

AGENDA
KANSAS RACING AND GAMING COMMISSION
10:00 a.m., Friday, October 12, 2018

EAST TOWER CONFERENCE ROOM
EISENHOWER STATE OFFICE BUILDING
700 SW Harrison, Suite 410
Topeka, KS 66603

- A. CALL TO ORDER
- B. APPROVAL OF AGENDA
- C. APPROVAL OF MINUTES

- 1. [Minutes of September 14, 2018](#)

- D. CONSENT AGENDA

Items listed on the consent agenda are routine in nature. If requested by a commissioner, an item may be removed from the Consent Agenda and placed under Commission Items for further discussion and consideration.

- 1. Approvals and revocations for certain lottery facility games and related components
 - a. [GLI Approval Letters October 2018](#)
 - b. [BMM Approval Letters October 2018](#)
 - 2. Internal Control amendment approvals
 - a. [Boot Hill Casino internal control amendment approvals](#)
 - b. [Kansas Star Casino internal control amendment approvals](#)
 - c. [Kansas Crossing Casino internal control amendment approvals](#)

- E. Lottery Gaming Facility Reports/Items

- 1. Boot Hill Casino and Resort
 - a. [Monthly Report](#)
 - b. [September Revenue Report](#)
 - 2. Kansas Star Casino

- a. [Monthly Report](#)
- b. [September Revenue Report](#)
- 3. Hollywood Casino at Kansas Speedway
 - a. [Monthly Report](#)
 - b. [September Revenue Report](#)
- 4. Kansas Crossing Casino
 - a. [Monthly Report](#)
 - b. [September Revenue Report](#)

F. COMMISSION ITEMS – OLD BUSINESS

NONE

G. COMMISSION ITEMS – NEW BUSINESS

NONE

H. PUBLIC COMMENTS

I. STAFF REPORTS

- 1. Sarah Lynch-Chaput, Legal Assistant
 - a. [Voluntary Exclusion Program Report](#)
- 2. Don Brownlee, Executive Director

J. DISCIPLINARY REVIEW PROCESS

- 1. Stephan Schwab, KRGC Case Number 2018-3005
 - a. [Summary Proceeding Order and Notice of Hearing and Right to Waive, 2018-3005](#)

K. EXECUTIVE SESSIONS

The Commission conducts executive sessions in accordance with the Kansas Open Meetings Act and all discussions are limited to the specified purposes listed in K.S.A. 75-

4319. The Commission utilizes executive sessions to consult with the Commission's attorney on confidential legal matters, to discuss confidential personnel matters, to protect the confidentiality of necessarily closed information including licensee background reports, and to protect the integrity of gaming information and the confidentiality of lottery gaming facility manager finances.

1. Confidential Facility Manager Financial Information – Kansas Star Casino, LLC
2. Attorney/Client Privilege
3. Background Reports

L. OTHER BUSINESS/FURTHER COMMISSION ACTION

1. Consideration of proposed gaming licenses and renewals

M. ADJOURNMENT

KANSAS RACING AND GAMING COMMISSION

MINUTES – SEPTEMBER 14, 2018

CALL TO ORDER
(A.)

Chairman Brandon Jones called the September 14, 2018 meeting to order at 10:00 a.m. The meeting was held in the East Tower Conference Room of the Eisenhower State Office Building, 700 SW Harrison, in Topeka, KS. Commissioners Larry Turnquist and Dave Myres were also present. Others present included Executive Director Don Brownlee, General Counsel Judith Taylor, Director of Administration, Audit, and Finance Brandi White, Electronic Security Manager Roger Bailey, Director of Security Joe Herridge, Recording Secretary Sarah Lynch-Chaput, and other staff.

MOTION, APPROVE
AGENDA
(B.)

Commissioner Turnquist (Myres) moved to approve the agenda. Motion carried unanimously.

MOTION, APPROVE
AUGUST 17, 2018
MEETING MINUTES
(C.1.)

Commissioner Myres (Turnquist) moved to approve the minutes of the August 17, 2018 meeting. Motion carried unanimously.

MOTION, APPROVE
CONSENT AGENDA
(D.)

Commissioner Turnquist (Myres) moved to approve the consent agenda. Motion carried unanimously.

LOTTERY GAMING
FACILITY
REPORTS/ITEMS; BOOT
HILL CASINO & RESORT
(E.1.a.)

Diane Giardine, General Manager, reported:

- August 2018 revenue numbers compared to August 2017:
 - Total gaming revenue increase of 8.91%
 - Total slot revenue up 10.70%
 - Table games revenue down 2.97%
- Past Promotions and Events:
 - Dodge City Days Slot Tournament
 - Labor Day Buffet
 - Tracy Byrd, September 13th
- Upcoming Promotions and Events:
 - Pro-Football Challenge
 - America Live!, September 29th
 - Casting Crowns, October 2nd
 - Hairball, October 12th
 - Ronnie Milsap, October 13th

LOTTERY GAMING
FACILITY
REPORTS/ITEMS; KANSAS
STAR
(E.2.a.)

Jeff Babinski, General Manager, reported:

- August 2018 revenue numbers compared to August 2017:
 - Admissions down 0.15%
 - Total gross gaming revenue up 7.6%
 - Slot coin-in up 4.5%
 - Slot hold up 0.28 points
 - Table games drop down 1.3%
 - Table games hold down 2.2 points
 - Poker revenue down 8.5%
- Past Events and Promotions:
 - Riley Green - New Artist Showcase, August 13th
 - Jay Leno, August 18th
- Upcoming Events and Promotions:
 - Asian Variety Show, September 22nd
 - Loverboy, September 29th
 - Evolution Fighting Championship, October 10th
 - Midwest Beerfest, October 13th
 - National Final Steer Roping, November 2nd and 3rd

LOTTERY GAMING
FACILITY
REPORTS/ITEMS;
HOLLYWOOD CASINO AT
KANSAS SPEEDWAY
(E.3.a.)

Al Thompson, Vice President of Casino Operations, reported:

- August 2018 revenue numbers compared to August 2017:
 - Total gaming revenue was \$12.6 million, an increase of \$681,000 or 5.7%
 - Table games revenue was \$1.4 million, an increase of \$10,000 or 0.7%
 - Slot revenue was \$11.2 million, an increase of \$671,000 or 6.4%
- August Events and Promotions:
 - Hollywood Hoedown
 - Night of 102 Winners
 - \$300k Progressive Extravaganza
 - 2018 Pigskin Payoff Kickoff

LOTTERY GAMING
FACILITY
REPORTS/ITEMS; KANSAS
CROSSING CASINO
(E.4.a.)

Doug Fisher, General Manager, reported:

- August 2018 revenue numbers compared to August 2017:
 - Admissions increased 6.4%
 - Net slot win increased 28.1%
 - Net table games win decreased 21%
 - Net gaming revenue increased 21.7%

- Past Events and Promotions:
 - Blackjack Tournament, August 18th
 - Jeep Wrangler Giveaway, August 25th
 - Reza, Illusionist, August 25th
 - VIP Slot Tournament, August 26th
 - Beach Vacation Giveaway, August 30th
- Upcoming Events and Promotions:
 - September Thursdays - \$5,000 Cash Giveaway
 - September Fridays – Polaris Ranger ATV Giveaway
 - September Saturdays - \$15,000 Cash Giveaway
 - Walkout MMA, September 15th
 - BoStyx, Boston and Styx Tribute Show, October 13th
 - Quiet Riot, October 27th
 - World Class Revolution Wrestling, November 3rd

COMMISSION ITEMS –
OLD BUSINESS
(F.)

There were no old business items.

COMMISSION ITEMS –
NEW BUSINESS
(G.1)

Brandi White, Director of Administration, Finance, and Audit, KRGC presented to the commission on the FY 2019, FY 2020, and FY 2021 KRGC Budgets. Don Brownlee, Executive Director, KRGC spoke to the commission about the vacant positions within the agency. Mark Dodd, Executive Director, Kansas State Gaming Agency presented to the commission on the FY 2019, FY 2020, and FY 2021 State Gaming Agency budgets.

MOTION, BUDGET
APPROVAL
(G.1)

Commissioner Myres (Turnquist) moved that the Commission approve the FY 2019, FY 2020, and FY 2021 budgets as proposed. The motion carried unanimously.

PUBLIC COMMENTS
(H.)

There were no public comments.

STAFF REPORTS
(I.1.a. and I.2)

Sarah Lynch-Chaput, Legal Assistant, reported on the Voluntary Exclusion Program statistics for the month of August 2018.

Executive Director Brownlee reported:

- The law enforcement side of the agency recently transitioned to new handguns. The old handguns were traded in to the company from which the new handguns

were purchased. The new handguns are easier for the agents to maintain, lighter, and hold more rounds.

- There are no updates to sports wagering legislation. The interim committee date is anticipated to be after the November election.
- The next commission meeting is scheduled for October 12, 2018 at 10:00 a.m. in Topeka.

MOTION, EXECUTIVE
SESSION
(J.1)

Commissioner Myres (Turnquist) moved that the Commission go into executive session for the purpose of conducting a hearing on the forfeiture of funds seized from a voluntarily excluded person for whom the KRGK is contractually obligated to maintain confidentiality. Those included in the executive session, in addition to the commissioners, were the executive director, general counsel, and Michelle Neis, staff attorney. The voluntarily excluded person and his attorney, David Nelson, were not present. The total time for the executive session was anticipated to be fifteen minutes until 10:45 a.m. No action is to be taken in executive session, and the subject discussed is to be limited as previously described. A full record of this motion is to be maintained as part of the permanent record of the Kansas Racing and Gaming Commission. At the conclusion of the executive session, the meeting is to be continued in open session. The motion carried unanimously and the meeting was adjourned to executive session at 10:30 a.m.

RECONVENE

The commission meeting returned to open session at 10:45 a.m. with all members present.

MOTION, EXECUTIVE
SESSIONS
(J.2)

Commissioner Turnquist (Myres) moved that the Commission go into executive session for the purpose of confidential attorney-client privileged communication relating to gambling machine seizures and forfeitures. Those included in the executive session, in addition to the commissioners, were the executive director and general counsel. The total time for the executive session was anticipated to be fifteen minutes until 11:05 a.m. No action is to be taken in executive session, and the subject discussed is to be limited as previously described. A full record of this motion is to be maintained as part of the permanent record of the Kansas Racing and Gaming Commission. At the conclusion of the executive session, the meeting is to be continued in open session. The motion carried unanimously and the meeting was adjourned to executive session at 10:50 a.m.

