

**NEW YORK STATE GAMING COMMISSION VIOLATION NOTIFICATION**

**A. Facility/Vendor:** Resorts World NYC  
**Date of Notification:** 04-2-2019  
**Date of Violation:** 03-15-2019  
**Case Number:** Gaming 19-004

**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 03/15/2019, at approximately 12:45 hours, a male, female and child entered the Time Square casino floor at Resorts World Casino New York City via the Trackside East “█” Section entrance. There was no Security Officer posted at the entrance. The group walked through the █ section towards the NYRA gate. At approximately 12:47:08 hours, as reviewed, the male, female and child loiter at █ bank until 12:48:42.

At 12:47:13 hours, Slot Attendant █ passes the group in a proximity but fails to intercept the group.

At approximately 12:48:52 hours, Security Officer █ views the group exiting the casino floor towards NYRA. Security Officer █ failed to initiate contact with the group or obtain identification from the group and notify her superiors and Surveillance of the incident.

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At approximately 12:49:30, Security Officer [REDACTED] contacted Security Officer [REDACTED] and she informed about the incident to him. At approximately 12:51 hours – 12:53 hours, Security Officer [REDACTED] goes to NYRA and returns alone.

Security Officer [REDACTED] does not contact Security Supervisor or Surveillance. She remains on her post until Security Officer [REDACTED] relieves her.

Accordingly, the Division of Gaming hereby levies a fine of \$25,000 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 05/2/2019. [REDACTED]

[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) \*:

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**E. Action Taken By Facility:**

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**F. Name of Individual Completing this Form:**

Printed: Thomas A Anapolis

Signature: 

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

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**\*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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