

OHIO CASINO CONTROL COMMISSION
MEETING MINUTES
10:00 A.M. – June 17, 2020
Meeting Held Virtually – Microsoft Teams Live Event

The regular meeting of the Ohio Casino Control Commission (Commission) was called to order at 10:02 a.m. by Chair June Taylor. Vice-Chair Jo Ann Davidson and Commissioners McKinley Brown, Will Lucas, Ranjan Manoranjan, Lynn Slaby, and John Steinhauer were also in attendance. The minutes of the February 19, 2020 meeting were approved following a motion by Chair Taylor and seconded by Commissioner Slaby.

Executive Director Matthew Schuler began his report recognizing the work of staff while working from home during the state of emergency related to the novel strain of coronavirus (COVID-19). Next, he announced that for the first time in three months, the casinos may resume operations on June 19th. Mr. Schuler reported this was the result of a workgroup comprised of casino and racino industry representatives and public health officials, as part of Governor DeWine's Responsible RestartOhio Initiative. The workgroup was put together by Ohio Director of Development Services, Lydia Mihalik, and was chaired by Dan Reinhard, General Counsel & Government Affairs Director of JACK Entertainment. Mr. Schuler and Lottery Commission Director Pat McDonald were also part of the workgroup as representatives of their agencies to monitor any plan suggestions that would conflict with gaming regulations. The group was tasked with devising a plan for re-opening casinos and racinos that would meet all COVID-19 health requirements. Mr. Schuler reported this was accomplished in a very short period of time, with consensus between health officials and industry personnel, and the plan may be found on the Commission's website.

Mr. Schuler ended his report with a budget report provided by Rick Anthony, Deputy Executive Director and Director of Operations. Mr. Anthony reported a hit in the casino tax distribution revenue would be seen in July, due to the three-month casino closure. The Commission has continued to process casino-gaming-employee, key-employee, and gaming-related vendor license applications, but chose not to send billings during the closures. General Managers of the casinos have now been notified that those invoices will be sent out for payment. Therefore, some revenue will be seen in July from those statements. Expenses remain on track or below estimates, due to a halt in staff travel with the casino closures as well as the staff hiring and overtime freezes. An uptick in travel will be seen next month due to the need for the Compliance Division to travel to the casinos as the agency prepares for re-opening.

Anna Marin Russell, Manager of Investigations and Senior Legal Counsel, presented for consideration a debt transaction proposal for JACK Ohio LLC (JACK), on behalf of its wholly owned subsidiaries, to upsize and refinance its existing debt structure as a result of the business impact caused by the ongoing outbreak of COVID-19. Ms. Russell reported the proposed debt transaction would amend and restate its existing credit agreement to allow it to modify its financial maintenance covenants, extend maturity, and enhance liquidity.

Pursuant to R.C. 3772.28 and Ohio Adm.Code 3772-29-01, licensed casino operators are required to obtain Commission approval of any debt transaction totaling \$500,000 or more that concerns a casino facility. As such, in tandem with the debt transaction proposal, JACK also requested a waiver of the thirty-day waiting period provided by the governing debt-transaction statute and rule so that the proposed debt transaction could be considered. A motion to approve the waiver of the thirty-day waiting period was made by Commissioner Steinhauer. The motion was seconded by Vice-Chair Davidson and approved.

Ms. Russell then invited Mr. Reinhard to present an overview of the debt transaction, but due to technical difficulties he was unable to appear as a presenter. The Commissioners had questions that were confidential in nature relating to financial and trade-secret information. Due to the confidential nature of the materials being discussed, Chair Taylor made the following motion: "The material terms of JACK Ohio LLC's debt transaction contain matters required to be kept confidential by state law. In particular, discussion of these terms requires consideration of financial and trade-secret information that is deemed confidential under R.C. 3772.16(A)(9) and (12), respectively. Accordingly, I move to go into executive session pursuant to R.C. 121.22(G)(5)." The motion was seconded by Vice-Chair Davidson and adopted by a roll call vote of 7-0.

The Commission moved into Executive Session at 10:17 a.m. The regular meeting of the Commission resumed at 11:29 a.m. with Chair Taylor stating that "We are now back on the record."

Ms. Russell reviewed the Division of Licensing and Investigations' due diligence report concerning JACK's debt transaction proposal, including any impact on the organization's financial suitability and stability, which did not uncover any material derogatory information that negatively affects JACK now or in the foreseeable future. Ms. Russell then recommended approval of the debt transaction through adoption of proposed Resolution 2020-14. A motion to approve the Resolution was made by Chair Taylor. The motion was seconded by Vice-Chair Davidson and approved.

