

**MARYLAND STATE LOTTERY COMMISSION
MAY MINUTES**

DATE: May 17, 2012

TIME: 10 a.m.

PLACE: Maryland Lottery Headquarters

PRESENT: Chairman J. Kirby Fowler, Jr.
Vice Chair Kimberly Robertson Pannell
Commissioner F. Vernon Boozer
Commissioner E. Randolph Marriner
Commissioner W. Ray Presley
Commissioner Bruce L. Reeder

Stephen Martino, Director
Gina Smith, Deputy Director/CFO
Robert Fontaine, Principal Counsel
John Gallagher, Chief Information Officer
Charles LaBoy, Assistant Director for Gaming
John Martin, Assistant Director for Lottery
John Mooney, Assistant Director for Enforcement
Holly Citko, Deputy Counsel
Marie Torosino, Executive Associate

OTHERS: Representative from Hollywood Casino/Perryville
Representative from Ocean Downs Casino
Representatives from Maryland Live! Casino
Representatives from Lakes Entertainment
Members of the Public

CALL TO ORDER

There being a quorum present, Chairman Fowler called the meeting of the Maryland Lottery Commission to order at 10:06 a.m. Commissioners present were Kimberly Robertson Pannell, F. Vernon Boozer, E. Randolph Marriner, W. Ray Presley, and Bruce L. Reeder. Diane L. McGraw was absent.

APPROVAL OF THE AGENDA

Chairman Fowler said he would entertain a motion to approve the Amended Agenda. Motion was made by Vice Chair Robertson Pannell, seconded by Commissioner Marriner, and the motion carried by unanimous vote of the Commission.

APPROVAL OF MINUTES

Chairman Fowler stated the April 26, 2012, minutes were provided to the Commissioners for review and asked if there were any corrections. There were none. Vice Chair Robertson Pannell made a motion that the minutes be approved, it was seconded by Commissioner Presley, and the motion carried by unanimous vote of the Commission with Commissioner Marriner abstaining from the vote since he was not present at last month's meeting.

Chairman Fowler announced that George Wagner resigned from the Commission and he will be invited back at a later date to wish him farewell.

CONSENT AGENDA

Chairman Fowler said the Consent Agenda contains new instant ticket games (Exhibit #1) for the Commission's approval. He asked if there were any questions. Hearing none, Chairman Fowler requested a motion to approve the following new instant games: Game #945 *Lucky 7s Game Book*, Game #948 *Bonus Bucks*, #950 *\$100 Payout*, Game #951 *Double Cash*, Game #962 *Lots of Loot*, Game #963 *Mad Money*, and Game #964 *Double Blackjack*. Motion made by Commissioner Marriner, seconded by Commissioner Presley, and motion carried by unanimous vote of the Commission.

The Consent Agenda contains VLT Games and Component Testing (Exhibit #2) for the Commission's approval. He asked if there were any questions. Hearing none, Chairman Fowler requested a motion to approve the VLT Games and Component Testing. Motion was made by Vice Chair Robertson Pannell, seconded by Commissioner Reeder, and motion carried by unanimous vote of the Commission.

OPERATOR REPORTS

Hollywood Casino Perryville

Mr. Marc DeLeo, Director of Marketing, said gross terminal revenue (GTR) in April was \$10.7 million, which is up 6.5% over April 2011. May revenues are trending similar to April with a 5% to 10% increase over last year. With the nice weather, weekends are starting to soften. However, they are seeing more business during the week.

The 175 foot tall sign was installed on April 20 and they do not know the total impact as yet. The facility is seeing more truck traffic off Interstate 95 at the truck parking lot and guests are commenting they see the sign and are deciding to make a trip to the casino. The facility is looking to finish May on a positive note.

Chairman Fowler offered the facility congratulations on their revenue numbers.

Ocean Downs Casino

Mr. Joseph Cavilla, General Manager, said GTR in April was \$3.8 million, which is up 9.2% over last year. April revenue was not quite as strong as March. A jewelry giveaway was held on May 4, Mother's Day and revenues were up 30% that day. The casino did a promotion along with the racetrack for the Kentucky Derby and the casino handle was up 40% that day with the racetrack up 30%. Overall, May is treading upward at 18%. Two weeks ago, advertisement was on television regarding a stay and play package in conjunction with the Marriott hotel. Ocean Downs also has other television commercials currently airing in the marketplace. They are the title sponsor of the Ocean City Air Show on June 9 and will run promotions geared around that event.

