

OHIO CASINO CONTROL COMMISSION
MEETING MINUTES

10:00 A.M. – November 16, 2022
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 10:04 a.m. by Chair June Taylor. Vice-Chair John Steinhauer and Commissioners Sheetal Bajoria, McKinley Brown, and Lynn Slaby were also in attendance. Commissioner Will Lucas had an excused absence. The minutes of the November 2, 2022, meeting were approved following a motion by Chair Taylor and seconded by Commissioner Brown.

Executive Director Matthew Schuler began his report with Rick Anthony, Deputy Executive Director providing a budget update. Mr. Anthony reported that the Commission's revenue and expenses remain on track. Casino tax revenue continues to increase, and was 8.6% above estimates, but appears to be leveling out. Casino employee fees were significantly above estimates, due to increased casino staffing and job turnover. Skill games and fantasy contest fees remain on-track. Moving forward, sports gaming application fees are expected to decrease. The Commission still anticipates federal money from investigations to the Enforcement Fund, but no timeframe has been provided on when that money will be received.

Mr. Anthony reported that wages and benefits and equipment expenses were on track. Supplies and maintenance costs were below estimates, but as the Commission prepares for sports gaming the Commission might incur additional expenses moving forward. The Enforcement fund expenses were below estimates, due to clothing reimbursements coming in slower than anticipated.

Next, Mr. Schuler reminded sports gaming applicants and stakeholders that December 2nd is the deadline for all sports gaming equipment to be ready for Commission onsite review and verification. Specifically, Commission staff will be verifying whether pre-approved equipment has been installed, the facility design is what it's purported to be, and that surveillance equipment is installed and operational. In order to be guaranteed to launch by the January 1, 2023, universal start date, applicants must meet the equipment verification deadline. Mr. Schuler noted that at the last Commission meeting, the Commissioners had questions regarding sports gaming internal controls regarding responsible gaming and consumer protections. Staff provided an overview of the regulatory compliance and responsible gaming rule provisions in response to questions related to identity theft, account security, and responsible gaming.

Mr. Schuler reported that by the recent November 2, 2022, sports gaming employee application deadline, the Licensing & Investigations (L&I) division received 8,000 fingerprint cards that needed to be reviewed and sorted to send to the FBI and BCI for processing. The L&I division set up two days to go through these and recruited staff from other divisions to help the review. Due to Commission staff's

tremendous team efforts, staff was able to complete the review of all fingerprint cards in only a single day.

Lastly, Mr. Schuler welcomed the Compliance division's newest member, Jerry Yang, who will be working as an Auditor in the Commission's Cincinnati office.

Monica Wilcoxon, Manager of Investigations, presented to the Commission for consideration six 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 2022-81, granting or renewing, as applicable, key-employee licenses to: Michael Brodnan, Hard Rock Casino Cincinnati; Cheryl Kondra, Galaxy Gaming, Inc.; Jennifer Spencer, Hollywood Casino Columbus; Thomas Jingoli, Konami Gaming, Inc.; Marco Sala, De Agostini S.p.A.; and Gianmario Tondato da Ruos, International Game Technology PLC. A motion to approve the Resolution was made by Vice-Chair Steinhauer. The motion was seconded by Commissioner Slaby and approved.

Berena Seifert, Manager of Skill Games, presented for consideration one new and four 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 2022-82, 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 Slaby. The motion was seconded by Commissioner Brown and approved.

Ms. Wilcoxon then presented to the Commission for consideration a Type A and B sports gaming proprietor license application for Geneva Sports, LLC dba SPIRE Institute (SPIRE Institute). The Division of Licensing & Investigations completed an investigation of SPIRE Institute, to determine that each person in control of the applicant has met the qualifications of licensure, which did not uncover any material derogatory information that would render the entity or its persons in control unsuitable or unqualified. Therefore, the Division recommended approval of proposed Resolution 2022-83, granting conditional five-year sports gaming licenses, effective January 1, 2023. A motion to approve the Resolution was made by Commissioner Brown. The motion was seconded by Commissioner Bajoria and approved.

Next, Ms. Wilcoxon presented to the Commission for consideration two Type-C sports gaming proprietor license applications. The Division of Licensing & Investigations completed an investigation to determine that each person in control of the applicants has met the qualifications of licensure, which did not uncover any material derogatory information that would render the entities or their persons in control unsuitable or unqualified. Therefore, the Division recommended approval of proposed Resolution 2022-84, granting conditional five-year sports gaming licenses to: Elys Gameboard Technologies, LLC and Gold

Rush Amusements, LLC, effective January 1, 2023. A motion to approve the Resolution was made by Commissioner Slaby. The motion was seconded by Vice-Chair Steinhauer and approved.

