

**NEW YORK STATE GAMING COMMISSION VIOLATION NOTIFICATION**

**A. Facility/Vendor:**  
Saratoga Casino Hotel

**Date of Notification: 11-30-2023**

**Date of Violation: 11-14-2023**

**Case Number: Gaming 23-16**

**B. Facility/Employee Cited:**

<u>Name</u>	<u>License #</u>	<u>Address</u>
Saratoga Casino Hotel [REDACTED]	[REDACTED]	342 Jefferson St, Saratoga Springs, NY 12866 [REDACTED]

**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.
- (b) 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:
    - (i) for a first violation, a fine of \$1,000;

**D. Summary of Violations:**

On November, 14<sup>th</sup> 2023 at approximately 3:08 PM, a male patron pushing an infant occupied stroller, entered through the Main Entrance [REDACTED] and onto the gaming floor. Security Officer [REDACTED] who was posted there, failed to intercept the stroller as he was conversing with two other patrons. Surveillance video showed the male patron played on slot machine [REDACTED] and [REDACTED] with the stroller by his side. They were on the gaming floor for approximately 22 minutes before VGM Attendant [REDACTED] informed security via radio. They were escorted off the floor by Security Officer [REDACTED] through [REDACTED] at 3:30 PM. No underage play was observed throughout the incident.

Security should have prevented the infant in stroller from accessing the gaming floor or provided escort to prevent underage loitering or gaming. Several employees walked by the vicinity of the stroller did not notice it, therefore caused the prolonged period to elapse before discovery. It is recommended for the facility to ensure that all staff understands their duties and should always remain vigilant.

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Accordingly, the Division of Gaming hereby levies a fine of \$1,000 to Saratoga Casino Hotel. Please respond and remit the fine to the New York State Gaming Commission on or before 12/30/2023. [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.

Explanation of Violation (use additional sheets if required)\*:

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E. Action Taken By Facility:

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F. Name of Individual Completing this Form:

Printed: Jim Googas

Signature:



Title: Deputy Director Division of Gaming

Date: \_\_\_\_\_

\*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: Tom Anapolis, Director, Division of Gaming  
Licensing