

# Colorado Limited Gaming Control Commission

Minutes of Public Session  
January 21, 2016

## Public Session

### **I. Call to Order**

The January 21, 2016 meeting of the Colorado Limited Gaming Control Commission was called to order by Chairman Roger Hutson at approximately 9:30 a.m. at the Division of Gaming office, 17301 W. Colfax Ave, Suite 135, Golden, Colorado. Commissioners Jannine Mohr, Don Wick and Ryan Shirley were present, and a quorum existed. Commissioner Murphy was excused for good cause.

#### Officials & Administrators in Attendance

Roger Hutson, Chairman  
Jannine Mohr, Vice-Chairman  
Don Wick, Commissioner  
Ryan Shirley, Commissioner  
Ron Kammerzell, Senior Director of Enforcement  
Flavio Quintana, Director  
Kenya Collins, Director of Administration  
Doug Darr, Chief of Investigations  
John Lizza, First Assistant Attorney General  
Ceri Williams, Senior Assistant Attorney General  
Paul Hogan, Chief Auditor  
Vickie Floyd, Controller  
Steve Paine, Budget Analyst  
Kirsten Gregg, Agent in Charge, Golden  
Lad Sullivan, Agent in Charge, Central City  
Chris Moore, Agent in Charge, Cripple Creek  
Allison Yunko, Secretary to the Commission

## Public Session

### **II. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda; no one came forward.

### **III. Consideration of Disciplinary Actions**

Ceri Williams, Senior Assistant Attorney General, presented the Stipulation and Agreement in Case No. DOG15002308, In the Matter of IGT, Manufacturer/Distributor License No. 07-15446-

0001 and Operator License No. 14-40082-0001 and the Order to Show Cause in Case No. DOG15004613, In the Matter of Shyla Marie Randall, Support License No. 39126.

The Commission voted unanimously to approve and authorize the Chairman to sign the disciplinary actions.

#### **IV. Division Financial Statement**

Vickie Floyd, Controller, presented the Statement of Gaming Revenues, Gaming Taxes, and Expenditures (unaudited) for the five (5) months ending November 30, 2015.

The Commission voted unanimously to approve the financial statement and authorize its distribution.

#### **V. Consideration of Organizational Matters**

##### Approval of Minutes:

Minutes of the December 17, 2015 Public Session of the Colorado Limited Gaming Control Commission were approved as presented.

##### Approval of Property Ownership:

The Commission voted unanimously to approve the ownership of Division of Gaming employees who own private property in Gilpin or Teller counties for residential purposes pursuant to §12-47.1-401(1)(b), C.R.S.

##### Directors' Update:

*Ron Kammerzell, Senior Director of Enforcement*, announced that Lewis Koski has accepted the position of Deputy Senior Director of Enforcement. Lewis is the former Director of the Marijuana Enforcement Division; a position that is now vacant, which the Enforcement Division will work to fill. Lewis is a great addition to the management team. Next, Senior Director Kammerzell commented that the 2016 Legislative Session has opened and the Enforcement Division has begun monitoring legislation that pertains to the Commission, Division of Gaming and gaming industry as a whole.

*Flavio Quintana, Director, Division of Gaming*, informed the Commission that the Division launched Revenue Online, the application the industry will use to file gaming taxes, track devices and personnel, and file standard financial statements. Next, Director Quintana delivered kudos to Vickie Floyd and the Accounting Section, as they returned another clean Division financial audit. Mr. Quintana then explained that the Racing Division recently underwent a Sunset Review, which is an assessment of a division to determine if the program should continue and if there are recommendations as to the future of the organization. The primary recommendation of the Sunset Review is that the Racing Division continue, followed by a recommendation to move the program under the regulatory umbrella of the Division of Gaming. The Division is closely following this legislation. Lastly, Director Quintana introduced Daryl

Hutt, a new Audit Intern in the Golden office, and Steve Skolyak, the new Compliance Investigator in Central City. Welcome aboard, Daryl and Steve!

## **VI. Consideration of Exceptions to Initial Decision**

John Lizza, First Assistant Attorney General, instructed the Commission that all parties, except Conflicts Counsel and Commissioners deliberating on the Deng matter, must exit the room, including Division staff. The deliberation then took place during Executive Session.

### **Executive Session**

The Commission voted unanimously to go into Executive Session pursuant to sections 24-6-402(3)(a)(II) and 13-90-107(1)(b), C.R.S, to deliberate on such matter under section 12-47.1-522(1)(d), and to review confidential reports from the Division of Gaming and Colorado Bureau of Investigation, pursuant to sections 24-6-402(3)(a)(III), 12-47.1-522(1)(a) and (b) and 12-47.1-527(1) of the Colorado Revised Statutes.

### **Public Session** (Reconvened)

## **VI. Consideration of Exceptions to Initial Decision**

Upon conclusion of the deliberation in the Deng matter, the Commission voted unanimously to uphold the initial decision to revoke the support gaming license of Xiaoling Deng and directed John Lizza, Conflicts Counsel, to draft an order stating such.

## **VII. Approval of Licensing Actions**

The Commission voted unanimously to approve the Renewal of the Manufacturer/Distributor License for PDS Gaming Corporation – Colorado. The license Renewal shall expire 2 years from the date of its current expiration.

The Commission voted unanimously to approve the Renewal and Change of Ownership of the Retail License for Minter Holdings, LLC d/b/a Johnny Nolon’s Casino. The license shall expire two years from the date of its current expiration.

The Commission voted unanimously to approve the Change of Ownership of the Retail License for G Investments, LLC d/b/a Colorado Grande Hotel & Casino.

The Chairman extended an additional opportunity for the public to address the Commission; no one came forward.

Adjournment – The meeting was adjourned at approximately 10:18 a.m.

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Allison Yunko, Secretary to the Colorado Limited Gaming Control Commission

## Colorado Limited Gaming Control Commission

Minutes of Public Session  
February 18, 2016

### Public Session

#### **I. Call to Order**

The February 18, 2016 meeting of the Colorado Limited Gaming Control Commission was called to order by Chairman Roger Hutson at approximately 9:30 a.m. at the Division of Gaming office, 17301 W. Colfax Ave., Suite 135, Golden, Colorado. Commissioner Jannine Mohr was present, Commissioner Ryan Shirley was available via teleconference, and a quorum existed. Commissioner Don Wick was excused for good cause.

#### Officials & Administrators in Attendance

Roger Hutson, Chairman  
Jannine Mohr, Vice-Chairman  
Ryan Shirley, Commissioner  
Ron Kammerzell, Senior Director of Enforcement  
Lewis Koski, Deputy Senior Director of Enforcement  
Flavio Quintana, Director  
Kenya Collins, Director of Administration  
Doug Darr, Chief of Investigations  
Ceri Williams, Senior Assistant Attorney General  
Paul Hogan, Chief Auditor  
Vickie Floyd, Controller  
Kirsten Gregg, Agent in Charge, Golden  
Lad Sullivan, Agent in Charge, Central City  
Debra Kunkel-Rose, Budget Analyst  
Ronni Hunter, Rules Manager  
Allison Yunko, Secretary to the Commission

### Public Session

#### **II. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda; no one came forward.

#### **III. Consideration of Disciplinary Actions**

Ceri Williams, Senior Assistant Attorney General, presented the Findings, Conclusions and Order in Case No. DOG15003535, In the Matter of Adolph Estrada Jr., Support License No.

23086 and the Order of Summary Suspension in Case No. DOG16000019, In the Matter of Gregory Stephen Gidney, Support License No. 42591.

The Commission voted unanimously to approve and authorize the Chairman to sign the disciplinary actions.

#### **IV. Consideration of Amendments to Colorado Gaming Regulations**

The Commission voted unanimously to open the hearing on proposed amendments to Colorado Limited Gaming Regulation, Rule 12. Paul Hogan, Chief Auditor, provided testimony regarding proposed changes to Rule 12.

<u>Rule 12</u>	47.1-1244	Progressive slot machine games defined.
	47.1-1279	Wireless applications and the supporting wireless local area network.

The public was given an opportunity to address the Commission on the proposed amendments; no one came forward.

The Commission voted unanimously to close the rulemaking hearing and to amend Colorado Limited Gaming Regulation, Rule 12, as presented.

#### **V. Division Financial Statement**

Vickie Floyd, Controller, presented the Statement of Gaming Revenues, Gaming Taxes, and Expenditures (unaudited) for the six (6) months ending December 31, 2015.

The Commission voted unanimously to approve the financial statement and authorize its distribution.

#### **VI. Consideration of Organizational Matters**

Approval of Minutes – Minutes of the January 21, 2016 Public Session of the Colorado Limited Gaming Control Commission were approved as presented.