Then, Ms. Wilcoxon presented to the Commission for consideration four sports gaming services provider license applications. The Division of Licensing & Investigations completed an investigation to determine that each person in control of the applicants has met the qualifications of licensure, which did not uncover any material derogatory information that would render the entities or their persons in control unsuitable or unqualified. Therefore, the Division recommended approval of proposed Resolution 2022-85, granting five-year sports gaming mobile management services provider (MMSP) and management services provider (MSP) licenses to: Betr Holdings, Inc. dba Betr (1 MMSP); FBG Enterprises Opco, LLC dba Fanatics (1 MMSP, 2 MSPs); Gamewise, LLC dba MVGBet (1 MMSP); and Parx Interactive Ohio, Inc. (1 MMSP), effective January 1, 2023. A motion to approve the Resolution was made by Chair Taylor. The motion was seconded by Commissioner Brown and approved.

Finally, Ms. Wilcoxon presented for consideration seven sports gaming supplier license applications. The Division of Licensing & Investigations completed an investigation to determine that each person in control of the applicants has met the qualifications of licensure, which did not uncover any material derogatory information that would render the entities or their persons in control unsuitable or unqualified. Therefore, the Division recommended approval of proposed Resolution 2022-86, granting three-year sports gaming supplier licenses to: Continent 8, LLC; NYX Digital Gaming (USA), LLC dba OpenBet; OMEGA Operations, LLC; PT Services (Delaware), LLC dba Playtech; Socure, Inc.; SportsContentCo, LLC; and United Tote Company. A motion to approve the Resolution was made by Commissioner Bajoria. The motion was seconded by Vice-Chair Steinhauer and approved.

William Cox, Deputy General Counsel, presented for consideration administrative rules for final filing. These rules are comprised of the Commission's voluntary exclusion program (VEP) rules that are being updated with the launch of sports gaming. Mr. Cox stated the Commission will hold off on formally filing the final rules until the approval and launch of the online VEP portal. Mr. Cox explained that the Commission previously approved the rules at its April 6, 2022, meeting. After receiving approval, the rules were filed with the Common Sense Initiative Office and then with the Joint Committee on Agency Rule Review. After completing the rule-review process, the new and amended rules became eligible for final filing. Commissioner Bajoria made a motion to adopt proposed Resolution 2022-87, approving the final filing of Ohio Adm.Code 3775-12-01, 3772-12-01 — -05, and 3772-12-07. The motion was seconded by Commissioner Brown and approved.

Andromeda Morrison, General Counsel and Director of Skill Games, presented to the Commission for consideration one casino gaming final order:

A final order regarding the denial of casino gaming employee license applications (case nos. #2022-LIC-039, -041, -051, -061, -063 & -065). Chair Taylor moved to deny the casino gaming employee license

applications for the cases listed in the final order. The motion was seconded by Commissioner Slaby and approved.

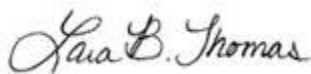
Next, Ms. Morrison presented for consideration of one skill games final order:

A final order regarding the denial of the skill-based amusement machine license applications (case nos. #2022-SLIC-065 & -066). 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 Brown and approved.

In other business, Mr. Schuler announced that Ohio's sports gaming wagering catalogue would be available today. Mr. Craig Donahue, Director of Regulatory Compliance, provided an overview of the sports gaming catalogue and procedures for submitting requests for wagers and events to be added. As required by Ohio law, the Commission has established a set of wagers and events that are approved for sports gaming in compliance with Ohio Adm.Code 3775-11-01 and 3775-16-11. Proprietors and services providers can continue to request additional items for inclusion in the catalogue under Ohio Adm.Code 3775-11-01 and 3775-16-11, through the Commission's web-based catalogue. All requests for inclusion must comport with the general guidelines published by the Commission on the home page of the catalogue. Requests for items that do not comport with these general guidelines will result in denials. When submitting requests for events or wagers for inclusion in the catalogue, the Commission asks that the industry submit information supporting the request and proof of the event or wager's integrity. Guidance and FAQs have been posted on the Commission's website to aid in this process.

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

Signed,



Lara B. Thomas

Commission

Secretary Approved:

December 14, 2022