



SOUTH DAKOTA COMMISSION ON GAMING

445 E. Capitol Avenue • Pierre, SD 57501
(605) 773-6051 • dor.sd.gov/gaming

NOTICE OF ADMINISTRATIVE HEARINGS AND QUARTERLY BUSINESS MEETING

NOTICE IS HEREBY GIVEN that the South Dakota Commission on Gaming will hold administrative hearings and its' quarterly business meeting on December 15, 2021 beginning at 9:00 a.m. MST in the City Commission Chambers at Deadwood City Hall, 102 Sherman Street, Deadwood, South Dakota

AGENDA

Call to Order

Conflicts of Interest Disclosure

ADMINISTRATIVE HEARINGS

- 1) Petition for Declaratory Ruling per §1-26-15 regarding additional building determination
KR Deadwood Sherman Street 2020 LLC **Pages 4 - 8**
- 2) South Dakota Commission on Gaming vs. Kyle Ashton, License # A7510-10-SP
Complaint Number 21-10-055-MH **Pages 9 - 13**
- 3) South Dakota Commission on Gaming vs. Internet Sports International, LTD, License # 12253-21-SW
Complaint Number 21-09-038-CS **Pages 14 - 17**
- 4) South Dakota Commission on Gaming vs B.Y. Development DBA Cadillac Jack's License # 0196-OP
Complaint Number 21-10-036-BS **Pages 18 - 22**
Complaint Number 21-10-039-BS **Pages 23 - 27**
- 5) South Dakota Commission on Gaming vs BetMGM License # 12269-SW
Complaint Number 21-10-040-BS **Pages 28 - 32**
Complaint Number 21-10-051-BS **Pages 33 - 37**
Complaint Number 21-10-041-BS **Pages 38 - 42**
- 6) South Dakota Commission on Gaming vs ZCN, LLC dba Deadwood Mountain Grand License # 11382-OP
Complaint Number 21-10-057-CS **Pages 43 - 46**
- 7) South Dakota Commission on Gaming vs IGT, LLC License # 12269-SW
Complaint Number 21-10-056-CS **Pages 47 - 50**

BREAK FOR LUNCH

QUARTERLY BUSINESS MEETING

Adoption of Quarterly Business Meeting Agenda

Approval of the minutes of Quarterly Meeting of September 8, 2021 [Pages 51 - 57](#)

Old Business

Comments Executive Secretary Susan Christian

Comments Department of Revenue Secretary Jim Terwilliger

Stipulation of Assurance and Voluntary Compliances

- 1) Blue Sky Gaming, Inc. dba Tin Lizzie License #0199-OP
Complaint Number 21-10-047-BS [Pages 58 - 62](#)
- 2) Joshua Thurmes License # 8277-14-KY
Complaint Number 21-10-052-BS [Pages 63 - 67](#)
- 3) Tanner Shoup License # 8254-16-KY
Complaint Number 21-10-043-BS [Pages 68 - 72](#)
- 4) Warner Zellner License # 7370-09-SP
Complaint Number 21-10-042-BS [Pages 73 - 77](#)
- 5) Justine Daniels License # 11470-19-SP
Complaint Number 21-10-044-BS [Pages 78 - 82](#)
- 6) Brandon Maser License # 7540-10-SP
Complaint Number 21-10-058-CS [Pages 83 - 86](#)
- 7) Matthew Bodine License # 8388-14-SP
Complaint Number 21-10-059-CS [Pages 87 - 90](#)
- 8) Midnight Star, LLC # 11633-OP
Complaint Number 21-10-050-MH [Pages 91 - 95](#)
- 9) Andrea Weyer License # 12031-21-KY
Complaint Number 21-10-049-MH [Pages 96 - 100](#)

Report from State Steward on Live Racing Season 2021

Live Racing Matters

- Approval of 2022 Ft Pierre/Verendrye Benevolent Association live race dates [Pages 101 - 105](#)
- Approval of Resolution 12-15-21-01 for release of deposit in lieu of bond [Pages 106 - 109](#)

Racing Licensing matters

- Approval Triple Crown Simulcast Site Renewal [Page 110](#)
- Approval AmWest Entertainment OTB, LLC Simulcast Provider Renewal [Pages 111 - 113](#)

Approval of Sports Events and Wagering Catalog licensees requests [Pages 114 - 157](#)

Deadwood Licensing Matters [Pages 158 - 169](#)

Approval of Dates of 2022 quarterly commission meetings

- Wednesday March 16th
- Wednesday June 22nd
- Wednesday September 21st
- Tuesday December 14th

Public Comment

Executive Session pursuant to SDCL 42-7B-8.1 (1) and (4)

Decisions on Administrative Hearings

Adjournment

SUSAN CHRISTIAN, CIA

Executive Secretary

For access, persons with special needs may call the Commission office (605) 578-3074.

AMENDED
PETITION FOR DECLARATORY RULING

TO: STATE OF SOUTH DAKOTA, SOUTH DAKOTA COMMISSION ON GAMING

Pursuant to the provisions of SDCL 1-26-15 and ARSD 20 : 18 : 04 : 01, Gerard Keating, as Manager of KR Deadwood Sherman Street 2020 LLC, a Delaware limited liability company, with an address of c/o Keating Resources, 107 South Main Street, PO Box 130, Atkinson, Nebraska 68713, as the owner of the following described properties hereby petitions the South Dakota Commission on Gaming for its declaratory ruling in regard to the following:

1. **THE STATE STATUTE, SOUTH DAKOTA COMMISSION ON GAMING RULE OR ORDER, OR ORDER OF THE SECRETARY OF THE SOUTH DAKOTA COMMISSION ON GAMING IN QUESTION IS:**
 - A) SDCL 42-7B-18 which addresses the number of gaming devices which may be located in each approved building.
 - B) ARSD 20 : 18 : 25 : 05 which addresses inner access between buildings.
2. **THE FACTS AND CIRCUMSTANCES WHICH GIVE RISE TO THE ISSUE TO BE ANSWERED BY THE COMMISSION'S DECLARATORY RULING ARE:**

Petitioner owns the buildings located at 51, 53 and 55 Sherman Street which have previously been approved for gaming purposes. Petitioner also owns the building adjacent on the north side of the building at 51 Sherman Street. Based on the historical evidence available to Petitioner, it is believed that the adjoining property located on the north side of 51 Sherman Street is a separate building eligible for designation as a gaming facility. The building was constructed in 1951 and is a single story building attached to the building at 51 Sherman Street which was built in 1898.

Petitioner is requesting that the Commission approve the building on the north side of 51 Sherman Street for gaming purposes and approve the inner access between said building and the building located at 51 Sherman Street as shown on the attached Exhibit A, which is incorporated herein by reference. The inner access openings will not exceed 25% of the length of the area separation walls and will be protected by a "water curtain" as previously approved by the Commission.

3. **THE PRECISE ISSUE TO BE ANSWERED BY THE COMMISSION'S DECLARATORY RULING IS:**
 - A) Whether the building located at north side of 51 Sherman Street (as shown on Exhibit A) constitutes a separate building for purposes of determining the number of gaming devices that can be placed within the building and whether thirty (30) gaming devices can be placed in such building assuming compliance with the other rules and requirements for gaming activity.

- B) Whether the inner access between the building on the north side of 51 Sherman Street and the building at 51 Sherman Street as shown on the attached Exhibit A, which it to be protected by a “water curtain” qualifies as inner access pursuant to ARSD 20 : 18 : 25 : 02.

Dated this 8th day of November, 2021.

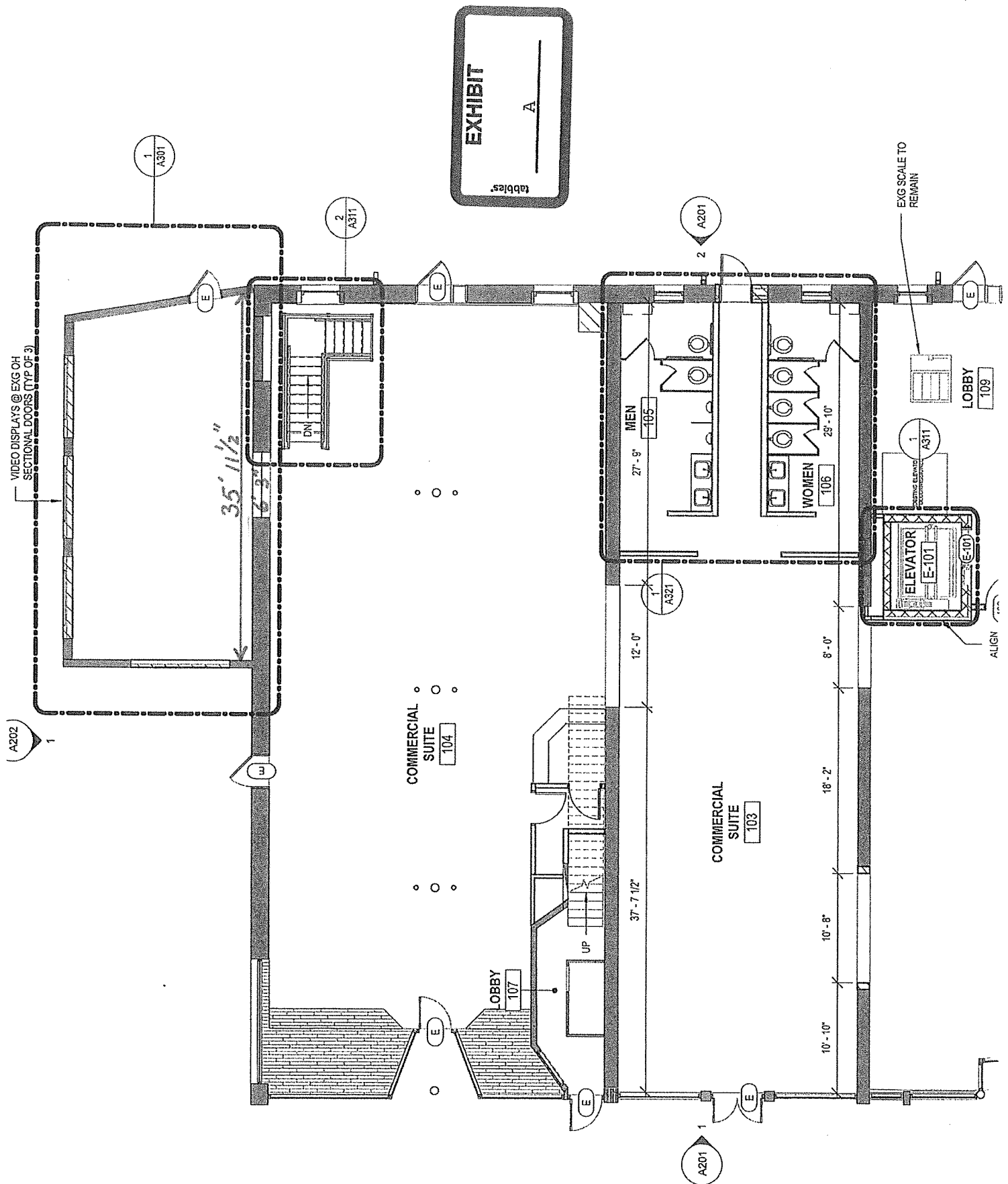
KR DEADWOOD SHERMAN STREET
2020, LLC

DocuSigned by:

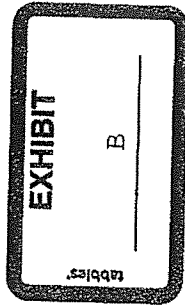
Gerard Keating

By: ~~Gerard Keating~~

Its: Manager



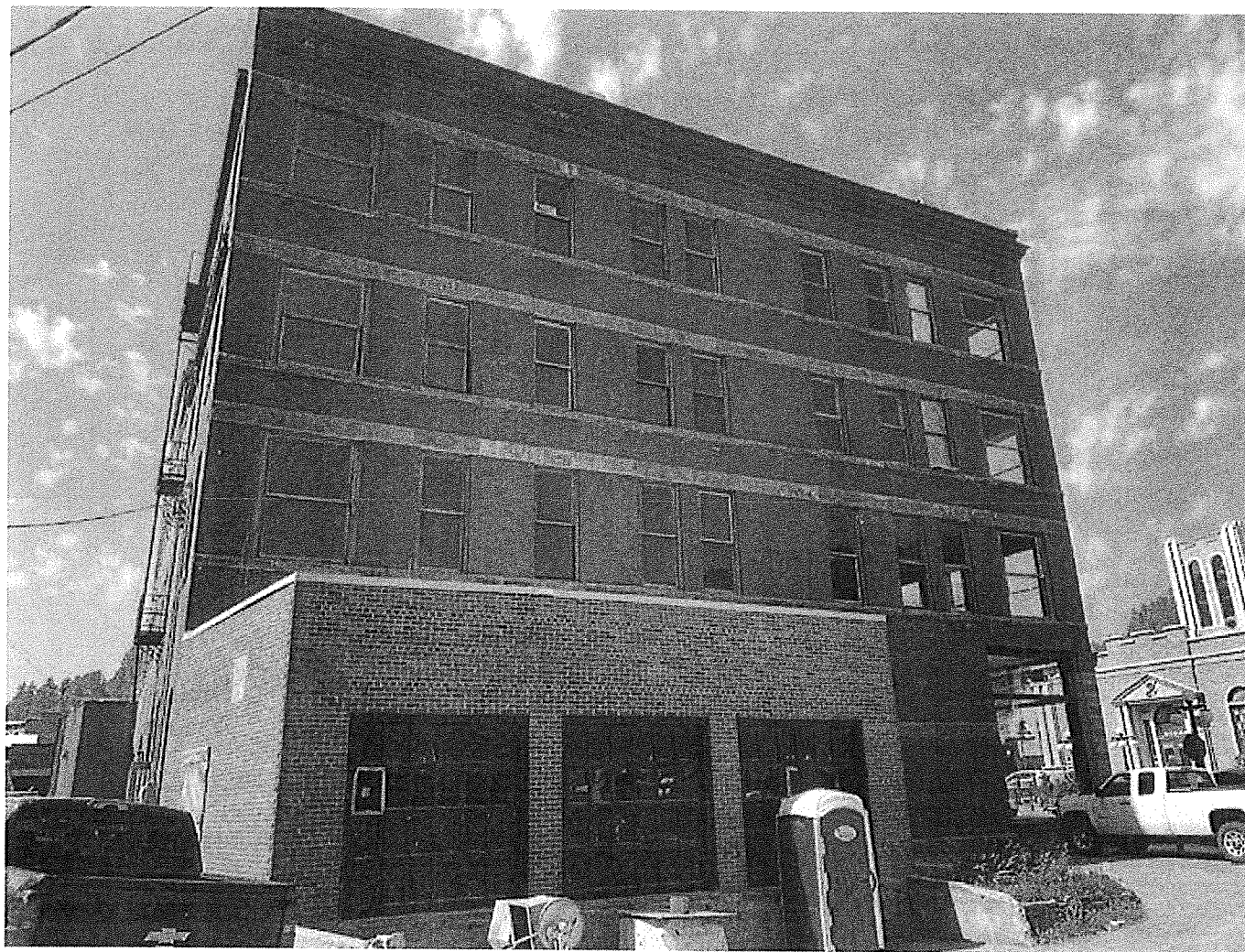
1951	1898		1909	1909
	1897		1897	1897
	1894		1897	1897



EXHIBIT

tabbles

C





SOUTH DAKOTA COMMISSION ON GAMING

445 E. Capital Avenue • Pierre, SD 57501
(605) 773-6051 • dor.sd.gov/gaming

NOTICE OF HEARING

Notice is hereby given that an administrative hearing seeking the revocation of your gaming license will be held before the South Dakota Commission on Gaming on Wednesday, December 15, 2021 at 9:00 o'clock a.m. MST in the City Commission Chambers in the Deadwood City Hall, 102 Sherman Street, Deadwood, South Dakota.

The purpose of this hearing is to request that the commission take action to revoke your gaming license. The hearing is held under the authority and jurisdiction of ARSD 20:18:10:01 and SDCL Chapter 1-26, 23A-27-14.2, and 42-7B-32.

The following statute(s), among others, may be considered by the commission during the hearing:

23A-27-14.2. Revocation or refusal of gaming or racing license--Conditional license.

Notwithstanding §§ 23A-27-14 and 23A-27-17, a person who has received an order pursuant to the provisions of § 23A-27-13 for a felony offense, who is licensed or seeks to be licensed by the South Dakota Commission on Gaming pursuant to the provisions of § 42-7B-22 or subdivision 42-7B-56(12), shall have an application refused or a license revoked after a hearing as provided pursuant to chapter 1-26 unless the person has successfully completed the probationary period imposed by the court. However, the commission may grant a conditional license during the probationary period imposed by the court if the applicant or licensee proves by clear and convincing evidence to the satisfaction of the commission that the person is suitable to hold the license.

The matter to be asserted is that on August 18, 2021, you plead guilty to a charge of SDCL 22-42-5.1 unauthorized ingestion of controlled drug or substance and that on October 6, 2021, you received an Order Suspending Imposition of Sentence in for a Class 5 Felony from the 4th Circuit Court in Meade County.

As a result of this hearing the Commission may revoke your gaming license and impose a monetary penalty of up to \$5,000.00 or issue a conditional license.

This hearing is an adversary proceeding and will be conducted as a "contested case" in accordance with SDCL Chapter 1-26. You have the right to be present at the hearing, to be represented by a lawyer, to testify on your own behalf, to call witnesses to testify on your behalf and to question witnesses who testify against you. These and other due process rights will be forfeited if they are not exercised at the hearing.

If the amount in controversy exceeds \$2,500.00 or if a property right may be terminated any party may require the Commission to use the South Dakota Office of Hearing Examiners by giving notice to the Commission no later than 10 days after service of this Notice of Hearing, which is issued pursuant to SDCL 1-26-17.

Any decision of the Commission may be appealed to the Circuit Court and the Supreme Court as provided by law.

Dated the 29th day of October 2021



Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming
87 Sherman Street
Deadwood, SD, 57732

CERTIFICATE OF SERVICE

I, Susan Christian, do hereby certify that I served a copy of the foregoing Notice of Hearing upon:

Kyle Ashton
1418 Fulton Street
Sturgis, SD 57785

By USPS Certified First Class mail with postage prepaid on the 29th day of October 29, 2021

property owner, or key employee or support licensee involved with the conduct of gaming shall be:

(3) A person who has not entered a plea of guilty or nolo contendere to a felony charge or has not been convicted of a felony in this or any other jurisdiction, has not been found to have violated the provisions of this chapter or any rule adopted pursuant to this chapter, and has not knowingly made a false statement of material facts to the commission or its legal counsel.

Source: SL 1989, ch 374, § 28; SL 1990, ch 343, § 19; SL 1995, ch 245, § 9; SL 2010, ch 212, § 5; SL 2019, ch 192, § 4.

Further, SDCL 23A-27-14.2 provides:

Revocation or refusal of gaming or racing license--Conditional license,

Notwithstanding §§ 23A-27-14 and 23A-27-17, a person who has received an order pursuant to the provisions of § 23A-27-13 for a felony offense, who is licensed or seeks to be licensed by the South Dakota Commission on Gaming pursuant to the provisions of § 42-7B-22 or subdivision 42-7B-56(12), shall have an application refused or a license revoked after a hearing as provided pursuant to chapter 1-26 unless the person has successfully completed the probationary period imposed by the court. However, the commission may grant a conditional license during the probationary period imposed by the court if the applicant or licensee proves by clear and convincing evidence to the satisfaction of the commission that the person is suitable to hold the license.

Dated this 29th day of October, 2021.

Name of complaint Mark Heltzel
Address 87 Sherman Street
 Deadwood, SD 57732
 (605) 578-3074

The following witnesses could give testimony about the complaint.

Mark Heltzel
87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

NOTICE TO:

Kyle Ashton
1418 Fulton Street
Sturgis, SD 57785

(DEFENDANT)

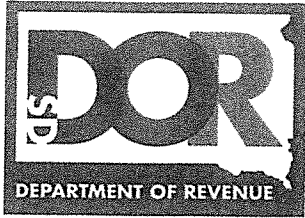
You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051

Dated the 29th day of October 2021



Susan Christian
Executive Secretary
South Dakota Commission on Gaming
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051



SOUTH DAKOTA COMMISSION ON GAMING

445 E. Capital Avenue • Pierre, SD 57501
(605) 773-6051 • dor.sd.gov/gaming

NOTICE OF HEARING

Notice is hereby given that an administrative hearing will be held before the South Dakota Commission on Gaming on Wednesday, December 15, 2021, at 9:00 o'clock a.m. MST in the City Commission Chambers in the Deadwood City Hall, 102 Sherman Street, Deadwood, South Dakota.

The purpose of this hearing is to take action on Initial Complaint SDCG# 21-09-038-CS which alleges grounds for disciplinary action as a result of accepting a Sports wagering bet in excess of the maximum allowed under South Dakota Codified Law. The hearing is held under the authority and jurisdiction of ARSD 20:18:10:01, 20:18:10:05 and 20:18:35:04 and SDCL Chapter 1-26, 42-7B-14, and 42-7B-32.

The following statute(s), among others, may be considered by the commission during the hearing: SDCL 42-7B-14.

Copies of the statutes and rules cited above are available at the Commission on Gaming office at 87 Sherman Street, Deadwood SD, or the Commission's website www.dor.sd.gov/gaming.

The matter to be asserted is that on September 21, 2021 you allowed a single bet be placed and accepted at the kiosk located at the Gold Dust-777 in the amount of \$1,550.00.

As a result of this hearing the Commission may revoke or suspend all gaming licenses held by you and/or impose a monetary penalty not to exceed \$100,000.00 for each violation.

This is an adversary proceeding and will be conducted as a "contested case" in accordance with SDCL Chapter 1-26. You have the right to be present at the hearing, to be represented by a lawyer, to call witnesses to testify on your behalf and to question witnesses that testify against you. These and other due process rights will be forfeited if they are not exercised at the hearing.

If the amount in controversy exceeds Two Thousand Five Hundred dollars (\$2,500.00) or if a property right may be terminated any party may require the Commission to use the South Dakota Office of Hearing Examiners by giving notice to the Commission no later than 10 days after service of this Notice of Hearing, which is issued pursuant to SDCL 1-26-17.

Any decision of the Commission may be appealed to the Circuit Court and the Supreme Court as provided by law.

Dated the 9th day of November, 2021

A handwritten signature in cursive script, reading "Susan Christian".

Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming
445 E. Capital Avenue
Pierre, SD, 57501

CERTIFICATE OF SERVICE

I, Susan Christian, do hereby certify that I served a copy of the foregoing Notice of Hearing upon:

Business Filings Incorporated
319 S Coteau Street
Pierre, SD 57501

By USPS Certified Mail with postage prepaid on the 9th day of November 2021

STATE OF SOUTH DAKOTA
DEPARTMENT OF REVENUE AND REGULATION
SOUTH DAKOTA COMMISSION ON GAMING

South Dakota)	
Commission on Gaming)	
)	
)	
Plaintiff,	)	Initial Complaint Filed
	)	Pursuant to
)	
Vs.	)	ARSD 20:18:10:01
)	
	)	SDCG Case # 21-09-038-CS
Internet Sports International, LTD)	
SDCG Lic. #12253-21-SW)	
Defendant.)	

Generally, licensee has engaged in conduct constituting grounds for disciplinary action. The conduct complained against is as follows:

- On September 21, 2021, a sports wager was accepted through a kiosk at the Gold Dust-777 retail location in excess of the state's maximum allowable amount due to the remote approval of the bet by an Internet Sports International Risk Manager.

This Conduct violates §42-7B-14

42-7B-14. Maximum amount of bets.

The maximum amount of an initial bet or subsequent bet on all games subject to this chapter is one thousand dollars.

Source: SL 1989, ch 374, § 12; SL 1993, ch 320, §§ 5A, 5B, 5C rejected by referendum Sept. 14, 1993; Initiated Measure No. 1, approved Nov. 7, 2000, eff. Nov. 16, 2000; SL 2012, ch 206, § 1.