##### Directors' Update:

*Ron Kammerzell, Senior Director of Enforcement*, introduced Lewis Koski as the Enforcement Business Group, Deputy Senior Director. Deputy Senior Director Koski joins the Enforcement Business Group from the Marijuana Enforcement Division, where he most recently served as the Division Director. Welcome, Lewis!

*Flavio Quintana, Director, Division of Gaming*, informed the Commission that on March 15th, Commissioners Mohr, Wick and Shirley will go before the Senate Finance Committee for their board confirmation hearings. Director Quintana continued by announcing that the Division of Racing Sunset recommendation for Racing to move under the umbrella of the Division of

Gaming was stripped as proposal at a Legislative Hearing. House Bill 16-1170 was introduced to essentially continue the Division of Racing as it currently stands. Next, Director Quintana introduced the Division's new Budget Analyst, Debra Kunkel-Rose. Welcome aboard, Debra! Finally, Mr. Quintana broadcast that the Division will be participating in the 2016 Law Enforcement Torch Run Polar Plunge, benefitting Special Olympics, which will be held on March 5th at Boulder Reservoir.

### **Executive Session**

The Commission voted unanimously to go into Executive Session pursuant to sections 24-6-402(3)(a)(III), 12-47.1-522(1)(a) and 12-47.1-527(1) of the Colorado Revised Statutes to discuss confidential reports from the Division of Gaming.

### **Public Session** (Reconvened)

## **VII. Approval of Licensing Actions**

The Commission voted unanimously to approve the First Issuance of the Retail Licenses for FHR-Colorado LLC d/b/a Bronco Billy's Casino, FHR-Colorado LLC d/b/a Buffalo Billy's Casino and FHR-Colorado LLC d/b/a Billy's Casino. The licenses shall expire two years from the date of issuance.

The Commission voted unanimously to approve the First Issuance of the Operator License for Full House Resorts, Inc. The license shall expire two years from the date of issuance.

The Commission voted unanimously to approve the First Issuance of the Manufacturer/Distributor License for FHR-Colorado LLC d/b/a Bronco Billy's Casino. The license shall expire two years from the date of issuance.

The Chairman extended an additional opportunity for the public to address the Commission:

Dan Lee, Chief Executive Officer, Full House Resorts, Inc., respectfully thanked the Commission for issuing their licenses and for supporting their business. Full House Resorts, Inc. is looking forward to working in the Colorado market.

Adjournment – The meeting was adjourned at approximately 9:58 a.m.

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Allison Yunko, Secretary to the Colorado Limited Gaming Control Commission

# Colorado Limited Gaming Control Commission

Minutes of Public Session  
March 17, 2016

## **Public Session**

### **I. Call to Order**

The March 17, 2016 meeting of the Colorado Limited Gaming Control Commission was called to order by Chairman Roger Hutson at approximately 9:30 a.m. at the Division of Gaming office, 17301 W. Colfax Ave, Suite 135, Golden, Colorado. Commissioners Jannine Mohr, Don Wick and Ryan Shirley were present and a quorum existed.

#### **Officials & Administrators in Attendance**

Roger Hutson, Chairman  
Jannine Mohr, Vice-Chairman  
Don Wick, Commissioner  
Ryan Shirley, Commissioner  
Lewis Koski, Deputy Senior Director, Enforcement Business Group  
Flavio Quintana, Director  
Kenya Collins, Director of Administration  
Doug Darr, Chief of Investigations  
Ceri Williams, Senior Assistant Attorney General  
Paul Hogan, Chief Auditor  
Eric Shannon, Accountant  
John Madruga, Supervisory Investigator, Golden  
Lad Sullivan, Agent in Charge, Central City  
Chris Moore, Agent in Charge, Cripple Creek  
Debra Kunkel-Rose, Budget Analyst

## **Executive Session**

The Commission voted unanimously to go into Executive Session pursuant to sections 24-6-402(3)(a)(III), 12-47.1-522(1)(a) and 12-47.1-527(1) of the Colorado Revised Statutes to review confidential reports from the Division of Gaming.

## **Public Session** (Reconvened)

### **II. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda.

### **III. Approval of Licensing Actions**

The Commission voted unanimously to approve the first issuance of the Manufacturer/Distributor License for NRT Technologies, Inc. The license shall expire two years from the date of issuance.

The Commission voted unanimously to approve the renewal of the Operator and Manufacturer/Distributor Licenses for Merit Cripple Creek, LLC and the renewal of the Retail License for CC Gaming, LLC d/b/a Johnny Z's Casino. The licenses shall expire two years from the date of their current expirations.

The Commission voted unanimously to approve the change of ownership of the Retail and Manufacturer/Distributor Licenses for The Lodge Casino, LLC d/b/a The Lodge Casino at Black Hawk, the change of ownership of the Retail Licenses for The Gilpin Casino, LLC d/b/a The Gilpin Hotel Casino and Casinos U.S.A., Inc. d/b/a Bull Durham Saloon & Casino, and the renewal and change of ownership of the Retail License for American Gaming Group, LLC d/b/a Wildwood Casino at Cripple Creek. The licenses shall expire two years from the date of their current expirations.

#### **IV. Consideration of Disciplinary Actions**

Ceri Williams, Senior Assistant Attorney General, presented the Amended Order to Show Cause in Case No. DOG15004613, In the Matter of Shyla Marie Randall, Support License No. 39126, the Order to Show Cause in Case No. DOG15004947, In the Matter of Rebecca Lynn Oliva, Support License No. 39992, the Order of Summary Suspension in Case No. DOG15004785, In the Matter of Steven McClure, Support License No. 25805, and the Order of Summary Suspension in Case No. DOG15005109, In the Matter of Christopher Netols, Support License No. 44385.

The Commission voted unanimously to approve and authorize the Chairman to sign the disciplinary actions, with the exception of Commissioner Wick recusing himself In the Matter of Shyla Marie Randall.

#### **V. Division Financial Statement**

Eric Shannon, Accountant, presented the Statement of Gaming Revenues, Gaming Taxes, and Expenditures (unaudited) for the seven (7) months ending January 31, 2016.

The Commission voted unanimously to approve the financial statement and authorize its distribution.

#### **VI. Consideration of Organizational Matters**

Approval of Minutes – Minutes of the February 18, 2016 Public Session of the Colorado Limited Gaming Control Commission were approved as presented.

#### Directors' Update:

*Flavio Quintana, Director, Division of Gaming*, announced that the May Commission meeting will be held on the fourth Thursday, May 26th, at 9:30 a.m. in the Golden Commission room. Director Quintana continued by stating that Commissioner Mohr was confirmed for her second term serving on the Commission before the Senate Finance Committee on March 15th, at which time Commissioners Wick and Shirley were confirmed for their first terms. Finally, Director Quintana informed the Commission and audience that license verification is now available on the Division's website.

The Chairman extended an additional opportunity for the public to address the Commission; no one came forward.

Adjournment – The meeting was adjourned at approximately 9:53 a.m.

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Secretary to the Colorado Limited Gaming Control Commission

# Colorado Limited Gaming Control Commission

Minutes of Public Session  
April 21, 2016

## Public Session

### **I. Call to Order**

The April 21, 2016 meeting of the Colorado Limited Gaming Control Commission was called to order by Chairman Roger Hutson at approximately 9:29 a.m. at the Division of Gaming office, 17301 W. Colfax Ave, Suite 135, Golden, Colorado. Commissioners Jannine Mohr, Don Wick and Ryan Shirley were present and a quorum existed.

#### Officials & Administrators in Attendance

Roger Hutson, Chairman  
Jannine Mohr, Vice-Chairman  
Don Wick, Commissioner  
Ryan Shirley, Commissioner  
Ron Kammerzell, Senior Director, Enforcement  
Lewis Koski, Deputy Senior Director  
Flavio Quintana, Director  
Kenya Collins, Director of Administration  
Doug Darr, Chief of Investigations  
Ceri Williams, Senior Assistant Attorney General  
Sean Ballain, Table Games Chair  
Paul Hogan, Chief Auditor  
Vickie Floyd, Controller  
Jill Vaughn, Budget Director, Enforcement Business Group  
Amanda Karger, Budget Director, Department of Revenue  
Chris Moore, Agent In Charge, Cripple Creek  
Lad Sullivan, Agent In Charge, Central City  
Kirsten Gregg, Agent In Charge, Background Unit  
John Madruga, Supervisory Investigator, Golden  
Debra Kunkel-Rose, Budget Analyst

## Public Session

### **II. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda. No one came forward.

### **III. Consideration of Disciplinary Actions**

Ceri Williams, Senior Assistant Attorney General, presented the Stipulation and Agreement in

Case No. DOG16-001282, In the Matter of Blaine Allan Brakke, Support License No. 41271, and the Orders of Summary Suspension in Case No. DOG15004624, In the Matter of Richard Anthony Coleman, Support License No. 44281, and Case No. DOG16001365, In the Matter of Amber Star Hobson, Support License No. 44859.

