



Gaming Commission

August 10, 2017

[Redacted]

Dear [Redacted]:

The N.Y.S. Gaming Commission Division of Gaming has reviewed an incident that occurred on June 18, 2017 at Tioga Downs Casino during which an underage person was allowed access to the gaming floor.

Specifically, on June 18, 2017 an unidentified underage female, approximately one year old, gained access to the Tioga Downs Casino gaming floor via the entrance adjacent to Coasters Bar. The unidentified underage child was being pushed in a stroller by an unidentified male who was accompanied by an unidentified female. The underage party gained access to the gaming floor via the stroller.

Senior Gaming Operations Inspector [Redacted] and Manager of Commercial Gaming [Redacted] reviewed the surveillance imagery of the incident. Senior Gaming Inspector [Redacted] also interviewed Security Supervisor [Redacted].

The following information was obtained:

Time	
18:21	[Redacted] Video imagery finds an underage female, approximately one year of age, arrive near Coasters Bar via the elevator from the parking garage. She is housed in a stroller, accompanied by an unidentified male and unidentified female.
18:23	[Redacted] The group is observed approaching a security podium. The unidentified male appears to ask Security Officer J [Redacted] a question. [Redacted] appears to provide a response and can be observed pointing in a direction outside of the gaming floor.
18:30	[Redacted] The unknown male and female can be observed walking past the security podium while pushing the underage child in the stroller, gaining access to the gaming floor. [Redacted] appears to look down at the podium as the party passes him.
18:32	[Redacted] Table Games Pit Manager [Redacted] apparently observes the stroller on the gaming floor and approaches the unidentified male who is still pushing the stroller.
18:32	[Redacted] [Redacted] can be observed being joined by Security Supervisor [Redacted]. [Redacted] is observed escorting the group off the gaming floor via the front entrance.

The facts and circumstances illustrate clearly 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. As a reminder, the first occurrence, in the matter of [REDACTED] was set forth in my letter of July 3, 2017.

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

If you wish to contest the violation 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.

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