

MINUTES OF THE MISSISSIPPI GAMING COMMISSION **DRAFT**

Regular Monthly Meeting
July 29, 2010

The regular monthly meeting of the Mississippi Gaming Commission was held at 9:00 a.m., Thursday, July 29, 2010, at the Mississippi Library Commission located at 3881 Eastover Drive, Jackson, Mississippi. Staff attending:

Jerry St. Pe□, Chairman, MS Gaming Commission
Nolen Canon, Commissioner, MS Gaming Commission
John M. Hairston, Commissioner, MS Gaming Commission
Larry K. Gregory, Executive Director, MS Gaming Commission
Eddie Williams, Deputy Director, MS Gaming Commission
Allen Godfrey, Deputy Director, MS Gaming Commission
Sonny Weathersby, Director, Charitable Gaming, MS Gaming Commission
Stephanie Sills, Director, Compliance, MS Gaming Commission
Ed Wong, Director, Executive Intelligence, MS Gaming Commission
Brad Hetherington, Director, Investigations, MS Gaming Commission
Thomas H. Mueller, Special Assistant Attorney General, Attorney General's Office

ITEM I.

The meeting was called to order at 9:05 a.m. Deputy Director, Allen Godfrey gave the invocation and Chairman St. Pe□ led the Pledge of Allegiance.

A. Administrative Update: Larry Gregory made the following administrative announcements:

1. The next regular meeting of the Mississippi Gaming Commission will be held on Thursday, August 29, 2010 beginning at 9:00 a.m. at the Mississippi Library Commission located at 3881 Eastover Drive, Jackson, Mississippi. The deadline for submission of agenda items for this meeting is July 30, 2010.
2. Rich Randall, retiring Enforcement Director, was recognized and the Commission expressed its appreciation for his service. Rich spoke briefly and stated that he considered it a privilege and an honor to work for the MS Gaming Commission and although he was looking forward to retirement, he would miss the many friends he made during his tenure.

ITEM II.

APPROVAL OF MINUTES

A. APPROVAL OF MINUTES

1. June 24, 2010 Regular Monthly Meeting

EXECUTIVE DIRECTOR'S RECOMMENDATION: "The Executive Director recommends approval of the Minutes of the

June 24, 2010 Regular Monthly Meeting.”

Commissioner Canon: Motion to adopt recommendation
Commissioner Hairston: Second

RECORDED VOTE:

Chairman St. Pe’: YES
Commissioner Canon: YES
Commissioner Hairston: YES

ITEM III.

GAMING MATTERS

A. APPLICATION FOR FINDING OF SUITABILITY - Treasure Bay L.L.C. d/b/a
Treasure Bay Casino

1. William Andrew Bryce
Director, Treasure Bay Casino

R. Quentin Whitwell, Jr., Esquire, introduced Mr. Bryce to the Commission and
Mr. Bryce offered a brief personal history.

EXECUTIVE DIRECTOR’S RECOMMENDATION: Based upon
the investigative reports, the Executive Director recommends that
Mr. Andrew Bryce be found suitable to be associated with a
gaming license granted under the Mississippi Gaming Control Act,
subject to the following:

- 1) The finding of suitability is valid for a period of nine (9) years,
beginning August 17, 2010;
- 2) Applicant shall file an annual report as required by Mississippi
Gaming Commission Regulation II. A. 3;
- 3) Applicant will comply with all federal and state laws,
including the laws of Mississippi and particularly the Mississippi
Gaming Control Act;
- 4) Applicant will comply with all the policies, rules and
regulations adopted by the Mississippi Gaming Commission;
- 5) Applicant will comply with and does hereby agree to be
bound by all laws, including the Gaming Control Act, of the State
of Mississippi; further, licensee agrees to adjudicate all legal
proceedings (both state and federal) relative to said license in the
courts located in the State of Mississippi; and
- 6) The finding of suitability is based on the applicant’s ability
to maintain satisfactory results for all investigations and agency

checks.

