



# Gaming Commission

**KATHY HOCHUL**  
Governor

**BRIAN O'DWYER**  
Chair

April 30, 2024

## Notice of Violation 24-RWC-01

Sent Via Electronic Mail ([REDACTED])

[REDACTED]

Genting New York State  
888 Resorts World Drive Monticello, NY 12701

Dear [REDACTED]:

The New York State Gaming Commission (NYSGC), Division of Gaming, has reviewed an incident that occurred on April 12-13, 2024, at Resorts World Catskill (RWC), during which an underage person was allowed access to the casino gaming floor and participated in gaming activity.

On 4/13/2024 at 12:47AM, the NYSGC was informed by Surveillance Shift Manager [REDACTED], that an underage patron gained access to the gaming floor on 4/12/2024 at 10:33PM until 4/13/2024 at 12:20AM.

At 12:50AM, the NYSGC was contacted by Security Shift Manager [REDACTED], who advised that the underaged patron was identified as 19-year-old [REDACTED] with a date of birth of 5/27/2004.

An independent review was conducted to determine if [REDACTED] had conducted gaming or consumed any alcoholic beverages which revealed the following:

Timeline	[REDACTED]	Narrative Description of Events
10:33PM	[REDACTED]	[REDACTED] gained access to the gaming floor unchallenged for identification by Security Officer [REDACTED].
10:35PM	[REDACTED]	[REDACTED] sat at slot machine [REDACTED] without gaming.
10:39PM	[REDACTED]	[REDACTED] stood at slot machine [REDACTED] without gaming.
10:39:30PM	[REDACTED]	[REDACTED] stood next to an unidentified female patron who was gaming at slot machine [REDACTED].
10:43PM	[REDACTED]	[REDACTED] sat at slot machine [REDACTED] without gaming.
10:47PM	[REDACTED]	[REDACTED] sat at slot machine [REDACTED] without gaming.
10:50PM	[REDACTED]	[REDACTED] inserted \$5.00 into slot machine [REDACTED] and gamed six (6) times while seated next to the unidentified aforementioned female patron.

10:55PM	██████	██████ stood by slot machine ██████ without gaming.
10:57PM	██████	██████ inserted \$5.00 into slot machine ██████ where she gamed 59 times.
11:05PM	██████	██████ inserted \$1.00 at slot machine ██████ and gamed two (2) times.
11:12PM	██████	██████ sat at slot machine ██████ without gaming.
11:13PM	██████	██████ inserted \$8.00 into slot machine ██████, gamed two (2) times, and then printed out a slot voucher valued at \$1.00.
11:20PM	██████	██████ inserted \$5.00 at slot machine ██████ where she gamed 12 times.
11:25PM	██████	██████ sat at slot machine ██████ without gaming.
11:34PM	██████	██████ sat at slot machine ██████ without gaming.
11:36PM	██████	██████ inserted \$20.00 into slot machine ██████ and gamed 66 times.
11:56PM	██████	██████ and an unidentified female patron approached Ticket Redemption Unit ██████ where she did not redeem her slot voucher.
11:58PM	██████	██████ approached Main Cage Window ██████ with the same aforementioned unidentified female patron. The unidentified female patron cashed out a voucher for \$824 and provided ██████ \$100.
12:01AM	██████	On 4/13/2024 at 12:01AM, ██████ and the unidentified female patron sat at Bar 360. ██████ then provided her passport to Bartender ██████ who viewed the passport and showed the passport to a barback ██████. ██████ then immediately departed the bar area and entered the beverage storage room where a phone call was placed. At 12:05AM, ██████ handed ██████ a cup of water with lemon. Shortly thereafter, Beverage Manager ██████ was observed entering the Bar 360 area and spoke with ██████
12:08AM	██████	██████ sat at slot machine ██████ without gaming.
12:12AM	██████	██████ inserted \$20.00 at slot machine ██████ where she gamed 40 times.
12:15AM	██████	Security Shift Managers ██████ and ██████ approached ██████ at slot machine ██████.
12:18AM	██████	██████ departed machine ██████ with Security Shift Managers ██████ and ██████ escorting.
12:19AM	██████	██████ was removed from gaming floor by Security Managers ██████ and ██████

Throughout the duration of the review, the underage individual, ██████ was on the gaming floor for a total of 1 hour and 47 minutes and she gamed a total of 187 times. She did not consume any alcoholic beverages.

After a review of the facts and circumstances as described above, as well as the RWC Security and Surveillance reports (attached) related to this incident, an underage individual accessed the RWC gaming floor and participated in gaming activity, in violation of 9 NYCRR § 5313.2(d)(3) and (4).

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 no longer than necessary to reach a destination that is not on the gaming floor. Pursuant to 9 NYCRR § 5313.2(e)(3), a third violation of 9 NYCRR § 5313.2(d)(3) carries a mandatory fine of \$10,000. The current violation of 9 NYCRR § 5313.2(d)(3) at issue in this letter is RWC's third violation of 9 NYCRR § 5313.2(d)(3) within a one-year period. Pursuant to 9 NYCRR § 5313.2(e)(3), RWC is fined \$10,000 for this violation.

Section 5313.2(d)(4) 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. Pursuant to 9 NYCRR § 5313.2(f)(1), a first violation of 9 NYCRR § 5313.2(d)(4) carries a mandatory fine of \$5,000. The current violation of 9 NYCRR § 5313.2(d)(4) at issue in this letter is RWC's first violation of 9 NYCRR § 5313.2(d)(4) within a one-year period. Pursuant to 9 NYCRR § 5313.2(f)(1), RWC is fined \$5,000 for this violation.

Please remit the total amount of these fines (\$15,000) to the New York State Gaming Commission within 30 days of the date of this letter. [REDACTED]

Payments not timely made will be subject to interest and collection fees pursuant to State Finance Law Section 18. The violation has been assigned 24-RWC-01.

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, NY 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,



Scott McLear  
Deputy Director of Gaming

Attachments (2):  
SM/jb: 24-RWC-01