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BEFORE THE MISSOURI GAMING COMMISSION
3417 KNIPP DRIVE
JEFFERSON CITY, MISSOURI 65109

TRANSCRIPT OF HEARING
August 30, 2023
9:30 A.M.

A P P E A R A N C E S

JAN ZIMMERMAN, Commission Chairman
DAVID W. HANE, Commissioner
PAT CONWAY, Commissioner
JAN ZIMMERMAN
PEGGY D. RICHARDSON, Executive Director
ANGIE FRANKS, Designated Principal Assistant
HEATHER RICHENBERGER, General Counsel
NIKKI EVANS, Deputy General Counsel

P R O C E E D I N G S

1
2 CHAIRMAN ZIMMERMAN: Good morning. I hope you all have
3 patience with me my first time. I'll call the August 30, 2023
4 Missouri Gaming Commission meeting to order. Angie, please
5 call the roll.

6 MS. FRANKS: Chairman Zimmerman?

7 CHAIRMAN ZIMMERMAN: Present.

8 MS. FRANKS: Commissioner Conway?

9 COMMISSIONER CONWAY: Present.

10 MS. FRANKS: Commissioner Hane?

11 COMMISSIONER HANE: Present.

12 CHAIRMAN ZIMMERMAN: We have a quorum. I'd like to
13 start the meeting this morning with a moment of silence for
14 Fairway Officer Jonah Oswald who was killed in the line of
15 duty on August 7.

16 [MOMENT OF SILENCE OBSERVED]

17 CHAIRMAN ZIMMERMAN: Thank you all. The first item of
18 business this morning is Commission Recognition of Chairman
19 Mike Leara. Mike, if you would join us up front and the
20 Commissioners join me down front.

21 I'd like to start this morning by saying a few words
22 about Chairman Leara, but first I'd like to recognize DPS
23 Director Sandy Karsten. Thank you so much for being here with
24 us this morning.

25 I joined the Commission in 2021, so I'm the newest

1 member that have had the unique opportunity to learn under the
2 leadership of Chairman Leara and with his guidance in some
3 somewhat difficult times. He has done an outstanding job
4 leading the Commission and leading the MGC as we move forward.
5 And I have some big shoes to fill. Well, they really are much
6 bigger than mine.

7 But I hope I will do you proud in leading the
8 Commission now that you've moved on to bigger and better
9 things. But I will share with the rest of the group what this
10 plaque says: Chairman Mike Leara, in recognition of your
11 outstanding service to the Missouri Gaming Commission and your
12 lifelong dedication to the citizens of the great State of
13 Missouri, your dates of service from August 14 of 2019 to
14 July 17 of 2023.

15 CHAIRMAN LEARA: Thank you.

16 CHAIRMAN ZIMMERMAN: would you like to say a few words?

17 CHAIRMAN LEARA: I enjoyed my time here, and I thank
18 the Governor for trusting me to carry the weight of the
19 Commission for four years, and I really did enjoy it and hope
20 it continues to run well. And I think that it will.

21 COMMISSIONER ZIMMERMAN: I hope you're right.

22 CHAIRMAN LEARA: Thank you.

23 CHAIRMAN ZIMMERMAN: The next item on our docket today
24 is Adoption of the Agenda, and I move we adopt today's agenda.
25 Is there a second?

1 COMMISSIONER HANE: Second.

2 CHAIRMAN ZIMMERMAN: Any discussion? Seeing none,

3 Angie, will you call the roll?

4 MS. FRANKS: Chairman Zimmerman?

5 COMMISSIONER ZIMMERMAN: Approved.

6 MS. FRANKS: Commissioner Conway?

7 COMMISSIONER CONWAY: Approved.

8 MS. FRANKS: Commissioner Hane?

9 COMMISSIONER HANE: Approved.

10 MS. FRANKS: By your vote, you've adopted the agenda.

11 CHAIRMAN ZIMMERMAN: The next item of business is
12 consideration of the Minutes from the June 27, 2023, and
13 June 28, 2023 meetings. I move that the minutes of the
14 June 27 and 28 meetings be approved.

15 COMMISSIONER HANE: Second.

16 CHAIRMAN ZIMMERMAN: Thank you. Is there any
17 discussion? Seeing none, Angie, will you call the roll?

18 MS. FRANKS: Chairman Zimmerman?

19 COMMISSIONER ZIMMERMAN: Approved.

20 MS. FRANKS: Commissioner Conway?

21 COMMISSIONER CONWAY: Approved.

22 MS. FRANKS: Commissioner Hane?

23 COMMISSIONER HANE: Approved.

24 MS. FRANKS: By your vote, you've adopted the minutes
25 of the June 27 and 28, 2023 meetings.

1 CHAIRMAN ZIMMERMAN: Thank you. Next we have
2 Consideration of Argosy Riverside Casino's approval to
3 transition to a Non-floating Facility. I'd like to call on
4 Mr. Lance George, the GM for Argosy, to make the presentation.

5 MR. GEORGE: Good morning, Commissioners. Lance
6 George, Vice President and General Manager for Argosy Casino
7 Riverside. We're here today to provide you folks with an
8 update on Argosy's plan to transition to a non-floating
9 facility. In front of you are four slides that we'll walk
10 through that provide an overview of that plan.

11 At this point, I will turn it over to Greg Personelli,
12 who is our Vice President of Non-Gaming Operations. Greg has
13 done a lot of work getting the project to this point, and so
14 I'll turn it over to Greg. We'll walk through the four slides
15 and will answer any questions that you may have.

16 MR. PERSONELLI: Thank you. So I just wanted to kind
17 of give you a glimpse, this is the way our platform looks
18 right now with the casino floor. There's 105 cells that would
19 have 139 intersection points, so our goal would be that at
20 every intersection point, we'll put some blocks under there to
21 support the floor and then we just bring the floor to rest.
22 Currently the floor is kind of raised on water and air, kind
23 of in a buoyancy kind of a situation, but this will allow us
24 to bring it down.

25 Over here on the right -- I'm sorry, on the left --

1 this is what the cell looks like during construction. Every
2 intersection point sits on about a four-foot pedestal and then
3 there's a steel rod that goes up the middle right into the
4 bottom of our casino floor.

5 On the right side up top, this is what is raised with
6 water, so there's about a five-and-a-half inch gap between the
7 pedestal and the intersection points. And then down below, we
8 had our divers come out and do a sample block just to make
9 sure that -- for sizing for what we'd have to complete. That
10 was very successful.

11 We've worked with Lay Pitman, naval engineers, naval
12 architects out of Florida, and what they've come up with for
13 us is that we would do a 12 by 4-inch block, there will be two
14 different sides, will either be 20-inch length or an 18-inch
15 length, and then those blocks would be filled with concrete.

16 It will come delivered hollow, we'll fill them with
17 concrete at the Argosy property itself by an outside company.
18 That cement will be tested to 4,000 psi to make sure we have
19 enough strength to hold the floor when it comes to rest.

20 And then down below here, it's a little bit hard to
21 see, but this is where you see the pedestal coming up from the
22 floor. The blocks would be inserted in there and then they'd
23 be wrapped with a stainless steel wrapping to keep them in
24 place, should any -- we don't think they're going anywhere,
25 but should they want to go somewhere, they can't.

1 So we worked the Lay Pitman, naval architects. They
2 did a feasibility study back in 2022 to say if the floor is
3 capable of coming to rest. They worked up the plans for us.
4 Their plans have been reviewed by Jeff Boyle for Code Serve.
5 Northern Diving will be performing the install onto the casino
6 floor. Upon approval, we'll get production started. We
7 expect to have the blocks on property by the end of October to
8 start being installed in November and then finish up in
9 December.

10 Our goal will be to keep the water that's currently
11 under the basin, there's over a million and a half gallons of
12 water there right now. That water will stay in place, we'll
13 continue to monitor that, if there's any evaporation or
14 anything like that; but based on our calculations with that
15 evaporation, it's going to take years to get us anywhere near
16 2,000 gallons of water, so that will stay in place.