Chairman Fowler offered congratulations to the facility on their increase in revenue.

Maryland Live! Casino

Mr. Joe Weinberg said the facility is on target to open on June 6, pending approval from the Lottery Commission. Final construction stages are going well. They are in the process of installing the slot machines, signage and landscaping the area. They have hiring in place and are conducting compliance training as well as other training with the employees. The facility is approximately two million square feet and was built in just over a 12-month period. It was a tremendous effort by all the contractors, subcontractors, vendors, and staff.

Chairman Fowler wished the facility good luck.

Evitts Resorts

Mr. Mike Montross, Vice President of Marketing for Lakes Entertainment, presented slides of the proposed project at Rocky Gap. Lakes Entertainment initially entered the project with a partnership with Evitts. Earlier in the week, Lakes Entertainment became 100% owner of Evitts. The presentation included information on the background of Lakes Entertainment, key elements of the proposal, site map layout, and timeline from the Video Lottery Facility Location Commission's approval in April to the opening in early first quarter of 2013. They anticipate leaving the current amenities intact and existing resort operational during the construction period.

Commissioner Reeder asked how far is the resort from the Pennsylvania line. Mr. Montross responded it is less than 10 miles and very close to West Virginia. Commissioner Presley commented that depending where you look at the state line, it is probably two miles at one point on the rural roads, but ten miles from the main highway.

Commissioner Reeder asked how many full time employees will be hired. Mr. Montross responded approximately 480 employees. The existing property has less than 150 employees. This is a seasonal property and the peak months are summer and fall.

Chairman Fowler asked will you still be able to see a view of the lake at the back of the site. Mr. Montross responded most of the new construction will be screened by the existing building. The resort has received calls about the construction from people with events booked for later this year as well as those with room reservations. Existing management has shared that information with Evitts. The plan is to keep the existing views and have the new construction screened.

Commissioner Presley said the location of the new building is toward the golf course and driving range, and asked if any part is going to be restructured. Mr. Montross responded at this point they will not touch any part of the golf course. There have been discussions and traffic studies done. There were questions about the golf cart traffic that crosses the road with some requests to straighten the sight lines to avoid potential hazards by the golf carts and pedestrian and vehicular traffic. Some adjustments may be made in the crossings but there are no planned adjustments to the golf course at this time.

Commissioner Presley asked if any changes are made to the golf course would that require permission from Jack Nicklaus. Mr. Montross responded any major adjustments to the golf course would require permission to continue to use the Jack Nicklaus name.

Chairman Fowler wished them good luck.

STAFF REPORTS

Director's Report – Stephen Martino

Mr. Martino said as of May 13, sales are \$1.565 billion, which is \$67.8 million or 4.5% ahead of last year. Revenue is \$489 million, which is \$31.1 million or 6.8% ahead of last year. Revenues across the board are up with the exception of Keno Bonus. The Lottery is on target for another record sales and revenue year.

Administration, Finance & Operations – Gina Smith, Deputy Director/CFO

Ms. Smith said her report was provided to the Commission and she had no additional information. There were no questions from the Commission.

Information Technology – John Gallagher, Chief Information Officer

Mr. Gallagher said his report was provided to the Commission and he had no additional information. There were no questions from the Commission.

Gaming – Charles LaBoy, Assistant Director

Mr. LaBoy said his report was provided to the Commission. The report contained comments on Maryland Live's internal control and the responsible gambling plan that he will discuss in detail later in the meeting. Maryland Live! is moving towards the finish line. The accounting testing of the slot machines began on Monday and will continue over the weekend. Two mock operations are scheduled with employees on May 30 and May 31. The controlled demonstration will then follow on June 2.

Lottery – John A. Martin, Assistant Director

Mr. Martin said his report was provided to the Commission. He presented to the Commission Baltimore Ravens Licensing Contract #2013-03. This contract is similar to what was done in previous years' contracts between the Lottery and the Ravens. The contract gives the Lottery the right to use the team's logos and marks on a scratch off ticket, *Ravens Cash Fantasy IV*, and other marketing promotional elements associated with the ticket. The total contract value is \$456,000, which is less than previous years. Based on player feedback, the Lottery will reduce the number and variety of second chance prizes available. Advertising elements are specified in a separate contract with Trahan, Burden and Charles who will execute the advertising. He is requesting the Commission's approval of the licensing contract.

