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4	BEFORE THE MISSOURI GAMING COMMISSION
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12	TRANSCRIPT OF HEARING
13	SEPTEMBER 28, 2022
14	9: 30 A. M.
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21	MISSOURI GAMING COMMISSION
22	3417 KNIPP DRIVE
23	JEFFERSON CLTY, MISSOURI 65109
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1 Susanne E. Moon Certified Court Reporter 573-378-9186

1	<u>PROCEEDINGS</u>
2	COMMISSIONER LEARA: Call the meeting to order of the
3	Missouri Gaming Commission. Angle, please call the roll.
4	MS. FRANKS: Chairman Leara?
5	CHAIRMAN LEARA: Present.
6	MS. FRANKS: Commissioner Conway?
7	[NO RESPONSE]
8	MS. FRANKS: Commissioner Hane?
9	COMMISSIONER HANE: Present.
10	MS. FRANKS: Commissioner Zimmerman?
11	COMMISSIONER ZIMMERMAN: Present.
12	CHAIRMAN LEARA: We have a quorum. First item will be
13	the Adoption of the Agenda. I move for the adoption. Is
14	there is second?
15	COMMISSIONER ZIMMERMAN: Second.
16	CHAIRMAN LEARA: We have a second. Any discussion?
17	We'll allow Mr. Conway to chime in on that when he comes in.
18	Angie, call the roll.
19	MS. FRANKS: Chairman Leara?
20	CHAIRMAN LEARA: Approved.
21	MS. FRANKS: Commissioner Hane?
22	COMMISSIONER HANE: Approved.
23	MS. FRANKS: Commissioner Zimmerman?
24	COMMISSIONER ZIMMERMAN: Approved.
25	MS. FRANKS: By your vote, you have adopted the agenda.

1	CHAIRMAN LEARA: Next item on the agenda, Team Member
2	Recognition. Mr. Conway
3	COMMISSIONER CONWAY: Hello, Chairman.
4	CHAIRMAN LEARA: We'll note your presence. We have
5	adopted the agenda. Do you have any discussion on the matter?
6	It's already been approved, but we will allow that.
7	COMMISSIONER CONWAY: None.
8	CHAIRMAN LEARA: Seeing none
9	COMMISSIONER CONWAY: I'll save it for next time.
10	CHAIRMAN LEARA: So who will begin leading the team
11	member recognition? Judge?
12	JUDGE RICHARDSON: Chairman, first of all, I'd like to
13	acknowledge Lieutenant Andy Tourney, soon to be Captain Andy
14	Tourney. Lieutenant Tourney has been chosen to be the new
15	captain for the Gaming Division by the Missouri State Highway
16	Patrol. His duties become effective officially on Saturday,
17	October 1, but unofficially he's been doing it for about a
18	month now. And we thank him for that.
19	Also joining us, Lieutenant Kevin Hunter back here to
20	my left. Lieutenant Hunter previously was with the Gaming
21	Division, went back on the road, I guess you would call it,
22	but he has rejoined the Gaming Division, and he will be the
23	lieutenant in charge of administration. We're glad to have
24	him back in the building.
25	CHAIRMAN LEARA: Congratulations.

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MR. McGRAIL: We have two of our members that are recognized each day, so I'm going to ask first for Angela to come forward. Angela is one of our employees that's been here for a good while, 20 years total, 29 years almost with the State of Missouri. She spent some time with OA, enforcing the lottery for a couple of years or so and then moved over to us, so we recognize her for 20 years of service with us.

Angela is our accountant, so most of the casinos, your finance people are very much aware of Angela. She takes care of the quarterly billing, the reimbursements, the hourly billing for this, so it's very detail oriented and it takes a lot of time on her part. We trust her. She's done it for a good number of years for that, so we're going to recognize her for 20 years of service.

Unfortunately, we're also recognizing her today because this is her last week with us. She has a great opportunity with another state agency, unfortunately; but it's to her benefit and we recognize that and we understand that, so we are going to miss her. She did say that she'll come and visit because apparently she will be just right across the street from us, so we do want to recognize her on that.

The first thing I'd like to do is give her a small token, which is one of our challenge coins that has the MGC emblem on it, so congratulations for that.

