

OHIO CASINO CONTROL COMMISSION

RESOLUTION 2018-33

**BMM NORTH AMERICA, INC.'S REQUEST FOR
CERTIFICATION AS AN INDEPENDENT TESTING LABORATORY
FOR SKILL-BASED AMUSEMENT MACHINES**

WHEREAS, Article XV, Section 6(C)(4) of the Ohio Constitution created the Ohio Casino Control Commission (“Commission”);

WHEREAS, R.C. 3772.03(K) grants the Commission jurisdiction over all persons conducting or participating in the conduct of skill-based amusement machine operations authorized by R.C. Chapters 3772 and 2915;

WHEREAS, Ohio Adm.Code 3772-50-21 permits an independent testing laboratory to request certification to scientifically test and technically evaluate skill-based machines and equipment for compliance with R.C. Chapters 2915 and 3772 and the rules adopted thereunder;

WHEREAS, Ohio Adm.Code 3772-50-21 through -23 establish the requirements, conditions, and duties for certification;

WHEREAS, on April 5, 2018, BMM North America, Inc. dba BMM Testlabs (“BMM”) submitted a certification request, which included the information and \$2,000 non-refundable fee required by Ohio Adm.Code 3772-50-21;

WHEREAS, the Commission’s Division of Skill Games (“Division”) reviewed the request and other materials and information and conducted a thorough review of BMM’s ability to satisfy the requirements, conditions, and duties of certification;

WHEREAS, the Division filed a report, dated September 12, 2018, captioned “3772-50 Independent Skill-Based Amusement Machine Testing Laboratory Certification – BMM” (“Report”);

WHEREAS, BMM has demonstrated its ability to satisfy the requirements, conditions, and duties of certification; and

WHEREAS, the Commission reviewed all submitted materials and information and considered the matter at its public meeting on September 19, 2018.

NOW, THEREFORE, BE IT RESOLVED by the Commission that BMM's request for certification as an independent testing laboratory of skill-based amusement machines and equipment is **APPROVED** and BMM is hereby **CERTIFIED** for a period of three years, subject to continued compliance with R.C. Chapters 3772 and 2915 and the rules adopted thereunder.

BE IT FURTHER RESOLVED, that Resolution 2018-33 does not in any way affect, negate, or otherwise absolve BMM from its obligations to comply with R.C. Chapters 3772 and 2915 and the rules adopted thereunder and all other conditions imposed by the Commission through resolution or otherwise.

BE IT FURTHER RESOLVED, that Resolution 2018-33 does not restrict or limit the Commission's future exercise of authority and discretion with respect to imposing additional conditions or taking further action upon BMM under R.C. Chapters 3772 and 2915 and the rules adopted thereunder.

Adopted: September 19, 2018