The Commission voted unanimously to approve and authorize the Chairman to sign the disciplinary actions.

#### **IV. Consideration of Amendments to Colorado Gaming Regulations**

Commission voted unanimously to open the hearing on proposed amendments to Colorado Limited Gaming Regulations, Rules 8 and 10. Sean Ballain, Table Games Chair, provided testimony regarding proposed changes to Rules 8 and 10.

Rule 8 Rules of Blackjack  
Rule 10 Rules for Poker

The public was given an opportunity to address the Commission on the proposed amendments; no one came forward.

The Commission voted unanimously to close the rulemaking hearing and to amend Colorado Limited Gaming Regulations, Rules 8 and 10, as presented.

#### **V. Fiscal Year 2017 Budget Requests**

*Presentation by the Colorado Department of Local Affairs* – Rachel Harlow-Schalk, Director of Financial Assistance, Local Government Limited Gaming Impact Program, Kim Hernandez, Financial Administrator, presented the FY2017 budget request in the amount of \$247,125 for the *Local Government Limited Gaming Impact Program*, which is within the Colorado Department of Local Affairs. The Commission voted unanimously to approve the request as presented.

*Presentation by the Colorado Department of Public Safety* – Rebecca Spiess, Deputy Executive Director, made introductions and remained available for comments during the respective presentations of the budget requests for the three CDPS divisions that receive gaming funds.

- *Colorado Bureau of Investigation* – Mike Rankin, Division Director, presented the FY2017 budget request in the amount of \$970,924. The Commission voted unanimously to approve the request as presented.
- *Colorado State Patrol* – Chief Scott Hernandez presented the FY2017 budget request in the amount of \$3,415,545 and also provided detailed statistics and handouts concerning CSP activities in the gaming areas. The Commission voted unanimously to approve the request as presented.
- *Division of Fire Prevention and Control* – Paul Cooke, Division Director, presented the FY2017 budget request in the amount of \$188,070. The Commission voted unanimously to approve the request as presented.

- *Presentation by the Colorado Division of Gaming* – Amanda Karger, Budget Director, Department of Revenue, Jill Vaughan, Budget Director, Enforcement Business Group, and Debra Kunkel - Rose, Budget Analyst for the Division of Gaming, presented the FY2017 budget request in the amount of \$11,645,053. The Commission voted unanimously to approve the request as presented.

## **VI. Rulemaking Hearing on Colorado Gaming Regulation 47.1-1401, Gaming Tax**

The Commission voted unanimously to open the hearing on Colorado Gaming Regulation 47.1-1401, Gaming Tax. Kenya Collins, Director of Administration, presented an overview of the methodology used in the process of setting tax rates for each fiscal year. In April, tax hearings are held to receive projections of the costs related to gaming from the State Judicial Department, State Community College System and History Colorado. The entities scheduled to provide testimony in May include the Cities of Black Hawk, Central and Cripple Creek, Gilpin and Teller Counties, State Share Recipients, Anton Collins Mitchell (contract CPA firm), the Division of Gaming, and the Colorado Gaming Association. Public testimony is received following the scheduled testimony at each meeting.

The following presentations were then made:

- *Colorado State Judicial Branch* – Kenya Collins, Director of Administration provided the Commission with a letter from the Office of the State Court Administrator, which contained projections for FY2017 costs related to the impacts of legalized gaming. The impacts involve the workload of court clerks and judgeships in Gilpin and Teller Counties.
- *State Historical Society* – Steve Turner, Deputy Executive Director, History Colorado, and Cynthia Niev, Deputy Director, Historical Fund, presented an overview of projects that are funded by gaming revenue and requested that the Commission make no change to the current tax structure.

The Chairman extended an opportunity for the public to testify on Regulation 47.1-1401, Gaming Tax.

Mark Superka, VP Finance and Administration, Colorado Community College System, presented an overview of the use of Gaming Tax proceeds by the Community Colleges in the State of Colorado and requested that the Commission make no change to the current tax structure.

The Commission voted unanimously to close and continue the Gaming Tax hearings on May 26, 2016, at its next regularly scheduled meeting.

## **VII. Division Financial Statement**

Vickie Floyd, Controller, presented the Statement of Gaming Revenues, Gaming Taxes, and Expenditures (unaudited) for the eight (8) months ending February 29, 2016.

The Commission voted unanimously to approve the financial statement and authorize its distribution.

## **VIII. Consideration of Organizational Matters**

Approval of Minutes – Minutes of the March 17, 2016 Public Session of the Colorado Limited Gaming Control Commission were approved as presented.

Directors' Update:

*Flavio Quintana, Director, Division of Gaming*, discussed the legislation of HB 16-1404, Fantasy Sports Contests. Director Quintana continued by introducing his new assistant, Brenda Berens and thanking Wendy Spaulding for assisting in the interim.

### **Executive Session**

The Commission voted unanimously to go into Executive Session pursuant to sections 24-6-402(3)(a)(III), 12-47.1-522(1)(a) and 12-47.1-527(1) of the Colorado Revised Statutes to review confidential reports from the Division of Gaming.

**Public Session** (Reconvened)

## **IX. Approval of Licensing Actions**

The Commission voted unanimously to approve the first issuance of the Associated Equipment Supplier License for Table Trac, Inc. The license shall expire two years from the date of issuance.

The Commission voted unanimously to approve the renewal of the Retail License for G Investments, LLC d/b/a Colorado Grande Hotel and Casino. The license shall expire two years from the date of its current expiration.

The Commission voted unanimously to approve the Change of Ownership of the Retail, Operator and Manufacturer/Distributor License for Ameristar Casino Black Hawk, Inc. d/b/a Ameristar Casino Black Hawk.

The Chairman extended an additional opportunity for the public to address the Commission; no one came forward.

Adjournment – The meeting was adjourned at approximately 10:48 a.m.

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Secretary to the Colorado Limited Gaming Control Commission

## Colorado Limited Gaming Control Commission

Minutes of Public Session  
May 26, 2016

### **Public Session**

#### **I. Call to Order**

The May 26, 2016 meeting of the Colorado Limited Gaming Control Commission was called to order by Chairman Roger Hutson at approximately 9:30 a.m. at the Division of Gaming office, 17301 W. Colfax Ave, #135, Golden, Colorado. Commissioners Jannine Mohr, Cynthia Mares, Don Wick, and Ryan Shirley were present and a quorum existed.

#### **Officials & Administrators in Attendance**

Roger Hutson, Chairman  
Jannine Mohr, Vice-Chair  
Cynthia Mares, Commissioner  
Don Wick, Commissioner  
Ryan Shirley, Commissioner  
Ron Kammerzell, Senior Director, Enforcement Business Group  
Lewis Koski, Deputy Senior Director, Enforcement Business Group  
Flavio Quintana, Director  
Kenya Collins, Director of Administration  
Ceri Williams, Senior Assistant Attorney General  
Vickie Floyd, Controller  
Georgia McBride, Chief Technology Officer  
Jill Vaughan, Budget Director  
Debra Kunkel - Rose, Budget Analyst  
Kirsten Gregg, Agent in Charge, Golden  
Lad Sullivan, Agent in Charge, Central City  
Chris Moore, Agent in Charge, Cripple Creek  
Ronni Hunter, Rules Manager  
Wendy Spaulding, Assistant to the Senior Director  
Brenda Berens, Secretary to the Commission

#### **Executive Session**

The Commission voted unanimously to go into Executive Session pursuant to sections 24-6-402(3)(a)(III), 12-47.1-522(1)(a), and (b) and 12-47.1-527(1) of the Colorado Revised Statutes to review confidential reports from the Division of Gaming and Colorado Bureau of Investigation.

#### **Public Session (reconvened)**

The May 26, 2016 Public Session of the Colorado Limited Gaming Control Commission came back to order at 9:43 am.

## **II. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda. No one came forward.

## **III. Continuation of Hearing on Colorado Gaming Regulation 47.1-1401, Gaming Tax**

The Commission voted unanimously to re-open the hearing on proposed amendments to Colorado Gaming Regulation 47.1-1401, Gaming Tax. Representatives of the cities and counties impacted by gaming provided the following information which was admitted into the rulemaking record:

Cripple Creek – Paul Harris, Finance Director, presented the City of Cripple Creek’s annual report and stated that Cripple Creek supports maintaining the current tax structure to help keep stability within the industry and city.