RECONVENE

The commission meeting returned to open session at 11:05 a.m. with all members present.

MOTION, VOLUNTARY
EXCLUSION PROGRAM
FORFEITURE HEARING
(J.1)

Commissioner Myres (Turnquist) moved that the Commission uphold the findings of the summary proceeding order in KRGC Case No. 2018-9022. The motion carried unanimously.

MOTION, EXECUTIVE
SESSIONS
(J.3)

Commissioner Myres (Turnquist) moved that the Commission go into executive session for the purpose of deliberating on license applications, including reviewing confidential background reports. Those included in the executive session, in addition to the commissioners, were the executive director, general counsel, and director of security. The total time for the executive session was anticipated to be ten minutes until 11:20 a.m. No action is to be taken in executive session, and the subjects discussed are to be limited as previously described. A full record of this motion is to be maintained as part of the permanent record of the Kansas Racing and Gaming Commission. At the conclusion of the executive session, the meeting is to be continued in open session. The motion carried unanimously and the meeting was adjourned to executive session at 11:10 a.m.

RECONVENE

The commission meeting returned to open session at 11:20 a.m. with all members present.

MOTION TO DENY,
CONDITIONALLY
APPROVE, APPROVE
RECONSIDERATION, ,
TABLE, AND APPROVE
LICENSE APPLICATIONS
(K.)

Commissioner Turnquist (Myres) moved to *conditionally approve* one license application and *approve* the remaining 168 license applications from the September 14, 2018 list of background reports referred to the commission for action. Motion carried unanimously.

ADJOURN
(L.)

Commissioner Myres (Turnquist) moved to adjourn the meeting. Motion carried unanimously. The meeting was adjourned at 11:25 a.m.

SUBMITTED BY:

Larry Turnquist
Secretary

APPROVED BY:

Brandon Jones
Chairman

DRAFT

	<u>Manufacturer</u>	<u>Report Number</u>	<u>ID Number</u>	<u>Version</u>	<u>Game Name</u>	<u>Function</u>
1	ARISTOCRAT	MO-73-ARI-18-110	6NY420008406	4.20/4.06	MEI ADVANCED BILL VALIDATOR FIRMWARE	BILL VALIDATOR
2	ARISTOCRAT	MO-73-ARI-18-111	6NG402008406	4.02/4.06	MEI ADVANCED BILL VALIDATOR FIRMWARE	BILL VALIDATOR
3	ARISTOCRAT	MO-73-ARI-18-117	1.01-66218	GEN8	Thunder Wolf	PERSONALITY PGM
4	ARISTOCRAT	MO-73-ARI-18-118	1.01-66061	GEN8	Joe Blow Diamonds	PERSONALITY PGM
5	ARISTOCRAT	MO-73-ARI-18-119	1.01-66152	GEN8	8 Stripes	PERSONALITY PGM
6	ARISTOCRAT	MO-73-ARI-18-120	1.01-66159	GEN8	Money Dragon	PERSONALITY PGM
7	ARISTOCRAT	MO-73-ARI-18-121	MCDU_SCH_01	VERTEX	Mighty Cash Double Up	OTHER
8	ARISTOCRAT	MO-73-ARI-18-122	1.01-66160	GEN8	Lucky Tiger	PERSONALITY PGM
9	ARISTOCRAT	MO-73-ARI-18-123	Set Chip	7.02.56.00	N/A	SECURITY/CONFIG.
10	ARISTOCRAT	MO-73-ARI-18-124	Linux OS	X.55.3	N/A	OTHER
11	ARISTOCRAT	MO-73-ARI-18-131	1.01-66721	GEN8	Buffalo Thundering 7s	PERSONALITY PGM
12	ARISTOCRAT	MO-73-ARI-18-132	BTS119_SCH_01	VERTEX	Buffalo Thundering 7s Schedule	OTHER
13	ARISTOCRAT	MO-73-ARI-18-133	1.01-66465	GEN8	Westworld	PERSONALITY PGM
14	ARISTOCRAT	MO-73-ARI-18-134	WSTW_SCH_01	VERTEX	Westworld Schedules	OTHER
15	ARISTOCRAT	MO-73-ARI-18-135	1.01-66508	N/A	Buffalo Golden 7s	PERSONALITY PGM
16	ARISTOCRAT	MO-73-ARI-18-136	BG7_SCH_01	VERTEX	BG7_SCH_01	OTHER

17	ARISTOCRAT	MO-73-ARI-18-138	1.01-66304	GEN8	Peacock Princess	PERSONALITY PGM
18	ARISTOCRAT	MO-73-ARI-18-139	1.02-66477	Gen 8	Lucky Gold 7s	PERSONALITY PGM
19	ARISTOCRAT	MO-73-ARI-18-73	Linux OS	X.54.3	N/A	OTHER
20	Aruze Gaming A	MO-22-ARZ-14-34	Security ROM	1.7	N/A	SECURITY/CONFIG.
21	Aruze Gaming America	MO-47-ARZ-09-05	P509012-0202HK-01	P/N P509012-0202HK-01	N/A	HARDWARE
22	Aruze Gaming America	MO-73-ARZ-10-78	P509028-0102HK-01	N/A	N/A	HARDWARE
23	Aruze Gaming America	MO-73-ARZ-11-02	BOOT ROM	9.6	N/A	SECURITY/CONFIG.
24	Aruze Gaming America	MO-73-ARZ-18-101	6NY420008406	4.20/4.06	N/A	BILL VALIDATOR
25	Aruze Gaming America	PA-73-ARZ-08-01	P509012-0202HK-02	P/N P509012-0202HK-02	N/A	HARDWARE
26	BALLY	MO-22-BAL-18-05	AOS0000221E	E	OPERATING SYSTEM	MAIN PGM
27	BALLY	MO-50-BAL-18-05	A19D-000-1000	1000	James Bond Goldfinger	PERSONALITY PGM
28	BALLY	MO-50-BAL-18-06	A19C-000-1000	1000	James Bond Goldfinger	PERSONALITY PGM
29	BALLY	MO-73-BAL-18-32	1495753	1495753	N/A	HARDWARE
30	BALLY	MO-73-BAL-18-67	A16D-000-1000	1000	Lock it Link - Huff n Puff	PERSONALITY PGM
31	Bally West	MO-286-SHU-18-02	BJNA28	BJNA28	Blackjack	PERSONALITY PGM

32	Bally West	MO-286-SHU-18-02	GE729000BJXENG	GE7.29;GS7.29BJX-MLT-PRG-SB-XPe4.02	Blackjack	PERSONALITY PGM
33	Bally West	MO-286-SHU-18-02	TDM72600BJXSB01	DM7.26BJX-SB01	Blackjack	SOUND/GRAPHICS
34	Bally West	MO-286-SHU-18-02	TDM72600BJXSB02	DM7.26BJX-SB02	Blackjack	SOUND/GRAPHICS
35	Bally West	MO-286-SHU-18-03	iScorePlus.exe	5.2.2.22320	i-Score Plus	Other
36	Bally West	MO-286-SHU-18-03	iScorePlusDaiBaccSetup.exe	1.10.1	i-Score Plus Dai Bacc Pre-Installer	OTHER
37	Bally West	MO-286-SHU-18-03	iScorePlusDragonBonussSetup.exe	1.10.1	i-Score Plus Dragon Bonus Pre-Installer	OTHER
38	Bally West	MO-286-SHU-18-03	iScorePlusEZBaccSetup.exe	1.10.1	i-Score Plus EZ Bacc Pre-Installer	OTHER
39	Bally West	MO-286-SHU-18-03	libLocalMediaServer.dll	1.10.1	i-Score Plus	Other
40	Bally West	MO-286-SHU-18-03	mainData	1.10.1	i-Score Plus	Other
41	Bally West	MO-286-SHU-18-03	SciGames.Table.Shoe.Adapter.Service.exe	3.0.0	Shoe Adapter Service	OTHER
42	Bally West	MO-286-SHU-18-03	SciGames.Table.Shoe.AngelListener.dll	3.0.0	Shoe Adapter Service	OTHER
43	Bally West	MO-286-SHU-18-03	SciGames.Table.Shoe.BeeListener.dll	3.0.0	Shoe Adapter Service	OTHER
44	Bally West	MO-286-SHU-18-03	SciGames.Table.Shoe.iShoeBroadcaster.dll	3.0.0	Shoe Adapter Service	OTHER
45	Bally West	MO-286-SHU-18-03	SciGames.Table.Shoe.ServiceIntegrator.dll	3.0.0	Shoe Adapter Service	OTHER
46	Bally West	MO-286-SHU-18-03	Shoe Adapter.exe	3.0.0	Shoe Adapter Service Pre-Installer	OTHER

47	Bally West	MO-394-SHU-18-01	W4NAS12B	W4NAS12B	Table Master Fusion Kernel	MAIN PGM
48	Everi Games, Inc.	MO-66-MMG-18-01	400-10585-XX	400-10585-XX	TBX26 Top Box	HARDWARE
49	IGT	MO-10-IGT-18-08	GAME020005FLBP03	ASCENT GAME PACKAGE	WHEEL OF FORTUNE CA\$H LINK LATIN GETAWAYS	PERSONALITY PGM
50	IGT	MO-10-IGT-18-08	GI020005FLBP003	ASCENT INSTALL	WHEEL OF FORTUNE CA\$H LINK LATIN GETAWAYS	INSTALLER
51	IGT	MO-10-IGT-18-08	UCGS173A2	N/A	WOF CASH LINK SIGN CONTROLLER	OTHER
52	IGT	MO-132-IGT-18-06	GAME020009QAAM01	ASCENT GAME PACKAGE	LUCKY LARRY'S LOBSTERMANIA 3	PERSONALITY PGM
53	IGT	MO-132-IGT-18-06	GI020009QAAM001	ASCENT INSTALL	LUCKY LARRY'S LOBSTERMANIA 3	INSTALLER
54	IGT	MO-132-IGT-18-08	GAME020009IGYB02	ASCENT GAME PACKAGE	WOLF RIDGE	PERSONALITY PGM
55	IGT	MO-132-IGT-18-08	GI020009IGYB002	ASCENT INSTALL	WOLF RIDGE	INSTALLER
56	IGT	MO-132-IGT-18-09	GAME020009TKBM01	ASCENT GAME PACKAGE	CELTIC MAGIC	PERSONALITY PGM
57	IGT	MO-132-IGT-18-09	GI020009TKBM001	ASCENT INSTALL	CELTIC MAGIC	INSTALLER
58	IGT	MO-135-IGT-18-09	AI020000K0003	ASCENT INSTALL	INSTALL ASCENT020000K0003	INSTALLER
59	IGT	MO-135-IGT-18-09	ASCENT020000K0003	N/A	K SERIES	MAIN PGM
60	IGT	MO-135-IGT-18-09	OI0200200507	N/A	INSTALL FOR OS0200000507 / OS020PM00507	INSTALLER
61	IGT	MO-135-IGT-18-09	OS0200000507	N/A	OS K SERIES 3.0/4.0 HARDWARE	OTHER
62	IGT	MO-135-IGT-18-09	OS020PM00507	N/A	OS K SERIES 4.0 V2 / 4.0ME / 4.0ME V2 /	OTHER
63	IGT	MO-135-IGT-18-12	UCCF00313	N/A	UC SERIES 3 FRAMEWORK	OTHER

