

## **RESOLUTION 2005-36**

### **A RESOLUTION CONCERNING THE RENEWAL OF THE RIVERBOAT OWNER'S LICENSE HELD BY BLUE CHIP CASINO, LLC**

The Indiana Gaming Commission ("Commission") adopts the following resolution pursuant to the authority granted to it under IC 4-33 and pursuant to 68 IAC 1-2-6.

The following factors have been considered by the Commission:

1. The Commission issued a Riverboat Owner's License to Blue Chip Casino, Inc., received on August 19, 1997, with an effective date of August 22, 1997. Pursuant to Resolution 1999-36, adopted November 8, 1999, the Commission approved the request of Blue Chip Casino, Inc. to form a limited liability company to be known as Blue Chip Casino, LLC and transfer the Riverboat Owner's License to Blue Chip Casino, LLC ("Blue Chip"). Pursuant to Resolution 1999-38, adopted November 8, 1999, the Commission approved the application of Boyd Gaming Corporation to acquire the ownership interest of Blue Chip. On September 27, 2002, the Commission granted the renewal of Blue Chip's original five year Riverboat Owner's License. The license was renewed annually, with the most recent renewal granted on July 11, 2003, pursuant to Indiana Code section 4-33-6-12.
2. Pursuant to IC 4-33-6-12(b), a licensed owner shall undergo a complete investigation every three (3) years to determine that the licensed owner remains in compliance with IC 4-33. The three (3) year investigation coincides with Blue Chip's annual license renewal, which is due in August 2005.
3. The Commission has not completed the reinvestigation of the renewal of the Riverboat Owner's License issued to Blue Chip. Upon completion of the reinvestigation, the Commission intends to hold a public hearing, where Blue Chip will have an opportunity to make a presentation.
4. Blue Chip has submitted (a) the payment of a five thousand dollar (\$5,000) annual renewal fee and (b) a statement indicating its intent to continue the riverboat gambling operation more than thirty (30) days prior to the expiration of the license, and the Commission may make a preliminary finding that Blue Chip satisfies the conditions of Indiana Code 4-33.

**NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA GAMING COMMISSION, THAT THE FOLLOWING RESOLUTION IS ADOPTED:**

#### **SECTION 1: SCOPE**

This resolution applies to Blue Chip Casino, LLC.

#### **SECTION 2: DEFINITIONS**

The definitions set forth in IC 4-33-2 and 68 IAC apply to this resolution.

**SECTION 3: RENEWAL OF THE RIVERBOAT OWNER'S LICENSE HELD BY BLUE CHIP CASINO, LLC**

The Commission hereby makes a preliminary determination that the Riverboat Owner's License issued to Blue Chip Casino, LLC is hereby:

Renewed  
(RENEWED OR TERMINATED)

and will remain valid until the Commission reconvenes to hold a public hearing concerning the investigation of the Riverboat Owner's License held by Blue Chip Casino, LLC.

**SECTION 4: EFFECTIVE DATE**


This resolution is effective immediately.

**ADOPTED THIS THE 23<sup>rd</sup> DAY OF JUNE, 2005.**

THE INDIANA GAMING COMMISSION:

  
Harold Calloway, Chair

ATTEST:

  
Donald R. Vowels, Secretary