



MASSACHUSETTS GAMING COMMISSION  
PUBLIC MEETING #287

January 23, 2020  
10:00 a.m.

**Massachusetts Gaming Commission**  
**101 Federal Street, 12<sup>th</sup> Floor**  
**Boston, MA**



Massachusetts Gaming Commission



**NOTICE OF MEETING and AGENDA  
January 23, 2020**

Pursuant to the Massachusetts Open Meeting Law, G.L. c. 30A, §§ 18-25, notice is hereby given of a meeting of the Massachusetts Gaming Commission. The meeting will take place:

**Thursday, January 23, 2020  
10:00 a.m.  
Massachusetts Gaming Commission  
101 Federal Street, 12<sup>th</sup> Floor  
Boston, MA**

**PUBLIC MEETING - #287**

1. Call to order
2. Approval of Minutes
  - a. December 19, 2019 - **VOTE**
  - b. January 9, 2020 – **VOTE**
3. Administrative Update – Karen Wells, Interim Executive Director/Dir. Of IEB
  - a. General Update
  - b. Draft Region C RFI and Draft Request for Public Comment - **VOTE**
4. Investigation and Enforcement Bureau – Karen Wells, Interim Executive Director/Dir. of IEB; Commissioner Enrique Zuniga; Commissioner Eileen O’Brien
  - a. Plainridge Park Casino License Renewal Process – **VOTE**
5. Racing Division – Dr. Alex Lightbown, Director of Racing; Chad Bourque, Chief Financial Analyst
  - a. Plainridge Park Casino request for Promotional Fund Consideration - **VOTE**
  - b. Plainridge Park Casino request for Capital Improvement Fund Reimbursement – **VOTE**
  - c. Quarterly Local Aid Payments – Chad Bourque, Chief Financial Analyst **VOTE**
  - d. 2018 Suffolk Downs Unpaid Winnings – **VOTE**
  - e. 2018 Wonderland Park Unpaid Winnings – **VOTE**
  - f. 2018 Plainridge Racecourse Unpaid Winnings – **VOTE**
  - g. 2018 Raynham Park Unpaid Winnings - **VOTE**
6. Commissioner Items and Updates
  - a. Update on Executive Director Search - Chair Cathy Judd-Stein; Commissioner Enrique Zuniga - **VOTE**
  - b. Interim Executive Director Compensation – Chair Cathy Judd-Stein **VOTE**
7. Other Business – Reserved for matters the Chair did not reasonably anticipate at the time of posting.



Massachusetts Gaming Commission

I certify that on this date, this Notice was posted as "Massachusetts Gaming Commission Meeting" at [www.massgaming.com](http://www.massgaming.com) and emailed to: [regs@sec.state.ma.us](mailto:regs@sec.state.ma.us), [melissa.andrade@state.ma.us](mailto:melissa.andrade@state.ma.us).

01.21.20  
Date

Cathy Judd-Stein  
Cathy Judd-Stein, Chair

**Date Posted to Website:** January 21 , 2020 at 10:00 a.m..



Massachusetts Gaming Commission

101 Federal Street, 12<sup>th</sup> Floor, Boston, Massachusetts 02110 | TEL 617.979.8400 | FAX 617.725.0258 | [www.massgaming.com](http://www.massgaming.com)



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## Massachusetts Gaming Commission Meeting Minutes

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**Date/Time:** December 19, 2019 –10:00 a.m.

**Place:** Massachusetts Gaming Commission  
101 Federal Street, 12th Floor  
Boston, MA 02110

**Present:** Chair Cathy Judd-Stein  
Commissioner Gayle Cameron  
Commissioner Enrique Zuniga  
Commissioner Bruce Stebbins  
Commissioner Eileen O'Brien

Hyperlinks to both a transcript and closed-captioned video footage of discussion are provided throughout these meeting minutes for reference.



### Call to Order

See [transcript](#) page 1

[10:08 a.m.](#) Chair Cathy Judd-Stein called to order public meeting #284 of the Massachusetts Gaming Commission. She noted for the record that closed-captioning is unavailable for the moment; however, the staff is working to restore it.

### Approval of Minutes

See transcript page 1

[10:08 a.m.](#) *Commissioner Stebbins moved to approve the minutes from the Commission meeting of December 5, 2019, subject to correction for typographical errors and other nonmaterial matters. Commissioner Stebbins suggested striking the last sentence of the first paragraph on page three at 10:59 a.m. Commissioner Cameron seconded the motion. The motion passed 4 – 0 with Commissioner Zuniga abstaining.*

## **Administrative Update**

See [transcript](#) pages 1 - 3

### **10:08 a.m. General Update**

Executive Director Ed Bedrosian stated that the new posting for the open position of General Counsel will be removed from the website for the holidays, and then will be re-posted at the beginning of the new year to engage in a more coordinated process.

Next, Mr. Bedrosian announced that the very first employee at the Commission, Chief of Administration Janice Reilly, is retiring today. He summarized Ms. Reilly's tenure at the Commission and expressed his gratitude to her for being an invaluable partner in helping the staff be successful.

**10:18 a.m.** Closed-captioning service has been restored.

## **Investigations and Enforcement Bureau (IEB)**

See [transcript](#) pages 3 – 13

### **10:19 a.m. Clarification of Regulation 205 CMR 134.09 – Sealed Records**

The IEB is seeking input and clarification from the Commission regarding a provision in 205 CMR 134.09(1) relating to sealed adult criminal records.

Director of Workforce Development Jill Griffin reviewed with the Commission three letters containing public comments that were received from community groups on the matter.

**10:25 a.m.** IEB Chief Enforcement Counsel Loretta Lillios explained to the Commission distinctions between provisions of administrative sealing and court-ordered sealing of criminal records. She also defined the expungement of criminal records for the Commission and explained the expungement process.