Name of complainant: Craig Sparrow

Address - 87 Sherman St
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint:

Craig Sparrow – Deputy Exec. Secretary
South Dakota Commission on Gaming
87 Sherman St
Deadwood, SD 57732

Angie Ek – General Manager
ISI Maritime/Islands
7250 Peak Dr. #210
Las Vegas, NV 89128

NOTICE TO:


Business Filings Incorporated
319 S Coteau Street
Pierre, SD 57501

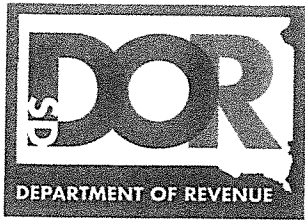
(DEFENDANT)

You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
87 Sherman Street
Deadwood, SD 57732

Dated the 13th day of October 2021


Susan Christian
Executive Secretary
South Dakota Commission on Gaming
87 Sherman Street
Deadwood, SD 57732
(605) 578-3074



SOUTH DAKOTA COMMISSION ON GAMING

445 E. Capital Avenue • Pierre, SD 57501
(605) 773-6051 • dor.sd.gov/gaming

NOTICE OF HEARING

Notice is hereby given that an administrative hearing will be held before the South Dakota Commission on Gaming on Wednesday, December 15, 2021, at 9:00 o'clock a.m. MST in the City Commission Chambers in the Deadwood City Hall, 102 Sherman Street, Deadwood, South Dakota.

The purpose of this hearing is to take action on Initial Complaint SDCG# 21-10-036-BS which alleges grounds for disciplinary action as a result of accepting a Sports wagering bet in excess of the maximum allowed under South Dakota Codified Law. The hearing is held under the authority and jurisdiction of ARSD 20:18:10:01, 20:18:10:05 and 20:18:35:04 and SDCL Chapter 1-26, 42-7B-14, and 42-7B-32.

The following statute(s), among others, may be considered by the commission during the hearing: SDCL 42-7B-14.

Copies of the statutes and rules cited above are available at the Commission on Gaming office at 87 Sherman Street, Deadwood SD, or the Commission's website www.dor.sd.gov/gaming.

The matter to be asserted is that on September 18, 2021 you accepted a single bet in the amount of \$3,000.00 on the NFL game between the Tampa Bay Buccaneers and the Atlanta Falcons.

As a result of this hearing the Commission may revoke or suspend all gaming licenses held by you and/or impose a monetary penalty not to exceed \$100,000.00 for each violation.

This is an adversary proceeding and will be conducted as a "contested case" in accordance with SDCL Chapter 1-26. You have the right to be present at the hearing, to be represented by a lawyer, to call witnesses to testify on your behalf and to question witnesses that testify against you. These and other due process rights will be forfeited if they are not exercised at the hearing.

If the amount in controversy exceeds Two Thousand Five Hundred dollars (\$2,500.00) or if a property right may be terminated any party may require the Commission to use the South Dakota Office of Hearing Examiners by giving notice to the Commission no later than 10 days after service of this Notice of Hearing, which is issued pursuant to SDCL 1-26-17.

Any decision of the Commission may be appealed to the Circuit Court and the Supreme Court as provided by law.

Dated the 9th day of November, 2021

A handwritten signature in cursive script, reading "Susan Christian".

Susan Christian, CIA

Executive Secretary

South Dakota Commission on Gaming

445 E. Capital Avenue

Pierre, SD, 57501

CERTIFICATE OF SERVICE

I, Susan Christian, do hereby certify that I served a copy of the foregoing Notice of Hearing upon:

B.Y. Development, Inc.

C/O Paul Bradsky

927 Main Street

Rapid City, SD 577010-2639

By USPS Certified Mail with postage prepaid on the 9th day of November 2021



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

South Dakota Commission)	
on Gaming)	
)	
<i>Plaintiff,</i>	)	Initial Complaint Filed
	)	Pursuant to
Vs.	)	ARSD 20:18:10:01
)	
B.Y. Development, Inc.)	
DBA Cadillac Jack's	)	Complaint # 21-10-036-BS
SDCG Lic. # 0196-OP)	
)	
<i>Defendant.</i>)	

The Complaint is made against the following Licensee:

B.Y. Development, Inc.
DBA Cadillac Jack's
360 Main St.
Deadwood, SD 57732

Generally, Licensee has engaged in conduct constituting grounds for disciplinary action pursuant to 20:18:09:01. The conduct complained against is as follows:

On September 18, 2021 the licensee accepted an initial bet of \$ 3000.00 on a game between the Tampa Bay Buccaneers and Atlanta Falcons. The licensee violated South Dakota Codified Law 42-7B-14 when they allowed a customer to place an initial bet, in excess of \$1000.00.

SDCL 42-7B-14 - Maximum Amount of Bets.

The maximum amount of an initial bet or subsequent bet on all games subject to this chapter is one thousand dollars.

Source: SL 1989, ch 374, § 12; SL 1993, ch 320, §§ 5A, 5B, 5C rejected by referendum Sept. 14, 1993; Initiated Measure No. 1, approved Nov. 7, 2000, eff. Nov. 16, 2000; SL 2012, ch 206, § 1.

Name of complaint: Brian Swets
Address: 87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint.

Brian Swets
87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

David Main – Head of US Sports Trading
Bet MGM
210 Hudson Street Suite 602
Jersey City, NJ 07311
(609) 248-9531

Tanner Shoup
SDCG Lic. # 8254-16-KY

Warrner Zellner
SDCG Lic. # 7370-09-SP

NOTICE TO:

B.Y. Development, Inc.
C/O Paul J. Bradsky, Registered Agent
927 Main Street
Rapid City, SD 57701-2639

(DEFENDANT)

You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051

Dated the 18th day of October, 2021



South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051



SOUTH DAKOTA COMMISSION ON GAMING

445 E. Capital Avenue • Pierre, SD 57501
(605) 773-6051 • dor.sd.gov/gaming

NOTICE OF HEARING

Notice is hereby given that an administrative hearing will be held before the South Dakota Commission on Gaming on Wednesday, December 15, 2021, at 9:00 o'clock a.m. MST in the City Commission Chambers in the Deadwood City Hall, 102 Sherman Street, Deadwood, South Dakota.

The purpose of this hearing is to take action on Initial Complaint SDCG# 21-10-039-BS which alleges grounds for disciplinary action as a result of accepting a Sports wagering bet in excess of the maximum allowed under South Dakota Codified Law. The hearing is held under the authority and jurisdiction of ARSD 20:18:10:01, 20:18:10:05 and 20:18:35:04 and SDCL Chapter 1-26, 42-7B-14, and 42-7B-32.

The following statute(s), among others, may be considered by the commission during the hearing: SDCL 42-7B-14.

Copies of the statutes and rules cited above are available at the Commission on Gaming office at 87 Sherman Street, Deadwood SD, or the Commission's website www.dor.sd.gov/gaming.

The matter to be asserted is that on September 20, 2021 you accepted a single bet in the amount of \$1,300.00 on the NFL game between the Detroit Lions and the Green Bay Packers.

As a result of this hearing the Commission may revoke or suspend all gaming licenses held by you and/or impose a monetary penalty not to exceed \$100,000.00 for each violation.

This is an adversary proceeding and will be conducted as a "contested case" in accordance with SDCL Chapter 1-26. You have the right to be present at the hearing, to be represented by a lawyer, to call witnesses to testify on your behalf and to question witnesses that testify against you. These and other due process rights will be forfeited if they are not exercised at the hearing.

If the amount in controversy exceeds Two Thousand Five Hundred dollars (\$2,500.00) or if a property right may be terminated any party may require the Commission to use the South Dakota Office of Hearing Examiners by giving notice to the Commission no later than 10 days after service of this Notice of Hearing, which is issued pursuant to SDCL 1-26-17.

Any decision of the Commission may be appealed to the Circuit Court and the Supreme Court as provided by law.

Dated the 9th day of November, 2021

A handwritten signature in cursive script that reads "Susan Christian". The signature is written in black ink and is positioned above the printed name and title.

Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming
445 E. Capital Avenue
Pierre, SD, 57501

CERTIFICATE OF SERVICE

I, Susan Christian, do hereby certify that I served a copy of the foregoing Notice of Hearing upon:

B.Y. Development, Inc.
C/O Paul Bradsky
927 Main Street
Rapid City, SD 577010-2639

By USPS Certified Mail with postage prepaid on the 9th day of November 2021



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

South Dakota Commission)	
on Gaming)	
)	
<i>Plaintiff,</i>	)	Initial Complaint Filed
	)	Pursuant to
Vs.	)	ARSD 20:18:10:01
)	
B.Y. Development, Inc.)	
DBA Cadillac Jack's	)	Complaint # 21-10-039-BS
SDCG Lic. # 0196-OP)	
)	
<i>Defendant.</i>)	

The Complaint is made against the following Licensee:

B.Y. Development, Inc.
DBA Cadillac Jack's
360 Main St.
Deadwood, SD 57732

Generally, Licensee has engaged in conduct constituting grounds for disciplinary action pursuant to 20:18:09:01. The conduct complained against is as follows:

On September 20, 2021 the licensee accepted an initial bet of \$ 1,300 on a game between the Detroit Lions and Green Bay Packers. The licensee violated South Dakota Codified Law 42-7B-14 when they allowed a customer to place an initial bet, in excess of \$1000.00.

SDCL 42-7B-14 - Maximum Amount of Bets.

The maximum amount of an initial bet or subsequent bet on all games subject to this chapter is one thousand dollars.

Source: SL 1989, ch 374, § 12; SL 1993, ch 320, §§ 5A, 5B, 5C rejected by referendum Sept. 14, 1993; Initiated Measure No. 1, approved Nov. 7, 2000, eff. Nov. 16, 2000; SL 2012, ch 206, § 1.

Name of complaint: Brian Swets
Address: 87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint:

Brian Swets
87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

David Main – Head of US Sports Trading
Bet MGM
210 Hudson Street Suite 602
Jersey City, NJ 07311
(609) 248-9531

Joseph Gasper III
SDCG Lic. # 11138-19-KY

Justine Daniels
SDCG Lic. # 11470-19-SP

NOTICE TO:

B.Y. Development, Inc.
C/O Paul J. Bradsky, Registered Agent
927 Main Street
Rapid City, SD 57701-2639

(DEFENDANT)

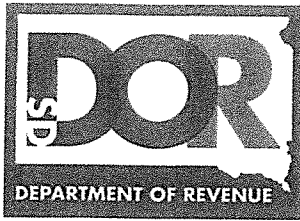
You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051

Dated the 18th day of October, 2021

A handwritten signature in cursive script, appearing to read "Susan Christian", written over a horizontal line.

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051



SOUTH DAKOTA COMMISSION ON GAMING

445 E. Capital Avenue • Pierre, SD 57501
(605) 773-6051 • dor.sd.gov/gaming

NOTICE OF HEARING

Notice is hereby given that an administrative hearing will be held before the South Dakota Commission on Gaming on Wednesday, December 15, 2021, at 9:00 o'clock a.m. MST in the City Commission Chambers in the Deadwood City Hall, 102 Sherman Street, Deadwood, South Dakota.

The purpose of this hearing is to take action on Initial Complaint SDCG# 21-10-40-BS which alleges grounds for disciplinary action as a result of accepting a Sports wagering bet in excess of the maximum allowed under South Dakota Codified Law. The hearing is held under the authority and jurisdiction of ARSD 20:18:10:01, 20:18:10:05 and 20:18:35:04 and SDCL Chapter 1-26, 42-7B-14, and 42-7B-32.

The following statute(s), among others, may be considered by the commission during the hearing: SDCL 42-7B-14.

Copies of the statutes and rules cited above are available at the Commission on Gaming office at 87 Sherman Street, Deadwood SD, or the Commission's website www.dor.sd.gov/gaming.

The matter to be asserted is that on September 18, 2021 you allowed a single bet to be placed and accepted at Cadillac Jack's in the amount of \$3,000.00.

As a result of this hearing the Commission may revoke or suspend all gaming licenses held by you and/or impose a monetary penalty not to exceed \$100,000.00 for each violation.

This is an adversary proceeding and will be conducted as a "contested case" in accordance with SDCL Chapter 1-26. You have the right to be present at the hearing, to be represented by a lawyer, to call witnesses to testify on your behalf and to question witnesses that testify against you. These and other due process rights will be forfeited if they are not exercised at the hearing.

If the amount in controversy exceeds Two Thousand Five Hundred dollars (\$2,500.00) or if a property right may be terminated any party may require the Commission to use the South Dakota Office of Hearing Examiners by giving notice to the Commission no later than 10 days after service of this Notice of Hearing, which is issued pursuant to SDCL 1-26-17.

Any decision of the Commission may be appealed to the Circuit Court and the Supreme Court as provided by law.

Dated the 10th day of November, 2021

A handwritten signature in cursive script that reads "Susan Christian".

Susan Christian, CIA

Executive Secretary

South Dakota Commission on Gaming

445 E. Capital Avenue

Pierre, SD, 57501

CERTIFICATE OF SERVICE

I, Susan Christian, do hereby certify that I served a copy of the foregoing Notice of Hearing upon:

Corporation Service Company

503 S. Pierre Street

Pierre, SD 57501

By USPS Certified Mail with postage prepaid on the 10th day of November 2021



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

South Dakota Commission)	
on Gaming)	
)	
<i>Plaintiff,</i>	)	Initial Complaint Filed
	)	Pursuant to
Vs.	)	ARSD 20:18:10:01
)	
BetMGM, LLC)	
210 Hudson Street, Suite 602	)	Complaint # 21-10-40-BS
Jersey City, NJ 07311)	
SDCG Lic. # 12269-SW)	
)	
<i>Defendant.</i>)	

The Complaint is made against the following Licensee:

BetMGM, LLC
210 Hudson Street, Suite 602
Jersey City, NJ 07311
SDCG Lic. # 12269-SW

Generally, Licensee has engaged in conduct constituting grounds for disciplinary action pursuant to 20:18:09:01. The conduct complained against is as follows:

On September 18, 2021 the licensee accepted an initial bet of \$ 3000.00 on a game between the Tampa Bay Buccaneers and Atlanta Falcons. The licensee violated South Dakota Codified Law 42-7B-14 when they allowed a customer to place an initial bet, in excess of \$1000.00.

SDCL 42-7B-14 - Maximum Amount of Bets.

The maximum amount of an initial bet or subsequent bet on all games subject to this chapter is one thousand dollars.

Source: SL 1989, ch 374, § 12; SL 1993, ch 320, §§ 5A, 5B, 5C rejected by referendum Sept. 14, 1993; Initiated Measure No. 1, approved Nov. 7, 2000, eff. Nov. 16, 2000; SL 2012, ch 206, § 1.

Name of complaint: Brian Swets
Address: 87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint:

Brian Swets
87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

David Main – Head of US Sports Trading
Bet MGM
210 Hudson Street Suite 602
Jersey City, NJ 07311
(609) 248-9531

Tanner Shoup
SDCG Lic. # 8254-16-KY

Warrner Zellner
SDCG Lic. # 7370-09-SP

NOTICE TO:

Corporation Service Company
503 S Pierre St
Pierre, SD 57501-4522

(DEFENDANT)

You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051

Dated the 18th day of October, 2021



South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051



SOUTH DAKOTA COMMISSION ON GAMING

445 E. Capital Avenue • Pierre, SD 57501
(605) 773-6051 • dor.sd.gov/gaming

NOTICE OF HEARING

Notice is hereby given that an administrative hearing will be held before the South Dakota Commission on Gaming on Wednesday, December 15, 2021, at 9:00 o'clock a.m. MST in the City Commission Chambers in the Deadwood City Hall, 102 Sherman Street, Deadwood, South Dakota.

The purpose of this hearing is to take action on Initial Complaint SDCG# 21-10-51-BS which alleges grounds for disciplinary action as a result of accepting a Sports wagering bet in excess of the maximum allowed under South Dakota Codified Law. The hearing is held under the authority and jurisdiction of ARSD 20:18:10:01, 20:18:10:05 and 20:18:35:04 and SDCL Chapter 1-26, 42-7B-14, and 42-7B-32.

The following statute(s), among others, may be considered by the commission during the hearing: SDCL 42-7B-14.

Copies of the statutes and rules cited above are available at the Commission on Gaming office at 87 Sherman Street, Deadwood SD, or the Commission's website www.dor.sd.gov/gaming.

The matter to be asserted is that on September 19, 2021 you allowed a single bet to be placed and accepted at Tin Lizzie in the amount of \$1,500.00.

As a result of this hearing the Commission may revoke or suspend all gaming licenses held by you and/or impose a monetary penalty not to exceed \$100,000.00 for each violation.

This is an adversary proceeding and will be conducted as a "contested case" in accordance with SDCL Chapter 1-26. You have the right to be present at the hearing, to be represented by a lawyer, to call witnesses to testify on your behalf and to question witnesses that testify against you. These and other due process rights will be forfeited if they are not exercised at the hearing.

If the amount in controversy exceeds Two Thousand Five Hundred dollars (\$2,500.00) or if a property right may be terminated any party may require the Commission to use the South Dakota Office of Hearing Examiners by giving notice to the Commission no later than 10 days after service of this Notice of Hearing, which is issued pursuant to SDCL 1-26-17.

Any decision of the Commission may be appealed to the Circuit Court and the Supreme Court as provided by law.

Dated the 10th day of November, 2021

A handwritten signature in black ink, appearing to read "Susan Christian". The signature is fluid and cursive, with the first name "Susan" and last name "Christian" clearly distinguishable.

Susan Christian, CIA

Executive Secretary

South Dakota Commission on Gaming

445 E. Capital Avenue

Pierre, SD, 57501

CERTIFICATE OF SERVICE

I, Susan Christian, do hereby certify that I served a copy of the foregoing Notice of Hearing upon:

Corporation Service Company

503 S. Pierre Street

Pierre, SD 57501

By USPS Certified Mail with postage prepaid on the 10th day of November 2021



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

South Dakota Commission)	
on Gaming)	
)	
<i>Plaintiff,</i>	)	Initial Complaint Filed
	)	Pursuant to
Vs.	)	ARSD 20:18:10:01
)	
Bet MGM, LLC)	
210 Hudson Street, Suite 602	)	Complaint # 21-10-051-BS
Jersey City, NJ 07311)	
SDCG Lic. # 0199-OP)	
<i>Defendant.</i>)	

The Complaint is made against the following Licensee:

BetMGM, LLC
210 Hudson Street, Suite 602
Jersey City, NJ 07311
SDCG Lic. # 12269-SW

Generally, Licensee has engaged in conduct constituting grounds for disciplinary action pursuant to 20:18:09:01. The conduct complained against is as follows:

On September 19, 2021 the licensee accepted a Parley bet on the Philadelphia Eagles and Miami Dolphins for \$1,500.00 The licensee violated South Dakota Codified Law 42-7B-14 when they allowed a customer to place an initial bet, in excess of \$1000.00.

SDCL 42-7B-14 - Maximum Amount of Bets.

The maximum amount of an initial bet or subsequent bet on all games subject to this chapter is one thousand dollars.

Source: SL 1989, ch 374, § 12; SL 1993, ch 320, §§ 5A, 5B, 5C rejected by referendum Sept. 14, 1993; Initiated Measure No. 1, approved Nov. 7, 2000, eff. Nov. 16, 2000; SL 2012, ch 206, § 1.

Name of complaint: Brian Swets
Address: 87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint.

Brian Swets
87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

David Main – Head of US Sports Trading
Bet MGM
210 Hudson Street Suite 602
Jersey City, NJ 07311
(609) 248-9531

Joshua Thurmes
SDCG Lic. # 8227-14-KY

Sarah Stone
SDCG Lic # 12101-SP

David Knight
SDCG Lic. # 11980-20-KY

NOTICE TO:

Corporation Service Company
503 S Pierre St
Pierre, SD 57501-4522

(DEFENDANT)

You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051

Dated the 20th day of October, 2021

A handwritten signature in cursive script that reads "Susan Christian".

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051



SOUTH DAKOTA COMMISSION ON GAMING

445 E. Capital Avenue • Pierre, SD 57501
(605) 773-6051 • dor.sd.gov/gaming

NOTICE OF HEARING

Notice is hereby given that an administrative hearing will be held before the South Dakota Commission on Gaming on Wednesday, December 15, 2021, at 9:00 o'clock a.m. MST in the City Commission Chambers in the Deadwood City Hall, 102 Sherman Street, Deadwood, South Dakota.

The purpose of this hearing is to take action on Initial Complaint SDCG# 21-10-41-BS which alleges grounds for disciplinary action as a result of accepting a Sports wagering bet in excess of the maximum allowed under South Dakota Codified Law. The hearing is held under the authority and jurisdiction of ARSD 20:18:10:01, 20:18:10:05 and 20:18:35:04 and SDCL Chapter 1-26, 42-7B-14, and 42-7B-32.

The following statute(s), among others, may be considered by the commission during the hearing: SDCL 42-7B-14.

Copies of the statutes and rules cited above are available at the Commission on Gaming office at 87 Sherman Street, Deadwood SD, or the Commission's website www.dor.sd.gov/gaming.

The matter to be asserted is that on September 20, 2021 you allowed a single bet to be placed and accepted at Cadillac Jack's in the amount of \$1,300.00.

As a result of this hearing the Commission may revoke or suspend all gaming licenses held by you and/or impose a monetary penalty not to exceed \$100,000.00 for each violation.

This is an adversary proceeding and will be conducted as a "contested case" in accordance with SDCL Chapter 1-26. You have the right to be present at the hearing, to be represented by a lawyer, to call witnesses to testify on your behalf and to question witnesses that testify against you. These and other due process rights will be forfeited if they are not exercised at the hearing.

If the amount in controversy exceeds Two Thousand Five Hundred dollars (\$2,500.00) or if a property right may be terminated any party may require the Commission to use the South Dakota Office of Hearing Examiners by giving notice to the Commission no later than 10 days after service of this Notice of Hearing, which is issued pursuant to SDCL 1-26-17.

Any decision of the Commission may be appealed to the Circuit Court and the Supreme Court as provided by law.

Dated the 10th day of November, 2021



Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming
445 E. Capital Avenue
Pierre, SD, 57501

CERTIFICATE OF SERVICE

I, Susan Christian, do hereby certify that I served a copy of the foregoing Notice of Hearing upon:

Corporation Service Company
503 S. Pierre Street
Pierre, SD 57501

By USPS Certified Mail with postage prepaid on the 10th day of November 2021



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

South Dakota Commission)	
on Gaming)	
)	
<i>Plaintiff,</i>	)	Initial Complaint Filed
	)	Pursuant to
Vs.	)	ARSD 20:18:10:01
)	
BetMGM, LLC)	
210 Hudson Street, Suite 602	)	Complaint # 21-10-041-BS
Jersey City, NJ 07311)	
SDCG Lic. # 12269-SW)	
)	
<i>Defendant.</i>)	

The Complaint is made against the following Licensee:

BetMGM, LLC
210 Hudson Street, Suite 602
Jersey City, NJ 07311
SDCG Lic. # 12269-SW

Generally, Licensee has engaged in conduct constituting grounds for disciplinary action pursuant to 20:18:09:01. The conduct complained against is as follows:

On September 20, 2021 the licensee accepted an initial bet of \$ 1,300 on a game between the Green Bay Packers and Detroit Lions. The licensee violated South Dakota Codified Law 42-7B-14 when they allowed a customer to place an initial bet, in excess of \$1000.00.

SDCL 42-7B-14 - Maximum Amount of Bets.

The maximum amount of an initial bet or subsequent bet on all games subject to this chapter is one thousand dollars.

Source: SL 1989, ch 374, § 12; SL 1993, ch 320, §§ 5A, 5B, 5C rejected by referendum Sept. 14, 1993; Initiated Measure No. 1, approved Nov. 7, 2000, eff. Nov. 16, 2000; SL 2012, ch 206, § 1.

Name of complaint: Brian Swets
Address: 87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint.

Brian Swets
87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

David Main – Head of US Sports Trading
Bet MGM
210 Hudson Street Suite 602
Jersey City, NJ 07311
(609) 248-9531

Joseph Gasper III
SDCG Lic. # 11138-19-KY

Justine Daniels
SDCG Lic. # 11470-19-SP

NOTICE TO:

Corporation Service Company
503 S Pierre St
Pierre, SD 57501-4522

(DEFENDANT)

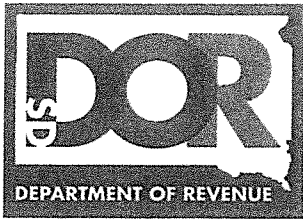
You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051

Dated the 18th day of October, 2021

A handwritten signature in cursive script, appearing to read "Susan Christian", is written over a horizontal line.