Chairman Fowler asked for a further explanation as to why there is a reduced contract value. Mr. Martin responded player feedback received over the year indicated there was

not a lot of interest in the depth of prizes that were offered. We compiled a shorter list to make it more valuable. There are also some exciting programs and promotions with the team this year.

Chairman Fowler asked if there were any further questions. Hearing none, he said he would entertain a motion to approve Baltimore Ravens Licensing Contract #2013-03 with the Baltimore Ravens in the amount of \$456,000. Motion was made by Commissioner Marriner, seconded by Vice Chair Robertson Pannell, and motion carried by unanimous vote of the Commission.

Enforcement – Capt. John Mooney, Assistant Director

Capt. Mooney said Maryland Live! submitted approximately 750 license applications and of those 750, 600 were issued. They are in the process of denying 19 applications and working on the other 130. He anticipates receiving 60 to 70 more license applications and plans to have them completed by the casino opening date. Attached with his report was a memo regarding the eLicensing system. He said an outstanding job was done by Steve Martin and Bill Medlin from the VLT Division and Kevin Parson from the IT Division. He and John Gallagher are pleased with the e-Licensing system. It sizably reduces the amount of time for processing license applications.

He said at the next Commission meeting, he should have a report on the background investigations for the Baltimore facility for the Commission's review and approval. He will forward information to the Commission when it is available.

Office of the Attorney General – Robert Fontaine, Principal Counsel

Mr. Fontaine said his report was provided to the Commission and he had no additional information. There were no questions from the Commission.

COMMISSION ACTION ITEMS

Mr. LaBoy said included with his report was a checklist of 26 items that the facility operator is required to meet to determine whether or not they are eligible for an operator's license. Before going through that list, there are security and surveillance items for the Commission's review to be presented by Capt. Mooney.

Capt. Mooney said there are four action items for the Commission's approval. They are:

- 1) Maryland Live! Casino – Security Department Operating Procedures
- 2) Maryland Live! Casino – Security Department Minimum Staffing Plan
- 3) Maryland Live! Casino – Surveillance Department Operating Procedures
- 4) Maryland Live! Casino – Surveillance Department Minimum Staffing Plan

He said the plans were reviewed by both he and John Dennison, VLT Compliance Manager and staff recommends approval. Capt. Mooney then presented the four action items to the Commission.

Chairman Fowler asked if there were any further questions. Hearing none, he said he would entertain a motion to approve the Security Department Operating Procedures for Maryland Live! Casino. Motion was made by Commissioner Presley, seconded by Vice Chair Pannell, and motion carried by unanimous vote of the Commission.

Chairman Fowler said he would entertain a motion to approve the Security Department Minimum Staffing Plan for Maryland Live! Casino. Motion was made by Commissioner Presley, seconded by Vice Chair Robertson Pannell, and motion carried passed by unanimous vote of the Commission.

Chairman Fowler said he would entertain a motion to approve the Surveillance Department Operating Procedures for Maryland Live! Casino. Motion was made by Commissioner Presley, seconded by Vice Chair Robertson Pannell and motion carried passed by unanimous vote of the Commission.

Chairman Fowler said he would entertain a motion to approve the Surveillance Department Minimum Staffing Plan for Maryland Live! Casino. Motion was made by Vice Chair Robertson Pannell, seconded by Commissioner Reeder and motion carried by unanimous vote of the Commission.

95% Above Payout Percentages

Mr. LaBoy said a request was received from Maryland Live! for approval of payouts for specific games above 95%. The Commission was provided with a list of the various games that staff is requesting approval for payouts above 95%. This is consistent with what was done in the past for both Ocean Downs Casino and Hollywood Casino Perryville and is consistent with industry standards for these types of games. Staff recommends approval of this item. Chairman Fowler asked if there were any questions from the Commission. There were none.

Chairman Fowler said he would entertain a motion to approve the specified games with a payout percentage above 95% for Maryland Live! Casino. Motion was made by Vice Chair Robertson Pannell, seconded by Commissioner Presley, and motion carried by unanimous vote of the Commission.