1	MS. WALLACE: Thank you.
2	MR. McGRAIL: And then I will read the Certificate of
3	Appreciation for Angela, recognition of your 20 years of
4	dedicated service with Missouri Gaming Commission.
5	Congratulations on reaching this significant milestone in
6	your career. We wish you the best. You've displayed a
7	tremendous part of our success and we appreciate your
8	commitment, so we will miss you.
9	MS. WALLACE: Thank you.
10	CHAIRMAN LEARA: Congratulations and best of luck in
11	your new endeavor.
12	MS. WALLACE: Thank you.
13	CHAIRMAN LEARA: Nextitem?
14	MR. McGRAIL: I have one more.
15	CHAIRMAN LEARA: My apologies.
16	MR. McGRAIL: If Doug Blevins would come forward. So I
17	promised Doug I wouldn't spend a whole lot of time talking and
18	talking so much about Doug. That doesn't mean that others may
19	not talk as well, so be prepared for that. I did want to make
20	a few notes. So Doug is retiring. This is going to be his
21	last week as well with the Gaming Commission, so he has 23
22	years with us. We are going to miss that. He's been our
23	primary as far as the bingo auditing. Him and Rachel have
24	done it for I don't know how many years together, so they go
25	out, they go all across the state and audit all the

out, they go all across the state and audit all the

organizations that provide bingo, so we are going to miss that part of him being here.

The whole time that he spent with Gaming, it has been within the bingo section except for five days. I couldn't figure that out initially when I was looking into it, but he actually applied and was accepted to take over with the taxation audit section. I think after five days he realized he had it good over on the bingo side and he said ignore that, I want to go back over to bingo, so he did.

Mel Fisher was the one that hired him, and Mel was our second executive director so he has seen seven executive directors come through this organization. Prior to coming with the state, and this has been the only agency I believe he's been with, he actually -- him and his wife owned and operated a Baskin Robbins down at Lake of the Ozarks for a good number of years, so that's interesting as far as that.

His degree was in marketing, and after working in the bingo section for a while he says hey, I think I need to take a little bit more experience and so he went back to school and got his accounting degree, hoping that would help him and benefit him in his job that he's done.

He's been the ambassador for our bingo side. I've never heard anyone say anything ill against Doug or the audit section of bingo for the work that they do. They -- if anyone's been to these bingo organizations, they're not real

modernized, their paperwork may be out in a shed or someplace else that they have to go look for. So like I say, he's done a lot for us.

If you describe him, you know, he's one of those ones -- and I don't know, maybe Barb would see otherwise -- one of those perfect employees. He's been dependable, loyal, always shows up, you never hear anything out of him. I mean you have to actually go and talk to him before he'll actually talk to you. So he does his work, and he does it well. So we are going to miss that part of Doug being here.

So first I'd like to give -- and this is on behalf of the Senate of the State of Missouri, it's a proclamation. I'm not going to read all the whereases for you, but I'll read a few of them.

Whereas the members of the Missouri Senate always welcome the opportunity to recognize milestone events in the lives and careers of Show Me State citizens who have distinguished themselves in exemplary public service.

Whereas on October 1 of this year, Doug Blevins of Four Seasons, Missouri, where he lives, will draw his duties and responsibilities as a bingo auditor to a close and a well deserved retirement. The big thing is he'll look forward to that monthly check every month, I'm sure.

Whereas in his 23 years he's been a dedicated and responsible ambassador for the Missouri Gaming Commission. He

1	has delivered his audit findings with tact, assisted bingo
2	operations in achieving compliance and optimizing funds
3	available to benefit their charities and dutifully served as
4	both the navigator and driver for the audit team for many
5	years. Did you also pick where you ate at or was that
6	MR. BLEVINS: That was pretty much me.
7	MR. McGRAIL: Yeah. He's really done a lot within this
8	organization. So on behalf of Mike Bernskoetter and the
9	Missouri Senate, presenting you with this proclamation.
10	MR. BLEVINS: Thank you.
11	MR. McGRAIL: Also, I do have another challenge coin sc
12	that you can remember us. Come by any time, check in with
13	Angela, visit, free coffee on behalf of the Judge.
14	JUDGE RICHARDSON: It's the least I can do.
15	MR. McGRAIL: But don't be a stranger.
16	MR. BLEVINS: All right, thank you.
17	MR. McGRAIL: And last, but not least, we are also
18	offering a Certificate of Retirement for you to recognize your
19	23 years with us. I'm sure you'll enjoy your time with your
20	family and Karen. I'm sure she has a long to-do list for you,
21	so we'll recognize you for that.
22	So if I could have yes, if Barbara, Rachel and
23	Tara would come forward, you have to present the Certificate
24	of Retirement to Doug. These are the Ladies that kept Doug
25	straight for all these years.

1	MS. NIVENS: Here you go, John.
2	MS. WHITTLE: On behalf of our section and the Gaming
3	Commission, we present you with this Certificate of
4	Retirement.
5	MR. BLEVINS: Thank you, I appreciate it. It's been a
6	blessing working here at the Commission and working with the
7	group of people I worked with over the years, so I really
8	appreciate that. Thank you.
9	CHAIRMAN LEARA: Congratulations to you all, and thank
10	you for your service.
11	Next item on the agenda, Consideration of Minutes From
12	August 31, 2022. I move for the approval. Is there a second?
13	COMMISSIONER HANE: Second.
14	CHAIRMAN LEARA: Second, Mr. Hane. Any discussion on
15	the minutes? Seeing none, Angle call the roll.
16	MS. FRANKS: Chairman Leara?
17	CHAIRMAN LEARA: Approved.
18	MS. FRANKS: Commissioner Conway?
19	COMMISSIONER CONWAY: Approved.
20	MS. FRANKS: Commissioner Hane?
21	COMMISSIONER HANE: Approved.
22	MS. FRANKS: Commissioner Zimmerman?
23	COMMISSIONER ZIMMERMAN: Approved.
24	MS. FRANKS: By your vote, you've adopted the minutes
25	of the August 31, 2022 meeting.