64	IGT	MO-146-IGT-18-03	GAME020001J1DM04	ASCENT GAME PACKAGE	CLEOPATRA	PERSONALITY PGM
65	IGT	MO-146-IGT-18-03	GI020001J1DM004	ASCENT INSTALL	CLEOPATRA	INSTALLER
66	IGT	MO-158-IGT-18-38	GAME020009IGDB03	ASCENT GAME PACKAGE	Cleopatra Gold	PERSONALITY PGM
67	IGT	MO-158-IGT-18-38	GI020009IGDB003	ASCENT INSTALL	Cleopatra Gold	INSTALLER
68	IGT	MO-22-IGT-18-133	GAME020009GGDS02	ASCENT GAME PACKAGE	Golden Goddess Sabina	PERSONALITY PGM
69	IGT	MO-22-IGT-18-133	GI020009GGDS002	ASCENT INSTALL	Golden Goddess Sabina	INSTALLER
70	IGT	MO-22-IGT-18-133	UCGS169A3	N/A	GOLDEN GODDESS MLP SIGN CONTROLLER	OTHER
71	IGT	MO-22-IGT-18-139	GAME020001VALM01	ASCENT GAME PACKAGE	VALHALLA	PERSONALITY PGM
72	IGT	MO-22-IGT-18-139	GI020001VALM001	ASCENT INSTALL	VALHALLA	INSTALLER
73	IGT	MO-308-IGT-18-18	GAME020009GGBS02	ASCENT GAME PACKAGE	GOLDEN GODDESS TULLIA	PERSONALITY PGM
74	IGT	MO-308-IGT-18-18	GI020009GGBS002	ASCENT INSTALL	GOLDEN GODDESS TULLIA	INSTALLER
75	IGT	MO-49-IGT-18-07	GAME020003MSED01	ASCENT GAME PACKAGE	Money \$torm Link Double Sizzling 77777	PERSONALITY PGM
76	IGT	MO-49-IGT-18-07	GI020003MSED001	ASCENT INSTALL	Money \$torm Link Double Sizzling 77777	INSTALLER
77	IGT	MO-50-IGT-18-07	GAME014-003WS1-N14	AVP GAME PACKAGE	WHEEL OF FORTUNE WILD SIZZLING 777	PERSONALITY PGM
78	IGT	MO-50-IGT-18-07	GI014-003WS1-N014	AVP INSTALL	WHEEL OF FORTUNE WILD SIZZLING 777	INSTALLER
79	INCREDIBLE TECHNOLOG	MO-22-INT-18-11	G00338	01.02.39	SKY DRAGONS	PERSONALITY PGM
80	INCREDIBLE TECHNOLOG	MO-22-INT-18-12	G00337	01.01.39	CLUB 777	PERSONALITY PGM

81	INCREDIBLE TECHNOLOG	MO-73-INT-18-34	G00349	01.02.14	Big 3 Rock Your Heart	PERSONALITY PGM
82	INCREDIBLE TECHNOLOG	MO-73-INT-18-37	G00277	01.01.65	Clinko Winning Wall	PERSONALITY PGM
83	INCREDIBLE TECHNOLOG	MO-73-INT-18-42	G00357	01.02.48	FATE OF THE 8 POWER WHEEL VIP	PERSONALITY PGM
84	KONAMI GAMING INC.	MO-73-KON-18-97	KGI_LLPSYSC143XX	KP3 PLATFORM	KP3 PLATFORM	MAIN PGM
85	SPE-IGT	MO-22-SPE-18-07	Game.COFFEE.Field.12.11.0.230.iso	12.11.0.230	WHEEL OF FORTUNE - Wild Red Sevens 3D	Other
86	SPE-IGT	MO-22-SPE-18-07	Game.Prog-Conf-LAP-US4-WoFWR7.Field.1.0.0.5.iso	1.0.0.5	WHEEL OF FORTUNE - Wild Red Sevens 3D	Other
87	SPE-IGT	MO-22-SPE-18-07	Game.wirscgy1ajaus4_0030005xxxx_xx.Field.1.1.77.2.iso	1.1.77.2	WHEEL OF FORTUNE - Wild Red Sevens 3D	PERSONALITY PGM
88	SPE-IGT	MO-22-SPE-18-07	Game.WR7.Field.2.1.0.212.iso	2.1.0.212	WHEEL OF FORTUNE - Wild Red Sevens 3D	PERSONALITY PGM
89	SPE-IGT	MO-22-SPE-18-07	Game.WR7_Resources_x86.Field.1.0.0.14.iso	1.0.0.14	WHEEL OF FORTUNE - Wild Red Sevens 3D	Other
90	SPE-IGT	MO-22-SPE-18-08	Game.RedWhiteBlue3D_777.Field.1.0.1.2.iso	1.0.1.2	RED WHITE BLUE 3D	PERSONALITY PGM
91	SPE-IGT	MO-22-SPE-18-08	Game.rwb3da01adbus4_0030005xxxx_xx.Field.1.2.43.2.iso	1.2.43.2	RED WHITE BLUE 3D	PERSONALITY PGM
92	SPE-IGT	MO-73-SPE-18-03	Game.COFFEE.Field.9.12.0.171.iso	9.12.0.171	PHOENIX RISING 3D	OTHER
93	SPE-IGT	MO-73-SPE-18-03	Game.PhoenixRising3D.Field.1.0.1.7.iso	1.0.1.7	PHOENIX RISING 3D	PERSONALITY PGM

94	SPE-IGT	MO-73-SPE-18-03	Game.pr3dcgz1adaus4_0050075xxxx_xx.Field.1.1.1.17.2.iso	1.1.17.2	PHOENIX RISING 3D	PERSONALITY PGM
95	SPE-IGT	MO-73-SPE-18-03	Game.ProgressiveConfigurationPHRI3D.Field.1.0.0.9.iso	1.0.0.9	PHOENIX RISING 3D	OTHER
96	The U.S. Playing Card Co.	RN-123-UPC-17-01	colla.exe	N/A	CASINO PLAYING CARD RANDOMIZATION AND VERIFICATION SYSTEM	RNG
97	The U.S. Playing Card Co.	RN-123-UPC-17-01	Quantis.dll	N/A	N/A	

	Manufacturer	Report Number	ID Number	Version	Game Name	Function	Replace With	Replaced By
1	Bally West	MO-286-SHU-16-03	266123B	GE7.23;GS7.23BJX-MLT-PRG-KS-SB-XPe4.02	TABLE MASTER FUSION BLACKJACK	PERSONALITY PGM	GE729000BJXENG	14-Jan.-19
2	IGT	MO-22-IGT-17-190	GAME020001J1DM01	ASCENT GAME PACKAGE	CLEOPATRA	PERSONALITY PGM	GAME020001J1DM04	19-Nov.-18
3	IGT	MO-22-IGT-17-190	GI020001J1DM001	ASCENT INSTALL	CLEOPATRA	INSTALLER	GI020001J1DM004	19-Nov.-18
4	IGT	MO-22-IGT-18-40	GAME020009IGDB02	ASCENT GAME PACKAGE	CLEOPATRA GOLD	PERSONALITY PGM	GAME020009IGDB03	19-Nov.-18
5	IGT	MO-22-IGT-18-40	GI020009IGDB002	ASCENT INSTALL	CLEOPATRA GOLD	INSTALLER	GI020009IGDB003	19-Nov.-18

	<u>Manufacturer</u>	<u>Report Number</u>	<u>ID Number</u>	<u>Version</u>	<u>Game Name</u>	<u>Function</u>
1	Aristocrat	ATI12391KS	1.01-66035	GEN8	Rio	Game
2	Aristocrat	ATI12431KS	1.01-66520	GEN8	Jaguar Cash	Game

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Don Brownlee, Executive Director

Jeff Colyer, Governor

Boot Hill Casino Internal Control Amendments

October 12, 2018

<u>Item #/ (Description)</u>	<u>Regulation Waiver?</u>	<u>Regulation/IC Reference</u>	<u>Staff Recommendation</u>
BH509 – Free Bet Blackjack w/ Pot of Gold	No	KAR 112-108-6 / IC 250.002 ; IC 250.050	Approval
BH518 – Table Fills and Credits	No	KAR 112-108-31, 108-33 / IC 200.120, .140	Approval

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Jeff Colyer, Governor

Kansas Star Casino Internal Control Amendments

October 12, 2018

<u>Item #/ (Description)</u>	<u>Regulation Waiver?</u>	<u>Regulation/IC Reference</u>	<u>Staff Recommendation</u>
KS240 – Surveillance ICs & Plan	No	KAR 112-106-1-7 / Surveillance Plan Surveillance § 1-8, Forms , Admin § 14	Approval
KS259 – Corporate Director of IA and Corporate IA Manager	No	KAR 112-104-2 / Admin. § 2-3	Approval
KS263 – Beverage Manager	No	KAR 112-104-2 / Non-Gaming § 2 & 2.a	Approval
KS265 – Casino Accounting ICs	No	KAR 112-104-2, 4, 5, 18, 41 / Casino Accounting § 1–3, 7, 11	Approval

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Jeff Colyer, Governor

Kansas Crossing Casino Internal Control Amendments

October 12, 2018

<u>Item #/ (Description)</u>	<u>Regulation Waiver?</u>	<u>Regulation/IC Reference</u>	<u>Staff Recommendation</u>
KC67- Chip Handling	No	KAR 112-108-56; KCC 146	Approval
KC71- Officer on E-Drop	Yes	KAR 112-104-18; KCC 26	Approval
KC74- DOF Count Variance	No	KAR 112-104-20; KCC 28	Approval
KC75- 10x Craps Odds	No	KAR 112-108-2, 4, 6; KCC 180.2	Approval

BOOT HILL CASINO & RESORT
REPORT PRESENTED TO
THE KANSAS RACING AND GAMING COMMISSION
OCTOBER 12, 2018

BY: Bo Holeman

- 1) For the month of September 2018, BHCR experienced an increase in Total Gaming Revenue of 1.44% over prior year September 2017. Total Slot revenue was down 3.30% while Table Games revenue was up 41.83%.