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051



SOUTH DAKOTA COMMISSION ON GAMING

445 E. Capital Avenue • Pierre, SD 57501
(605) 773-6051 • dor.sd.gov/gaming

NOTICE OF HEARING

Notice is hereby given that an administrative hearing will be held before the South Dakota Commission on Gaming on Wednesday, December 15, 2021, at 9:00 o'clock a.m. MST in the City Commission Chambers in the Deadwood City Hall, 102 Sherman Street, Deadwood, South Dakota.

The purpose of this hearing is to take action on Initial Complaint SDCG# 21-10-057-CS which alleges grounds for disciplinary action as a result accepting multiple sports wagering bets for a wager type that was not authorized by the South Dakota Commission on Gaming. The hearing is held under the authority and jurisdiction of ARSD 20:18:10:01, 20:18:10:05 and 20:18:35:04 and SDCL Chapter 1-26, 42-7B-14, and 42-7B-32.

The following statute(s), among others, may be considered by the commission during the hearing: SDCL 42-7B-4(46) and ARSD 20:18:35:04.

Copies of the statutes and rules cited above are available at the Commission on Gaming office at 87 Sherman Street, Deadwood SD, or the Commission's website www.dor.sd.gov/gaming.

The matter to be asserted is that on October 26, 2021 you accepted seven (7) sports wagers for a wager type that was not authorized by the South Dakota Commission on Gaming.

As a result of this hearing the Commission may revoke or suspend all gaming licenses held by you and/or impose a monetary penalty not to exceed \$100,000.00 for each violation.

This is an adversary proceeding and will be conducted as a "contested case" in accordance with SDCL Chapter 1-26. You have the right to be present at the hearing, to be represented by a lawyer, to call witnesses to testify on your behalf and to question witnesses that testify against you. These and other due process rights will be forfeited if they are not exercised at the hearing.

If the amount in controversy exceeds Two Thousand Five Hundred dollars (\$2,500.00) or if a property right may be terminated any party may require the Commission to use the South Dakota Office of Hearing Examiners by giving notice to the Commission no later than 10 days after service of this Notice of Hearing, which is issued pursuant to SDCL 1-26-17.

Any decision of the Commission may be appealed to the Circuit Court and the Supreme Court as provided by law.

Dated the 9th day of November, 2021

A handwritten signature in cursive script, appearing to read "Susan Christian", with a long horizontal flourish extending to the right.

Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming
445 E. Capital Avenue
Pierre, SD, 57501

CERTIFICATE OF SERVICE

I, Susan Christian, do hereby certify that I served a copy of the foregoing Notice of Hearing upon:

Kasey L Oliver
6210 South Lyncrest Avenue
Sioux Falls, SD 57108 USA

By USPS Certified Mail with postage prepaid on the 9th day of November 2021

STATE OF SOUTH DAKOTA
DEPARTMENT OF REVENUE AND REGULATION
SOUTH DAKOTA COMMISSION ON GAMING

South Dakota)	
Commission on Gaming)	
)	
Plaintiff,	)	Initial Complaint Filed
	)	Pursuant to ARSD 20:18:10:01
Vs.)	
)	
ZCN, LLC (Deadwood Mountain Grand)	)	SDCG Case # 21-10-057-CS
SDCG Lic. #11382-OP)	
Defendant.)	

Generally, licensee has engaged in conduct constituting grounds for disciplinary action. The conduct complained against is as follows:

- Deadwood Mountain Grand allowed seven (7) sport wagering "Futures" bets to be placed on MLB World Series on October 26, 2021. That wager type is not a part of the Sporting Event and Wagering Catalog as approved by the Commission during their September 8, 2021 Commission meeting.

This conduct violates ARSD 20:18:35:04 which states (*emphasis added*);

20:18:35:04. Authorized and prohibited events and wager types. *Before any licensee or sports wagering services provider may accept sports bets on an event category or sports bets of a particular wager type, the event category or wager type must be approved by the commission.*

Prior to offering exchange wagering a licensee or sports wagering services provider must obtain approval from the commission. The rake taken on such wagers shall be subject to the wagering taxes pursuant to SDCL 42-7B-28, 42-7B-28.1 and 42-7B-28.2 as are paid on sports wagering net receipts.

Source: 48 SDR 14, effective August 22, 2021.

General Authority: SDCL 42-7B-7, 42-7B-11(13).

Law Implemented: SDCL 42-7B-2.1(1), 42-7B-43.

20:18:09:01. Grounds for disciplinary action. The following acts or omissions are grounds for disciplinary action;

(9) Failure to comply with or make provision for compliance with all federal, state, and local laws, rules, regulations, and ordinances, including payment of license fees, sales taxes, use taxes, federal, state, and local income taxes, withholding and payroll taxes, liquor and license fees, and antitrust and monopoly statutes;

Dated this 28th day of October 2021

Name of complainant: Craig Sparrow

Address - 87 Sherman St
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint.

Craig Sparrow – Deputy Exec. Secretary
South Dakota Commission on Gaming
87 Sherman St
Deadwood, SD 57732

NOTICE TO:

Kasey L. Olivier
6210 S LYNCREST AVENUE
SIOUX FALLS, SD 57108 USA

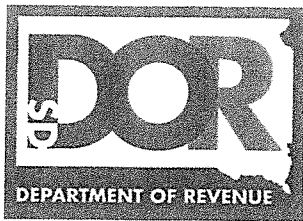
(DEFENDANT)

You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

Susan Christian - Executive Secretary
South Dakota Commission on Gaming
445 E Capitol Ave.
Pierre, SD 57501

Dated the 2nd day of November, 2021





SOUTH DAKOTA COMMISSION ON GAMING

445 E. Capital Avenue • Pierre, SD 57501
(605) 773-6051 • dor.sd.gov/gaming

NOTICE OF HEARING

Notice is hereby given that an administrative hearing will be held before the South Dakota Commission on Gaming on Wednesday, December 15, 2021, at 9:00 o'clock a.m. MST in the City Commission Chambers in the Deadwood City Hall, 102 Sherman Street, Deadwood, South Dakota.

The purpose of this hearing is to take action on Initial Complaint SDCG# 21-10-056-CS which alleges grounds for disciplinary action as a result wagers being accepted at the Deadwood Mountain Grand Kiosks and sports wagering window that were not approved by the South Dakota Commission on Gaming. The hearing is held under the authority and jurisdiction of ARSD 20:18:10:01, 20:18:10:05 and 20:18:35:04 and SDCL Chapter 1-26, 42-7B-14, and 42-7B-32.

The following statute(s), among others, may be considered by the commission during the hearing: SDCL 42-7B-14.

Copies of the statutes and rules cited above are available at the Commission on Gaming office at 87 Sherman Street, Deadwood SD, or the Commission's website www.dor.sd.gov/gaming.

The matter to be asserted is that on October 26, 2021 due to incorrect set up and programming patrons were able to place wager types that were not approved by the South Dakota Commission on Gaming.

As a result of this hearing the Commission may revoke or suspend all gaming licenses held by you and/or impose a monetary penalty not to exceed \$100,000.00 for each violation.

This is an adversary proceeding and will be conducted as a "contested case" in accordance with SDCL Chapter 1-26. You have the right to be present at the hearing, to be represented by a lawyer, to call witnesses to testify on your behalf and to question witnesses that testify against you. These and other due process rights will be forfeited if they are not exercised at the hearing.

If the amount in controversy exceeds Two Thousand Five Hundred dollars (\$2,500.00) or if a property right may be terminated any party may require the Commission to use the South Dakota Office of Hearing Examiners by giving notice to the Commission no later than 10 days after service of this Notice of Hearing, which is issued pursuant to SDCL 1-26-17.

Any decision of the Commission may be appealed to the Circuit Court and the Supreme Court as provided by law.

Dated the 17th day of November, 2021

A handwritten signature in black ink, appearing to read "Susan Christian". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming
445 E. Capital Avenue
Pierre, SD, 57501

CERTIFICATE OF SERVICE

I, Susan Christian, do hereby certify that I served a copy of the foregoing Notice of Hearing upon:

CT Corporation System
ATTN: Pam Matthews, IGT Director of Regulatory Compliance
319 S. Coteau Street
Pierre, SD, 57501-3187 USA

By USPS Certified Mail with postage prepaid on the 17th day of November 2021

STATE OF SOUTH DAKOTA
DEPARTMENT OF REVENUE AND REGULATION
SOUTH DAKOTA COMMISSION ON GAMING

South Dakota)	
Commission on Gaming)	
)	
Plaintiff,	)	Initial Complaint Filed
	)	Pursuant to ARSD 20:18:10:01
Vs.)	
)	
IGT	)	SDCG Case # 21-10-056-CS
SDCG Lic. #12241-21-SW)	
Defendant.)	

Generally, licensee has engaged in conduct constituting grounds for disciplinary action. The conduct complained against is as follows:

- As the result of the programing and/or setup of the kiosks and live wagering terminals at the Deadwood Mountain Grand, seven (7) sport wagering "Futures" bets were allowed to be placed on MLB World Series on October 26, 2021. That wager type is not a part of the Sporting Event and Wagering Catalog as approved by the Commission during their September 8, 2021 Commission meeting.

This conduct violates ARSD 20:18:35:04 which states (*emphasis added*);

20:18:35:04. Authorized and prohibited events and wager types. *Before any licensee or sports wagering services provider may accept sports bets on an event category or sports bets of a particular wager type, the event category or wager type must be approved by the commission.*

Prior to offering exchange wagering a licensee or sports wagering services provider must obtain approval from the commission. The rake taken on such wagers shall be subject to the wagering taxes pursuant to SDCL 42-7B-28, 42-7B-28.1 and 42-7B-28.2 as are paid on sports wagering net receipts.

Source: 48 SDR 14, effective August 22, 2021.

General Authority: SDCL 42-7B-7, 42-7B-11(13).

Law Implemented: SDCL 42-7B-2.1(1), 42-7B-43.

20:18:09:01. Grounds for disciplinary action. The following acts or omissions are grounds for disciplinary action;

(9) Failure to comply with or make provision for compliance with all federal, state, and local laws, rules, regulations, and ordinances, including payment of license fees, sales taxes, use taxes, federal, state, and local income taxes, withholding and payroll taxes, liquor and license fees, and antitrust and monopoly statutes;

Dated this 28th day of October 2021

Name of complainant: Craig Sparrow

Address - 87 Sherman St
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint.

Craig Sparrow – Deputy Exec. Secretary
South Dakota Commission on Gaming
87 Sherman St
Deadwood, SD 57732

NOTICE TO:

C T CORPORATION SYSTEM
319 S. COTEAU ST
PIERRE, SD 57501-3187 USA

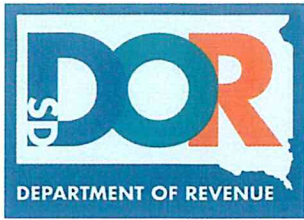
(DEFENDANT)

You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

Susan Christian - Executive Secretary
South Dakota Commission on Gaming
445 E Capitol Ave.
Pierre, SD 57501

Dated the 2nd day of November, 2021





SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

UNAPPROVED MINUTES

**South Dakota Commission on Gaming
Proposed Amendments to Rules Hearing, Administrative Hearing,
and Quarterly Business Meeting
City Hall, Deadwood, South Dakota**

MINUTES

September 8, 2021

At 9:00 a.m. the meeting was called to order. Commissioner Karen Wagner, Commissioner Karl Fischer, Commissioner Bob Goetz, Commissioner Spencer Hawley, and Commissioner Mike Wordeman were present. Staff members present for the meeting were Mike Shaw, Commission Attorney; Doug Abraham, Commission Attorney; Susan Christian, Executive Secretary; Craig Sparrow, Deputy Executive Secretary; Mark Hetzel, Enforcement Agent; and Phil Schlieff, IT Specialist.

The meeting was called to order by Commissioner Wagner at 9:00 a.m. a roll call was taken, and a quorum was present.

Commissioner Goetz	Aye
Commissioner Fischer	Aye
Commissioner Hawley	Aye
Commissioner Wordeman	Aye
Commissioner Wagner	Aye

Conflicts of Interest Disclosure

On a roll call no conflicts of interest were disclosed.

Commissioner Goetz	Nay
Commissioner Fischer	Nay
Commissioner Hawley	Nay
Commissioner Wordeman	Nay
Commissioner Wagner	Nay

Administrative Hearing

The court reporter for the hearing was Veronica Fish. The following case was scheduled to be heard:

- SDCG vs. Kevin Gabert

Kevin Gabert

The purpose of the hearing is that a complaint was filed alleging that the Defendant stole one (1) one-hundred-dollar bill from Cadillac Jack's on July 15, 2021 while performing the duties of cashier, which is a violation of ARSD 20:18:08:02. Mr. Gabert was present for the hearing. Staff is recommending revocation of his license. The decision on this matter was deferred to Executive Session.

This concludes the hearing.

A brief recess was taken at 9:38 a.m. and the meeting resumed at 9:40 a.m.

Proposed Rule Amendments

Gaming Rules: 20:18:16:15.23, 20:18:35:01, 20:18:35:18, 20:18:35.01:03, 20:18:35.01:12, 20:18:35.01:05, 20:18:35:05.01, 20:18:36:18, 20:18:26:27, 20:18:36:27.01, 20:18:36:36

20:18:16:15.23 Variations of the play-Dakota Duel Draw

Commissioner Wordeman made a motion to adopt the proposed rule amendment. Commissioner Hawley seconded the motion which carried unanimously.

The following rules were adopted at the July rules hearing meeting and the proposed amendments are to provide clarity and to follow the recommendations from Legislative Research Council Code Counsel.

20:18:35:01 Definitions

20:18:35:18 Tournaments, contests, and pools

20:18:35.01:03 Certification Testing

20:18:35.01:12 Test accounts

20:18:35.01:05 Winning wagers and vouchers

20:18:35:05.01 Vouchers-System recording requirements

20:18:36:18 Account credits and deposits

20:18:26:27 Suspension and restoration of accounts

20:18:36:27.01 Suspension of account

20:18:36:36 Securing payment methods

Commissioner Fischer made a motion to adopt the proposed rules as amended by Legislative Research Council. Commissioner Wordeman seconded the motion which carried unanimously.

General Meeting

Commissioner Wagner called the general meeting to order at 9:54 a.m.

Adoption of Quarterly Business Meeting Agenda

There were two changes to the agenda

- 1) Department of Revenue Secretary Jim Terwilliger will not be attending the meeting
- 2) Deadwood licensing matters to add a form (page 117)

Commissioner Goetz made a motion to adopt the agenda with the changes. Commissioner Fischer seconded the motion which carried unanimously.

July 7, 2021 Special Meeting

Commissioner Hawley made a motion to adopt the minutes as drafted for the July 7, 2021 special meeting. Commissioner Goetz seconded the motion which carried unanimously.

July 14, 2021 Rules Hearing Special Meeting

Commissioner Fischer made a motion to adopt the minutes as drafted for the July 14, 2021 rules hearing special meeting. Commissioner Goetz seconded the motion which carried unanimously.

Old Business

There was no old business to be discussed.

Comments Executive Secretary

Susan Christian, Executive Secretary, gave brief comments on the following: what we have before us in the agenda and the meeting packet is the cumulative effect of everything that has been going on since it was voted on and passed to amend 42-7B to allow sports wagering in the City of Deadwood; the staff has been working very hard and diligently to meet the requests of the industry; looking forward to the initial start and the continued cooperation between the industry our staff and the Commission; and it has been a learning experience and we will continue to learn and evolve.

Stipulation of Assurance and Voluntary Compliance

DHIH, LLC dba Hickok's

A monetary penalty of \$500.00 to be paid not later than July 15, 2021 was imposed for a complaint that was filed alleging that the Defendant engaged in conduct constituting grounds for disciplinary action by receiving a payment to secure a 16% ownership of DHIH, LLC prior to the Commission approving the gaming contract and before the purchasing party had been licensed. An informal consultation was held, and licensee agreed to the penalty and the fine was received on August 30, 2021.

Commissioner Fischer made a motion to accept the Stipulation of Assurance and Voluntary Compliance and imposed penalty. Commissioner Goetz seconded the motion which carried unanimously.

Sean Gray

A monetary penalty of \$300.00 to be paid not later than July 19, 2021 was imposed for a complaint that was filed alleging that the Defendant engaged in conduct constituting grounds for disciplinary action by failing to burn an exposed card as required per ARSD 20:18:15:28 and failure to notify the Executive Secretary the discovery of a violation as required per ARSD 20:18:12.01:02, An informal consultation was held, and license agreed to the penalty and paid the fine.

Commissioner Wordeman made a motion to accept the Stipulation of Assurance and Voluntary Compliance and imposed penalty. Commissioner Goetz seconded the motion which carried unanimously.

Super G Investments, dba Silverado/Franklin

A monetary penalty of \$2,500.00 to be paid not later than September 7, 2021 was imposed for a complaint that was filed alleging that the Defendant engaged in conduct constituting grounds for disciplinary action by allowing an underaged individual to place 3 wagers in less than a 5-minute time span and that there was no licensed gaming employee on the Franklin premises that had a full view of and control over the gaming being conducted. An informal consultation was held, and licensee agreed to the penalty and paid the fine.

Commissioner Fischer made a motion to accept the Stipulation of Assurance and Voluntary Compliance and imposed penalty. Commissioner Goetz seconded the motion which carried unanimously.

Live Racing Matters

Veterinarian Service Contract

Commissioner Goetz made a motion to approve the veterinarian service contract with Copper Animal Clinic for the 2021 horse race season. Commissioner Fischer seconded the motion which carried unanimously.

Ft. Pierre Race Condition Book

Commissioner Fischer made a motion to approve the Ft. Pierre race condition book for the 2021 horse race season. Commissioner Goetz seconded the motion which carried unanimously.

Sports Events and Wagering Catalogue

Staff is requesting approval of the recommended events and wagers on page 101 of the meeting packet that will allow a reasonable initial offering as we continue to learn and understand sports wagering. Staff is requesting a 90-day trial period as authorized in ARSD 20:18:35:05 (3).

Commissioner Wordeman made a motion to approve the Sports Events and Wagering catalogue for a 90-day period as staff recommended with the change to include NCAA Football and NCAA Hockey in the "Parlays of Moneyline" column. Commissioner Hawley seconded the motion which carried unanimously.

Deadwood Licensing Matters

Business License Approvals

- ✓ Approval of Black Diamond Capital, LLC to be approved for another retail license **(12193-RT)** and that it be assigned to the Hotel by Gold Dust at 25 Lee Street.
- ✓ Approval of an Operator **(12150-OP)** and two retail licenses **(12134 & 12135-RT)** for Clark and Apex, LLC with Kurt Fjelland **(12136-OW)** the owner and that they be assigned to 612 and 614 Main.
- ✓ Approval of Deals Publications, Inc to be approved for another retail license **(12311-RT)** and that it be assigned to the Celebrity Hotel at 629 Main Street.
- ✓ Approval of an Operator license **(12284-OP)** for Toby Keehn as the owner.
- ✓ Approval of Everi Payments, Inc. **(12300-AE)** with Everi Holdings, Inc. as owners of an Associated Equipment license.

Commissioner Fischer made a motion to approve the business license approvals as staff recommended. Commissioner Goetz seconded the motion which carried unanimously.

Business License Approval

- ✓ Approval of a conditional license to IGT for a Sports Wagering Services Providers license **(12241-SW)** for 12 months to allow for the completion of the background investigation of contracted third parties, or until the Commission makes a final determination on the application and upon the following conditions:
 - Taking full responsibility for the actions or inactions of any third party contracted with to provide sports wagering services to licensed operators in Deadwood, complete and sign the attached agreement; and
 - Provide a list of all third-party vendors contracted with to provide sports wagering services to licensed operators within the city of Deadwood, including associated equipment providers, within fourteen (14) days of licensure and supplemented within fourteen (14) days of any additional contracts.

Commissioner Wordeman made a motion to approve the conditional license for IGT. Commissioner Hawley seconded the motion which carried unanimously.

Business License Temporary Approval

- ✓ Temporary approval of a Sports Wagering Services Providers license to BetMGM, LLC (**12269-SW**) for 12 months to allow for the completion of the background investigation of contracted third parties, or until the Commission makes a final determination on the application and upon the following conditions:
 - Successful completion of the background investigation within twelve (12) months;
 - Report all disciplinary action taken against Applicant by any regulatory agency and providing updates to Commission Staff as to the status of any disciplinary action;
 - Taking full responsibility for the actions or inactions of any third party contracted with to provide sports wagering services to licensed operators in Deadwood, complete and sign the attached agreement; and
 - Provide a list of all third-party vendors contracted with to provide sports wagering services to licensed operators within the city of Deadwood, including associated equipment providers, within fourteen (14) days of licensure and supplemented within fourteen (14) days of any additional contracts.

Commissioner Hawley made a motion to approve the temporary conditional license for BetMGM, LLC. Commissioner Goetz seconded the motion which carried unanimously.

Business License Temporary Approval

- ✓ Temporary approval of a Sports Wagering Services Providers license to Internet Sports International, LTD (ISI) (**12253-SW**) for 12 months to allow for the completion of the background investigation of contracted third parties, or until the Commission makes a final determination on the application and upon the following conditions:
 - Successful completion of the background investigation within twelve (12) months;
 - Report all disciplinary action taken against Applicant by any regulatory agency and providing updates to Commission Staff as to the status of any disciplinary action;
 - Taking full responsibility for the actions or inactions of any third party contracted with to provide sports wagering services to licensed operators in Deadwood, complete and sign the attached agreement; and
 - Provide a list of all third-party vendors contracted with to provide sports wagering services to licensed operators within the city of Deadwood, including associated equipment providers, within fourteen (14) days of licensure and supplemented within fourteen (14) days of any additional contracts.

Commissioner Fischer made a motion to approve the temporary conditional license for Internet Sports International, LTD. Commissioner Goetz seconded the motion which carried unanimously.

Date of next meeting

The next quarterly meeting is scheduled for Wednesday December 15, 2021.

Commissioner Fischer made a motion to authorize the Executive Secretary to charter a plane for the next meeting if there is no state plane available. Commissioner Hawley seconded the motion which carried unanimously.

DGA, Executive Director Mike Rodman

Mike Rodman, Executive Director for the Deadwood Gaming Association, addressed the Commission thanking Susan Christian, Craig Sparrow, and staff for all the work that they did to get Sports Wagering going. Stated there will be an opening ceremony at Tin Lizzie Casino on September 9, 2021 at 10:00 a.m. The DGA will be going to the Legislative session to correct the excise tax issue.

Public Comment

Roger Tellinghusien, representing FSB Technology, a sports wagering service provider that has not been approved yet. Mr. Tellinghuisen addressed the Commission on thanking Susan Christian, Craig Sparrow, and Mike Shaw for all the help that they have given his client through the process and for explaining the license process for the other applicants that have applied for a sports wagering services provider license but have not been approved yet.

Gary King, representing Rushmore Gaming, addressed the Commission on server clarification.

Executive Session

Commissioner Fischer made a motion to go into Executive Session. Commissioner Hawley seconded the motion which carried unanimously.

At 11:15 a.m. the Commissioners went into Executive Session pursuant to SDCL 1-25-2 (1) (3) and (4) and 42-7B-8.1 (4).

The Executive Session concluded at 11:24 a.m.

Action Items

Decision on Kevin Gabert

Commissioner Wordeman made a motion to revoke Mr. Gabert's license. Commissioner Hawley seconded the motion which carried unanimously.

Commissioner Goetz made a motion to adjourn the meeting. Commissioner Fischer seconded the motion which carried unanimously.

The meeting was adjourned at 11:25 a.m.

Respectfully Submitted,

Kathy Beringer

Karen Wagner, Madam Chairman

Susan Christian, Executive Secretary



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

SOUTH DAKOTA COMMISSION
ON GAMING,

PLAINTIFF

STIPULATION AND ASSURANCE

VS.

OF VOLUNTARY COMPLIANCE

Complaint# 21-10-047-BS

Blue Sky Gaming, Inc.
DBA Tin Lizzie
SDCG Lie. # 0199-OP

DEFENDANT

RECITALS

A complaint was filed against the Defendant on or about October 29, 2021 by, Brian Swets, an enforcement agent for the South Dakota Commission on Gaming.

The parties wish to resolve the complaint by a Stipulation of Assurance and Voluntary Compliance.

An Informal Consultation was held between the Executive Secretary and the Defendant on November 18, 2021.

