



# Gaming Commission

One Broadway Center, P.O. Box 7500, Schenectady, NY 12301-7500  
[www.gaming.ny.gov](http://www.gaming.ny.gov)

September 10, 2021

## Notice of Violation 21-RWC-03

Sent Via Electronic Mail ( [REDACTED] )

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

Dear [REDACTED]:

The New York State Gaming Commission, Division of Gaming (NYSGC) has reviewed an incident that occurred on August 1, 2021, at Resorts World Catskills (RWC), during which an underage person was allowed access to the casino gaming floor.

On 08/01/2021, at approximately 10:20 p.m., the NYSGC was contacted by RWC Security Shift Manager [REDACTED], who advised that an underage individual was found by RWC personnel on the gaming floor near Table Games at Pit [REDACTED] ( [REDACTED] Table [REDACTED] Blackjack. The underage individual departed the gaming floor before RWC Security had an opportunity to approach the individual. According to [REDACTED] the individual was asked his age by RWC Table Games Supervisor [REDACTED], to which the individual responded that he was 19 years old. The underage individual was described as a Caucasian male, wearing a white shirt, khaki shorts, and white shoes.

The NYSGC conducted an independent review of the incident and observed the following to have occurred on 8/1/2021:

Timeline	Camera	Narrative Description of Events
9:52pm	3001, 250	The unidentified, underage individual and his companion gain access to the gaming floor unchallenged by RWC Security Officer [REDACTED]. It should be noted that [REDACTED] RWC Security Shift Manager [REDACTED] and an unidentified New York State Trooper were at the Security Entrance Podium conversing with each other when the unidentified, underage individual gained access to the gaming floor.
9:53pm	371	The unidentified, underage individual sits down at Pit [REDACTED] ( [REDACTED] Table [REDACTED] Blackjack but does not game.



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9:55pm	371	RWC Table Games Floor Supervisor [REDACTED] briefly speaks with the unidentified, underage individual and his companion, then utilizes the Pit Podium phone to contact RWC Security.
9:56pm	371	[REDACTED] again speaks with the unidentified, underage individual.
9:57pm	371	The unidentified, underage individual departs Pit [REDACTED] ( [REDACTED] Table [REDACTED] Blackjack and walks toward the gaming floor exit.
9:58:16	3001	The unidentified, underage individual exits the gaming floor. At no point during the review was any gaming observed nor was any alcohol consumed by this unidentified, underage individual.

After a review of the facts and circumstances as described above, evidence shows an underage individual accessed the RWC gaming floor. As such, RWC is in violation of 9 NYCRR § 5313.2(d)(3).

Section 5313.2(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. Pursuant to 9 NYCRR § 5313.2(e)(3), a violation of 9 NYCRR § 5313.2(d)(3) carries a mandatory fine of \$10,000 for a third violation within one year of a violation. The current violation of 9 NYCRR § 5313.2(d)(3) at issue in this letter is the third RWC has received within a one-year period.

Please remit the total amount of this fine (\$10,000) to the New York State Gaming Commission within 30 days of the date 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 21-RWC-03.

If you wish to contest the violations 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. Failure to request a hearing within 30 days of the date of this Notice shall be considered a waiver of any available hearing, and any requests for a hearing received after the 30 days will be rejected as untimely.

Sincerely,

Thomas Anapolis  
Director, Division of Gaming