**10:33 a.m.** IEB Director Karen Wells explained that there is no deliberative effort by investigators to seek information from sealed records in a suitability investigation and that the IEB has not given that direction to investigators. She then outlined the series of steps used by investigators in a suitability investigation. Further, she stated that the IEB does not use information from sealed records to deny licenses or revoke registrations.

**10:39 a.m.** There was discussion around the difference in investigation technique for top-tier candidates (i.e., Key Gaming Executive and Key Gaming Standard licenses) vs. GEL candidates and what information will be considered when vetting for suitability for those positions.

**10:43 a.m.** The Commission discussed whether to amend the regulation in favor of keeping all material from sealed records out of the IEB's investigatory process.

Commissioner Zuniga noted that as the IEB has access to information that the licensees/employers do not have, that information should be handled judiciously.\

Commissioner Cameron discussed the intent of employment law being to keep that material out of investigations. She noted the issue of despaired treatment, and the accuracy of open-source information, and stated that she is leaning toward keeping all that information out of investigations for employment.

There was a consensus not to use any information regarding sealed or expunged records in investigations of employees.

[10:46 a.m.](#) Commissioner O'Brien expressed her lack of comfort with taking the approach of not using any information regarding sealed or expunged records all the way up to the highest level in terms of the executives. She stated that she would prefer there be an exemption for the executive level of employment.

Commissioner Stebbins requested that the IEB circle back to the Commission at an intervening time to report if they are running into the theoretical scenarios involving sealed records discussed today.

[10:54 a.m.](#) Ms. Wells proposed working with the Legal Division to draft different options that the IEB would then present to the Commission regarding Key Gaming Standard and Key Gaming Executive level vetting. The IEB would then come back to the next meeting with this draft language.

**Administrative Update (cont.)**

See [transcript](#) pages 13 – 21

[11:03 a.m.](#) **Draft Region C RFI Questions/Public Comments**

At the last Commission meeting on December 5<sup>th</sup>, the Commission asked staff to help develop appropriate questions for a potential request for information (“RFI”) concerning Region C. In addition to proposed staff questions; attorneys for Rush Street Entertainment and the Acting Mayor of Brockton have also submitted proposed questions for an RFI.

Commissioner Cameron noted that there will be a new mayor and administration for Brockton starting in January 2020.

[11:08 a.m.](#) Commissioner Zuniga summarized a process that he would like to see regarding market studies that the Commission should acknowledge. He will provide Mr. Bedrosian with details at a later date.

Commissioner Stebbins suggested that the Commission thinks about formulating an appropriate response to the letter received from the acting mayor of Brockton.

He then encouraged the staff to move ahead, refine questions, and proceed with an RFI process.

The Chair would like to proceed with the RFI process as soon as possible to use it as a tool to help understand the issues and how to craft an independent market study. Commissioner Zuniga asked that staff come back at the next meeting with a draft of the RFI.

CFO Derek Lennon explained how to begin the process of the RFI to the Commission. There was also a discussion of an abbreviated timeline for the RFI process.

[11:37 a.m.](#) It was concluded that Mr. Bedrosian will provide the Commission with a draft RFI and a draft request for public comment at the next Commission meeting on January 9, 2020.

### **Research and Responsible Gaming**

See [transcript](#) pages 21 – 31

[11:37 a.m.](#) **Social and Economic Impact Research Procurement Update**  
Director of Research and Responsible Gaming Mark Vander Linden, with Dr. Rachel Volberg from UMass Amherst, Dr. Mark Melnik from the UMass Donahue Institute, and Martha Zorn from the SEIGMA team reviewed the proposal for the Commission to extend a contract to UMass SEIGMA.

A procurement team comprised of Commission staff and four additional persons with social and economic research expertise reviewed a proposal for a comprehensive research project on the economic and social impacts of the introduction of casino gambling in Massachusetts. Following four rounds of review and revisions, the procurement team endorsed the proposed scope and budget presented by the SEIGMA team.

Mark Vander Linden, Director of Research and Responsible Gaming, recommends that the Commission extend this contract to UMass SEIGMA based on the procurement team's recommendations.

[11:47 a.m.](#) Mr. Vander Linden clarified the terms of the contract. The Chair then asked for clarification on some of the differences with this new proposal. Mr. Vander Linden explained the differences, also laying out possible outcomes of the program for the Commission.

[11:56 a.m.](#) Dr. Volberg summarized the proposal for ongoing evaluation, which produces a comprehensive report every two to three years as opposed to a simple pre- versus post-study, which was described in the original scope.



[12:03 p.m.](#) Commissioner Zuniga then provided comments regarding the timeline of the SEIGMA study. He also expressed his concerns regarding funding for the research.

[12:10 p.m.](#) The Chair stressed that the research needs to stay as relevant as possible to the policy-making that will be going forward, and there needs to be a precise timeline for the research in order to discuss the relevant data in a timely fashion.

Commissioner Zuniga noted that there is a new position that is posted to help Mr. Vander Linden to improve the process and accelerate feedback and response time.

[12:20 p.m.](#) *Commissioner Stebbins moved that the Commission approve the request to extend a contract to UMass Social and Economic Impacts of Gaming in Massachusetts (SEIGMA) based on the procurement team's recommendations as outlined in the Commissioner's Packet and as discussed here today. Commissioner Zuniga seconded the motion. The motion passed unanimously.*

*Commissioner Zuniga moved to have Director of Research and Responsible Gaming Mark Vander Linden execute the contract to UMass Social and Economic Impacts of Gaming in Massachusetts (SEIGMA). Commissioner Cameron seconded the motion. The motion passed unanimously.*

### **Racing Division**

See [transcript](#) pages 31 – 35

[12:22 p.m.](#) **Chief Steward Susan Walsh – Racing Officials Association Program Pete Pedersen Award Winner**

Director of Racing and Chief Veterinarian Dr. Alexandra Lightbown presented Suffolk Downs' Chief Steward Susan Walsh with the national Pete Peterson Outstanding Steward award. The award is presented by the Racing Officials Accreditation Program every year to an outstanding steward. Dr. Lightbown provided background on the award for the Commission and summarized Ms. Walsh's history in the racing industry.

