

OHIO CASINO CONTROL COMMISSION
MEETING MINUTES
10:00 A.M. – November 2, 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 10:06 a.m. by Chair June Taylor. Vice-Chair John Steinhauer and Commissioners McKinley Brown, Will Lucas, and Lynn Slaby were also in attendance. Commissioner Sheetal Bajoria had an excused absence. The minutes of the October 19, 2022, meeting were approved following a motion by Commissioner Slaby and seconded by Vice-Chair Steinhauer.

Executive Director Matthew Schuler provided a sports gaming update. Mr. Schuler began his update noting that November 2nd marks the deadline for compliance materials to be approved. The submission of compliance materials shows whether a sports book can be operated safely and with integrity and are necessary for the protection of the public at large. Compliance documentation includes final responsible gaming plans, facility plans, geolocation procedures, house rules, and required procedures. Mr. Schuler noted that any applicant that does not meet this November 2nd deadline will have no guarantee of launching sports betting by the January 1, 2023, universal start date. The next steps in preparing for sports betting will be Commission staff's review and verification of the readiness of all lab-tested equipment, and to ensure all surveillance systems are installed and operational. The deadline to have all equipment ready for Commission verification is December 2nd. The Compliance Division will be traveling across the state to test and verify machines and evaluate surveillance equipment.

Cory Duran, Audit Manager, presented to the Commission for consideration the sports gaming integrity monitor certification approval for International Betting Integrity Association (IBIA). Pursuant to OhioAdm. Code 3775-14-01, independent integrity monitors must be certified by the Commission to monitor sports gaming activity for compliance with Chapter 3775 of the Revised Code and the rules adopted thereunder. Mr. Duran explained that the certification also meets the requirements in R.C. 3775.02 to monitor sports gaming activity. To qualify for Ohio integrity monitor certification, integrity monitor applicants must undergo an investigation. The Regulatory Compliance Division completed an investigation to assess IBIA's capability to conduct integrity monitoring services for Ohio sports gaming. After doing so, the Regulatory Compliance Division concluded IBIA has met the requirements for certification and recommended approval of proposed Resolution 2022-74, granting IBIA an independent sports gaming integrity monitor certification. Commissioner Bajoria made a motion to adopt Resolution 2020-74; the motion was seconded by Commissioner Brown and approved.

Berena Seifert, Manager of Skill Games, presented for consideration seven new Type-C sports gaming host license applications. The Skill Games Division conducted a review for eligibility for licensure and found the applicants met all eligibility requirements, and recommended approval of proposed Resolution 2022-75, granting the Type-C sports gaming host licenses effective January 1, 2023. A motion

to approve the Resolution was made by Commissioner Lucas. The motion was seconded by Commissioner Brown and approved.

Andromeda Morrison, General Counsel and Director of Skill Games, presented to the Commission a proposed Executive Director delegation. Pursuant to Ohio Adm.Code 3775-1-02, the Commission, in its discretion, and where permitted by law, may delegate its authority to perform any of its sports gaming functions to the Executive Director under R.C. Chapter 3775. Proposed Resolution 2022-76 establishes the delegation of authority over Type-C sports gaming host (Type-C host) licensing functions to the Executive Director. Ms. Morrison explained that Type-C sports gaming host licenses enables certain liquor permit holders to offer sports gaming via an agreement with a licensed Type-C sports gaming proprietor. Type-C sports gaming host applicants must receive a recommendation from the Ohio Lottery Commission (Ohio Lottery) prior to license approval. Currently, the Ohio Lottery has recommended over 1,400 bars and taverns for licensure. Unlike other sports gaming licenses, the review of a Type-C sports gaming host application is purely administrative in nature and does not require an intensive background investigation. Additionally, Type-C sports gaming hosts are not required to undergo a suitability investigation, have licensed key employees, or submit detailed regulatory compliance documentation. Finally, Type-C sports gaming hosts have already received one level of background review via recommendation by the Ohio Lottery. The Commission has reviewed and granted conditional licenses to the vast majority of the recommended Type-C sports gaming hosts, beginning at the August 17, 2022, meeting and continuing with each subsequent meeting. To date, about 500 of the lottery-recommended hosts have not applied for a license, but the Commission is now receiving only a small number of applications on a weekly basis. Thus, the delegation of authority to the Executive Director to approve Type-C sports gaming hosts will allow the Commission to efficiently process the remaining applicants as they are submitted in real time, while still ensuring the integrity of sports gaming in Ohio. A motion to approve the Resolution was made by Chair Taylor. The motion was seconded by Commissioner Slaby and approved.

Anna Marin Russell, Director of Licensing and Investigations, presented to the Commission for consideration the Type-A and Type -B sports gaming proprietor license applications for three applicants. 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 2022-77, granting conditional five-year sports gaming licenses to: HOF Village Newco, LLC, Hard Rock Casino Cincinnati, LLC, and Miami Valley Gaming and Racing, LLC, 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. Russell, presented to the Commission for consideration five 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 2022-78, granting sports gaming mobile management services provider (MMSP) and management services provider (MSP) licenses to: BetMGM, LLC dba BetMGM (1 MMSP, 3 MSPs), Crown OH Gaming, LLC dba DraftKings (1 MMSP), Seminole Hard Rock Digital, LLC dba Hard Rock Digital (1 MMSP, 1 MSP), Tipico Ohio, LLC dba Tipico Sportsbook (1 MMSP, 1 MSP), and RSI OH, LLC dba BetRivers (1 MMSP, 1 MSP), effective January 1, 2023. A motion to approve the Resolution was made by Commissioner Lucas. The motion was seconded by Commissioner Bajoria and approved.

Then, Ms. Russell, presented for consideration four 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 2022-79, granting the sports gaming supplier licenses to: SBTech Malta Limited, Internet Sports International, Ltd., Stadium Technology Group, LLC, and Xpoint Services, LLC, effective January 1, 2023. A motion to approve the Resolution was made by Vice-Chair Steinhauer. The motion was seconded by Commissioner Brown and approved.

William Cox, Deputy General Counsel, presented for consideration the new fantasy contest operator license application for SHGN Acquisition Corp. dba Sportshub (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. Mr. Cox recommended approval of proposed Resolution 2022-80, granting Sportshub a three-year fantasy contest operator license. A motion to approve the Resolution was made by Commissioner Slaby. The motion was seconded by Commissioner Bajoria and approved.

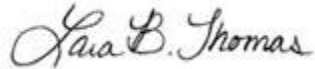
Ms. Morrison, presented to the Commission for consideration a settlement agreement between Two Nine Sports, Inc. dba StatHero (StatHero) and the Commission. The agreement would administratively close Commission Case No. 2022-FLIC-005, a case that arose regarding StatHero's violations of Ohio law. The settlement agreement includes admissions, conditions, and remedial measures. Chair Taylor made a motion to approve the agreement and authorize the Chair to sign it on behalf of the agency. The motion was seconded by Vice-Chair Steinhauer and approved.

Next, Chair Taylor announced the Commission would be going into an Executive Session and following the executive session the Commission would not engage in further business other than to adjourn the meeting. Chair Taylor made the following motion: "I move to go into Executive Session, pursuant to R.C. 121.22(G)(3), to conference with Commission legal counsel about the pending Sarkadi v. Casino Control Commission court action." The motion was seconded by Vice-Chair Steinhauer and adopted by a roll call vote of 6-0.

The Commission moved into Executive Session at 11:00 a.m. The regular meeting of the Commission resumed at 11:40 a.m. with Chair Taylor stating, "We are now back on the record."

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:

November 16, 2022