17 So that's the plan. It seems pretty simple for us to
18 do this, but it's got a lot of work to get to this point.

19 CHAIRMAN ZIMMERMAN: It doesn't seem simple at all,
20 actually. Well, that was going to be my question about the
21 2,000 gallons, and so obviously you've already answered that.
22 Does anyone have any questions for Mr. George?

23 COMMISSIONER CONWAY: Thank you. Will making this a
24 more steady foundation allow you for future expansion then?
25 Is that part of the intended --

1 MR. PERSONELLI: So we would -- this would allow us
2 that ability to do so because once we bring it to kind of a
3 land-based facility, it would be a matter of, my
4 understanding, is that if we moved our turnstiles, and then
5 anything behind the turnstiles can be considered gaming space
6 at that point. That's not the original plan, but it's
7 something that we have talked about and took into
8 consideration.

9 COMMISSIONER CONWAY: Okay, thank you.

10 CHAIRMAN ZIMMERMAN: Any other questions? Seeing none,
11 thank you, gentlemen, very much.

12 MR. PERSONELLI: Thank you.

13 MR. GEORGE: Thank you.

14 COMMISSIONER ZIMMERMAN: I move to approve Resolution
15 Number 23-052. Is there a second?

16 COMMISSIONER CONWAY: Second.

17 CHAIRMAN ZIMMERMAN: Is there any further discussion?
18 Angie, would you call the roll?

19 MS. FRANKS: Chairman Zimmerman?

20 COMMISSIONER ZIMMERMAN: Approved.

21 MS. FRANKS: Commissioner Conway?

22 COMMISSIONER CONWAY: Approved.

23 MS. FRANKS: Commissioner Hane?

24 COMMISSIONER HANE: Approved.

25 MS. FRANKS: By your vote, you've adopted Resolution

1 Number 23-052.

2 CHAIRMAN ZIMMERMAN: Next we have Consideration of
3 Licensure of Level I Key Applicants. Sergeant John Masters
4 will make a presentation. Sergeant Masters?

5 SERGEANT MASTERS: Thank you. Good morning, Chair
6 Zimmerman and Commissioners. Missouri State Highway Patrol
7 Investigators and MGC Financial Analysts conducted
8 comprehensive background investigations on Key and Level I
9 applicants.

10 The investigations included, but were not limited to,
11 criminal, financial, and general character inquiries which
12 were made in the jurisdictions where the applicants lived,
13 worked, and frequented.

14 The following applicants are being presented for your
15 consideration:

16 Benjamin Kowalski, Vice President and Assistant General
17 Manager, Ameristar Casino St. Charles.

18 Terry McCall, Table Games Manager, Bally's Kansas City
19 Casino.

20 Stacy McGava, Internal Audit Manager, Boyd Gaming
21 Corporation.

22 Nicola Drago, Director and Vice Chairman, De Agostini
23 S.p.A.

24 Heather Scheibenstock, Independent Non-Executive
25 Director, Ainsworth Game Technology Limited.

1 Secil Watson, Director, Member of the Board, Everi
2 Holdings, Inc.

3 Investigative findings were provided to the MGC Staff
4 for their review, and the investigators are present to answer
5 any questions you might have.

6 CHAIRMAN ZIMMERMAN: Sergeant Masters, I do have a
7 couple of questions about one of the applicants. Terry
8 Brennan McCall, I noticed that on Page 2, which lists all the
9 applicant names and their expiration dates, on that page, on
10 Page 2, he shows an expiration date of 12-31 of '24, but then
11 on Page 10 in his actual background packet, the expiration
12 date shows 2-28 of '25. I'm just wondering if there was a
13 reason that the dates were different on the cover page versus
14 in his actual background.

15 SERGEANT MASTERS: I'll refer to Sergeant McTheeney or
16 Leann McCarthy with licensing.

17 CHAIRMAN ZIMMERMAN: I'm sorry, ladies, it was Page 2
18 and Page 10 in his actual packet.

19 MR. MCCALL: I can actually comment on that if you
20 like. I'm Terry McCall.

21 SERGEANT MASTERS: Mr. McCall is here.

22 MR. MCCALL: Yeah, so the reason is I started on
23 December 29 and so I started filling out the packet on
24 December 29, right around that point in time, so that was put
25 on that page initially. So that's why that date exists and

1 then was finalized after all the.

2 CHAIRMAN ZIMMERMAN: So then we feel pretty confident
3 that the actual expiration date is 2-28 of '25 then, okay.
4 Gentlemen, other questions?

5 COMMISSIONER HANE: I do. I noticed that in the
6 financial information you're showing Mr. McCall with a
7 negative net worth. Is that concerning?

8 SERGEANT MASTERS: This wasn't my case, so I'll let the
9 investigators that handled the case --

10 CHAIRMAN ZIMMERMAN: well, just to tag onto
11 Commissioner Hane's question, I did notice the same and his
12 financial status showed a negative net worth of 26,000 and
13 there was no payment of taxes in '18, '19 and '20, but
14 ultimately a payment in '23. So again, was that a concern
15 based on his position?

16 MR. STEGEMAN: Sam Stegeman, financial analyst. I did
17 not find a concern. It's just a fact of limited assets with a
18 little bit more higher liability. In his new position he's
19 able to correct that, and we have a point of action to get
20 that corrected; but it's just a matter of having more
21 liabilities than assets. I did not find it as a concern.

22 CHAIRMAN ZIMMERMAN: I don't know if either of the
23 other Commissioners noticed, same sort of issue on another one
24 of the applicants, a negative net worth, I believe Stacy
25 McGava also?

1 MR. STEGEMAN: Right.

2 CHAIRMAN ZIMMERMAN: And again, considering the
3 position of fairly key importance within the organization --

4 MR. STEGEMAN: No concerns there at all.

5 CHAIRMAN ZIMMERMAN: No concern?

6 MR. STEGEMAN: Right. With McGava, the reason her
7 negative net worth was there is she is financially responsible
8 for a Parent Plus Loan, which is a student loan for her
9 daughter; so with that being on there, it caused the negative
10 net worth.

11 CHAIRMAN ZIMMERMAN: I did notice that it mentioned
12 student loans in the application. Any other questions?
13 Mr. Hane, you look like you want to ask something.

14 COMMISSIONER HANE: Well, I'm just a little puzzled.
15 Mr. McCall is showing basically a six-figure income, and
16 having a negative net worth is a little bit concerning to me.

17 MR. STEGEMAN: Well, there for two years, he was
18 unemployed; so with his new position, he's able to start
19 working on establishing that positive net worth.

20 COMMISSIONER HANE: So there's a plan in place?

21 MR. STEGEMAN: Right.

22 CHAIRMAN ZIMMERMAN: Will you be monitoring that?

23 MR. STEGEMAN: I can, yes.

24 CHAIRMAN ZIMMERMAN: As part of his, you know, making
25 sure that his license stays current?

1 MR. STEGEMAN: Right. And of course it will be
2 reviewed when he's up for renewal in two years.

3 CHAIRMAN ZIMMERMAN: Are you okay with that?

4 COMMISSIONER HANE: Yeah.

5 CHAIRMAN ZIMMERMAN: Any other questions for either of
6 them? All right, seeing none, thank you, Sergeant Masters.

7 SERGEANT MASTERS: Thank you.

8 CHAIRMAN ZIMMERMAN: I move to adopt Resolution 23-053.
9 Is there a second?

10 COMMISSIONER CONWAY: Second.

11 CHAIRMAN ZIMMERMAN: Any further discussion? Angie,
12 would you call the roll?

13 MS. FRANKS: Chairman Zimmerman?

14 COMMISSIONER ZIMMERMAN: Approved.

15 MS. FRANKS: Commissioner Conway?

16 COMMISSIONER CONWAY: Approved.

17 MS. FRANKS: Commissioner Hane?

18 COMMISSIONER HANE: Approved.

19 MS. FRANKS: By your vote, you've adopted Resolution
20 Number 23-053.

21 CHAIRMAN ZIMMERMAN: Our next item on the agenda is the
22 Relicensure of Key Persons, and making the presentation first
23 will be Judge Richardson, followed by Corporal Don Doza.
24 Judge, you have the floor.

