



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732
(605) 578-3074 • 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 11, 2019 beginning at 9:00 a.m. MDT 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

Commission on Gaming vs Victoria Aker revocation of support license [Pages 3 - 6](#)

Trackside appeal of action taken by Executive Secretary [Pages 7 - 10](#)

QUARTERLY BUSINESS MEETING

Approval of the minutes of Quarterly Meeting of September 24, 2019 [Pages 11 - 13](#)

Old Business

G2E report

2020 Legislative Session update Revenue Secretary Jim Terwilliger

Allotment of 2020 live racing dates for Verendrye Benevolent Association per SDCL 42-7-68 [Pages 14 - 16](#)

Renewal of Simulcast Provider License [Pages 17 - 25](#)

Renewal of Simulcast Site License [Page 26](#)

Deadwood Licensing Matters [Pages 27 - 4](#)

Dates of 2020 Quarterly Meetings [Page 47](#)

DGA update Mike Rodman Executive Director



SOUTH DAKOTA COMMISSION ON GAMING

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Public Comment

Executive Session pursuant to SDCL 1-25-2 (1) (3) and (4) and 42-7B-8.1 (4)

Decisions on Administrative Hearings

Adjournment

SUSAN CHRISTIAN, CIA
Acting Executive Secretary

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



SOUTH DAKOTA COMMISSION ON GAMING
87 Sherman Street • Deadwood, SD 57732
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October 23, 2019

NOTICE OF SUMMARY SUSPENSION OF LICENSE

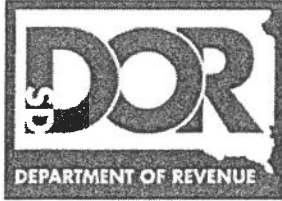
TO: Victoria Aker
S.D.C.G. Support Lic. # 5611-03-SP

NOTICE IS HEREBY GIVEN that pursuant to the authority granted to the Executive Secretary of the South Dakota Commission on Gaming by ARSD 20:18:12:02 I have hereby summarily suspended your gaming support license for a period of sixty (60) days commencing on October 23, 2019. This suspension shall remain in effect through December 21, 2019.

The reason for the suspension is that you have been charged with and pled guilty to a violation of SDCL 22-42-5.

Dated the 23rd day of October 23, 2019.

Susan Christian
Executive Secretary
South Dakota Commission on Gaming



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October 23, 2019

NOTICE OF HEARING

TO: Victoria Aker
S.D.C.G. Support Lic. # 5611-03-SP

NOTICE IS HEREBY GIVEN that a hearing will be held before the South Dakota Commission on Gaming on Wednesday, December 11, 2019 at 9:00 AM MST in the Deadwood City Hall, 102 Sherman Street, Deadwood, South Dakota.

The purpose of this hearing is to act on a complaint filed against you by Enforcement Agent Mark Heltzel on October 23, 2019.

This hearing is held under the authority and jurisdiction of SDCL 42-7B-24 and 42-7B-11(11) and (13).

The statute involved is SDCL 42-7B-33(3).


The matter to be asserted your guilty plea to and conviction of the charge of unauthorized possession of a controlled substance (SDCL 22-42-5), a felony.

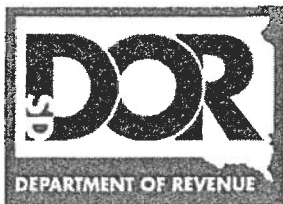
As a result of this hearing the Commission on Gaming may revoke your gaming license. If your gaming license is revoked it would be unlawful for you to work in any employment which would require a gaming license to perform the duties of the job.

This is an adversary proceeding. Any party to the case has a right to be present at the hearing, to be represented by a lawyer, to present statements or evidence in their own behalf and to question witnesses who testify against him. These and other due process rights will be forfeited if they are not exercised at the hearing.

The decision of the Commission on Gaming may be appealed to the circuit court and to the State Supreme Court as provided by law.

Dated at Deadwood, South Dakota, the 23rd day of October 2019.


Susan Christian
Executive Secretary
South Dakota Commission on Gaming



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South Dakota Commission)	
on Gaming)	
)	
<i>Plaintiff,</i>)	Initial Complaint Filed
)	Pursuant to
Vs.)	ARSD 20:18:10:01
)	
Victoria Aker)	Complaint # 19-10-060-MH
S.D.C.G. Support Lic. # 5611-03-SP)	
)	
<i>Defendant.</i>)	

The Complaint is made against the following Licensee:

Victoria Aker
11160 Eaton Lane
Belle Fourche, SD 57717

Generally, Licensee has engaged in conduct constituting grounds for disciplinary action. The conduct complained against is as follows: On October 15, 2019 Victoria Aker pled guilty to possession of controlled substance in schedules I or II. Victoria received a suspended execution of sentence to this class 5 felony.

S.D.C.L. 42-7B-33 (3) states:

Person involved as manufacturer, distributor, operator, retailer, gaming property owner, key employee, or support licensee--Qualifications. Any person, any stockholder owning five percent or more of any corporation or limited liability company, and any officer or director, or any partner in any partnership involved as a manufacturer, distributor, operator, retailer, or gaming 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.

Dated this 23rd day of October, 2019.

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:

Victoria Aker
11160 Eaton Lane
Belle Fourche, SD 57717

(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 23rd day of October, 2019


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



SOUTH DAKOTA COMMISSION ON GAMING

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NOTICE OF HEARING

**TRACKSIDE APPEAL OF ACTION TAKEN BY THE
EXECUTIVE SECRETARY OF THE SOUTH DAKOTA
COMMISSION ON GAMING**

Notice is hereby given that a hearing will be held before the South Dakota Commission on Gaming on Tuesday, December 11, 2019 at 9:00 AM 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 the request for hearing dated December 28, 2018, by Jeffrey D. Collins, attorney of record for Trackside, Inc. on behalf of various claimants who have assigned claims to Trackside, Inc. for payment from a Certificate of Deposit held by the South Dakota Commission on Gaming in lieu of a bond provide by Bettor Racing., Inc. A copy Collins request for hearing is attached hereto.

This hearing is held under the authority and jurisdiction of ARSD 20:04:01:30.