Upcoming Promotions & Events

- Earn & Eat Mondays
- Jackpot Redraw Parties
- Earn & Win Powerball Tickets
- Free Play Bonus
- Max Bet Drawings
- Dollar Deal Sundays
- Stay & Play Hotel Packages

Upcoming Entertainment & Events

- EnTranced Comedy Show at Boot Hill Casino Conference Center, October 6, 2018
- Hairball at United Wireless Arena, October 12, 2018
- Ronnie Milsap at United Wireless Arena, October 13, 2018
- Scotty McCreery at United Wireless Arena, October 27, 2018
- The Oakridge Boys at United Wireless Arena, November 29, 2018

BOOT HILL CASINO & RESORT

Lottery Gaming Facility Revenue-Unaudited*

	September 2018	September 2017	Fiscal YTD 2019	Fiscal YTD 2018
Electronic gaming machines	2,912,830.97	3,010,554.16	9,043,917.60	8,776,012.63
Table games	501,743.51	354,059.50	1,355,772.51	1,178,417.49
Other #	<u>2,232.79</u>	<u>3,638.60</u>	<u>2,310.89</u>	<u>3,717.82</u>
Total Lottery Gaming Facility Revenue	<u>3,416,807.27</u>	<u>3,368,252.26</u>	<u>10,402,001.00</u>	<u>9,958,147.94</u>
State Share 22%	751,697.60	741,015.50	2,288,440.22	2,190,792.55
Local Share 3%	102,504.22	101,047.57	312,060.03	298,744.44
Problem Gambling Share 2%	68,336.15	67,365.05	208,040.02	199,162.96
Casino Share 73%	2,494,269.31	2,458,824.15	7,593,460.73	7,269,448.00

****Unaudited-as reported by the Kansas Lottery Central Computer system.***

#Other sweeps, principally lost and found funds.

**KANSAS STAR CASINO
REPORT PRESENTED TO
THE KANSAS RACING AND GAMING COMMISSION**

October 12, 2018

BY:

Jeff Babinski – VP/General Manager

Operational Notes

- **September admissions down 3.8% from Sept. 2017.**

Past Arena Events

- **September 12 – Jon Langston (New Artist Showcase in Tin Lizard)**
- **September 22 – Asian Variety Show**
- **September 29 – Loverboy**
- **October 1 – Adam Hambrick (New Artist Showcase in Tin Lizard)**

Upcoming Events

- **October 13 – Midwest Beerfest**
- **October 20 – Evolution Fighting Championship**
- **October 27 – All Hallows Gala**
- **Nov. 2-3 – National Final Steer Roping**
- **December 1 – Cirque Musica Holiday – Wonderland**

September 2018 Revenue #'s

- **Total Gross Gaming Revenue down 2.2% from September 2017.**
- **Slot Coin-In (Handle) down 1.3% from September 2017.**
- **Slot hold (gross) flat to September 2017.**
- **Table Game drop down 3.4% from September 2017.**
- **Table Game hold is flat to September 2017.**
- **Poker Room revenue down 24.1% from September 2017.**

KANSAS STAR CASINO & RESORT

Lottery Gaming Facility Revenue-Unaudited*

	September 2018	September 2017	Fiscal YTD 2019	Fiscal YTD 2018
Electronic gaming machines	12,298,448.42	12,618,285.52	38,765,612.45	38,004,349.52
Table games	2,076,468.62	2,199,340.10	6,510,932.93	6,518,965.67
Other #	<u>6,010.79</u>	<u>6,935.22</u>	<u>6,158.69</u>	<u>7,086.11</u>
Total Lottery Gaming Facility Revenue	<u>14,380,927.83</u>	<u>14,824,560.84</u>	<u>45,282,704.07</u>	<u>44,530,401.30</u>
State Share 22% (Tier 1)**	3,163,804.12	3,261,403.38	9,962,194.90	9,796,688.29
State Share 2% marginal (Tier 2)**	-	-	-	-
Local Share 3%	431,427.83	444,736.83	1,358,481.12	1,335,912.04
Problem Gambling Share 2%	287,618.56	296,491.22	905,654.08	890,608.03
Casino Share 73%	10,498,077.32	10,821,929.41	33,056,373.97	32,507,192.95

****Unaudited-as reported by the Kansas Lottery Central Computer system.***

#Other sweeps, principally lost and found funds.

HOLLYWOOD CASINO AT KANSAS SPEEDWAY
REPORT PRESENTED TO
THE KANSAS RACING AND GAMING COMMISSION
October 12, 2018

BY: RICK SKINNER – VICE PRESIDENT & GENERAL MANAGER

September 2018

Total Gaming Revenue for September 2018 was \$12.2M which was an increase of \$208K, or a 1.7% increase compared to September of 2017.

Slot Revenue came in at \$10.8M which was an increase of \$207K, or 2%, above prior year.

Table Games Revenue was flat coming in at \$1.4M.

September was a good month for Hollywood Casino. During the month, we featured our Labor Day Mystery Bonus, Table Games Crazy 8's promotion, Chiefs Blanket giveaway, and our Kansas Lottery scratch ticket giveaway. In addition, players began earning entries in September for our \$65,000 Hollywood Casino 400 Giveaway, which will be held during the NASCAR races next weekend.

HOLLYWOOD CASINO & RESORT

Lottery Gaming Facility Revenue-Unaudited*

	September 2018	September 2017	Fiscal YTD 2019	Fiscal YTD 2018
Electronic gaming machines	10,777,273.88	10,569,883.88	33,349,371.28	31,956,241.79
Table games	1,438,733.43	1,435,083.56	4,279,432.51	4,313,573.42
Other #	<u>8,048.79</u>	<u>11,545.80</u>	<u>8,149.73</u>	<u>11,817.58</u>
Total Lottery Gaming Facility Revenue	<u><u>12,224,056.10</u></u>	<u><u>12,016,513.24</u></u>	<u><u>37,636,953.52</u></u>	<u><u>36,281,632.79</u></u>
State Share 22%	2,689,292.34	2,643,632.91	8,280,129.77	7,981,959.21
Local Share 3%	366,721.68	360,495.40	1,129,108.61	1,088,448.98
Problem Gambling Share 2%	244,481.12	240,330.26	752,739.07	725,632.66
Casino Share 73%	8,923,560.95	8,772,054.67	27,474,976.07	26,485,591.94

****Unaudited-as reported by the Kansas Lottery Central Computer system.***

#Other sweeps, principally lost and found funds.

KANSAS CROSSING CASINO + HOTEL
REPORT PRESENTED TO
THE KANSAS RACING AND GAMING COMMISSION
October 12, 2018

BY: Doug Fisher

Compared to last September, Kansas Crossing Casino experienced the following preliminary results;

- 7.2% decrease in admissions
- 25.6% increase in Net Slot Win
- 22% decrease in Table Win
- 19.9% overall increase in Net Gaming Revenue

Promotions + Events

- **September –**
 - 1st – Man Cave Giveaway. Top Prize 85” TV
 - Every Thursday - \$5,000 Cash Giveaway.
 - Every Friday – Polaris Ranger ATV Giveaway
 - Every Saturday - \$15,000 Cash Giveaway
 - Every Monday and Wednesday – Camp 49 Events

- **October –**
 - Every Friday – Smash and Grab featuring a \$5,000 weekly prize and a \$50,000 cash prize on the 26th.
 - 20th - VIP Blackjack Tournament with a top prize of \$3,500.
 - 21st – VIP Slot Tournament with a top prize of \$5,000 cash.
 - 27th - \$27K on the \$27th. Drawings all day long with a top prize of \$10,000 in Free Play
 - Every Monday and Wednesday – Camp 49 Events

The Corral Stage

- Previous Events
 - September 15th – Walkout MMA
- Upcoming Events
 - October 13th – BoStyx, A Boston and Styx rock tribute show featuring David Victor, former vocalist/guitarist for Boston. This will be our first outdoor event
 - October 27th – Quiet Riot
 - November 3rd – World Class Revolution Wrestling

KANSAS CROSSING CASINO & RESORT

Lottery Gaming Facility Revenue-Unaudited*

	September 2018	September 2017	Fiscal YTD 2019	Fiscal YTD 2018
Electronic gaming machines	2,430,214.29	1,922,228.03	7,775,929.46	6,248,465.06
Table games	234,350.50	299,796.00	672,411.50	762,367.00
Other #	<u>640.83</u>	<u>9.00</u>	<u>2,724.28</u>	<u>454.82</u>
Total Lottery Gaming Facility Revenue	<u>2,665,205.62</u>	<u>2,222,033.03</u>	<u>8,451,065.24</u>	<u>7,011,286.88</u>
State Share 22%	586,345.24	488,847.27	1,859,234.35	1,542,483.11
Local Share 3%	79,956.17	66,660.99	253,531.96	210,338.61
Problem Gambling Share 2%	53,304.11	44,440.66	169,021.30	140,225.74
Casino Share 73%	1,945,600.10	1,622,084.11	6,169,277.63	5,118,239.42

***Unaudited-as reported by the Kansas Lottery Central Computer system.**

#Other sweeps, principally lost and found funds.