1	CHAIRMAN LEARA: Next item on the agenda, Consideration
2	of Hearing Officer Recommendation. Is Mr. Fawzy or is
3	Fawzy Simon not here?
4	MR. GREWACH: That's correct Mr. Chairman,
5	Commissioners. Mr. Simon's unable to attend due to illness,
6	and so I will be presenting in his behalf.
7	CHAIRMAN LEARA: We have his report, though, in written
8	form?
9	MR. GREWACH: Yes, you have his report.
10	CHAIRMAN LEARA: All right, Mr. Grewach?
11	MR. GREWACH: Yes, under Tab B we have a request from
12	Anthony Calandro to have his name removed from the involuntary
13	exclusion list. As I indicated, Mr. Simon, our hearing
14	officer, conducted a hearing. You have his findings. Among
15	them you'll find in Paragraph 1 his finding that the
16	restitution balance of more than \$915,000 is still owed.
17	You'll see that in Paragraph 3 that the hearing officer found
18	that Dr. Calandro experienced significant gambling losses at
19	area casinos during the period leading up to his legal
20	troubles and exclusion. And further in Paragraph 5, he found
21	that the only regular payments that are made are partial
22	withdrawals from his Social Security and a finding in
23	Paragraph 6 that Dr. Calandro admitted to artificially
24	limiting his income so that he does not lose his Social
25	Security benefits.

In his discussion, Mr. Simon indicated that it was clear from the evidence that some of those fraudulently obtained monies were used to gamble at Missouri casinos. He further went on in his discussion to find that the Petitioner has felt -- or has not felt or demonstrated any remorse for his actions. He found in support of that finding the unlawful and fraudulent presence at Hollywood Casino in 2020.

His fact that he intentionally and artificially limits his income and pays the bare minimum against a substantial restitution amount and finishes by saying he feels that Dr. Calandro feels comfortable asking to be allowed to spend discretionary income on gambling and entertainment in Missouri casinos rather than making his victims whole. And it was Mr. Simon's recommendation that Dr. Calandro's request be denied.

Now, given that rule, the rule that provides for his removal from the exclusion list, 15.050 doesn't give any specific guidelines for the Commission on how to rule on this type of request. I thought it would be helpful to go into the background of the case to the extent it may shine some light on Dr. Calandro's character and credibility.

In 2012, Dr. Calandro was charged in federal court with the felony of Medicare fraud for billing for services not rendered during a time period from 2006 to 2011. He was found guilty by a jury, sentenced to 72 months in prison and ordered to pay 966 thousand in restitution.

memo to us.

So following Trooper Johnson's recommendation, we did file a petition to place Dr. Calandro on the exclusion list. In 2017, Dr. Calandro appealed his placement on the list and asked the Commission to limit his exclusion so that it would end in three years, concurrent with when his probation, federal probation ended.

In January of 2018, the Commission denied that request. Dr. Calandro was then caught on the floor of Hollywood Casino in September of 2020 winning a taxable jackpot using his wife's player card. Now, in spite of the fact that 18 months earlier the Commission had denied his request that his exclusion end when his probation ended, he told Trooper Johnson that he thought his exclusion ended when his probation ended.

You'll also note in the legal file before you that Dr. Calandro testified under oath that -- and you'll see that on Transcript 35, Line 19 -- that he knew that the exclusion continued after the end of his probation and that he knew he was -- that he could not get a player's card because he was on the exclusion list, and that was the reason that he played with his wife's card.

Three weeks after he was caught on the casino floor, he filed his first request to be taken off the list. The hearing officer in that case in denying his request noted that he owed

in excess of 900,000 in restitution. The Commission denied his request to be taken off the list on August 25, 2021.

In spite of the fact that the August 2021 resolution stated that it was a final order of the Commission, seven months later Dr. Calandro filed this, his second request to get off of the list. He still owes in excess of \$900,000 of restitution.

As the hearing officer noted, if he has disposable income, he has two choices. He could pay toward the victims of his crime, pay his restitution, or he could use it to gamble at area casinos. It's the staff's recommendation that he remain on the exclusion list due to that fact.

