



Gaming Commission

One Broadway Center, P.O. Box 7500, Schenectady, NY 12301-7500
www.gaming.ny.gov

March 29, 2018

Sent Via Electronic Mail

[REDACTED]

Re: Notice of Violation 18-RWC-03

Dear [REDACTED],

The New York State Gaming Commission, Division of Gaming has investigated an incident that occurred on February 24, 2018 at Resorts World Catskills during which an individual described by Resorts World Catskills as a possible underage patron gained access to the gaming floor.

After Resorts World Catskills reported the incident, New York State Gaming Commission (NYSGC) Commercial Gaming Supervising Inspector [REDACTED] and Senior Gaming Inspector [REDACTED] reviewed the Resorts World Catskills Surveillance Report ([REDACTED]) as well as relevant video evidence of the incident.

[REDACTED] showed the following:

Timeline	[REDACTED]	Narrative Description of Events
Enter time	[REDACTED]	Narrative Description
		On 2/24/2018 at 10:30pm, New York State Gaming Commission (NYSGC) Senior Inspector [REDACTED] and Supervising Inspector [REDACTED] were approached by Security Operations Manager [REDACTED]. [REDACTED] advised NYSGC Inspectors that he was actively investigating an incident regarding a potential minor who was present on the casino's gaming floor. [REDACTED] reported that the subject is no longer present on the property, and casino employees failed to obtain any adequate information regarding the subject. NYSGC conducted a surveillance review regarding the incident.
6:01:55pm	[REDACTED]	On 2/24/2018 at 6:01pm a dark colored sedan approached the casino's main entrance.



Gaming Commission

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6:03:01pm	■	Four subjects exited the vehicle, three females and one male. The male subject in question was wearing tan pants, a white and black sweatshirt with a blue shirt underneath.
6:04:24pm	■	The female operator turned the vehicle over to a valet employee.
6:04:28pm	■	All four subjects enter the casino's foyer.
6:04:36pm	■	All four subjects enter the front lobby.
6:05:06pm	■	The male subject is observed walking away from the females with whom he arrived.
6:05:24pm	■	The male subject is observed pacing back and forth in front of the security stanchions.
6:05:40pm	■	The male subject returns to the group he arrived with.
6:07:03pm	■	Male subject is observed walking in the direction of the bus lobby, accompanied by one of the females with whom he arrived.
6:08:05pm	■	The male subject and female walk in front of the Epic Center, then turn around and walk back towards the gaming floor.
6:09:34pm	■	The male and female split up. The female enters the woman's restroom, the male continues walking towards the gaming floor.
6:11:14pm	■	The male is observed standing next to the gaming floor railing, adjacent the ATM's.
6:15:14pm	■	The male subject is observed sitting on top of the railing, while looking around.
6:16:30pm	■	The male is observed jumping over the railing and gaining access to the gaming floor.
6:16:46pm	■	After the male jumps the railing, he is observed meeting up with the group of women he arrived with at Slot ■.
6:16:56pm	■	The male is observed sitting at Slot ■ with a bottle of water in his hand.
6:34:24pm	■	The male leaves Slot ■ and proceeds to sit at Slot ■.
6:36:12pm	■	The male leaves Slot ■ and proceeds to sit at Slot ■.
6:39:00pm	■	The male leaves Slot ■ and proceeds to sit at Slot ■.
6:44:35pm	■	The male leaves Slot ■ and proceeds to walk the gaming floor.
6:45:42pm	■/■	The male proceeds to walk past roulette table ■.
6:46:12pm	■	The male is observed walking past three card poker table ■.
6:46:36pm	■	The male continues to walk the gaming floor, but begins to backtrack his steps.



