

SEP 19 2013

INDIANA GAMING COMMISSION

**INDIANA GAMING COMMISSION
BUSINESS MEETING**

June 27, 2013
Indiana Grand Casino
Marquee Room
Shelbyville, Indiana

Call to Order and Roll Call:

Chairman Matt Bell called the meeting to order at 1:05 p.m. local time. A quorum was present.

Present:

Commission members: Matt Bell, Chairman, Marc Fine, Vice Chairman, Tim Murphy, Robert Morgan and Susan Williams. Commission staff: Ernest Yelton, Jenny Reske, Joby Jerrells, David Johnson, Jeff Neuenschwander, Derek Young, Sara Tait, Robert Paugh, Larry Rollins, Danielle Leek, Kenny Rowan, Kesha Rich, Tami Timberman-Wright, Chris Gray, Christian Skordos, Richard Tenore, Tracy Estes and members of the public.

Approval of the Minutes:

Upon motion by Tim Murphy, second by Marc Fine, and unanimous vote of those present, the Commission approved the proposed minutes from the January 10, 2013 Business Meeting.

Upon motion by Marc Fine, second by Robert Morgan, and unanimous vote of those present, the Commission approved the proposed minutes from the March 21, 2013 Business Meeting.

Report of the Executive Director:

The Executive Director provided a staff update in the Legal Division by welcoming Richard Tenore and Christian Skordos from the Governor's Summer Intern program.

Reinvestigation Summary: Since the last business meeting, the Background and Financial Division has finished its reinvestigation of suppliers Konami, US Playing Card and Ainsworth Game Technology, LTD. Those reports were provided to the Commissioners, and Director Leek was present for any questions.

Exclusion List:

Executive Director Yelton reported that IGC staff has added sixteen individuals to the Exclusion List.

Of those sixteen individuals, six were placed on the exclusion list for past-posting, pinching, or capping bets while at an Indiana casino. Ten were placed on the exclusion list for taking illegal possession of a TITO, casino chips, or U.S. Currency in excess of approximately \$500 or making fraudulent cash withdrawals while at an Indiana casino.

For the year 2013, the IGC has placed forty patrons on the Exclusion List, bringing the total to 362 individuals who are barred from Indiana casinos and racinos.

Legislative Update:

1. Senate Enrolled Act 528
 - a. Provides for mobile gaming, approved by the Commission, at casinos and racinos.
 - b. Provides for a lower wagering tax rate of 5%, versus 15%, for casinos that have \$75M or less AGR.
 - c. Allows for casinos and racinos to deduct free play promotions from AGR. They can deduct \$2.5M in FY 13 and \$5M in FYs 14-16.
 - d. Requires the Commission to conduct a study on the free play deduction and present its findings and recommendations to the budget committee by November of 2015.
 - e. Creates a new LDA report to be submitted by political subdivisions.
2. House Enrolled Act 1176
 - a. Members of the Commission, Employees of IGC, and their spouses may not wager at casinos or racinos and if so, it's a Class A Misdemeanor.
 - b. Adds Gaming Control Officers and Gaming Agents to the definition of "law enforcement officers" and "police officers".
3. House Enrolled Act 1006
 - a. Persons under-21 that enter or attempt to enter a casino or racino commit a Class C Infraction versus a Class A Misdemeanor.

Waiver of Rules and Regulations:

Casino Association: Granted relief from the requirement that a photograph of the patron be attached to each Multiple Transaction Control Log ("MTL"). Only the casino members with automated MTL systems will be granted this waiver and these casinos will continue to capture a physical description of the patron on the MTL.

Members of the Casino Association were relieved from the requirement that the Slot Technician must complete the Machine Entry Authorization Log ("MEAL") when

entering a machine during the drop process. This waiver is granted only for the Slot Technician assigned to the drop team and only during the drop process.

Azta: Granted relief from canceling the Casino Azta sealed card and dice after the re-branding to Tropicana Evansville. The cards and dice will be given away as gifts or souvenirs.