Commissioner Hairston: Motion to adopt recommendation
Commissioner Canon: Second

RECORDED VOTE: Chairman St. Pe': YES
Commissioner Canon: YES
Commissioner Hairston YES

B. APPLICATION FOR FINDING OF SUITABILITY - BL Development Corp. d/b/a Harrah's Tunica; Casino Computer Programming, Inc.; Grand Casinos of Biloxi, LLC d/b/a Grand Casino Biloxi; Robinson Property Group Corp. d/b/a Horseshoe Casino and Hotel; Tunica Roadhouse Corporation d/b/a Tunica Roadhouse Casino & Hotel

1. Greg A. Hinton
Assistant General Manager, Harrah's Tunica

Daniel G. Hise, Esquire with Butler, Snow, O'Mara, Stevens & Cannada PLLC, introduced Mr. Hinton to the Commission and Mr. Hinton offered a brief personal history.

EXECUTIVE DIRECTOR'S

RECOMMENDATION: Based upon the investigative reports, the Executive Director recommends that Mr. Hinton be found suitable to be associated with a gaming license granted under the Mississippi Gaming Control Act, subject to the following:

- 1) The finding of suitability is valid for a period of nine (9) years, beginning July 29, 2010;
- 2) Applicant shall file an annual report as required by Mississippi Gaming Commission Regulation II. A. 3;
- 3) Applicant will comply with all federal and state laws, including the laws of Mississippi and particularly the Mississippi Gaming Control Act;
- 4) Applicant will comply with all the policies, rules and regulations adopted by the Mississippi Gaming Commission;
- 5) Applicant will comply with and does hereby agree to be bound by all laws, including the Gaming Control Act, of the State of Mississippi; further, licensee agrees to adjudicate all legal proceedings (both state and federal) relative to said license in the courts located in the State of Mississippi; and
- 6) The finding of suitability is based on the applicant's ability to maintain satisfactory results for all

investigations and agency checks

Commissioner Canon: Motion to adopt recommendation

Commissioner Hairston: Second

UNANIMOUS VOTE: Chairman St. Pe': YES

Commissioner Canon: YES

Commissioner Hairston YES

C. APPLICATION FOR FINDING OF SUITABILITY – Shuffle Master, Inc.

1. Phillip C. Peckman

Chief Executive Officer, Shuffle Master, Inc.

Dan M. McDaniel, Jr. of Baker, Donelson, Bearman, Caldwell & Berkowitz presented this item and introduced Mr. Peckman to the Commission. Mr. Peckman offered a brief personal history.

EXECUTIVE DIRECTOR'S RECOMMENDATION: Based upon the investigative reports, the Executive Director recommends that Mr. Phillip C. Peckman be found suitable to be associated with a gaming license granted under the Mississippi Gaming Control Act, subject to the following:

- 1) The finding of suitability is valid for a period of nine (9) years, beginning July 29, 2010;
- 2) Applicant shall file an annual report as required by Mississippi Gaming Commission Regulation II. A. 3;
- 3) Applicant will comply with all federal and state laws, including the laws of Mississippi and particularly the Mississippi Gaming Control Act;
- 4) Applicant will comply with all the policies, rules and regulations adopted by the Mississippi Gaming Commission;

5) Applicant will comply with and does hereby agree to be bound by all laws, including the Gaming Control Act, of the State of Mississippi; further, licensee agrees to adjudicate all legal proceedings (both state and federal) relative to said license in the courts located in the State of Mississippi; and

6) The finding of suitability is based on the applicant's ability to maintain satisfactory results for all investigations and agency checks.

Commissioner Hairston: Motion to adopt recommendation

Commissioner Canon: Second

RECORDED VOTE:	Chairman St. Pe':	YES
	Commissioner Canon:	YES
	Commissioner Hairston	YES

D. APPLICATION FOR FINDING OF SUITABILITY – Lightning Poker, Inc.

1. Brian Haveson

Chief Executive Officer and 5% Shareholder of Lightning Poker, Inc.

Dan M. McDaniel, Jr. of Baker, Donelson, Bearman, Caldwell & Berkowitz presented this item and introduced Mr. Haveson to the Commission. Mr. Haveson offered a brief personal history.