Monica Wilcoxon, Investigator Supervisor, presented to the Commission for consideration the gaming-related vendor license application for Genesis Gaming Solutions, Inc. (Genesis Gaming). The Division of Licensing & Investigations completed suitability investigations of Genesis Gaming and its three associated key-employees (Richard Garza, Randall Knust, and Alton Schoppe), none of which uncovered any material derogatory information. Ms. Wilcoxon recommended approval of proposed Resolution 2020-15, granting the gaming-related vendor and key-employee licenses. A motion to approve the Resolution was made by Chair Taylor. The motion was seconded by Commissioner Manoranjan and approved.

Next, Ms. Wilcoxon presented to the Commission for consideration 34 key-employee license applications. The Licensing & Investigations Division completed background investigations of the applicants, which did not uncover any material derogatory information, and recommended approval of proposed Resolution 2020-16, granting or renewing, as applicable, key-employee licenses to: Pierre

Bosseloo, Caratmundi Group; Lisa Burton, Hollywood Casino Toledo; Emile de Cartier de Marchienne, Cartamundi Group; Jean-Louis de Cartier de Marchienne, Cartamundi Group; Martin de Cartier de Marchienne, Cartamundi Group; Raoul de Cartier de Marchienne, Cartamundi Group; Paul De Jongh, Cartamundi Group; Christine Deudon, Cartamundi Group; Monica Douglas, VICI Properties, Inc.; Philippe Etienne, Aristocrat Leisure Limited; Todd George, Penn National Gaming, Inc.; Hiroshi Ikeda, Gaming Partners International USA, Inc.; Istvan Lagaert, Cartamundi Group; Elisabeth Laloux, Cartamundi Group; Carol Lynton, Gaming and Leisure Properties, Inc.; Lee Martin, Gaming Partners International USA, Inc.; Stefaan Merckx, Cartamundi Group; Paul Savas, MacAndrews & Forbes Incorporated; Dimitri de Somer, Cartamundi Group; Frédéric de Somer, Cartamundi Group; Jean de Somer, Cartamundi Group; Jean Marie de Somer, Cartamundi Group; John de Somer, Cartamundi Group; Philippe de Somer, Cartamundi Group; Christopher Soriano, Penn National Gaming, Inc.; Craig Toner, Aristocrat Technologies Australia Pty Ltd.; Philip Wauters, Cartamundi Group; David Williams, Penn National Gaming, Inc.; Atul Bali, Everi Holdings, Inc.; Mitchell Bowen, Aristocrat Technologies Australia Pty Ltd.; Deron Hunsberger, Ainsworth Game Technology, Inc.; Kathleen Conlon, Aristocrat Leisure Limited; Miguel Cuadros, Ainsworth Game Technology, Inc.; and Michael Waldron, Hollywood Casino Columbus. A motion to approve the Resolution was made by Chair Taylor. The motion was seconded by Vice-Chair Davidson and approved.

Andromeda Morrison, Director of Skill Games, presented to the Commission for consideration 106 skill-based amusement machine-related license applications. The Skill Games Division completed background investigations of the applicants, which did not uncover any material derogatory information, and recommended approval of proposed Resolution 2020-17, granting skill-based amusement machine-related licenses upon receipt of the required licensing fees. A motion to approve the Resolution was made by Chair Taylor. The motion was seconded by Vice-Chair Davidson and approved.

Aleah Page, Manager of Licensing, Casino Gaming & Fantasy Contests, presented to the Commission for consideration the fantasy contest operator license application for Bid Ventures, Inc., d/b/a Jock MKT (Bid Ventures). The Commission's Licensing & Investigations, Legal, Regulatory Compliance, and Problem Gambling Services Divisions completed a suitability investigation of Bid Ventures, which did not uncover any material derogatory information. Ms. Page recommended approval of proposed Resolution 2020-18, granting an initial three-year fantasy contest operator license. A motion to approve the Resolution was made by Chair Taylor. The motion was seconded by Vice-Chair Davidson and approved.

Next, Ms. Page presented to the Commission for consideration the fantasy contest operator license application for DataForce, LLC (DataForce). The Commission's Licensing & Investigations, Legal, Regulatory Compliance, and Problem Gambling Services Divisions completed a suitability investigation of DataForce, which did not uncover any material derogatory information. Ms. Page recommended approval of proposed Resolution 2020-19, granting an initial three-year fantasy contest operator license. A motion to approve the Resolution was made by Commissioner Steinhauer. The motion was seconded by Commissioner Manoranjan and approved.

Then, Ms. Page presented to the Commission for consideration the fantasy contest operator license application for Fantasy Draft, LLC (Fantasy Draft). The Commission's Licensing & Investigations, Legal, Regulatory Compliance, and Problem Gambling Services Divisions completed a suitability investigation of Fantasy Draft, which did not uncover any material derogatory information. Ms. Page recommended approval of proposed Resolution 2020-20, granting an initial three-year fantasy contest operator license. A motion to approve the Resolution was made by Chair Taylor. The motion was seconded by Vice-Chair Davidson and approved.