It also received one-time waiver from the requirement that the front side of the identification badge worn by occupational licensees must bear the name and logo of the riverboat gambling operation. The casino also was granted relief from the requirement to fill out the Application of Position Change or Replacement Badge since the change affected the entire casino.

Belterra: Granted relief from the requirement that surveillance forward the photography for the MTL or CTR to the window cashier, pit boss, tables games shift manager or table games manager as well as the requirement that the window cashier, pitt boss, table games shift manager or table games manager sign the photograph; write the patron's name on the back of the photograph; and attach the photograph to the casino's copy of the CTR. The Surveillance Department will notify the appropriate department that the photo has been taken and the number assigned to it. Surveillance will fill out all the required information and at the end of the gaming day will forward all the photos and the log to the Compliance Department for the photo to be attached to the correct MTL or CTR.

Blue Chip: Granted relief from the requirement that a credit application be completed for safekeeping and front money deposits.

Majestic Star: Granted a one-time waiver for the pre-installment of approved themes onto server based gaming system. The verification of the themes will be completed by an IGC Agent and an IGC Agent will be present at the delivery of the server.

Old Business: No old business to report

New Business:

Commission Matters:

Resolution 2013-069

A Resolution Granting the Executive Director the Authority to Renew Racino Gambling Game Licenses

Action: Upon motion by Robert Morgan, second by Marc Fine, and unanimous vote of those present, the Commission adopted Resolution 2013-069, delegating authority for renewal of racino gambling game licenses by the Executive Director.

Voluntary Exclusion Program:

**Orders Concerning
The Voluntary Exclusion Program**

2013-070	2013-085
2013-071	2013-086
2013-072	2013-087
2013-073	2013-088
2013-074	2013-089
2013-075	2013-090
2013-076	2013-091
2013-077	2013-092
2013-078	2013-093
2013-079	2013-094
2013-080	2013-095
2013-081	2013-096
2013-082	2013-097
2013-083	2013-098
2013-084	

Order 2013-070 approved the remittance of winnings by VEP participant John Doe #39 in the amount of \$3,500.00. Ameristar Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-071 approved the remittance of winnings by VEP participant John Doe #40 in the amount of \$1,012.42. Ameristar Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-072 approved the remittance of winnings by VEP participant John Doe #41 in the amount of \$136.70. Ameristar Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-073 approved the remittance of winnings by VEP participant John Doe #42 in the amount of \$10,026.86. Ameristar Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-074 approved the remittance of winnings by VEP participant John Doe #43 in the amount of \$1,000.25. Ameristar Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-075 approved the remittance of winnings by VEP participant John Doe #44 in the amount of \$1,010.28. Ameristar Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-076 approved the remittance of winnings by VEP participant John Doe #45 in the amount of \$7,052.36. Belterra Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-077 approved the remittance of winnings by VEP participant John Doe #46 in the amount of \$0.24. Blue Chip Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-078 approved the remittance of winnings by VEP participant John Doe #47 in the amount of \$72.24. Blue Chip Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-079 approved the remittance of winnings by VEP participant John Doe #48 in the amount of \$245.00. Hollywood Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-080 approved the remittance of winnings by VEP participant John Doe #49 in the amount of \$1,204.67. Hollywood Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-081 approved the remittance of winnings by VEP participant John Doe #50 in the amount of \$1,010.50. Hollywood Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-082 approved the remittance of winnings by VEP participant John Doe #51 in the amount of \$312.50. Hoosier Park Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-083 approved the remittance of winnings by VEP participant John Doe #52 in the amount of \$1,713.75. Hoosier Park Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-084 approved the remittance of winnings by VEP participant John Doe #53 in the amount of \$46.20. Hoosier Park Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-085 approved the remittance of winnings by VEP participant John Doe #54 in the amount of \$1,270.00. Hoosier Park Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-086 approved the remittance of winnings by VEP participant John Doe #55 in the amount of \$1,534.50. Hoosier Park Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-087 approved the remittance of winnings by VEP participant John Doe #56 in the amount of \$1,227.00. Hoosier Park Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-088 approved the remittance of winnings by VEP participant John Doe #57 in the amount of \$101.00. Horseshoe Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-089 approved the remittance of winnings by VEP participant John Doe #58 in the amount of \$1,913.25. Horseshoe Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-090 approved the remittance of winnings by VEP participant John Doe #59 in the amount of \$5,000.00. Horseshoe Southern Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-091 approved the remittance of winnings by VEP participant John Doe #60 in the amount of \$1,120.00. Horseshoe Southern Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-092 approved the remittance of winnings by VEP participant John Doe #61 in the amount of \$1,050.27. Indiana Grand Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-093 approved the remittance of winnings by VEP participant John Doe #62 in the amount of \$0.46. Indiana Grand Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-094 approved the remittance of winnings by VEP participant John Doe #63 in the amount of \$1,273.20. Indiana Grand Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-095 approved the remittance of winnings by VEP participant John Doe #64 in the amount of \$174.00. Majestic Star Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-096 approved the remittance of winnings by VEP participant John Doe #65 in the amount of \$70.00. Majestic Star Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-097 approved the remittance of winnings by VEP participant John Doe #66 in the amount of \$115.00. Majestic Star Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Order 2013-098 approved the remittance of winnings by VEP participant John Doe #67 in the amount of \$105.00. Rising Star Casino withheld the winnings as required by Commission regulations and will remit the winnings on behalf of the patron.