You'll also see the last paragraph of the resolution we've placed before you a provision that precludes

Dr. Calandro from filing further additional requests to get off the list. This process, as you can probably ascertain from the file, takes considerable cost and resources of the Commission when these are filed. We put that paragraph in just to address this issue of what happens when he files a third one or a fourth one or a fifth one six months, eight months, ten months from now.

And obviously there are other approaches the Commission may decide. For example, the Commission could decide he can't file another request to be taken off the list until all his restitution is paid if that's an issue the Commission feels

1	strongly about.
2	CHAIRMAN LEARA: Okay. And as I understand it, Dr.
3	Calandro has requested to respond not in writing, but verbally
4	in person; is that correct?
5	MR. GREWACH: Both. The rule allows him to file a
6	written response at least 10 days before the hearing and also
7	allows him to come, and he is present.
8	CHAIRMAN LEARA: It's not a requirement, though, for a
9	written response?
10	MR. GREWACH: No.
11	CHAIRMAN LEARA: I think that's where my question was
12	going because I do see a response, and it appears to be
13	initialed by him.
14	MR. GREWACH: Yes.
15	CHAIRMAN LEARA: Is that correct?
16	MR. GREWACH: Yes.
17	CHAIRMAN LEARA: Of what he wants to respond to.
18	MR. GREWACH: Yes, he does wish to make a statement.
19	He is present.
20	CHAIRMAN LEARA: Okay, in a moment. I believe he's
21	here, okay. So at this time do any of the commissioners have
22	questions for Mr. Grewach before we discuss Mr. Calandro? Do
23	you have any questions? No? Okay.
24	Here's what I'm going to do. Mr. Calandro, if you'd
25	like to come up and speak, that would be fine.

Yes, I took it to trial, we lost, I got six years in

25

prison. And why I'm objecting to this is because this was back in 2012 and '13, which is nine years ago. I was put on the exclusion list because of the felony that I lost in trial, and of course I was put on the exclusion list.

No doubt that's procedure, I guess. And yes, things got also challenged in my life, but that was nine, ten, twelve years ago. Since then, the government handed me my six years prison. I did a prison sentence of four years, four and a half years, away from my family, my wife, everything that you could possibly have in life.

So I took the brunt of what the punishment was and got out in '17. I regained my practice license through my board. I regained my passport, I regained my driver's license, I regained my voting privileges. The only thing left is being on this exclusion list. No doubt that I understand where you're all coming from, but I think that being under the government's punishment and did what I was supposed to do and got out and now my character is back, I'm practicing after five years, married 41 years, stability in financials, no doubt the government has given me that payment they handed to me. I didn't choose that towards restitution. Yes, it's owed, it's going to be owed because that was the judgment.

So I just wanted to come here to express that's what happened, that's where I'm at now the years later doing very well back, and I just want it as a Missouri citizen, United

1	States citizen, having all the rights given back to me now
2	after the sentence and being in prison. I just wanted the
3	equality of having those rights back, and so that's why I came
4	before the Commission.
5	It's all written, yes, but I just wanted to express
6	that objections to possibly getting me back to my rights. And
7	even in the casinos, if you don't go in the casinos, you still
8	have restaurants, and a few of them you still have
9	entertainment that I can't entertain my family with, bring my
10	parents to or anything like that.
11	So that's all I have to say really. I just wanted to
12	express that. And I thank Mr attorney Ed, I don't know
13	your last name and Fawzy and everything for giving me the
14	hearings and opportunities.
15	CHAIRMAN LEARA: Thank you for being brief. You stayed
16	within your five minutes.
17	DR. CALANDRO: Thank you.
18	CHAIRMAN LEARA: Are there any questions for
19	Mr. Cal andro? Anyone? Madam?
20	COMMISSIONER ZIMMERMAN: I guess a couple of statements
21	that you made, Mr. Calandro Dr. Calandro, I apologize
22	that you had stated at someplace in the file that the felony
23	went away, that you felt like it had gone away and your
24	thought was that at the end of the probation, federal
25	probation, that you're clear of this felony. And I fail to

see how the felony has actually gone away or how you associate your freedom as an American citizen with being able to enter a casino.

I know that, you know, you have told us and obviously it's contained in the file that you got your driver's license, you got your right to vote, you got your passport, you know, all of those things associated with your freedoms as an American citizen, but I guess I would be interested in how you feel like -- because you made the statement you've gotten 95 percent of your freedoms back and that 5 percent is still hanging out there, your right to enter a casino. And so I guess I would be interested in how you feel like that's part of your freedom as an American citizen.

DR. CALANDRO: Commissioner Jan, thank you for that question. I was under the probation and under a probation, after doing the prison sentence, you get a supervised release. I'm sure some of you are aware of that. And under the supervised release, there was no gambling and that was a three-year after the prison sentence that was under supervised release.

