

NEW YORK STATE GAMING COMMISSION VIOLATION NOTIFICATION

A. Facility/Vendor:
Resorts World NYC

Date of Notification: 08-27-2018

Date of Violation: 08-11-2018

Case Number: Gaming 18-012

B. Facility/Employee Cited:

<u>Name</u>	<u>License #</u>	<u>Address</u>
Resorts World NYC		110-00 Rockaway Blvd, Jamaica NY 11420
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]

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 August 11th, 2018 at approximately 2:17 pm, 2 unidentified under-aged patrons (within a group of 4 patrons) came onto the gaming floor thru the unmanned trackside entrance. The first unidentified under-aged person (patron #1 - B/M, glasses, black t-shire, multicolored shorts) walked thru the entrance at 2:17:04 pm. He was followed by a second unidentified under-aged person (patron #2 - H/M, heavy-set, grey t-shirt, black shorts) at 2:17:05 pm. The 2 unidentified under-aged patrons walked towards bank [REDACTED] and patron #1 sits at [REDACTED] and patron #2 sits at [REDACTED].



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At approximately 2:23 pm patron #1 inserts a bill into [REDACTED] and plays until approximately 2:24 pm and he prints the voucher, gets up and leaves. The group leaves bank [REDACTED] and walks unnoticed and ignored by two slot attendants ([REDACTED] and [REDACTED]) at approximately 2:51 pm. Patrons cross the gaming floor and sat down at bank [REDACTED]

The group then returns to bank [REDACTED] at approximately 03:16 pm. At 3:18 pm, patron #1 inserts a bill into [REDACTED] and plays once at 3:14:19 pm.

At approximately 3:37 pm, NYSGC Rep [REDACTED] sees the group and alerts Security. The group stays at bank [REDACTED] until at 3:41 pm when approached by Security Manager [REDACTED] and Security Supervisor [REDACTED]. Patron #1 quickly fled out into the smoking deck. At 3:42 pm, patron #2 also ran out into the smoking deck. Both unidentified under-aged patrons left on MTA bus. No effort was made to apprehend the fleeing patrons.

Accordingly, the Division of Gaming hereby levies a total fine of \$11,000 to Resorts World NYC in Jamaica NY 11420. Please remit the fine to the New York State Gaming Commission on or before 9/28/18. [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) *:

E. Action Taken By Facility:

F. Name of Individual Completing this Form:

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Printed: Thomas A. Anapolis Signature: 
Title: Director, Division of Gaming Date: 8/27/2018

***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
Thomas Anapolis, Director, Division of Gaming
Chris Palmer, Deputy Director, Division of Gaming
Licensing