

Maryland Lottery and Gaming Control Agency

Larry Hogan, Governor • Gordon Medenica, Director



Montgomery Park Business Center
1800 Washington Blvd., Suite 330
Baltimore, Maryland 21230

Tel: 410-230-8800
TTY users call Maryland Relay
www.mdlottery.com

TO: Maryland Lottery and Gaming Control Commission
Gordon Medenica, Director
Jim Nielsen, COO

FROM: John J. Mooney

DIVISION: Managing Director Regulatory Oversight

DATE: January 19, 2016

SUBJECT: Enforcement report for the December Commission Meeting

Commission Action Items – Manufacturers Hearing

South Jersey Tool and Mold, Inc.

You are receiving two reports for the manufacturer. The longer report contains detailed confidential financial information and will not be made public. The shorter report will be the commission meeting presentation and will be made public.

Commission Consent Agenda

Regulatory Violations

Horseshoe Casino	July – September 2015 Regulatory Violations
Rocky Gap Casino	July – September 2015 Regulatory Violations
Hollywood Casino	July – September 2015 Regulatory Violations
Maryland Live Casino	July – September 2015 Regulatory Violations
Maryland Live Casino	April – June 2015 Regulatory Violations

Underage Violations

Maryland Live Casino	Case Nos. 2015-03-076, -080, -092, -094, and -096
Horseshoe Casino	Case Nos. 2015-05-237, -249, -261, -265, -278, -283, -284, -288, -297 and -298

Licensing Division

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- Monthly statistics have been updated and included in your packet.
- There are nineteen (19) denials/revocations this month; they are on the Consent Agenda.

Casino Compliance Division

- Monthly statistics have been updated and included in your packet.
- One new investigator started at Rocky Gap Casino in December.

Major Incidents at the Casinos

N/A

Commission Consent Agenda Item

1. Gaming License Application Denials/Revocations

There are nineteen (19) gaming license applications being recommended for denial/revocation based on the applicant's criminal history or failure to cooperate with, or provide requested information to, a background investigator.

Commission Action:

It is requested that the Commission adopt as final the recommendation of the Director, or the Director's designee, for denial/revocation of the specified gaming license applications for the respective applicant's failure to establish his/her qualifications by clear and convincing evidence.

Please see the description below. A spreadsheet containing the denial/revocations is on the MLGCA shared drive under commission reports.

Gaming License Denials/Revocations

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Commissioners:

The spreadsheet contains names of nineteen (19) gaming license applicants for whom Staff has recommended denial/revocation of their applications for gaming license for failure to prove by clear and convincing evidence that they meet the statutory requirements for licensure. *See* State Gov't, Section 9-1A-14 (below). The license applications were recommended for denial/revocation after Licensing Division Staff conducted an investigation, and the investigation results were reviewed by a three-member review panel comprised of Gina Smith, Robert Howells and James Butler. The panel also recommended denial/revocation of these applicants' license applications, and the Director or his designee concurred.

COMAR sets forth the applicant's rights if his/her gaming license application is recommended for denial/revocation. An applicant has a right to timely request a reconsideration meeting, and, if he or she is dissatisfied with the recommendation following the reconsideration meeting, the applicant may timely request a full hearing before the Commission. If the applicant fails to exercise these rights, the Commission may adopt as final the Director's recommendation to deny the license. Only the Commission, not Staff, is authorized to deny/revoke a gaming license, which is why these recommended denials/revocations are being presented to the Commission.

All of the applicants identified on the attached spreadsheet were mailed notification of the recommended denial/revocation, and of their right to timely request a reconsideration meeting with the Director or the Director's designee. The majority of the recommended denials/revocations are applicants who did not exercise that right. A smaller group of the recommended denials/revocations are applicants who received a reconsideration meeting and were notified of their right to timely request a full hearing before the Commission, but did not exercise that right.

Staff is requesting that the Commission adopt as final the Director's recommendation to deny/revoke the gaming license applications of the nineteen (19) applicants identified on the attached spreadsheet.

Located on the Agency's Shared Drive under Commission files (January 2016) there are PDF files for your review. The PDF files contain documentation for each of the recommended denials, including: notice of recommended denial (which includes the basis for the recommendation and notice of right to request reconsideration meeting); documentation that Staff mailed the required notices; and relevant documents from the background investigation conducted by Staff that supports the recommended denial/revocation of the applicant's license application.