[12:30 p.m.](#) Mr. Bedrosian commented on Ms. Walsh's impressive, extensive knowledge that of the history of the track and everyone involved. Commissioner Cameron noted that Ms. Walsh is one of the few female chief stewards in our country, and that she only the second woman ever to receive this award.

### **Commission Matter**

See [transcript](#) pages 35 – 42

[12:38 p.m.](#) **Congratulations to Chief of Administration Janice Reilly**



Former Commissioners James McHugh, Steve Crosby, and Lloyd MacDonald were present to congratulate Ms. Reilly on her retirement. Each former Commissioner, as well as current Commissioners, made congratulatory statements and recounted their professional experiences with Ms. Reilly, notably remarks regarding the initial establishment of the Massachusetts Gaming Commission.

[1:06 p.m.](#) The Chair and Commission presented Ms. Reilly with a Distinguished Service Award in appreciation of her distinguished service to the Massachusetts Gaming Commission and the Commonwealth of Massachusetts. Ms. Reilly gave closing remarks surrounding her time at the Commission.

### **Research and Responsible Gaming (cont.)**

See [transcript](#) pages 42 – 60

[1:54 p.m.](#) **GameSense Update**  
Next, Mr. Vander Linden presented an update to the Commission on the status of the current GameSense Program. Presenting with him was Marlene Warner, Executive Director of the Mass Council on Compulsive Gambling; Ray Flurette, Senior GameSense adviser at Encore Boston Harbor; Josh Molyneaux, GameSense Advisor at Encore Boston Harbor, and David Tang, GameSense adviser at Encore Boston Harbor.

[1:59 p.m.](#) Ms. Warner explained how the team was developed. She provided the Commission with an overview of the onboarding process and training program.

[2:05 p.m.](#) Mr. Flurette detailed his account of how the orientation process for GameSense representatives is conducted. He also described how employees are educated regarding what GameSense program offers, as well as how to implement that knowledge of the program.

[2:13 p.m.](#) Mr. Molyneaux and Mr. Tang each described their own personal experiences in working with the GameSense program at Encore Boston Harbor.

[2:42 p.m.](#) Program Manager Teresa Fiore updated the Commission on the events of the 2019 Responsible Gaming Education Week. With her was Charlie Ordille, Senior GameSense Advisor at PPC; Daniel Miller, Director of Compliance at MGM Springfield; Lisa McKinney, Compliance Manager at PPC, as well as Mr. Tang.

Ms. Fiore reported on the GameSense social media campaign, as well as digital advertising efforts. She noted engagement with casino staff and guests, as well as metrics and data collected as a result of these efforts.

[2:46 p.m.](#) Mr. Tang presented a basic overview of a slot simulator game created by Senior GameSense Advisor Amy Gabriela of MGM Springfield. He stated that the basic premise of the game is to simulate a simple slot machine so that players can get a better understanding of chance, the probabilities, and payback percentage.

[2:54 p.m.](#) Next, Mr. Ordille discussed the success of the Responsible Gaming Education Week program that took place at PPC. He described the advertising campaign and the successful turnout, as well as the cooperation among the staff at PPC.

[2:57 p.m.](#) Mr. Miller noted to the Commission that MGM has partnered with GameSense across all of their domestic properties and that they were hosting similar events. He then stated that he will be setting up more frequent participation and responsible gaming events with their on-site GameSense program in the back-of-house.

[3:00 p.m.](#) Ms. McKinney described her role in facilitating the Responsible Gaming Education Week program at PPC. She also described the events that took place for the program.

#### **Ombudsman**

See [transcript](#) pages 60 – 62

[3:04 p.m.](#) **Community Mitigation Amendment Requests**  
Ombudsman John Ziemba presented the Commission with two amendments to Community Mitigation Fund awards that were made earlier this year for consideration. With him was Construction Project Oversight Manager Joe Delaney, and Director of Workforce, Supplier, and Diversity Jill Griffin.

[3:05 p.m.](#) **2019 Revere Non-Transportation Planning Grant**  
The City of Revere is asking to modify this grant to allocate the funds to the designated budgets in appropriate amounts for most efficient use. Specifically, Mr. Delaney provided the Commission with a brief description of the minor amendment to reflect a surplus of \$5,000 in the video production budget to be re-directed for use in the promotion budget. The review team recommends that the Commission approve this request.

[3:07 p.m.](#) *Commissioner Stebbins moved that the Commission approve the request to modify the 2019 City of Revere Non-Transportation Planning Grant and reduce the production cost to \$35,000 with a commensurate increase in the marketing and distribution budget to \$15,000 as discussed today. Commissioner Cameron seconded the motion.  
The motion passed unanimously.*

[3:07 p.m.](#) **Holyoke Community College for MA Casino Training Institute**  
Next, Ms. Griffin provided the Commission with a description of the requested amendment to an award to the Holyoke Community College for the

Massachusetts Casino Career Training Institute (“MCCTI”). The budget amendment proposes to redistribute \$15,000 of initially approved scholarships, to instead be utilized as payment for recruitment and tuition offset to run two potentially low enrolled courses at the gaming school.

[3:09 p.m.](#) *Commissioner Cameron moved that the Commission authorize staff to approve the request to reallocate \$15,000 from the Massachusetts Casino Career Training Institute (MCCTI) scholarship budget to cover the cost of gaming instructors and recruitment coordinators for two courses in January 2020, allowing for more flexible enrollment. Commissioner O’Brien seconded the motion. The motion passed unanimously.*

[3:10 p.m.](#) Commissioner Zuniga commented that he appreciates these updates, as it is essential to keep tabs on the status of the programs; however, he suggests perhaps establishing a de minimis threshold under which some of these requests might not need to be brought to the Commission for approval and could be approved at the staff level. He noted that it could facilitate a more efficient and timely process, and staff could return and report to the Commission when necessary.