25 JUDGE RICHARDSON: The first item under Tab E is a

1 request for an extension of license for Alton Eric Schoppe,
2 S-C-H-O-P-P-E. We have a number that come up for renewal each
3 month. In the month of July, the Commission, as you know,
4 does not have a Commission meeting. MGC staff thought we had
5 all of the July renewals done in June, but we missed
6 Mr. Schoppe.

7 He had applied, his renewal paperwork was in. We just
8 missed getting that before the Commission in a timely manner,
9 so we're requesting on your authority to extend Mr. Schoppe's
10 license through the end of August, and he is in fact on the
11 list for relicensure of Key Persons.

12 CHAIRMAN ZIMMERMAN: Anyone have any questions for the
13 Judge? And just for the information of the other
14 Commissioners, the Judge made me aware of this when it
15 occurred and knew that it was just an oversight because of the
16 lack of a meeting in July. So I was aware that this was
17 happening.

18 Any other questions for the Judge? Seeing none, thank
19 you so much, Judge. I move approval for Resolution 23-054A.
20 Is there a second?

21 COMMISSIONER HANE: Second.

22 CHAIRMAN ZIMMERMAN: Any further discussion? Angie,
23 would you call the roll?

24 MS. FRANKS: Chairman Zimmerman?

25 COMMISSIONER ZIMMERMAN: Approved.

1 MS. FRANKS: Commissioner Conway?

2 COMMISSIONER CONWAY: Approved.

3 MS. FRANKS: Commissioner Hane?

4 COMMISSIONER HANE: Approved.

5 MS. FRANKS: By your vote, you've adopted Resolution
6 Number 23-054A.

7 CHAIRMAN ZIMMERMAN: Corporal Doza, I believe you have
8 the second part of this, so the floor is yours when you're
9 ready.

10 CORPORAL DOZA: Good morning, Chair Zimmerman and
11 Commissioners. Missouri State Highway Patrol Investigators
12 conducted background investigation updates on Key Person
13 License Renewals. Investigations included an application
14 review as well as civil, criminal, and general character
15 inquiries made in the jurisdictions where the applicants
16 currently reside.

17 The following renewals are being presented for your
18 consideration:

19 Haig Edwin Asenbauer, Vice Chairman of Supervisory
20 Board, Novomatic AG.

21 Vimla Elizabeth Black-Gupta, Director, PENN
22 Entertainment, Incorporated.

23 Heather Jane McGregor, Independent Director, Member of
24 Audit Committee, International Game Technology PLC.

25 Alton Eric Schoppe, Director, Shareholder, Genesis

1 Gaming Solutions.

2 Nicole Lee Solaita, SVP and Chief Audit Executive,
3 Caesars Entertainment, Incorporated.

4 Maria Therese vullo, Director, Light & wonder,
5 Incorporated.

6 There are now no pending requests for these
7 investigations. Investigative findings were provided to the
8 Missouri Gaming Commission Staff for their review, and I would
9 be glad to answer any questions you might have. Thank you.

10 CHAIRMAN ZIMMERMAN: Anyone have questions for Corporal
11 Doza? No? You're off the hook. Seeing no questions for
12 Corporal Doza, thank you so much. I move to approve
13 Resolution 23-054B. Is there a second?

14 COMMISSIONER CONWAY: Second.

15 CHAIRMAN ZIMMERMAN: Any further discussion? Angie,
16 would you call the roll?

17 MS. FRANKS: Chairman Zimmerman?

18 COMMISSIONER ZIMMERMAN: Approved.

19 MS. FRANKS: Commissioner Conway?

20 COMMISSIONER CONWAY: Approved.

21 MS. FRANKS: Commissioner Hane?

22 COMMISSIONER HANE: Approved.

23 MS. FRANKS: By your vote, you've adopted Resolution
24 Number 23-054B.

25 CHAIRMAN ZIMMERMAN: Next item on the agenda this

1 morning is Consideration of Relicensure of Key Business
2 Entities. Sergeant Brian Holcomb will be making the
3 presentation this morning. welcome, Sergeant Holcomb.

4 SERGEANT HOLCOMB: Thank you, Chair Zimmerman. Good
5 morning, Commissioners.

6 The Missouri Gaming Commission received renewal
7 applications from Gaming and Leisure Properties, Incorporated
8 and GLP Capital, LP on February 14, 2023 and a renewal
9 application from Gold Merger Sub, LLC on June 28, 2023.

10 The applications were submitted in a timely manner,
11 which allowed time for the investigations to be conducted.
12 Each company's Key Business Entity License expires on
13 August 31, 2023.

14 Missouri State Highway Patrol Investigators and
15 Missouri Gaming Commission Financial Analysts conducted
16 relicensing investigations consisting of a financial review,
17 feedback from Missouri casinos, jurisdictional inquiries, and
18 a review of disciplinary actions, litigations, and the key
19 persons associated with each company.

20 Investigative findings were provided to the Missouri
21 Gaming Commission staff, and I'd be glad to answer any
22 questions you might have.

23 CHAIRMAN ZIMMERMAN: Not really a question so much,
24 Sergeant Holcomb, as just to verify, I saw in the packet that
25 GLPI and the subsidiaries are responsible for six properties

1 in Missouri, two on the Kansas City side and four on the St.
2 Louis side; is that correct?

3 SERGEANT HOLCOMB: Correct.

4 CHAIRMAN ZIMMERMAN: Of the massive number of
5 properties that they're responsible for across the country; so
6 six in Missouri, I just wanted to verify that.

7 SERGEANT HOLCOMB: That is correct, ma'am.

8 CHAIRMAN ZIMMERMAN: All right. Other questions for
9 Sergeant Holcomb?

10 COMMISSIONER HANE: Just to make clear, they own the
11 actual land and the building?

12 SERGEANT HOLCOMB: The land is owned by GLPI. I
13 believe the building is as well, and then anything owned
14 inside of it is owned by the operating company.

15 COMMISSIONER HANE: Okay.

16 SERGEANT HOLCOMB: Which would --

17 COMMISSIONER HANE: Okay, I thought the land, but I
18 wasn't sure about the building itself.

19 SERGEANT HOLCOMB: I believe the building is. I'll
20 confirm that and get back with you.

21 COMMISSIONER HANE: Thanks.

22 CHAIRMAN ZIMMERMAN: Any questions, Mr. Conway?

23 COMMISSIONER CONWAY: I don't believe so.

24 CHAIRMAN ZIMMERMAN: Thank you, Sergeant Holcomb. I
25 think that's all the questions we had. I move to approve

1 Resolution 23-055. Is there a second?
2 COMMISSIONER HANE: Second.
3 CHAIRMAN ZIMMERMAN: Any further discussion? Angie,
4 would you call the roll?
5 MS. FRANKS: Chairman Zimmerman?
6 COMMISSIONER ZIMMERMAN: Approved.
7 MS. FRANKS: Commissioner Conway?
8 COMMISSIONER CONWAY: Approved.
9 MS. FRANKS: Commissioner Hane?
10 COMMISSIONER HANE: Approved.
11 MS. FRANKS: By your vote, you've adopted Resolution
12 Number 23-055.
13 CHAIRMAN ZIMMERMAN: I move approval for Resolution
14 23-056. Is there a second?
15 COMMISSIONER CONWAY: Second.
16 CHAIRMAN ZIMMERMAN: Any further discussion? Angie,
17 would you call the roll?
18 MS. FRANKS: Chairman Zimmerman?
19 COMMISSIONER ZIMMERMAN: Approved.
20 MS. FRANKS: Commissioner Conway?
21 COMMISSIONER CONWAY: Approved.
22 MS. FRANKS: Commissioner Hane?
23 COMMISSIONER HANE: Approved.
24 MS. FRANKS: By your vote, you've adopted Resolution
25 Number 23-056.