Declaratory ruling on PPE's Petition and Amendment to COMAR 14.01.02.11 – Petition for Declaratory Ruling

Mr. Fontaine said a request was received from PPE for a declaratory ruling pertaining to restrictions on VLT play by family members of its employees. The requirements in § 4.24 of the original RFP for VLT operation licenses – which PPE must adhere to – prohibited

live-in family members of casino employees from playing VLTs in Maryland. However, more than a year after the original RFP was issued, the Lottery Commission promulgated amendments to its employee licensing regulations that restrict an employee – not his or her family members – from VLT play. COMAR 14.01.10.13F. Additionally, subsequent RFPs for VLT operation licenses do not have the family-member restriction that was in the original RFP. PPE requested that the Commission clarify which of these rules applies to PPE. A draft declaratory ruling on PPE’s petition was circulated to the Commission members clarifying that the regulation, not the RFP restriction, would apply to PPE.

Chairman Fowler asked whether this is an aberration from the RFP that applies to PPE that was not in the RFPs for the other facilities. Mr. Fontaine responded it was in the original RFP issued in 2008. This same restriction also applies to Hollywood Casino and Ocean Downs Casino. The request for a declaratory ruling today pertains solely to PPE. However, Hollywood Casino Perryville or Ocean Downs Casino may certainly choose to ask for a similar declaratory ruling as well.

Chairman Fowler gave Ocean Downs Casino, Hollywood Casino Perryville and Maryland Live! Casino an opportunity to comment.

Mr. Norton of Maryland Live! Casino said they asked for this ruling in an effort to comply at the highest standards and found themselves in a position where they were not sure which restriction applies. They look forward to following the regulations as opposed to the RFP language.

After discussion, Chairman Fowler said he would entertain a motion to approve the declaratory ruling on PPE’s petition, which means that PPE would be subject to the employee play restriction in COMAR 14.01.10.13F, not the restriction in § 4.24 of the RFP. Motion made by Commissioner Reeder, seconded by Commissioner Presley, and the motion carried by unanimous vote of the Commission.

Mr. Fontaine said amendments to COMAR 14.01.02.11 – Petition for Declaratory Rulings - would clarify the requirements for submission and review of future requests for a declaratory ruling on the applicability of any regulation, order or statute enforceable by the Agency. He reviewed the proposed amendment to the regulation with the Commission.

After discussion, Chairman Fowler said he would entertain a motion to approve the amendment to COMAR 14.01.02.11 – Petition for Declaratory Rulings. Motion made by Vice Chair Robertson Pannell, seconded by Commissioner Marriner, and motion carried by unanimous vote of the Commission.

Waiver Request for Placement of ATM’s Within 15 Feet of VLT

The Commission’s regulations provide that an ATM may be placed no closer than 15 feet to a VLT. COMAR 14.01.11.07A(2)(a). Mr. LaBoy said, Maryland Live! has submitted a request for a waiver of that requirement. Maryland Live! has indicated there are four areas

in the casino that do not meet the 15-foot requirement, with one of the four nearly 11 feet from the closest ATM.

The Maryland Live! facility was built to be in compliance with 15-foot requirement. However, after the facility was built, they placed some of the ATMs in recessed alcoves to gain the required distance from the VLTs, where it turns out that the surveillance cameras would not have good visibility of customers using the recessed ATM machines. Of the four surrounding jurisdictions, only West Virginia has a requirement that ATMs not be on the gaming floor. Staff also looked at the consistency of the application of regulations within Maryland as to what was done for Ocean Downs and Hollywood Perryville. The 15-foot requirement presented some difficulties for the facilities in the layout of their floor, but they were able to accommodate this requirement and did not request a waiver. Information was provided to the Commission including the floor plans for Maryland Live! Casino. Mr. LaBoy clarified that this waiver request pertained only to four locations on Maryland Live!'s facility floor. He asked if there were any questions.

Chairman Fowler asked Maryland Live! Casino for their comments on this waiver request. Maryland Live! further explained their reason for the waiver request.

Chairman Fowler said no one is seeking an amendment to the regulations but just a waiver with regards to the four identified locations. Mr. LaBoy pointed out that regulation 14.01.11.07 specifically authorizes a waiver.

After discussion, Chairman Fowler said he would entertain a motion to approve the waiver request from Maryland Live! Casino for placement of the referenced four specific locations (9 machines) of ATMs within 15 feet of a VLT. Motion made by Commissioner Presley, seconded by Vice Chair Robertson Pannell, and motion carried by unanimous vote of the Commission.

Issuance of Operator License to PPE Casino Resorts Maryland Development LLC

Mr. LaBoy said a copy of the internal control plan was received and reviewed. An operational license checklist of 26 requirements (Exhibit #3) the facility needs to meet to receive a conditional license for operation was provided to the Commission. Mr. LaBoy then read through the list, and reviewing each item with the Commission.

