

**NEW YORK STATE
GAMING COMMISSION**

MINUTES

MEETING of MARCH 26, 2018

NEW YORK, NEW YORK

A meeting of the Commission was conducted in New York, New York.

1. Call to Order

Acting Executive Director Ronald Ochrym called the meeting to order at 1:42 p.m. Establishment of a quorum was noted by Acting Secretary Kristen Buckley. In attendance were Chairman Barry Sample and Commissioners John Crotty, Peter Moschetti, John Poklemba, Gerald Skurnik.

2. Consideration of the Minutes from January 22, 2018

The Commission considered previously circulated draft minutes of the meeting conducted on January 22, 2018. The minutes were accepted as circulated.

3. Report of the Acting Executive Director

Acting Executive Director Ochrym provided a brief report on the Division of the Lottery's new website, National Problem Gambling Awareness Month and the upcoming Wood Memorial Day at Aqueduct Racetrack.

4. Rulemaking

a. Proposed Rulemaking: Commercial Casino Employee Vendor Wagering Restrictions

The Commission considered a revised proposal to restrict the wagering activities for certain employees of vendors of commercial casino licensees.

ON A MOTION BY: Commissioner Crotty
APPROVED: 5-0

5. Adjudications

a. In the Matter of A&T Grocery

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it had agreed, on a 5-0 vote, to accept the Hearing Officer's Report and Recommendation that A & T Grocery's license be revoked and that the period from the date of initial suspension be considered a suspension of the license.

b. In the Matter of KP Deli Corp.

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it had agreed, on a 5-0 vote, to accept the Hearing Officer's Report and Recommendation that KP Deli Corp.'s license be revoked and that the period from the date of initial suspension be considered a suspension of the license.

c. In the Matter of KAP Fuel & Food, Inc.

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it had agreed, on a 5-0 vote, to accept the Hearing Officer's Report and Recommendation that KAP Fuel & Food, Inc.'s license be revoked and that the period from the date of initial suspension be considered a suspension of the license.

d. In the Matter of Our Gourmet Deli Corp.

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it had agreed, on a 5-0 vote, to accept the Hearing Officer's Report and Recommendation that Our Gourmet Deli Corp.'s license be revoked and that the period from the date of initial suspension be considered a suspension of the license.

e. **In the Matter of Ricardo Justiniano**

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it had agreed, on a 4-1 vote, Commissioner Moschetti in the negative, to accept the Hearing Officer's Report and Recommendation that the that the denial of the applicant's registration be upheld.

f. **In the Matter of Milo Milo**

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it had agreed, on a 6-0 vote, to adopt the Hearing Officer's recommendation to reverse the stewards' decision to void the claim of Milo Milo, but rejected certain of the Hearing Officer's findings and conclusions of law.

g. **In the Matter of Catch Twenty Two**

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it had agreed, on a 6-0 vote, to adopt the Hearing Officer's recommendation to reverse the stewards' decision to void the claim of Catch Twenty Two, but rejected certain of the Hearing Officer's findings and conclusions of law.

6. **New Business/Old Business**

a. **Old Business**

No old business was offered for discussion.

b. **New Business**

No new business was offered for discussion.

7. **Scheduling of Next Meeting**

No specific date for the next Commission meeting was set.

8. Adjournment

The meeting was adjourned at 1:55 p.m.

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