1 CHAIRMAN ZIMMERMAN: Thank you. Next item on the
2 agenda is Consideration of the Relicensure of Certain
3 Suppliers and Key Business Entities. Sergeant Jason McTheeney
4 will make the presentation on the United States Playing Card
5 Company followed by Sergeant John Masters who will present on
6 behalf of Gaming Partners International USA. Sergeant
7 McTheeney, you have the floor.

8 SERGEANT MCTHEENEY: Thank you, Chair Zimmerman. The
9 United States Playing Card Company submitted an application to
10 the Missouri Gaming Commission for renewal of its supplier
11 license which is scheduled to expire on August 31, 2023.
12 Additionally, Brepols Group NV, Van Genechten NV, Cartamundi
13 NV, and Carta Mundi Incorporated all submitted renewal
14 applications for their Key Business Entity licenses that are
15 scheduled to expire December 31, 2023.

16 Missouri State Highway Patrol Investigators and
17 Missouri Gaming Commission Financial Analysts conducted
18 relicensing investigations which consisted of financial
19 review, feedback from Missouri casinos, jurisdictional
20 inquiries, and a review of disciplinary actions, litigation,
21 and the key people associated with the company.

22 The findings of these investigations were provided to
23 the Missouri Gaming Commission Staff, and I'd be glad to
24 answer any questions you might have. Thank you.

25 CHAIRMAN ZIMMERMAN: I just have a quick question about

1 the change in sort of the process. I know the Judge has
2 talked to us about combining all these investigations so that
3 they come due at the same time. Has this been beneficial to
4 you and your investigators, having all of these come up at the
5 same time instead of being sort of scattered across the year?

6 SERGEANT MCTHEENEY: Yes, absolutely.

7 CHAIRMAN ZIMMERMAN: Much more beneficial to get them
8 all done at the same time since all of these businesses are
9 associated with each other? Is that -- we're all about making
10 it easier for you all, but is that also especially true with
11 some of those that are international such as some of the ones
12 that we had today?

13 SERGEANT MCTHEENEY: Correct, very much so.

14 CHAIRMAN ZIMMERMAN: Very good. I'm glad that's
15 beneficial to you all. Anybody have any questions for
16 Sergeant McTheeney? No questions, okay. I'd like to ask
17 Sergeant John Masters to come up as well. Sergeant McTheeney,
18 we have no more questions for you. Thank you.

19 JUDGE RICHARDSON: Chairman, if we could go ahead and
20 vote on.

21 CHAIRMAN ZIMMERMAN: Yes, I just figured he could come
22 up. I move to resolution 23-057. Is there a second?

23 COMMISSIONER CONWAY: Second.

24 CHAIRMAN ZIMMERMAN: Any other discussion? Angie,
25 would you call the roll?

1 MS. FRANKS: Chairman Zimmerman?
2 COMMISSIONER ZIMMERMAN: Approved.
3 MS. FRANKS: Commissioner Conway?
4 COMMISSIONER CONWAY: Approved.
5 MS. FRANKS: Commissioner Hane?
6 COMMISSIONER HANE: Approved.
7 MS. FRANKS: By your vote, you've adopted Resolution
8 Number 23-057.
9 CHAIRMAN ZIMMERMAN: Sergeant Masters, you're up.
10 SERGEANT MASTERS: Thank you, Chair Zimmerman and
11 Commissioners.
12 JUDGE RICHARDSON: Excuse me, Sergeant. 23-058 for the
13 Key Business Entities of that supplier.
14 CHAIRMAN ZIMMERMAN: Oh, I'm sorry.
15 JUDGE RICHARDSON: That's okay.
16 CHAIRMAN ZIMMERMAN: I move to approve Resolution
17 23-058. Is there a second?
18 COMMISSIONER HANE: Second.
19 CHAIRMAN ZIMMERMAN: Any further discussion? Angie,
20 would you call the roll?
21 MS. FRANKS: Chairman Zimmerman?
22 COMMISSIONER ZIMMERMAN: Approved.
23 MS. FRANKS: Commissioner Conway?
24 COMMISSIONER CONWAY: Approved.
25 MS. FRANKS: Commissioner Hane?

1 COMMISSIONER HANE: Approved.

2 MS. FRANKS: By your vote, you've adopted Resolution
3 Number 23-058.

4 CHAIRMAN ZIMMERMAN: Thank you. Sergeant Masters, you
5 now have the floor.

6 SERGEANT MASTERS: Chair Zimmerman and Commissioners,
7 Gaming Partners International USA submitted an application to
8 the MGC for its renewal of Suppliers License. Additionally,
9 their holding company, AGL Investments Godo Kaisha submitted a
10 renewal application for their Supplier Key Business Entity
11 license. Both licenses are set to expire on August 31, 2023.

12 Missouri State Highway Patrol Investigators and MGC
13 financial analysts conducted relicensing investigations which
14 consisted of a financial review, feedback from Missouri
15 casinos, jurisdictional inquiries, and a review of
16 disciplinary actions, litigation, and key people associated
17 with the company.

18 The findings of these investigations were provided to
19 the MGC staff, and I'd be happy to answer any questions you
20 might have. Thank you.

21 CHAIRMAN ZIMMERMAN: Sergeant Masters, I do have one
22 question. I saw at the end of your report you mentioned the
23 names of three individuals who are subject to key person
24 licensure based on their association with AGL and GPI.

25 SERGEANT MASTERS: Yes.

1 COMMISSIONER ZIMMERMAN: You mentioned those three
2 names, and I saw that Hiroshi Matsumoto had filed an
3 application for licensure, and I just wondered about the other
4 two, Mr. Shigeta and Mr. Okita.

5 SERGEANT MCTHEENEY: They are both currently licensed.
6 Mr. Shigeta was just-- I believe he was renewed during 2023.

7 CHAIRMAN ZIMMERMAN: Thank you. I noticed that you
8 mentioned at the end of your report that Mr. Matsumoto had
9 filed, and I just wasn't sure --

10 SERGEANT MCTHEENEY: Yeah, he was appointed on May 1.

11 CHAIRMAN ZIMMERMAN: Thank you. Other questions for
12 Sergeant Masters?

13 COMMISSIONER CONWAY: I have one question. When you
14 were explaining the process of the chip making, it says "overt
15 and covert security"?

16 SERGEANT MCTHEENEY: Yes.

17 COMMISSIONER CONWAY: What is that?

18 SERGEANT MCTHEENEY: It's like to the naked eye, you
19 can't see it.

20 COMMISSIONER CONWAY: Is there a tracking on the chips
21 at any time?

22 SERGEANT MCTHEENEY: Yeah, the casino would do it and
23 take inventory.

24 COMMISSIONER CONWAY: I mean within the chip, like have
25 they developed something with microchips in the chips yet

1 or --

2 SERGEANT MCTHEENEY: It's the -- the radio frequency is
3 all I know of.

4 COMMISSIONER CONWAY: Okay. It's a brand new world
5 with chips, isn't it?

6 SERGEANT MCTHEENEY: well, it's that way so they know
7 if one is off property or if they're trying to locate one.

8 COMMISSIONER CONWAY: Right, thank you.

9 SERGEANT MCTHEENEY: Normally it's in the higher value
10 chips.

11 CHAIRMAN ZIMMERMAN: Any other questions for Sergeant
12 Masters? Seeing none, thank you, Sergeant Masters. I
13 appreciate that. I move approval for Resolution 23-059. Is
14 there a second?