### **Ombudsman/Research and Responsible Gaming**

See [transcript](#) pages 62 – 64

[3:11 p.m.](#) **Local Community Mitigation Advisory Sub Committee on Addiction Services**

Earlier this year, the Commission voted to appoint Mr. Vander Linden to the Sub-Committee of Addiction Services under the Gaming Policy Advisory Committee. As Commissioner Zuniga and Mr. Vander Linden have been very involved in the subject matter of this subcommittee, the Ombudsman and Mr. Vander Linden recommend that the Commission appoint Commissioner Zuniga as this appointee replacing Mr. Vander Linden. Both the Ombudsman and Mr. Vander Linden would continue to staff this subcommittee.

[3:17 p.m.](#) *Commissioner O’Brien moved that the Commission appoint Commissioner Enrique Zuniga to the Sub-Committee on Addiction Services of the Gaming Policy Advisory Committee (GPAC), transferring the appointment from Mark Vander Linden. Commissioner Stebbins seconded the motion. The motion passed 4 – 1 with Commissioner Zuniga abstaining.*

### **Commissioner’s Items**

See [transcript](#) pages 64 – 66

[3:18 p.m.](#) **Massachusetts Gaming Commission 2019 Annual Report**

Commissioner Zuniga updated the Commission on the status of the 2019 annual Report. He reported that he and the staff are working on finalizing it for distribution early in the new year.

[3:19 p.m.](#) **Gaming Enforcement Unit (GEU) Overtime Budget Update**  
Commissioner Cameron reported that she met with IEB leadership regarding this issue, and explained how the overtime pay system works. She summarized that there is no impact to the GEU's budget, and she believes that it is appropriately staffed with appropriate procedures in place and being utilized.

### **Budget Issues**

See [transcript](#) pages 66 – 69

[3:28 p.m.](#) **Pay Approval for Interim Chair**  
At the request of the Chair, CFO Derek Lennon, Acting General Counsel Todd Grossman, and Commissioner O'Brien reviewed a request that was made regarding Commissioner Cameron's pay. The Chair recused herself from the review process. Commissioner Cameron also recused herself and left the room.

[3:29 p.m.](#) There was a discussion around the circumstances surrounding Commissioner Cameron's request for retroactive compensation for the time that she served as Interim Chair of the Commission, beginning in September of 2018.

[3:30 p.m.](#) At the request of the Commission, Mr. Grossman addressed the question of whether there was any legal impediment or process necessary to fulfill Commissioner Cameron's request. He stated that there is legal authority that supports the proposition that an interim appointment by an authorized individual or entity is legally valid even if the process that was used to obtain that appointment would not necessarily pass muster had the appointment been intended as a permanent one. He then cited case law supporting his statement.

There was further discussion regarding all other Commission staff in the past who received due compensation for their time serving in an interim position.

[3:29 p.m.](#) *Commissioner Stebbins moved that the Commission approves retroactive pay in the amount of \$15,531.15 for Commissioner Gayle Cameron as compensation for her performance as Interim Chair, for pay periods from September 30, 2018, through January 19, 2019. Commissioner O'Brien seconded the motion. The motion passed 3 – 0, with the Chair and Commissioner Cameron abstaining.*

Commissioner Cameron re-joined the meeting.

### **Other Business**

See [transcript](#) pages 69 – 71

[3:39 p.m.](#) The Chair stated that there was an inadvertent oversight around the publishing of several approved regulations in the Massachusetts register that were appropriately submitted by the Commission for formal promulgation. This oversight rendered the approved regulations legally invalid. Mr. Grossman recommends that the Commission adopt these approved regulations by emergency to allow them to be

effective immediately. The regulations will then move through the promulgation process once again, which will include a public hearing.

[3:47 p.m.](#) *Commissioner Stebbins moved to adopt the following regulations on an emergency basis: 205 CMR 133.05, 134.01, 134.06, 134.07, 134.09, 134.10, 134.11, 134.13, 134.14, and 134.20, with the official regulation promulgation process to be commenced on an emergency basis. Commissioner Zuniga seconded the motion.  
The motion passed unanimously.*

[3:48 p.m.](#) *With no further business, Commissioner Zuniga moved to adjourn the meeting. Commissioner Cameron seconded the motion.  
The motion passed unanimously.*

### **List of Documents and Other Items Used**

1. Notice of Meeting and Agenda dated December 19, 2019
2. Draft Commission Meeting Minutes dated December 5, 2019
3. Memo re: Clarification of 205 CMR 134.09 dated October 15, 2019
4. M.G.L. c. 276 § 100A (Seal vs. Expunge provisions)
5. Public Comment from UniteHere dated November 27, 2019
6. Public Comment from Greater Boston Legal Services dated December 16, 2019
7. Public Comment from Jobs Action Network dated December 16, 2019
8. Memo re: Potential Region C Questions for either an RFI and/or Public Comment dated December 16, 2019
9. Public Comment from Brockton City Hall
10. Memo re: Potential Questions for a Request for Information Concerning a Region C Procurement dated December 2, 2019
11. Public Comment from Goodwin Proctor dated November 29, 2019
12. Memo re: MGC Research Services Award dated December 19, 2019
13. GameSense Program Update
14. Memo re: Revere Non-Transportation Planning Grant 2019 dated December 11, 2019
15. Memo re: 2019 Workforce Development Grant: Amendment Request for Massachusetts Casino Career Training Institute dated December 13, 2019
16. Memo re: Sub-Committee on Addiction Services of the Gaming Policy Advisory Committee dated December 19, 2019

/s/ Bruce Stebbins  
Secretary



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## Massachusetts Gaming Commission Meeting Minutes

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**Date/Time:** January 9, 2020 –10:00 a.m.