The particular rules involved are ARSD Chapter 20:04:33 including but not limited to 20:04:33:01 (1) (2) (3) (4) (12) (20) (29), 20:04:33:33, 20:04:33:34, 20:04:33:56, 20:04:33:57, 20:04:33:58, 20: 04:33:59, 20:04:33:60, and 20:04:33:61.

The matter to be asserted is whether the claimant is entitled to any payments from the Certificate of Deposit held by the Commission in lieu of a bond provided by Bettor Racing, Inc.

As a result of this hearing the Commission on Gaming can determine whether or not any of the claims assigned to Trackside are entitled to any payment from the Certificate of Deposit.

This hearing is an adversary proceeding and will be conducted as "contested case" under SDCL Chapter 1-26. Any party has a right to be present at the hearing. 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 or if a property right may be terminated any party to the case may require the Commission to use the Office of Hearing Examiners by giving notice to the Commission no later than ten days after service of this Notice of Hearing.

The decision of the Commission on Gaming may be appealed to the circuit court and to the State Supreme Court as provided by law.

Dated at Pierre, South Dakota the 5th day of November 2019.



Susan Christian
Executive Secretary



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CERTIFICATE OF SERVICE

I, Susan Christian, do hereby certify that I served a copy of the foregoing Notice of Hearing upon the Claimants by mailing a copy to

Jeffrey D. Collins
Lynn, Jackson, Schultz & Lebrun
909 St. Joseph Street
Rapid City, S. D. 57709

with a copy to

Lee Ann Pierce
Trustee for Bettor Racing, Inc.
316 4th Street
Brookings, S. D. 57006

by first class mail with postage prepaid thereon on the 5th day of November 2019.



Susan Christian
Executive Secretary

LAW OFFICES

Lynn, Jackson, Shultz & Lebrun, P.C.

LAWYERS ALSO ADMITTED IN MINNESOTA, IOWA, NORTH DAKOTA AND WYOMING

www.lynnjackson.com

909 ST. JOSEPH STREET
SUITE 800
RAPID CITY, SD 57701-3301
605-342-2592
FAX 605-342-5185

135 E. COLORADO BOULEVARD
SPEARFISH, SD 57783-2755
605-722-9000
FAX 605-722-9001

110 N. MINNESOTA AVENUE
SUITE 400
SIOUX FALLS, SD 57104-6475
605-332-5999
FAX 605-332-4249

REPLY TO: Rapid City 605-342-2592

From the offices of Jeffery D. Collins

e-mail address: jcollins@lynnjackson.com

Sender's Direct Line -- 605-791-6491

December 28, 2018

VIA E-MAIL (mfs@magt.com)

Mr. Michael F. Shaw
May, Adam, Gerdes & Thompson
PO Box 160
Pierre, SD 57501

Re: Trakside, Inc. (SD Gaming Commission v.)
Our File No. 180219-00001

Dear Mike:

This letter is to formally request a hearing for the South Dakota Commission on Gaming with regards to the determination that was made by Mr. Eliason on or about November 7, 2018 regarding a number of customers of Bettor Racing Inc., who has filed for bankruptcy protection, in regards to the availability of funds to clients from the Bettor Racing bond posted to satisfy accounts of Bettor Racing clientele. I am attaching a letter dated November 7, 2018, from Mr. Eliason in the case of Paul Sherman. In the correspondence to Mr. Sherman, Mr. Eliason states that Mr. Sherman is not eligible to be reimbursed from the bond as he was not a client of Bettor Racing Inc, but was a customer of Trakside, which we believe to be in error.

In our conversations, I indicated that to streamline this process all parties that received similar letters and had claims rejected on the basis that they were associated with Trakside and not clients of Better Racing Inc., would assign their claims to Trakside so that Trakside may pursue reimbursement in a single claim rather than numerous petitioners. Accompanying this correspondence are the assignments for the individuals who have been denied reimbursement by the Gaming Commission from the Bettor Racing, Inc.'s bond and who have assigned their claims to Trakside to pursue through the South Dakota Commission on Gaming and/or South Dakota Courts.

Michael F. Shaw
December 28, 2018
Page 2

In addition to the assignments of claims, we have attached documents for each of the Better Racing clients showing that they provided information as requested to Bettor Racing, Inc. to open an account with Bettor Racing, Inc., so they could place bets and have an account with Bettor Racing. As you will note, on many of the documents the client received a hand written account number from Bettor Racing, Inc. This is additional proof that each of the parties that have assigned their claims, in fact had an open account with Bettor Racing, Inc., and placed their bets with Bettor Racing, Inc., not Trackside.

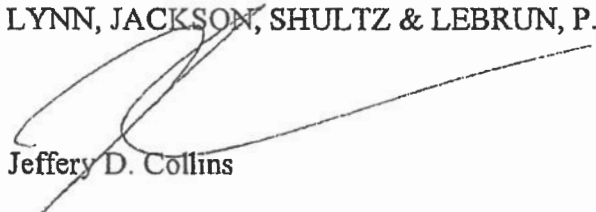
Finally, I am attaching a correspondence that was sent to Larry Eliason in response to his November 2018 correspondences to the individuals who have assigned their claims to Trackside. In the correspondence, Mr. Gregorka explains to Mr. Eliason that in fact Trackside never accepted or placed wagers and that any and all bets that occurred in South Dakota occurred by and through Bettor Racing and individual accounts with Bettor Racing, Inc. Thus all of these accounts are covered under the South Dakota administrative rules and are eligible for reimbursement from the bond posted by Bettor Racing, Inc.

We would ask that you please provide this notice of request for a commission hearing to Larry Eliason as you indicated that I could forward the request to you and would pass this along to Mr. Eliason and the Gaming Commission, satisfying the request for hearing in front of the Commission. In addition, we are certainly open to having discussions and providing additional information needed for a review to occur and eventually save off an additional appearance before the Gaming Commission.

Thank you for your attention in this matter. I look forward to hearing from you.

Sincerely,

LYNN, JACKSON, SHULTZ & LEBRUN, P.C.



