



## The Mississippi Gaming Law Update



### COMMISSION MEETING: July 30, 2009

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*This publication is intended to provide information and not legal advice. The listing of any area of expertise does not indicate any certification of expertise therein.*

The Mississippi Gaming Commission held its regular monthly meeting in the Stuart C. Irby Conference Room of its Jackson office at 9 a.m. on Thursday, June 30, 2009. Commissioners Jerry St. Pe', John Hairston and Nolen Canon were in attendance as well as Executive Director Larry Gregory. The following matters were considered:

#### ADMINISTRATIVE UPDATES

The Commissioners approved the minutes from the Mississippi Gaming Commission's May, 28, 2009 and June 25, 2009 meetings.

Casino Consultants & Management, Inc. surrendered its license to the Mississippi Gaming Commission on July 7, 2009. Prior to surrendering its license, the company provided a variety of gaming-related services, including the distribution of gaming supplies.

#### RECOMMENDATIONS FOR LICENSURE

The Mississippi Gaming Commission granted a renewal of the gaming school license of **Casino College of Mississippi, Inc.**

**BSL, Inc. d/b/a Hollywood Casino Bay St. Louis**, and **BTN, Inc. d/b/a Boomtown Casino Biloxi**, each a subsidiary of Penn National Gaming, Inc., were granted renewals of their existing casino operator licenses for a period of three years.

**Lightning Poker, Inc.**, was granted a three-year manufacturer and distributor license.

#### APPLICATIONS FOR FINDING OF SUITABILITY

The Mississippi Gaming Commission approved applications for finding of suitability for the following individuals:

1. **Richard J. Schneider**, Executive Vice President of Product Strategy of International Game Technology.
2. **Geraldine Garringer, Sherman M. Sekul**, and **Steven G. Sekul**, as landlords of New Palace Casino, LLC d/b/a Palace Casino Resort.
3. **Kevin Mullally**, Director, General Counsel and Director of Government Affairs of Gaming Laboratories International, LLC.
4. **Donald R. Caldwell**, Director, **Robert D. Ciunci**, Chief Financial Officer, **Ian D. Frisbie**, Chief Technical Officer, **Frederick C. Tecce**, Director, **Brian D. Haveson**, Chief Executive Officer of Lightning Poker, Inc.

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### OTHER APPROVALS

**International Game Technology** received approval for pledges of equity interests or securities.

**BSL, Inc. d/b/a Hollywood Casino Bay St. Louis; BTN, Inc. d/b/a Boomtown Casino Biloxi; and HWCC – Tunica, Inc. d/b/a Hollywood Casino Tunica**, each a subsidiary of Penn National Gaming, Inc., received continuous approval for shelf offerings.

**Lightning Poker, Inc.** was registered as a publicly traded corporation and received approval of certain exemptions related to legending requirements and certain restrictions on the transfer of its securities.

**Legends Gaming, LLC and Legends Gaming of Mississippi, LLC d/b/a DiamondJacks Casino and Hotel** received approvals related to its plan of reorganization under bankruptcy, including:

- Approvals for transfers, issuances and pledges of equity interests or securities.
- Approvals for the imposition of equity restrictions including negative equity pledges.

**Aristocrat Technologies, Inc.** received approval to issue equity interests or securities.

### WORK PERMITS

The Mississippi Gaming Commission **accepted** the hearing examiner's decisions regarding work permit hearings held and decisions rendered on April 7, 2009; May 4, 2009; and June 2, 2009 for the following:

1. Twanda Jones/Bilbro – Revocation
2. Aaron Lee Patterson – Revocation
3. Renee Roland – Revocation
4. Joy L. Smith – Denial
5. Phylcia Parker – Revocation
6. Joseph Young – Revocation

The Commission **reversed** the hearing examiner's decisions regarding work permit hearings held and decisions rendered on April 7, 2009; May 4, 2009; and June 2, 2009 for the following:

1. Maria Thornton – Reversed and Granted
2. Roy Baker, Jr. – Reversed and Granted
3. Marcelo Unda – Reversed and Granted

The Mississippi Gaming Commission **declined to review** the hearing examiner's decisions regarding work permit hearings held and decisions rendered on April 7, 2009 and May 4, 2009, for the following:

1. Pamela Cook – Denial
2. Jamie Voss – Revocation

The Mississippi Gaming Commission **passed** on making any decision with respect to a review of the hearing examiner's decisions regarding work permit hearings held and decisions rendered on April 7, 2009 and May 4, 2009, for LaTerrance Perryman.

The Mississippi Gaming Commission unanimously **approved** the grant of a work permit to Felicia Colenburg.

### Player Disputes

The Mississippi Gaming Commission approved the Orders of Dismissal of the following claims:

1. Mindy Dunkleberger vs. Gulfside Casino Partnership d/b/a Island View Casino
2. Bennie Massey vs. Beau Rivage Resorts, Inc.

### DISCIPLINARY ACTIONS

As a result of a Disciplinary Complaint brought against **Columbia Properties Vicksburg, LLC d/b/a Horizon Casino Vicksburg** by the Mississippi Gaming Commission, and the Commissioners authorized Larry Gregory, Executive Director, to enter into a Stipulation and Agreement whereby Horizon Casino Vicksburg will pay the settlement sum of \$50,000.

### NEXT MEETING

The next regular meeting of the Mississippi Gaming Commission will be held on **Thursday, August 27, 2009**, in the Jackson office of the Mississippi Gaming Commission. The deadline for submission of agenda items for this meeting is July 31, 2009.