



**NEW YORK STATE GAMING COMMISSION VIOLATION NOTIFICATION**

<b>A. Facility/Vendor:</b> Resorts World Hudson Valley	<b>Date of Notification:</b> 01-03-2023
	<b>Date of Violation:</b> 12-29-2022
	<b>Case Number:</b> Gaming 22-010

**B. Facility/Employee Cited:**

<u>Name</u>	<u>License #</u>	<u>Address</u>
Resorts World Hudson Valley		1401 NY-300, Newburgh, NY 12550
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**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.
- (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.
- (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 December 29, 2022 at approximately 7:45 PM, a male patron holding a child’s hand (about 5 years old), entered through the Mall Entrance and onto the gaming floor. Security Officer ██████████ checked the male patron’s identification but ignored the fact that a minor was present. EVS Shift Manager ██████████ who was conversing with Officer ██████████ was also present and failed to prevent the minor from entering the gaming floor. Although not cited in the NOV, Security Officer ██████████, who was nearby also took no action to prevent the violation. Surveillance video showed the male patron and child were on the gaming floor for approximately 7 minutes before security was able to locate and escorted them off the floor. The child did press game buttons at two different slot locations, but the reels did not engage as there were no credits on those games.

Security should have prevented the child from accessing the gaming floor. Security Officer ██████████, EVS Shift Manager ██████████ and Security Officer ██████████ did not have the presence of mind to prevent the violation. It is recommended for the facility to ensure that all staff understands their duties and retrain if necessary.

Accordingly, the Division of Gaming hereby levies a fine of \$1,000 to Resorts World Hudson Valley. Please respond and remit the fine to the New York State Gaming Commission on or before 02/07/2023. ██████████

████████████████████ 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)\*:**



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**E. Action Taken By Facility:**

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**F. Name of Individual Completing this Form:**

**Printed:** Thomas A Anapolis

**Signature:** 

**Title:** Director, Division of Gaming

**Date:** 01/03/2023

**\*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  
Jim Googas, Deputy Director, Division of Gaming  
Licensing**