The complaint filed on October 29, 2021 alleged that the Defendant engaged in conduct constituting grounds for disciplinary action in that the Defendant failed to notify the commission of a gaming violation in which their sports wagering system was capable of accepting single sports wagers to be placed in excess of the maximum allowable amount of \$1,000.00.

II

The Defendant answered the complaint on or about November 3, 2021. The Defendants answer does not deny the conduct alleged in the complaint.

III

The sports wagering system allowed employees of the licensee to manually override the system settings that restricted wagers to a maximum of \$1,000.00 and allowing single wagers to be accepted in excess of \$1,000.00. Licensee became aware of the violation on September 19, 2021 when the licensee accepted a Parley bet in the amount of \$1,500.00. On September 24, 2021, the Operators sports wagering services provider corrected the problem by revoking the rights for employees to manually perform an override and accept wagers in excess of \$1,000.00.

During this time the Operator did not notify the SDCG that the sports wagering system was not in compliance with the rules and regulations of the South Dakota Commission on Gaming.

The Executive Secretary imposes a monetary penalty of \$2,500.00. The Executive Secretary reduces the monetary penalty to \$1,000.00 providing the Licensee has no like violation for the next 12 months. The monetary penalty of \$1,000.00 is to be paid no later than December 14, 2021.

Please remit penalty payment to:

South Dakota Commission on Gaming
87 Sherman Street
Deadwood, SD 57732

IV

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance will be made a public record.

V

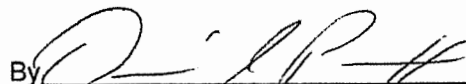
The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance is subject to the approval of the South Dakota Commission on Gaming and that execution of this document does not prohibit the Commission from re-opening this matter for further investigation which could lead to an administrative hearing before the Commission and further disciplinary action against the Defendant.

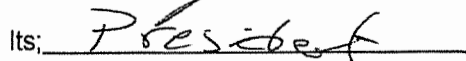
DATED at Deadwood, South Dakota, the 18th day of November 2021 .

Blue Sky Gaming, Inc. DBA Tin Lizzie
Defendant



Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming

By 

Its:  President



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

South Dakota Commission
on Gaming

Plaintiff,

Vs.

Blue Sky Gaming, Inc.
DBA Tin Lizzie
SDCG Lic. # 0199-OP

Defendant.

Initial Complaint Filed
Pursuant to
ARSD 20:18:10:01

Complaint # 21-10-047-BS

The Complaint is made against the following Licensee:

Blue Sky Gaming, Inc.
DBA Tin Lizzie
555 Main St.
Deadwood, SD 57732

Generally, Licensee has engaged in conduct constituting grounds for disciplinary action pursuant to 20:18:09:01. The conduct complained against is as follows:

On September 19, 2021 the licensee accepted a Parley bet on the Philadelphia Eagles and Miami Dolphins for \$1,500.00. The licensee violated South Dakota Codified Law 42-7B-14 when they allowed a customer to place an initial bet, in excess of \$1000.00. They immediately recognized the violation and corrected the issue by voiding the bet and placing two under limit bets in its place. The licensee then waited several days before informally informing SDCG of the violation.

20:18:12.01:02 Discovery of Violations

A licensee must immediately notify the executive secretary of the discovery of a violation or of a suspected violation of SDCL 42-7B or this article.

Source: 16 SDR 57, effective October 1, 1989; transferred from § 20:18:21:05, 21 SDR 98, effective November 30, 1994. General Authority: SDCL 42-7B-7.

Law Implemented: SDCL 42-7B-1, 42-7B-2, 42-7B-3, 42-7B-4, 42-7B-7, 42-7B-11, 42-7B-14, 42-7B-15.

SDCL 42-7B-14 - Maximum Amount of Bets.

The maximum amount of an initial bet or subsequent bet on all games subject to this chapter is one thousand dollars.

Source: SL 1989, ch 374, § 12; SL 1993, ch 320, §§ 5A, 5B, 5C rejected by referendum Sept. 14, 1993; Initiated Measure No. 1, approved Nov. 7, 2000, eff. Nov. 16, 2000; SL 2012, ch 206, § 1.

Name of complaint: Brian Swets
Address: 87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint.

Brian Swets
87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

David Main – Head of US Sports Trading
Bet MGM
210 Hudson Street Suite 602
Jersey City, NJ 07311
(609) 248-9531

Joshua Thurmes
SDCG Lic. # 8227-14-KY

Sarah Stone
SDCG Lic # 12101-SP

David Knight
SDCG Lic. # 11980-20-KY

NOTICE TO:


Blue Sky Gaming, Inc
C/O Donnie Patton, Registered Agent
502 West Boulevard
Rapid City, SD 57701

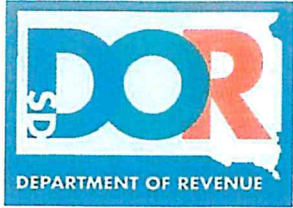
(DEFENDANT)

You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051

Dated the ^{29th}~~20th~~ day of October, 2021


South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

SOUTH DAKOTA COMMISSION
ON GAMING,

PLAINTIFF

STIPULATION AND ASSURANCE

VS.

OF VOLUNTARY COMPLIANCE

Complaint # 21-10-052-BS

Joshua Thurmes
SDCG Lic. # 8227-14-KY

DEFENDANT

RECITALS

A complaint was filed against the Defendant on or about October 29, 2021 by, Brian Swets, an enforcement agent for the South Dakota Commission on Gaming.

The parties wish to resolve the complaint by a Stipulation of Assurance and Voluntary Compliance.

An Informal Consultation was held between the Executive Secretary and the Defendant on November 18, 2021.

I

The complaint filed on October 29, 2021 alleged that the Defendant engaged in conduct constituting grounds for disciplinary action in that the Defendant failed to notify the South Dakota Commission on Gaming that he had issued a single wager in in the amount of \$1,500.00 in violation of SDCL 42-7B-14

II

The Defendant answered the complaint on or about November 3, 2021. The Defendants answer does not deny the conduct alleged in the complaint.

III

On September 19, 2021 the licensee manually overrode the system settings that restricted wagers to a maximum of \$1,000.00 and approved the acceptance of a single wager in the amount of \$1,500.00. Licensee realized, after the manually approval and issuance of the wagering voucher, that the wager was in violation of SDCL 42-7B-14 and contacted the sports wagering services provider for assistance in voiding the wager.

On September 24, 2021, the sports wagering services provider corrected the problem by revoking the rights for employees to manually perform an override and accept wagers in excess of \$1,000.00.

The Licensee did not notify the South Dakota Commission on Gaming that he had issued a single wager in in the amount of \$1,500.00 in violation of SDCL 42-7B-14 by manually overriding the system settings that restricted wagers to a maximum of \$1,000.00.

The Executive Secretary imposes a monetary penalty of \$350.00 for not reporting the violation as required in ARSD 20:18.01:02. The penalty is to be paid no later than December 14, 2021.

Please remit penalty payment to:

South Dakota Commission on Gaming
87 Sherman Street
Deadwood, SD 57732

IV

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance will be made a public record.

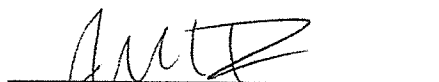
V

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance is subject to the approval of the South Dakota Commission on Gaming and that execution of this document does not prohibit the Commission from re-opening this matter for further investigation which could lead to an administrative hearing before the Commission and further disciplinary action against the Defendant.

DATED at Deadwood, South Dakota, the 18th day of November 2021.



Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming



Joshua Thurmes
Defendant

SDCL 42-7B-14 - Maximum Amount of Bets.

The maximum amount of an initial bet or subsequent bet on all games subject to this chapter is one thousand dollars.

Source: SL 1989, ch 374, § 12; SL 1993, ch 320, §§ 5A, 5B, 5C rejected by referendum Sept. 14, 1993; Initiated Measure No. 1, approved Nov. 7, 2000, eff. Nov. 16, 2000; SL 2012, ch 206, § 1.

Name of complaint: Brian Swets
Address: 87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint.

Brian Swets
87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

David Main – Head of US Sports Trading
Bet MGM
210 Hudson Street Suite 602
Jersey City, NJ 07311
(609) 248-9531

Joshua Thurmes
SDCG Lic. # 8227-14-KY

Sarah Stone
SDCG Lic # 12101-SP

David Knight
SDCG Lic. # 11980-20-KY

NOTICE TO:


Joshua Thurmes
3406 12th Avenue
Spearfish, SD 57783

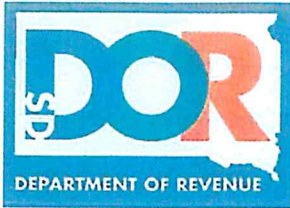
(DEFENDANT)

You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051

Dated the ^{20th}₁₂ day of October, 2021


South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

SOUTH DAKOTA COMMISSION
ON GAMING,

PLAINTIFF

STIPULATION AND ASSURANCE

VS.

OF VOLUNTARY COMPLIANCE

Complaint # 21-10-043-BS

Tanner Shoup
SDCG Lic. # 8254-16-KY

DEFENDANT

RECITALS

A complaint was filed against the Defendant on or about October 18, 2021 by, Brian Swets, an enforcement agent for the South Dakota Commission on Gaming.

The parties wish to resolve the complaint by a Stipulation of Assurance and Voluntary Compliance.

An Informal Consultation was held between the Executive Secretary and the Defendant on November 19, 2021.

I

The complaint filed on October 18, 2021 alleged that the Defendant engaged in conduct constituting grounds for disciplinary action in that the Defendant had issued a single wager in the amount of \$3,000.00 in violation of SDCL 42-7B-14.

II

The Defendant answered the complaint on or about October 28, 2021. The Defendants answer admits the conduct alleged in the complaint.

III

On September 18, 2021 the licensee manually overrode the system settings that restricted wagers to a maximum of \$1,000.00 and approved the acceptance of a single wager in the amount of \$3,000.00.

This is in direct violation of SDCL 42-7B-14 Maximum allowable bets of \$1,000.00. The Executive Secretary imposes a monetary penalty of \$350.00 to be paid not later than December 14, 2021.

Please remit penalty payment to:

South Dakota Commission on Gaming
87 Sherman Street
Deadwood, SD 57732

IV

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance will be made a public record.

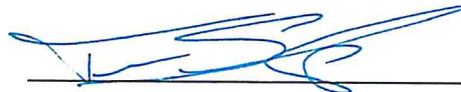
V

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance is subject to the approval of the South Dakota Commission on Gaming and that execution of this document does not prohibit the Commission from re-opening this matter for further investigation which could lead to an administrative hearing before the Commission and further disciplinary action against the Defendant.

DATED at Deadwood, South Dakota, the 19th day of November 2021.



Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming



Tanner Shoup
Defendant



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

South Dakota Commission)	
on Gaming)	
)	
<i>Plaintiff,</i>	)	Initial Complaint Filed
	)	Pursuant to
Vs.	)	ARSD 20:18:10:01
)	
Tanner Shoup)	
SDCG Lic. # 8254-16-KY	)	Complaint # 21-10-043-BS
)	
)	
)	
<i>Defendant.</i>)	

The Complaint is made against the following Licensee:

Tanner Shoup
SDCG Lic. # 8254-16-KY

Generally, Licensee has engaged in conduct constituting grounds for disciplinary action pursuant to 20:18:09:01. The conduct complained against is as follows:

On September 18, 2021 the licensee accepted an initial bet of \$ 3000.00 on a game between the Tampa Bay Buccaneers and the Atlanta Falcons. The licensee violated South Dakota Codified Law 42-7B-14 when they allowed a customer to place an initial bet, in excess of \$1000.00.

SDCL 42-7B-14 - Maximum Amount of Bets.

The maximum amount of an initial bet or subsequent bet on all games subject to this chapter is one thousand dollars.

Source: SL 1989, ch 374, § 12; SL 1993, ch 320, §§ 5A, 5B, 5C rejected by referendum Sept. 14, 1993; Initiated Measure No. 1, approved Nov. 7, 2000, eff. Nov. 16, 2000; SL 2012, ch 206, § 1.

Name of complaint: Brian Swets
Address: 87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint.

Brian Swets
87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

David Main – Head of US Sports Trading
Bet MGM
210 Hudson Street Suite 602
Jersey City, NJ 07311
(609) 248-9531

Tanner Shoup
SDCG Lic. # 8254-16-KY

Warrner Zellner
SDCG Lic. # 7370-09-SP

NOTICE TO:

Tanner Shoup
1430 4th Street
Sturgis, SD 57785

(DEFENDANT)

You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051

Dated the 18th day of October, 2021



South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

SOUTH DAKOTA COMMISSION
ON GAMING,

PLAINTIFF

STIPULATION AND ASSURANCE

VS.

OF VOLUNTARY COMPLIANCE

Complaint# 21-10-042-BS

Warner Zellner
SDCG Lie. # 7370-09-SP

DEFENDANT

RECITALS

A complaint was filed against the Defendant on or about October 18, 2021 by, Brian Swets, an enforcement agent for the South Dakota Commission on Gaming.

The parties wish to resolve the complaint by a Stipulation of Assurance and Voluntary Compliance.

An Informal Consultation was held between the Executive Secretary and the Defendant on November 19, 2021.

The complaint filed on October 18, 2021 alleged that the Defendant engaged in conduct constituting grounds for disciplinary action in that the Defendant had issued a single wager in the amount of \$3,000.00 in violation of SDCL 42-7B-14.

II

The Defendant answered the complaint on or about November 12, 2021. The Defendants answer admits the conduct alleged in the complaint.

III

On September 18, 2021 the licensee requested a manual override of the system settings that restricted wagers to a maximum of \$1,000.00 from the key licensee on duty. The key licensee manually overrode the system settings and licensee issued the wagering voucher to the patron.

This is in direct violation of SDCL 42-7B-14 Maximum allowable bets of \$1,000.00. The Executive Secretary imposes a monetary penalty of \$150.00 to be paid not later than December 14, 2021.

Please remit penalty payment to:

South Dakota Commission on Gaming
87 Sherman Street
Deadwood, SD 57732

IV

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance will be made a public record.

V

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance is subject to the approval of the South Dakota Commission on Gaming and that execution of this document does not prohibit the Commission from re-opening this matter for further investigation which could lead to an administrative hearing before the Commission and further disciplinary action against the Defendant.

DATED at Deadwood, South Dakota, the 19th day of November 2021.



Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming



Warner Zellner
Defendant



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

South Dakota Commission)	
on Gaming)	
)	
<i>Plaintiff,</i>	)	Initial Complaint Filed
	)	Pursuant to
Vs.	)	ARSD 20:18:10:01
)	
Warner Zellner)	
SDCG Lic. # 7370-09-SP	)	Complaint # 21-10-042-BS
)	
)	
)	
<i>Defendant.</i>)	

The Complaint is made against the following Licensee:

Warner Zellner
SDCG Lic. # 7370-09-SP

Generally, Licensee has engaged in conduct constituting grounds for disciplinary action pursuant to 20:18:09:01. The conduct complained against is as follows:

On September 18, 2021 the licensee accepted an initial bet of \$ 3000.00 on a game between the Tampa Bay Buccaneers and Atlanta Falcons. The licensee violated South Dakota Codified Law 42-7B-14 when they allowed a customer to place an initial bet, in excess of \$1000.00.

SDCL 42-7B-14 - Maximum Amount of Bets.

The maximum amount of an initial bet or subsequent bet on all games subject to this chapter is one thousand dollars.

Source: SL 1989, ch 374, § 12; SL 1993, ch 320, §§ 5A, 5B, 5C rejected by referendum Sept. 14, 1993; Initiated Measure No. 1, approved Nov. 7, 2000, eff. Nov. 16, 2000; SL 2012, ch 206, § 1.

Name of complaint: Brian Swets
Address: 87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint.

Brian Swets
87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

David Main – Head of US Sports Trading
Bet MGM
210 Hudson Street Suite 602
Jersey City, NJ 07311
(609) 248-9531

Tanner Shoup
SDCG Lic. # 8254-16-KY

Warner Zellner
SDCG Lic. # 7370-09-SP

NOTICE TO:

Warner Zellner
30 Jefferson St. #2
Deadwood, SD 57732

(DEFENDANT)

You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051

Dated the 18th day of October, 2021



South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

SOUTH DAKOTA COMMISSION
ON GAMING,

PLAINTIFF

STIPULATION AND ASSURANCE

VS.

OF VOLUNTARY COMPLIANCE

Complaint # 21-10-044-BS

Justine Daniels
SDCG Lic. # 11470-19-SP

DEFENDANT

RECITALS

A complaint was filed against the Defendant on or about October 18, 2021 by, Brian Swets, an enforcement agent for the South Dakota Commission on Gaming.

The parties wish to resolve the complaint by a Stipulation of Assurance and Voluntary Compliance.

An Informal Consultation was held between the Executive Secretary and the Defendant on November 19, 2021.

I

The complaint filed on October 18, 2021 alleged that the Defendant engaged in conduct constituting grounds for disciplinary action in that the Defendant had issued a single wager in the amount of \$1,300.00 in violation of SDCL 42-7B-14.

II

The Defendant answered the complaint on or about November 1, 2021. The Defendants answer admits the conduct alleged in the complaint.

III

On September 20, 2021 the licensee requested a manual override of the system settings that restricted wagers to a maximum of \$1,000.00 from the key licensee on duty. The key licensee manually overrode the system settings and licensee issued the wagering voucher to the patron.

This is in direct violation of SDCL 42-7B-14 Maximum allowable bets of \$1,000.00. The Executive Secretary imposes a monetary penalty of \$150.00. The Executive Secretary forgives the monetary penalty providing the licensee has no gaming violations over the next 12 month period.

IV

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance will be made a public record.

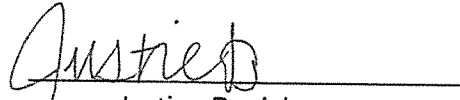
V

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance is subject to the approval of the South Dakota Commission on Gaming and that execution of this document does not prohibit the Commission from re-opening this matter for further investigation which could lead to an administrative hearing before the Commission and further disciplinary action against the Defendant.

DATED at Deadwood, South Dakota, the 19th day of November 2021.



Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming



Justine Daniels
Defendant



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

South Dakota Commission)	
on Gaming)	
)	
<i>Plaintiff,</i>	)	Initial Complaint Filed
	)	Pursuant to
Vs.	)	ARSD 20:18:10:01
)	
Justine Daniels)	
SDCG Lic. # 11470-19-SP	)	Complaint # 21-10-044-BS
)	
)	
)	
<i>Defendant.</i>)	

The Complaint is made against the following Licensee:

Justine Daniels
SDCG Lic. # 11470-19-SP

Generally, Licensee has engaged in conduct constituting grounds for disciplinary action pursuant to 20:18:09:01. The conduct complained against is as follows:

On September 20, 2021 the licensee accepted an initial bet of \$ 1,300 on a game between the Green Bay Packers and Detroit Lions. The licensee violated South Dakota Codified Law 42-7B-14 when they allowed a customer to place an initial bet, in excess of \$1000.00.

SDCL 42-7B-14 - Maximum Amount of Bets.

The maximum amount of an initial bet or subsequent bet on all games subject to this chapter is one thousand dollars.

Source: SL 1989, ch 374, § 12; SL 1993, ch 320, §§ 5A, 5B, 5C rejected by referendum Sept. 14, 1993; Initiated Measure No. 1, approved Nov. 7, 2000, eff. Nov. 16, 2000; SL 2012, ch 206, § 1.

Name of complaint: Brian Swets
Address: 87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint.

Brian Swets
87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

David Main – Head of US Sports Trading
Bet MGM
210 Hudson Street Suite 602
Jersey City, NJ 07311
(609) 248-9531

Justine Daniels
SDCG Lic. # 11470-19-SP

Joseph Gasper III
SDCG Lic. # 11138-19-KY

NOTICE TO:

Justine Daniels
725 S. 33rd Street
Spearfish, SD 57783

(DEFENDANT)

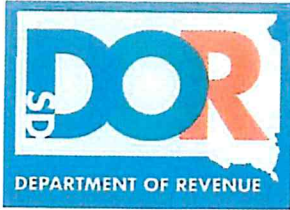
You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051

Dated the 18th day of October, 2021

A handwritten signature in cursive script that reads "Susan Christian".

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

SOUTH DAKOTA COMMISSION
ON GAMING,

PLAINTIFF

STIPULATION AND ASSURANCE

VS.

OF VOLUNTARY COMPLIANCE

Complaint # 21-10-058-CS

Brandon Maser
SDCG Lic. # 7540-10-SP

DEFENDANT

RECITALS

A complaint was filed against the Defendant on or about October 18, 2021 by, Brian Swets, an enforcement agent for the South Dakota Commission on Gaming.

The parties wish to resolve the complaint by a Stipulation of Assurance and Voluntary Compliance.

An Informal Consultation was held between the Executive Secretary and the Defendant on November 19, 2021.

I

The complaint filed on October 18, 2021 alleged that the Defendant engaged in conduct constituting grounds for disciplinary action in that the Defendant accepted sports wagers for a type of wager that was not approved by the South Dakota Commission on Gaming.

II

The Defendant answered the complaint on or about November 10, 2021. The Defendants answer admits the conduct alleged in the complaint.

III

On October 26, 2021 the license accepted three (3) Futures MLB World Series sports wagers. This wager type is not part of the Sports Events and Wagers Catalog as approved by the Commission at the commission meeting on September 8, 2021.

This is in direct violation of ARSD 20:20:18:35:04. The Executive Secretary imposes a monetary penalty of \$150.00 to be paid not later than December 14, 2021.

Please remit penalty payment to:

South Dakota Commission on Gaming
87 Sherman Street
Deadwood, SD 57732

IV

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance will be made a public record.

V

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance is subject to the approval of the South Dakota Commission on Gaming and that execution of this document does not prohibit the Commission from re-opening this matter for further investigation which could lead to an administrative hearing before the Commission and further disciplinary action against the Defendant.

DATED at Deadwood, South Dakota, the 19th day of November 2021.



Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming



Brandon Maser
Defendant

STATE OF SOUTH DAKOTA
DEPARTMENT OF REVENUE AND REGULATION
SOUTH DAKOTA COMMISSION ON GAMING

South Dakota)	
Commission on Gaming)	
)	
Plaintiff,	)	Initial Complaint Filed
	)	Pursuant to ARSD 20:18:10:01
Vs.)	
)	
Brandon Maser	)	SDCG Case # 21-10-058-CS
SDCG Lic. #7540-10-SP)	
Defendant.)	

Generally, licensee has engaged in conduct constituting grounds for disciplinary action. The conduct complained against is as follows:

- While working at the sports wagering live teller window at Deadwood Mountain Grand, licensee allowed three (3) sport wagering "Futures" bets to be placed on MLB World Series on October 26, 2021. That wager type is not a part of the Sporting Event and Wagering Catalog as approved by the Commission during their September 8, 2021 Commission meeting.

This conduct violates ARSD 20:18:35:04 which states (*emphasis added*);

20:18:35:04. Authorized and prohibited events and wager types. *Before any licensee or sports wagering services provider may accept sports bets on an event category or sports bets of a particular wager type, the event category or wager type must be approved by the commission.*

Prior to offering exchange wagering a licensee or sports wagering services provider must obtain approval from the commission. The rake taken on such wagers shall be subject to the wagering taxes pursuant to SDCL 42-7B-28, 42-7B-28.1 and 42-7B-28.2 as are paid on sports wagering net receipts.

Source: 48 SDR 14, effective August 22, 2021.

General Authority: SDCL 42-7B-7, 42-7B-11(13).

Law Implemented: SDCL 42-7B-2.1(1), 42-7B-43.

20:18:09:01. Grounds for disciplinary action. The following acts or omissions are grounds for disciplinary action;

(9) Failure to comply with or make provision for compliance with all federal, state, and local laws, rules, regulations, and ordinances, including payment of license fees, sales taxes, use taxes, federal, state, and local income taxes, withholding and payroll taxes, liquor and license fees, and antitrust and monopoly statutes;

Dated this 28th day of October 2021

Name of complainant: Craig Sparrow

Address - 87 Sherman St
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint.