EXECUTIVE DIRECTOR'S RECOMMENDATION: Based upon the investigative reports, the Executive Director recommends that Mr. Brian Haveson be found suitable to be associated with a gaming license granted under the Mississippi Gaming Control Act, subject to the following:

- 1) The finding of suitability is valid for a period of nine (9) years, beginning July 29, 2010.
- 2) Applicant will file an annual report as required by Mississippi Gaming Commission Regulation II.A.3;
- 3) Applicant will comply with all federal and state laws,

including the laws of Mississippi and particularly the Mississippi Gaming Control Act;

- 4) Applicant will comply with all the policies, rules and regulations adopted by the Mississippi Gaming Commission;
- 5) Applicant will comply with and does hereby agree to be bound by all laws, including the Gaming Control Act, of the State of Mississippi; further, applicant agrees to adjudicate all legal proceedings (both state and federal) relative to said finding of suitability in the courts located in the State of Mississippi; and
5. The finding of suitability is based on the applicant's ability to maintain satisfactory results for all investigations and agency checks.

Commissioner Canon: Motion to adopt recommendation

Commissioner Hairston: Second

RECORDED VOTE: Chairman St. Pe': YES
Commissioner Canon: YES

Commissioner Hairston

- E. Request for Continuous Approval for Involvement in Foreign Gaming (Internet Gaming) – WMS Gaming Inc. and WMS Industries Inc.

Dan M. McDaniel, Jr. of Baker, Donelson, Bearman, Caldwell & Berkowitz, introduced Daurean Sloan, V.P. of Regulatory Affairs for WMS in Chicago, to the Commission.

EXECUTIVE DIRECTOR'S RECOMMENDATION:

Internet gaming is not legal in the State of Mississippi. The Mississippi Gaming Commission recognizes that other foreign jurisdictions allow Internet gaming. Those Mississippi licensees who choose to engage in Internet gaming in those jurisdictions where it is legal are expected to implement and maintain strict controls to ensure that Internet gaming does not occur in the State of Mississippi, by Mississippi residents or, in any other way, violate Mississippi laws. Since Internet gaming is a new venture with issues unlike any brick and mortar casino, the Mississippi Gaming Commission has determined that close monitoring of Internet gaming activity by Mississippi licensees is necessary.

The Executive Director recommends that the Mississippi Gaming Commission waive the requirements of sections §75-76-269 through §75-76-277, inclusive, of the Mississippi Gaming Control Act, as consistent with public policy of the State of Mississippi concerning gaming, for WMS Gaming Inc. and any related "licensee" (including, but not limited to, WMS Industries Inc.), as defined in section §75-76-269(b), to be involved in foreign gaming in the jurisdiction of Alderney. The waiver with respect to Alderney shall be: (I) for conducting business in those jurisdictions in which Internet gaming is legal; (ii) for a period of one (1) year, effective July 29, 2010, through July 28, 2011; and (iii) subject to revocation at any time as deemed appropriate by the Mississippi Gaming Commission. Notwithstanding this waiver, the Mississippi Gaming Commission reserves the right to request such information as it deems necessary to monitor Internet gaming activity.

Commissioner Canon : Motion to adopt recommendation
Commissioner Hairston: Second

RECORDED VOTE: Chairman St. Pe': YES
Commissioner Canon: YES
Commissioner Hairston YES

- F. Request for Continuous Approval for Involvement in Foreign Gaming – Greenville Riverboat, LLC d/b/a Lighthouse Point Casino, JMBS Casino LLC d/b/a Jubilee Casino and Columbia Properties Vicksburg, LLC d/b/a Horizon Casino Vicksburg.

(Documentation attached as Exhibit "1")

Scott E. Andress, Esquire, with Balch & Bingham LLP, presented this item to the Commission.

EXECUTIVE DIRECTOR'S RECOMMENDATION: The Executive Director recommends that the Mississippi Gaming Commission waive the requirements of sections §75-76-269 through §75-76-277 of the Gaming Control Act, as consistent with public policy of the State of Mississippi concerning gaming, for

Greenville Riverboat, LLC, JMBS Casino LLC and Columbia Properties Vicksburg, LLC and any current or hereafter related "licensee", as defined in section §75-76-269(b), to be involved in foreign gaming in the jurisdiction of Aruba. This waiver shall be effective only from and after July 29, 2010.

Commissioner Hairston: Motion to adopt recommendation

Commissioner Canon: Second

UNANIMOUS VOTE: Chairman St. Pe': YES

Commissioner Canon: YES

Commissioner Hairston: YES

G. Request for Continuous Approval for Involvement in Foreign Gaming (Internet Gaming) – IGT

(Documentation attached as Exhibit "2")

Scott E. Andress, Esquire, with Balch & Bingham LLP, introduced Gayle Bauer, IGT Regulatory Compliance Senior Manager to the Commission.