September 2018 Casino Financials

Casino Gaming Revenue for Month Ending September 30, 2018					
Revenue Source	Boot Hill Casino	Kansas Star Casino	Hollywood Casino	Kansas Crossing Casino	Total All Casinos
EGM	\$ 2,912,831	\$ 12,298,448	\$ 10,777,274	\$ 2,430,214	\$ 28,418,768
Table Games	501,744	2,076,469	1,438,733	234,351	4,251,296
Other #	2,233	6,011	8,049	641	16,933
Total	\$ 3,416,807	\$ 14,380,928	\$ 12,224,056	\$ 2,665,206	\$ 32,686,997

Cumulative Casino Gaming Revenue for Month Ending September 30, 2018					
Fiscal Year	Boot Hill	Kansas Star	Hollywood	Kansas Crossing	Total All Casinos
2010	\$ 20,663,987	-	-	-	\$ 20,663,987
2011	40,055,280	-	-	-	40,055,280
2012	43,886,501	98,855,928	54,622,687	-	197,365,116
2013	43,353,504	192,187,166	124,993,721	-	360,534,391
2014	39,906,275	181,079,650	132,036,392	-	353,022,317
2015	40,513,186	181,754,051	142,759,065	-	365,026,302
2016	38,937,088	181,600,677	143,833,330	-	364,371,095
2017	40,222,932	178,105,968	144,582,037	8,206,260	371,117,197
2018	41,186,638	182,084,527	148,770,984	32,465,853	404,508,001
2019	10,402,001	45,282,704	37,636,954	8,451,065	101,772,724
Total Since Opening	\$ 359,127,392	\$ 1,240,950,671	\$ 929,235,169	\$ 49,123,178	\$ 2,578,436,410

Fund Distribution FY 2019					
Recipients	Boot Hill	Kansas Star	Hollywood	Kansas Crossing	Total All Casinos
State of Kansas	\$ 2,288,440	\$ 9,962,195	\$ 8,280,130	\$ 1,859,234	\$ 22,389,999
Local Governments	312,060	1,358,481	1,129,109	253,532	3,053,182
Problem Gambling and Addictions Fund	208,040	905,654	752,739	169,021	2,035,454
Casino Manager	7,593,461	33,056,374	27,474,976	6,169,278	74,294,088
Total	\$ 10,402,001	\$ 45,282,704	\$ 37,636,954	\$ 8,451,065	\$ 101,772,724

Fund Distribution Since Opening					
Recipients	Boot Hill	Kansas Star	Hollywood	Kansas Crossing	Total All Casinos
State of Kansas	\$ 79,008,026.16	\$ 273,009,147.69	\$ 204,431,737.23	\$ 10,807,099.16	\$ 567,256,010.25
Local Governments	10,773,821.75	37,228,520.14	27,877,055.08	1,473,695.34	77,353,092.31
Problem Gambling and Addictions Fund	7,182,547.83	24,819,013.43	18,584,703.38	982,463.56	51,568,728.20
Casino Manager	262,162,995.90	905,893,990.08	678,341,673.53	35,859,919.95	1,882,258,579.47
Total	\$ 359,127,391.65	\$ 1,240,950,671.34	\$ 929,235,169.22	\$ 49,123,178.02	\$ 2,578,436,410.23

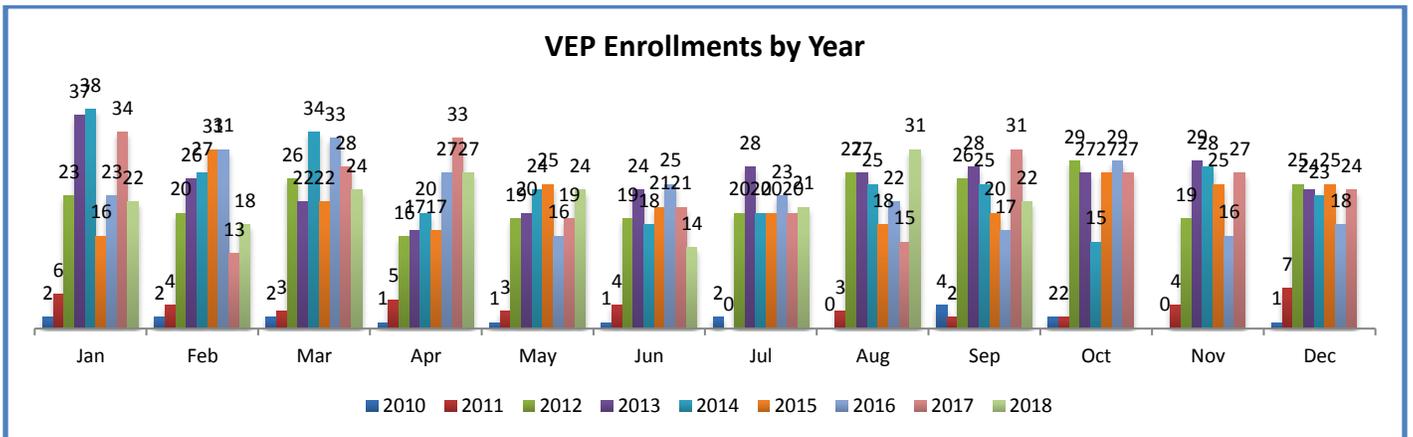
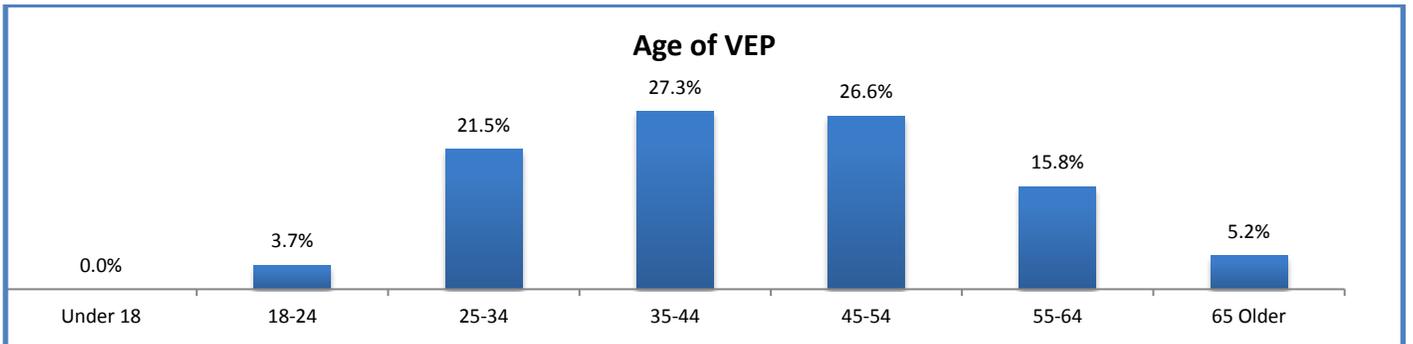
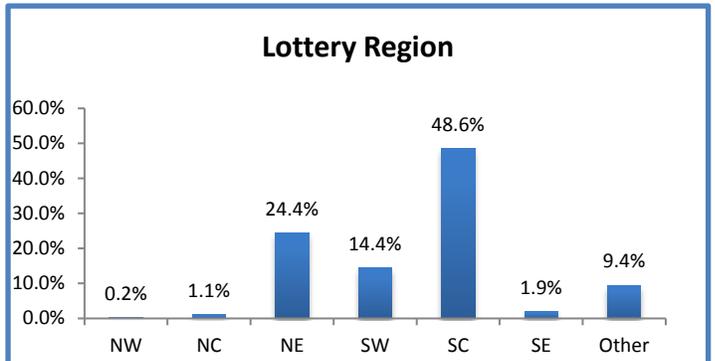
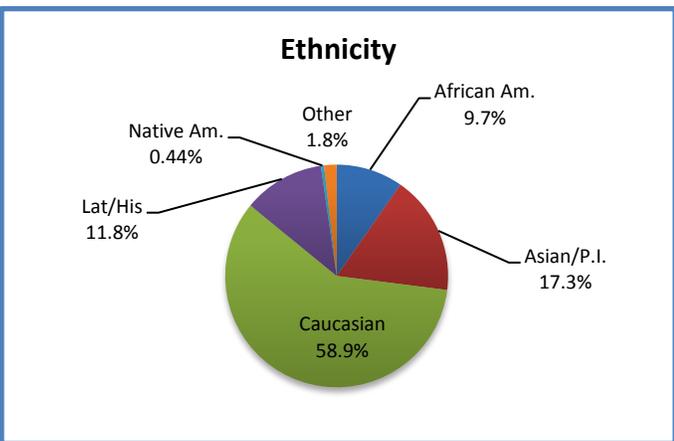
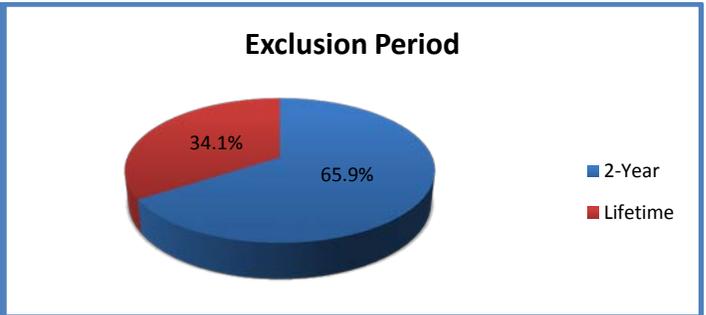
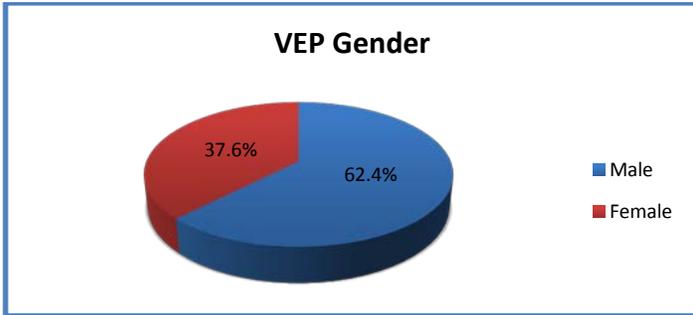
**Unaudited-as reported by the Kansas Lottery Central Computer system.*

#Other sweeps, principally lost and found funds.



Voluntary Exclusion Program January 2010 – September 2018

Voluntary Exclusions = 1980
Violation Incidents = 234 (190 individuals)



**STATE OF KANSAS
KANSAS RACING AND GAMING COMMISSION
700 SW HARRISON, SUITE 500
TOPEKA, KS 66603**

IN THE MATTER OF

KRGC Case No. 2018-3005

Stephan Linn Schwab, Respondent.