Gilpin County – County Commission Chairman, Linda Isenhart, presented Gilpin County’s annual report and stated that Gilpin County supports maintaining the current tax structure to help keep stability within the industry and the county.

Black Hawk – Kenya Collins, Director of Administration, Division of Gaming, submitted the annual report provided by the City of Black Hawk into the record, as a representative from the city was not in attendance to present the information. In its report, the city did not provide a recommendation for FY2017 gaming tax rates.

Central City – Kenya Collins, Director of Administration, Division of Gaming, submitted the report provided by the City of Central into the record, as a representative from the city was not in attendance to present the information. In its report, the city requested the tax rates remain unchanged for FY2017.

Advanced Industries Accelerator Program – Kenya Collins, Director of Administration, Division of Gaming, submitted the presentation provided by the Colorado Office of Economic Development & International Trade into the record, as a representative from the program was not in attendance to make the presentation. In its submitted materials, the program did not provide a recommendation for FY2017 gaming taxes.

Report from Colorado Office of Film, Television & Media - Kenya Collins, Director of Administration, Division of Gaming, submitted the presentation provided by the Colorado Office of Film, Television & Media into the record, as a representative from the program was not in attendance to make the presentation. In its submitted materials, the program did not provide a recommendation for FY2017 gaming taxes.

Department of Revenue – Jill Vaughan, Budget Director, and Debra Kunkel - Rose, Budget Analyst, presented the Division of Gaming’s FY 2016 and FY 2017 revenue projections of \$116,843,846.00. Director Vaughan stated that the projections show no ownership changes as of April 1, 2016. The FY2017 projections assume the continuation of the current tax rate structure and the Division revenue projections were developed using a casino by casino model as used previously.

Anton Collins Mitchell LLP – Stacey Hekkert, Managing Partner and Megan Livesay, Audit Manager, presented an overview of the Colorado gaming industry performance, gaming industry trends and compared the net revenues of the six tax tiers. Information was also provided regarding other components by tax tier including, AGP by device, average EBITDA, operating, payroll and marketing expenses and device fees.

Colorado Gaming Association (CGA) – Lois A. Rice, CAE, Executive Director and David Farahi, President of the Colorado Gaming Association and COO for Monarch Casino in Black Hawk presented the association’s position on the tax rate. President Farahi, also presented the CGA’s request to retain the current tax rate structure for Fiscal Year 2017.

The Chairman extended an opportunity for anyone from the public to address the Commission on Colorado Gaming Regulation 47.1-1401, Gaming Tax. No one came forward.

#### Certifications

The Commission certified that the following continuation budget requests for Fiscal Year 2017 were considered by the Commission in setting the gaming tax rate beginning July 1, 2016: Department of Local Affairs, Colorado Bureau of Investigation, Colorado State Patrol, Colorado Division of Fire Prevention and Control, and the Colorado Division of Gaming. The Commission certified that the state agency program impacts were being considered by the Commission in setting the gaming tax rate, starting July 1, 2016, and were deemed to be gaming-related.

#### Executive Session

The Chairman called for a motion to go into Executive Session pursuant to sections 24-6-402(3)(a)(II) and (III) and 12-47.1-527(1)(a) of the Colorado Revised Statutes to receive confidential data related to tax information of individual casinos, including a presentation from Anton Collins Mitchell, LLP and the Division of Gaming, and to receive legal advice if necessary.

#### Public Session (reconvened)

The May 26, 2016 Public Session of the Colorado Limited Gaming Control Commission came back to order at 10:34 am.

The Chairman extended an opportunity for anyone from the public to address the Commission on Colorado Gaming Regulation 47.1-1401, Gaming Tax. No one came forward.

The Commission voted unanimously to close the hearing on proposed amendments to Colorado Gaming Regulation 47.1-1401, Gaming Tax. The Commission publicly deliberated on the information and testimony it had received in April and May from the various state and local agencies, information received from limited gaming fund recipients, the testimony presented by the Colorado Gaming Association, and information received from Anton Collins Mitchell, LLP, regarding the current state of affairs in the Colorado gaming industry.

The Commission voted unanimously to retain the current gaming tax rates for FY2017.

#### **IV. Consideration of Disciplinary Actions**

Ceri Williams, Senior Assistant Attorney General, presented the Orders of Summary Suspension in Case No. DOG16000343, In the Matter of Erika Jan Crawford, Support License No. 44323, and Case No. DOG16001501, In the Matter of Lawrence Matthew Rees, Support License No. 45736

and the Stipulation and Agreement in Case No. DOG15004947, In the Matter of Rebecca Lynn Oliva, Support License No. 39992

The Commission voted to approve and authorize the Chairman to sign the disciplinary actions. Commissioner Wick voted in opposition of the approval of the Stipulation and Agreement in the Matter of Rebecca Lynn Oliva.

**V. Consideration of Colorado Gaming Rule 3 – Applications, Investigations and Licensure**

The Chairman called for a motion to open the hearing on Colorado Gaming Regulation, Rule 3, Applications, Investigations and Licensure.

Jill Vaughan, Budget Director, and Debra Kunkel-Rose, Budget Analyst, presented a rate analysis regarding Colorado Limited Gaming Regulation 47.1-303 for Fiscal Year 2017.

The public was given an opportunity to address the Commission on the proposed amendments; no one came forward.

The Commission voted unanimously to close the hearing on Colorado Gaming Regulations, Rule 3, and to adopt the new hourly background investigation rate of \$70, effective July 1, 2016, and to authorize the Chair to sign the Resolution Concerning Emergency Amendments to Colorado Limited Gaming Regulation 47.1-305, Investigative Fees.

**Consideration of Emergency Amendment to Colorado Gaming Rule 12 – Gaming Devices and Equipment**

The Commission voted unanimously to open the hearing on proposed emergency amendments to Colorado Limited Gaming Regulations, Rule 12, Gaming Devices and Equipment. Georgia McBride, Chief Technology Officer, presented the proposed changes to Colorado Limited Gaming Regulation 47.1-1257(1.5).

The Chair stated that a full Public Rule Making Hearing will be held regarding this amendment at the June 16, 2016 monthly Commission Meeting. The public was given an opportunity to address the Commission on the proposed emergency amendments; no one came forward.

The Commission voted unanimously to close the rulemaking hearing and to amend Colorado Limited Gaming Regulations, Rule 12 as presented, and to authorize the Chair to sign the Resolution Concerning Emergency Amendment to Colorado Limited Gaming Regulation 47.1-1257(1.5).

**VI. Consideration of Request by Ariel Investments, LLC for an Exemption from Gaming Regulation 47.1-4.509(3).**

The Commission voted unanimously to approve the request by Ariel Investments, LLC for an exemption from Gaming Regulation 47.1-4.509(3) not to exceed an aggregate holding and beneficial ownership of 20%, and to authorize the Chair to sign an approval letter to that effect.

**VII. Consideration of Division Financial Statements for March 2016**

Vickie Floyd, Controller, presented the Statement of Gaming Revenues, Gaming Taxes, and Expenditures (unaudited) for the nine (9) months ending March 31, 2016.

The Commission voted unanimously to approve the financial statement and authorize its distribution.

### **VIII. Consideration of Organizational Matters**

Approval of Minutes – Minutes of the May 26, 2016 Public Session of the Colorado Limited Gaming Control Commission were approved as presented.

#### Directors' Update:

*Ron Kammerzell* – Senior Director, Enforcement Business Group, congratulated Commissioner Shirley, Mohr and Wick on their senate confirmation. Senior Director Kammerzell also welcomed Commissioner Mares to the Commission and congratulated her on the Governor's appointment.

*Flavio Quintana* – Director, Division of Gaming, introduced Cynthia Mares, the new Colorado Limited Gaming Control Commissioner appointed by Governor Hickenlooper.

Director Quintana noted his concerns with HB 16-1404 regarding the 18 year old age limit for participation in fantasy sports. The bill has been sent to the Governor.

The Chairman extended a final opportunity for the public in attendance to address the Commission on any topic not on the agenda. No one came forward.

Adjournment – The meeting was adjourned at approximately 11:22 a.m.

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Brenda Berens, Secretary to the Colorado Limited Gaming Control Commission

# Colorado Limited Gaming Control Commission

Minutes of Public Session  
June 16, 2016

## **Call to Order**

## **Public Session**

### **I. Call to Order**

The June 16, 2016 Public session of the Colorado Limited Gaming Control Commission was called to order by Vice Chairman Jannine Mohr at approximately 9:20 a.m. at the Division of Gaming office, 17301 W. Colfax Ave, #135, Golden, Colorado. Commissioners Cynthia Mares and Ryan Shirley were present and a quorum existed. Commissioners Hutson and Wick were excused for good cause.