Items #1 through #4 – Facility is in compliance.

Item number 5 – Commencing operations within 18 months after license award. SG § 9-1A-11(b) requires a licensee to commence VLT operations within 18 months after the Location Commission awards the license; however, the Commission may allow a six-month extension if it determines that extenuating circumstances exist that are beyond control of the awardee that prevented opening within 18 months. Staff believes the facility will miss the deadline by approximately four days with its planned opening date of June 6, 2012, so staff is proposing that the Commission allow an extension of six months. Mr. LaBoy reviewed the timeline from the award by the Video Lottery Facility Location

Commission through the starting point of construction, including the information that delayed construction of the facility:

On December 7, 2009, the Video Lottery Facility Location Commission awarded PPE's license, contingent upon Anne Arundel County's enactment of appropriate zoning. On December 21, 2009, zoning was enacted via the Anne Arundel County Council's passage of Bill 82-09. Opponents of Bill 82-09 sought to petition it to referendum; litigation challenging referendum efforts concluded on October 24, 2010 when the Court of Appeals issued a mandate for HB 82-09 to be placed on the ballot of the November 2, 2010 general election. The referendum passed.

Anne Arundel County Charter provides that if a bill is petitioned to referendum, it cannot take effect until 30 days after the vote, which was December 2, 2010. Therefore, the actual effective date of the Location Commission's license award to PPE was December 2, 2010. December 2, 2010 + 18 months = June 2, 2012.

The date on which PPE has stated it intends to commence VLT operations is June 6, 2012, which is four days past the expiration of the 18-month period. Therefore, the Commission should determine whether extenuating circumstances exist that are beyond the control of PPE that prevented PPE from complying with the 18-month requirement. If the Commission makes that determination, it may grant an extension of 6 months from June 2, 2012 within which PPE may commence VLT operations.

Staff believes that these facts qualify as extenuating circumstances, and recommends the Commission allow one six-month extension of the opening date requirement.

Chairman Fowler asked if there were any comments from Maryland Live! Casino. Mr. Weinberg commented on the delays attributable to the referendum and zoning issues. He said they were committed to open the facility in a quick timeframe, and have been working 24/7 to get the project completed.

Chairman Fowler clarified that the Commission does not have authority to extend the opening date requirement by four days, but can only extend it by six months.

Chairman Fowler said he would entertain a motion to extend by six months (to December 2, 2012) the date by which PPE must commence VLT operations. Motion made by Commissioner Marriner, seconded by Vice Chair Pannell, and the motion carried by unanimous vote of the Commission.

Items #6 through 11 – Facility is in compliance.

Item #12 – A final evaluation of employee training will be made at the controlled demonstration.

Item #13 – Staff will evaluate during the June 2 controlled demonstration whether the facility is prepared to receive the public.

Item #14 – Facility is in compliance.

Item #15 – The test period is set for June 2 from 8 a.m. to 8 p.m. Staff will be on-site to evaluate performance and assess the facility's ability to comply.

Items #16 through #26 – Facility is in compliance.

Mr. LaBoy said staff recommends that the Commission approve a conditional license, based on final approval by the Director, based on the performance of the controlled demonstration on June 4. However, if the facility does not meet staff's requirements, an additional controlled demonstration would be conducted to address any other issues.

Chairman Fowler said he would entertain a motion to issue PPE's license to operate a video lottery facility pursuant to the prior qualification finding by this Commission and license award of the Video Lottery Facility Location Commission subject to the following conditions:

1. Completes – to the Commission's satisfaction – a controlled demonstration.
2. Provides the Commission with executed letters of credit to satisfy the requirement to provide performance and payment bonds.
3. Meets all facility design standards.
4. Ensures that all employees have completed licensing and training process.
5. Receives final Certificate of Occupancy for the facility.
6. Fully complies with requirements for executing labor peace agreements.
7. The operationalization of any VLTs after June 6, 2012 is subject to the Director's determination that PPE has met all applicable statutory and regulatory requirements.

Chairman Fowler asked if there were any public comments regarding this motion. There were none. Motion made by Vice Chair Robertson Pannell, seconded by Commissioner Presley, and the motion carried by unanimous vote of the Commission.

Chairman Fowler said he would entertain a motion to delegate to Secretary Martino the authority to countersign the operation license as Secretary of the Commission after all of the above conditions are satisfied. Motion made by Commissioner Presley, seconded by Vice Chair Pannell, and motion carried by unanimous vote of the Commission.

