

**New Hampshire Racing & Charitable Gaming Commission  
Commission Meeting  
January 21, 2014  
14-01**

Present: Timothy J. Connors, Chairman  
Anthony B. Urban, Secretary  
Frederick H. Booth, Member  
Dennis H. Caza, Member  
Michael J. Gatsas, Member  
Lynn M. Presby, Member  
Sudhir K. Naik, Deputy Director  
Stephen Johnston, Supervisor-Gaming Operations  
Billie Jean Arseneault, Gaming/Licensing Supervisor  
Linda Glaser, Auditor  
Stratos Argiras, Auditor  
Linda R Darrow, Admin Secretary

In Attendance: Dick Bouley, Rick Newman, Jamie Timbas, Nick Bonardi, Peter Anzalone, Rose Wiant, Jan DiMarzio, Gene Chase, Ryan Holton, Nathan Vasil, Alison Mulligan and others.

The Chairman called the meeting to order at 10:00 a.m. He called for the scheduled hearings to begin.

**Mr. Gene Chase Hearing**

At 10:00 a.m., the Chairman opened the hearing for Mr. Gene Chase relative to the denial of his application for a Games of Chance License. The chairman swore in those who were to testify:

Mr. Gene Chase

After testimony was given, the Chairman asked if anyone else had any testimony or evidence to offer. There being none, the Chairman closed the hearing at 10:03 a.m. Based on all evidence received and all testimony heard, on a motion by Commissioner Urban, seconded by Commissioner Booth and all voting for, with Commissioner Presby voting against, the following:

**IN THE MATTER OF  
Mr. Gene Chase**

**Decision & Order  
Appeal of Denial of Games of Chance  
Secondary Game Operator License**

The Racing and Charitable Gaming Commission conducted a public hearing concerning the above referenced matter on January 21, 2014. After consideration and deliberation of the facts and law, the Commission orders that the denial of Mr. Chase's Secondary Game Operator License is **REVERSED**. The Commission expects that Mr. Chase remain free of any violations for the duration of his license.

**Mr. Ryan Holton Hearing**

At 10:03 a.m., the Chairman opened the hearing for Mr. Ryan Holton relative to the denial of his application for a Games of Chance License. The chairman swore in those who were to testify:

Mr. Ryan Holton

After testimony was given, the Chairman asked if anyone else had any testimony or evidence to offer. There being none, the Chairman closed the hearing at 10:06 a.m. On a motion by Commissioner Urban, seconded by Commissioner Booth and unanimously voted, based on all evidence received and all testimony heard, for the following:

**IN THE MATTER OF**

**Mr. Ryan Holton**

**Decision & Order**

**Appeal of Denial of Games of Chance**

**Secondary Game Operator License**

The Racing and Charitable Gaming Commission conducted a public hearing concerning the above referenced matter on January 21, 2014. After consideration and deliberation of the facts and law, the Commission orders that the denial of Mr. Holton's Secondary Game Operator License is **SUSTAINED**.

**Mr. Nathan Vasil Hearing**

At 10:06 a.m., the Chairman opened the hearing for Mr. Nathan Vasil relative to the denial of his application for a Games of Chance License. The chairman swore in those who were to testify:

Mr. Nathan Vasil

After testimony was given, the Chairman asked if anyone else had any testimony or evidence to offer. Ms. Alison Mulligan, who attended the hearing with Mr. Vasil, noted that Mr. Vasil had made many positive changes in his life since his 2009 conviction. The Chairman closed the hearing at 10:10 a.m. On a motion by Commissioner Urban, seconded by Commissioner Booth and unanimously voted, based on all evidence received and all testimony heard, for the following:

**IN THE MATTER OF**

**Mr. Nathan Vasil**

**Decision & Order**

**Appeal of Denial of Games of Chance**

**Secondary Game Operator License**

The Racing and Charitable Gaming Commission conducted a public hearing concerning the above referenced matter on January 21, 2014. After consideration and deliberation of the facts and law, the Commission orders that the denial of Mr. Vasil's Secondary Game Operator License is **REVERSED**. The Commission expects that Mr. Vasil remain free of any violations for the duration of his license.