15 COMMISSIONER HANE: Second.

16 CHAIRMAN ZIMMERMAN: Any further discussion? Angie,
17 would you call the roll?

18 MS. FRANKS: Chairman Zimmerman?

19 COMMISSIONER ZIMMERMAN: Approved.

20 MS. FRANKS: Commissioner Conway?

21 COMMISSIONER CONWAY: Approved.

22 MS. FRANKS: Commissioner Hane?

23 COMMISSIONER HANE: Approved.

24 MS. FRANKS: By your vote, you've adopted Resolution
25 Number 23-059.

1 CHAIRMAN ZIMMERMAN: I move approval for Resolution
2 23-060. Is there a second?

3 COMMISSIONER HANE: Second.

4 CHAIRMAN ZIMMERMAN: Any further discussion? Angie,
5 would you call the roll?

6 MS. FRANKS: Chairman Zimmerman?

7 COMMISSIONER ZIMMERMAN: Approved.

8 MS. FRANKS: Commissioner Conway?

9 COMMISSIONER CONWAY: Approved.

10 MS. FRANKS: Commissioner Hane?

11 COMMISSIONER HANE: Approved.

12 MS. FRANKS: By your vote, you've adopted Resolution
13 Number 23-060.

14 CHAIRMAN ZIMMERMAN: Next item on the agenda is
15 Disciplinary Action for PNK, LLC. General Counsel Heather
16 Richenberger will make the presentation.

17 MS. RICHENBERGER: Thank you, Chairman Zimmerman,
18 Commissioner Conway, Commissioner Hane. Under Tab I, there is
19 a Preliminary Order of Discipline directed at PNK (River City)
20 LLC alleging violations of the Commission's Minimum Control
21 standards, Chapter G, Chapter H, and Chapter U. The
22 preliminary order is based on recent compliance audit
23 conducted by the Commission's agents in which there were three
24 significant violations at the River City Casino.

25 The first of these violations is a repeat audit finding

1 involving the casino's activities which violate Chapter H,
2 Section 14.07 and the Commission's Minimum Internal -- excuse
3 me, which violate Chapter H, section 14.07 of the Commission's
4 Minimum Internal Control Standards.

5 This requires that any found cash chips, unclaimed
6 credits or tickets less than \$10 shall be processed daily in
7 the presence of the cage supervisor and one other cage
8 employee. On August 22, August 23 and August 25 of 2022,
9 violations of this standard are alleged to have occurred when
10 funds from the casino's unclaimed property box was processed
11 without the presence of a second casino cage employee.

12 These same violations were found in a prior MGC audit
13 report issued on September 1 of 2020 and again in a followup
14 audit report in February of 2021. The casino's response to
15 the prior audit findings indicated it would retrain staff;
16 however, this failed to resolve the issues and the violations
17 continued.

18 The second on the violations is also a repeat audit
19 finding involving the casino's activities which violate
20 Chapter U, section 4.05 of the Commission's Minimum Control
21 Standards. This requires that manual adjustments to player
22 reward credits to an individual patron's account be documented
23 to include the patron's information, amount of the credit
24 adjustment, and the explanation for the adjustment. A daily
25 report is required from the system listing all the information

1 and adjustments to a player account for that day.

2 Additionally, the accounting department must conduct a
3 weekly audit report of these adjustments for the purpose of
4 assuring the legitimacy of the credit adjustments.

5 The current audit report shows that as of September 28,
6 2022, the casino's revenue audit was not conducting daily
7 audit of the manual credit adjustments using a report from the
8 system as is required.

9 This same violation was previously noted in the MGC
10 audit reported issued on September 1 of 2020. In the casino's
11 response to this prior audit report, it stated corporate IT
12 had developed the necessary reports for compliance and that
13 those reports had been implemented. Despite this original
14 implementation, the reports were not being used and the
15 violation continued.

16 The third violation alleges activities by the casino in
17 violation of the casino count room procedures. The
18 Commission's Minimum Control Standards as set forth in Chapter
19 G in section 7.11 and 7.13 require that the contents from each
20 drop device shall be recorded prior to commingling the funds
21 with funds from other devices. It is further required that
22 when all assets have been counted, a count team member shall
23 prepare a report in the count room listing the correct count
24 for each asset and the correct grand total.

25 Observation for the gaming days of August 26 of 2022

1 and August 30 of 2022 showed that the casino did not follow
2 the correct procedure for a BV count conducted in the count
3 room. During the BV counts, contents of each drop device were
4 not accurately recorded prior to commingling the funds with
5 funds from other devices.

6 Additionally, there were three inaccurate grand totals
7 in the count and BV count totals. During the interview with
8 the count room manager on September 20 of 2022, he indicated
9 the inaccurate count totals were caused by malfunction of the
10 count room's MPS machine.

11 The Disciplinary Review Board has reviewed the three
12 violations and recommended a total fine of \$10,000. In the
13 company's response to the Commission's 14-day letter, it did
14 not contest the audit findings or the fine. The company did
15 outline remedial measures it has taken to address the issues.
16 These include investment in new count equipment and
17 maintenance of existing equipment and implementing new
18 processes to ensure compliance with the Commission's Minimum
19 Control Standards.

20 The Disciplinary Review Board considered the casino's
21 response and maintains the \$10,000 fine recommendation.

22 Thank you. If there's any questions, I'd be happy to
23 take those.

24 CHAIRMAN ZIMMERMAN: Thank you, Ms. Richenberger. I
25 guess I would like to at least have a conversation with my

1 fellow Commissioners. I realize that \$10,000 is a
2 considerable amount of money, but I have really significant
3 concerns about the repeated findings of the audit and the
4 amount of effort that these audits create for MGC Staff, only
5 to find out that the same types of violations continue over
6 and over again and the apparent failure of River City to take
7 those findings seriously.

8 They were just fined \$15,000 for a violation in
9 February of this year which involved inappropriate behavior on
10 the part of casino staff, not necessarily an audit situation
11 in that case; but I feel very concerned that management
12 doesn't take these seriously, these violations, and would just
13 perhaps want to engage my fellow Commissioners in a
14 conversation about whether \$10,000 is an appropriate fine.
15 Any comments?

16 COMMISSIONER HANE: It is concerning that we have
17 repeat, repeat, repeat violations. And so the correction is
18 updating the counting machinery and additional staff training?

19 CHAIRMAN ZIMMERMAN: Training of staff?

20 MS. RICHENBERGER: That is the response by the casino,
21 indicating they have replaced -- let me double check here --
22 investment in new count equipment and maintenance of existing
23 equipment in the count room.

24 CHAIRMAN ZIMMERMAN: From a procedural standpoint, when
25 would a followup audit be conducted to see if the changes that

1 they've indicated in their letter have been made?

2 MS. RICHENBERGER: My information is that as of August
3 of 2023, all findings have been corrected with regard to these
4 three violations that I'm presenting today.

5 COMMISSIONER CONWAY: The three violations out of how
6 many instances? What's the total volume of checks on this
7 where they found three out of 30 that month, or how does that
8 compare to the number of times that they actually balanced?

9 MS. RICHENBERGER: Commissioner Conway, I would defer
10 that question to Compliance Audit Manager Leshia Kempker,
11 who's here today.

12 MS. KEMPKER: Leshia Kempker, Compliance Audit Manager.
13 Are you asking specifically about the count room finding?

14 COMMISSIONER CONWAY: Well, I noticed that one of the
15 documents referred to three discrepancies in the account
16 balances, and I think if it's three out of four, that would
17 certainly -- I would interpret that as much more severe than
18 three out of 300. So give me a reference here of what we're
19 looking at as far as discrepancy.

20 MS. KEMPKER: We looked at the count paperwork for
21 August 26 and August 30, and both days they had changes to
22 their grand total. So of those two days, there were changes;
23 so we saw those changes commonly throughout the count
24 paperwork.

25 COMMISSIONER CONWAY: So it's more than just two

1 specific dates? I mean if you would have gone into September,
2 you --

3 MS. KEMPKER: We would have likely found more instances
4 because it was when the machine was malfunctioning that they
5 had to make these corrections and didn't carry it through to
6 the correct BV count.

7 COMMISSIONER CONWAY: How long did they have a
8 malfunctioning machine that allowed these errors to occur?

9 MS. KEMPKER: That, I am not sure of. They did have
10 maintenance conducted on these machines and they did buy a new
11 machine to replace the one that was causing the most trouble.