Action: Upon motion by Tim Murphy, second by Robert Morgan, and unanimous vote of those present, the Commission approved orders 2013-070 through 2013-098.

Supplier's License Matters:

Order 2013-099

An Order of the Indiana Gaming Commission Concerning the Renewal of Supplier's Licenses

Action: Upon motion by Robert Morgan, second by Marc Fine, and unanimous vote of those present, the Commission granted renewal of the license of each of the following suppliers for a period of one year:

- 1) Ainsworth Game Technology Limited: valid June 17, 2013 to June 16, 2014
- 2) Global Cash Access, Inc.: valid June 2, 2013 to June 1, 2014
- 3) Konami Gaming, Inc.: valid May 29, 2013 to May 28, 2014
- 4) GTECH S.P.A.: valid June 17, 2013 to June 16, 2014
- 5) NRT Technology Corp.: valid June 23, 2013 to June 22, 2014
- 6) SHFL Entertainment: valid May 29, 2013 to May 28, 2014
- 7) The United States Playing Card Company: valid June 17, 2013 to June 16, 2014

Order 2013-100

An Order Waiving the Application of 68 IAC 5-1 to a Transfer of Ownership in Ainsworth Game Technology Limited

Action: Upon motion by Marc Fine, second by Tim Murphy, and unanimous vote of those present, the Commission approved waiving the application to a transfer of ownership in Ainsworth Game Technology Limited. This transaction involves the transfer of ownership from a licensed individual to an entity under the sole control of that licensed individual.

Occupational Licensees:

Order 2013-101

Approving the Settlement Agreement Between the Indiana Gaming Commission and William Nelson

Action: Upon motion by Robert Morgan, second by Marc Fine, and unanimous vote of those present, the Commission approved the settlement agreement between the Indiana Gaming Commission and William Nelson.

Disciplinary Actions:

Order 2013-102

An Order Ratifying the Previously Issued Order 2013-HO-06

Action: Upon motion by Marc Fine, second by Tim Murphy, and unanimous vote of those present, the Commission ratified the Executive Director's right to exercise the powers and duties of the Commission under IC 4-33-4-1, upon obtaining consent from one Commissioner.

