

**ORDER 2015-58**  
**AN ORDER OF THE INDIANA GAMING COMMISSION**  
**IN RE SETTLEMENT AGREEMENT**  
**BLUE SKY CASINO, LLC d/b/a FRENCH LICK CASINO**  
**15-FL-01**

After having reviewed the attached Settlement Agreement, the Indiana Gaming Commission hereby:

APPROVES

the proposed terms of the Settlement Agreement.

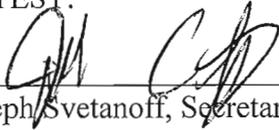
**IT IS SO ORDERED THIS 19<sup>th</sup> DAY OF MARCH, 2015.**

**THE INDIANA GAMING COMMISSION:**



\_\_\_\_\_  
Cris Johnston, Chair

ATTEST:



\_\_\_\_\_  
Joseph Svetanoff, Secretary



Games and forwarded to revenue audit on a daily basis. A Table Games Manager shall not exceed six (6) days between complete, open float, physical inventories conducted on all un-open games.

5. On October 18, 2014, a Gaming Agent performed a random pit check and noticed that the chip count on table BJ303 was incorrect. The amount for the \$1 value chips on the inventory paperwork was ten dollars over the actual amount in the float. The table had been closed at 0145 hours on October 12, 2014 and had not been opened since that date. According to the Table Games Daily Transfer Log of Unopened Games, the chips were verified on October 17, 2014 by a Shift Manager who noted the incorrect amount of \$1 chips.

### **COUNT III**

6. 68 IAC 2-3-9.2 (b) states riverboat licensees must advise the enforcement agent, on a form prescribed or approved by the commission, when one (1) of the following events occurs with an occupational licensee:
  - (1) The occupational licensee's employment with the riverboat licensee is terminated for any reason.The forms must be submitted to the enforcement agent within fifteen (15) days of the occurrence of the change or action.
7. On September 17, 2014, a Gaming Agent was contacted by an HR Generalist regarding a Cook being terminated on July 17, 2014. The termination papers had been filled out but had not been given to the Gaming Agents.

### **TERMS AND CONDITIONS**

Commission staff alleges that the acts or omissions of French Lick by and through its agents as described herein constitute a breach of the IC 4-33, 68 IAC and/or French Lick's approved internal control procedures. The Commission and French Lick hereby agree to a monetary settlement of the alleged violations described herein in lieu of the Commission pursuing formal disciplinary action against French Lick. This agreement is being entered into to avoid the potential expense and inconvenience of disciplinary action.

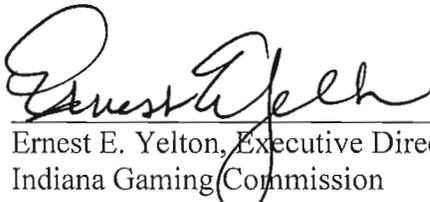
French Lick shall pay to the Commission a total of \$11,000 (\$4,500 for Count I; \$4,500 for Count II and \$2,000 for Count III) in consideration for the Commission foregoing disciplinary action based on the facts specifically described in each count of this agreement. This agreement extends only to those violations and findings of fact, specifically alleged herein. If the Commission subsequently discovers facts that give rise to additional or separate violations, which are not described herein, the Commission may pursue disciplinary action for such violations even if the subsequent violations are similar or related to an incident described herein.

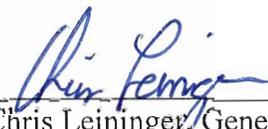
Upon execution and approval of this Settlement Agreement, Commission staff shall submit this Agreement to the Commission for review and final action. Upon approval of the Settlement Agreement by the Commission, French Lick agrees to promptly remit payment in the amount of \$11,000 and shall waive all rights to further administrative or judicial review.

This Settlement Agreement constitutes the entire agreement between the parties. No prior or subsequent understandings, agreements, or representations, oral or written, not specified or referenced within this document will be valid provisions of this Settlement Agreement. This Settlement Agreement may not be modified, supplemented, or amended, in any manner, except by written agreement signed by all Parties.

This Settlement Agreement shall be binding upon the Commission and French Lick.

IN WITNESS WHEREOF, the parties have signed this Settlement Agreement on the date and year as set forth below.

  
Ernest E. Yelton, Executive Director  
Indiana Gaming Commission  
3.9.15  
Date

  
Chris Leininger, General Manager  
French Lick Resort • Casino  
2/26/15  
Date