Craig Sparrow – Deputy Exec. Secretary
South Dakota Commission on Gaming
87 Sherman St
Deadwood, SD 57732

NOTICE TO:

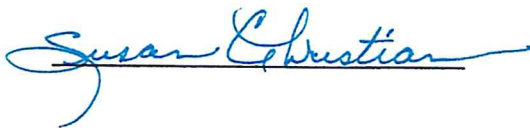
Brandon Maser
1916 Riverview Circle
Spearfish, SD 57783

(DEFENDANT)

You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

Susan Christian - Executive Secretary
South Dakota Commission on Gaming
445 E Capitol Ave.
Pierre, SD 57501

Dated the 2nd day of November, 2021





SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

SOUTH DAKOTA COMMISSION
ON GAMING,

PLAINTIFF

STIPULATION AND ASSURANCE

VS.

OF VOLUNTARY COMPLIANCE

Complaint # 21-10-059-CS

Matthew Bodine
SDCG Lic. # 8388-14-SP

DEFENDANT

RECITALS

A complaint was filed against the Defendant on or about October 18, 2021 by, Brian Swets, an enforcement agent for the South Dakota Commission on Gaming.

The parties wish to resolve the complaint by a Stipulation of Assurance and Voluntary Compliance.

An Informal Consultation was held between the Executive Secretary and the Defendant on November 19, 2021.

I

The complaint filed on October 18, 2021 alleged that the Defendant engaged in conduct constituting grounds for disciplinary action in that the Defendant accepted sports wagers for a type of wager that was not approved by the South Dakota Commission on Gaming.

II

The Defendant answered the complaint on or about November 10, 2021. The Defendants answer admits the conduct alleged in the complaint.

III

On October 26, 2021 the license accepted three (3) Futures MLB World Series sports wagers. This wager type is not part of the Sports Events and Wagers Catalog as approved by the Commission at the commission meeting on September 8, 2021.

This is in direct violation of ARSD 20:20:18:35:04. The Executive Secretary imposes a monetary penalty of \$150.00 to be paid not later than December 14, 2021.

Please remit penalty payment to:

South Dakota Commission on Gaming
87 Sherman Street
Deadwood, SD 57732

IV

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance will be made a public record.

V

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance is subject to the approval of the South Dakota Commission on Gaming and that execution of this document does not prohibit the Commission from re-opening this matter for further investigation which could lead to an administrative hearing before the Commission and further disciplinary action against the Defendant.

DATED at Deadwood, South Dakota, the 19th day of November 2021.



Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming



Matthew Bodine
Defendant

STATE OF SOUTH DAKOTA
DEPARTMENT OF REVENUE AND REGULATION
SOUTH DAKOTA COMMISSION ON GAMING

South Dakota)	
Commission on Gaming)	
)	
Plaintiff,	)	Initial Complaint Filed
	)	Pursuant to ARSD 20:18:10:01
Vs.)	
)	
Matthew Bodine	)	SDCG Case # 21-10-059-CS
SDCG Lic. #8388-14-SP)	
Defendant.)	

Generally, licensee has engaged in conduct constituting grounds for disciplinary action. The conduct complained against is as follows:

- While working at the sports wagering live teller window at Deadwood Mountain Grand, licensee allowed two (2) sport wagering "Futures" bets to be placed on MLB World Series on October 26, 2021. That wager type is not a part of the Sporting Event and Wagering Catalog as approved by the Commission during their September 8, 2021 Commission meeting.

This conduct violates ARSD 20:18:35:04 which states (*emphasis added*);

20:18:35:04. Authorized and prohibited events and wager types. *Before any licensee or sports wagering services provider may accept sports bets on an event category or sports bets of a particular wager type, the event category or wager type must be approved by the commission.*

Prior to offering exchange wagering a licensee or sports wagering services provider must obtain approval from the commission. The rake taken on such wagers shall be subject to the wagering taxes pursuant to SDCL 42-7B-28, 42-7B-28.1 and 42-7B-28.2 as are paid on sports wagering net receipts.

Source: 48 SDR 14, effective August 22, 2021.

General Authority: SDCL 42-7B-7, 42-7B-11(13).

Law Implemented: SDCL 42-7B-2.1(1), 42-7B-43.

20:18:09:01. Grounds for disciplinary action. The following acts or omissions are grounds for disciplinary action;

(9) Failure to comply with or make provision for compliance with all federal, state, and local laws, rules, regulations, and ordinances, including payment of license fees, sales taxes, use taxes, federal, state, and local income taxes, withholding and payroll taxes, liquor and license fees, and antitrust and monopoly statutes;

Dated this 28th day of October 2021

Name of complainant: Craig Sparrow

Address - 87 Sherman St
Deadwood, SD 57732
(605) 578-3074

The following witnesses could give testimony about the complaint.

Craig Sparrow – Deputy Exec. Secretary
South Dakota Commission on Gaming
87 Sherman St
Deadwood, SD 57732

NOTICE TO:

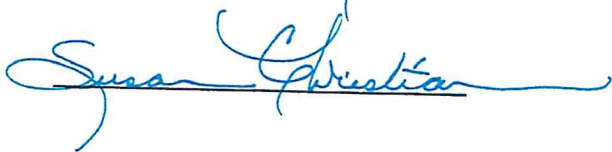
Matthew Bodine
1020 Tulane Street
Spearfish, SD 57783

(DEFENDANT)

You are hereby notified that this complaint has been received by the Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

Susan Christian - Executive Secretary
South Dakota Commission on Gaming
445 E Capitol Ave.
Pierre, SD 57501

Dated the 2nd day of November, 2021





SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

SOUTH DAKOTA COMMISSION
ON GAMING,

PLAINTIFF

STIPULATION AND ASSURANCE

VS.

OF VOLUNTARY COMPLIANCE

Complaint # 21-10-050-MH

Midnight Star, LLC
SDCG Operator License #11633-OP

DEFENDANT

RECITALS

A complaint was filed against the Defendant on or about October 18, 2021 by, Mark Heltzel, an enforcement agent for the South Dakota Commission on Gaming.

The parties wish to resolve the complaint by a Stipulation of Assurance and Voluntary Compliance.

An Informal Consultation was held between the Executive Secretary and the Defendant on November 18, 2021.

I

The complaint filed on alleged that the Defendant engaged in conduct constituting grounds for disciplinary action in that the Defendant allowed a Black Jack game to be conducted with an extra six(6) of spades in the six deck shoe. This is violation of ARSD 20:18:15:02.

II

The Defendant answered the complaint on or about October 29, 2021. The Defendants answer admitted to the conduct alleged in the complaint that occurred on October 14, 2021.

III

On October 14, 2021 for approximately 27 minutes a black jack game was conducted with an extra six(6) of spades in the six deck shoe. During this time there were only two (2) players that had buy ins totaling \$220.00.

Since the Operator is unable to identify the players and return the amount of the buy ins, the Executive Secretary imposes a monetary penalty of \$350.00. The monetary penalty is to be paid no later than December 14, 2021.

Please remit penalty payment to:

South Dakota Commission on Gaming
87 Sherman Street
Deadwood, SD 57732


IV

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance will be made a public record.

V

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance is subject to the approval of the South Dakota Commission on Gaming and that execution of this document does not prohibit the Commission from re-opening this matter for further investigation which could lead to an administrative hearing before the Commission and further disciplinary action against the Defendant.

DATED at Deadwood, South Dakota, the 18th day of November 2021 .


Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming

Midnight Star, LLC
Defendant

By 

Its 



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

South Dakota Commission)	
on Gaming)	
)	
<i>Plaintiff,</i>	)	Initial Complaint Filed
	)	Pursuant to
Vs.	)	ARSD 20:18:10:01
)	
Midnight Star, LLC)	
SDCG Lic. # 11633-OP	)	Complaint # 21-10-050-MH
)	
<i>Defendant.</i>)	

The Complaint is made against the following Licensee:

Midnight Star, LLC
SDCG Lic.# 11633-OP

Generally, Licensee has engaged in conduct constituting grounds for disciplinary action. The conduct complained against is as follows:

On October 14, 2021 the Midnight Star casino operated a blackjack game for approximately 27 minutes where an extra 6 of spades was introduced into a 6-deck shoe. This is a violation of ARSD 20:18:15:02.

20:18:15:02. Cards. The value of the cards contained in a deck of cards is as follows:

- (1) A card from 2 to 10 has its face value;
- (2) A jack, queen, or king has a value of 10; and
- (3) An ace has a value of 11 unless that would give a player or the dealer a score in excess of 21, in which case it has a value of one.

A standard blackjack deck must contain 52 cards in four suits, hearts, diamonds, clubs, and spades, with each suit consisting of numerical cards from 2 to 10 and a jack, a queen, a king, and an ace.

The back of the cards must display a mirror image design approved by the executive secretary.

More than one deck of cards may be used for play at blackjack.

Any cards which have been opened and placed on house banked table games which are handled by players shall be removed from play and cancelled in twenty-four (24) hours or less.

Source: 16 SDR 57, effective October 1, 1989; 23 SDR 126, effective February 13, 1997; 41 SDR 7, effective July 29, 2014.

General Authority: SDCL 42-7B-7, 42-7B-11.

Law Implemented: SDCL 42-7B-3, 42-7B-4, 42-7B-7, 42-7B-15.

Dated this 18th day of October 2021.

Name of complaint Mark Heltzel
Address - 87 Sherman St
 Deadwood, SD 57732
 (605) 578-3074

The following witness could give testimony about the complaint:

Mark Heltzel
87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

Dave Buskirk (Table Games Manager @ Midnight Star)
SDCG Lic. # 5590-06-KY

Notice to:

Midnight Star, LLC
C/O Roger A. Tellinghuisen
PO Box 1820
Rapid City, SD 57709

(DEFENDANT)

You are hereby notified that this complaint has been received by the Acting Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Acting Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051

Dated the 18th day of October 2021

A handwritten signature in cursive script that reads "Susan Christian".

Susan Christian
Executive Secretary
South Dakota Commission on Gaming
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

SOUTH DAKOTA COMMISSION
ON GAMING,

PLAINTIFF

STIPULATION AND ASSURANCE

VS.

OF VOLUNTARY COMPLIANCE

Complaint # 21-10-049-MH

Andrea Weyer
SDCG License #12031-21-KY

DEFENDANT

RECITALS

A complaint was filed against the Defendant on or about October 19, 2021 by, Mark Heltzel, an enforcement agent for the South Dakota Commission on Gaming.

The parties wish to resolve the complaint by a Stipulation of Assurance and Voluntary Compliance.

An Informal Consultation was held between the Executive Secretary and the Defendant on November 18, 2021.

I

The complaint filed on alleged that the Defendant engaged in conduct constituting grounds for disciplinary action in that the Defendant conducted a Black Jack gamewith an extra six(6) of spades in the six deck shoe. This is violation of ARSD 20:18:15:02.

II

The Defendant answered the complaint on or about November 5, 2021. The Defendants answer admitted to the conduct alleged in the complaint that occurred on October 14, 2021.

III

On October 14, 2021 when shuffling cards and loading the shoe for use in dealing the game, licensee incorrectly identified the six of clubs as the cut card and introduced the extra card into the six deck shoe. The six decks, now with an extra card were placed in the shoe and for approximately 27 minutes the licensee conducted a black jack game with an extra six(6) of spades in the six deck shoe. The extra card was not identified until the table was closed and the licensee sorted and fanned the cards.

The Executive Secretary imposes a monetary penalty of \$100.00. The monetary penalty is to be paid no later than December 14, 2021.

Please remit penalty payment to:

South Dakota Commission on Gaming
87 Sherman Street
Deadwood, SD 57732

IV

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance will be made a public record.

V

The Defendant recognizes that this Stipulation of Assurance and Voluntary Compliance is subject to the approval of the South Dakota Commission on Gaming and that execution of this document does not prohibit the Commission from re-opening this matter for further investigation which could lead to an administrative hearing before the Commission and further disciplinary action against the Defendant.

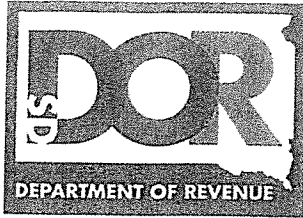
DATED at Deadwood, South Dakota, the 18th day of November 2021 .



Susan Christian, CIA
Executive Secretary
South Dakota Commission on Gaming



Andrea Weyer
Defendant



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

South Dakota Commission
on Gaming

Plaintiff,

Vs.

Andrea Weyer
SDCG Lic. # 12031-21-KY

Defendant.

Initial Complaint Filed
Pursuant to
ARSD 20:18:10:01

Complaint # 21-10-049-MH

The Complaint is made against the following Licensee:

Andrea Weyer
SDCG Lic.# 12031-21-KY

Generally, Licensee has engaged in conduct constituting grounds for disciplinary action. The conduct complained against is as follows:

While working as dealer at the Midnight Star casino on October 14, 2021 Andrea Weyer accidentally introduced an extra 6 of spades into a 6-deck shoe. Over the next 27 minutes multiple games of blackjack were dealt. This is a violation of ARSD 20:18:15:02.

20:18:15:02. Cards. The value of the cards contained in a deck of cards is as follows:

- (1) A card from 2 to 10 has its face value;
- (2) A jack, queen, or king has a value of 10; and
- (3) An ace has a value of 11 unless that would give a player or the dealer a score in excess of 21, in which case it has a value of one.

A standard blackjack deck must contain 52 cards in four suits, hearts, diamonds, clubs, and spades, with each suit consisting of numerical cards from 2 to 10 and a jack, a queen, a king, and an ace.

The back of the cards must display a mirror image design approved by the executive secretary.

More than one deck of cards may be used for play at blackjack.

Any cards which have been opened and placed on house banked table games which are handled by players shall be removed from play and cancelled in twenty-four (24) hours or less.

Source: 16 SDR 57, effective October 1, 1989; 23 SDR 126, effective February 13, 1997; 41 SDR 7, effective July 29, 2014.

General Authority: SDCL 42-7B-7, 42-7B-11.

Law Implemented: SDCL 42-7B-3, 42-7B-4, 42-7B-7, 42-7B-15.

Dated this 19th day of October 2021.

Name of complaint Mark Heltzel
Address - 87 Sherman St
 Deadwood, SD 57732
 (605) 578-3074

The following witness could give testimony about the complaint:

Mark Heltzel
87 Sherman Street
Deadwood, SD 57732
(605) 578-3074

Dave Buskirk (Table Games Manager @ Midnight Star)
SDCG Lic. # 5590-06-KY

Notice to:

Andrea Weyer
2110 Ellen Street
Sturgis, SD 57785

(DEFENDANT)

You are hereby notified that this complaint has been received by the Acting Executive Secretary, Susan Christian. Pursuant to the rules, you have 20 (twenty) days to answer this complaint. The answer may admit, deny, qualify, or explain the allegations contained in the complaint. You must file an original response with the Acting Executive Secretary of the South Dakota Commission on Gaming. Attach additional sheets of paper listing additional witnesses if necessary. Please mail response to the following address:

South Dakota Commission on Gaming
Executive Secretary
Susan Christian
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051

Dated the 18th day of October 2021

A handwritten signature in cursive script that reads "Susan Christian". The signature is written in dark ink and is positioned above the printed name and title.

Susan Christian
Executive Secretary
South Dakota Commission on Gaming
445 E Capitol Avenue
Pierre, SD 57501
(605) 773-6051

STATE OF SOUTH DAKOTA

APPLICATION FOR LICENSE FOR HORSE RACING MEETING

APPLICATION is hereby made to the South Dakota Commission on Gaming by Verendrye Benevolent Association, a racing association, for a license to hold a racing meeting on its course at Stanley County Fairgrounds, in the county of Stanley, in the State of South Dakota, commencing on the 1st day of October, 2022, and ending on the 2nd day of October, 2022, for a total of 2 racing days, scheduled as follows:

Saturday, October 1st 2022 Post Time-1:00 CST
Sunday, October 2nd 2022 Post Time-1:00 CST

subject to the provisions of the laws of the State of South Dakota and the rules and regulations adopted, at any time, by the South Dakota Commission on Gaming.

Request is also made to run the following number of races per day:

6-7 races per day

Post time for the first race each day will be 1:00 P.M. CST

With the following purse distribution:

Under \$900: First — % Second — % Third — % Fourth — %
No purse under \$900. Fifth — % Sixth — % Seventh — % Eighth — %

\$901 - \$3,000: First - % Second - % Third - % Fourth - %
No Purse
under \$3000 Fifth - % Sixth - % Seventh - % Eighth - %

\$3,001 - Up: First 49 % Second 20 % Third 10 % Fourth 7 %
 Fifth 5 % Sixth 4 % Seventh 3 % Eighth 2 %

ANY OTHER PURSE DISTRIBUTION USED ATTACH A SCHEDULE SHOWING PLACES AND PERCENTAGES OR AMOUNTS TO BE PAID OUT.

Special forms of betting request (other than win-place-show and daily double):

Quinella, Exacta, Trifecta
Early & Late Daily Double

The mailing address of the association or corporation is:

Verendrye Benevolent Association
P O Box 426
Fort Pierre, SD 57532

Minimum purses to be paid by the Association are as follows:

	Quarter Horse	Thoroughbred	Mixed
Overnight Races	<u>1-3</u>	<u>8-9</u>	<u>0-1</u>
Allowance Races	<u>1-2</u>	<u>4-6</u>	<u>0-1</u>
Futurity & Derby Trials	<u>0</u>	<u>0</u>	<u>0</u>
Handicap Races	<u>0</u>	<u>0</u>	<u>0</u>
Stake Races	<u>1-3</u>	<u>0-1</u>	<u>0</u>
Stakes Consolation Races	<u>0</u>	<u>0</u>	<u>0</u>
Maiden Races	<u>0-1</u>	<u>0-1</u>	<u>0-1</u>
Claiming Races	<u>0-2</u>	<u>3-4</u>	<u>0-1</u>

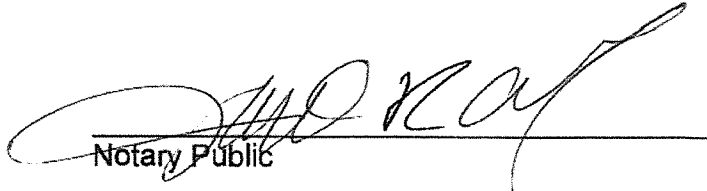
Attach hereto as Exhibits A, B, C, D, E, F and G

- A. A complete list of racing officials
- B. A list of the officers and directors of the association or corporation
- C. A statement of revenue generated during the most recently concluded season under the provisions of SDCL 42-7-78.1 and a statement of expenditures made for capital improvements or other purposes under the provisions of SDCL 42-7-78.1 during said season.
- D. Copies of all nominating forms for all stakes races to be run at the track including nominating forms issued by other organizations.
- E. A copy of the stall application.
- F. A complete list of purse money and South Dakota Bred point money paid to each owner who raced at your track in 2021.
- G. A statement of the assets and liabilities of the association or corporation.

I, Shane Kramme, declare and affirm under the penalties of perjury that this Application, and any statements, attachments, supporting schedules and documents have been examined by me, and to the best of my knowledge and belief, are in all things true and correct. I understand that any person who signs such a statement knowing the same to be false or untrue, in whole or in part, shall be guilty of perjury.


GENERAL MANAGER

Subscribed and sworn to before me this 27 day of October, 2021


Notary Public

(SEAL)

Notary Print Name: Janille R. Allmond

My Commission Expires: 1/13/22

VERENDRYE BENEVOLENT ASSOCIATION

October 25th, 2021

The Verendrye Benevolent Association sincerely thanks the SDCG for the opportunity which it received to conduct 2021 VBA- Fort Pierre Horse Racing. This historic event was held at the Stanley County Fairgrounds in Fort Pierre, SD on October 2nd and 3rd under sunny blue skies with much optimism and excitement reverberating throughout a tremendous amount of attendees. After taking all factors into consideration and positive discussion, the VBA Board of Officers and Directors has voted unanimously to submit the Live Racing Application. The VBA submits this application with full intentions to conduct a live race meet in 2022 and looks forward to working cooperatively with the SDCG to provide an outstanding event for our state, community and equine enthusiasts. The VBA offers this submission with the understanding that approximately \$160,000 in Revolving Funds and \$125,000 in SD Bred Funds are available for requisition at a later date.

Best Wishes



Shane Kramme

VBA General Manager

VBA Vice President

VBA Registered Agent

**2022 VBA Racing Officials
Exhibit A**

General Manager -	Shane Kramme
Assistant General Manager -	Scott Hoyt
Racing Secretary -	Kent Cross
Horsemen's Book Keeper -	Kacee Etzkorn
Clerk of Scales -	David Kramme
Jock Room Custodian -	David Kramme
Starter -	Shane Kramme
Assistant Starter -	Scott Hoyt
Horse Identifier -	Jerry Duncan
Paddock Judge -	Jerry Duncan
Parimutuel Manager -	Linda Brown
Money Room Manager -	Kristi Severson
Accounts Manager -	Pam Sinkey
Assistant Accounts Manager -	Shaun Leafgrean
Track Maintenance Supervisor-	Ken Olson
Outriders -	Everett Longland and Bryon Biwer
Track Steward -	Doug Runge
Announcer -	Robert "Bubby" Haar
Track Veterinarian -	Murray Ketteler, DVM
Kitchen Manager -	Dawn Kramme



SOUTH DAKOTA COMMISSION ON GAMING

445 E. Capital Avenue • Pierre, SD
57501(605) 773-6051 •
dor.sd.gov/gaming

RESOLUTION 12-15-21-01

Pursuant to Section 5 of the Deposit In Lieu of Bond Agreement entered into on September 27, 2021 the South Dakota Commission on Gaming hereby authorizes and direct Michael F. Shaw and Susan Christian to release the funds on deposit with the First National Bank of Ft. Pierre, South Dakota to the Verendrye Benevolent Association.

This action taken by the South Dakota Commission on Gaming meeting at Deadwood, South Dakota on the 15th of December 2021.

Karen Wagner
Chairman

DEPOSIT IN LIEU OF BOND AGREEMENT

THIS AGREEMENT is made and entered into this 27th day of September, 2021 by and between the Verendrye Benevolent Association, a South Dakota not-for profit corporation, ("VBA") Post Office Box 426, Fort Pierre, South Dakota, 57532-0426, and the South Dakota Commission on Gaming ("the Commission"), 445 East Capitol Avenue, Pierre, South Dakota 57501-3100.

RECITALS

- A. VBA is licensed to conduct horse racing under the "certificate system" pursuant to SDCL 42-7-58 and 42-7-56 (14).
- B. ARSD 20:04:29:06 authorizes the Executive Secretary of the Commission to issue conditional licenses which state the specified requirements of the licensee.
- C. On June 16, 2021 the Commission adopted a recommendation of the Executive Secretary that as a condition of the license of the VBA to conduct horse racing was the VBA must obtain a bond or letter of credit in the amount of Twenty-Five Thousand Dollars (\$25,000.00)t to be used if necessary to pay purses, salaries, wages and payments to vendors for goods and services provided to VBA in conducting VBA's racing operations.
- D. In lieu of a third-party surety bond, the Executive Secretary has agreed to accept a cash deposit in the amount of Twenty-five Thousand Dollars (\$25,000.00)

AGREEMENT

Based on the foregoing Recitals and for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by both parties the VBA and the Executive Secretary of the Commission hereby agree as follows:

1. VBA shall provide the sum of Twenty-five Thousand Dollars (\$25,000.00) to be deposited in a certificate of deposit account number 225126 at First National Bank, 307 East Hudson Avenue, Fort Pierre, South Dakota 57532.

2. Account number 225126 shall be established and held in the name of the South Dakota Commission on Gaming, federal tax identification number 46-6000364, and shall be the sole and exclusive property of the Commission, subject to the terms of this Agreement. It is understood by the parties that funds will only be withdrawn from this account after formal action by the Commission and upon the signatures of not less than two persons designated by the Executive Secretary for one or more of the following purposes:
 - a) To pay purses to owners of horses that have raced at VBA races during the Fall 2021 racing season;
 - b) To pay salaries or wages to persons the VBA has employed in the conduct of its racing operations in 2021;
 - c) To vendors for goods or services provided to the VBA for the conducting of its racing operations in 2021.
3. Any interest earned on the account shall remain in the account and may be used by the Commission for any of the reasons set forth above.
4. To the extent this Agreement may be construed as creating an interest of the Commission in the account other than an ownership interest VBA hereby grants the Commission a security interest in the above-referenced account and the contents thereof to secure VBA's financial obligations listed above in the conducting of its horse racing operation whether now existing or hereafter arising. VBA hereby consents to the Executive Secretary of the Commission filing a financing statement with the South Dakota Secretary of State for the purpose of perfecting said security interest and appoints the Executive Secretary of the Commission as its attorney in fact for the limited purpose of executing said financing statement.
5. In the event an audit of the financial statement of VBA as required by ARSD 20:04:20:10 determines that all of the obligations described in paragraph 2 above have been satisfied the Commission will authorize the redemption of the account and authorize the First National Bank to transfer to the VBA any funds remaining in the account. Within three (3) business days after receiving the funds from the certificate the VBA shall remit the entire amount transferred to the VBA to the Commission and such funds shall be deposited in the Special Racing Revolving Fund established by SDCL 42-7-79.1.
6. This Agreement shall be governed by and construed with the laws of the State of South Dakota. Any lawsuit which pertains to or affects this Agreement shall be venued in Circuit Court, Sixth Judicial Circuit, Hughes County, South Dakota.

