolution due to the fact that his law firm represents a party involved in this transaction.

Resolution 2000-30

A Resolution Concerning a Stock Purchase Agreement Executed by American Gaming & Entertainment, LTD.

Action: Upon motion by Robert Swan, second by Ann Bochnowski, and unanimous vote of those voting, the Commission granted the request for approval of the Stock Purchase Agreement between the Bennett Funding, Inc. et. Al., Shamrock Holdings Group, Inc., American Gaming & Entertainment, Ltd., John F. Fisbeck, David B. McLane and Carter M. Fortune. Approval is contingent upon review and approval of the final documents by the Commission staff on or before August 31, 2000. Richard Darko abstained from voting on this resolution due to the fact that his law firm represents a party involved in this transaction.

Next Meeting

The next business meeting of the Indiana Gaming Commission has been scheduled for Monday, September 18th at the offices of the Indiana Gaming Commission. The time will be announced at a later date.

Adjournment

Upon motion by Dr. Ross, second by Ann Bochnowski, and unanimous vote of those present, the meeting was adjourned.

Minutes

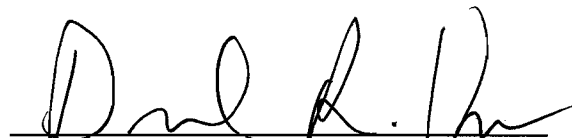
Rhonda Dalton, Executive Secretary of the Indiana Gaming Commission staff, prepared the August 21, 2000 minutes. A transcript is not available.

Respectfully submitted,



Rhonda K. Dalton

THE INDIANA GAMING COMMISSION:



Donald Vowels, Chair



Ann Bochnowski, Vice-Chair