



NEW YORK STATE GAMING COMMISSION VIOLATION NOTIFICATION

A. Facility/Vendor:
Saratoga Casino Hotel

Date of Notification: 4/13/2018

Date of Violation: 3/30/2018

Case Number: Gaming 18-005

B. Facility/Employee Cited:

| <u>Name</u> | <u>License #</u> | <u>Address</u> |
|-----------------------|------------------|--|
| Saratoga Casino Hotel | | 342 Jefferson St, Saratoga Springs, NY 12866 |
| ██████████ | ██████████ | ██ |
| ██████████ | ██████████ | ██ |
| ██████████ | ██████████ | ██ |

C. Statute, Regulation or Internal Control Violated:

New York State Gaming Commission Rules and Regulations

§ 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:
 - (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.
- (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.
 - (2) The commission shall penalize a licensee found to have violated paragraph (3) of subdivision (a) of this section as follows:
 - (iii) for a third violation within one year of a violation, a fine of \$10,000;

D. Summary of Violations:

On March 30, 2018 at approximately 10:31 PM, a 17 year old male patron entered through the hotel connector entrance ██████████ onto the gaming floor. Security Officer ██████████ and ██████████ was posted there and both failed to notice him as they were conversing with each other. Surveillance video showed the patron walked to Vapor Night Club attempting to enter at 10:32 PM. Vapor Security Officer ██████████ who was at the door, knew of the patron from previous times where he presented a suspicious Connecticut driver’s license showing he was over 21. Security Manager ██████████ was called to question him. The patron eventually admitted to the false identification which was purchased online, and presented his real New York driver’s license showing his date of birth on 6/29/2000. Saratoga Springs Police Department was called and officers escorted the underage patron off the property at 11:20 PM.

Security should have prevented the underage patron from entering at the door, or provided escort to prevent underage loitering or gaming. Security Officer ██████████ and ██████████ was distracted and was not diligent enough to prevent the violation. This is the third violation following notice #17-007 within a year where a minor gained access to the gaming floor unchallenged. It is recommended for the facility to ensure that all staff understands their duties and always remain vigilant.

Accordingly, the Division of Gaming hereby levies a fine of \$10,000 to Saratoga Casino Hotel. Please remit the fine to the New York State Gaming Commission on or before 5/18/2018. ██████████

██ Failure to make timely payment as stated in this notice will result in the assessment of interest or late payment charge. 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.



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

E. Action Taken By Facility:

F. Name of Individual Completing this Form:

Printed: Thomas A Anapolis

Signature: 

Title: Director, Gaming Division

Date: 4/13/2018

***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
Chris Palmer, Deputy Director, Gaming Division
Licensing**