**Place:** Massachusetts Gaming Commission  
101 Federal Street, 12th Floor  
Boston, MA 02110

**Present:** Chair Cathy Judd-Stein  
Commissioner Gayle Cameron  
Commissioner Enrique Zuniga  
Commissioner Bruce Stebbins  
Commissioner Eileen O'Brien

Hyperlinks to both a transcript and closed-captioned video footage of discussion are provided throughout these meeting minutes for reference.



### Call to Order

See [transcript](#) page 1

[10:02 a.m.](#) Chair Cathy Judd-Stein called to order public meeting #285 of the Massachusetts Gaming Commission.

### Approval of Minutes

See transcript page 1 – 2

[10:02 a.m.](#) *Commissioner Stebbins moved to approve the minutes from the Commission meeting of December 19, 2019, subject to correction for typographical errors and other nonmaterial matters. Commissioner Zuniga seconded the motion. Commissioners Cameron and O'Brien requested that the discussion on the Investigations and Enforcement Bureau (IEB)'s handling of sealed and expunged records be explained in more granular detail in the meeting minutes. The Commission will vote on these minutes at the next meeting, pending specific edits.*

## Administrative Update

See [transcript](#) pages 2 – 10

### 10:04 a.m.     **General Update**

Executive Director Ed Bedrosian raised his concern around having the Commission meeting scheduled for February 27<sup>th</sup> in Springfield, due to the potential for adverse weather conditions. The Commission determined that they will decide on this at a later date.

Mr. Bedrosian commented on his last day (today) at the Commission. He recognized former Commissioners McHugh and MacDonald for their support, as well as former Chair Steve Crosby. Mr. Bedrosian also recognized Lead Executive Assistant Maryann Dooley, his assistant of four years. He expressed his gratitude to all that helped him through his tenure at the Commission. He then thanked all of the staff throughout the Commission and wished everyone the best of luck in their future endeavors.

### 10:15 a.m.     **Draft Region C Request for Information (RFI) and draft Request for Public Comment**

The Commission is seeking public comment regarding the next steps for Region C (Southeastern Massachusetts) and the Category 1 gaming license. The Commission is also requesting information in the form of an RFI for responses through [COMMBUYS](#). The Commission reviewed and discussed the questions in the drafts of each document.

Per Commissioner O'Brien's stated concern, the Commission agreed to omit a question in the draft request for public comment regarding Section 91 and the Commission's authority, as it was found not to be appropriate for public comment in this venue. Also, Commissioner Stebbins recommended keeping the public comment period open with no expiration date.

Concerning the RFI, Commissioner Zuniga opined that there is a definite possibility of RFI will result in a market study. He summarized the potential business case that could present itself for the Commission's analysis. He commented that he would like to gain more insight through the RFI around what the Commission is currently observing, whether it concerns additional local expansion, consumer preferences, online gaming, or gambling options that are local or available in the marketplace.

10:27 a.m.     Next, the Chair suggested strengthening the background in the RFI, so the reason for it is very clear, and include a description of the current licensees. She asked that relevant statutory provisions be included into the background for the RFI (she referenced a memo re: "Potential Region C Questions for either an RFI and/or Public Comment" dated December 16, 2019 [[page 42 in Commissioners' Packet](#)] from the December 19<sup>th</sup> Commission meeting), as well as some of the suggestions from Commissioner Zuniga on the investment context. Lastly, the Chair requested



that there be additional history added, as it would be helpful to set the stage for the reader.

CFO Derek Lennon explained the different options of the RFI process concerning having a question and answer period. The Commission agreed to issue the RFI without a Q & A, as this RFI is solely an information-gathering period.

The Chair also noted that clarification is needed around several questions in the RFI, and would like to authorize the staff to conduct another review. She suggested that staff re-circulate prior public comments that were made on this to see if there is anything the commissioners would want to re-issue in the current request for public comment.

The next edited draft will be brought to the Commission for review at the next Commission meeting. No vote is needed on this item today.

#### **Legal Division**

See [transcript](#) pages 10 – 21

#### **10:39 a.m. Initial Draft Version of 205 CMR 134.09: Investigation, Determination, and Appeals for Gaming Establishment Employees and Vendors – and Small Business Impact Statement**

Chief Enforcement Counsel Loretta Lillios reviewed the initial draft version of suggested amendments with the Commission that were discussed at the previous Commission meeting on December 19, 2019. The amendments are being made to clarify provisions regarding handling information and records relating to sealed and expunged records.

Ms. Lillios clarified for the Commission that the draft language is intended to cover information connected to, or gleaned from sealed and expunged records, and this draft language directs the IEB not to consider any information. She further noted that the statutes on sealed records already bar the Commission from considering the sealed records themselves.

**10:46 a.m.** Commissioner O'Brien then clarified the language to be added to the regulation, "Sealed or expunged records of criminal or delinquency appearances, dispositions, and/or any information concerning such acts shall not be considered for purposes of making a suitability determination in accordance with 205 CMR 134 and MGL 23K." The Commission concurred.

**10:47 a.m.** *Commissioner Stebbins moved that the Commission approve the Small Business Impact Statement for the amendments to 205 CMR 134.09 as included in the Commissioners' packet. Commissioner Cameron seconded the motion. The motion passed unanimously.*

*Commissioner Stebbins further moved that the Commission approve the version of the amendments to 205 CMR 134.09 as included in the Commissioner's packet and authorized the staff to take all steps necessary to begin the regulation promulgation process, as amended with edits discussed today. Commissioner Cameron seconded the motion. The motion passed unanimously.*

10:50 a.m.     **Final Draft Version of Amendments to 205 CMR 3.00: Harness Horse Racing (Refs & Annos);  
Final Draft Version of Amendments to 205 CMR 4.00: Rules of Horse Racing (Refs & Annos); and  
Amended Small Business Impact Statements**

The Commission reviewed the final draft version of the amendments that include provisions for addressing conflicts of interest of racing officials, the finality of decisions of racing judges for events occurring during races, and optional quarantine procedures in TCO<sub>2</sub> positive cases. They also reviewed the amendments that include provisions for addressing conflicts of interest of stewards.