EXECUTIVE DIRECTOR'S RECOMMENDATION:
Internet gaming is not legal in the State of Mississippi. The Mississippi Gaming Commission recognizes that other foreign jurisdictions allow Internet gaming. Those Mississippi licensees who choose to engage in Internet gaming in those jurisdictions where it is legal are expected to implement and maintain strict controls to ensure that Internet gaming does not occur in the State of Mississippi, by Mississippi residents or, in any other way, violate Mississippi laws. Since Internet gaming is a new venture with issues unlike any brick and mortar casino, the Mississippi Gaming Commission has determined that close monitoring of Internet gaming activity by Mississippi licensees is necessary.

The Executive Director recommends that the Mississippi Gaming Commission waive the requirements of sections §75-76-269 through §75-76-277 of the Gaming Control Act, as consistent with public policy of the State of Mississippi concerning gaming,

for IGT and any related “licensee”, as defined in section §75-76-269(b), to be involved in foreign gaming in the jurisdictions set forth in **EXHIBIT “A”**. The waiver with respect to Alderney, British Crown Dependencies, Gibraltar, Malta, South Africa, Aland, Czech Republic, Republic of the Philippines, the United Kingdom, Finland, Italy, France, Spain and Canada shall be: (I) for conducting business in those jurisdictions in which Internet gaming is legal; (ii) for a period of one (1) year, effective August 18, 2010, through August 17, 2011; and (iii) may be revoked at any time deemed appropriate by the Mississippi Gaming Commission.

Notwithstanding this waiver, the Mississippi Gaming Commission reserves the right to request such information as it deems necessary to monitor Internet gaming activity.

Commissioner Canon: Motion to adopt recommendation

Commissioner Hairston: Second

RECORDED VOTE:	Chairman St. Pe’:	YES
	Commissioner Canon:	YES
	Commissioner Hairston:	YES

H. Request for Approval for the Conversion of the Equity Interest or Securities of B & D Holding di Marco Drago e C. S.A.p.A. – Atronic Americas, LLC and Spielo Manufacturing ULC.

(Documentation attached as Exhibit “3”)

This item was presented by Jeffrey M. Barbin, Esquire of Phelps Dunbar in Baton Rouge and Jerome C. Hafter, Esquire of Phelps Dunbar in Jackson.

EXECUTIVE	DIRECTOR’S
RECOMMENDATION: With past Commission action, key principals of the company have been found suitable. The Executive Director recommends that the Mississippi Gaming Commission grant prior approval for the conversion of 149.5 million Euros of convertible bonds by B & D Holding di Marco Drago e C. S.A.p.A. into approximately 3,858,064 shares of B & D Holding di Marco Drago e C. S.A.p.A. Class A, non-voting equity.	

Commissioner Hairston: Motion to adopt recommendation

Commissioner Canon: Second

RECORDED VOTE: Chairman St. Pe': YES
Commissioner Canon: YES
Commissioner Hairston YES

I. Recommendation Regarding the Unanimous Approval of the work permit application.

(Copy Attached as Exhibit "4")

1. John Rhodenizer
2. Antwon Fouche

EXECUTIVE DIRECTOR'S
RECOMMENDATION: The Executive Director recommends the Commission grant the requests of John Rhodenizer and Antwon Fouche for unanimous approval to obtain a work permit.

Commissioner Canon: Motion to adopt recommendation

Commissioner Hairston: Second

RECORDED VOTE: Chairman St. Pe': YES
Commissioner Canon: YES
Commissioner Hairston YES

J.. Recommendation Regarding Player Dispute Hearing Held and Decision Rendered on June 8, 2010.

1. Gulfside Casino Partnership d/b/a Island View Casino Resort vs. Mitchel Storie

This matter was passed and not considered by the Commission.

ITEM IV.

PUBLIC COMMENT

None.

ITEM V.

CHARITABLE GAMING MATTERS

- A. Administrative Update: The following administrative announcement was made:

(Documentation attached as Exhibit "5")

1. The Good Samaritan Midtown non-profit and North Midtown CDC (both sharing the proceeds of Capital City Bingo) have merged and has changed its name to Midtown Partners, Inc. effective June 1, 2010.