7. Any notices or communications required by this Agreement shall be sent to Verendrye Benevolent Association, ATTN: Shane Kramme, Post Office Box 426, Fort Pierre, South Dakota 57532 and to South Dakota Commission on Gaming, ATTN: Susan Christian, Executive Secretary, 445 West Capitol Avenue, Pierre, South Dakota 57501.

Dated the 27th day of September 2021 at Fort Pierre, South Dakota.

VERENDRYE BENEVOLENT ASSOCIATION


By Shane Kramme
Its General Manager

SOUTH DAKOTA
COMMISSION ON GAMING


By Susan Christian
Its Executive Secretary

SIMULCAST SITE RENEWAL APPLICATION

SOUTH DAKOTA COMMISSION ON GAMING
87 Sherman Street
Deadwood, SD 57732



NAME OF BUSINESS: Triple Crown Casino

PHYSICAL ADDRESS: 110 Military Road
(Street)
North Sioux City SD 57049
(City) (State) (Zip Code)

MAILING ADDRESS: PO Box 88250
(If different than above) (Street)
Sioux Falls SD 57109
(City) (State) (Zip Code)

TELEPHONE NUMBER: (605) 232-4038

NAME OF PROVIDER: AM West Entertainment

NAME OF MANAGER: Rick McKinney
(Name of person in charge of day-to-day operations)

Rick McKinney
Signature of Manager

10-8-21
Date

South Dakota Commission on Gaming
87 Sherman Street
Deadwood, SD 57732

SIMULCAST PROVIDER RENEWAL APPLICATION

BUSINESS NAME AmWest Entertainment OTB, LLC	LICENSE NUMBER 0011-GH	PHONE NUMBER 502-292-1075	EMAIL ADDRESS nclemmens@amwager.com
BUSINESS ADDRESS 13011 W Highway 42, Suite 107	CITY Prospect	STATE KY	ZIP CODE 40059

TYPE OF BUSINESS

() CORPORATION () PARTNERSHIP ☒ LLC () OTHER _____

PRINCIPAL OWNERS

1. NAME Nelson E. Clemmens	SSN (LAST 4) 3164	% OF OWNERSHIP 100	
ADDRESS 2003 Goshen Lane	CITY Goshen	STATE KY	ZIP CODE 40026
2. NAME	SSN (LAST 4)	% OF OWNERSHIP	
ADDRESS	CITY	STATE	ZIP CODE
3. NAME	SSN (LAST 4)	% OF OWNERSHIP	
ADDRESS	CITY	STATE	ZIP CODE
4. NAME	SSN (LAST 4)	% OF OWNERSHIP	
ADDRESS	CITY	STATE	ZIP CODE

If there are additional owners, please attach similar information on a separate page.

PLEASE LIST ALL SITES AT WHICH YOU CURRENTLY SIMULCAST IN SOUTH DAKOTA

1. LOCATION (BUSINESS) Triple Crown	ADDRESS 108 Military Road	CITY North Sioux City	STATE SD	ZIP CODE 57049
2. LOCATION (BUSINESS)	ADDRESS	CITY	STATE	ZIP CODE
3. LOCATION (BUSINESS)	ADDRESS	CITY	STATE	ZIP CODE
4. LOCATION (BUSINESS)	ADDRESS	CITY	STATE	ZIP CODE

PLEASE LIST SOUTH DAKOTA CITIES YOU PLAN TO OPEN SIMULCAST LOCATIONS DURING THE RENEWAL YEAR

ARRESTS, DETENTIONS AND LITIGATIONS WITHIN THE LAST YEAR FOR EACH LISTED PRINCIPAL

Include those arrests in which any owner was not convicted, or charges were dismissed. (If the answer is **YES** to any of the following questions other than #7, attach any additional details on a separate page).

1. Have any of the owners been questioned, detained, indicted, arrested, or summoned to answer for any criminal offense or violations for any reason whatsoever, regardless of the disposition of the event (except minor traffic citations, but including reckless driving, DUI, or eluding)?	() YES (●) NO
2. Have any of the owners ever been or are on parole/probation to any court?	() YES (●) NO
3. Have any of the owners received a pardon for any criminal act(s)?	() YES (●) NO
4. Has a criminal indictment, information, or complaint ever been returned against any of the owners, but for which the owner was not arrested, or in which the owner was named as an un-indicted co-party?	() YES (●) NO
5. Have any of the owners, within the past year, been subpoenaed to appear to testify before a federal, state or county grand jury, board or commission?	() YES (●) NO
6. Have any of the owners filed bankruptcy, been a party to civil litigation, civil actions, had any judgment, been taken to small claims court or been found to be in default of any financial matters within this past year?	() YES (●) NO
7. Do all of the Owners listed Consent to an Investigation of their background and police records and waive any rights or causes of action that they may have against the South Dakota Commission on Gaming and any other individual or agency disclosing or releasing said information to the South Dakota Commission on Gaming?	(●) YES () NO

AFFIRMATION OF INFORMATION PROVIDED

I declare and affirm under the penalties of perjury that this Application, and any statements, attachments, supporting schedules and documents have been examined by me, and to the best of my knowledge and belief, are in all things true and correct. I understand that any person who signs such a statement knowing the same to be false or untrue, in whole or in part, shall be guilty of perjury.

Signature (Secretary Officer) <i>Nelson E. Clemmens</i> <small>Key: 146D54B-1D4612741C100A11117F6C4160</small>	Title CEO	Date 09/09/2021
--	--------------	--------------------

FOR OFFICIAL USE ONLY

() APPROVED

() DENIED

REASON FOR DENIAL	
SIGNATURE	DATE

RACETRACKS CONTRACTED WITH AMWEST ENTERTAINMENT LLC

Horse Tracks

Ajax Downs	Gulfstream Park
Albuquerque Downs	Hanover
Aqueduct	Harrah's Chester
Arapahoe Park	Harrington
Arlington Park (OTB)	Hastings Racecourse
Assiniboia Downs	Hawthorne
Australia	Hazel Park
Bangor Raceway	Hialeah Park
Batavia Downs	Hippodrome 3R
Belmont	Hoosier Park (OTB)
Belterra	Horsemen's Park
Buffalo Raceway	Illinois State Fair
Cal Expo	Indiana Downs (OTB)
California Fairs	Irish Racing
Canterbury (OTB)	Japan
Century Downs	Kawartha Downs
Charles Town	Keeneland
Charlottetown	Kentucky Downs
Churchill Downs (OTB)	Korean
Clinton	Laurel Park
Columbus	Lebanon Raceway (OTB)
Dayton	Lone Star Park
Del Mar	Los Alamitos
Delaware Co Fair	Louisiana Downs
Delaware Park	Mahoning Valley
Delta Downs	Meadowlands
Dover Downs	Mohawk
Dubai	Monmouth Park
Ellis Park	Monticello Raceway
Evangeline Downs	Mountaineer
Fair Grounds (OTB)	New Zealand
Fairmount Park	Northfield Park
Finger Lakes	Northlands Park
Flamboro Downs	Northville Downs
Fonner Park	Oaklawn Jockey Club
French	(OTB)
Fraser Downs	Ocean Downs
Freehold Raceway	Penn National
Georgian Downs	Philadelphia Park
Golden Gate	Pimlico
Grand River RC	Plainridge Racecourse
Grants Pass	Pleasanton

Greyhound Tracks

Pocono Downs	Australia GH
Pompano Park	Caliente
Prairie Meadows	Dubuque GHP
Presque Isle Downs	Irish Greyhound
(OTB)	Southland GHP
Red Mile	Tri-State GHP
Remington Park	Wheeling Downs
Retama Park	
Rideau Carleton	
Rosecroft	
Ruidoso Downs	
Running Aces	
Sam Houston	
Sandy Downs	
Santa Anita	
Santa Rosa	
Saratoga	
Saratoga Harness	
Scarborough Downs	
Scioto Downs	
Singapore	
South Africa	
Suffolk Downs	
Summerside	
Sun Ray Park	
Sunland Park	
Sweetwater Downs	
Tampa Bay Downs	
The Meadows (OTB)	
Thistledown	
Timonium Fair	
Tioga Downs	
Truro Raceway	
Turfway Park (OTB)	
UK Racing	
Vernon Downs	
Western Fair Raceway	
Will Rogers Downs	
Woodbine	
Yonkers	
Zia Park	

South Dakota Commission on Gaming Sporting Event and Sports Wagering Catalogue										PROPOSED DECEMBER 15, 2021 BY INDUSTRY				
Per 42-7B-4 (40) and (46) and ARSD 20:18:35:04 and 20:18:35:05														
All Sanctioned Events under the Governing bodies listed below										Parlays of Approved Wagers	Futures	TEAM Props	PLAYER Props (NCAA Prohibited)	IN-GAME & IN-PLAY
										Totals				
										Moneyline	Point Spread			
Baseball														
Major League Baseball (MLB)										X	X		X	X
NCAA Baseball										X	X		X	X
Basketball														
National Basketball Association (NBA)										X	X	X	X	X
Women's National Basketball Association (WNBA)										X	X	X	X	X
NCAA Men's Basketball										X	X	X	X	X
NCAA Women's Basketball										X	X	X	X	X
Fighting														
International Boxing Federation (IBF)										X	X		X	X
World Boxing Council (WBC)										X	X	X	X	X
World Boxing Association (WBA)										X	X	X	X	X
World Boxing Organization (WBO)										X	X		X	X
Mixed Martial Arts (MMA)										X		X	X	X
Ultimate Fighting Championship (UFC)										X			X	X
Football														
National Football League (NFL)										X	X	X	X	X
Canadian Football League (CFL)										X	X	X	X	X
NCAA Football										X	X	X	X	X
Golf														
Professional Golf Association (PGA)										X	X		X	X
PGA Tour Champions (PGA)										X	X	X	X	X
Ladies Professional Golf Association (LPGA)										X	X		X	X
Hockey														
National Hockey League (NHL)										X	X	X	X	X
NCAA Hockey										X	X		X	X
Olympic Games														
International Olympic Committee (IOC) (Team and Individual Events)										X	X	X	X	X
Racing														
NASCAR										X		X	X	X
Formula 1 Racing (FIA)										X	X	X	X	X
Rodeo														
Professional Bull Riders (PBR)										X	X	X	X	X
National Finals Rodeo (NFRCA)										X	X	X	X	X
Rugby														
Major League Rugby (USA Rugby)										X	X	X	X	X
Soccer														
FIFA (International Federation of Association Football) and member federations (1st and 2nd tier teams)										X	X	X	X	X
French Soccer (Ligue 1)										X	X	X	X	X
German Soccer (Bundesliga league)										X	X	X	X	X
Italian Soccer (Serie A League)										X	X	X	X	X
Spanish Soccer (Primera Division & Segunda Division)										X	X	X	X	X
Major League Soccer (MLS)										X	X	X	X	X
NCAA Soccer										X	X	X	X	X
English Soccer (EFL)										X	X	X	X	X
Tennis														
International Tennis Federation (ITF)										X	X	X	X	X
United States Tennis Association(USTA)										X	X	X	X	X
Association of Tennis Professionals (ATP)										X	X	X	X	X
Women's Tennis Association (WTA)										X	X	X	X	X
NCAA Tennis										X	X	X	X	X

November 2021

DEADWOOD?

Gaming Association +17

Overview	Types of Wagers	Market Leakage	Integrity Monitoring	Recommendations
----------	-----------------	----------------	----------------------	-----------------

Consumer Protections through Open Markets

- When the Professional and Amateur Sports Protection Act (PASPA) was overturned in 2018, one of the key reasons that states advocated for legalization was to protect consumers and convert the illegal market to a strictly regulated legal market.
- States that have legalized sports betting have shown good progress in combating the illegal books and migrating sports bettors toward well established operators in a regulated environment.
- Keys market indicators include:
 - A favorable tax rate
 - Consumer protections including Know Your Customer, Anti-Money Laundering, and Responsible Gaming
 - A diverse set of wagers allowed on different sports, leagues, games, and events
 - Convenience to the consumer
 - Integrity monitoring to ensure a fair playing field for all participants
- As new markets continue to open, consumers must be educated as well as have a product they are familiar with, which includes:
 - The types of wagers allowed
 - A diverse set of sports, leagues, games, and contests that align with consumers' interests
 - Straightforward wagering through a counter, kiosk, or other device

Odds Explained

Plus-odds:

A wager listed as +800 means that the bettor will return \$800 profit on every \$100 wagered, plus the original stake, for a total payout of \$900. +500 will return \$500 profit every \$100 wagered, plus the original stake, for a total of \$600.

Minus-odds:

A wager listed as -800 (minus 800) means that the bettor will need to wager \$800 for every \$100 profit, plus the original stake, for a total payout of \$900. -500 will require \$500 stake for every \$100 profit, plus the original stake, for a total payout of \$600.

Money Line Wagers:

When a bettor wagers on the moneyline, he or she is betting on the outright result of a game, irrespective of any other factors. For example:

Green Bay Packers	+130
New York Giants	-145

In the above example, the minus (-) sign in front of the price means that the New York Giants are the favorites – the bettor would win \$100 for every \$145 bet. If the Giants win the game, a bettor with a \$10 bet gets a return of \$16.90 - the original \$10 stake, and \$6.90 profit.

The plus (+) sign in front of the price means that the Green Bay Packers are the underdog. The +130 means that the bettor will win \$130 for every \$100 bet. If the Packers win the game, a bettor with a \$10 bet gets a return of \$23.00 - the original \$10 stake, and \$13.00 profit.

Points Spreads

Some games can be mismatches, where one side is heavily favored to win a particular event. The money line bet on these events would not be appealing because the return on betting on the favorite is not very high, and the underdog is highly unlikely to win. As such, the point spread (or “spread”) is what a sports book uses to offer more even odds on a contest.

New York Giants	-3.0	-110
Green Bay Packers	+3.0	-110

In this example, the spread is set at three points.

- The +3.0 after the Green Bay Packers means that the Packers are the underdog in this game.
- To win this point spread bet on the Packers, the Packers can win or lose the game, as long as they don’t lose by more than 3 points.
- The -3.0 after the New York Giants means that the Giants are the favorite; they must win by more than three points for a bet on the Giants to pay out.
- If Giants win by exactly three points, then the bet is a “push”, meaning that all bets are voided and stakes are returned to the bettor.
- The second number, -110, after each team is the price of a winning bet. A winning bettor will win \$100 for every \$110 bet.

Totals Bet (Over & Under)

Many players like to place bets on what the total points scored in a game by both teams will be, irrespective of who wins or who loses. This is called Totals, or over/under betting.

Over	+48.0	-110
Under	-48.0	-110

In this example, the bookmaker has predicted that the total points scored in the game, **by both teams**, will be forty-eight points.

- If a bettor thinks there will be more than 48 points scored in the game, he or she bets the Over
- If a bettor thinks that there will be less than 48 points scored in the game, he or she bets the under
- If the total is exactly 48 points, then the bet is deemed a push. All bets are voided and the stakes are returned to the bettor

Parlays

Many players enjoy the thrill of the parlay bet, where a multiple bets are placed on the same ticket at once, with the potential return (and the associated risk) accumulating with each added event.

601	YANKEES	+400
611	METS	+350
907	LIVERPOOL	-200

In this example, the bettor has selected YANKEES to win, METS to win, and LIVERPOOL to win.

- Three individual stakes of \$10 each would return \$40, \$35, and \$15 on each proposition, a return of \$90 on the \$30 wagered, or a net gain of \$60
- If the bettor chooses to combine all three bets into a parlay, this offers a return of \$327.50 on a bet of just \$10, a considerably improved return
- It is important to note, however, that **all three individual propositions must win** for the bet to win. If one loses, the entire bet is a loser
- Most sports betting jurisdictions allow players to bundle a variety of sports and types of wagers into a parlay bet, such as the above that includes two baseball games and a soccer game

Teasers

Many players like to reduce the risk in a parlay bet by placing a **teaser** bet — a parlay placed on point spreads and/or totals in American football and basketball, with the point spread and/or total adjusted, or "teased", to give the bettor a greater chance of winning.

In this example, the bettor has chosen standard parlay with the New York Giants at +9.0 and a total of Under 45 points. This means that, for the bet to win:

- The New York Giants must either beat Buffalo or not lose by more than nine points
- and
- The total points scored in the game must be under 45

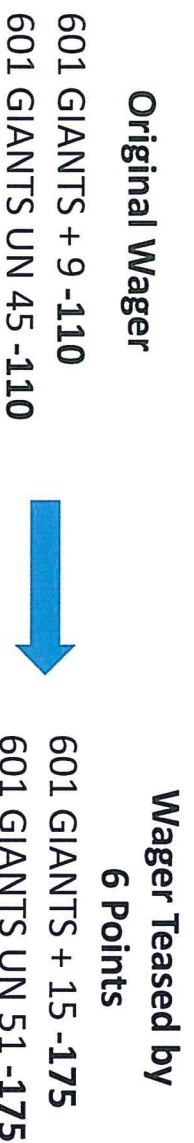
If both these selections are correct, the bet wins and pays out \$36.45 on every \$10 wagered.

601 GIANTS + 9 -110

601 GIANTS UN 45 -110

Teasers (cont'd)

- From the previous example, the bettor could now “tease” six more points onto the spread and the over/under
 - Instead of New York having to come within 9 points of Buffalo, they now have a 15-point margin
 - Instead of the total points scored in the game having to be 45 points, it is now 51 points



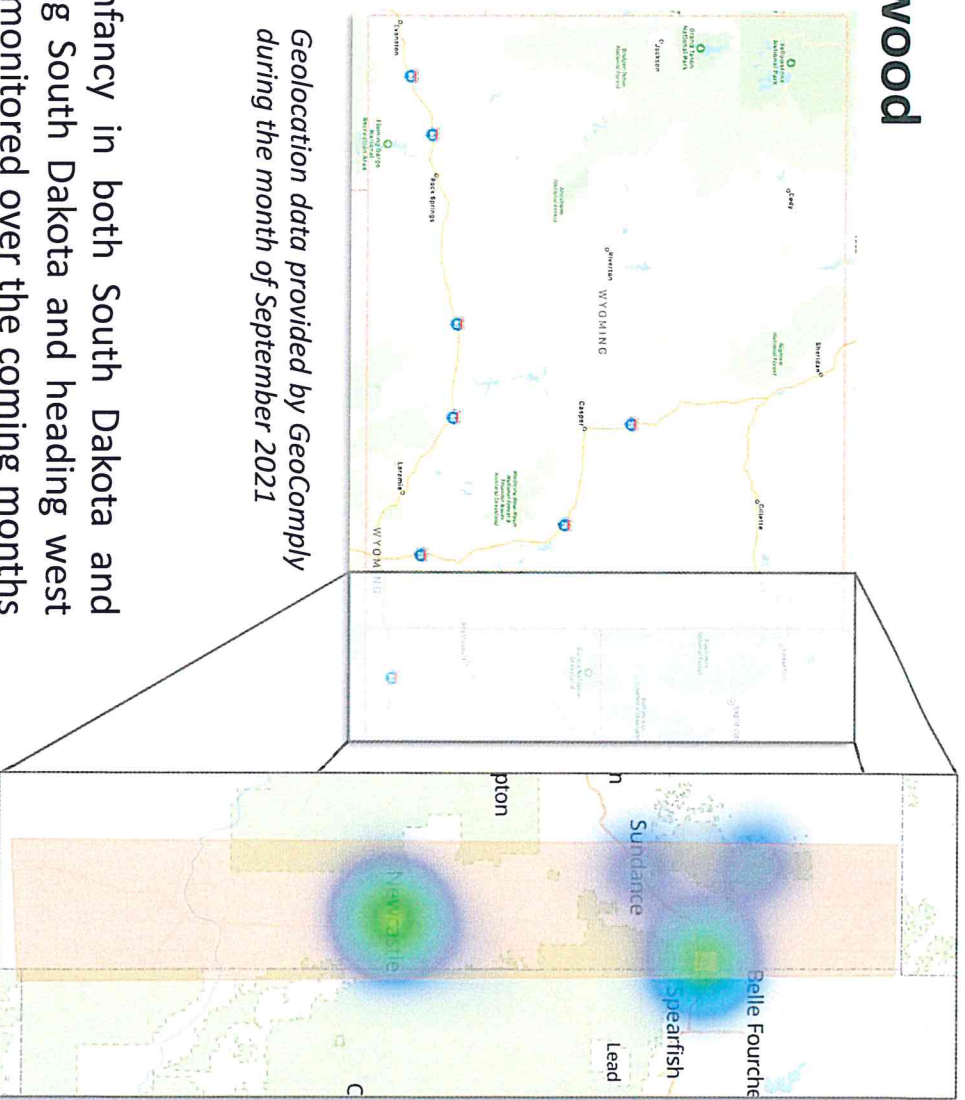
- In each case, the number that the bettor has to beat has been increased by 6 points because the bettor chose a 6-point teaser
- If the bettor chose a 6.5- or 7-point teaser, the numbers would be adjusted by 6.5 or 7 accordingly
- Different teaser values could be applied to each individual item in the parlay
 - E.g., tease the spread by 6 points and the over/under by 3 points
- The payout on the teaser bet is reduced to appropriately reflect the bettor's increased chance of winning
 - “Pleaser” refers to a wager in which the over/under or points spread is adjusted to increase the odds (and therefore the level of risk taken by the bettor)

Consumers leaving Deadwood

Sports bettors are leaving Deadwood for other states. While it is unknown as to the official cause for this, the potential host of reasons may include any of the following:

- Available Types of Wagers
- Proximity to the border
- Mobile Wagering

Geolocation data provided by GeoComply during the month of September 2021



While sports betting is still in its infancy in both South Dakota and Wyoming, consumers are likely leaving South Dakota and heading west based off of this map. This should be monitored over the coming months to understand the root cause.

Providing Integrity to Consumers

Integrity monitoring is ideally a technology and data-driven approach to identifying match-fixing, game manipulation, and other unethical or illegal betting-related activity. The mission of integrity monitoring is to help grow the legal, regulated sports betting market by providing solutions that ensure sports betting integrity in every play, every game, and every sport.

- Integrity monitoring should cast a wide net. Game manipulation & match fixing are not the only categories of nefarious behavior.
- Misuse of insider information, education & awareness trainings, and player/staff safety from harassment should be areas of expertise for integrity monitors.
- Integrity monitoring firms' mission in the U.S. should be to help grow the regulated market. As such, they should have the following characteristics:
 - Domain expertise
 - Best-of-breed technology
 - An understanding of how the key stakeholders within the regulated ecosystem work with one another
- Through access to odds & wager data, integrity monitoring firms are more equipped to identify potentially suspicious behavior in real-time.

Providing Consumers with the Market They Expect

Consumers migrating from the illegal market are looking for a sophisticated and engaging experience, as are those who are new to sports betting. This includes providing an experience that features:

- Responsible operators
- Diverse offering of sports, leagues, games, and contests
- An expectation on the types of wagers allowed, including but not limited to:
 - Money Line
 - Point Spread
 - Totals
 - Parlays
 - Teasers/Pleasers
 - Futures
 - In-Play/Live Wagering
- Integrity monitoring

Consumers deserve the same experience and protections that they have in every other regulated U.S. market. This can be done through an expanded offering of wagers, types of contests allowed, and integrity monitoring.

Let's win for our Consumers!