Once I got released from the probation, which was in July of 2020, I've got written documentation from my probation officer, Michael Bridges, that to -- that I can do whatever I wanted to do as long as I keep those papers under the gambling situation or entertainment. So that's where I got in trouble

with Officer Amy that day when I was in the casino and I gave her those certificates, thinking federal -- I have no education in federal and state, but I figure federal overrides state, but I was not aware that the Missouri Gaming Commission had the jurisdiction of taking me off the list, not the federal government.

And that's where the communications was miscommunicated to me by my probation officer or I didn't know that -- you know, I just had papers. They don't tell you nothing. So my recollection back then was that since I was off probation now, the supervised release was gone and since that was on the supervised release, I was free to do what I wanted to do.

COMMISSIONER ZIMMERMAN: Your release from probation, the letter was dated September 14 and then you snuck into the Hollywood Casino on September 21, so just a week after you received your letter -- I mean did you not think that maybe using your wife's players card was going to be inappropriate?

DR. CALANDRO: I did not know. No.

COMMISSIONER ZIMMERMAN: So using somebody else's ID or driver's license or any other type of identification, it's not different from the casinos than it is for any other type of identification that is issued to you.

DR. CALANDRO: Correct. And to be honest with you, my recollection was -- she had the card so I was gaining points and benefits on her end. I had no desire to get any at that

1	time, to do anything.
2	COMMISSIONER ZIMMERMAN: Okay, thank you.
3	CHAIRMAN LEARA: Any other questions? Thank you,
4	Mr. Cal andro.
5	DR. CALANDRO: Thank you.
6	CHAIRMAN LEARA: Any discussion? Okay, one question.
7	MR. GREWACH: Yes?
8	CHAIRMAN LEARA: Mr. Grewach, were there any
9	recommendations or communications with casinos regarding this
10	matter? Did they have any input, did they have any request,
11	did they make any notifications of any kind to us that this
12	was happening, or was it from our troopers?
13	MR. GREWACH: From our troopers.
14	CHAIRMAN LEARA: Okay, and that was it?
15	MR. GREWACH: Yes.
16	CHAIRMAN LEARA: No industry?
17	MR. GREWACH: Correct.
18	CHAIRMAN LEARA: I move for the approval of Resolution
19	Number 22-053. Is there a second?
20	COMMISSIONER ZIMMERMAN: Second.
21	CHAIRMAN LEARA: Second, Madam Zimmerman. Discussion?
22	Seeing none, Angie, call the roll.
23	Ms. FRANKS: Chairman Leara?
24	CHAIRMAN LEARA: Approved.
25	MS. FRANKS: Commissioner Conway?

1	COMMISSIONER CONWAY: Approved.
2	MS. FRANKS: Commissioner Hane?
3	COMMISSIONER HANE: Approved.
4	MS. FRANKS: Commissioner Zimmerman?
5	COMMISSIONER ZIMMERMAN: Approved.
6	MS. FRANKS: By your vote, you've adopted Resolution
7	Number 22-053.
8	CHAIRMAN LEARA: Next item on the agenda, Consideration
9	of Rulemaking. Mr. Grewach, you have the floor.
10	MR. GREWACH: Thank you, Mr. Chairman. Under Tab C, we
11	have proposed amendments to Chapter L which deals with
12	internal auditors. Internal auditors are typically employees
13	of the Class A licensee and they're required by the rule to
14	audit regulatory compliance of each Class B. They perform
15	these audits on schedules of either a six-month or a one-year
16	time period.
17	Some of the amendments you'll see in front of you
18	address new technology or processes that were not in place
19	during the last rewrite of this rule such as hybrid table
20	games and cashless wagering. For example, the amended rule
21	requires the auditors to observe the cashless transactions at
22	table games, to test the bluetooth connection between the
23	patron's phone and the electronic gaming devices, and it also
24	covers a variety of other topics.
25	This rule, like other rules that we have, as time goes

on on a day-to-day basis, we may discover some issue, some ambiguity with the rule or in this case we might get some input from internal auditors to say hey, there's an easier way to do this just as effective, and we listen to that.

As we get those, then we send those recommendations to our policy group and then when it comes turn for this rule to be rewritten, that's why you typically see in a rule like this a disparate, you know, variety of topics with it.

The Governor's office approved this amendment on September 6, 2022. If you approve it, there will be a 30-day public comment period beginning on November 1. There will be a public hearing tentatively set on December 29, 2022. Any comments we receive and any proposed changes will come back to you with a final order of rulemaking at your February 23, 2023 meeting and if approved, the amendments will become effective on June 30, 2023.

We've timed this rulemaking process so the rule will become effective at the end of the first six months' review period by the internal auditors so that way when they start the second half of 2023, they'd have a clean slate, a new set of rules to pursue.

CHAIRMAN LEARA: This is -- at the beginning of the public comment period, is that typically where the industry responds to these changes, or are they involved at any point leading up to this?