Gaming Commission

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6:47:33pm	████	The male meets back up with woman he came with, in the proximity of █████ Slots.
6:47:53pm	████	The male subject continues to walk the gaming floor with two other females.
6:49:16pm	████████	The subject sits at Slot █████ while possessing a red players card in his left hand. The male inserts the card into the slot and begins gambling the slot machine. It was later determined that the card belonged to █████.
7:05:14pm	████	The male ends the Slot game, receives the players card and voucher. The male then leaves █████.
7:05:48pm	████	The male sits at Slot █████.
7:06:02pm	████	The male leaves Slot █████ and while doing so, walks past a security officer on the gaming floor without being challenged.
7:06:36pm	████	The male sits at Slot █████, places the red players card into the slot and begins playing.
7:09:19pm	████	A cocktail server approaches the male at █████, a brief conversation ensues and the server walks away without challenging the subject.
7:13:59pm	████	The subject leaves █████.
7:16:14pm	████	The subject is observed consuming an unknown beverage from an older female with whom he arrived.
7:17:22pm	████████	The male sits at █████ and begins to play the slot machine.
7:19:03pm	████	Male leaves slot █████.
7:23:27pm	████	Male sits at slot █████ and begins to play the slot machine.
7:24:27pm	████	Male leaves slot █████
7:25:11pm	████	The subject is observed at slot █████
7:26:40pm	████████	Male approaches Kiosk #5, and cashes voucher.
7:28:34pm	████	Male exits Kiosk #5, and returns to another one adjacent the main cage.
7:50:33pm	████	The male is observed walking the gaming floor.
8:19:17pm	████	Cocktail server █████ is observed delivering an unknown beverage next to the male subject, but does not challenge him.
8:20:10pm	████	The subject retrieves the beverage and begins to consume it.
8:23:04pm	████	Male walks the gaming floor with beverage in hand.



Gaming Commission

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8:24:09pm	████	The male stops at the big wheel and briefly sets his beverage down.
8:25:48pm	████	The male subject stands and observes roulette █████, while consuming the unknown beverage.
8:36:55pm	████	The male enters the rest room.
8:42:58pm	████	Male exits the rest room and walks to High Limit.
8:44:43pm	████	Male enters High Limit Bar with females he arrived with.
8:45:13pm	████	Male walks into the High Limit Bar with females.
8:46:23pm	████	The male subject is challenged by Executive Host █████. █████ walks the male out of High Limit Bar and into the hotel corridor.
8:47:24pm	████	████ is observed walking the subject out of the hotel corridor and into the front lobby of the casino.
8:47:49pm	████	████ turns male over to Security Officer at the gaming floor entrance.
8:50:20pm	████	Security Officer speaks to Security Shift Manager █████ while the subject accompanied by a female remain in the lobby.
9:01:03pm	████	The subject and female remain in the Food Court and pay for their meal with cash.
10:18:35pm	████	The male subject exits the food court.
10:20:03pm	████	The male subject is observed exiting the property.

Along with the CCTV review, NYSGC staff █████ and █████ spoke with █████ to verify what was said to Security. █████ stated that he never got the male's name but said that the male "looked between 16 and 17 years old at most" and that Casino Host █████ agreed with that same age range.

Additionally, after █████ spoke with the male's mother advising that the minimum age to be on the gaming floor was 21, she apparently stated "oh I didn't know that".

After a review of the facts and circumstances as outlined above, evidence shows an individual described by Resorts World Catskills staff as an unidentified underage male to be on the gaming floor on numerous occasions. As such, Resorts World Catskill is in violation of 9 NYCRR § 5313.2(d)(3). Paragraph (3) states that a gaming facility licensee shall not allow or permit any person who is under 21 years of age to be present on the gaming floor without the escort of a licensed gaming facility employee and for longer than necessary to reach a destination that is not on the gaming floor. A violation of paragraph (3) carries a fine of \$10,000 for a third occurrence.



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As a reminder, the second occurrence was set forth in my letter of February 20, 2018 (underage female).

The evidence shows further that an individual identified by Resorts World Catskills staff as an underage male placed wagers at Resorts World Catskills. As such Resorts World Catskills is in violation of 9 NYCRR § 5313.2(d)(4). Accordingly, the Division of Gaming hereby levies a fine of \$5,000 for a first violation of 9 NYCRR § 5313.2(d)(4).

Please remit the amount of these cumulative fines (\$15,000) to the New York State Gaming Commission within 30 days of this letter. [REDACTED]

[REDACTED]. Payments not timely made will be subject to interest and collection fees pursuant to State Finance Law §18.

If you wish to contest either of the violations contained in this letter, you may request a hearing pursuant to Article 3 of the State Administrative Procedure Act and Article 13 of the Racing, Pari-Mutuel Wagering and Breeding Law. Please submit a request for a hearing to Kristen Buckley, Acting Secretary to the Commission, New York State Gaming Commission, P.O. Box 7500, Schenectady, New York 12301 within 30 days of receipt of this letter. Failure to appeal within 30 days will be considered a waiver of any available appeal, and any requests to appeal received after the 30 days will be rejected as untimely.

Sincerely,

Thomas A. Anapolis
Director, Division of Gaming