**SUMMARY PROCEEDING ORDER AND
NOTICE OF HEARING AND RIGHT TO WAIVE**

The Kansas Racing and Gaming Commission (KRGC), through its Disciplinary Review Board (DRB), hereby gives notice that Stephan Linn Schwab (Respondent), a security officer, has violated the Kansas Expanded Lottery Act (KELA) K.S.A. 74-8757(a); KRGC regulations K.A.R. 112-105-1(a)(4), (a)(5), (a)(12)(G); Hollywood Casino Internal Control Chpt: K Security §2.02(E); the Hollywood Casino Security Plan Sect. 2 pg. 5; and the Hollywood Casino Responsible Gambling Plan pg. 4, 8, 9, & 13 by allowing an intoxicated patron to re-enter Hollywood Casino and by allowing an underage person onto the gaming floor:

FINDINGS OF FACT

1. On January 18, 2017, the Respondent received a temporary occupation permit for a position as security officer from the KRGC. Respondent received a permanent level II gaming license on June 16, 2017, which is currently in inactive status.

Intoxicated Patron Re-entering Hollywood Casino

2. On October 22, 2017, Respondent was on duty as a security officer at Hollywood Casino. Respondent was assigned to the security podium at an entrance to the casino.
3. At approximately 10:52 p.m., three patrons at a table game were determined to be intoxicated by a security supervisor and a food and beverage supervisor. The three

patrons were asked to leave and escorted out of the casino.

4. The security supervisor instructed Respondent to watch the three patrons until they left casino property.
5. Two of the three patrons got into a vehicle and left casino property. One of the intoxicated patrons did not leave casino property and reentered the casino, walking past the Respondent as he did so.
6. Respondent did not stop the intoxicated patron from entering the gaming floor.
7. After re-entering the casino, the intoxicated patron gambled for approximately 26 minutes before being escorted out of the casino a second time for being intoxicated.
8. K.A.R. 112-105-1(a) requires that: “[the] security department shall do the following: . . . (4) assist with the enforcement of all applicable laws and regulations; . . . (12) establish and maintain procedures for handling the following: . . . (G) alcoholic beverage control[.]”
9. Pursuant to K.A.R. 112-105-1(a)(12)(G), Hollywood Casino implemented Hollywood Casino Internal Control Chpt: K Security §2.02(E) which states: “Security Officers [will] monitor for intoxicated persons attempting to enter the casino. Intoxicated persons will not be allowed to engage in gaming activities in the casino. . . .”
10. The Hollywood Casino Security Plan Sect 2, pg. 5 requires the following:
 - a. “The Security Officer serves as the most fundamental extension of management. Each Security Officer is responsible for monitoring all activity in the casino, as well as their immediate surroundings[; and]

- b. Specific responsibilities [include to] be on constant vigil for . . . unruly or intoxicated persons. . . .”
11. The Hollywood Casino Responsible Gambling Plan pg. 4 states that “Hollywood Casino will: . . . 9. Prevent gambling by intoxicated patrons. . . .” The Responsible Gambling Plan pg. 13 states “Visibly intoxicated patrons will be denied entry to the casino by Security Officers stationed at each entrance to the facility to prevent the patron from entering. . . .”

Underage Person Entering Gaming Floor

12. On February 17, 2018, Respondent was on duty as a security officer at Hollywood Casino. Respondent was assigned to the security podium at an entrance to the casino.
13. At approximately 7:45 p.m., a nineteen-year-old and his mother entered the west entrance of Hollywood Casino. Respondent had his back turned to the entrance because he was talking to another security officer.
14. When the underage individual walked by, the Respondent did not ask to see his ID or stop him from entering the gaming floor.
15. The underage person was on the gaming floor for approximately 15 minutes before a security supervisor asked for his ID and determined he was underage.
16. When asked about this incident, Respondent stated that he “didn’t see a minor come in the west [entrance].”
17. K.S.A. 74-8757(a) requires that “a person less than 21 years of age shall not be permitted in an area where electronic gaming machines or lottery facility games are being conducted. . . .”

18. K.A.R. 112-105-1(a) states: “the facility manager, through its security department shall do the following: . . . (5) prevent persons who are under 21 years old from gambling or entering gaming areas. . . .”
19. Hollywood Casino’s Security Plan Sect. 2 pg. 5 states under the security department’s “Specific Responsibilities[:] . . . 3. Do not permit underage patrons to enter the gaming area. Be on the lookout for the underage purchase or consumption of alcohol.”
20. K.A.R. 112-112-3(a) requires that “each applicant for a facility manager certificate shall submit a responsible gambling plan to the [KRGCC]. . . . Each [responsible gambling] plan shall include the following: . . . (9) procedures to prevent underage gambling. . . .”
21. Pursuant to K.A.R. 112-112-3(a), Hollywood Casino implemented its Responsible Gambling Plan, pg. 8, 9, which states: “[p]ersons under the age of twenty-one (21) (‘underage’) are prohibited from gambling, or traversing the gaming floor. . . . 1) Prior to entering the gaming floor, all patrons who appear under the age of 30 will be asked, by a Security Officer, to produce valid, legally acceptable government issued photo identification, to verify their age/identification.”
22. K.A.R. 112-113-1(a) states that “any licensee may be sanctioned for violating any provision of the [Kansas Expanded Lottery] act, . . . [KRGCC] regulations . . . including . . . [for] (5) failing to follow . . . the facility manager’s minimum internal control system. . . . (6) failing to follow the commission’s security regulations or the facility manager’s security plan; [or] (9) failing to enforce the facility manager’s responsible gaming plan or the provisions of article 112.”

CONCLUSIONS OF LAW

23. Respondent violated K.A.R. 112-105-1(a)(12)(G), Hollywood Casino Internal Control Chpt: K Security §2.02(E), Hollywood Casino Security Plan Sect 2, pg. 5, and the Hollywood Casino Responsible Gambling Plan pg. 4 & 13, when Respondent failed to prevent the intoxicated patron from re-entering the casino on October 22, 2017.
24. Respondent violated K.S.A. 74-8757(a), K.A.R. 112-105-1(a)(5), Hollywood Casino's Security Plan Sect. 2 pg. 5, and Hollywood Casino's Responsible Gambling Plan pg. 8 & 9, when Respondent failed to prevent an underage individual from entering the gaming floor on February 17, 2018.
25. In both instances, Respondent had a duty to monitor the entrance to the casino so that he could prevent intoxicated and underage individuals from entering the gaming floor. In both instances, Respondent's inattention enabled them to gain access to the gaming floor in violation of KRGC regulations and Hollywood Casino policies.

STATEMENT OF POLICY

Under the Kansas Expanded Lottery Act, the Kansas Racing and Gaming Commission is required to oversee the enforcement of state laws, enforcement of internal controls, and the credentialing of employees at Kansas lottery gaming facilities. The Kansas Expanded Lottery Act directed the Kansas Racing and Gaming Commission to adopt rules and regulations to oversee all lottery gaming facility operations. Pursuant to this mandate, the Kansas Racing and Gaming Commission created regulations that subject a licensee to sanctions, including license suspension or revocation, when the licensee violates any

provision of the Kansas Expanded Lottery Act, KRGC regulations, or a facility manager's internal controls, security plan, or responsible gambling plan.

By requiring licensees to adhere to KELA, KRGC regulations, the facility manager's internal controls, security plan, and responsible gambling plan, the Kansas Racing and Gaming Commission ensures the safety of gaming facilities and integrity of gaming in Kansas. The regulations, internal controls, responsible gambling plan, and security plan provisions regarding procedures for preventing intoxicated and underage patrons from entering the gaming floor and gambling are integral to protecting the integrity and safety of the gaming environment. Intoxicated patrons are in a compromised state of mind and unable to make clear-headed decisions. Gambling while in that compromised state poses a risk to themselves and others. Underage individuals have been determined by the state to not have the legal capacity to engage in gaming activities. When security officers fail to prevent intoxicated patrons and underage individuals from entering the gaming floor, they enable those individuals to illegally gamble or consume alcohol. Enforcement of these provisions is necessary to protect the safety of gaming facilities and integrity of gaming in the state of Kansas.

SANCTION

26. In accordance with K.A.R. 112-113-1(c), the DRB may consider certain factors in considering appropriate sanctions, including risk to the public and to the integrity of gaming operations created by the conduct of the licensee; the nature of the violation; culpability of the licensee; any justification or excuse for the conduct; the licensee's history with respect to compliance; and corrective action taken by the licensee. Moreover, K.A.R. 112-113-1(e) states "it shall be no absolute

defense that the licensee . . . inadvertently, unintentionally, or unknowingly” committed a regulatory violation and “shall affect only the degree of the sanction to be imposed. . . .”

27. The DRB considers the following factors:
- a. Respondent had been employed as a security officer for approximately nine months at the time of the first incident and over one year at the time of the second incident.
 - b. There is no justification or excuse for the conduct. Regarding the intoxicated patron, Respondent was notified that the patron had already been determined to be intoxicated and was instructed to confirm the patron left casino property. Almost immediately after that instruction, the patron re-entered the casino by walking past the Respondent. Regarding the underage individual, Respondent was not monitoring the entrance to the gaming floor because his back was turned while speaking with another security officer.
 - c. Respondent is directly culpable for these violations. In both instances, Respondent was assigned to monitor the casino entrance to prevent intoxicated and underage individuals from entering the gaming floor and he failed to do so.
 - d. Respondent took no corrective action. In both instances, other security personnel discovered and removed the individuals who were not allowed on the gaming floor.
 - e. Respondent has no history of regulatory violations. However, Respondent

committed two regulatory violations that were similar in nature within a four month period.

28. Based on the above-described findings of fact, conclusions of law, statement of policy, and sanction factors the DRB orders Respondent to pay a \$100.00 fine.
29. Respondent's check shall be made payable to the Kansas Racing and Gaming Commission and shall be sent to the following address:

Kansas Racing and Gaming Commission
Attn: Judith Taylor, General Counsel
700 SW Harrison, Suite 500
Topeka, KS 66603-3754
30. Respondent is entitled to a hearing on the above matter, which Respondent may waive by signing and returning the enclosed Hearing Waiver to the KRGC by mail, email, or fax. (See Notice of Hearing and Right to Waive below.)
31. If Respondent waives the right to a hearing, the \$100.00 fine must be paid in full within 30 days of this Order becoming final and effective. This Order becomes final and effective on October 12, 2018.
32. If Respondent does not pay the fine within 30 days of this Order becoming final and effective, Respondent's license will be automatically indefinitely suspended at the end of the business day without further notification or action taken by the Commission until all terms of this Order are fulfilled and the Respondent's license is reinstated by the KRGC. Any unpaid amount shall be considered a debt and will be submitted to the State of Kansas Debt Setoff Program.
33. This Order shall become part of Respondent's permanent KRGC licensing file.