1	CHAIRMAN LEARA: Second, Mr. Hane. Any discussion?
2	Seeing none, Angie call the roll.
3	Ms. FRANKS: Chairman Leara?
4	CHAIRMAN LEARA: Approved.
5	MS. FRANKS: Commissioner Conway?
6	COMMISSIONER CONWAY: Approved.
7	MS. FRANKS: Commissioner Hane?
8	COMMISSIONER HANE: Approved.
9	MS. FRANKS: Commissioner Zimmerman?
10	COMMISSIONER ZIMMERMAN: Approved.
11	MS. FRANKS: By your vote, you've adopted Resolution
12	Number 22-054.
13	CHAIRMAN LEARA: Next item on the agenda, Consideration
14	of Relicensure of Certain Supplier.
15	MR. GREWACH: Sergeant Jason McTheeney.
16	CHAIRMAN LEARA: Sergeant McTheeney, you have the floor
17	when you're ready.
18	SERGEANT McTHEENEY: Good morning, Mr. Chairman and
19	Commissioners. BMM North America, Incorporated, doing
20	business as BMM Testlabs, submitted an application to the
21	Missouri Gaming Commission on May 31, 2022, for renewal of its
22	supplier's license. The current license is scheduled to
23	expire on September 30, 2022.
24	Missouri State Highway Patrol investigators and
25	Missouri Gaming Commission financial investigators conducted

1	relicensing investigations which consisted of financial
2	reviews, feedback from Missouri suppliers, jurisdictional
3	inquiries, a review of disciplinary actions, litigation and
4	the key persons associated with the company.
5	The findings of this investigation were provided to the
6	Missouri Gaming Commission staff, and I'd be glad to answer
7	any questions you might have.
8	CHAIRMAN LEARA: Questions for Sergeant McTheeney? I
9	have, thank you. The financial analyst on this was Karen
10	Zoel I ner?
11	JUDGE RI CHARDSON: Yes.
12	CHAIRMAN LEARA: Is Ms. Zoellner here?
13	JUDGE RICHARDSON: She is.
14	CHAIRMAN LEARA: Could you come up? I have a question.
15	On the financial aspect of this and I understand it's
16	confidential, so I'll try to keep the numbers out of it
17	Page 7, do you have that with you? We're looking at Statement
18	of Income.
19	MS. ZOELLNER: Yes.
20	CHAIRMAN LEARA: Okay. At the top section there, it
21	shows, as many financial reports do, amounts in thousands.
22	Well, that puts the revenue into the multi billions of
23	dollars. Is that correct?
24	MS. ZOELLNER: No.
25	CHAIRMAN LEARA: Okay.

1	MS. ZOELLNER: That would be the millions.
2	CHAIRMAN LEARA: Yes. Well, it should be in millions,
3	so the amount in thousands should be removed.
4	MS. ZOELLNER: Okay.
5	CHAIRMAN LEARA: Can we do that?
6	MS. ZOELLNER: Yes.
7	CHAIRMAN LEARA: Okay. And I think that was the only
8	place in there that I saw that. Everywhere else well, no,
9	maybe in the next section also that it says in thousands.
10	MS. ZOELLNER: Yes.
11	CHAIRMAN LEARA: So that would be billions.
12	MS. ZOELLNER: Yes.
13	CHAIRMAN LEARA: And I don't think that's the number.
14	MS. ZOELLNER: You're correct.
15	CHAIRMAN LEARA: Okay.
16	MS. ZOELLNER: It is millions.
17	CHAIRMAN LEARA: So have those sections corrected and
18	made part of the record then.
19	MS. ZOELLNER: Will do.
20	CHAIRMAN LEARA: All right, thank you.
21	MS. ZOELLNER: Thank you.
22	CHAIRMAN LEARA: All right, stand by. We were looking
23	at actual numbers versus the bracketed in thousands. That's
24	correct. All right, any questions for Sergeant McTheeney or
25	Ms. Zoellner? All right, seeing none, Sergeant, thank you.

1	CHAIRMAN LEARA: All right, stand by a second here.
2	All right, any other discussion or questions? Seeing none, I
3	move for the approval of Resolution Number 22-055,
4	Consideration of Relicense of BMM North America as amended.
5	Is there a second?
6	COMMISSIONER CONWAY: Second.
7	CHAIRMAN LEARA: Second, Mr. Conway. Any other
8	discussion? Seeing none, Angie call the roll.
9	Ms. FRANKS: Chairman Leara?
10	CHAIRMAN LEARA: Approved.
11	MS. FRANKS: Commissioner Conway?
12	COMMISSIONER CONWAY: Approved.
13	MS. FRANKS: Commissioner Hane?
14	COMMISSIONER HANE: Approved.
15	MS. FRANKS: Commissioner Zimmerman?
16	COMMISSIONER ZIMMERMAN: Approved.
17	MS. FRANKS: By your vote, you've adopted Resolution
18	Number 22-055 as amended.
19	CHAIRMAN LEARA: Next item on the agenda, Consideration
20	of Licensure of Level 1 Key Applicant. Sergeant Holcomb, you
21	have the floor.
22	SERGEANT HOLCOMB: Thank you and good morning, Mr.
23	Chairman, Commissioners. Terrence Jeffrey Lanning, Safety and
24	Security Manager at St. Jo Frontier Casino, is the only
25	applicant being considered for your consideration today.

