



Gaming Commission

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

John A. Crotty, Commissioner
Peter J. Moschetti, Jr., Commissioner
John J. Poklemba, Commissioner
Barry Sample, Commissioner
Todd R. Snyder, Commissioner

Robert Williams, Executive Director
Edmund C. Burns, General Counsel

April 3, 2017

[REDACTED]

Dear [REDACTED],

The New York State Gaming Commission, Division of Gaming has investigated an incident which occurred on March 12, 2017 at Rivers Casino and Resort during which an infant in a stroller was allowed access to the gaming floor.

This incident was reported to Commission Commercial Gaming Manager [REDACTED] by Rivers Casino and Resort Vice President of Gaming [REDACTED]. A subsequent investigation of this incident was conducted by [REDACTED] who verified the details of this incident:

1. At 1344 hours a Security Officer at the entrance where the underage individuals gained access to the gaming floor failed to act in accordance with established procedures. A written statement by the Security Officer indicates that he was aware a baby was in the stroller.
2. At 1347 hours Security Supervisor [REDACTED] notified Surveillance that a minor was on the gaming floor. At that time, Surveillance and Security began to search the facility.
3. At 1352 hours Surveillance was notified by Security Officers [REDACTED] and [REDACTED] that the child and parents were found waiting in-line at the food court. Officers [REDACTED] and [REDACTED] remained with the couple and child.
4. At 1404 hours after the food transaction was completed, the minor and parents were escorted off the gaming floor. The minor was on the gaming floor for a total of 20 minutes.

While laudable that Rivers staff ultimately took appropriate corrective action regarding the unescorted minor, including self-reporting, and staying with the parents and child for 12 minutes at the food court, the facts and circumstances unquestionably illustrate a violation of 9 NYCRR

5313.2 (d)(3). That provision 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 this provision carries a fine of \$5,000 for a second occurrence.

Accordingly, the Division of Gaming hereby levies a fine of \$5,000 for a second violation of 9 NYCRR 5313.2 (d)(3).

If you wish to contest 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, One Broadway Center, Schenectady, New York 12305 within thirty days of receipt of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read 'T. Anapolis', with a stylized flourish at the end.

Thomas A. Anapolis
Director, Division of Gaming