As a hearing was held previously to this meeting on this regulation with Commissioner Stebbins presiding, he described the public comments and concerns that were provided by stakeholders from the Harness Racing Association of New England and membership that were addressed at the hearing. He asked that Associate General Counsel Justin Stempeck provide detail for the Commission.

10:52 a.m.     Mr. Stempeck reported that there was a misunderstanding at the regulation hearing concerning the amendment to 205 CMR 101.02 concerning Racing appeals. He clarified for the Commission, as he did in the hearing, that the amendments did not change the length of time allowed to appeal a racing judge's decision, which is ten days. It was not reduced to seven days.

10:56 a.m.     Commissioner Zuniga noted the difference in the regulation for Standardbred and Thoroughbred hearing process historically. There was discussion around the current hearing process for racing appeals, to include improved technological capabilities, as well as the general process of consideration amongst the racing officials.

11:01 a.m.     Commissioner Cameron made note that all of the racing judges have been through a rigorous accreditation process, where their skill has been tested in this area. She stated that she believes the judges' experience, as well as their process for making a decision, is sound.

11:03 a.m.     Mr. Stempeck provided clarification around another issue that arose in the earlier regulation hearing concerning the definition of immediate family, significant

relationships, and life partners (in the context of conflict of interest for racing officials).

11:06 a.m. The Commission agreed to edit the draft regulation 205 CMR 3.18 and 4.30: Racing Officials to reference the Commission's [Enhanced Code of Ethics](#) when defining "immediate family."

11:12 a.m. *Commissioner Stebbins moved that the Commission approve the Amended Small Business Impact Statement for the amendments to 205 CMR 3.00; specifically, section 3.18 as amended, and sections 3.01, 3.03, 3.12, 3.29 and 3.35 as included in the Commissioners' Packet. Commissioner O'Brien seconded the motion. The motion passed unanimously.*

*Commissioner Stebbins further moved that the Commission approve the final version of the amendments to 205 CMR 3.00; specifically, section 3.18 as amended, and sections 3.01, 3.03, 3.12, 3.29 and 3.35 as included in the Commissioner's packet and authorized the staff to take all steps necessary to finalize the regulation promulgation process. Commissioner Cameron seconded the motion. The motion passed unanimously.*

11:14 a.m. *Commissioner Stebbins moved that the Commission approve the Amended Small Business Impact Statement for the amendments to 205 CMR 4.00; specifically, section 4.30 as amended, and sections 4.01 and 4.03 as included in the Commissioners' packet. Commissioner Cameron seconded the motion. The motion passed unanimously.*

*Commissioner Stebbins further moved that the Commission approve the final version of the amendments to 205 CMR 4.00; specifically, section 4.30 as amended, and sections 4.01 and 4.03 as included in the Commissioners' packet and authorized the staff to take all steps necessary to finalize the regulation promulgation process. Commissioner Zuniga seconded the motion. The motion passed unanimously.*

11:15 a.m. **Final Draft Version of an amendment to 205 CMR 101.02: Review of Orders of Civil Administrative Penalties/Forfeitures Issued by the Bureau, Commission Staff, or the Racing Division – and Amended Small Business Impact Statement**

The Commission reviewed the amendments that include proper timing of racing appeals and a new provision for Discovery in racing medication cases.

11:15 a.m. *Commissioner Zuniga moved that the Commission approve the Amended Small Business Impact Statement for the amendments to 205 CMR 101.02 as included in the Commissioners' packet. Commissioner Stebbins seconded the motion. The motion passed unanimously.*

*Commissioner Zuniga further moved that the Commission approve the final version of the amendments to 205 CMR 101.02 as included in the Commissioner's packet and authorized the staff to take all steps necessary to finalize the regulation promulgation process. Commissioner O'Brien seconded the motion. The motion passed unanimously.*

## **Ombudsman**

See [transcript](#) pages 21 – 30

### **11:16 a.m. Encore Boston Harbor Quarterly Report Follow-Up**

Ombudsman John Ziemba addressed the Commission, stating that they will be reviewing a follow-up to Encore Boston Harbor's quarterly report for the third quarter of 2019, and a status report on the documentation of several 90-day commitments that remained outstanding when the Commission issued the operations certificate for Encore Boston Harbor.

**11:18 a.m.** Encore Boston Harbor Senior Vice President and General Counsel Jacqui Krum presented slides to the Commission that captured information that was not yet available for the initial quarterly report. Presenting with her was Eric Kraus, Senior Vice President of Communications and Public Affairs and Richard Prior, Executive Director of Security and Investigations at Encore Boston Harbor.

Ms. Krum first presented a slide that illustrated figures requested by the Commission concerning minors being intercepted on the gaming floor. Ms. Krum stated that security personnel prevented more than 2,500 minors from entering the gaming floor during that quarter.

**11:19 a.m.** Mr. Prior stated that the new hard-wired Veridocs ID readers will drastically improve the detection of false IDs. Encore is expecting podiums to arrive soon to complete the set-up and become operational. He described where the podiums would be stationed and how the system will work. He then confirmed for the Chair that customers will not be able to enter onto the gaming floor without passing through this device, showing that they are not minors.

**11:24 a.m.** There was a discussion around minors that did gain access to the gaming floor that quarter, the circumstances surrounding those instances, and steps that were taken to prevent further occurrences.

**11:26 a.m.** Next, Ms. Krum reviewed Encore's spending with Massachusetts businesses registered as owned by women, minorities, and veterans with the Commission. The Chair asked Mr. Ziemba if there will be a breakdown indicating where the remaining percentages are spent outside of these parameters, as part of the new template he is working on. He stated that he is currently working with Workforce, Supplier and Diversity Development Director Jill Griffin, as well as the licensees, to create a uniform reporting template for all of the casinos.

