



Gaming Commission

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

October 30, 2018

Notice of Violation 18-Rivers-03 Sent Via Electronic Mail

[REDACTED]

Dear [REDACTED]

The New York State Gaming Commission, Division of Gaming has investigated an incident that occurred on September 28, 2018 at Rivers Casino and Resort (Rivers) during which an underage patron was allowed access to the gaming floor.

Specifically, on September 28, 2018, Commercial Gaming Senior Inspector [REDACTED] and Inspector [REDACTED] responded to the security call of an underage patron accessing the Rivers gaming floor. An investigation of this incident was conducted by Inspectors [REDACTED] and [REDACTED]. A summary of the incident is as follows:

On September 28, 2018 Senior Inspector [REDACTED] and Inspector [REDACTED] were notified by Security Manager [REDACTED] # [REDACTED] that an Underage Patron (UAP), [REDACTED] D.O.B [REDACTED], had accessed the gaming floor. [REDACTED] was observed on surveillance entering the Casino through the South West Entrance with 3 unknown male patrons where Rivers Security Officers [REDACTED] and [REDACTED] did not ask for [REDACTED] Identification. [REDACTED] and his party of 3 unknown males proceeded across the gaming floor and got into a physical altercation with an unknown female and unknown male (See Surveillance [REDACTED]). Members of the party were observed gaming at pit [REDACTED] and [REDACTED] and his party continued to roam the gaming floor until Security Manager [REDACTED] approached [REDACTED] for information regarding the earlier altercation. At this time [REDACTED] discovered that [REDACTED] was underage and proceeded to escort [REDACTED] to Security Control. [REDACTED] was issued a ban from Rivers until he turns 22 years of age. The Schenectady Police Department was contacted in an attempt to arrest [REDACTED] for Trespassing. [REDACTED] was on the gaming floor for a total of 48 minutes and 7 seconds and did not participate in any gaming or consume alcohol. Surveillance [REDACTED]

Incident Timeline

Timeline	[REDACTED]	Narrative Description of Events
22:58:39	[REDACTED]	[REDACTED] and his party of 3 unknown males arrive at and enter Rivers at the South West Entrance. At 22:58:53 [REDACTED] walks past both Podium Security Officers without being asked for identification.



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22:58:58	█	█ and his party of 3 unknown males walk through Slot Section █
23:59:37	█	█ and his party of 3 unknown males walk through Slot Sections █ and █
23:00:20	█	█ and his party of 3 unknown males enter the █ restroom.
23:02:52	█	█ and his party of 3 unknown males exit the █ restroom and have a physical altercation with a female patron and a male patron in Slot Section █
23:03:51	█	█ and his party of 3 unknown males speak with Rivers Security Officers regarding the physical altercation.
23:07:19	█	█ and one unknown male walk around pits █ and █
23:10:01	█	█ sits at █ but does not participate in gaming. At 23:13:11 █ leaves
23:13:49	█	█ enters the █ restroom.
23:13:55	█	█ and his party of 3 unknown males exit the █ restroom and continue to █ █ does not participate in gaming.
23:17:37	█	█ and 3 unknown males walk to █ where one unknown male games. █ does not participate in gaming.
23:29:27	█	█ and 3 unknown males walk to █ where 2 unknown males game. █ does not participate in gaming.
23:44:44	█	Security Manager █ speaks with █ regarding the earlier altercation. At 23:46:48 █ is escorted from █ to the Back of House.
23:46:59	█	█ is escorted by Security to Back of House.
23:47:52	█	█ is escorted by Security to Back of House.
23:47:34	█	█ is escorted by Security to Back of House.
23:47:52	█	█ is escorted to the Security office and is issued his ban.
23:52:55	█	█ is escorted by Security out of the Casino by Security through the Back of House entrance.

After a review of the facts and circumstances as described above, evidence shows an unidentified underage patron to be on the gaming floor for approximately 48 minutes. As such, Rivers Casino and Resort is in violation of 9 NYCRR § 5313.2(d)(3). Paragraph (d)(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.



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A violation of paragraph (d)(3) carries a fine of \$25,000 for a seventh occurrence within one year 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. The violation of (d)(3) at issue in this letter is the seventh violation for Rivers within one year of a violation. As a reminder, the most recent violation was set forth in my letter of July 31, 2018.

Accordingly, the New York State Gaming Commission hereby levies a fine against Rivers of \$25,000 for the seventh 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]

[REDACTED] Payments not timely made will be subject to interest and collection fees pursuant to State Finance Law section 18. This violation has been assigned 18-Rivers-03.

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, P.O. Box 7500, Schenectady, New York 12301 within 30 days of receipt of this letter. Failure to appeal within 30 days will be considered a waiver of any available appeal, and any requests to appeal received after the 30 days will be rejected as untimely.

Sincerely,

Thomas A. Anapolis
Director, Division of Gaming