Jeffery D. Collins

JDC:sar



SOUTH DAKOTA COMMISSION ON GAMING

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UNAPPROVED MINUTES

South Dakota Commission on Gaming Administrative Hearings and Quarterly Business Meeting Deadwood City Hall, Deadwood, South Dakota

MINUTES

September 24, 2019

At 9:00 a.m. the meeting was called to order. Commissioner Dennis McFarland, Commissioner Karen Wagner, Commission Karl Fischer, Commissioner Greg Strommen, and Commissioner Mike Wordeman were present. Staff members present for the meeting were Mike Shaw Commission Attorney; Susan Christian, Executive Secretary; and Craig Sparrow, Deputy Executive Secretary.

The meeting was called to order by Commissioner McFarland.

Conflicts of Interest Disclosure

No conflicts of interest were noted on the agenda.

Commissioner Wagner made a motion to amend the agenda. Commissioner Fischer seconded the motion which carried unanimously.

Commissioner Wagner made a motion to hire Susan Christian, as the Executive Secretary. Commissioner Fischer seconded the motion which carried unanimously.

The court reporter for the hearings was Veronica Fish. The following cases were scheduled to be heard:

Administrative Hearings

- In the Matter of One Electrocoin Azteca-Aruze Slot Machine
- In the Matter of Trakside appeal of action by Executive Secretary

In the Matter of One Electrocoin-Aztec-Azure Slot Machine

The purpose of the hearing is to determine if the Electrocoin Azteca-Aruze slot machine serial number 026470 which was seized from 7410 Castlewood Drive Summerset, South Dakota on April 17, 2019 is contraband and may be destroyed. Francis Hamm, Rickey Hamm and Dana Hamm were served notice of the hearing by certified mail but were not present. Commissioner Fischer made a motion that the machine is contraband and that it be destroyed. Commissioner Strommen seconded the motion which carried unanimously.

In the Matter of Trackside appeal of action by Executive Secretary

Mike Shaw, Commission Attorney, received notice from Trackside counsel requesting that this matter be held at the next commission meeting. The Commission continued the hearing until their next regularly scheduled meeting.

General Meeting

Commissioner McFarland called the general meeting to order at 9:05 a.m.

June 25, 2019 Quarterly Meeting

Commissioner Wagner made a motion to adopt the minutes as drafted for the June 25, 2019 quarterly meeting. Commissioner Wordeman seconded the motion which carried unanimously.

September 11, 2019 Special Meeting

Commissioner Wordeman made a motion to adopt the minutes as drafted for the September 11, 2019 special meeting. Commissioner Strommen seconded the motion which carried unanimously.

Report by Executive Secretary

Susan Christian, Executive Secretary, gave a report on conference's attended and upcoming events. This was for information purposes only so no formal action was taken.

Shane Kramme Verendrye Benevolent Association-Racing Season 2020

Shane Kramme, representing Verendrye Benevolent Association, addressed with the commission on race meets, allocated money, required bond, and proposed budget for the 2020 horse racing season at Ft. Pierre. This was for information purposes only so no formal action was taken. This matter will be discussed at the next commission meeting.

Deadwood Licensing Matters

Key License Approvals

Deputy Executive Secretary Sparrow recommended approval of the following Key License:

- ✓ Raymond Pearce
- ✓ Leslie Duddy-Lang
- ✓ John Juso

Commissioner Wagner made a motion to approve the Key License approvals as staff recommended. Commissioner Fischer seconded the motion which carried unanimously.

Business License Approvals

- ✓ Approval of Kneeland Youngblood as Director on the Bally Gaming, Inc Manufacturer licensee **(0114-MA)**.
- ✓ Approval of Neil Chatfield as Director on the Aristocrat Technologies Manufacturer license **(0108-MA)**.
- ✓ Approval of Yoshihiro Luchi as Director on the JCM American Corporation Manufacturers licenses **(0132-MA)**.
- ✓ Approval of an Operator and 3 Retail licenses **(11330-OP, 11331, 11332 & 11333-RT's)** for Midwest Motels of Deadwood, LLC and that they be assigned to the Bodega business location replacing the existing license effective the end of September 2019.
- ✓ Approval of Gaming & Entertainment Touch Technology, LLC **(11146-AE)** and Trent Looney as the owner **(11147-OW)** for an Associated Equipment Manufacturer/Distributor's license.

Commissioner Wordeman made a motion to approve the Business License approvals as staff recommended. Commissioner Strommen seconded the motion which carried unanimously.

Schedule of Next Meeting

The next quarterly meeting is scheduled for December 11, 2019.

Public Comments

Mike Rodman, Executive Director of the Deadwood Gaming Association, discussed what they will be proposing for the 2020 Legislative Session on sports betting.

Executive Session

Executive Session pursuant to SDCL 1-25-2 (1) (3) and (4), and 42-7B-8.1 (4).

With no administrative decisions the Commissioners did not go into executive session.

With no further business to be discussed Commissioner Wagner made a motion to adjourn the meeting. Commissioner Strommen seconded the motion which carried unanimously.

The meeting was adjourned at 9:40 am.

Respectfully Submitted,

Kathy Fredericksen

Dennis McFarland, Chairman

Susan Christian, Executive Secretary



SOUTH DAKOTA COMMISSION ON GAMING

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

RECEIVED

OCT 30 2019

SD DEPARTMENT OF REVENUE

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 Co. Fairgrounds, Ft. Pierre, in the county of Stanley, in the State of South Dakota, commencing on the 3rd day of October, 2020, and ending on the 4th day of October, 2020, for a total of 2 racing days, scheduled as follows:

- Saturday, Oct. 3rd
- Sunday, Oct. 4th
- Lease to begin on Sept. 28th 2020

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 - %
Fifth - % Sixth - % Seventh - % Eighth - %

\$901 - \$3,000: First 49 % Second 20 % Third 10 % Fourth 7 %
 Fifth 5 % Sixth 4 % Seventh 3 % Eighth 2 %
 \$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

The mailing address of the association or corporation is:

Verendrye Benevolent Association
P.O. Box 426
Ft. Pierre SD 57532

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

	Quarter Horse	Thoroughbred	Mixed
Overnight Races	4-5	7-8	0-1
Allowance Races	2-3	4-5	0-1
Futurity & Derby Trials	0	0	0
Handicap Races	0	0	0
Stake Races	2-4	0	0
Stakes Consolation Races	0	0	0
Maiden Races	0-1	0-1	0-1
Claiming Races	0	2-3	0-1

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 2008.
- 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.

