

NEW YORK STATE GAMING COMMISSION VIOLATION NOTIFICATION

A. Facility/Vendor: Resorts World NYC
Date of Notification: 04-2-2019
Date of Violation: 02-25-2019
Case Number: Gaming 19-003

B. Facility/Employee Cited:

<u>Name</u>	<u>License #</u>	<u>Address</u>
Resorts World NYC		110-00 Rockaway Blvd, Jamaica NY 11420

C. Statute, Regulation or Internal Control Violated:

§ 5117.1. Underage gaming violations.

(a) No video lottery gaming agent, representative, licensed employee or contractor thereof, shall allow, permit or suffer any person under the age of 18 years (*underage person*) to:

(1) participate as a player at any game in a video lottery gaming facility;
(2) receive any complimentary service(s) or item(s) as a result of, or in anticipation of, such person's gaming activity;

(3) be present on the gaming floor without the escort of a licensed video lottery facility employee and for longer than necessary to reach a destination that is not on the gaming floor.

(b) To insure compliance with this section, each video lottery gaming agent shall post appropriate security personnel at the entrances to the video lottery gaming facility.

(c) Each violation of any of the provisions of subdivision (a) of this section as to a single underage person shall be considered a separate and distinct violation.

(1) The commission shall penalize a licensee found to have violated paragraph (1) of subdivision (a) of this section as follows:

(i) for a first violation, a fine of \$5,000;

(ii) for a second violation within one year of a violation, a fine of \$20,000;

(iii) for a third violation within one year of a violation, a fine of \$25,000; and Rules and Regulations Chapter IV (Division of Gaming) Subchapter A (Video Lottery Gaming) 9 NYCRR §§ 5100-5122.4 892 updated (06/16)

(2) The commission shall penalize a licensee found to have violated paragraph (3) of subdivision (a) of this section as follows:

(i) for a first violation, a fine of \$1,000;

(ii) for a second violation within one year of a violation, a fine of \$5,000;

(iii) for a third violation within one year of a violation, a fine of \$10,000; and

(iv) for a fourth violation or subsequent violation within one year of a violation, a fine of \$25,000 and such further action as the commission may deem appropriate, which may include without limitation the suspension or revocation of the occupational license of any key employee found to be responsible for the violation.

D. Summary of Violations:

On February 25, 2019, at approximately 1617 hours, male patron entered the Resorts World Casino gaming floor via the [redacted] section door who was later identified as [redacted]. The [redacted] section door does not have a Security Officer posted to it. The [redacted] conducted game play at various electronic table games (ETG) in the "P" section of the gaming floor spanning approximately four (4) hours. He conversed and participated as a player at various ETG's in the [redacted] section with four (4) other persons. He also took two (2) breaks on the outdoor deck during the time he was on the property.

At approximately 1620 hours, Slot Attendant [redacted] helped [redacted] to retrieve the voucher from the machine. At 1626 two (2) Slot Supervisors are viewed conversing near the minors for several minutes. At 1743 hours, a Security Officer is viewed walking within proximity and stands around observing the floor and fails to initiate an I.D. Check.

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After gaming for approximately 40 minutes, at 1738 hours, the minor is viewed on the outdoor deck for about one minute before returning on to the gaming floor and continuing gaming. At approximately 1821 hours, the minor took another break out on the outside deck. The minor was observed gaming at different times at several different ETG's in the [REDACTED] section until approximately 2016 hours.

At approximately 2016 hours, Security Officer [REDACTED] approaches a male who is a part of the minor's group and asks for identification. The patron provides identification while the [REDACTED] slowly walks away towards his friend and then towards the exit. He exits the gaming floor thru the [REDACTED] section door. Security Officer [REDACTED] follows and detains him. The minor was escorted to the Interview Room and identified as [REDACTED].

[REDACTED] stated his age as 16 years old. [REDACTED] gave Security staff the phone number of his sister. She arrived about an hour later. Security staff issued [REDACTED] a Lifetime Exclusion from RWCNYC. Security staff made a copy of his sister's identification and escorted them out of the casino property.

Accordingly, the Division of Gaming hereby levies a fine of \$50,000 to Resorts World NYC in Jamaica NY 11420 for a third violation of paragraph (3) of subdivision (a) of §5117.1. Please remit the fine to the New York State Gaming Commission on or before 05/2/19. [REDACTED]

If you wish to contest the violation set forth in this notice, you may request an administrative review by the New York State Gaming Commission including a hearing pursuant to Racing, Pari-Mutuel Wagering and Breeding Law 104(6). Please submit a request for any such administrative review to Kristen Buckley, Acting Secretary to the Commission, New York State Gaming Commission, One Broadway Center, Schenectady, New York 12305, within 30 days of receipt of this notice.

Facility Explanation of Violation (use additional sheets if required) *:

E. Action Taken By Facility:

F. Name of Individual Completing this Form:

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Printed: Thomas A Anapolis

Signature:  _____

Title: Director, Division of Gaming Date: April 2, 2019

***To avoid further action pursuant to Video Gaming Regulation §5113.1, please provide sufficient explanation and action taken by facility within 30 days of the date of this notification. Please submit this completed form to:**

New York State Gaming Commission
Video Gaming Unit
One Broadway Center
Schenectady, NY 12301

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For New York State Gaming Commission Use Only:

cc: Edmund Burns, General Counsel
Thomas Anapolis, Director, Division of Gaming
Chris Palmer, Deputy. Director of Video Gaming
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