Casinos:

Casino Financing:

Order 2013-103

An Order Ratifying the Previously Awarded Interim Waiver and Approval of the Debt Activity Proposed by Caesars Entertainment Corporation

Order 2013-104

An Order Ratifying the Previously Awarded Interim Waiver and Approval of the Debt Activity Proposed by Caesars Entertainment Corporation

Action: Upon motion by Robert Morgan, second by Marc Fine, and unanimous vote of those present, the Commission approved ratification of Orders 2013-103 and 2013-104 approving the proposed debt activity by Caesars Entertainment Corporation.

Settlement:

**Settlement Agreement of
Gaming Entertainment (Indiana), LLC
13-RR-02
Order 2013-106**

A settlement was reached regarding Rising Star's system violation of Internal Controls for Security and Accounting. Rising Star's procedure resulted in the onboard patron count number for a particular gaming day to be added to the next gaming day's ingress. This led to submission of an inaccurate patron count number report, and \$53,007.00 in overpayment of admissions taxes from July 2012 through April 14, 2013.

Action: Upon motion by Robert Morgan, second by Marc Fine, and unanimous vote of those present, the Commission staff approved the Settlement Agreement which will allow Rising Star to claim credits on the RG-1 each Saturday over an eleven week period for a total credit of \$53,007 in resolution of this matter.

Disciplinary Action:

**Settlement Agreement of
Ameristar Casino East Chicago, LLC
13-AS-02
Order 2013-107**

A settlement was reached regarding two counts against Ameristar. The first count involved allowing an underage person on the casino floor. The second count involved improper notification of a terminated employee. Ameristar has agreed to an amount of \$5,000 in lieu of disciplinary action.

**Settlement Agreement of
Belterra Casino and Resort
13-BT-02
Order 2013-108**

A settlement was reached regarding four counts against Belterra Casino and Resort. The first count involved leaving 10 playing cards in the automatic shuffler. The second count involved allowing an excluded patron to cash out at the cage. The third count involved six unsecured cash boxes missing locking mechanisms while slot machines were in play. Count four involved progressive amounts not being applied to other progressives when the amounts were removed from the machines. Belterra has agreed to an amount of \$14,500 in lieu of disciplinary action.

**Settlement Agreement of
Blue Chip Casino, LLC
13-BC-02
Order 2013-109**

A settlement was reached regarding three counts against Blue Chip Casino. The first count involved allowing a minor on the casino floor. The second count involved improper notification of a terminated employee. The third count involved improper procedure regarding past-posting patron eviction reporting. Blue Chip has agreed to a settlement of \$7,500 in lieu of disciplinary action.

**Settlement Agreement of
French Lick Resort-Casino
13-FL-02
Order 2013-110**

A settlement was reached regarding two counts against French Lick Resort-Casino. Count one involved inconsistency in display of approved slot tournament patron rules. Count two involved use of faulty hot swap cameras. French Lick has agreed to a settlement of \$4,500 in lieu of disciplinary actions.

**Settlement Agreement of
Indiana Gaming Company, L.P.
13-HW-02
Order 2013-111**

A settlement was reached regarding five counts against Hollywood Casino. The first count involved active play using an incomplete deck of cards. The second count involved conducting a previously denied promotion. The third count involved improper camera coverage in progressive area. The fourth count involved improper casino floor security coverage. The final count involved utilizing a big six wheel that failed inspection. Hollywood has agreed to a settlement of \$24,000 in lieu of disciplinary action.

**Settlement Agreement of
Horseshoe Hammond, LLC
13-HH-02
Order 2013-112**

A settlement was reached regarding two counts against Horseshoe Hammond Casino. The first count involved allowing an underage patron on the casino floor. The second count involved untimely license renewal submissions. Horseshoe has agreed to a settlement of \$20,000 in lieu of disciplinary action.

**Settlement Agreement of
Caesars Riverboat Casino, LLC
13-CS-02
Order 2013-113**

A settlement was reached regarding five counts against Caesars Riverboat Casino. Count one involved allowing an underage patron on the casino floor. The second count involved using an incomplete deck of cards during active play. The third count involved improper reporting procedure regarding employee title change. Count four involved improper usage of turnstile reporting system. The final count involved improper notification of termination of a Board of Directors member. Caesars has agreed to a settlement of \$44,000 in lieu of disciplinary action.