Shane Kramme
GENERAL MANAGER

Subscribed and sworn to before me this 29th day of October, ~~2008~~ 2019

Janelle R. Allmord
Notary Public

(SEAL)

Notary Print Name: Janelle R. Allmord

My Commission Expires: 1/13/22



SOUTH DAKOTA COMMISSION ON GAMING

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

TO: Commissioners

FROM: Susan Christian, Executive Secretary

DATE: December 11, 2019

SUBJECT: AmWest Bond

The bond that AmWest Entertainment has to guarantee payment of pari mutuel taxes to the South Dakota Commission on Gaming is in effect at this time and will be in effect on December 11, 2019 however it will expire on March 14, 2020. (See page 23)

My recommendation is that the Commission renew the simulcast provider license AmWest Entertainment for 2020 on the condition that on or before March 13, 2020 for company renew or extend the existing bond or replace it with a bond or surety which the is acceptable to the Commission's legal counsel.

SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street
Deadwood, SD 57732
Tele: (605) 578-3074



SIMULCAST PROVIDER RENEWAL APPLICATION

BUSINESS NAME: AmWest Entertainment OTB, LLC

LICENSE NO: 0011-GH

BUSINESS ADDRESS: 13011 W Highway 42, Suite 107, Prospect, KY 40059

Type of Business Corporation Partnership LLC Other

PRINCIPAL OWNERS

PERCENT OF OWNERSHIP

1. Name: Nelson E. Clemmens 100.00 %

SSN: [REDACTED]

Address: 2003 Goshen Lane
Goshen, KY 40026

2. Name: _____ %

SSN: _____

Address: _____

3. Name: _____ %

SSN: _____

Address: _____

4. Name: _____ %

SSN: _____

Address: _____

(IF THERE ARE ADDITIONAL OWNERS PLEASE ATTACH INFORMATION TO THE BACK OF THIS APPLICATION)

✓ Please list all sites at which you currently simulcast in South Dakota

Triple Crown

Location (Business)

108 Military Road

Street

North Sioux City

City



Location (Business)

Street

City



Location (Business)

Street

City



Location (Business)

Street

City



✓ Please list South Dakota cities in which you plan to open simulcast locations during the renewal year.

<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

✓ Please list all host tracks you intend to receive during the renewal year.

HORSE TRACKS

Please see attachment

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

GREYHOUND TRACKS

Please see attachment

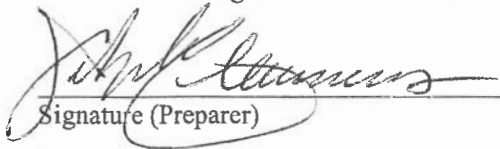
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

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, furnish 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 violation for any reason whatsoever, regardless of the disposition of the event (except minor traffic citations, but including reckless driving, DUI, or eluding)? | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> NO |
| 2. Have any of the owners ever been or are on parole/probation to any court? | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> NO |
| 3. Have any of the owners received a pardon for any criminal act(s)? | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> 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? | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> 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? | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> NO |
| 6. Have any of the owners filed bankruptcy, been a party to civil litigations, 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? | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> 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? | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |

I, Nelson E. Clemmens, 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.

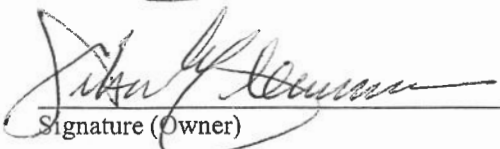


 Signature (Preparer)

 CEO
 Title(Preparer)

 10/16/2019
 Date

SIGNATURE OF OWNERS



 Signature (Owner)

 Nelson E. Clemmens
 Printed Name

 10/16/2019
 Date

 Signature (Owner)

 Printed Name

 Date

 Signature (Owner)

 Printed Name

 Date

RACETRACKS CONTRACTED WITH AMWEST ENTERTAINMENT LLC

Horse Tracks

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

Pocono Downs
Pompano Park
Portland Meadows
Prairie Meadows
Presque Isle Downs
Red Mile
Remington Park
Retama Park
Rideau Carleton
Rosecroft
Ruidoso Downs
Running Aces
Sam Houston
Sandy Downs
Santa Anita
Santa Rosa
Saratoga
Saratoga Harness
Scarborough Downs
Scioto Downs
South Africa
Suffolk Downs
Summerside
Sun Ray Park
Sunland Park
Sweetwater Downs
Tampa Bay Downs
The Meadows
Thistledown
Timonium Fair
Tioga Downs
Truro Raceway
Turf Paradise
Turfway Park
UK Racing
Vernon Downs
Western Fair Raceway
Will Rogers Downs
Woodbine
Yonkers
Zia Park

Greyhound Tracks

Birmingham GH
Daytona Beach KC
Dubuque GHP
Flagler GHP
Irish Greyhound
Jacksonville
Mardi Gras GHP
Mobile
Naples/Ft. Myers
Night of Stars
Orange Park
Palm Beach KC
Sarasota KC
Southland GHP
St. John GHP
St. Petes KC (OTB)
Tampa Bay GHP
Tri-State GHP
Tucson GHP
Valley Race Park
Wheeling Downs

Fidelity and Deposit Company

HOME OFFICE

OF MARYLAND

BALTIMORE, MD. 21203

License and/or Permit Bond

KNOW ALL MEN BY THESE PRESENTS:

That we, AmWest Entertainment OTB, LLC,
as Principal, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, incorporated under the laws of the State of Maryland, with principal office in Baltimore, Maryland, as Surety, are held and firmly bound unto South Dakota Commission on Gaming, as Obligee, in penal sum of Fifty Thousand Dollars and 00/100 (\$ 50,000.00) Dollars, lawful money of the United States, for which payment, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly, by these presents.