12 COMMISSIONER CONWAY: Thank you.

13 MR. PEATE: I'd be happy to share. I'm the General
14 Manager at River City. I'd be happy to answer any questions
15 if you so are interested.

16 CHAIRMAN ZIMMERMAN: would you introduce yourself for
17 the record?

18 MR. PEATE: Thank you. My name is Steve Peate, I am
19 the General Manager at River City Casino, so a couple of
20 things that I'd like to clarify. We take audit findings
21 incredibly serious. Obviously, that's the reason I'm here
22 today. Our compliance director and compliance manager are
23 also here because of the importance of these kind of
24 situations.

25 The count room equipment machine malfunction was

1 frankly -- it didn't result in a loss, didn't result in a
2 discrepancy related to the funds or anything paid. What our
3 team did is, when the machine malfunctioned, they didn't stop
4 the process and verify that money back to the specific can.
5 They commingled those things, so the audit report, as far as
6 the discrepancy of the findings and the gaming day dollars due
7 was appropriate, and that's audited in three different ways.

8 So that money then goes to our main bank, and then our
9 revenue audit team verifies that all of that money matches to
10 our casino gaming system, while still an important process
11 that our team needs to slow down and ensure.

12 So we did spend over \$200,000 on new equipment and
13 repairing of equipment to make their jobs more efficient. And
14 that was an unfortunate situation that our team got into,
15 similar to the revenue audit reporting structure. With Covid,
16 we lost some folks; and one of our managers unfortunately
17 started to make some independent audits on how the reports
18 were generated and he did not share that with the rest of the
19 team upon his exiting the organization, so resulted in our
20 team frankly just being naive to it.

21 So we have now specifically automated reports that are
22 generated through our player tracking system that provides
23 that detail now. So we take it incredibly serious. That's
24 why we didn't argue the fines. We feel like it's our
25 obligation we ensure we're in compliance. That's why we take

1 it very serious, we've done retraining with our teams.

2 And our revenue audit manager at the time -- excuse me,
3 our compliance manager at the time also went back and looked
4 at all the tapes related to the count room to find and
5 identify those opportunities as we move forward and has
6 continued to follow up.

7 CHAIRMAN ZIMMERMAN: Okay, thank you, Mr. Peate. I
8 appreciate that.

9 MR. PEATE: Thank you.

10 CHAIRMAN ZIMMERMAN: I will move to approval
11 Disciplinary Action DC-23-040. Is there a second?

12 COMMISSIONER CONWAY: Second.

13 CHAIRMAN ZIMMERMAN: Any further discussion? Angie,
14 would you call the roll?

15 MS. FRANKS: Chairman Zimmerman?

16 COMMISSIONER ZIMMERMAN: Approved.

17 MS. FRANKS: Commissioner Conway?

18 COMMISSIONER CONWAY: Approved.

19 MS. FRANKS: Commissioner Hane?

20 COMMISSIONER HANE: Approved.

21 MS. FRANKS: By your vote, you've adopted DC-23-040.

22 CHAIRMAN ZIMMERMAN: Thank you, Ms. Richenberger. I
23 appreciate that. Next disciplinary action is St. Louis Gaming
24 Ventures, LLC. Deputy General Counsel Nikki Evans will make
25 the presentation.

1 MS. EVANS: Good morning Chair Zimmerman,
2 Commissioners. Under Tab J, we have Preliminary Order of
3 Discipline directed at St. Louis Gaming Ventures, LLC, who
4 operates Hollywood Casino St. Louis, for alleged violations of
5 11 CSR 45-7.040, which states that every licensee shall
6 conduct and record surveillance which allows clear,
7 unobstructed views in all areas of the general casino floor
8 with sufficient clarity to permit identification of all
9 players, employees, patrons, and spectators, as well as
10 alleged violations of the Commission's Minimum Internal
11 Control Standard Chapter A, Section 3.03, which states that
12 all short-term variances must be submitted via a detailed
13 written report to the Jefferson City MGC office showing a
14 specific need for the variance, including any proposed
15 conditions and restrictions. The request must be approved in
16 writing by MGC prior to implementation.

17 In this matter, the Commission gave approval to the
18 casino to conduct cashless gaming demonstrations on electronic
19 gaming devices, EGDs, and table games in September of 2022.
20 The approval included the following conditions set forth in
21 the casino's initial request.

22 The EGD and table games were to remain under constant
23 surveillance coverage and the demonstration room would be
24 restricted from patron access when not occupied by a licensed
25 employee. The approval from the Commission also included the

1 condition that the EGD would be RAM cleared and assigned an
2 asset number not found on the live system.

3 On September 26, 2022, EGD Coordinator Kelly Allen
4 inspected the environment for the cashless gaming
5 demonstrations. The inspection revealed that there was no
6 dedicated surveillance coverage of the demonstration room that
7 would meet the standards of regulation camera approval.
8 Further, the door to the demonstration room which was
9 accessible to the public was found to be unsecured. EGD
10 Coordinator Allen also determined that the EGD had not been
11 RAM cleared or assigned an asset number, all of which were
12 conditions required pursuant to the Commission's approval
13 letter.

14 The Disciplinary Review Board reviewed this case and
15 recommended a \$5,000 fine. The casino did not contest the
16 fine. In the response, the casino acknowledged the
17 environment and noted that the gaming demonstration took place
18 at later date with the following approval.

19 And I'd be happy to answer any questions that the
20 Commissioners may have on this issue.

21 CHAIRMAN ZIMMERMAN: I just have one question. I
22 certainly understand the seriousness of leaving the EGD in the
23 ultra-high limit room unsecured for almost 72 hours. Could
24 you explain or did they explain the potential ramifications or
25 loss with licensees having access to that room? would they be

1 able to do anything to that machine or use that machine if
2 patrons were allowed to come and go since the door was
3 unlocked?

4 MS. EVANS: For that question I would like to defer to
5 Kelly Allen who is here today and is our Electronic Gaming
6 Device Coordinator.

7 CHAIRMAN ZIMMERMAN: Thank you. Ms. Allen?

8 MS. ALLEN: Good morning, Chair Zimmerman,
9 Commissioners. Kelly Allen, EGD Coordinator. The game was
10 not hooked up to the system; however, they could have
11 potentially vended money and played that game and therefore
12 won jackpots because it was live.

13 CHAIRMAN ZIMMERMAN: There was not any loss, though, I
14 understand?

15 MS. ALLEN: There was not.

16 CHAIRMAN ZIMMERMAN: Okay, but potentially there could
17 have been because the room was left unlocked for at least 72
18 hours --

19 MS. ALLEN: Potentially, correct.

20 CHAIRMAN ZIMMERMAN: -- I think they were aware of.
21 Thank you.

22 MS. ALLEN: You're welcome.

23 CHAIRMAN ZIMMERMAN: Any other questions? Mr. Conway?

24 COMMISSIONER CONWAY: I don't believe so.

25 CHAIRMAN ZIMMERMAN: Okay, no additional questions for

1 Ms. Evans? Thank you, Ms. Evans. You might want to stay up,
2 I know you're up next as well.

3 MS. EVANS: I'll hang tight up here.

4 CHAIRMAN ZIMMERMAN: I move approval for Disciplinary
5 Action DC-23-041. Is there a second?

6 COMMISSIONER HANE: Second.

7 CHAIRMAN ZIMMERMAN: Any further discussions? Angie,
8 would you call the roll?

9 MS. FRANKS: Chairman Zimmerman?

10 COMMISSIONER ZIMMERMAN: Approved.

11 MS. FRANKS: Commissioner Conway?

12 COMMISSIONER CONWAY: Approved.

13 MS. FRANKS: Commissioner Hane?

14 COMMISSIONER HANE: Approved.

15 MS. FRANKS: By your vote, you've adopted DC-23-041.

16 CHAIRMAN ZIMMERMAN: Next is Disciplinary Action for
17 IOC-Boonville, Incorporated. Ms. Evans, you're up again.

18 MS. EVANS: Thank you. Under Tab K we have a
19 Preliminary Order of Discipline directed at Isle of Capri
20 Boonville for alleged violations of the Commission's Minimum
21 Internal Control standards and the Casino's Internal Control
22 System, Chapter J, Section 1.04, which states that a manual
23 reading of the turnstiles shall be performed and recorded at
24 the end of each gaming excursion to provide turnstile readings
25 and verify the turnstiles are operating properly.