- B. Recommendation for approval of licensure – Thirty-six Months (Renewal)

(Documentation attached as Exhibit "6")

CHARITABLE ORGANIZATION	ADDRESS
Generus Stepping Stones Inc.	2888 Gywnn Road Hernando, MS 38651
Greenwood Community & Recreation Center	40100 Highway 82 West Itta Bena, MS 38941
Mississippi Children's Advocacy Center	2424 Terry Road Jackson, MS 39204

EXECUTIVE DIRECTOR'S RECOMMENDATION: The Executive Director recommends that the previously identified organizations be approved for

licensure, subject to the following conditions:

1. The license will be issued for a thirty-six months period effective August 1, 2010 through July 31, 2013;
2. Licensee will comply with all federal and state laws, including the laws of Mississippi and, particularly, the Mississippi Charitable Bingo Law;
3. Licensee will strictly comply yearly with the Charitable Gaming Regulations and particularly, Regulation L. Authorized Expenditures, Section 12 (known as the 60/40 Rule);
4. Licensee will comply with all the policies, rules and regulations adopted by the Mississippi Gaming Commission;
5. Licensee will comply with and does hereby agree to be bound by all laws, including the Mississippi Charitable Bingo Law; further, licensee agrees to adjudicate all legal proceedings (both state and federal) relative to said license in the courts located in the State of Mississippi; and
6. The contact person, supervisor, alternate supervisor and anyone assisting in the holding, operating, or conducting of a licensed bingo game are and continue to be suitable, in the discretion of the Mississippi Gaming Commission, to be so associated with charitable bingo.

Commissioner Hairston: Motion to adopt recommendation

Commissioner Canon: Second

RECORDED VOTE: Chairman St. Pe: YES
Chairman Canon: YES
Commissioner Hairston YES

C. Recommendation for Approval of Licensure – Distributor

(Documentation attached as Exhibit "7")

1. Don's Bingo, Inc.

EXECUTIVE DIRECTOR'S RECOMMENDATION The Executive Director recommends that the previously identified organizations be approved for licensure, subject to the following conditions:

1. The license will be issued for a one-year period effective August 1, 2010 through July 31, 2011;
2. Licensee will comply with all federal and state laws, including the laws of Mississippi and, particularly, the Mississippi Charitable Bingo Law;
3. Licensee will comply with all the policies, rules and regulations adopted by the Mississippi Gaming Commission;
4. Licensee will comply with and does hereby agree to be bound by all laws, including the Mississippi Charitable Bingo Law; further, licensee agrees to adjudicate all legal proceedings (both state and federal) relative to said license in the courts located in the State of Mississippi.

Commissioner Canon: Motion to adopt recommendation
Commissioner Hairston: Second

RECORDED VOTE:

Chairman St. Pé: YES
Commissioner Canon: YES
Commissioner Hairston: YES

D. Notice of Proposed Rule Adoption – Final Adoption

(Documentation attached as Exhibit "8")

1. Regulation A. Definitions
2. Regulation B. Fees
3. Regulation D. Application for a License to Conduct Charitable Bingo
4. Regulation F. Supplies
5. Regulation G. Religious Organization
6. Regulation I. Returns/Due Dates
7. Regulation L. Authorized Expenditures

EXECUTIVE DIRECTOR'S RECOMMENDATION: The Executive Director recommends the Commission finally adopt the following proposed amendments and direct that for these amendments along with the Notice of Proposed Rule Adoption - Final Rule be filed with the Office of the Secretary of State:

1. Regulation A. Definitions
2. Regulation B. Fees
3. Regulation D. Application for a License to Conduct Charitable Bingo
4. Regulation F. Supplies
5. Regulation G. Religious Organization
6. Regulation I. Returns/Due Dates
7. Regulation L. Authorized Expenditures

Commissioner Canon: Motion to adopt recommendation

Commissioner Hairston: Second

RECORDED VOTE:

Chairman St. Pé: YES

Commissioner Canon: YES

Commissioner Hairston: YES

ITEM VI.

PUBLIC COMMENT

None.

ITEM VII.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:30 a.m.

JERRY ST. PE□, CHAIRMAN

NOLEN CANON

JOHN M.HAIRSTON

LARRY K. GREGORY, EXECUTIVE DIRECTOR

ATTEST:

THOMAS H. MUELLER
SPECIAL ASSISTANT ATTORNEY GENERAL
MISSISSIPPI GAMING COMMISSION