WHEREAS, the above bounden Principal has obtained or is about to obtain from the said Obligee a license or permit for Multi-Jurisdictional Simulcasting and Interactive Wagering Totalizator Hub; and the term of said license or permit is as indicated opposite the block checked below:

- Beginning the 15th day of March 2019, and ending the 14th day of March 2020
- Continuous, beginning the _____ day of _____

WHEREAS, the Principal is required by law to file with South Dakota Commission on Gaming

a bond for the above indicated term and conditioned as hereinafter set forth.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, That if the above bounden Principal as such licensee or permittee shall indemnify said Obligee against all loss, costs, expenses or damage to it caused by said Principal's non-compliance with or breach of any laws, statutes, ordinances, rules or regulations pertaining to such license or permit issued to the Principal, which said breach or non-compliance shall occur during the term of this bond, then this obligation shall be void, otherwise to remain in full force and effect.

PROVIDED, that if this bond is for a fixed term, it may be continued by Certificate executed by the Surety hereon; and

PROVIDED FURTHER, that regardless of the number of years this bond shall continue or be continued in force and of the number of premiums that shall be payable or paid the Surety shall not be liable hereunder for a larger amount, in the aggregate, than the amount of this bond, and

PROVIDED FURTHER, that if this is a continuous bond and the Surety shall so elect, this bond may be cancelled by the Surety as to subsequent liability by giving thirty (30) days notice in writing to said Obligee.

Signed and dated the 31st day of January 2019



AmWest Entertainment OTB, LLC
Principal

By [Signature] CEO

FIDELITY AND DEPOSIT COMPANY OF MARYLAND

By [Signature]
Deborah L. Burton
Attorney-in-Fact

**ZURICH AMERICAN INSURANCE COMPANY
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY
FIDELITY AND DEPOSIT COMPANY OF MARYLAND
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by **Robert D. Murray, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint **Deborah L. Burton**, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

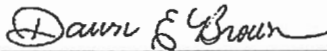
The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 24th day of January, A.D. 2019.

ATTEST:
ZURICH AMERICAN INSURANCE COMPANY
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY
FIDELITY AND DEPOSIT COMPANY OF MARYLAND



By: *Robert D. Murray*
Vice President

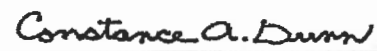


By: *Dawn E. Brown*
Secretary

State of Maryland
County of Baltimore

On this 24th day of January, A.D. 2019, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Robert D. Murray, Vice President and Dawn E. Brown, Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, deposeth and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



Constance A. Dunn, Notary Public
My Commission Expires: July 9, 2019

EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 31st day of January, 2019 .



Michael C. Fay, Vice President

TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:

Zurich Surety Claims
1299 Zurich Way
Schaumburg, IL 60196-1056
www.reportsfclaims@zurichna.com
800-626-4577

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)

N. Sioux City SD 57049

(City)

(State)

(Zip Code)

MAILING ADDRESS: PO BOX 00250

(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)


Signature of Manager

10/08/2019
Date



SOUTH DAKOTA COMMISSION ON GAMING

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

Licensing
December 11, 2019

Key License

- ✓ Emily Sprague
- ✓ Dillin Chambless
- ✓ Barry Lloyd

2020 Key Renewals

See attached list

Business License Approval

- ✓ Recommend approval of Yashushi Shigata (**11100-OW**) as Owner on the Gaming Partners International USA, Inc. Associated Equipment license (**10983-AE**).
- ✓ Recommend approval of Geoffrey Freeman (**11113-DR**) as Director on the AGS, LLC Manufacturers licenses (**0130-MA**).
- ✓ Recommend approval of Angel Dobitz (**11400-OW**) as an additional Owner on the Gold Run LLC Retail licenses (**11110, 11111 & 11112-RT's**) assigned to Super 8.
- ✓ Recommend approval of an Associated Equipment Manufacturer/Distributors license (**11376-AE**) for CountR GmbH with Rainer Seyer (**111378-OW**) and Dominik Winau (**11377-OW**) as owners of an Associated Equipment license.
- ✓ Recommend approval of M3 Technology Solutions, LLC (**11293-AE**) with Kent Bowden (**11294-OW**), Philip Bowden (**11295-OW**), Paul Cernuto (**11296-OW**), Stanley Kotova (**11297-OW**) and Michael Carpenter (**11298-OW**) as owners of an Associated Equipment license.
- ✓ Recommend approval of Dynamic Gaming Solution, LLC (**11328-DS**) with Mark Larson (**11329-OW**) as owner of a Distributor's license.

**South Dakota Commission on Gaming
Licensing
December 11, 2019 Commission Meeting**

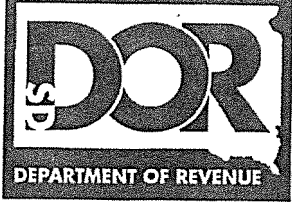
2020 Key Renewals

John Abernathy	Shareen Covell	Michael Gurich
Stephanie Adams	Linda Crandall	Neil Hague
Brenda Alexander	Craig Crowell	Lewis Hall
Jesse Allen	Elena Dagit	Kurt Hall
Matthew Almyer	Dakam Mohamand Dakam	Patty Hall
Caleb Arceneaux	Susan Day	Joni Hamann
Tim Atyeo	Raye Ann DeLong	Broc Hanson
Don Atyia	Melody Dennis	David Hansen
Beverly Bachand	William DeWolf	Michelle Harmon
Karen Ballert	Cindy Dillman	Bruce Harmon
Foster Bartholow, III	Leslie Duddy-Lang	Cody Hartl
Bradford Baucom	Joel Edger	Arnold Hauge
Mary Baudhuin	Bob Earwood	Suanne Hayes
Lynae Benham	Carol Edwards	Raymond Hayes
Jeannie Bennett	Danette Eggleston	David Hazel
Suzy Bertalot	Chad Eid	Bradly Hemmah
Mark Bidwell	Chawn Elliott	CJ Hester
Bill Blakeley	Cliff Etherington	Karen Hickson
Vickie Blakney	David Frandrick	Linda Hochstetler
Casey Borsch	Nancy Field	Michael Holbert
Judi Braut	Lynda Fierbach	Paul Holst
Timothy Brennan	Michelle Fischer	Janet Holzer
April Brennan	Tom Fischer	Brenda Hopfinger
Debra Brink	Rodney Fischer	Terry Houk
Jason Brott	Kevin Fish	Darlene Hulm
Daniel Brunner	Steve Frankman	Kory Iverson
Danny Burr	Marcus Gallegos	Eileen Iverson
Randy Bush	Joe Gasper	Michelle Jacobs
David Buskirk	Lane Gemar	Dan Johnson
Jerome Carda	Kenneth Gienger	Jon Johnson
Diane Carda	Lynell Gienger	Edward Jones
Allen Clayton	Gregory Glodt	John Juso
Richard Cleveland	Joshua Glover	John Keppel
Marcus Clyne	Bridget Gostola	Ken Kermu
Allen Conradsen	Shari Green	Jesse Kille
Philip Coon	Ashley Griffith	Brian Kindsfater
Craig Cottrell	William Griffith	Daren Kirk