### **Officials & Administrators in Attendance**

Jannine Mohr, Vice Chairman  
Cynthia Mares, Commissioner  
Ryan Shirley, Commissioner  
Ron Kammerzell, Senior Director, Enforcement Business Group  
Flavio Quintana, Director  
Kenya Collins, Director of Administration  
Doug Darr, Chief of Investigations  
Ceri Williams, Senior Assistant Attorney General  
Georgia McBride, Chief Technology Officer  
Lad Sullivan, Agent in Charge, Central City  
Chris Moore, Agent in Charge, Cripple Creek  
Christine Hartman, Supervisory Investigator, Background Unit, Golden  
Sean Ballain, Table Games Committee  
Brenda Berens, Secretary to the Commission

### **Executive Session**

The Commission voted unanimously to go into Executive Session pursuant to sections 24-6-402(3)(a)(III), 12-47.1-522(1)(a), and 12-47.1-527(1) of the Colorado Revised Statutes to review confidential reports from the Division of Gaming.

### **II. Approval of Licensing Actions**

The Commission voted unanimously to approve the Renewal of the Retail License for Double Eagle Resorts, Inc. d/b/a Double Eagle Hotel & Casino and the Operator License for Colorado Casino Resorts, Inc. The licenses shall expire two years from the date of their current expirations.

### **III. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda; no one came forward.

### **IV. Consideration of Disciplinary Actions**

Ceri Williams, Senior Assistant Attorney General, presented the Orders of Summary Suspension in

Case No. DOG16001481, In the Matter of Khan Minh Truong, Support License No. 44838 and Case No. DOG16002073, In the Matter of Ryane Braning, Support License No. 38598. Ms. Williams also presented the Amended Order of Summary Suspension in Case No. DOG16000343, In the Matter of Erika Jan Crawford, Support License No. 44323 and the Order to Show Cause in Case No. DOG16001204, In the Matter of Samantha Jo White, Support License No. 30378.

The Commission voted unanimously to approve and authorize the Chairman to sign the disciplinary actions.

#### **IV. Division Financial Statement**

Vickie Floyd, Controller, presented the Statement of Gaming Revenues, Gaming Taxes, and Expenditures (unaudited) for the Ten (10) months ending April 30, 20165.

The Commission voted unanimously to approve the financial statement and authorize its distribution.

#### **VI. Consideration of Amendments to Colorado Gaming Regulations**

The Commission voted unanimously to open the hearing on proposed amendments to Colorado Limited Gaming Regulations, Rules 8, 10, 12 and 21. Sean Ballain, Table Games Committee Chairman, provided testimony regarding proposed changes to Rules 8, 10 and 21. Georgia McBride, Chief Technology Officer, provided testimony regarding the proposed changes to Rule 12.

Rule 8	Rules of Blackjack – Regulation 47.1-834.9
Rule 10	Rules for Poker – Regulation 47.1-1017.57
Rule 12	Gaming Devices and Equipment – Regulation 47.1-1257 (1.5)
Rule 21	Rules for Blackjack-Poker Combination Games – Regulation 47.1-2112

The public was given an opportunity to address the Commission on the proposed amendments; no one came forward.

The Commission voted unanimously to close the rulemaking hearing and to amend Colorado Limited Gaming Regulations, Rules 8, 10, 12 and 21, as presented.

#### **VII. Consideration of Organizational Matters**

Approval of Minutes – Minutes of the May 26, 2016 Public Session of the Colorado Limited Gaming Control Commission were approved as presented.

#### Directors' Update:

Flavio Quintana – Director, Division of Gaming, announced Governor Hickenlooper signed HB 16-1404 regarding fantasy sports on June 10, 2016.

Adjournment – The meeting was adjourned at approximately 9:57 a.m.

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Brenda Berens , Secretary to the Colorado Limited Gaming Control Commission

# Colorado Limited Gaming Control Commission

Minutes of Public Session  
July 21, 2016

## Public Session

### **I. Call to Order**

The July 21, 2016 Public session of the Colorado Limited Gaming Control Commission was called to order by Chairman Roger Hutson at approximately 9:15 a.m. at the Division of Gaming office, 17301 W. Colfax Ave, #135, Golden, Colorado. Commissioners Don Wick and Ryan Shirley (via telephone conference) were present and a quorum existed. Commissioners Mohr and Mares were excused for good cause.

### Officials & Administrators in Attendance

Roger Hutson, Chairman  
Ryan Shirley, Commissioner (via telephone conference)  
Don Wick, Commissioner  
Ron Kammerzell, Senior Director, Enforcement Business Group  
Flavio Quintana, Director  
Doug Darr, Chief of Investigations  
Ceri Williams, Senior Assistant Attorney General  
Kirsten Gregg, Agent In Charge, Background Unit  
Lad Sullivan, Agent in Charge, Central City  
Chris Moore, Agent in Charge, Cripple Creek  
Brenda Berens, Secretary to the Commission  
Paul Hogan, Chief Auditor  
Vickie Floyd, Controller  
Jill Vaughn, Budget Director

## Executive Session

The Commission voted unanimously to go into Executive Session pursuant to sections 24-6-402(3)(a)(III), 12-47.1-522(1)(a), and 12-47.1-527(1) of the Colorado Revised Statutes to review confidential reports from the Division of Gaming and to consider a request to release confidential information.

### **II. Approval of Licensing Actions**

The Commission voted unanimously to approve the renewal of the Manufacturer/Distributor and Operator licenses for Bally Gaming, Inc. d/b/a Bally Technologies. The licenses shall expire two years from the date of their current expirations.

The Commission voted unanimously to approve the Change of Ownership of the Retail license for CC Gaming, LLC d/b/a Johnny Z's Casino and the Change of Ownership of the Retail and Manufacturer/Distributor Licenses for Bullwhackers Casino, Inc. d/b/a Z Casino.

### **III. Consideration of the Release of Confidential Information**

The Commission voted unanimously to approve the limited release of the requested confidential information only to the party in interest and such party's attorney for submission to the requested tribunal, pursuant to a protective order prohibiting the further release or dissemination to any third party, and to authorize the Chairman to sign a letter order to that effect.

### **IV. Consideration of Disciplinary Actions**

Ceri Williams, Senior Assistant Attorney General presented the Orders to Show Cause in Case No. DOG16001739, In the Matter of Dick Michio Okimoto, Support License No. 13722 and Case No. DOG16001395, In the Matter of Archimedes Dimacli Villamil, Support License No. 43825.

The Commission voted unanimously to approve and authorize the Chairman to sign the disciplinary actions.

### **V. Supplemental Budget Changes for Division of Gaming FY2016**

Jill Vaughn, Budget Director, presented the supplemental budget changes for fiscal year 2016 and the Commission voted unanimously to approve the changes to the budget as presented.

### **VI. Division Financial Statement**

Vickie Floyd, Controller, presented the Statement of Gaming Revenues, Gaming Taxes, and Expenditures (unaudited) for the eleven (11) months ending May 31, 2016.

The Commission voted unanimously to approve the financial statement and authorize its distribution.

### **VII. Consideration of Organizational Matters**

Approval of Minutes – Minutes of the June 16, 2016 Public Session of the Colorado Limited Gaming Control Commission were approved as presented.

### **VIII. Election of Commission Officers for FY2017**

Senior Assistant Attorney General, Ceri Williams, conducted the Election of Chairman and Vice-Chairman of the Colorado Limited Gaming Control Commission for Fiscal Year 2017. Nominations were made and accepted. The Commission voted unanimously to re-elect Commissioner Hutson as Chairman and Commissioner Mohr as Vice-Chairman for FY 2017.

### **IX. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda; no one came forward.

#### Directors' Update:

*Ron Kammerzell* – Senior Director, Enforcement Business Group, congratulated Commissioner Hutson on his re-election as Chairman and Commissioner Mohr on her re-election as Vice-Chairman for FY 2017. Director Kammerzell updated the Commission on the General Assembly's recent legislation regarding the recodification study of Title 12 of the Colorado Revised Statutes. The Office of Legislative Legal Services will continue to meet throughout the summer and will monitor the progress through December 2018 at which time the Committee will draft a report and make a recommendation

to the General Assembly. Director Kammerzell also noted all divisions will continue to monitor the progress closely and provide updates as the process proceeds forward.