The Chairman noted for the record that Director Kelley and Procedures Administrator Williams were tending to legislative matters and could not attend today's meeting.

On a motion by Commissioner Booth, seconded by Commissioner Caza and unanimously voted to approve and place on file the minutes dated December 19, 2013 and the minutes dated October 25, 2013.

On a motion by Commissioner Urban, seconded by Commissioner Booth and unanimously voted to place on file the racing & charitable gaming statistics for the fiscal period of July 1, 2013 – December 31, 2013. Deputy Director Naik noted that due to the agency move and database issues, the statistics were limited. Chairman Connors thanked staff for all their work during and after the move.

The Games of Chance/Bingo/Lucky 7 warning letters/late financials spreadsheets were reviewed. Deputy Director Naik stated that all items were now in compliance.

Mr. James Crawford of Poker Tek provided a handout to accompany his product presentation to the Commission. He stated that Poker Tek is 10 years old and its machines can be found in hundreds of casinos around the world. Headquartered in Charlotte, NC, they have 40 employees and provide 24/7 support to their clients. Discussion ensued. Advantages to the State would be:

- More of the outlying areas would be able to participate in charitable gaming
- Tournaments can be facilitated more easily with these machines
- Revenue has increased in facilities using the machines
- Audit information is readily available

Mr. Rick Newman closed out the presentation by stating that Poker Tek will make accountability and tracking funds easier for the Commission.

#### Action Items

- a. *Staff to finalize netting language regarding consecutive game dates; approval of minutes dated October 25, 2013:* Deputy Director Naik proposed that for games that are played between the 25<sup>th</sup> of one month and the 10<sup>th</sup> of the following month, game operators will be eligible to net losses between those two months. The October 25, 2013 minutes were approved. See above.
- b. *Staff to contact Mr. Potts regarding Lakes Region Casino's unpaid property taxes:* Deputy Director Naik stated that Procedures Administrator Williams spoke with Mr. Potts who confirmed all taxes due to Belmont have been paid. Only a verbal confirmation was obtained as Mr. Potts is currently out of the country.
- c. *Staff awaiting opinion from AG's office on redemption slots at Jokers Bar and Grill:* Deputy Director Naik stated a response was received from the AG's office, copies of which will be disseminated at the non-public meeting to be held at the close of the public meeting.

#### Correspondence:

Correspondence was reviewed and placed on file.

#### Old Business:

- Chairman Connors provided an update on Seabrook Park. Business was affected when water pipes burst recently but Seabrook is back up and running despite the damage that occurred.

New Business:

- Mr. Dick Bouley requested, on behalf of his client Michael Wentworth of Diamond Distributors, permission to print the website “winbighn.com” on the back of their Lucky 7 tickets. Discussion ensued. Commissioner Caza made a motion to approve the request, which was seconded by Commissioner Booth. Further discussion ensued. Commissioner Caza withdrew his motion and Commissioner Booth withdrew his second. On a motion by Commissioner Caza, seconded by Commissioner Booth and unanimously voted to refer the request back to staff for review. Staff will report back at the next meeting.

There being no questions or comments from the audience, at 11:00 a.m. on a motion by Commissioner Urban, seconded by Commissioner Booth and by a unanimous roll call vote the Commission voted to adjourn the regular meeting and go into nonpublic session as allowed under RSA 91-A:3, II(c)

Connors	-	Yes
Caza	-	Yes
Booth	-	Yes
Gatsas	-	Yes
Presby	-	Yes
Urban	-	Yes

At 11:20 a.m., on a motion by Commissioner Urban, seconded by Commissioner Caza and by a unanimous roll call vote the Commission voted to come out of the nonpublic session and permanently seal the nonpublic minutes.

Connors	-	Yes
Caza	-	Yes
Booth	-	Yes
Gatsas	-	Yes
Presby	-	Yes
Urban	-	Yes

The next meeting will be held on Tuesday, February 11<sup>th</sup> beginning at 10:00 a.m. in the second floor conference room at the Walker Building.

The Chairman closed the public meeting at 11:30 a.m.

Respectfully Submitted,

Secretary  
Anthony B. Urban