SOUTH DAKOTA COMMISSION ON GAMING

NEW LEAGUE, WAGER TYPE OR SPORTING EVENT SPORTS APPROVAL REQUEST FORM

PURSUANT TO

SDCL 42-7B AND ARSD 20:18:35:05

Licensee Name: Deadwood Mountain Grand
Licensee Representative Name: Brad Matichak
Type of Request: New Wager Type
Example: (New League) (New Event) (New Wager Type – specify for which league(s)/event(s))
Title of new league, new event, and/or new wager type: Teaser Wagers for NFL, NBA, and NCAA Football/Basketball

Requests will be submitted to the commission for approval at the next regularly scheduled quarterly commission meeting.

- Provide a full description of the request being made and the way wagers would be placed, and winning wagers would be determined.

Teasers are a form of wagering on existing point spreads and totals. They allow the bettor to add a set amount of points to their parlay that shift the odds of winning in their favor. Consequently, their payout odds will decrease based on how many points they want to tease their selections. Teasers will only be allowed on parlay bets.

- Provide an explanation that addresses the method by which wagers will be posted, wagering limits, and at the date and time acceptance of wagers will cease. For new league or new event requests, provide the types of wagers to be offered and wager and payout limits.

Wagers will be made available on the retail kiosks and sportsbook counters. Wagering limits along with the date and time acceptance of such wagers will cease will follow the same protocols as current wagers offered.

- Provide a full description of any technology which would be utilized to offer the league, event, or wager types.

The approved IGT sports wagering system will be utilized to offer teaser wagers

- Provide a description of the policies and procedures regarding the league, event, or wager's integrity. If this is a new league request, provide a copy of the league's integrity policy.

The integrity of these wagers will be governed by the same rules and regulations currently in place for all other approved wager types.

- Provide a listing of any known scandals, match fixing or point shaving investigations, criminal investigations, or other incidents that could possibly compromise the integrity of any players, teams, leagues, tournaments, or exhibitions.

We are not aware of any current scandals or investigations that compromise the integrity of this wager type.

- Provide a description of any communication or cooperation made or attempted between the licensee and the organizer or governing body, including a copy of any written responses from the organizer or governing body to the notification by the licensee.

None.

- Provide such other information or documentation which demonstrates that:
 - The event can be effectively supervised by a sport governing body or other oversight body.
 - There are integrity safeguards in place.
 - The outcome can be documented and can be verified.
 - The outcome is not affected by any wager placed; and
 - The event is conducted in conformity with all applicable laws and rules.
 - Wagering on the event and acceptance of the wager type are consistent with the public policy of this state.

The outcome of these wager types will be based on verifiable results determined on the field of play. The outcome is not affected by any wager placed.

- In what other jurisdiction(s) are the league(s), event(s), wager(s) approved? In what jurisdictions has approval been requested but not granted?

DO NOT INSERT A LINK TO OTHER JURISDICTIONS.

Teaser wagers are currently approved by the following jurisdictions: AZ, CO, DE, D.C., IN, IA, MI, MS, NH, NV, NJ, OR, PA, RI, TN, VA, WV, and WY.

- If existing South Dakota Commission on Gaming (SDCG) approved House Rules do not adequately address contingencies of the league, event, or wager type, the licensee must submit amended House Rules for approval.

SDCG may require an appropriate test or experimental period and subject any technology that would be used to offer an event category or wager type to such testing, investigation, and approval.

SOUTH DAKOTA COMMISSION ON GAMING

NEW LEAGUE, WAGER TYPE OR

SPORTING EVENT SPORTS

APPROVAL REQUEST FORM

PURSUANT TO

SDCL 42-7B AND ARSD 20:18:35:05

Licensee Name: Deadwood Mountain Grand
Licensee Representative Name: Brad Matichak
Type of Request: New Wager Type
Example: (New League) (New Event) (New Wager Type – specify for which league(s)/event(s))
Title of new league, new event, and/or new wager type: In-Game and In-Play/Live betting for NFL, NBA, NHL, and MLB

Requests will be submitted to the commission for approval at the next regularly scheduled quarterly commission meeting.

- Provide a full description of the request being made and the way wagers would be ~~paid~~ and winning wagers would be determined.

In-Play, or Live, betting is a means for a patron to wager on the outcome of an event after the event has begun. Live betting will be restricted to money lines and totals, and will be adjusted by traders as the event progresses. Live betting will cease when there is five minutes of play left in the event. It essentially offers the customer the option to either double down on an earlier bet or hedge an earlier bet.

In-Game betting would apply to NFL and NBA and occurs during the game's halftime. Adjusted odds would be given for the second half, and customers can wager on these odds only during halftime. This market would close when play resumes.

- Provide an explanation that addresses the method by which wagers will be posted, wagering limits, and at the date and time acceptance of wagers will cease. For new league or new event requests, provide the types of wagers to be offered and wager and payout limits.

Wagers will be made available on the retail kiosks and sportsbook counters. Wagering limits along with the date and time acceptance of such wagers will cease will follow the same protocols as current wagers offered. Wagering lines are updated

in real time and are available to view on our betting boards for customers.

- Provide a full description of any technology which would be utilized to offer the league, event, or wager types.

The approved IGT sports wagering system will be utilized to offer in-play and in-game wagers

- Provide a description of the policies and procedures regarding the league, event, or wager's integrity. If this is a new league request, provide a copy of the league's integrity policy.

The integrity of these wagers will be governed by the same rules and regulations currently in place for all other approved wager types. The provider's trading team will be constantly monitoring and adjusting the lines as the game progresses. They also will suspend the market should any significant event occur during the game that would dramatically change the lines (i.e., a key player getting injured). They also have the right to suspend live betting for the duration of any game should the need present itself.

- Provide a listing of any known scandals, match fixing or point shaving investigations, criminal investigations, or other incidents that could possibly compromise the integrity of any players, teams, leagues, tournaments, or exhibitions.

We are not aware of any current scandals or investigations that compromise the integrity of this wager type.

- Provide a description of any communication or cooperation made or attempted between the licensee and the organizer or governing body, including a copy of any written responses from the organizer or governing body to the notification by the licensee.

None.

- Provide such other information or documentation which demonstrates that:
 - The event can be effectively supervised by a sport governing body or other oversight body.
 - There are integrity safeguards in place.
 - The outcome can be documented and can be verified.
 - The outcome is not affected by any wager placed; and
 - The event is conducted in conformity with all applicable laws and rules.
 - Wagering on the event and acceptance of the wager type are consistent with the public policy of this state.

The outcome of these wager types will be based on verifiable results determined on the field of play. The outcome is not affected by any wager placed. Sportsbook staff will be fully trained on how in-game and in-lay betting occurs. It is consistent with how they accept wagers on all other approved markets and market types. Staff is also trained on South Dakota's regulations and to ensure full compliance at all times.

- In what other jurisdiction(s) are the league(s), event(s), wager(s) approved? In what jurisdictions has approval been requested but not granted?

DO NOT INSERT A LINK TO OTHER JURISDICTIONS.

In-game and In-play wagers are currently approved by the following jurisdictions: AZ, CO, D.C., IN, IA, MI, MS, NV, NJ, OR, PA, RI, TN, VA, WV, and WY.

- If existing South Dakota Commission on Gaming (SDCG) approved House Rules do not adequately address contingencies of the league, event, or wager type, the licensee must submit amended House Rules for approval.

SDCG may require an appropriate test or experimental period and subject any technology that would be used to offer an event category or wager type to such testing, investigation, and approval.

SOUTH DAKOTA COMMISSION ON GAMING

NEW LEAGUE, WAGER TYPE OR

SPORTING EVENT SPORTS

APPROVAL REQUEST FORM

PURSUANT TO

SDCL 42-7B AND ARSD 20:18:35:05

Licensee Name: Deadwood Mountain Grand
Licensee Representative Name: Brad Matichak
Type of Request: New League
Example: (New League) (New Event) (New Wager Type – specify for which league(s)/event(s))
Title of new league, new event, and/or new wager type: Formula 1 Racing

Requests will be submitted to the commission for approval at the next regularly scheduled quarterly commission meeting.

- Provide a full description of the request being made and the way wagers would be placed, and winning wagers would be determined.

Formula 1, also known as F1, is the highest class of international racing for single-seater formula racing cars, and is governed by Federation Internationale de l'Automobile (FIA). F1 racing has been in existence since 1950.

- Provide an explanation that addresses the method by which wagers will be posted, wagering limits, and at the date and time acceptance of wagers will cease. For new league or new event requests, provide the types of wagers to be offered and wager and payout limits.

Wagers will be made available on the retail kiosks and sportsbook counters. Wagering limits along with the date and time acceptance of such wagers will cease will follow the same protocols as current markets offered.

- Provide a full description of any technology which would be utilized to offer the league, event, or wager types.

The approved IGT sports wagering system will be utilized to offer wagers on this market.

- Provide a description of the policies and procedures regarding the league, event, or wager's integrity. If this is a new league request, provide a copy of the league's integrity policy.

**The FIA regulations for all races and drivers can be viewed at the following link:
file:///C:/Users/SPORTS~1/AppData/Local/Temp/2021_fia_statutes_fr-en.pdf**

- Provide a listing of any known scandals, match fixing or point shaving investigations, criminal investigations, or other incidents that could possibly compromise the integrity of any players, teams, leagues, tournaments, or exhibitions.

We are not aware of any current scandals or investigations that compromise the integrity of this league.

- Provide a description of any communication or cooperation made or attempted between the licensee and the organizer or governing body, including a copy of any written responses from the organizer or governing body to the notification by the licensee.

None.

- Provide such other information or documentation which demonstrates that:
 - The event can be effectively supervised by a sport governing body or other oversight body.
 - There are integrity safeguards in place.
 - The outcome can be documented and can be verified.
 - The outcome is not affected by any wager placed; and
 - The event is conducted in conformity with all applicable laws and rules.
 - Wagering on the event and acceptance of the wager type are consistent with the public policy of this state.

The outcome of these wager types will be based on verifiable results determined on the field of play. The outcome is not affected by any wager placed.

- ◆ In what other jurisdiction(s) are the league(s), event(s), wager(s) approved? In what jurisdictions has approval been requested but not granted?

DO NOT INSERT A LINK TO OTHER JURISDICTIONS.

Teaser wagers are currently approved by the following jurisdictions: AZ, CO, D.C., IN, IA, MI, MS, NH, NV, NJ, OR, PA, RI, TN, VA, WV, and WY.

- If existing South Dakota Commission on Gaming (SDCG) approved House Rules do not adequately address contingencies of the league, event, or wager type, the licensee must submit amended House Rules for approval.

SDCG may require an appropriate test or experimental period and subject any technology that would be used to offer an event category or wager type to such testing, investigation, and approval.

SOUTH DAKOTA COMMISSION ON GAMING

NEW LEAGUE, WAGER TYPE OR

SPORTING EVENT SPORTS

APPROVAL REQUEST FORM

PURSUANT TO

SDCL 42-7B AND ARSD 20:18:35:05

Licensee Name: Deadwood Mountain Grand
Licensee Representative Name: Brad Matichak
Type of Request: New Wager Type
Example: (New League) (New Event) (New Wager Type – specify for which league(s)/event(s))
Title of new league, new event, and/or new wager type: Soccer: England (Premiere Championship, League One, League Two)

Requests will be submitted to the commission for approval at the next regularly scheduled quarterly commission meeting.

- Provide a full description of the request being made and the way wagers would be placed, and winning wagers would be determined.

English Soccer is governed by the English Football League (EFL). The EFL was formed in 1888 and is the world's first original league football competition. It serves as the template for leagues the world over. The EFL is the largest single body of professional Clubs in European football and is responsible for administering and regulating the EFL, the Carabao Cup and the Papa John's Trophy.

- Provide an explanation that addresses the method by which wagers will be posted, wagering limits, and at the date and time acceptance of wagers will cease. For new league or new event requests, provide the types of wagers to be offered and wagerand payout limits.

Wagers will be made available on the retail kiosks and sportsbook counters. Wagering limits along with the date and time acceptance of such wagers will cease will follow the same protocols as current markets offered.

- Provide a full description of any technology which would be utilized to offer the league, event, or wager types.

The approved IGT sports wagering system will be utilized to offer wagers on this market.

- Provide a description of the policies and procedures regarding the league, event, or wager's integrity. If this is a new league request, provide a copy of the league's integrity policy.

The EFL issues policies and regulations that each athlete and club is governed by, which ensure the integrity and fairness of each event.

A copy of the EFL policies and regulations can be found via the following link:

<https://www.efl.com/-more/governance/efl-rules--regulations/efl-regulations/>

- Provide a listing of any known scandals, match fixing or point shaving investigations, criminal investigations, or other incidents that could possibly compromise the integrity of any players, teams, leagues, tournaments, or exhibitions.

We are not aware of any current scandals or investigations that compromise the integrity of this league.

- Provide a description of any communication or cooperation made or attempted between the licensee and the organizer or governing body, including a copy of any written responses from the organizer or governing body to the notification by the licensee.

None.

- Provide such other information or documentation which demonstrates that:
 - The event can be effectively supervised by a sport governing body or other oversight body.
 - There are integrity safeguards in place.
 - The outcome can be documented and can be verified.
 - The outcome is not affected by any wager placed; and
 - The event is conducted in conformity with all applicable laws and rules.
 - Wagering on the event and acceptance of the wager type are consistent with the public policy of this state.

The outcome of these wager types will be based on verifiable results determined on the field of play. The outcome is not affected by any wager placed.

- In what other jurisdiction(s) are the league(s), event(s), wager(s) approved? In what jurisdictions has approval been requested but not granted?

DO NOT INSERT A LINK TO OTHER JURISDICTIONS.

Teaser wagers are currently approved by the following jurisdictions: AZ, CO, DE, D.C., IN, IA, MI, MS, NH, NV, NJ, OR, PA, RI, TN, VA, WV, and WY.

- If existing South Dakota Commission on Gaming (SDCG) approved House Rules do not adequately address contingencies of the league, event, or wager type, the licensee must submit amended House Rules for approval.

SDCG may require an appropriate test or experimental period and subject any technology that would be used to offer an event category or wager type to such testing, investigation, and approval.

SOUTH DAKOTA COMMISSION ON GAMING

NEW LEAGUE, WAGER TYPE OR

SPORTING EVENT SPORTS

APPROVAL REQUEST FORM

PURSUANT TO

SDCL 42-7B AND ARSD 20:18:35:05

Licensee Name: Deadwood Mountain Grand
Licensee Representative Name: Brad Matichak
Type of Request: New League
Example: (New League) (New Event) (New Wager Type – specify for which league(s)/event(s))
Title of new league, new event, and/or new wager type: French Soccer: Ligue 1

Requests will be submitted to the commission for approval at the next regularly scheduled quarterly commission meeting.

- Provide a full description of the request being made and the way wagers would be placed, and winning wagers would be determined.

French Soccer, also known as Ligue 1, is governed by the Ligue de Football Professionnel, commonly known as LFP. It was founded in 1944 and serves under the authority of the French Football Federation.

- Provide an explanation that addresses the method by which wagers will be posted, wagering limits, and at the date and time acceptance of wagers will cease. For new league or new event requests, provide the types of wagers to be offered and wager and payout limits.

Wagers will be made available on the retail kiosks and sportsbook counters. Wagering limits along with the date and time acceptance of such wagers will cease will follow the same protocols as current markets offered.

- Provide a full description of any technology which would be utilized to offer the league, event, or wager types.

The approved IGT sports wagering system will be utilized to offer wagers on this market.

- Provide a description of the policies and procedures regarding the league, event, or wager's integrity. If this is a new league request, provide a copy of the league's integrity policy.

The LFP regulates all athletes and athletic events to ensure the integrity of matches. They follow the standard model used by European leagues. A copy of these regulations are available at the following link:

[https://www.cies.ch/fileadmin/documents/CIES/Governance I - Models across football associations and leagues.pdf](https://www.cies.ch/fileadmin/documents/CIES/Governance%20I%20-%20Models%20across%20football%20associations%20and%20leagues.pdf)

- Provide a listing of any known scandals, match fixing or point shaving investigations, criminal investigations, or other incidents that could possibly compromise the integrity of any players, teams, leagues, tournaments, or exhibitions.

We are not aware of any current scandals or investigations that compromise the integrity of this league.

- Provide a description of any communication or cooperation made or attempted between the licensee and the organizer or governing body, including a copy of any written responses from the organizer or governing body to the notification by the licensee.

None.

- Provide such other information or documentation which demonstrates that:
 - The event can be effectively supervised by a sport governing body or other oversight body.
 - There are integrity safeguards in place.
 - The outcome can be documented and can be verified.
 - The outcome is not affected by any wager placed; and
 - The event is conducted in conformity with all applicable laws and rules.
 - Wagering on the event and acceptance of the wager type are consistent with the public policy of this state.

The outcome of these wager types will be based on verifiable results determined on the field of play. The outcome is not affected by any wager placed.

- In what other jurisdiction(s) are the league(s), event(s), wager(s) approved? In what jurisdictions has approval been requested but not granted?

DO NOT INSERT A LINK TO OTHER JURISDICTIONS.

Teaser wagers are currently approved by the following jurisdictions: AZ, CO, D.C., IN, IA, MI, MS, NH, NV, NJ, OR, PA, RI, TN, VA, WV, and WY.

- If existing South Dakota Commission on Gaming (SDCG) approved House Rules do not adequately address contingencies of the league, event, or wager type, the licensee must submit amended House Rules for approval.

SDCG may require an appropriate test or experimental period and subject any technology that would be used to offer an event category or wager type to such testing, investigation, and approval.

SOUTH DAKOTA COMMISSION ON GAMING

NEW LEAGUE, WAGER TYPE OR

SPORTING EVENT SPORTS

APPROVAL REQUEST FORM

PURSUANT TO

SDCL 42-7B AND ARSD 20:18:35:05

Licensee Name: Deadwood Mountain Grand
Licensee Representative Name: Brad Matichak
Type of Request: New League
Example: (New League) (New Event) (New Wager Type – specify for which league(s)/event(s))
Title of new league, new event, and/or new wager type: German Soccer: Bundesliga League

Requests will be submitted to the commission for approval at the next regularly scheduled quarterly commission meeting.

- Provide a full description of the request being made and the way wagers would be placed, and winning wagers would be determined.

German Soccer, also known as Bundesliga, is governed by the Deutsche Fußball Liga ("German Football League"), which is also shortened to DFL. Formed in 2001, the DFL is responsible for the entire operating business of the Bundesliga league.

- Provide an explanation that addresses the method by which wagers will be posted, wagering limits, and at the date and time acceptance of wagers will cease. For new league or new event requests, provide the types of wagers to be offered and wager and payout limits.

Wagers will be made available on the retail kiosks and sportsbook counters. Wagering limits along with the date and time acceptance of such wagers will cease will follow the same protocols as current markets offered.

- Provide a full description of any technology which would be utilized to offer the league, event, or wager types.

The approved IGT sports wagering system will be utilized to offer wagers on this market.

- Provide a description of the policies and procedures regarding the league, event, or wager's integrity. If this is a new league request, provide a copy of the league's integrity policy.

The DFL regulates all athletes and matches to ensure the integrity of all their operations. A full breakdown of all their regulations, including documents to prevent match fixing, can be found at the following link:

<https://www.dfl.de/en/topics/>

- Provide a listing of any known scandals, match fixing or point shaving investigations, criminal investigations, or other incidents that could possibly compromise the integrity of any players, teams, leagues, tournaments, or exhibitions.

We are not aware of any current scandals or investigations that compromise the integrity of this league.

- Provide a description of any communication or cooperation made or attempted between the licensee and the organizer or governing body, including a copy of any written responses from the organizer or governing body to the notification by the licensee.

None.

- Provide such other information or documentation which demonstrates that:
 - The event can be effectively supervised by a sport governing body or other oversight body.
 - There are integrity safeguards in place.
 - The outcome can be documented and can be verified.
 - The outcome is not affected by any wager placed; and
 - The event is conducted in conformity with all applicable laws and rules.
 - Wagering on the event and acceptance of the wager type are consistent with the public policy of this state.

The outcome of these wager types will be based on verifiable results determined on the field of play. The outcome is not affected by any wager placed.

- ◆ In what other jurisdiction(s) are the league(s), event(s), wager(s) approved? In what jurisdictions has approval been requested but not granted?

DO NOT INSERT A LINK TO OTHER JURISDICTIONS.

Teaser wagers are currently approved by the following jurisdictions: AZ, CO, DE, D.C., IN, IA, MI, MS, NH, NV, NJ, OR, PA, RI, TN, VA, WV, and WY.

- If existing South Dakota Commission on Gaming (SDCG) approved House Rules do not adequately address contingencies of the league, event, or wager type, the licensee must submit amended House Rules for approval.

SDCG may require an appropriate test or experimental period and subject any technology that would be used to offer an event category or wager type to such testing, investigation, and approval.

SOUTH DAKOTA COMMISSION ON GAMING

NEW LEAGUE, WAGER TYPE OR

SPORTING EVENT SPORTS

APPROVAL REQUEST FORM

PURSUANT TO

SDCL 42-7B AND ARSD 20:18:35:05

Licensee Name: Deadwood Mountain Grand
Licensee Representative Name: Brad Matichak
Type of Request: New League
Example: (New League) (New Event) (New Wager Type – specify for which league(s)/event(s))
Title of new league, new event, and/or new wager type: Italian Soccer: Serie A League

Requests will be submitted to the commission for approval at the next regularly scheduled quarterly commission meeting.

- Provide a full description of the request being made and the way wagers would be placed, and winning wagers would be determined.

Italian Soccer, also known as Serie A, is governed by the Lega Nazionale Professionisti Serie A, more commonly known as Lega Serie A. The governing body was founded in 2010 to assume responsibility and regulation of all Italian soccer leagues and competitions.

- Provide an explanation that addresses the method by which wagers will be posted, wagering limits, and at the date and time acceptance of wagers will cease. For new league or new event requests, provide the types of wagers to be offered and wager and payout limits.

Wagers will be made available on the retail kiosks and sportsbook counters. Wagering limits along with the date and time acceptance of such wagers will cease will follow the same protocols as current markets offered.

- Provide a full description of any technology which would be utilized to offer the league, event, or wager types.

The approved IGT sports wagering system will be utilized to offer wagers on this market.

- Provide a description of the policies and procedures regarding the league, event, or wager's integrity. If this is a new league request, provide a copy of the league's integrity policy.

Lega Serie A enforces policies and regulations on every athlete and club to ensure the integrity of the league.

Their current regulations can be viewed via the following link:

https://www.legaseriea.it/assets/legaseriea/pdf/LNPA_Statuto_Regolamento20201218.pdf

- Provide a listing of any known scandals, match fixing or point shaving investigations, criminal investigations, or other incidents that could possibly compromise the integrity of any players, teams, leagues, tournaments, or exhibitions.

We are not aware of any current scandals or investigations that compromise the integrity of this league.

- Provide a description of any communication or cooperation made or attempted between the licensee and the organizer or governing body, including a copy of any written responses from the organizer or governing body to the notification by the licensee.

None.

- Provide such other information or documentation which demonstrates that:
 - The event can be effectively supervised by a sport governing body or other oversight body.
 - There are integrity safeguards in place.
 - The outcome can be documented and can be verified.
 - The outcome is not affected by any wager placed; and
 - The event is conducted in conformity with all applicable laws and rules.
 - Wagering on the event and acceptance of the wager type are consistent with the public policy of this state.

The outcome of these wager types will be based on verifiable results determined on the field of play. The outcome is not affected by any wager placed.

- ◆ In what other jurisdiction(s) are the league(s), event(s), wager(s) approved? In what jurisdictions has approval been requested but not granted?

DO NOT INSERT A LINK TO OTHER JURISDICTIONS.

Teaser wagers are currently approved by the following jurisdictions: AZ, CO, DE, D.C., IN, IA, MI, MS, NH, NV, NJ, OR, PA, RI, TN, VA, WV, and WY.

- If existing South Dakota Commission on Gaming (SDCG) approved House Rules do not adequately address contingencies of the league, event, or wager type, the licensee must submit amended House Rules for approval.

SDCG may require an appropriate test or experimental period and subject any technology that would be used to offer an event category or wager type to such testing, investigation, and approval.

SOUTH DAKOTA COMMISSION ON GAMING

NEW LEAGUE, WAGER TYPE OR

SPORTING EVENT SPORTS

APPROVAL REQUEST FORM

PURSUANT TO

SDCL 42-7B AND ARSD 20:18:35:05

Licensee Name: Deadwood Mountain Grand
Licensee Representative Name: Brad Matichak
Type of Request: New League
Example: (New League) (New Event) (New Wager Type – specify for which league(s)/event(s))
Title of new league, new event, and/or new wager type: Spanish Soccer: Primera Division and Segunda Division

Requests will be submitted to the commission for approval at the next regularly scheduled quarterly commission meeting.