*Flavio Quintana* – Director, Division of Gaming, also congratulated Commissioner Hutson on his re-election as Chairman and Commissioner Mohr on her re-election as Vice Chairman for FY 2017. Director Quintana introduced and welcomed new employees, Investigator Nancy McChesney and Investigator Scott Johnson, to the Division. Director Quintana reported the new benchmark the limited gaming industry set regarding revenues for 2016 of \$116,287,104.00. The last bench mark was set in time there was an increase in revenues was in 2007 with an AGP of \$116,034,394.00. The increase from between 2007 to 2016 is \$252,000.00. Director Quintana also updated the Commission regarding the Joint Budget Committee's request that the Legislative Audit Committee look into the Division's expenditures. The State Auditor contacted Director Quintana with questions regarding the Division's expenses and how operations are managed. The State Auditor is completing some of its preliminary work on the matter that will be presented to the State Legislative Audit Committee in August. At that time, it will be determined if a further audit will be conducted. Director Quintana will keep the Commission apprised as the process moves forward.

The Chairman extended an additional opportunity for the public to address the Commission; no one came forward.

**X. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda; no one came forward.

Adjournment – The meeting was adjourned at approximately 9:49 a.m.

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Brenda Berens, Secretary to the Colorado Limited Gaming Control Commission

# Colorado Limited Gaming Control Commission

Minutes of Public Session  
August 25, 2016

## **Public Session**

### **I. Call to Order**

The August 25, 2016 Public session of the Colorado Limited Gaming Control Commission was called to order by Chairman Roger Hutson at approximately 9:15 a.m. at the Division of Gaming office, 17301 W. Colfax Ave, #135, Golden, Colorado. Commissioners Don Wick, Jannine Mohr, Cynthia Mares and Ryan Shirley were present and a quorum existed.

### **Officials & Administrators in Attendance**

Roger Hutson, Chairman  
Ryan Shirley, Commissioner  
Don Wick, Commissioner  
Jannine Mohr, Commissioner  
Cynthia Mares, Commissioner  
Ron Kammerzell, Senior Director, Enforcement Business Group  
Lewis Koski, Deputy Senior Director, Enforcement Business Group  
Flavio Quintana, Director  
Doug Darr, Chief of Investigations  
Kenya Collins, Director of Administration  
Ceri Williams, Senior Assistant Attorney General  
Robert Darrow, Supervisor – Background Unit  
Lad Sullivan, Agent in Charge, Central City  
Chris Moore, Agent in Charge, Cripple Creek  
Brenda Berens, Secretary to the Commission  
Paul Hogan, Chief Auditor  
Vickie Floyd, Controller

## **Executive Session**

The Commission voted unanimously to go into Executive Session pursuant to sections 24-6-402(3)(a) (II) and (III), 12-47.1-522(1)(a), and 12-47.1-527(1) of the Colorado Revised Statutes to review confidential reports from the Division of Gaming, Colorado Bureau of Investigation and to receive advice from conflicts counsel on hearing process and procedure.

### **II. Approval of Licensing Actions**

The Commission voted unanimously to approve the renewal of Manufacturer/Distributor License for Aces Up Gaming Inc. The license shall expire two years from the date of its current expiration.

### **III. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda. Roger Baker came forward and thanked the Commission and Division for the 2016 distribution check for Gilpin County.

#### **IV. Consideration of Disciplinary Actions**

Ceri Williams, Senior Assistant Attorney General, presented Orders to Show Cause in Case No. DOG16000153, In the Matter of Nicholas Charles Parker, Support License No. 33711 and Case No. DOG15004947, In the Matter of Rebecca Lynn Oliva, Support License No. 39992. Ms. Williams also presented the Stipulation and Agreement in Case No. DOG16002901, In the Matter of Kevin Brantley Welch, Support License No. 43780.

The Commission voted unanimously to approve and authorize the Chairman to sign the disciplinary actions.

#### **V. Consideration of Exceptions to Initial Decision**

The Commission considered the exceptions filed by Mr. Netols, the Division's Response and the Initial Decision in the Matter of Christopher Netols, Case No. DOG15005109, License No. 44385. The Commission voted unanimously to uphold the Initial Decision. Commissioner Mohr recused herself from this matter and did not vote. The Chairman directed the Commission's Conflicts Counsel to prepare a written order consistent with the Commission's decision.

#### **VI. Consideration of Division Financial Statement**

Vickie Floyd, Controller, presented the Statement of Gaming Revenues, Gaming Taxes, and Expenditures (unaudited) for the twelve (12) months ending June 30, 2016.

The Commission voted unanimously to approve the financial statement and authorize its distribution.

#### **VII. Fiscal Year 2016 Distribution**

Vickie Floyd, Controller, presented the Fiscal Year 2016 Distribution of the Limited Gaming Fund and the Extended Limited Gaming Fund.

The Commission voted unanimously to certify the Fiscal Year 2016 Distribution of the Limited Gaming Fund and the Extended Limited Gaming Fund as presented by the Division.

#### **VIII. Consideration of Organizational Matters**

Approval of Minutes – Minutes of the July 2, 2016 Public Session of the Colorado Limited Gaming Control Commission were approved as presented.

##### Director Update:

Ron Kammerzell – Senior Director, Enforcement Business Group, updated the Commission on the legislative session. The legislature passed the "Grocery Store Bill" also known as Senate Bill 197 which has implications for Gaming's licensees. There will be training classes held and Senior Director Kammerzell encouraged all licensees and clerks to attend a training. Liquor Enforcement's website contains further details.

Flavio Quintana – Director, Division of Gaming, reported the September 2016 Commission meeting will take place in Cripple Creek and the October 2016 Commission meeting will take place in Central City, Colorado. Director Quintana informed the Commission the JBC requested an audit of the Division; the audit was approved and will be forthcoming. Director Quintana also recognized and congratulated Chris Moore and the Cripple Creek staff for the successful preparation and planning for the Hells Angel's rally and was proud to report there were no issues. Director Quintana invited

everyone to stay for the 25<sup>th</sup> Limited Gaming Anniversary celebration immediately following the Commission meeting.

**IX. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda; no one came forward.

Adjournment – The meeting was adjourned at approximately 9:59 a.m.

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Brenda Berens, Secretary to the Colorado Limited Gaming Control Commission

# Colorado Limited Gaming Control Commission

Minutes of Public Session  
September 15, 2016

## **Public Session**

### **I. Call to Order**

The September 15, 2016 meeting of the Colorado Limited Gaming Control Commission was called to order by Chairman Roger Hutson at approximately 9:15 a.m. at the Division of Gaming office, 350 W. Carr Avenue, Cripple Creek, Colorado. Commissioners Mohr, Shirley, Wick and Mares were present, and a quorum existed.

#### **Officials & Administrators in Attendance**

Roger Hutson, Chairman  
Jannine Mohr, Vice-Chairman  
Ryan Shirley, Commissioner  
Don Wick, Commissioner  
Cynthia Mares, Commissioner  
Ron Kammerzell, Senior Director, Enforcement Business Group  
Flavio Quintana, Director  
Kenya Collins, Director of Administration  
Doug Darr, Chief of Investigations  
Ceri Williams, Senior Assistant Attorney General  
Paul Hogan, Chief Auditor  
Vickie Floyd, Controller (via telephone)  
Kirsten Gregg, Agent in Charge, Golden  
Lad Sullivan, Agent in Charge, Central City  
Chris Moore, Agent in Charge, Cripple Creek  
Brenda Berens, Secretary to the Commission

#### **Executive Session**

The Commission voted unanimously to go into Executive Session pursuant to sections 24-6-402(3)(a)(III), 12-47.1-522(1)(a) and 12-47.1-527(1) of the Colorado Revised Statutes to review confidential reports from the Division of Gaming.

#### **Public Session**

Chairman Hutson expressed the Commission's gratitude for the hospitality extended by the town of Cripple Creek and stated the Commission enjoys being able to visit the Cripple Creek community.

## **II. Approval of Licensing Actions**

The Commission voted unanimously to approve the renewal of the Manufacturer/Distributor licenses for Dynasty Games, IOC-Black Hawk Distribution Company, LLC, and Affinity Gaming Black Hawk, LLC d/b/a Golden Mardi Gras; the renewal of the Operator license for CCSC/Blackhawk, Inc. d/b/a Lady Luck Casino Black Hawk; and the renewal of the Retail licenses for Affinity Gaming Black Hawk, LLC d/b/a Golden Mardi Gras, Affinity Gaming Black Hawk, LLC d/b/a Golden Gulch, Affinity Gaming Black Hawk, LLC d/b/a Golden Gates, Isle of Capri Black Hawk, LLC d/b/a Isle Casino Hotel Black Hawk, CCSC/Blackhawk, Inc. d/b/a Lady Luck Casino Black Hawk; and Dostal Alley, Inc. d/b/a Dostal Alley.

