

September 21, 2017

Notice of Violation Sent
By Electronic Mail

[REDACTED]

Dear [REDACTED],

The New York State Gaming Commission, Division of Gaming has investigated an incident that occurred on August 21, 2017 at Rivers Casino and Resort during which an Underage Patron was allowed access to the gaming floor.

This incident was reported to Commission Commercial Gaming Manager [REDACTED] by Gaming Operations Inspector [REDACTED]. An investigation of this incident was conducted by Mr. Ryan who verified the details of this incident.

The review of the [REDACTED] showed the following:

- ✓ 2304hrs, [REDACTED] and his party parked on the second floor of the garage.
- ✓ 2307hrs, [REDACTED] and his party entered the building.
- ✓ 2308hrs, [REDACTED] and his party entered the gaming floor via the Elevator Entrance. All three (3) patrons were allowed on the floor without presenting identification to Security Officers [REDACTED] and [REDACTED] who were stationed at the Elevator Entrance at the time. They then proceeded to Rush Rewards Window 4.
- ✓ The Rivers Casino and Resorts employee on duty at the time at Rewards window 4 asked [REDACTED] for proper identification. The Rewards Window 4 staff member contacted rivers Casino and Resort Security when she realized the patron in question was underage.
- ✓ 2315hrs, Security Supervisor [REDACTED] approached [REDACTED] and escorted [REDACTED] off the gaming floor.

After a review of the facts and circumstances as outlined above, evidence shows UAP [REDACTED] to be on the Gaming Floor for seven minutes. As such, Rivers Casino and Resort is in violation of 9 NYCRR § 5313.2(d)(3). Paragraph (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.

A violation of paragraph (3) carries a fine of \$25,000 for a fourth occurrence 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.

As a reminder, the third occurrence was set forth in my letter of September 5, 2017. Accordingly, the Division of Gaming hereby levies a fine of \$25,000 for a fourth violation of 9 NYCRR § 5313.2 (d)(3). Please remit the amount of this fine (\$25,000) to the New York State Gaming Commission within 30 days of this letter. [REDACTED]

If you wish to contest either of the violations contained 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