ORDER

In accordance with the above-described findings of fact, conclusions of law, statement of

policy, and sanction factors,

IT IS HEREBY ORDERED that the Kansas Racing and Gaming Commission issue a \$100.00 fine to the Respondent.

IT IS SO ORDERED,

A handwritten signature in cursive script that reads "Don Brownlee". The signature is written in black ink and is positioned above a horizontal line.

Don Brownlee, Executive Director
Disciplinary Review Board

NOTICE OF HEARING AND RIGHT TO WAIVE

Respondent is entitled to a hearing on the above matter. This right to a hearing may be waived at Respondent's option. (See instructions below for Waiving Right to a Hearing.)

Hearing - Presentation of Written Evidence:

Unless Respondent waives the right to a hearing, this matter will be presented to the Commission on **Friday October 12, 2018 at 10:00 am** at the Eisenhower State Office Building, 700 SW Harrison, Suite 410, Topeka, KS 66603.

Written evidence will be presented along with brief oral arguments by the agency and Respondent. Surveillance video may also be presented. Neither party will present live witness testimony at this time. Respondent has the right to be represented by counsel at the Respondent's expense.

If Respondent does not appear at the hearing, a decision will be made on the evidence presented, and any decision will become final agency action. If Respondent has written evidence to present to the Commission, copies of all relevant written evidence must be sent (by mail, email, or fax) **no later than September 28, 2018** to the address below.

Following arguments, the Commission will consider the arguments and evidence presented, and if the Commission determines no further evidence is necessary for a finding, the Commission will issue its Order. The Commission can uphold, overturn, or amend the Disciplinary Review Board's Summary Order. If the Commission determines further evidence is necessary for a finding, the case will be continued to the next commission meeting to allow for a full evidentiary hearing. If the Commission issues an Order without a full evidentiary hearing, the Respondent has an automatic right to a full evidentiary hearing where witness testimony will be taken. The right to a full evidentiary hearing may be waived by Respondent prior to the scheduled hearing (see Waiving Right to a Hearing below).

Full Evidentiary Hearing – Presentation of Witness Testimony:

The full evidentiary hearing with witnesses, if required, will be held at the regularly scheduled Commission meeting on **Friday November 16, 2018 at 10:00 am** at the Eisenhower State Office Building, 700 SW Harrison, Suite 410, Topeka, KS 66603. (Date and location subject to change).

At this hearing, Respondent has the right to produce additional evidence and witnesses on the Respondent's behalf, the right to cross-examine any witness who may testify against the Respondent, and the right to examine any evidence that may be produced against the Respondent.

The Commission will issue a final Order either directly after deliberation or within 30 days of the hearing date. This Order will constitute final agency action and is subject to appeal under the Kansas Judicial Review Act. If Respondent does not appear at the hearing in person or

by phone, a decision will be made on the evidence presented, and any decision will become final agency action subject to appeal under the Kansas Judicial Review Act. The agency officer to receive service of any petition for judicial review on behalf of the Kansas Racing and Gaming Commission is Judith Taylor, General Counsel, at the address below. Any sanction imposed by the Order may be stayed pending appeal.

Respondent shall submit any additional exhibits and a witness list no later than November 2, 2018 to Judith Taylor, General Counsel, at the address below.

If a full evidentiary hearing is held, the hearing will be conducted in accordance with KRGC regulations. Regulations may be found at <http://www.krgc.ks.gov/index.php/racing-gaming-law/regulations/gaming-regulations/21-government/statute-regulations/30-article-114-rules-of-hearings>. (You may also request that a copy of the regulations be sent to you.)

Appearing by Phone:

Respondent is expected to appear in person for all hearings. Respondent *may* be allowed to appear by phone, at the Commission's discretion, upon written request (by mail, email, or fax) to the address below no later than five days prior to the hearing. If allowed to appear by phone, KRGC will *not* be responsible for sound quality issues that arise from Respondent's use of a cell phone, voice-over-internet (VOIP) connection, or other non-landline phone connection. Sound quality issues could affect the Commission's ability to understand Respondent's testimony, thus every effort to appear in person should be made.

Waiving Right to a Hearing:

Respondent may choose to waive the right to a hearing by signing and returning the enclosed Hearing Waiver (by fax, email, or mail) at the address below. If Respondent chooses to waive the right to a hearing, the above Order becomes final and effective on October 12, 2018 or on the day of waiver, whichever is later. The fine must be paid within 30 days of this Order becoming final.

Send all requests to appear by phone, hearing waivers, written exhibits, witness testimony lists, notices, and petitions for judicial review to:

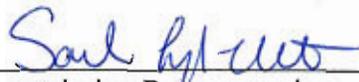
Judith Taylor, General Counsel
700 SW Harrison, Suite 500
Topeka, KS 66603-3754
(785) 296-0900 (fax)
judy.taylor@krgc.ks.gov

Nothing stated herein precludes Respondent from entering into informal settlement negotiations which could make a hearing unnecessary. To discuss your case, you may contact Michelle Neis, Enforcement Attorney, at 785-296-5800 or by email at michelle.neis@krgc.ks.gov.

CERTIFICATE OF SERVICE

I certify that on this 30th day of August, 2018 (date of service), I served a copy of the above Summary Proceeding Order and Notice of Hearing and Right to Waive on the following by U.S. Mail, first class postage prepaid, addressed to:

Stephan Schwab
13241 Riverview Ave
Bonner Springs, KS 66012



Commission Representative

cc: KRGC Licensing File
Disciplinary Review Board Members
Brett Jacobs, KRGC Supervisory Agent at Hollywood Casino
Rick Skinner, Hollywood Casino General Manager
Hollywood Casino Human Resource Department

STATE OF KANSAS
KANSAS RACING AND GAMING COMMISSION
700 SW HARRISON, SUITE 500
TOPEKA, KS 66603

IN THE MATTER OF

KRGC Case No. 2018-3005

Stephan Linn Schwab, Respondent.

HEARING WAIVER

I, _____, stipulate to the Facts and Conclusions of Law as
(print name)
set forth in the Summary Proceeding Order and Notice of Hearing and Right to Waive issued to
me and therefore waive my right to a hearing. I agree to pay the \$100.00 fine as ordered by the
Disciplinary Review Board.

Stephan Linn Schwab
License No. 2008964

Date



Kansas Racing and Gaming Commission
 700 SW Harrison, Suite 500, Topeka, Kansas 66603
 (785) 296-5800, Fax (785) 296-0900

STAFF AGENDA MEMORANDUM

MEETING DATE: October 12, 2018
AGENDA ITEM: Quarterly Reports on (1) staff out-of-state travel, (2) licensing, and (3) illegal gambling
PRESENTER: Don Brownlee

To ensure that it is being consistent and efficient, the commission has requested quarterly updates on out-of-state travel, licensing matters, and illegal gambling efforts.

I. OUT-OF-STATE TRAVEL

The quarterly out-of-state travel report includes the employees who traveled and the purpose of the trip and the total expenses incurred for the trip. Because the Commission maintains its background investigation details as highly confidential, the quarterly travel report does not include out-of-state trips for investigative or targeted purposes.

For the third quarter (July through September) of 2018, commission staff out-of-state travel includes:

Purpose of Trip	Traveler	Dates	Destination	Registration	Total
GLI Mid-Year Gaming Regulators Seminar 2018	Michael Geer	07/11/18 – 07/13/18	Cleveland, Ohio	\$0	\$586.66
GLI Mid-Year Gaming Regulators Seminar 2018	Roger Bailey	07/11/18 – 07/13/18	Cleveland, Ohio	\$0	\$608.60
NLETC Training Seminar	Seth Weidert	07/15/18 – 07/19/18	Kansas City, Missouri	\$800	\$1,648.72
NLETC Training Seminar	Darin Altenburg	07/16/18 – 07/19/18	Kansas City, Missouri	\$800	\$1,476.54
MOCIC Annual Conference	Kim Jackson	08/20/18 – 8/24/18	Kearney, Nebraska	\$225	\$783.68
MOCIC Annual Conference	Darin Altenburg	08/20/18 – 8/24/18	Kearney, Nebraska	\$0	\$558.68

LICENSING

Objectives of the commission include conducting timely, but thorough, background investigations on all gaming employees, management contractors, manufacturers and distributors seeking licensure at lottery gaming facilities located in this state. Background investigations are conducted to protect the public interest by maintaining a legitimate and viable gaming industry assuring honesty, good character and integrity of racing and gaming facility operators, employees, and vendors. Following is the licensing report for the July through September 2018 quarter. The three previous quarters are included for comparison purposes.

	Jul-Sep 2018	Apr-Jun 2018	Jan-Mar 2018	Oct-Dec 2017
VENDORS, SUPPLIERS, MANAGERS:				
Corporate permanent licenses approved	1	2	2	1
Corporate temporary licenses approved*	3	1	2	3
Corporate employee licenses approved	95	108	41	49
Corporate renewal licenses approved	3	9	7	6
Corporate employee licenses renewed	72	101	76	117
Corporate employee licenses denied	0	0	0	0
BOOT HILL CASINO EMPLOYEE LICENSES				
Permanent license approvals	29	37	8	28
Temporary license approvals*	14	21	18	8
Renewal license approvals	30	35	14	29
Licenses denied	2	0	0	1
HOLLYWOOD CASINO EMPLOYEE LICENSES				
Permanent license approvals	41	83	51	96
Temporary license approvals*	84	41	78	82
Renewal license approvals	45	61	31	87
Licenses denied	1	2	1	4
KANSAS STAR CASINO EMPLOYEE LICENSES				
Permanent license approvals	80	35	68	65
Temporary license approvals*	68	33	82	60
Renewal license approvals	76	61	31	87
Licenses denied	0	2	1	4
KANSAS CROSSING CASINO EMPLOYEE LICENSES				
Permanent license approvals	33	35	68	65
Temporary license approvals*	41	33	82	60
Renewal license approvals	27	25	57	103
Licenses denied	2	1	1	1

*Temporary licenses approved will still need to be permanently approved in future quarter(s) once all backgrounding activities are completed.