Donald Kleinheksel
Deb Klima
Ryan Klima
Kathie Klinckman
Roxanne Knight
Ardene Lance
Dale Lange
Gene Lee
Jeannette Lemke
Randy Lepthien
Jim Lewis
Lori Logan
Michael Lorge
Bryan Loudon
James Luger
William Lund
Clinton Lurz
Regina Luze
Aaron Maag
Kimberly Maag
Ashley Mack
Jan Mallory
John Mamola
Diane Mangelsen
Gwen Martin
Seth Martens
Pam Massa
Michael Maynard
Char Maynard
Patrick McDermott
Laurie McKee
Michael McKee
David Meddings
Keith Melcher
Jeffrey Melton
Pamela Merrell
Sandra Metzger
Christine Mikla
Jeff Millard
Nicolas Moffett
Kim Morris

Luby Muir
Tana Neel
Nancy Nelin
Marty Nelson
Randy Nelson
Gary Nelson
Shari Neyhart
Joseph Noeller
Joseph Nonnast
Ryan Olinger
Erik Olsby
Elizabeth Park
David Perfett
Ray Pierce
Weston Pleinis
Tom Pope
Shary Porter
Pamm Pownall
Diana Prado
Toby Plymale
Allen Reede
Robert Ringling
Wade Robbins
Ann Roberts
Pat Roberts
Joseph Robinson
Michael Rodman
Rhonda Ross
Wayne Ruffner
David Ruth
Daniel Ryan
John Rystrom
Steven Schaeffer
Connie Schlepp
Eddie Schmeltz
Robert Schmitt, Jr.
David Schnieter
Rick Schoenthal
Donica Schumacher
David Scott
Jack Sears

Luci Seid
Dan Seid
Rick Sexton
Tanner Shoup
Tony Seiber
Britton Siemonsa
James Simmons
Dolores Skalsky
James Skalsky
Gordon Smith
Cleo Snow
Theresa Spaid
Sherry Spicer
Clarence Sprague
James Sternhagen
Janice Stewart
Jay Stoltenberg
William Stott
John Strauss
Jason Sumners
Roy Sundstrom
Trevor Taylor
Joshua Thurmes
James Trepl
Sharon Van Norman
Liz Vodicka
Monica Waisanen
Bethany Wallace
Christopher Walker
Carrie Werlinger
Lori Van Winsen
Jim Vinson
Aaron Wagner
Connie Weis
Marian Wescott-Toth
Patty Whitt
Don Willuweit
Bob Wilson
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: 09/19/2019
TO: South Dakota Commission on Gaming
FROM: Brandon Snyder
SUBJECT: Emily Louise Sprague/11309-19-KY

Emily is currently employed as a player's club host at The Lodge and has been since 2017. Emily has had a support license since 2017.

Area of Concern: 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

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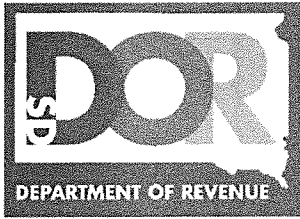
MEMORANDUM

DATE: November 12, 2019
TO: South Dakota Commission on Gaming
FROM: Mark Heltzel
SUBJECT: Dillin Chambless

Dillin is currently working in the administrative office at Mineral Palace Casino. Dillin has worked in the gaming industry on and off since 2016. Dillin obtained his support license in 2016.

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: November 22, 2019

TO: SD Commission on Gaming

FROM: Craig Sparrow, Deputy Exec. Secretary

RE: Key application – Barry Lloyd **(0109-KY)**
Investigating Agent – s/a Snyder

Barry Lloyd currently holds a support license and had previously held a key license for 20 years from 1994 until he allowed it to expire in December 2014 when he left the area. Prior to leaving his last position was as the GM at Mineral Palace. No disciplinary action had been taken against his license while it was active.

Since his return to the area the applicant has been managing a local campground facility. Lloyd's needs the license now as he will be working as a Floor Person at Deadwood Mountain Grand.

Staff recommends approval of a Key license for the applicant.



SOUTH DAKOTA COMMISSION ON GAMING

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

MEMORANDUM

DATE: November 7, 2019
TO: South Dakota Commission on Gaming
FROM: Mark Heltzel
SUBJECT: Yashushi Shigeta

Name of Gaming Business associated with:

The applicant is seeking licensure because of his association with Gaming Partners International. Yashushi is the President, CEO and Sole owner of GPI.

Past Employment:

In 2007 the applicant became involved in Angel Playing Cards. Currently the applicant owns 100% of Angel Holding which owns 100% of Angel Playing and now 100% of GPI. The applicant holds the position of President, CEO and Sole Director of these companies.

Concerns: None

Recommendations: As a result of this background investigation it is Recommended that Yasushi Shigeta be approved as an associated person with GPI.



SOUTH DAKOTA COMMISSION ON GAMING

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

MEMORANDUM

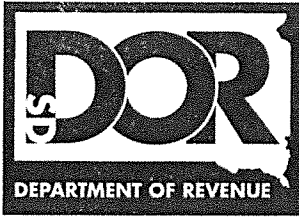
DATE: 11/07/2019
TO: South Dakota Commission on Gaming
FROM: Brandon Snyder
SUBJECT: Geoffrey Todd Freeman/11113-DR

Geoffrey Todd Freeman is currently a member of the board of directors at American Gaming Systems and has been with AGS since November 2018. He is also the President and CEO of Grocery Manufacturers Association and has been since August 2018. He served as the president and CEO of the American Gaming Association from 2013 to 2018. Geoffrey is currently licensed in numerous gaming jurisdictions.