1	CHAIRMAN LEARA: All right. Sergeant, thank you.
2	SERGEANT HOLCOMB: Thank you.
3	CHAIRMAN LEARA: All right, with that in mind,
4	Consideration of Licensure, Resolution Number 22-056, I move
5	for the approval, look for second.
6	COMMISSIONER ZIMMERMAN: Second.
7	CHAIRMAN LEARA: Second, Madam Zimmerman. Any other
8	discussion? Seeing none, Angie, call the roll.
9	Ms. FRANKS: Chairman Leara?
10	CHAIRMAN LEARA: Approved.
11	MS. FRANKS: Commissioner Conway?
12	COMMISSIONER CONWAY: Approved.
13	MS. FRANKS: Commissioner Hane?
14	COMMISSIONER HANE: Approved.
15	MS. FRANKS: Commissioner Zimmerman?
16	COMMISSIONER ZIMMERMAN: Approved.
17	MS. FRANKS: By your vote, you've adopted Resolution
18	Number 22-056.
19	CHAIRMAN LEARA: Next item on the agenda, Relicensure
20	of Key Persons. Sergeant Coulson, you have the floor.
21	SERGEANT COULSON: Mr. Chairman and Commissioners,
22	Missouri State Highway Patrol investigators conducted
23	background investigation updates on key person license
24	renewals. The investigations included an application review
25	as well as civil, criminal and general character inquiries

1	made in the jurisdictions where the applicants currently
2	resi de.
3	The following renewals are being presented for your
4	consi derati on.
5	Danny Lee Callen, Vice president and General Manager
6	Century Casinos, Incorporated.
7	Massimiliano Chiara, Director and CFO, International
8	Game Technology, PLC.
9	Jean Georges Robert Corriveau, Vice President of
10	Operations, BMM North America, Incorporated.
11	Sylvia Rusla Summers Couder, Non-Executive Director,
12	Aristocrat Leisure Limited.
13	Travis John Foley, Executive Vice President and
14	Director, BMM North America, Incorporated.
15	David Alan Handler, Chairman of the Board, Director,
16	PENN Entertainment, Incorporated.
17	John Michael Jacquemin, Director, PENN Entertainment
18	Incorporated.
19	Christine Jane Spadafor, Director, Boyd Gaming
20	Corporati on.
21	Martin Joseph Storm, CEO, BMM North America,
22	Incorporated.
23	Barbara Zaccheo Shattuck-Kohn, Director, PENN
24	Entertainment, Incorporated.
25	Paul William Whetsell, Independent Director, Boyd

1	Rusla Summers Couder, the third one down.
2	CHAIRMAN LEARA: Jan, it's third from the bottom on my
3	list.
4	CHAIRMAN ZIMMERMAN: Couder, I'm sorry.
5	CHAIRMAN LEARA: It's the fourth one there.
6	COMMISSIONER ZIMMERMAN: I apologize. I missed that
7	one. Thank you.
8	CHAIRMAN LEARA: Are there any other questions? Before
9	you leave, I want to make mention of these license renewals.
10	This is a streamlined process that we've incorporated, thanks
11	to the Judge and staff, that I hope it saves time, obviously
12	money and the industry a lot of trouble. And you feel it's
13	efficient and working properly?
14	SERGEANT COULSON: I do. I do. We do the checks on
15	the federal court system and we do the checks in the courts
16	and the local police departments in the area that the person
17	lives in, yes.
18	CHAIRMAN LEARA: So saving everybody a lot of effort
19	and the applicants or the renewal licensees dollars also?
20	SERGEANT COULSON: Yes.
21	CHAIRMAN LEARA: Okay, very good. Thank you, Judge.
22	Thank you, Sergeant. Any other questions? Mr. Conway?
23	COMMISSIONER CONWAY: Just a procedural question, I
24	guess, not necessarily specific to any of these individuals,
25	but is there a database of other gaming commissions who

associations that are out there, they're still even having difficulty of having a standardized application form that has the pertinent information and the material information needed for backgrounds on any of these jurisdictions.

So your answer is no, there hasn't been yet. There has been at times discussion on it, but it's trying to get all of the jurisdictions together and in agreement on what would be available, how it would be available, and at this time it hasn't been pushed.

COMMISSIONER CONWAY: Thank you. Thank you.

COMMISSIONER ZIMMERMAN: I have a question just to tag onto what Tim said or maybe for Corporal McTheeney, that are they required to disclose on their application the other places that they're licensed so that you know where to go?