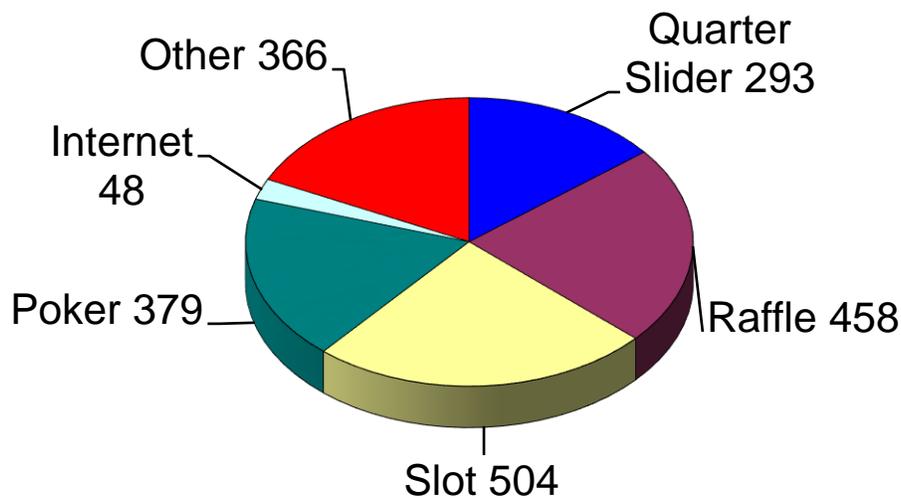
II. ILLEGAL GAMBLING

Following passage of expanded gaming in Kansas, the Kansas Racing and Gaming Commission has been the go-to resource for local law enforcement, prosecutors and the public on illegal gambling questions, education and complaints. The KRGC responds to email and phone complaints and inquiries, conducts continuing legal education seminars for prosecutors, assists local law enforcement agencies with illegal gambling investigations, and conducts civil seizures of illegal gambling devices for forfeiture, all in an effort to curtail illegal gambling in bars, restaurants, convenience stores and other venues throughout Kansas.

Since 2008, the Commission has received 2,048 total illegal gambling-related questions or complaints from the general public. During the third quarter of 2018, the Commission received fifty-nine (59) calls and emails from the general public, up fifteen (15) from the previous quarter and up fifteen (15) from the third quarter of 2017.

Of the fifty-nine (59) calls and emails received in Q-3, ten (10) involved raffles; twenty-six (26) involved slot machines; one (1) involved quarter pushers; two (2) involved poker; two (2) involved internet gambling; and eighteen (18) involved other types of gambling. Of the eighteen (18) other calls received, six (6) involved bingo; two (2) involved betting on mouse races; three (3) involved fantasy sports; two (2) involved the legality of hunting competitions; three (3) involved the legality of various fundraising ideas; one (1) was an inquiry about the legality of private bunko games; and one (1) was a general inquiry.

Breakdown of illegal gambling inquiries and complaints to-date:



The above chart does not reflect calls and activity related to the following:

- Reports made to KRGC agents by other law enforcement officers around the state.
- Discussions with local law enforcement and district and county attorneys regarding the legal aspects of illegal gambling and the services that KRGC can provide.
- Time spent by agents and legal counsel to assist in active local investigations and prosecutions.

- Time spent pursuing seizures and forfeitures of illegal gambling devices.
- Inquiries from the public that are answered through access to KRGC's Illegal Gambling Frequently Asked Questions (FAQs) web page. KRGC updated the FAQs portion of the webpage in late January 2014. During the 57 months since KRGC began tracking the new page, there have been a total of 14,933 unique page views. A total of 920 unique page views were made during the third quarter of 2018. The Illegal Gambling FAQs page can be found here: <http://www.krgc.ks.gov/index.php/racing-gaming-law/illegal-gambling/faq-s-2> . It may also be accessed from the KRGC main page (www.krgc.ks.gov) by selecting Public Info/Illegal Gambling FAQ's from the drop down menu option.

During the third quarter of 2018, the KRGC also:

- met with Hays Police Department and Wichita Police Department on machine forfeitures;
- investigated a complaint of illegal machines in Shawnee, Kansas;
- investigated illegal pull tabs in several bar and grills in Johnson County and Manhattan, KS, which were removed after the KRGC agent spoke with management;
- consulted with a district attorney regarding pursuing criminal charges in two cases; and
- initiated a forfeiture request in Johnson County.

All Departments		Cash Fund Balances as of September 30, 2018															
DeptID	All	ELARF				Backgrounds				Illegal Gambling				Racing			
All Funds		Beg. Balance	3,978,720			Beg. Balance	270,377			Beg. Balance	15,324			Beg. Balance	69,972		
		Revenue	1,573,578			Revenue	52,567			Revenue	-			Revenue	-		
		Expenses	1,381,607			Expenses	52,577			Expenses	60			Expenses	20		
		End Balance	4,170,691			End Balance	270,367			End Balance	15,264			End Balance	69,951		
Fund	BudgetUnit	Grand Total															
		All Funding Sources															
		YTD FY2018	YTD FY2019	\$ VARIANCE	% VARIANCE	September	September	\$ VARIANCE	% VARIANCE	YTD FY2019	YTD FY2019	\$ VARIANCE	% VARIANCE				
		ACTUALS	ACTUALS			FY2018	FY2019			BUDGET	ACTUALS						
						ACTUALS	ACTUALS										
51000	Payroll	1,154,009	1,227,794	73,786	6%	386,709	411,898	25,189	7%	1,570,311	1,227,794	-342,516	-22%				
10	Shrinkage	0	0	0	0%	0	0	0	0%	-30,818	0	30,818	-100%				
Net Salaries and Wages		1,154,009	1,227,794	73,786	6%	386,709	411,898	25,189	7%	1,539,493	1,227,794	-311,698	-20%				
52000	Communication	16,483	3,533	-12,950	-79%	7,753	185	-7,568	-98%	21,300	3,533	-17,767	-83%				
52100	Freight and Express	2,057	568	-1,489	-72%	1,525	0	-1,525	-100%	338	568	230	68%				
52200	Printing and Advertising	0	0	0	0%	0	0	0	0%	450	0	-450	-100%				
52300	Rents	59,928	54,340	-5,587	-9%	6,380	215	-6,165	-97%	60,200	54,340	-5,860	-10%				
52400	Repair/Service/Mainten	14,984	15,231	247	2%	218	73	-145	-67%	13,927	15,231	1,304	9%				
52510	InState Travel and Subsistence	11,832	7,052	-4,780	-40%	4,623	1,708	-2,915	-63%	23,086	7,052	-16,034	-69%				
52520	Out of State Travel and Subsistence	23,338	6,221	-17,118	-73%	2,724	0	-2,724	-100%	14,823	6,221	-8,602	-58%				
52530	International Travel and Subsistence	16	0	-16	-100%	0	0	0	0%	0	0	0	0%				
52600	Fees-Other Services	117,364	60,249	-57,115	-49%	17,661	1,795	-15,866	-90%	76,998	60,249	-16,748	-22%				
52700	Fee-Professional Services	10,992	503	-10,490	-95%	542	0	-542	-100%	32,425	503	-31,922	-98%				
52900	Other Contractual Services	2,876	1,605	-1,271	-44%	2,480	0	-2,480	-100%	3,673	1,605	-2,068	-56%				
Subtotal Contractual Services		259,869	149,302	-110,568	-43%	43,907	3,977	-39,930	-91%	247,219	149,302	-97,917	-40%				
53200	Food for Human Consumption	7	32	25	333%	7	0	-7	-100%	0	32	32	0%				
53400	Maint Constr Material Supply	172	71	-101	-59%	154	0	-154	-100%	875	71	-804	-92%				
53500	Vehicle Part Supply Accessory	1,212	704	-508	-42%	517	0	-517	-100%	6,714	704	-6,010	-90%				
53600	Pro Science Supply Material	156	494	337	216%	156	0	-156	-100%	6,690	494	-6,196	-93%				
53700	Office and Data Supplies	3,397	1,164	-2,233	-66%	1,186	0	-1,186	-100%	18,775	1,164	-17,611	-94%				
53900	Other Supplies and Materials	5,693	1,453	-4,240	-74%	37	0	-37	-100%	2,039	1,453	-586	-29%				
Subtotal Commodities		10,638	3,918	-6,720	-63%	2,059	0	-2,059	-100%	35,093	3,918	-31,174	-89%				
54000	TOTAL Capital Outlay	6,014	200	-5,814	-97%	3,206	-123	-3,329	-104%	32,575	200	-32,375	-99%				
55960	Vol Retirement Incentive	0	0	0	0%	0	0	0	0%	0	0	0	0%				
56000	Debt Service - Principal	0	0	0	0%	0	0	0	0%	0	0	0	0%				
56100	Payments for Interest and Service	0	0	0	0%	0	0	0	0%	0	0	0	0%				
Subtotal VRIP and Debt Service		0	0	0	0%	0	0	0	0%	0	0	0	0%				
Grand Total		1,430,530	1,381,214	-49,316	-3%	435,881	415,752	-20,129	-5%	1,854,379	1,381,214	-473,165	-26%				

*This report has not been audited by the State of Kansas and is intended solely for the use of the Executive Director of the Kansas Racing and Gaming Commission.

October 2018 - September 2019

Kansas Racing and Gaming Commission Planner

Oct 2018						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

OCTOBER
12 Commission Meeting

NOVEMBER
16 Commission Meeting

DECEMBER

Apr 2019						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

Nov 2018						
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11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

JANUARY
11 Commission Meeting

FEBRUARY
15 Commission Meeting

May 2019						
S	M	T	W	T	F	S
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12	13	14	15	16	17	18
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Dec 2018						
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30	31					

MARCH
15 Commission Meeting

APRIL
12 Commission Meeting

MAY
17 Commission Meeting

Jun 2019						
S	M	T	W	T	F	S
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30						

Jan 2019						
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13	14	15	16	17	18	19
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27	28	29	30	31		

JUNE
14 Commission Meeting

JULY
12 Commission Meeting

AUGUST
16 Commission Meeting

Jul 2019						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
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Feb 2019						
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SEPTEMBER
13 Commission Meeting

Aug 2019						
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Mar 2019						
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						2
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24	25	26	27	28	29	30
31						

Sep 2019						
S	M	T	W	T	F	S
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						2
						3
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25	26	27	28	29	30	31