1 In this matter, on September 9, 2022, a casino employee
2 failed to take the turnstile meter readings at 10:00 AM for
3 the 8:00 AM cruise. An email from Revenue Audit indicated
4 that September 9, 2022, the date of that failure, was the
5 first date that the recording of the turnstile meter readings
6 would be shared between Caesar's Rewards Center and security
7 personnel.

8 Subsequently, there were nine additional instances of
9 failed turnstile meter readings through January 23, 2023,
10 which required the casino's surveillance department to conduct
11 reviews for the purpose of reconciling the number of patrons
12 on the casino floor at the end of each two-hour cruise and
13 ensure that admission taxes were paid appropriately.

14 The Disciplinary Review Board recommended a \$10,000
15 fine which the casino contested and requested to be removed or
16 reduced to a minimum fine based on the measures taken by the
17 casino to address the violations. Such measures as outlined
18 in the casino's response letter included email reminders from
19 casino management, calendar reminders to attendants, and
20 further training to employees.

21 The Disciplinary Review Board considered the casino's
22 response and has decided to retain the recommendation of a
23 \$10,000 fine in this matter. And I'd be happy to answer any
24 questions that you might have.

25 CHAIRMAN ZIMMERMAN: No question, just a statement

1 that, you know, obviously it was a problem that spanned
2 multiple employees and multiple shifts, and I certainly agree
3 with the DRB. Any questions? Commissioner Conway?

4 COMMISSIONER CONWAY: No.

5 CHAIRMAN ZIMMERMAN: We don't have any other questions
6 for Ms. Evans. Thank you so much. I move to approve
7 Disciplinary Action DC-23-042. Is there a second?

8 COMMISSIONER CONWAY: Second.

9 CHAIRMAN ZIMMERMAN: Any further discussion? Angie,
10 please call the roll.

11 MS. FRANKS: Chairman Zimmerman?

12 COMMISSIONER ZIMMERMAN: Approved.

13 MS. FRANKS: Commissioner Conway?

14 COMMISSIONER CONWAY: Approved.

15 MS. FRANKS: Commissioner Hane?

16 COMMISSIONER HANE: Approved.

17 MS. FRANKS: By your vote, you've adopted DC-23-042.

18 CHAIRMAN ZIMMERMAN: Next we have Consideration of
19 waiver of Institutional Investor. Kylee Wieberg will make the
20 presentation.

21 MS. WIEBERG: Good morning, Chair Zimmerman and
22 Commissioners. My name is Kylee Wieberg, and I'm the
23 Financial Investigations Manager with the Missouri Gaming
24 Commission.

25 Under Tab L, we have a request for a waiver for

1 institutional investor for BlackRock, Inc. BlackRock, Inc.
2 is an American multi-national investment company, and they are
3 considered to be the largest asset manager in the world.
4 BlackRock provides investment management services to
5 institutional clients and to retail investors through various
6 investment vehicles. BlackRock is publicly traded on the New
7 York Stock Exchange.

8 They have approximately 9.09 trillion assets under
9 management. BlackRock is not currently registered as an
10 investment advisor with the SEC, although they have five
11 subsidiaries that are registered investment advisors with the
12 SEC.

13 They own 5.04 percent stock in Konami Group
14 Corporation, who is a supplier key business entity. They hold
15 a waiver for their ownership in multiple Missouri licensees.

16 I'd be happy to answer any questions you may have.

17 CHAIRMAN ZIMMERMAN: My only question is they currently
18 own 5.04 percent?

19 MS. WIEBERG: Uh-huh.

20 CHAIRMAN ZIMMERMAN: And request for waiver is from 10
21 to 20? Am I reading that correctly?

22 MS. WIEBERG: It's up to 20 percent.

23 CHAIRMAN ZIMMERMAN: Up to 20, okay. Thank you. Any
24 other questions for Ms. wieberg? No? Okay, thank you, ma'am.
25 I move to approve Resolution 23-061. Is there a second?

1 COMMISSIONER HANE: Second.

2 CHAIRMAN ZIMMERMAN: Any further discussion? Angie,
3 would you call the roll?

4 MS. FRANKS: Chairman Zimmerman?

5 COMMISSIONER ZIMMERMAN: Approved.

6 MS. FRANKS: Commissioner Conway?

7 COMMISSIONER CONWAY: Approved.

8 MS. FRANKS: Commissioner Hane?

9 COMMISSIONER HANE: Approved.

10 MS. FRANKS: By your vote, you've adopted Resolution
11 Number 23-061.

12 CHAIRMAN ZIMMERMAN: Next on our agenda is
13 Consideration of Delegation of Authority to the Chair. Judge
14 Richardson?

15 JUDGE RICHARDSON: Thank you. Each year, pursuant to
16 the Code of State Regulations, the Commission considers
17 whether or not to extend the authority to the Chair of the
18 Commission to extend any existing license for up to 60 days,
19 and with Mr. Leara having gone on to Alcohol and Tobacco
20 Control and a new Chair, the Commission needs to consider
21 extending that or regarding the delegation of authority to
22 Chair Zimmerman. And that is the request before the
23 Commission today.

24 CHAIRMAN ZIMMERMAN: I don't have any questions.
25 Anybody have any questions?

1 COMMISSIONER CONWAY: This is a standard procedure
2 that's been in effect for many years.

3 JUDGE RICHARDSON: Yes, it has, and it is good for one
4 year, so if you don't like the way she's doing things in the
5 next year, you can take it away from her.

6 CHAIRMAN ZIMMERMAN: Can they do it sooner than that?

7 JUDGE RICHARDSON: They can, but I was trying to give
8 you a year.

9 CHAIRMAN ZIMMERMAN: It could be sooner than that. Any
10 questions?

11 COMMISSIONER HANE: No.

12 CHAIRMAN ZIMMERMAN: I appreciate that. Thank you
13 Judge. I move to approve Resolution 23-062. Is there a
14 second?

15 COMMISSIONER CONWAY: Second.

16 CHAIRMAN ZIMMERMAN: Any other discussion? Angie,
17 would you call the roll?

18 MS. FRANKS: Chairman Zimmerman?

19 COMMISSIONER ZIMMERMAN: Approved.

20 MS. FRANKS: Commissioner Conway?

21 COMMISSIONER CONWAY: Approved.

22 MS. FRANKS: Commissioner Hane?

23 COMMISSIONER HANE: Approved.

24 MS. FRANKS: By your vote, you've adopted Resolution
25 Number 23-062.

1 CHAIRMAN ZIMMERMAN: Thank you all for your confidence.
2 I appreciate that.

3 The next item on the agenda is Consideration of Rules
4 and Regulations. First we'll have the proposed amendments.
5 Melissa Stephens will make that presentation.

6 MS. STEPHENS: Good morning, Chair Zimmerman,
7 Commissioners. I'm Melissa Stephens, I'm an Internal Control
8 Auditor with the Commission.

9 Under Tab N we have a group of five proposed rule
10 amendments that were identified during the Gaming Commission's
11 recent periodic review of all rules contained in 11 CSR 45.
12 These proposed amendments address various cleanup items,
13 including the ongoing updates to the class designations as
14 needed to correctly identify the licensee that is intended to
15 be referenced in the rule. These updates are necessary due to
16 another regulation that was previously amended which changed
17 the Class A license to a Class B license, and it created a new
18 Class A license.

19 Additionally, these amendments update terminology for
20 consistency with the statues as well as throughout 11 CSR 45,
21 such as replacing the term "riverboat" with the term
22 "excursion gambling boat," which is the term that is defined
23 in statute and that now also encompasses a non-floating
24 facility that is licensed by Commission.