The license renewals shall expire two years from the date of their current expirations.

## **III. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda.

Cindy Payne, ICO from the Isle and Lady Luck thanked the Commission for renewing their licenses.

Mike (inaudible), CEO of Affinity Gaming also thanked the Commission for renewing their licenses.

## **IV. Consideration of Disciplinary Actions**

Ceri Williams, Senior Assistant Attorney General, presented the Orders of Summary Suspension in Case No. DOG16002377, In the Matter of Jason Jorge Dogan, Support License No. 46059 and in Case No. DOG16002334, In the Matter of Quang Minh Duong, Support License No. 25259. Also presented was an Order of Surrender in Case No. DOG16001395, In the Matter of Archimedes Dimacli Villamil, Support License No. 43825.

The Commission voted unanimously to approve and authorize the Chairman to sign the disciplinary actions.

## **V. Division Financial Statement**

Vickie Floyd, Controller, presented (via telephone) the Statement of Gaming Revenues, Gaming Taxes, and Expenditures (unaudited) for the one (1) month ending July 31, 2016.

The Commission voted unanimously to approve the financial statement and authorize its distribution.

## **VI. Consideration of Amendments to Rule 8 - Rules of Black Jack**

The Commission voted unanimously to open the hearing on proposed amendments to Colorado Limited Gaming Regulation, Rule 8. Sean Ballain, Table Games Chairman, Division of Gaming, presented proposed changes.

The Chairman extended an opportunity for the public to testify on the proposed amendments. No one came forward.

The Commission voted unanimously to approve the proposed amendments to Colorado Limited Gaming Regulation, Rule 8.

## **VII. Consideration of Organizational Matters**

Approval of Minutes – Minutes of the August 25, 2016 Public Session of the Colorado Limited Gaming Control Commission were approved as presented.

### Directors' Update:

*Ron Kammerzell, Senior Director, Enforcement Business Group*, thanked the local gaming industry, Teller County officials and Cripple Creek officials for welcoming the Commission and gaming staff to Cripple Creek. Senior Director Kammerzell updated the Commission on the General Assembly's recent legislation regarding the recodification study of Title 12 of the Colorado Revised Statutes. The Office of Legislative Legal Services will continue to meet with interested parties and is considering a new title to encompass all of the Department of Revenue's Enforcement agencies. There will be a meeting in October to discuss the recodification.

*Flavio Quintana, Director, Division of Gaming*, thanked the community and, in particular Eric Rose at Century Casino, for hosting the annual dinner. Director Quintana reminded the Commission and audience that the annual Commission dinner will be held in Black Hawk on the 19<sup>th</sup> and the Commission meeting will be held on October 20th in Central City at the Division of Gaming office.

Adjournment – The meeting was adjourned at approximately 9:56 a.m.

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Brenda Berens, Secretary to the Colorado Limited Gaming Control Commission

# Colorado Limited Gaming Control Commission

Minutes of Public Session

October 20, 2016

## Public Session

### **I. Call to Order**

The October 20, 2016 meeting of the Colorado Limited Gaming Control Commission was called to order by Chairman Roger Hutson at approximately 9:30 a.m. at the Division of Gaming office, 142 Lawrence Street, Central City, Colorado. Commissioners Mohr and Mares were present and a quorum existed. Commissioners Shirley and Wick were excused for good cause.

### Officials & Administrators in Attendance

Roger Hutson, Chairman

Jannine Mohr, Vice-Chairman

Cynthia Mares, Commissioner

Ron Kammerzell, Senior Director, Enforcement Business Group

Lewis Koski, Deputy Senior Director, Enforcement Business Group

Flavio Quintana, Director

Kenya Collins, Director of Administration

Doug Darr, Chief of Investigations

Ceri Williams, Senior Assistant Attorney General

Paul Hogan, Chief Auditor

Vickie Floyd, Controller

Lad Sullivan, Agent in Charge, Central City

Robert Darrow, Supervisory Investigator

Brenda Berens, Secretary to the Commission

## Public Session

Chairman Hutson expressed the Commission's gratitude to Sean Demeule and his crew for hosting the annual dinner at the Ameristar. Chairman Hutson stated it is always a pleasure to visit Black Hawk and Central City.

### **II. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda.

Roger Baker, Gilpin County Manager, provided pictures and the history of the Division of Gaming's office building in Central City.

### **III. Consideration of Disciplinary Actions**

Ceri Williams, Senior Assistant Attorney General, presented the Findings, Conclusions and Order in Case No. DOG15004947, In the Matter of Rebecca Lynn Oliva, Support License No. 39992 and Case No. DOG 16000153, In the Matter of Nicholas Charles Parker, Support License No. 33711.

The Commission voted unanimously to approve and authorize the Chairman to sign the disciplinary actions.

#### **IV. Division Financial Statement**

Vickie Floyd, Controller, presented the Statement of Gaming Revenues, Gaming Taxes, and Expenditures (unaudited) for the two (2) months ending August 31, 2016.

The Commission voted unanimously to approve the financial statement and authorize its distribution.

#### **V. Consideration of Proposed Amendments to Rules 4, 4.5 and 10**

The Commission voted unanimously to open the hearing on proposed amendments to Colorado Limited Gaming Regulations, Rules 4, 4.5 and 10. Robert Darrow, Supervisory Investigator, Division of Gaming, presented the proposed changes.

The Chairman extended an opportunity for the public to testify on the proposed amendments. No one came forward.

The Commission voted unanimously to close the hearing and to approve the proposed amendments to Colorado Limited Gaming Regulations, Rules 4, 4.5 and 10 as presented.

#### **VI. Consideration of Organizational Matters**

Approval of Minutes – Minutes of the September 15, 2016 Public Session of the Colorado Limited Gaming Control Commission were approved as presented.

##### Directors' Update:

*Ron Kammerzell, Senior Director, Enforcement Business Group*, updated the Commission on the Title 12 recodification process. The Office of Legislative Legal Services is likely to recommend moving all of the statutes for the Department of Revenue's Enforcement Divisions into a new C.R.S. title. A meeting would take place later that afternoon with the OLLS and attorneys from the Attorney General's office. It appears all the statutes in Title 12 will now be located in new Title 44. One issue raised was taking tax related statutes out of organic statutes and moving them to Title 39. Revenue supports leaving those statutes in the organic acts and not moving them for purposes of convenience to the public.

*Flavio Quintana, Director, Division of Gaming*, thanked the Colorado Gaming Association, the Industry and Sean Demeule, General Manager and his staff at Ameristar Casino, for hosting the annual dinner. Director Quintana also updated the Commission on the Tribal Gaming meetings held on October 6 and 7, 2016. The Colorado Division of Gaming conducts Tribal Gaming key licensing backgrounds as well as any other licensing support the tribes may need. Gaming enjoys a good relationship with the Tribal Gaming Industry in Colorado and both meetings went very well. Director Quintana introduced Christopher Dorris, a new Investigator with the Division, who comes to Gaming from the Denver Police Department with a background in finance.

Adjournment – The meeting was adjourned at approximately 9:58 a.m.

# Colorado Limited Gaming Control Commission

Minutes of Public Session  
November 17, 2016

## **Public Session**

### **I. Call to Order**

The November 17, 2016 Public session of the Colorado Limited Gaming Control Commission was called to order by Chairman Roger Hutson at approximately 9:15 a.m. at the Division of Gaming office, 17301 W. Colfax Ave, #135, Golden, Colorado. Commissioners Don Wick, Jannine Mohr, and Cynthia Mares were present and a quorum existed. Commissioner Shirley was excused for good cause.

### **Officials & Administrators in Attendance**

Roger Hutson, Chairman  
Don Wick, Commissioner  
Jannine Mohr, Commissioner  
Cynthia Mares, Commissioner  
Ron Kammerzell, Senior Director, Enforcement Business Group  
Flavio Quintana, Director  
Doug Darr, Chief of Investigations  
Kenya Collins, Director of Administration  
Ceri Williams, Senior Assistant Attorney General  
Robert Darrow, Supervisor – Background Unit  
Lad Sullivan, Agent in Charge, Central City  
Chris Moore, Agent in Charge, Cripple Creek  
Kirsten Gregg, Agent in Charge, Golden  
Brenda Berens, Secretary to the Commission  
Paul Hogan, Chief Auditor  
Vickie Floyd, Controller

## **Executive Session**

The Commission voted unanimously to go into Executive Session pursuant to sections 24-6-402(3)(a)(III), 12-47.1-522(1)(a) and (b), and 12-47.1-527(1) of the Colorado Revised Statutes to review confidential reports from the Division of Gaming and the Colorado Bureau of Investigation, and to review a request to release confidential information.