Chairman Fowler said he would entertain a motion to authorize Secretary Martino to approve PPE's operationalization of any VLTs after June 6, 2012. Motion made by Vice Chairman Robertson Pannell, seconded by Commissioner Presley, and motion carried by unanimous vote of the Commission.

Chairman Fowler called on Capt. Mooney. Capt. Mooney said the surveillance plan that was previously sent to the Commission did not contain two small changes that were made last night on the staffing level in the surveillance plan. We removed the staffing levels out of the surveillance plan and left them in the actual two page staff level required. He will send a revised copy to the Commission. He asked for a re-vote on the surveillance plan as

it was changed with removing the staff levels since that is in the minimum staffing level plan. Chairman Fowler said he would entertain a motion to amend the surveillance department plan for Maryland Live! Casino. Motion made by Commissioner Reeder, seconded by Commissioner Presley, and motion carried by unanimous vote of the Commission.

On behalf of the Commission, Chairman Fowler offered congratulations to PPE.

PUBLIC COMMENTS

Mr. Kevin O’Keeffe spoke on behalf of the Maryland Amusement and Music Operators Association (MAMOA). He provided a handout to the Commission regarding MAMOA’s response to the Lottery Director’s comments in the recent article in the Baltimore City Paper. He said there are 180 local jurisdictions in Maryland that apply a local admissions and amusement tax. That is 24 counties and various municipalities and each one can set their own admission and amusement tax from 0 to 10% or do flat fees as a tax. He does not think that is unusual. Mr. O’Keeffe said once the bill is signed, they look forward to working with the Lottery. Chairman Fowler said he appreciates the clarification. The Commission welcomes their input on the creation of regulations.

There were no other public comments.

OTHER COMMISSION BUSINESS

Mr. George Wagner submitted his resignation as a member of the Commission to Chairman Fowler effective April 27, 2012, who then forwarded it to Mr. Martino. The Governor accepted the resignation as of May 8. Mr. Wagner has submitted a request to the Commission for a waiver of a provision in the Code of Conduct and also in Maryland’s VLT statute. He is requesting to be able to enter into a financial arrangement with one of the entities which he, as a Commission member, had regulated. Chairman Fowler said the Commission will move to a closed session to obtain legal advice and will reopen for additional discussion and vote.

CLOSED SESSION

Chairman Fowler said that pursuant to State Government Article §10-508(a), he would entertain a motion to move to a closed session to consult with counsel to obtain legal advice. Motion was made by Commissioner Marriner, seconded by Commissioner Presley, and motion carried by unanimous vote of the Commission. See attached Statement for Closed Meeting, pursuant to State Government Article §10-508(a)(7). The meeting moved to a closed session at 11:25 a.m.

In addition to the six Commission members present, the following were also present during the closed session: Stephen Martino, Gina Smith, Charles LaBoy, John Martin, John

Mooney, Robert Fontaine, Holly Citko, James Butler, Michael Eaton, Jennifer Wetherell, and Marie Torosino. The meeting returned to open session at 11:31 a.m.

Chairman Fowler announced that during the closed session, the Commission received advice from counsel regarding former Commissioner Wagner's request for relief from a restriction in the Commission's Code of Conduct.

Chairman Fowler said it is his understanding that as a regulatory body, the Commission does not have the authority to entertain this request because the legislature has enacted State Government Article 9-1A-06(d), which prohibits a licensee from, for a period of 1 year after an individual's service on the Commission ends, employing or entering into a financial relationship with an individual who has been a member of the Commission. It is a statutory issue, or even the Ethics Commission may have a role, but the Commission lacks authority to waive the statutory restriction. Chairman Fowler asked for a vote of those in favor of denying the request. It was the unanimous decision of the Commission to deny Mr. Wagner's waiver request.

DATE AND TIME OF NEXT MEETING

Chairman Fowler said the next Commission meeting is scheduled for 10 a.m. on Thursday, June 21.

Mr. Martino reminded the Commission that the controlled demonstration at Maryland Live! Casino is scheduled for June 2 with the grand opening on June 6, contingent upon a successful controlled demonstration. Please contact Ms. Torosino if you are interested in attending either event.

ADJOURNMENT

There being no further business for discussion, Chairman Fowler adjourned the meeting at 11:35 a.m.

Respectfully submitted,

Stephen L. Martino