25 Also addressed in these amendments are typographical

1 corrections for consistency with other regulations and the
2 removal of duplicative and outdated elements as well as the
3 revision of the purpose statement or the title as needed for
4 consistency with the rule.

5 In addition to the cleanup items just described, these
6 proposed amendments also include additional revisions that
7 have been requested by staff and industry, generally to
8 clarify the regulations. We sent the drafts of these proposed
9 amendments out to industry for their review and have addressed
10 the comments that they provided regarding these proposed
11 amendments.

12 The first item on N1 is the proposed amendment to Rule
13 5.030 which also revises sections 1 and 2 for clarity. Per
14 the feedback that we received from industry during their
15 review of the drafted amendment, Section 1 was further revised
16 to clarify that the prohibition is limited to properties that
17 are owned or operated in Missouri.

18 The amendment to 5.100 also clarifies and updates the
19 specifications for the chips that are used at the table games.

20 Rule 5.140 is being amended to update the requirements
21 for the location where the reserve and the secondary chips are
22 stored to provide additional options. This amendment adds the
23 main bank as a storage location for reserve chips as well as
24 allows the Class B licensee to store secondary chips in the
25 main bank or in the cashier's cage if they prefer.

1 The amendment to Rule 5.150 clarifies and updates the
2 storage and inventory requirements for chips.

3 Finally, the amendment to Rule 5.235 updates the
4 terminology due to changes in technology and for consistency
5 with the terms that are used in other regulations to refer to
6 independent testing laboratories or ITLs.

7 This amendment also removes outdated language which
8 states the Commission would select the independent testing
9 laboratory and would bill the Class A licensees for the costs
10 for transportation of analysis of the electronic gaming
11 devices.

12 We received approval from the Governor's office to
13 proceed with these amendments on August 14 of 2023. If you
14 approve them today, the 30-day public comment period would
15 begin when the proposed amendments are published in the
16 *Missouri Register* on October 2, 2023. The public hearing is
17 anticipated to be held on November 2, 2023, and the rules will
18 come back to you, along with any comments or suggested
19 changes, for the Final Orders of Rulemaking at your
20 December 6, 2023 meeting. If you approve the amendments at
21 that time, these amendments would become effective on March 30
22 of 2024.

23 I'm available if you have any questions.

24 CHAIRMAN ZIMMERMAN: I don't have any questions. Does
25 anybody have any questions for Ms. Stephens? Seeing none,

1 thank you, Ms. Stephens. You're welcome to stay up. I know
2 you're up next as well.

3 I move to approve Resolution 23-063. Is there a
4 second?

5 COMMISSIONER CONWAY: Second.

6 CHAIRMAN ZIMMERMAN: Any further discussion? Angie,
7 would you call the roll?

8 MS. FRANKS: Chairman Zimmerman?

9 COMMISSIONER ZIMMERMAN: Approved.

10 MS. FRANKS: Commissioner Conway?

11 COMMISSIONER CONWAY: Approved.

12 MS. FRANKS: Commissioner Hane?

13 COMMISSIONER HANE: Approved.

14 MS. FRANKS: By your vote, you've adopted Resolution
15 Number 23-063.

16 CHAIRMAN ZIMMERMAN: Next item on the agenda is the
17 Final Order of Rulemaking, Ms. Stephens?

18 MS. STEPHENS: Thank you. Under Tab O we have the
19 Final Order for the Rescission of Rule 10.150, which is being
20 rescinded due to the following:

21 No childcare facilities have been offered on property
22 owned by Class A or Class B licensees for many years.
23 Additionally, the information contained in the CSR has become
24 outdated. This rule is also duplicative since existing
25 regulations of other agencies address that childcare

1 facilities are properly licensed and regulated for health and
2 safety.

3 This rescission was proposed at the April 26, 2023
4 meeting, and you approved moving forward with the proposed
5 rescission. The public comment period ended on July 1, 2023,
6 and there was a public hearing on July 6 of 2023. No public
7 comments or testimony were received regarding this proposed
8 rescission.

9 On August 14 of 2023, we received approval from the
10 Governor's office to proceed with this final order. Pending
11 your approval, this rescission would become effective on
12 December 30 of this year.

13 CHAIRMAN ZIMMERMAN: Any questions for Ms. Stephens?

14 COMMISSIONER HANE: You said it will become effective
15 December 30?

16 MS. STEPHENS: Of 2023.

17 CHAIRMAN ZIMMERMAN: Seeing no additional questions,
18 thank you again, Ms. Stephens. I move to approve Resolution
19 23-064. Is there a second?

20 COMMISSIONER HANE: Second.

21 CHAIRMAN ZIMMERMAN: Any further discussion? Angie,
22 would you call the roll?

23 MS. FRANKS: Chairman Zimmerman?

24 COMMISSIONER ZIMMERMAN: Approved.

25 MS. FRANKS: Commissioner Conway?

1 COMMISSIONER CONWAY: Approved.

2 MS. FRANKS: Commissioner Hane?

3 COMMISSIONER HANE: Approved.

4 MS. FRANKS: By your vote, you've adopted Resolution
5 Number 23-064.

6 CHAIRMAN ZIMMERMAN: We're now ready to close our first
7 open session. I move for closed meeting under Section
8 313.087, Investigatory, Proprietary and Application Records
9 and 610.021(1) Legal Actions and Matters Subject to Attorney
10 Client Privilege and Legal Work Product, (3) and (13)
11 Personnel, (12) Contracts and (14) Records Protected from
12 Disclosure by Law. Is there a second?

13 JUDGE RICHARDSON: Chairman Zimmerman, just a point of
14 clarification. I believe you said Section 313.087. In fact,
15 it's 313.847.

16 CHAIRMAN ZIMMERMAN: 847, I apologize. It was written
17 correctly. 847, yes. Is there a second?

18 COMMISSIONER HANE: Second.

19 CHAIRMAN ZIMMERMAN: Any further discussion? Angie,
20 would you call the roll?

21 MS. FRANKS: Chairman Zimmerman?

22 COMMISSIONER ZIMMERMAN: Approved.

23 MS. FRANKS: Commissioner Conway?

24 COMMISSIONER CONWAY: Approved.

25 MS. FRANKS: Commissioner Hane?

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COMMISSIONER HANE: Approved.
MS. FRANKS: we're in closed session.
COMMISSIONER ZIMMERMAN: Thank you all.

[THAT CONCLUDES THE RECORD]

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REPORTER'S CERTIFICATE

I, Susanne E. Moon, Registered Professional Reporter, Certified Real-time Reporter, and Certified Court Reporter, certify that on August 30, 2023, I was present and reported the proceedings held before the Missouri Gaming Commission, and I further certify that the foregoing 50 pages contain a true and accurate transcription of the proceedings.

Susanne Moon

Susanne E. Moon, RPR, CRR, CCR #473

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MISSOURI GAMING COMMISSION
Second Open Session Minutes
August 30, 2023

The Missouri Gaming Commission (the “Commission”) went into the second open session at approximately 11:40 a.m. on August 30, 2023, at the Missouri Gaming Commission, 3417 Knipp Drive, Jefferson City, Missouri. Present were Chair Zimmerman, and Commissioners Conway and Hane. Executive Director Peggy Richardson, Deputy Director Tim McGrail; General Counsel Heather Richenberger; Deputy General Counsel Nikki Evans; Assistant Directors Cheryl Alonzo, Terri Hutchison and John Hall; Designated Principal Assistant Angie Franks; and Public Information Officer Elizabeth Hoffman.

Chair Zimmerman moved to adopt the Proposed 2024 Commission Meeting Dates. Commissioner Hane seconded the motion, and after a roll call vote was taken, Zimmerman – yes, Conway – yes, and Hane – yes, the motion passed unanimously.

Chair Zimmerman moved to adjourn the open session. Commissioner Conway seconded the motion, and after a roll call vote was taken, Zimmerman – yes, Conway – yes, and Hane – yes, the motion passed unanimously.

The meeting ended at 11:41 a.m.