[11:31 a.m.](#) Ms. Krum then moved on to provide a breakdown for the number of women, minorities, and veterans that are currently employed at Encore Boston Harbor. She also noted that Encore has formed employee councils this quarter, comprised of women and LGBTQ+ employees to advise leadership in these areas and further the interests in these groups.

[11:34 a.m.](#) Mr. Kraus reported on Encore's intention to install and operate automated beverage dispensers in the back-of-house, after approval from the Commission. Managers informed back-of-house staff last Friday of Encore's intentions, and some employees contacted the media. Mr. Kraus stated that there have been no employee layoffs associated with these machines. He stated that any displaced employees will be compensated with other employment within the company if they are qualified.

[11:40 a.m.](#) The Chair recommended that moving forward, Encore notify the Commission in advance of this kind of a potential change. Mr. Kraus stated that Encore will post when they get more clarity on exactly how many jobs could be lost because of this.

Ms. Krum closed her presentation by thanking Mr. Bedrosian on behalf of Encore Boston Harbor, stating that he has been a calming and thoughtful force and a passionate advocate for the Commission as well as for the licensees.

[11:42 a.m.](#) **Encore Boston Harbor 90-Day Commitments**  
Construction Project Oversight Manager Joe Delaney provided the Commission with an update on Encore's 90-day commitment items that are outstanding since the June 27, 2019 Commission meeting.

Mr. Delaney broke the remaining items into three categories (Environmental Impact Report compliance items, greenhouse gas self-certification, and the DCR Connector) and summarized all the items for the Commission.

## **Workforce, Supplier & Diversity Development**

See [transcript](#) pages 30 – 34

### [11:51 p.m.](#) **2018 Economic Impact Report**

Ms. Griffin reported on the results from the 2018 Economic Impact Report. She stated that the report captures the annual impact of this new industry on career and business opportunities, specifically for residents of the Commonwealth with a focus on diverse populations.

Ms. Griffin provided the Commission with highlights from 2018 regarding jobs that went to Massachusetts residents in the construction and casino industry, as well as construction and operating spend numbers for Massachusetts businesses. She also compared the 2018 numbers with 2017, noting improvements.

[12:00 p.m.](#) Commissioner Stebbins suggested that moving forward, Ms. Griffin could demonstrate in these how successful the licensees are, not only with their substantial financial numbers but with their reference to meet their established goals having been met with success. He also suggested including a construction piece regarding licensees' reinvestment in their facilities over time.

### **Commissioner Items and Updates**

See [transcript](#) pages 34 – 46

#### **[12:41 p.m.](#) Ratification of Interim Executive Director Designation**

The Commission formally ratified the appointment of IEB Director Karen Wells as the interim executive director. Ms. Wells has held this role in the past. The Commissioners discussed expectations around Ms. Wells' existing position in addition to the role of interim executive director.

The Chair noted that the Commission will address ratification today, and over the next two weeks, Mr. Lennon will work with Commissioner Zuniga to continue researching how other agencies compensate similar positions, for guidance. The matter of Ms. Wells' compensation will then be addressed at the next Commission meeting for a vote.

[12:46 p.m.](#) *Commissioner Cameron moved that the Commission designate Karen Wells, Director of the Investigations And Enforcement Bureau, as the Interim Executive Director until the Commission selects a permanent Executive Director. Commissioner Stebbins seconded the motion. The motion passed unanimously.*

#### **[12:47 p.m.](#) Update on Executive Director Search**

The Chair updated the Commission on the status of the search for a new Executive Director, consistent with the requirements of the Open Meeting Law.

[12:50 p.m.](#) Commissioner Zuniga discussed the issue of whether to conduct the search internally or retain an executive search. He also described the issue of crafting a job description and candidate profile that comprehensively and accurately reflects the needs of the Commission at this juncture. Lastly, he addressed the interview and decision-making process being in full compliance with the Open Meeting Law.

[12:56 p.m.](#) The Chair recommends that Commissioner Zuniga be part of a Procurement Management Team with other internal members to develop the RFP, which would then be voted on by the Commission. She then detailed the potential steps for this process.

There was discussion around the choice of hiring an outside search firm versus using a completely internal team to recruit candidates and conduct the search for a new executive director.



[1:21 p.m.](#) Chair stated that the Commission will postpone this decision to obtain further information and clarification and to think about the next steps for this process.

[1:22 p.m.](#) **Update on IAGRA Conference**  
Commissioner Cameron updated the Commission on the status of the IAGRA Conference, stating that it will be the week of September 20 – 25 at the Boston Marriott Copley Place. This year, it will be a joint conference to include the International Masters of Gaming Law as well. The name of the conference is “Disrupting the Regulator.”

Commissioner Cameron stated that there is a call for speakers currently. She would like people from Massachusetts to contribute that have worked with the Commission. She listed topics of interest that will be listed on the [IAGR website](#). Submissions are due by the end of February.

### **Other Business**

See [transcript](#) pages 46 – 49

[1:32 p.m.](#) Each of the Commissioners made comments, shared their experiences working with Mr. Bedrosian, and thanked him for his service during his tenure at the Commission.

[1:44 p.m.](#) The Chair and Commissioners presented Mr. Bedrosian with the Distinguished Service Award in grateful appreciation of his distinguished service to the Massachusetts Gaming Commission and the Commonwealth of Massachusetts.