### **II. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda; no one came forward.

### **III. Approval of Licensing Actions**

The Commission voted unanimously to approve the Change of Ownership of the Retail License for Kings, Queens, and Jacks, LLC d/b/a Saratoga Casino Black Hawk, with the following conditions:

The retail licensee shall direct its publicly traded shareholder, Churchill Downs, Inc., to comply with the requirements of Colorado Limited Gaming Regulations, Rule 4.5. The retail licensee shall either ensure Churchill Downs, Inc.'s reporting requirements under Rule 4.5 are met and provided to the

Division, or shall purchase Churchill Downs, Inc.'s interest in the licensee if Churchill Downs, Inc. does not comply with the reporting requirements.

Churchill Downs, Inc. and its shareholders shall not exercise any control or influence, directly or indirectly, on the licensee, its managers, and/or its employees.

#### **IV. Consideration of the Release of Confidential Information**

The Commission unanimously approved the limited release of requested confidential information to the Division for use in matters before the State Personnel Board subject to the specific conditions outlined by the Director, and authorized the Chairman to sign a letter order to that effect.

#### **V. Consideration of Disciplinary Actions**

Ceri Williams, Senior Assistant Attorney General, presented Stipulation and Agreement in Case No. DOG16001739, In the Matter of Dick M. Okimoto, Support License No. 13722 and an Order of Summary Suspension Case No. DOG16002374, In the Matter of Igor A. Guylan, Support License No. 38175.

The Commission voted unanimously to approve and authorize the Chairman to sign the disciplinary actions.

#### **VI. Consideration of Division Financial Statement**

Vickie Floyd, Controller, presented the Statement of Gaming Revenues, Gaming Taxes, and Expenditures (unaudited) for the third (3rd) month ending September 30, 2016.

The Commission voted unanimously to approve the financial statement and authorize its distribution.

#### **VII. Consideration of Organizational Matters**

Approval of Minutes – Minutes of the October 20, 2016 Public Session of the Colorado Limited Gaming Control Commission were approved as presented.

#### Directors' Update:

Ron Kammerzell – Senior Director, Enforcement Business Group, no updates.

Flavio Quintana – Director, Division of Gaming, reminded everyone that Lt. Governor Lynne will be visiting the Central City office on November 18, 2016 at 3 p.m. Director Quintana also thanked Vickie Floyd and her staff for their 20<sup>th</sup> year of having a clean financial audit. Director Quintana also wished everyone a Happy Thanksgiving.

#### **VIII. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda; no one came forward.

Adjournment – The meeting was adjourned at approximately 9:47 a.m.

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Brenda Berens, Secretary to the Colorado Limited Gaming Control Commission

## Colorado Limited Gaming Control Commission

Minutes of Public Session  
December 15, 2016

### **Public Session**

#### **I. Call to Order**

The December 15, 2016 Public session of the Colorado Limited Gaming Control Commission was called to order by Chairman Roger Hutson at approximately 9:15 a.m. at the Division of Gaming office, 17301 W. Colfax Ave, #135, Golden, Colorado. Commissioners Jannine Mohr, Ryan Shirley (via teleconference) and Cynthia Mares were present and a quorum existed. Commissioner Wick was excused for good cause.

#### **Officials & Administrators in Attendance**

Roger Hutson, Chairman  
Jannine Mohr, Vice-Chairman  
Cynthia Mares, Commissioner  
Ron Kammerzell, Senior Director, Enforcement Business Group  
Flavio Quintana, Director  
Doug Darr, Chief of Investigations  
Kenya Collins, Director of Administration  
Ceri Williams, Senior Assistant Attorney General  
John Madruga, Supervisor – Background Unit  
Lad Sullivan, Agent in Charge, Central City  
Chris Moore, Agent in Charge, Cripple Creek  
Kirsten Gregg, Agent in Charge, Golden  
Brenda Berens, Secretary to the Commission  
Paul Hogan, Chief Auditor  
Vickie Floyd, Controller

### **Executive Session**

The Commission voted unanimously to go into Executive Session pursuant to sections 24-6-402(3)(a)(III), 12-47.1-522(1)(a), and 12-47.1-527(1) of the Colorado Revised Statutes to review confidential reports from the Division of Gaming.

#### **II. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda; no one came forward.

#### **III. Approval of Licensing Actions**

The Commission voted unanimously to approve the Renewal of the Manufacturer/Distributor License for Ditronics Financial Services, LLC, the Renewal of the Retail Licenses for Horseshoe Casino, LLC d/b/a Canyon Casino, Horseshoe Casino, LLC d/b/a Grand Plateau Casino, and the First Licensing of the Manufacturer/Distributor and Operator License for Ainsworth Game Technology, Inc. The Commission also voted unanimously to approve the renewal of the Retail License for Kings, Queens, and Jacks, LLC d/b/a Saratoga Casino Black Hawk subject to the following conditions:

The retail licensee shall direct its publicly traded shareholder, Churchill Downs, Inc., to comply with the requirements of Colorado Limited Gaming Regulations, Rule 4.5. The retail licensee shall either ensure Churchill Downs, Inc.'s reporting requirements under Rule 4.5 are met and provided to the Division, or shall purchase Churchill Downs, Inc.'s interest in the licensee if Churchill Downs, Inc. does not comply with the reporting requirements.

Churchill Downs, Inc. and its shareholders shall not exercise any control or influence, directly or indirectly, on the licensee, its managers, and/or its employees.

The license renewals shall expire two years from the date of their current expirations.

The Commission voted unanimously to approve the Change of Ownership of the Retail and Manufacturer/Distributor License for Affinity Gaming Black Hawk, LLC d/b/a Golden Mardi Gras and the Change of Ownership of the Retail Licenses for Affinity Gaming Black Hawk, LLC d/b/a Golden Gulch and Affinity Gaming Black Hawk, LLC d/b/a Golden Gates.

#### **IV. Consideration of Disciplinary Actions**

Ceri Williams, Senior Assistant Attorney General, presented an Order to Show Cause in Case No. DOG16003369, In the Matter of Colby Lee Stewart, Support License No. 45064 and an Order of Summary Suspension in Case No. DOG16004300, In the Matter of Darian Thomas Reeves, Support License No. 46065

The Commission voted unanimously to approve and authorize the Chairman to sign the disciplinary actions.

#### **V. Department of Local Affairs Request**

The Commission voted unanimously to approve the decrease in the Colorado Department of Local Affairs Fiscal Year 2017 budget by the amount of \$81,736.00.

#### **VI. Consideration of Division Financial Statement**

Vickie Floyd, Controller, presented the Statement of Gaming Revenues, Gaming Taxes, and Expenditures (unaudited) for the fourth (4th) month ending October 31, 2016.

The Commission voted unanimously to approve the financial statement and authorize its distribution.

#### **VII. Consideration of Proposed Amendments to Rule 10**

The Commission voted unanimously to open the hearing on proposed amendments to Colorado Limited Gaming Regulation, Rule 10. Sean Ballain, Table Games Chairman, Division of Gaming, presented proposed changes authorizing the poker variation game "Flushes Gone Wild."

The Chairman extended an opportunity for the public to testify on the proposed amendments. No one came forward.

The Commission voted unanimously close the hearing on and to approve the proposed amendments to Colorado Limited Gaming Regulations, Rule 10 authorizing the poker variation game “Flushes Gone Wild.”

### **VIII. Consideration of Organizational Matters**

Approval of Minutes – Minutes of the November 17, 2016 Public Session of the Colorado Limited Gaming Control Commission were approved as presented.

#### Directors’ Update:

Ron Kammerzell – *Senior Director, Enforcement Business Group*, wished to extend warmest wishes to the Chairman, Commissioners, Director Quintana and his staff for the holiday season. Senior Director Kammerzell also thanked Director Quintana and his staff for all of their hard work during 2016.

Flavio Quintana – *Director, Division of Gaming*, Director Quintana wished everyone a Merry Christmas, Happy New Year and happy holidays. Director Quintana also introduced and welcomed Yali Li, the new Business Analyst for the Division.

### **IX. Opportunity for the Public to Address the Commission**

The Chairman extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda. James Zenni Jr. thanked the Commission for granting the changes of ownership for Affinity Gaming Black Hawk, LLC d/b/a Golden Gulch, d/b/a Golden Gates, and d/b/a Golden Mardi Gras.

Adjournment – The meeting was adjourned at approximately 9:59 a.m.

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Brenda Berens, Secretary to the Colorado Limited Gaming Control Commission