JUDGE RI CHARDSON: Yes.

MR. McGRAIL: They are. And then also they have a duty to report any significant material changes that may occur within themselves or organizations that they're with. They have a responsibility to report that to MGC or to the investigators as well.

COMMISSIONER ZIMMERMAN: Thank you.

JUDGE RICHARDSON: I would just point out these are the relicensures so obviously during their original application period, our investigation team, that's when they do that deep dive into every other jurisdiction and you will see when you

1	get those reports on the when somebody comes up for their
2	original license, you will see all of the other jurisdictions
3	listed where they are licensed. And I'm I'm very confident
4	that our investigators check with those jurisdictions to see
5	if there's been any derogatory information, any disciplines
6	and things of that nature. So that deep dive is done mostly
7	on the original application.
8	CHAIRMAN LEARA: Question, Sergeant?
9	SERGEANT COULSON: No.
10	CHAIRMAN LEARA: And this came up a couple of years
11	ago. When you not only use open source like Case.net
12	PACER, you go as law enforcement, you're able to go right
13	to jurisdictions such as in Missouri it's MULES, right? Is
14	that the
15	SERGEANT COULSON: No, we don't do the MULES anymore.
16	CHAIRMAN LEARA: You don't do that?
17	SERGEANT COULSON: No.
18	CHAIRMAN LEARA: But similar in other states, you can
19	go right to law enforcement and check
20	SERGEANT COULSON: We go to the other law enforcement
21	agency in the place where they live at and we get we have a
22	form that's sent to them and that tells what we're requesting
23	and they do their checking and then they send the form back to
24	us. And they tell us, you know, what they might come across.
25	CHAIRMAN LEARA: Okay, that answers my question. Any

1	other questions for Sergeant Coulson? Thank you.
2	SERGEANT COULSON: Yes.
3	CHAIRMAN LEARA: All right, I move for the approval of
4	Resolution Number 22-057, the Relicensure of Key Persons. Is
5	there a second?
6	COMMISSIONER CONWAY: Second.
7	CHAIRMAN LEARA: Second, Mr. Conway. Any other
8	discussion? Seeing none, Angle call the roll.
9	Ms. FRANKS: Chairman Leara?
10	CHAIRMAN LEARA: Approved.
11	MS. FRANKS: Commissioner Conway?
12	COMMISSIONER CONWAY: Approved.
13	MS. FRANKS: Commissioner Hane?
14	COMMISSIONER HANE: Approved.
15	MS. FRANKS: Commissioner Zimmerman?
16	COMMISSIONER ZIMMERMAN: Approved.
17	MS. FRANKS: By your vote, you've adopted Resolution
18	Number 22-057.
19	CHAIRMAN LEARA: Thank you. I now make motion for
20	closed meeting under Sections 313.847, Revised Statutes of
21	Missouri, Investigatory, Proprietary and Application Records,
22	and Section 610.021(1), Revised Statutes of Missouri, Legal
23	Actions and Matters Subject to Attorney Client Privilege and
24	Legal Work Product, Sections 3 and 13, Personnel, Sections 12,
25	Contracts, and Section 14, Records Protected from Disclosure

1	by Law. Is there a second?
2	COMMISSIONER ZIMMERMAN: Second.
3	CHAIRMAN LEARA: We have a second. Any discussion on
4	the motion? Seeing none, Angie, call the roll.
5	Ms. FRANKS: Chairman Leara?
6	CHAIRMAN LEARA: Approved.
7	MS. FRANKS: Commissioner Conway?
8	COMMISSIONER CONWAY: Approved.
9	MS. FRANKS: Commissioner Hane?
10	COMMISSIONER HANE: Approved.
11	MS. FRANKS: Commissioner Zimmerman?
12	COMMISSIONER ZIMMERMAN: Approved.
13	MS. FRANKS: We are adjourned.
14	CHAIRMAN LEARA: We are now adjourned. Thank you all
15	[THE MEETING ADJOURNED]
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3	REPORTER' S CERTIFICATE
4	
5	I, Susanne E. Moon, Registered Professional Reporter,
6	Certified Real-time Reporter, and Certified Court Reporter,
7	certify that on September 28, 2022, I was present and reported
8	the proceedings held before the Missouri Gaming Commission,
9	and I further certify that the foregoing 38 pages contain a
10	true and accurate transcription of the proceedings.
11	
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40 Susanne E. Moon Certified Court Reporter 573-378-9186

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MISSOURI GAMING COMMISSION Second Open Session Minutes September 28, 2022

The Missouri Gaming Commission (the "Commission") went into the second open session at approximately 12:05 p.m. on September 28, 2022, at the Missouri Gaming Commission, 3417 Knipp Drive, Jefferson City, Missouri.

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

The meeting ended at 12:06 p.m.