



NEW YORK STATE GAMING COMMISSION VIOLATION NOTIFICATION

A. Facility/Vendor:

Vernon Downs Casino and Hotel

Date of Notification: 7-5-2018

Date of Violation: 6-30-2018

Case Number: Gaming 18-008

B. Facility/Employee Cited:

<u>Name</u>	<u>License #</u>	<u>Address</u>
Vernon Downs Casino and Hotel		4229 Stuhlman Rd, Vernon, NY 13476
██████████	██████████	██
██████████	██████████	██

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:

(ii) for a second violation within one year of a violation, a fine of \$5,000;

D. Summary of Violations:

On June 30, 2018 at approximately 2:57 PM, a 14-year-old boy entered through the hotel connector entrance (██████████) onto the gaming floor with a wedding party. Security Officer ██████████ was posted there and failed to notice the minor as he did not stop the group to verify IDs. Surveillance video showed one of the party members walk up to VLT ██████████, and played two spins with everyone, including the minor, briefly stopping and watching. The group all left the gaming floor towards the garage connector at 2:59 PM. Security Supervisor ██████████ approached them outside after surveillance notification, and discovered from the minor's father that the boy did not have ID on him but was 14 years old. The minor did not touch any games when he was on the gaming floor.

Security should have prevented the underage patron from entering at the door, or provided escort to prevent underage loitering or gaming. Security Officer ██████████ was not diligent enough to prevent the violation. This is the second violation following notice #17-003 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 \$5,000 to Vernon Downs Casino and Hotel. Please remit the fine to the New York State Gaming Commission on or before 8/6/2018. ██████████

██████████ 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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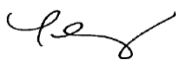
See Attached Facility Explanation Sheet

E. Action Taken by Facility:

See Attached Sheet for Action Taken

F. Name of Individual Completing this Form:

Printed: Thomas A Anapolis

Signature: 

Title: Director, Gaming Division

Date: 7/5/2018

***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

For New York State Gaming Commission Use Only:

**cc: Edmund Burns, General Counsel
Chris Palmer, Deputy Director, Gaming Division
Licensing**