



Gaming Commission

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

June 2, 2022

Notice of Violation 22-RWC-02

Sent Via Electronic Mail [REDACTED]

[REDACTED]

Dear [REDACTED]

The New York State Gaming Commission, Division of Gaming (NYSGC) has reviewed an incident that occurred on April 18, 2022, at Resorts World Catskills (RWC), during which an underage person was allowed access to the casino gaming floor and participated in gaming activity.

On 04/18/2022 at 12:15pm, the NYSGC was contacted by the RWC Security Department advising that an underage patron, identified as [REDACTED] (date of birth 0[REDACTED]), had gained access to the gaming floor. The NYSGC conducted an independent review of the incident and observed the following actions took place:

Timeline	[REDACTED]	Narrative Description of Events
11:23AM	[REDACTED]	On 04/18/2022 at 11:23 am, [REDACTED] and an unidentified older Asian male patron, later identified as [REDACTED] father, gained access to gaming floor unchallenged by Security Officer [REDACTED] at the Security Entrance podium.
11:23AM-11:30AM	[REDACTED]	[REDACTED] walked between Pits [REDACTED] and [REDACTED] through slot zones [REDACTED] and [REDACTED] down to Pit [REDACTED] with his father. [REDACTED] and his father then proceed to walk back towards Pits [REDACTED] and [REDACTED].
11:30AM-11:33AM	[REDACTED]	[REDACTED] was standing behind his father who was gaming at Pit [REDACTED] Table Crazy Four Poker.
11:33AM	[REDACTED]	[REDACTED] sat down in spot [REDACTED] on Pit [REDACTED] Table [REDACTED] Crazy Four Poker.
11:33AM-11:41AM	[REDACTED]	At 11:35:19 am, [REDACTED] was observed touching the cards belonging to his father in spot three (3) but was not observed making a wager.
11:40AM	[REDACTED]	At 11:40:10 am, [REDACTED] took at least \$5 in red gaming cheques from his father's chip stack and placed the wagers on top of the "play" wager where his father had already placed wagers in the betting circle on spot three (3). At 11:40:22 am, [REDACTED] took the cards and attempted to take the chips from the



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		<p>“play” betting circle from his father.</p> <p>At this time, Table Games Dealer [REDACTED] intervened and returned the cards to [REDACTED] father and returned the chips to the betting circle.</p> <p>At no time did [REDACTED] ask [REDACTED] for identification (ID) whilst [REDACTED] was seated at the game.</p>
11:41AM	[REDACTED]	[REDACTED] handed his ID card to Table Games Floor Supervisor [REDACTED]
11:42AM	[REDACTED]	[REDACTED] was approached by two (2) Table Games Floor employees at Pit [REDACTED], Table [REDACTED] Crazy Four Poker, and escorted [REDACTED] to the Security Desk at the Main Entrance to the Gaming Floor.
11:44AM	[REDACTED]	[REDACTED] was approached by the Security Shift Manager [REDACTED] at the Main Entrance and was escorted off of the gaming floor.

After a review of the facts and circumstances as described above, as well as the RWC Security and Surveillance reports related to this incident, evidence shows an underage individual accessed the RWC gaming floor and participated in gaming activity. As such, RWC is in violation of 9 NYCRR § 5313.2(d)(3) and (4).

Section 5313.2(d)(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. Pursuant to 9 NYCRR § 5313.2(e)(4), a violation of 9 NYCRR § 5313.2(d)(3) carries a mandatory 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 for a fourth violation or subsequent violation within one year of a violation. The current violation of 9 NYCRR § 5313.2(d)(3) at issue in this letter is RWC’s fifth violation of 9 NYCRR § 5313.2(d)(3) within a one-year period. Pursuant to 9 NYCRR § 5313.2(e)(4), RWC is fined \$25,000 for this violation. The Commission has determined not to take any further action beyond the \$25,000 fine in response to this violation. Please note that the Commission may take further action in addition to the mandatory fines in response to subsequent violations of 9 NYCRR § 5313.2(d)(3) within a one-year period.

Section 5313.2(d)(4) provides that a gaming facility licensee shall not allow or permit any person who is under 21 years of age to make any wager at any such gaming facility. Pursuant to 9 NYCRR § 5313.2(f)(4), a violation of 9 NYCRR § 5313.2(d)(4) carries a mandatory 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 for a fourth violation or subsequent violation within one year of a violation. The current violation of 9 NYCRR § 5313.2(d)(4) at issue in this letter is RWC’s fourth violation of 9 NYCRR § 5313.2(d)(4) within a one-year period. Pursuant to 9 NYCRR § 5313.2(f)(4), RWC is fined \$25,000 for this violation. The Commission has determined not to take any further action beyond the \$25,000 fine in response to this violation. Please note that the



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Commission may take further action in addition to the mandatory fines in response to subsequent violations of 9 NYCRR § 5313.2(d)(4) within a one-year period.

Please remit the total amount of these fines (\$50,000) to the New York State Gaming Commission within 30 days of the date of this letter. [REDACTED]

Payments not timely made will be subject to interest and collection fees pursuant to State Finance Law Section 18. This violation has been assigned 22-RWC-02.

If you wish to contest the violations set forth 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 30 days of receipt of this letter. Failure to request a hearing within 30 days of the date of this Notice shall be considered a waiver of any available hearing, and any requests for a hearing received after the 30 days will be rejected as untimely.

Sincerely,

Thomas Anapolis
Director, Division of Gaming