



Gaming Commission

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

September 20, 2017

Notice of Violation Sent
Via Electronic Mail

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Dear [REDACTED]

The New York State Gaming Commission Division of Gaming has reviewed an incident that occurred on September 3, 2017 at del Lago Resort and Casino during which an underage person was allowed access to the gaming floor and allowed to wager.

On 09/04/2017 at 0137 hours, Security Shift Supervisor [REDACTED] advised that an underage female patron later identified as [REDACTED] date of birth [REDACTED] had attempted to gain access to the gaming floor via the West Security Entrance however was denied admittance. [REDACTED] further noted that the female claimed to have been on the gaming floor prior to being denied access by Security. [REDACTED] stated that he requested a review from Surveillance to determine if and how the patron may have gained access, consumed any alcoholic beverages, or gamed while she was on property.

New York State Gaming Commission Supervising Gaming Operations Inspector [REDACTED] reviewed surveillance video of this incident. The pertinent details of which are outlined below.

On 09/03/2017:

2153	[REDACTED] attempted to gain access to the gaming floor via the West Security Entrance but was denied access. [REDACTED] proceeded to exit the Casino and entered a vehicle in the West Parking Lot.
2301	[REDACTED] gained access to the gaming floor via the South Security Entrance where Security Officer [REDACTED] was posted.
2309	[REDACTED] stood at Pit [REDACTED] ([REDACTED] Table [REDACTED] Craps next to a male patron, identified as [REDACTED] and doesn't game.
2310	[REDACTED] sat down at Pit [REDACTED] Table [REDACTED] Blackjack, which was a closed table.
2331	[REDACTED] departed Table [REDACTED] Blackjack with [REDACTED] and walked towards the food court.



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for a fourth occurrence. As a reminder, del Lago Resort and Casino's second and third such violations were set forth in my letter of July 12, 2017.

Second, del Lago violated 9 NYCRR 5313.2(d)(4), which 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. The underage patron was observed gaming at 0024 hours, as set forth in the narrative above. A violation of this provision carries a mandatory fine of \$25,000 for a third occurrence. As a reminder, del Lago Resort and Casino's first and second such violations were set forth in my letter of July 12, 2017.

Accordingly, the Division of Gaming hereby levies two cumulative fines, one in the amount of \$25,000 for the fourth violation of 9 NYCRR section 5313.2(d)(3) and one in the amount of \$25,000 for a third violation of 9 NYCRR section 5313.2(d)(4). Please remit the fines to the New York State Gaming Commission within 30 days of this letter. [REDACTED]

If you wish to contest either or both violations of 9 NYCRR sections 5313.2 (d)(3) and (d)(4) 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,

Thomas A. Anapolis
Director, Division of Gaming