Then, Ms. Page presented to the Commission for consideration the fantasy contest operator license application for FFPC, LLC (FFPC). The Commission's Licensing & Investigations, Legal, Regulatory Compliance, and Problem Gambling Services Divisions completed a suitability investigation of FFPC, which did not uncover any material derogatory information. Ms. Page recommended approval of proposed Resolution 2020-21, granting an initial three-year fantasy contest operator license. A motion to approve the Resolution was made by Chair Taylor. The motion was seconded by Commissioner Slaby and approved.

Then, Ms. Page presented to the Commission for consideration the fantasy contest operator license application for RealTime Fantasy Sports Incorporated (RealTime). The Commission's Licensing & Investigations, Legal, Regulatory Compliance, and Problem Gambling Services Divisions completed a suitability investigation of RealTime, which did not uncover any material derogatory information. Ms. Page recommended approval of proposed Resolution 2020-22, granting an initial three-year fantasy contest operator license. A motion to approve the Resolution was made by Chair Taylor. The motion was seconded by Commissioner Steinhauer and approved.

Finally, Ms. Page presented to the Commission for consideration the fantasy contest operator license application for SportsHub Games Network, Inc. (SportsHub). The Commission's Licensing & Investigations, Legal, Regulatory Compliance, and Problem Gambling Services Divisions completed a suitability investigation of SportsHub, which did not uncover any material derogatory information. Ms. Page recommended approval of proposed Resolution 2020-23, granting an initial three-year fantasy contest operator license. A motion to approve the Resolution was made by Chair Taylor. The motion was seconded by Commissioner Slaby and approved.

Mr. Oyster, General Counsel and Director of Licensing & Investigations, presented a proposed delegation authorizing the Executive Director to provisionally consider requests to waive or vary casino-gaming provisions of Ohio Adm.Code Agency 3772 and amendments to internal controls that are critical to protecting the health, safety, and wellbeing of the public, as well as, the integrity of casino gaming during the period of emergency declared in Executive Order 2020-01D related to preventing the spread of COVID-19. Mr. Oyster noted that the delegation is in line with similar authority already granted to the Executive Director by Ohio Adm.Code 3772-10-28(A), regarding time-sensitive amendments to internal controls that may be temporarily approved by the Executive Director. Any such approval under this

delegation is temporary; permanent implementation requires formal consideration at the first regularly scheduled Commission meeting following the end of the declared state of emergency, unless otherwise ordered by the Commission. Mr. Oyster then recommended approval of proposed Resolution 2020-24, delegating to the Executive Director the authority to temporarily consider waivers and variances regarding casino-gaming provisions of Ohio Adm.Code Agency 3772 and internal-control amendments during the state of emergency. A motion to approve the Resolution was made by Chair Taylor. The motion was seconded by Vice-Chair Davidson and approved.

Mr. William Cox, Senior Legal Counsel, presented to the Commission a proposed amendment to Ohio Adm.Code 3772-1-06, titled "Minimum licensure requirements." This internal-management rule amendment relates to an express statutory requirement to prioritize applications submitted by military service members, veterans, and their spouses. A motion to approve the initial filing of the amendment was made by Commissioner Manoranjan. The motion was seconded by Vice-Chair Davidson and approved.

Mr. Oyster, then presented to the Commission for consideration five casino gaming licensure final orders:

In re: Bhawani Basnet (case #2019-LIC-064). Chair Taylor moved to approve the report and recommendation without modifications to deny the Casino Gaming Employee License Application for Bhawani Basnet. The motion was seconded by Commissioner Slaby and approved.

In re: Christopher Crockett (case #2019-LIC-069). Chair Taylor moved to deny the Casino Gaming Employee License Application for Christopher Crockett. The motion was seconded by Vice-Chair Davidson and approved.

In re: Mia Johnson (case #2019-LIC-061). Chair Taylor moved to approve the report and recommendation without modifications to deny the Casino Gaming Employee License Application for Mia Johnson. The motion was seconded by Commissioner Lucas and approved.

In re: Danny Rigney (case #2020-LIC-002). Chair Taylor moved to deny the Casino Gaming Employee License Application for Danny Rigney. The motion was seconded by Commissioner Brown and approved.

In re: Jeriesha Williams (case #2020-LIC-010). Chair Taylor moved to deny the Casino Gaming Employee License Application for Jeriesha Williams. The motion was seconded by Commissioner Steinhauer and approved.

Ms. Morrison then presented to the Commission for consideration a skill-based amusement machine licensure final order regarding the denial of skill-based amusement machine license applications. Chair Taylor moved to deny the skill-based amusement machine license applications for the cases listed in the final order. The motion was seconded by Commissioner Steinhauer and approved.

There being no further business before the Commission, the meeting was adjourned.

Signed,

A handwritten signature in cursive script that reads "Lara B. Thomas". The signature is written in black ink and is positioned above the typed name.

Lara B. Thomas Commission Secretary

Approved: July 15, 2020