- Provide a full description of the request being made and the way wagers would be placed, and winning wagers would be determined.

Spanish Soccer is governed by the Liga Nacional de Futbol Profesional, also known as La Liga. The organization was founded in 1984 and is part of the Spanish Football Federation (RFEF). They are also affiliated with the European Professional Football Leagues which works towards the growth of professional football in Europe.

- Provide an explanation that addresses the method by which wagers will be posted, wagering limits, and at the date and time acceptance of wagers will cease. For new league or new event requests, provide the types of wagers to be offered and wager and payout limits.

Wagers will be made available on the retail kiosks and sportsbook counters. Wagering limits along with the date and time acceptance of such wagers will cease will follow the same protocols as current markets offered.

- Provide a full description of any technology which would be utilized to offer the league, event, or wager types.

The approved IGT sports wagering system will be utilized to offer wagers on this market.

- Provide a description of the policies and procedures regarding the league, event, or wager's integrity. If this is a new league request, provide a copy of the league's integrity policy.

La Liga enforces policies and regulations on every athlete and club to ensure the integrity of the league.

Their current regulations can be viewed via the following link:

<https://assets.laliga.com/assets/2020/09/07/originals/db14b74004965c8a83a6dff5346d5107.pdf>

- Provide a listing of any known scandals, match fixing or point shaving investigations, criminal investigations, or other incidents that could possibly compromise the integrity of any players, teams, leagues, tournaments, or exhibitions.

We are not aware of any current scandals or investigations that compromise the integrity of this league.

- Provide a description of any communication or cooperation made or attempted between the licensee and the organizer or governing body, including a copy of any written responses from the organizer or governing body to the notification by the licensee.

None.

- Provide such other information or documentation which demonstrates that:
 - The event can be effectively supervised by a sport governing body or other oversight body.
 - There are integrity safeguards in place.
 - The outcome can be documented and can be verified.
 - The outcome is not affected by any wager placed; and
 - The event is conducted in conformity with all applicable laws and rules.
 - Wagering on the event and acceptance of the wager type are consistent with the public policy of this state.

The outcome of these wager types will be based on verifiable results determined on the field of play. The outcome is not affected by any wager placed.

- In what other jurisdiction(s) are the league(s), event(s), wager(s) approved? In what jurisdictions has approval been requested but not granted?

DO NOT INSERT A LINK TO OTHER JURISDICTIONS.

Teaser wagers are currently approved by the following jurisdictions: AZ, CO, DE, D.C., IN, IA, MI, MS, NH, NV, NJ, OR, PA, RI, TN, VA, WV, and WY.

- If existing South Dakota Commission on Gaming (SDCG) approved House Rules do not adequately address contingencies of the league, event, or wager type, the licensee must submit amended House Rules for approval.

SDCG may require an appropriate test or experimental period and subject any technology that would be used to offer an event category or wager type to such testing, investigation, and approval.

SOUTH DAKOTA COMMISSION ON GAMING

NEW LEAGUE, WAGER TYPE OR

SPORTING EVENT SPORTS

APPROVAL REQUEST FORM

PURSUANT TO

SDCL 42-7B AND ARSD 20:18:35:05

Licensee Name: By Development Inc. DBA Cadillac Jacks Gaming Resort
Licensee Representative Name: David Schneider
Type of Request: New League
Example: (New League) (New Event) (New Wager Type – specify for which league(s)/event(s))
Title of new league, new event, and/or new wager type: Association of Tennis Professionals (ATP) and Women's Tennis Association (WTA)

Requests will be submitted to the commission for approval at the next regularly scheduled quarterly commission meeting.

- Provide a full description of the request being made and the way wagers would be placed, and winning wagers would be determined.

The Association of Tennis Professionals (ATP) and the Women's Tennis Association (WTA) are the governing bodies for top-tier men's and women's professional tennis competitions. The ATP, the governing body for men's professional tennis, organizes events such as the ATP Tour. The WTA, the governing body for men's professional tennis, organizes events such as the WTA Tour.

- Provide an explanation that addresses the method by which wagers will be posted, wagering limits, and at the date and time acceptance of wagers will cease. For new league or new event requests, provide the types of wagers to be offered and wager and payout limits.

Wagers will be made available on the retail kiosks and sportsbook counters. We intend to offer the full array of wagers permitted in South Dakota.

- Provide a full description of any technology which would be utilized to offer the league, event, or wager types.

The BetMGM wagering platform will be utilized to offer the wagers.

- Provide a description of the policies and procedures regarding the league, event, or wager's integrity. If this is a new league request, provide a copy of the league's integrity policy.

The ATP and WTA issue policies that each athlete and competition is governed by, which ensure the integrity and fairness of each sponsored event.

A copy of the ATP integrity policy and code of conduct can be accessed via the following link: https://www.atptour.com/-/media/files/rulebook/2019/2019-atp-rulebook_chapter-8_the-code_05feb.pdf

A copy of the ATP integrity policy and code of conduct can be accessed via the following link: <https://www.wtatennis.com/wta-rules>

In addition, the international governing bodies of tennis established the International Tennis Integrity Agency, which is designed to safeguard professional tennis from corruption and any unfair competitive advantage.

- Provide a listing of any known scandals, match fixing or point shaving investigations, criminal investigations, or other incidents that could possibly compromise the integrity of any players, teams, leagues, tournaments, or exhibitions.

We are not aware of any current scandals or investigations that would compromise the integrity of any players, teams, tournaments, or exhibitions during any future ATP or WTA competition.

- Provide a description of any communication or cooperation made or attempted between the licensee and the organizer or governing body, including a copy of any written responses from the organizer or governing body to the notification by the licensee.

None.

- Provide such other information or documentation which demonstrates that:
 - The event can be effectively supervised by a sport governing body or other oversight body.
 - There are integrity safeguards in place.
 - The outcome can be documented and can be verified.
 - The outcome is not affected by any wager placed; and
 - The event is conducted in conformity with all applicable laws and rules.
 - Wagering on the event and acceptance of the wager type are consistent with the public policy of this state.

The outcome of these markets will be based on verifiable results determined on the field of play. The outcome is not affected by any wager placed. ATP and WTA ensure that integrity safeguards are in place and participants in these events are subject to the integrity policies and codes of conduct cited above.

- In what other jurisdiction(s) are the league(s), event(s), wager(s) approved? In what jurisdictions has approval been requested but not granted?

DO NOT INSERT A LINK TO OTHER JURISDICTIONS.

The ATP and WTA are currently approved in: AZ, CO, D.C., IN, IA, MI, MS, NV, NJ, OR, PA, TN, VA, WV, and WY.

- If existing South Dakota Commission on Gaming (SDCG) approved House Rules do not adequately address contingencies of the league, event, or wager type, the licensee must submit amended House Rules for approval.

SDCG may require an appropriate test or experimental period and subject any technology that would be used to offer an event category or wager type to such testing, investigation, and approval.

SOUTH DAKOTA COMMISSION ON GAMING

NEW LEAGUE, WAGER TYPE OR

SPORTING EVENT SPORTS

APPROVAL REQUEST FORM

PURSUANT TO

SDCL 42-7B AND ARSD 20:18:35:05

Licensee Name: BY Development Inc DBA Cadillac Jacks Gaming Resort

Licensee Representative Name: David Schneider

Type of Request: **New League**

Example: (New League) (New Event) (New Wager Type – specify for which league(s)/event(s))

Title of new league, new event, and/or new wager type:

International Tennis Federation (ITF)

Requests will be submitted to the commission for approval at the next regularly scheduled quarterly commission meeting.

- Provide a full description of the request being made and the way wagers would be placed, and winning wagers would be determined.

The International Tennis Federation (ITF) is the governing bodies of world professional tennis and organizes the “Grand Slam” events (Wimbledon, Australian Open, French Open, and US Open), the most prestigious tennis competitions.

The ITF responsibilities include maintaining and enforcing the rules of tennis, regulating international team competitions, promoting the game, and preserving the sport's integrity via anti-doping and anti-corruption programs. The ITF partners with the Women's Tennis Association (WTA) and the Association of Tennis Professionals (ATP) to govern professional tennis.

- Provide an explanation that addresses the method by which wagers will be posted, wagering limits, and at the date and time acceptance of wagers will cease. For new league or new event requests, provide the types of wagers to be offered and wager and payout limits.

Wagers will be made available on the retail kiosks and sportsbook counters. We intend to offer the full array of wagers permitted in South Dakota.

- Provide a full description of any technology which would be utilized to offer the league, event, or wager types.

The BetMGM wagering platform will be utilized to offer the wagers.

- Provide a description of the policies and procedures regarding the league, event, or wager's integrity. If this is a new league request, provide a copy of the league's integrity policy.

The ITF issues policies that each athlete and competition is governed by, which ensure the integrity and fairness of each sponsored event.

**A copy of the ITF integrity policy and code of conduct can be accessed via the following link:
<https://www.itftennis.com/en/about-us/governance/rules-and-regulations/?type=anti-corruption>**

In addition, the international governing bodies of tennis established the International Tennis Integrity Agency, which is designed to safeguard professional tennis from corruption and any unfair competitive advantage.

- Provide a listing of any known scandals, match fixing or point shaving investigations, criminal investigations, or other incidents that could possibly compromise the integrity of any players, teams, leagues, tournaments, or exhibitions.

We are not aware of any current scandals or investigations that would compromise the integrity of any players, teams, tournaments, or exhibitions during any future ITF competition.

- Provide a description of any communication or cooperation made or attempted between the licensee and the organizer or governing body, including a copy of any written responses from the organizer or governing body to the notification by the licensee.

None.

- Provide such other information or documentation which demonstrates that:
 - The event can be effectively supervised by a sport governing body or other oversight body.
 - There are integrity safeguards in place.
 - The outcome can be documented and can be verified.
 - The outcome is not affected by any wager placed; and
 - The event is conducted in conformity with all applicable laws and rules.
 - Wagering on the event and acceptance of the wager type are consistent with the public policy of this state.

The outcome of these markets will be based on verifiable results determined on the field of play. The outcome is not affected by any wager placed. ITF ensures that integrity safeguards are in place and participants in these events are subject to the ITF integrity policy and code of conduct cited above.

- In what other jurisdiction(s) are the league(s), event(s), wager(s) approved? In what jurisdictions has approval been requested but not granted?

DO NOT INSERT A LINK TO OTHER JURISDICTIONS.

The ITF is currently approved in: AZ, CO, D.C., IN, IA, MI, MS, NV, NJ, OR, PA, TN, VA, WV, and WY.

- If existing South Dakota Commission on Gaming (SDCG) approved House Rules do not adequately address contingencies of the league, event, or wager type, the licensee must submit amended House Rules for approval.

SDCG may require an appropriate test or experimental period and subject any technology that would be used to offer an event category or wager type to such testing, investigation, and approval.

Response and request from BetMGM

Hi Susan,

Thank you for soliciting our comment as you consider revisions to the South Dakota wagering catalog. We believe that the proposed changes are great improvements to the existing catalog and will allow operators to expand wagering menus to create a better product for the patrons without creating any integrity concerns. We strongly agree with how the proposed catalog creates consistency among major sports, does not differentiate between parlays, and adds more options for proposition bets.

Our only disagreement is with the proposed additions to the Soccer category. The proposed catalog adds the top tier soccer leagues from France, Germany and Italy and the top two tiers in Spain; however, each of these leagues would already be approved under "FIFA (International Federation of Association Football) and member federations (1st and 2nd tier teams)" which already exists on the catalog. Thus, we believe that separately listing these leagues that are already approved only creates confusion on how to interpret the existing FIFA approval.

With respect to your question about in-play and in-game wagers, BetMGM does indeed have the capability to offer these markets at retail counters and kiosks, as well as mobile applications. We successfully operate live wagering for retail in other jurisdictions and would apply the same technology to SD as well. We support the addition of in-play wagering to SD's catalog for NFL, NBA, NHL and MLB, and request that NCAA basketball and football also be included.

Please note, though, that the request form you provided for in-play and in-game wagering (submitted by Deadwood Mountain Grand) sets parameters around live wagering that appear to be specific to how they operate. For example, they state that "live betting will be restricted to money lines and totals", but we would offer any wagers in-play that are approved pre-match, not just money lines and totals. Although we would primarily only offer in-play money lines, totals, and spreads, we would offer in-play proposition wagers on special occasions like the Super Bowl. Further, the request form states that "live betting will cease when there is five minutes of play left in the event," but we would offer wagers at any point before the match is concluded and/or the result of the wager is determined. The five-minute limit does not take into consideration other factors (such as overtime) and cannot be complied with for baseball because there is no clock.

Please let us know if you have any other questions or need any further assistance prior to the December 15th meeting.

Thank you,
Angelo BetMGM

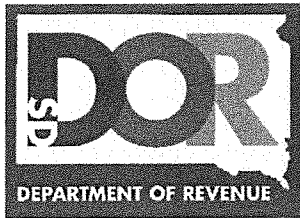
Response from IGT

Hi Susan,

IGT can confirm we are capable of offering in-play on both retail and mobile channels. In-play in retail can be a little slow at the window, but provides a good user experience on the "QuickBet" kiosks.

Regards,

Susan Christie
Senior Manager
North American Product Compliance



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

Licensing
December 15, 2021

Key License

- ✓ Kamran Farrokhi
- ✓ Brad Matichak
- ✓ Jessica Lundgren
- ✓ Laurie Mitcheltree
- ✓ Zachary Edstrom
- ✓ Jeffrey Nehmer
- ✓ Marion Culberson
- ✓ Wesley Barnhouse

Key License Renewals

See attached list

Business License Approval

- ✓ Recommend approval of 3 Retail Gaming licenses for Door4, LLC (**12187, 12188 & 12567-RT's**) with David Barth (**12186-OW**) as the owner and that they be assigned to the Fairmont/Oyster Bay location at 628 Main Street.



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

MEMORANDUM

DATE: 09/14/2021
TO: South Dakota Commission on Gaming
From: Brandon Snyder
Subject: Kamran Farrokhi
Lic. #: 12075-21-KY

The applicant is currently working at the The Lodge setting up for banquets and bartending. He also runs a photography business. Kamran is currently attempting to come back to work as a Pit Boss/Dealer. Kamran has had a support gaming license since 2004 with no derogatory action.

Concerns: None

Recommendation: It is recommended that Kamran be approved for a Key license.



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

MEMORANDUM

DATE: 09/27/2021
TO: South Dakota Commission on Gaming
FROM: Brandon Snyder
SUBJECT: Brad Matichak
LIC. #: 12174-21-KY

Brad is currently employed at the Deadwood Mountain Grand as a Sportsbook Supervisor. Deadwood Mountain Grand is expecting to open the Sportsbook at the end of October. Brad worked for Harrington Raceway until May 2021 and held a gaming license in Delaware with no derogatory action taken on his license.

Concerns: NONE

Recommendation: Approval



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

MEMORANDUM

DATE: 10/07/2021
TO: South Dakota Commission on Gaming
FROM: Brandon Snyder
SUBJECT: Jessica Lundgren
LIC. #: 12214-21-KY

Jessica is currently the Assistant Casino Manager at Cadillac Jacks Gaming Resort. Jessica held a gambling license in Iowa from 2014 to 2021. With no major derogatory action on her license.

Concerns: NONE

Recommendation: Approval



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

MEMORANDUM

DATE: October 18, 2021
TO: South Dakota Commission on Gaming
FROM: Mark Heltzel
SUBJECT: Laurie Mitcheltree

Laurie is currently employed at the Deadwood Gulch Resort as a cashier and floor supervisor. Laurie obtained a support license in 1989. Laurie has been employed at the Deadwood Gulch Resort since 2008. Laurie is attempting to obtain a key license to open more possibilities for her and help her employer out.

Concerns: None

Recommendations: It is recommended that the applicant be approved for a Key Employee license. No derogatory information was discovered during this background investigation that would prevent the applicant from obtaining a license.



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732

(605) 578-3074 • dor.sd.gov/gaming

MEMORANDUM

DATE: October 31, 2021
TO: South Dakota Commission on Gaming
FROM: S/A Angela J. Wilkerson
SUBJECT: Zachary M. Edstrom

Zachary Edstrom is presently employed as a cashier at Saloon No. 10 in Deadwood, SD. He has been employed there since October 11th of this year.

Edstrom received his most recent Support License with the South Dakota Commission on Gaming (SDCG) in September of 2021. He previously held a Support License with the SDCG for 2016 and 2017.

Edstrom has never been licensed in any other gaming jurisdiction and has had no disciplinary actions while holding a Support License with the SDCG.

Recommendation: Upon completion of this background investigation, it is recommended that Zachary M. Edstrom be **approved** for a Key License. There was nothing found during the course of this investigation that would preclude him from Key licensure in Deadwood.

Angela J. Wilkerson

SPECIAL AGENT – INVESTIGATIONS / ENFORCEMENT

SD COMMISSION ON GAMING



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

MEMORANDUM

DATE: 11/19/2021
TO: South Dakota Commission on Gaming
FROM: Brandon Snyder
SUBJECT: Jeffrey Robert Nehmer
LIC. #: 12332-21-KY

Jeffery Robert Nehmer is currently employed at the Deadwood Gulch resort as a Floor Supervisor. Jeffery has not worked in the gaming industry prior to September 2021. Jeffery currently holds a support gaming license with no derogatory action taken on his license.

Concerns: None

Recommendation: Approval



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

MEMORANDUM

DATE: 11/29/2021
TO: South Dakota Commission on Gaming
FROM: Brandon Snyder
SUBJECT: Marion Lewis Culberson
LIC. #: 12315-21-KY

Marion is currently working as a Slot Manager/Floor Supervisor. He has been employed and has had his support license since June 2021. He has had a support gaming license in Colorado with no derogatory action on his license.

Concerns: None

Recommendation: Approval



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • dor.sd.gov/gaming

MEMORANDUM

DATE: December 1, 2021
TO: South Dakota Commission on Gaming
FROM: S/A Brian Swets
SUBJECT: Wesley Barnhouse

Wesley has had a support license since July 2021. He is currently working at Deadwood Mountain Grand as a floor supervisor. Wesley has applied for a key license due to his position as a floor supervisor.

Concerns: None

Recommendations: It is recommended that Wesley Barnhouse be **approved** for a Key Employee license. No derogatory information was discovered during this background investigation that would prevent the applicant from obtaining a license.

South Dakota Commission on Gaming
Licensing
December 15, 2021 Commission Meeting

2021 Key Renewal

Rosemary Wylie

2022 Key Renewals

John Abernathy	Roxanne Daum	Lewis Hall
Stephanie Adams	Raye Ann DeLong	Kurt Hall
Brenda Alexander	Shareen DeMars	Patty Hall
Jess Allen	Melody Dennis	Joni Hamann
Matthew Altmeyer	William DeWolf	Broc Hanson
Tim Atyeo	Cindy Dillman	David Hansen
Don Atyia	Leslie Duddy-Lang	Michelle Harmon
Beverly Bachand	Bob Earwood	Bruce Harmon
Karen Ballert	Carol Edwards	Cody Hartl
Foster Bartholow, III	Danette Eggleston	Suanne Hayes
Bradford Baucom	Chad Eid	Raymond Hayes
Mary Baudhuin	Chawn Elliott	CJ Hester
Lynae Benham	Ken Elliott	Karen Hickson
Jeannie Bennett	Cliff Etherington	Linda Hochstetler
Suzy Bertalot	David Fandrick	Paul Holst
Mark Bidwell	Nancy Field	Janet Holzer
Bill Blakeley	Lynda Fierbach	Brenda Hopfinger
Casey Borsch	Michelle Fischer	Mitch Houchin
Judi Braut	Tom Fischer	Terry Houk
Timothy Brennan	Rodney Fischer	Darlene Hulm
April Brennan	Kevin Fish	Kory Iverson
Debra Brink	Steve Frankman	Michelle Jacobs
Jacob Britton	Phyllis Freeman	Dan Johnson
Jason Brott	Marcus Gallegos	Sherri Johnson
Danny Burr	Tallea Gallegos	Edward Jones
David Buskirk	Joe Gasper	John Juso
Diane Carda	Lane Gemar	Ken Kermu
Dillin Chambless	Kenneth Gienger	Susan Kightlinger
Allen Clayton	Lynell Gienger	Jesse Kille
Richard Cleveland	Gregory Glodt	Brian Kindsfater
Marcus Clyne	Heather Gorden	Daren Kirk
Allen Conradsen	Bridget Gostola	Donald Kleinheksel
Philip Coon	Robert Greco	Deb Klima
Tracy Cooper	Shari Green	Ryan Klima
Craig Cottrell	Ashley Griffith	Kathie Klinckman
Craig Crowell	William Griffith	David Knight
Elena Dagit	Michael Gurich	Roxanne Knight
Dakam Mohamand Dakam	Neil Hague	Edward Kramp
Susan Day	Vickie Hague	Dale Lange

Gene Lee
Jeannette Lemke
Randy Lepthien
Jim Lewis
David Linder
Barry Lloyd
Michael Lorge
Bryan Louden
William Lund
Clinton Lurz
Regina Luze
Aaron Maag
Kimberly Maag
Jan Mallory
John Mamola
Diane Mangelsen
Gwen Martin
Seth Martens
Pam Massa
Michael Maynard
Char Maynard
Patrick McDermott
Laurie McKee
Michael McKee
Felix Mehia
Pamela Merrell
Sandra Metzger
Christine Mikla
Sarah Milek
Jeff Millard
Nicolas Moffett
Kim Morris
Luby Muir
Marty Nelson
Randy Nelson
Gary Nelson
Shari Neyhart
Joseph Noeller

Tyler Nold
Joseph Nonnast
Deborah O'Bryan
Erik Olsby
Elizabeth Park
David Perfett
Weston Pleinis
Tom Pope
Pamm Pownall
Diana Prado
Robert Ringling
Wade Robbins
Ann Roberts
Pat Roberts
Joseph Robinson
Michael Rodman
David Rogers
Wayne Ruffner
David Ruth
Daniel Ryan
John Rystrom
Steven Schaeffer
Connie Schlepp
Eddie Schmeltz
Robert Schmitt, Jr.
Kady Schmitz
David Schneider
Rick Schoenthal
Ashley Schubauer
David Scott
Jonathan Scroggins
Jack Sears
Luci Seid
Rick Sexton
Tanner Shoup
Tony Seiber
Gaylene Septka
Britton Siemonsa

James Simmons
Dolores Skalsky
James Skalsky
Gordon Smith
Cleo Snow
Theresa Spaid
Sherry Spicer
Clarence Sprague
Emily Sheridan
Lon Simmons
Bruce Stairs
Janice Stewart
Jay Stoltenberg
Timothy Story
William Stott
John Strauss
Jason Sumners
Roy Sundstrom
James Suurmeir
Trevor Taylor
Joshua Thurmes
James Trepl
Sharon Van Norman
Jim Vinson
Liz Vodicka
Bethany Wallace
Terri Ward
Carrie Werlinger
Lori Van Winsen
Connie Weis
Marian Wescott-Toth
Andrea Weyer
Patty Whitt
Bob Wilson
Walter Winder
Ken Wolfe
Rosemary Wylie
Lori Zimmerman



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732

(605) 578-3074 • dor.sd.gov/gaming

MEMORANDUM

DATE: October 29, 2021
TO: South Dakota Commission on Gaming
FROM: S/A Angela J. Wilkerson
SUBJECT: David K. Barth / Door 4 LLC.
(12186-21-OW, 12567-RT, 12187-RT, 12188-RT)

David K. Barth is the sole owner of Door 4 LLC. which was originally filed in South Dakota in 2017. Mr. Barth is purchasing property to operate a new business and casino in Deadwood under this LLC.

Neither Mr. Barth, nor Door 4 LLC. have ever held a gaming license. All of Mr. Barth's businesses are in good standing in their respective states of North Dakota and South Dakota. Mr. Barth is seeking approval as an owner of three retail licenses.

Recommendation: Recommendation as a result of this background investigation is that David K. Barth / Door 4, LLC. be **approved** as an owner of retail licenses. There was nothing found during the course of this investigation that would preclude the applicant from obtaining this licensure.

Angela J. Wilkerson

SPECIAL AGENT – INVESTIGATIONS / ENFORCEMENT
SD COMMISSION ON GAMING