Area of Concern: No areas of concern have been raised by this background investigation.

Recommendations: It is recommended that the applicant be approved for a Director's License. No derogatory information was discovered during this background investigation that would prevent the applicant from obtaining a license.

Brandon Snyder
Special Agent-SDCG



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732

(605) 578-3074 • dor.sd.gov/gaming

MEMORANDUM

DATE: November 22, 2019
TO: South Dakota Commission on Gaming
FROM: Mark Heltzel
SUBJECT: Angel Dobitz

License # 11400-19-OW

Name of Gaming Business:

Angel Dobitz has been employed Insurance field for the last 16 years, currently she lives in Gillette Wyoming. She has never been involved in the gaming industry or licensed by any jurisdiction. Angel is buying a percentage of ownership in Gold Run LLC.

Concerns: None

Recommendations: As a result of this background investigation it is recommended that Angel Dobitz be approved for an Owners License.



SOUTH DAKOTA COMMISSION ON GAMING

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

MEMORANDUM

DATE: 11/19/2019
TO: South Dakota Commission on Gaming
FROM: Brandon Snyder
SUBJECT: CountR GmbH

CountR GmbH is a worldwide operating company with its headquarters in the Technology Innovation-Science Park in Kleinmachnow, Germany close to Berlin, Germany. They specialize in software and hardware for the Casino, Digital Signage, and IT projects industry sectors. CountR is a specialist in payment automation and developing solutions for slot and table floors. One of their main products is the CashIO kiosk for ticket redemption.

Area of Concern: NONE

Recommendations: It is recommended that the applicant be approved for an Associated Equipment Manufacturer/Distributor license. No derogatory information was discovered during this background investigation that would prevent the applicant from obtaining a license. The applicant has had a license in the past under a previous company name.

Brandon Snyder
Special Agent-SDCG



SOUTH DAKOTA COMMISSION ON GAMING

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

MEMORANDUM

DATE: 11/19/2019
TO: South Dakota Commission on Gaming
FROM: Brandon Snyder
SUBJECT: Rainer Helmut Seyer/11378-OW

Rainer Seyer is currently the CEO of CountR GmbH and owns 70% of CountR shares. He has been in this position since 2003. Rainer was born in Berlin, Germany. He Graduated from Dreilinden Gymnasium High School in 1982. In 1989 he graduated from Technische Universitaet in Berlin, Germany. Rainer does not currently hold a South Dakota Commission on Gaming License.

Area of Concern: No areas of concern have been raised by this background investigation.

Recommendations: It is recommended that the applicant be approved for a Owner's License. No derogatory information was discovered during this background investigation that would prevent the applicant from obtaining a license.

Brandon Snyder
Special Agent-SDCG



SOUTH DAKOTA COMMISSION ON GAMING

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

MEMORANDUM

DATE: 11/19/2019
TO: South Dakota Commission on Gaming
FROM: Brandon Snyder
SUBJECT: Dominik Dieter Johannes Winau/11377-OW

Dominik Winau is currently the CFO of CountR GmbH and owns 30% of CountR shares. He has been in this position since 2006. Dominik was born in Mainz, Rheinland-Pfalz, Germany. He Graduated from Lileinthal Oberscule in 1982. He graduated from FU Berlin with a PhD in 1992. Dominik is currently married and has one child who lives with his wife in Spain. Dominik does not currently hold a South Dakota Commission on Gaming License.

Area of Concern: No areas of concern have been raised by this background investigation.

Recommendations: It is recommended that the applicant be approved for an Owner's License. No derogatory information was discovered during this background investigation that would prevent the applicant from obtaining a license.

Brandon Snyder
Special Agent-SDCG



SOUTH DAKOTA COMMISSION ON GAMING

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

November 21, 2019

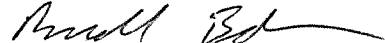
MEMORANDUM

DATE: 11/21/2019
TO: South Dakota Commission on Gaming
FROM: Russell Belina
SUBJECT: M3 Technology Solutions, LLC 11293-AE

M3 Technology Solutions, LLC manufactures and sells redemption kiosks and software (casino, bill break, Player Club, Financial services) for route managers. They are headquartered in Norman, OK. Philip Bowden is the Principal with 15.0009% of M3, Kent Bowden is the President and owns 32.49955%, Michael Carpenter is Vice President and owns 32.49955%, Paul Cernuto is Director of Engineering and owns 10% and Stanley Kotova is Sr. Director of Software Development and owns 10%. M3 Technology Solutions was established in 2005 and has a staff of approximately 27 employees.

Areas of Concern: NONE

Recommendations: It is recommended that the applicant be approved for an Associated Equipment Manufacturer/ Distributer license. No derogatory information was discovered during this background investigation that would prevent the applicant from obtaining a license. The applicant holds licenses in other jurisdictions.



Russell Belina
Special Agent-SDCG



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732

(605) 578-3074 • dor.sd.gov/gaming

November 21, 2019

MEMORANDUM

DATE: 11/21/2019
TO: South Dakota Commission on Gaming
FROM: Russell Belina
SUBJECT: Kent Bowden 11294-06

Kent Dwight Bowden was born in Guymon, Oklahoma. Kent attended Oklahoma State University and has a Bachelor of Science in Chemical Engineering and a Master of Science in Industrial Engineering/ Management. Kent is married to Amy Michelle Bowden and has three children. Philip is the President of M3 Technology Solutions, LLC and controls 32.49955% principal of the company.

Areas of Concern: NONE

Recommendations: It is recommended that the applicant be approved for an owner's license. No derogatory information was discovered during this background investigation that would prevent the applicant from obtaining a license. The applicant holds licenses in other jurisdictions.

