

OHIO CASINO CONTROL COMMISSION
MEETING MINUTES

10:00 A.M. – November 17, 2021
JO ANN DAVIDSON HEARING ROOM
100 E. BROAD STREET, 20TH FLOOR
COLUMBUS, OHIO 43215

The regular meeting of the Ohio Casino Control Commission (Commission) was called to order at 10:05 a.m. by Chair June Taylor. Vice-Chair Jo Ann Davidson and Commissioners McKinley Brown, Will Lucas, Ranjan Manoranjan, and Lynn Slaby were also in attendance. Commissioner John Steinhauer had an excused absence. The minutes of the October 20, 2021, meeting was approved following a motion by Chair Taylor and seconded by Vice-Chair Davidson.

Executive Director Matthew Schuler began his report with Rick Anthony, Deputy Executive Director of Operations, providing a budget update. Mr. Anthony reported that both revenue and expenses are on track. Tax revenue continues to be above estimates. Mr. Anthony indicated this was attributed to the casino's current performance. Salary and benefit expenses were higher due to an additional pay period during the month while Supplies & Maintenance expenses appear high because of quarterly payments being due during the first month of the quarter. Enforcement Fund revenue and expenses were reported to be on track. Revenue continues to be received from past illegal casino investigations. Enforcement Fund expenses are higher than in the past due to the increase in illegal casino investigations, as well as contractual uniform reimbursement allowances.

Next, Mr. Schuler turned his report to Amanda Blackford, Director of Problem Gambling Services, for a responsible gambling presentation. Ms. Blackford reported that periodic updates of specific components of responsible gambling would be presented during future meetings. This month highlighted the Ohio Problem Gambling Advisory Board (Advisory Board). The Advisory Board is made up of different state organizations and treatment professionals from across the state to focus on various aspects of problem gambling and develop strategic initiatives to use across the state. Ms. Blackford reported that the Advisory Board has contributed greatly to problem gambling treatment within the state of Ohio, with the development of the problem gambling helpline and warm transfer program.

Mr. Schuler ended his report recognizing the efforts of the Licensing Division. Mr. Schuler reported that due to significant turnover at the casinos, an influx of casino gaming employee application intake and fingerprinting has been needed. To date, 11,856 initial and 5,005 renewal casino gaming applications have been processed. Mr. Schuler welcomed and recognized the Commission's office managers visiting from each of the Commission's satellite offices located within each of Ohio casinos. The Commission's office managers were noted to be indispensable and often the first line of defense when processing casino employee applications, in addition to their many other duties.

Anna Marin Russell, Director of Licensing & Investigations and Senior Legal Counsel, presented to the Commission for consideration five 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 2021-45, granting or renewing, as applicable, key-employee licenses to: Bryan Anderson, Hard Rock Casino Cincinnati; Mary Ann Engelhardt, Hollywood Casino Toledo; Chad Barnhill, JACK Cleveland Casino; Leslie Cook, JACK Cleveland Casino; and Angelica Sinclair, Hollywood Casino Toledo. A motion to approve the Resolution was made by Commissioner Lucas. The motion was seconded by Commissioner Slaby and approved.

Andromeda Morrison, General Counsel & Director of Skill Games, presented for consideration 58 new and 14 renewal 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 2021-46, granting or renewing, as applicable, skill-based amusement machine-related licenses upon receipt of the required licensing fees. A motion to approve the Resolution was made by Commissioner Manoranjan. The motion was seconded by Commissioner Brown and approved.

William Cox, Deputy General Counsel, presented for consideration administrative rules that were either approaching their R.C. 106.03 review date or were otherwise affected by rules with an impending review deadline. Mr. Cox explained that each administrative rule must be reviewed prior to its review date, and the Commission must consider, among other things, whether the rule is still necessary, must be amended, or conflicts with other rules. Next, Mr. Cox provided an overview of the administrative rules and requested approval to initially file the following new, amended, or rescinded rules: Ohio Adm.Code 3772-11-01 — -28, and 3772-14-01. In so doing, Mr. Cox reminded the Commissioners that upon this approval, the rules and a Business Impact Analysis will be filed with the Common Sense Initiative Office (CSIO). After CSIO review and authorization, the rules will then be filed with the Joint Committee on Agency Rule Review (JCARR). After JCARR's jurisdiction ends, the rules will be brought before the Commissioners again at a public meeting for final-filing approval. A motion to approve the initial filing was made by Commissioner Lucas. The motion was seconded by Commissioner Slaby and approved.