**Settlement Agreement of
The Majestic Star Casino
13-MS-02
Order 2013-114**

A settlement was reached regarding six counts against the Majestic Star Casino. Count one involved a VEP violation. Count two violated chip transfer procedure. Count three involved using a shoe with one extra card. Count four involved allowing an employee to work with an expired occupational license. Count five involved improper reporting for count room violation. Count six involved failure to submit edited job descriptions for approval. Majestic Star has agreed to a settlement of \$23,500 in lieu of disciplinary action.

**Settlement Agreement of
Gaming Entertainment (Indiana), LLC
13-RR-03
Order 2013-115**

A settlement was reached regarding one count against Gaming Entertainment (Indiana), LLC for failure to provide surveillance coverage of progressive from February 12, 2013 until February 19, 2013. Rising Star has agreed to a settlement of \$1,500 in lieu of disciplinary action.

Action: Upon motion of Robert Morgan, second by Marc Fine, and unanimous vote of those present, the Commission approved Orders 2013-107 through Orders 2013-115.

Renewal:

Order 2013-116

An Order of the Indiana Gaming Commission Ratifying the Previously Issued Interim Renewal of the Gambling Game License of Centaur Acquisition, LLC and Renewing the Gaming Game License of Centaur Acquisition, LLC

Order 2013-117

An Order of the Indiana Gaming Commission Renewing the Riverboat Owner's License and the Written Powers of Attorney for Ameristar East Chicago, LLC

Order 2013-118

An Order of the Indiana Gaming Commission Renewing the Riverboat Owner's License and the Written Power of Attorney for Horseshoe Hammond, LLC

Order 2013-119

An Order of the Indiana Gaming Commission Renewing the Riverboat Owner's License and the Written Powers of Attorney for the Majestic Star Casino, LLC and the Majestic Star Casino II, Inc.

Action: Upon motion of Marc Fine, second by Tim Murphy, and unanimous vote of those present, the Commission approved Orders 2013-116 through Orders 2013-119.

Transfers:

Order 2013-120

An Order of the Indiana Gaming Commission Concerning: The Application of Pinnacle Entertainment to Acquire Ameristar Casinos, Inc.

Action: Upon motion of Robert Morgan, second by Marc Fine, and unanimous vote of those present, the Commission conditionally approved Pinnacle's acquisition of Ameristar and Indiana Licensee, Ameristar Casino East Chicago, LLC.

Order 2013-121

An Order of the Indiana Gaming Commission Concerning: (1) A Deviation from the Transfer Application Process; and (2) Granting the Executive Director Authority to issue

a final approval of the Reit Structure, Transfer the Gaming License, and Issue a Permanent Supplier's License

Action: Upon motion of Marc Fine, second by Tim Murphy, and unanimous vote of those present, the Commission conditionally approved Order 2013-121.

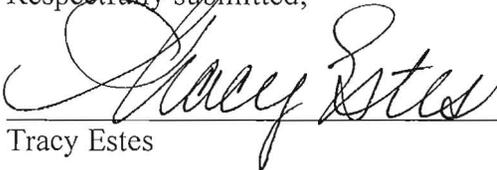
Rules:

Resolution 2013-122

A Resolution Adopting LSA Document #12-280 as a Final Rule

Action: Upon motion of Robert Morgan, second by Marc Fine, and unanimous vote of the present, the Commission adopted the resolution of LSA Document #12-280. This final rule updates the regulatory statutes of Charity Gaming in respect to passage of SEA 340 and SEA 315.

Respectfully submitted,



Tracy Estes

THE INDIANA GAMING COMMISSION:



Matt Bell, Chair



Marc Fine, Vice Chair

9-16-2013

Date