Russell Belina
Special Agent-SDCG



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732

(605) 578-3074 • dor.sd.gov/gaming

November 21, 2019

MEMORANDUM

DATE: 11/21/2019
TO: South Dakota Commission on Gaming
FROM: Russell Belina
SUBJECT: Philip Bowden 11295-0W

Philip Leroy Bowden was born in Guymon, Oklahoma. Philip attended the University of Oklahoma and has a Bachelor of Science in Accounting degree. Philip is married to Rosada Lynn Bowden and has four children. Philip is the principal owner of 15.0009% of M3 Technology Solutions, LLC.

Areas of Concern: NONE

Recommendations: It is recommended that the applicant be approved for an owner's license. No derogatory information was discovered during this background investigation that would prevent the applicant from obtaining a license. The applicant holds licenses in other jurisdictions.

Russell Belina
Special Agent-SDCG



SOUTH DAKOTA COMMISSION ON GAMING

87 Sherman Street • Deadwood, SD 57732

(605) 578-3074 • dor.sd.gov/gaming

November 21, 2019

MEMORANDUM

DATE: 11/21/2019
TO: South Dakota Commission on Gaming
FROM: Russell Belina
SUBJECT: Paul Cernuto 11296-DW

Paul Kenneth Cernuto was born in Las Vegas, Nevada. Paul attended the College of Southern Nevada. Paul is married to Heather Landers-Saltz. Paul is the Director of Engineering at M3 Technology Solutions, LLC and controls 10% principal of the company.

Areas of Concern: NONE

Recommendations: It is recommended that the applicant be approved for an owner's license. No derogatory information was discovered during this background investigation that would prevent the applicant from obtaining a license. The applicant holds licenses in other jurisdictions.

Russell Belina
Special Agent-SDCG



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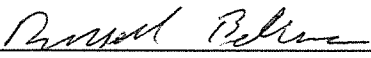
MEMORANDUM

DATE: 11/21/2019
TO: South Dakota Commission on Gaming
FROM: Russell Belina
SUBJECT: Stanley Kotova 11297-DW

Stanley Martin Kotova was born in Vineland, New Jersey. Stanley attended Stockton State College and Rutgers University and has a Bachelor of Science in Computer Science. Michael is married to Daria Kotova and has two children. Stanley is the Director of Software Development at M3 Technology Solutions, LLC and controls 10% principal of the company.

Areas of Concern: NONE

Recommendations: It is recommended that the applicant be approved for an owner's license. No derogatory information was discovered during this background investigation that would prevent the applicant from obtaining a license. The applicant holds licenses in other jurisdictions.



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November 21, 2019

MEMORANDUM

DATE: 11/21/2019
TO: South Dakota Commission on Gaming
FROM: Russell Belina
SUBJECT: Michael Carpenter 11298-02

Michael Brent Carpenter was born in Norman, Oklahoma. Michael attended the University of Science and Arts of Oklahoma and has a Bachelor of Science in Business Administration/ Secondary Education. Michael is married to Rayanne Irene Carpenter and has three children. Philip is the Vice President of M3 Technology Solutions, LLC and controls 32.49955% principal of the company.

Areas of Concern: NONE

Recommendations: It is recommended that the applicant be approved for an owner's license. No derogatory information was discovered during this background investigation that would prevent the applicant from obtaining a license. The applicant holds licenses in other jurisdictions.

Russell Belina
Special Agent-SDCG



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MEMORANDUM

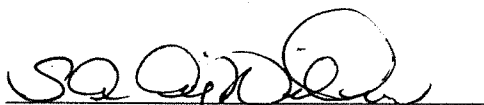
DATE: November 22, 2019
TO: South Dakota Commission on Gaming
FROM: S/A Angela J. Wilkerson
SUBJECT: Dynamic Gaming Solutions, LLC / 11328-DS

Dynamic Gaming Solutions, LLC (DGS), owned and operated by Mark N. Larson, is a third-party distributor of gaming products based out of Oklahoma City, OK. The company was established in 2016. DGS provides gaming equipment including slot machines and tables games, as well as all the necessary service for the equipment on a revenue sharing basis.

Presently, DGS is licensed in tribal gaming jurisdictions throughout the state of Oklahoma with no known disciplinary actions. They are looking to start expanding their business out of Oklahoma and have begun applying for licensure in state jurisdictions.

Areas of Concern: None

Recommendations: Recommendation as a result of this background investigation is that Dynamic Gaming Solutions, LLC, owned by Mark N. Larson, be **approved** for a Distributor License. There was nothing found during the course of this investigation that would preclude the applicant from obtaining this licensure.



Angela J. Wilkerson
Special Agent – SDCG



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MEMORANDUM

DATE: November 22, 2019
TO: South Dakota Commission on Gaming
FROM: S/A Angela J. Wilkerson
SUBJECT: Mark N. Larson / 11329-OW

Mark N. Larson is the sole owner of Dynamic Gaming Solutions, LLC., a third-party distributor of gaming products based out of Oklahoma City, OK. Larson and his company have been players in the Oklahoma gaming industry since 2016.

Most of Larson's business over the last decade has been in historic tax preservation. Larson has focused on the restoration and renovation of historic buildings in both Oklahoma and Virginia where he owns hundreds of residential and commercial rental units.

Presently, Larson and his company, DGS, are licensed in tribal gaming jurisdictions throughout the state of Oklahoma with no known disciplinary actions. Larson is looking to start expanding his gaming business out of Oklahoma and has begun applying for licensure in state jurisdictions.

Areas of Concern: None

Recommendations: Recommendation as a result of this background investigation is that Mark N. Larson, be **approved** for an Owner License. There was nothing found during the course of this investigation that would preclude the applicant from obtaining this licensure.

Angela J. Wilkerson
Special Agent – SDCG



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TO: Commissioners
FROM: Susan Christian, Executive Secretary
SUBJECT: Possible Dates for 2020 Quarterly Meetings
DATE: November 14, 2019

Based on last year's meeting dates I suggest the following dates for the Quarterly Meetings of the Commission next year. Please let me know if you are aware of a scheduling conflict with these dates or if you prefer certain dates.

Tuesday, March 17, 2020 or
Wednesday, March 18, 2020

Tuesday, June 16, 2020 or
Wednesday, June 17, 2020

Tuesday, September 15, 2020 or
Wednesday, September 16, 2020

Tuesday, December 15, 2020
Wednesday, December 16, 2020