Craig Donahue, Director of Regulatory Compliance, presented for consideration proposed internal control changes for JACK Cleveland Casino (JACK) to use a contactless wallet application on its property. The contactless wallet application, as presented by JACK, serves as an alternative method to fund a slot machine. To register for the wallet application, patrons must have or establish a JACK player's card account. As is currently required, to obtain a player's card account, an individual must provide information that is used to verify the patron's age and confirm the person is not excluded from participating in gaming in Ohio. The wallet application would provide patrons with the opportunity to transfer funds from patron-established banking sources (e.g., debit cards, credit cards, or electronic check) to a wallet application, and then from the wallet application to an Ohio slot machine or table game. Cashless wagering is permitted under current law, pursuant to R.C. 3772.01(E), which states casino gaming is "any type of slot machine or table game wagering, using money, casino credit, or any representative of value." JACK representatives explained that gaming would not be conducted through

the wallet application and no credit would be extended by JACK or its wallet partners via the application. All gaming would continue to occur at existing slot machines on the Commission-approved casino floor.

Angela Matthews, Senior Vice President of Gaming and General Manager of JACK Thistledown and Lisa Powers, Director of Compliance at JACK, provided an overview and demonstration of JACK's contactless wallet application. Ms. Matthews and Powers highlighted that the application reduces the need for cash handling at the Cage and promotes responsible gaming (RG) with RG static messages upon entry of the app and links to the problem gambling website. The Commissioners expressed the need for the application to have two-factor authentication, and instructional orientation sessions for patrons. Ms. Matthews and Powers thanked the Commissioners for their suggestions and indicated they would work on those changes. Staff, led by Director of Problem Gambling Services, Amanda Blackford, met with JACK management to discuss responsible gaming concerns. Commission staff recommended two specific responsible gaming guidelines: 1) A direct link for configuring personal limit setting, at the time of wallet creation, so that each person registering would be required to consider the use of the personal limit setting feature; and 2) Delivery of responsible gaming messaging including the hotline number each time a player adds funds to the wallet. JACK confirmed it has integrated these recommended items into the wallet application and has provided corresponding detailed internal controls which outline all responsible gaming features of the wallet application. Further, JACK has elected to set a wallet limit amount of \$2,000 by default for all newly established accounts.

Mr. Donahue reported that the product was evaluated by Gaming Laboratories International, an Ohio independent testing lab, and concluded the system meets the Commission's standards for gaming equipment in the State of Ohio. Staff have reviewed the report and system and agree with this conclusion. It was noted that JACK will be using Everi Payments, for both the wallet application software and support and banking monitoring services, which is licensed by the Commission as gaming-related vendor. Commission staff visited the Thistledown Racino, in North Randall, Ohio to observe a live demonstration of the JACK wallet application. Staff had the opportunity to question the employees at Thistledown about the operation of the system and provided feedback on responsible gaming opportunities throughout the wallet application. Staff met with accounting team members to discuss system reporting and associated processes required to accurately document and report gaming transactions for gaming integrity and income tax reporting. Mr. Donahue indicated staff recommended approval of JACK's proposed wallet application and were prepared to test the application and hardware, if approved. Commissioner Brown made a motion to approve JACK to use a contactless wallet application at its JACK Cleveland Casino. The motion was seconded by Vice-Chair Davidson and approved.

Next Ms. Morrison presented to the Commission for consideration one casino gaming final order:

A final order regarding the closure of casino gaming employee renewal license applications (case nos. # 2021-LIC-007 & -020). Chair Taylor moved to close the casino gaming employee renewal license applications for the cases listed in the final order. The motion was seconded by Commissioner Slaby and approved.

Next, Ms. Morrison presented for consideration three skill games final orders:

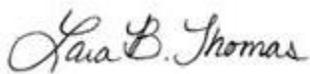
A final order regarding the denial of skill-based amusement machine license applications (case nos. # 2020-SLIC-108, 2021-SLIC-041, -042, -062, & -063). Chair Taylor moved to deny the skill-based amusement machine license applications for the cases listed in the final order. The motion was seconded by Commissioner Lucas and approved.

A final order regarding Adeeb Chaya, LLC (case #2020-SLIC-059). Chair Taylor moved to close the conditionally approved skill-based amusement machine license application for Adeeb Chaya, LLC. The motion was seconded by Commissioner Manoranjan and approved.

A final order regarding Cindy Lucky's 7, LLC (case #2021-SLIC-013). Chair Taylor moved to close the skill-based amusement machine license application for registered applicant Cindy Lucky's 7, LLC. The motion was seconded by Vice-Chair Davidson 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".

Lara B. Thomas

Commission Secretary

Approved: December 15, 2021