[1:47 p.m.](#) *With no further business, Commissioner Zuniga moved to adjourn the meeting. Commissioner Cameron seconded the motion. The motion passed unanimously.*

### **List of Documents and Other Items Used**

1. Notice of Meeting and Agenda dated January 9, 2020
2. Draft Commission Meeting Minutes dated December 19, 2019
3. Draft Region C Request for Public Comment
4. Draft Region C RFI
5. Additional Draft Questions for Region C RFI
6. Regulation Cover Sheet for 205 CMR 134.09
7. Draft of 205 CMR 134.09
8. Small Business Impact Statement for 205 CMR 134.09
9. Regulation Cover Sheet for 205 CMR 3.01
10. Final Draft of 205 CMR 3.01
11. Regulation Cover Sheet for 205 CMR 3.03
12. Final Draft of 205 CMR 3.03



13. Regulation Cover Sheet for 205 CMR 3.12
14. Final Draft of 205 CMR 3.12
15. Regulation Cover Sheet for 205 CMR 3.18
16. Final Draft of 205 CMR 3.18
17. Regulation Cover Sheet for 205 CMR 3.29
18. Final Draft of 205 CMR 3.29
19. Regulation Cover Sheet for 205 CMR 3.35
20. Final Draft of 205 CMR 3.35
21. Amended Small Business Impact Statement for Amendments to 205 CMR 3.00
22. Regulation Cover Sheet for 205 CMR 4.01
23. Final Draft of 205 CMR 4.01
24. Regulation Cover Sheet for 205 CMR 4.03
25. Final Draft of 205 CMR 4.03
26. Regulation Cover Sheet for 205 CMR 4.30
27. Final Draft of 205 CMR 4.30
28. Amended Small Business Impact Statement for Amendments to 205 CMR 4.00
29. Regulation Cover Sheet for 205 CMR 101.02
30. Final Draft of 205 CMR 101.02
31. Amended Small Business Impact Statement for Amendment to 205 CMR 101.02
32. Encore Boston Harbor Quarterly Report Update dated January 9, 2020
33. Memo re: Encore Boston Harbor Section 61 and Operations Certificate Conditions Status dated January 6, 2020
34. Memo re: Casino Industry Impact Report 2018 dated January 8, 2020
35. MGC Casino Industry Impact Report 2017
36. MGC Casino Industry Impact Report 2018

/s/ Bruce Stebbins  
Secretary



REQUEST FOR INFORMATION  
(RFI)

**Region C**

**COMMBUYS #**

THE MASSACHUSETTS GAMING COMMISSION

Responses are due by:

**Date**

Contact Information: Jay Lee  
Fiscal Specialist

[jay.lee@state.ma.us](mailto:jay.lee@state.ma.us)



Massachusetts Gaming Commission

101 Federal Street, 12<sup>th</sup> Floor, Boston, Massachusetts 02110 | TEL 617.979.8400 | FAX 617.725.0258 | [www.massgaming.com](http://www.massgaming.com)

**THE COMMONWEALTH OF MASSACHUSETTS**  
**Massachusetts Gaming Commission**

**Request for Information**

**Region C**

**Date**

**I. INTRODUCTION**

The Massachusetts Gaming Commission is responsible for the creation of a fair, transparent, and participatory process for implementing the *Act Establishing Expanded Gaming in the Commonwealth* enacted in November, 2011 which includes G.L. c. 23K (“Gaming Act”). The legislation includes a number of key principles to ensure the successful implementation of expanded gaming. The principles include: a transparent and competitive bidding process,<sup>1</sup> promotion of the highest and best value to the Commonwealth and the gaming region,<sup>2</sup> protection for host and surrounding communities,<sup>3</sup> mitigation for social impacts and costs,<sup>4</sup> and ensuring rigorous public safety, regulatory and enforcement mechanisms.<sup>5</sup>

In addition to the key principles above, the Commission must consider the following statutory authorities when assessing applicant licensees and determining whether to award a gaming license:

- G.L. c. 23K, §1(2): (Findings and Declaration) “establishing the financial stability and integrity of their sources of financing, is an integral and essential element of the regulation and control of gaming under this chapter”;
- G.L. c. 23K, §4 (12): (Powers of the Commission) “develop criteria, in addition to those outlined in this chapter, to assess which applications for gaming licenses will provide the highest and best value to the commonwealth and the region in which a gaming establishment is to be located”;
- G.L. c. 23K, §18 (11): (Objectives to be Advanced in Determining Granting of License; Statement of Findings) “maximizing revenues received by the Commonwealth”;
- G.L. c. 23K, §19(a): (Issuance of Category 1 Licenses) “The Commission **may** issue not more than 3 category 1 licenses based on the applications and bids submitted to the commission.” (Emphasis added).

The Commission strives to ensure that its decision-making and regulatory systems engender the confidence of the public and participants, and are guided by the key principles of the Gaming Act to provide the greatest possible economic development benefits and revenues to the people

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<sup>1</sup> See e.g. G.L. c. 23K, §§ 17 and 19.

<sup>2</sup> See e.g. G.L. c. 23K, § 4 (12).

<sup>3</sup> See e.g. G.L. c. 23K, §§ 15, 17, and 61.

<sup>4</sup> See e.g. G.L. c. 23K, §§ 58 and 61.

<sup>5</sup> See e.g. G.L. c. 23K, §6 and 25.

of the Commonwealth and reduce, to the maximum extent possible, the potentially negative or unintended consequences of the new legislation.

The Gaming Act authorizes the Commission to award no more than three Category 1 licenses (“Destination Resorts” with a minimum capital investment amount of \$500,000,000 and a tax rate of 25% on gross gaming revenue) in three geographically diverse regions across the state, and no more than one Category 2 license (“Slots Only Facility” license with a minimum capital investment of \$125,000,000, and a 40% tax on gross gaming revenue as well as a 9% assessment for the Racehorse Development Fund on gross gaming revenue) awarded for one location statewide.

The legislation divides the state into three regions to include:

- Region A--Suffolk, Middlesex, Essex, Norfolk and Worcester counties
- Region B--Hampshire, Hampden, Franklin and Berkshire counties
- Region C-- Bristol, Plymouth, Nantucket, Dukes and Barnstable counties



The Commission began a two-phase solicitation in the fall of 2012, and awarded the Region A and Region B Category 1 Licenses and the one Category 2 License. The total capital investment of those three licenses resulted in a total of approximately \$3.0 billion, which is significantly well in excess of the minimum capital investment that the Gaming Act originally contemplated (\$1.625 billion for all potential Category 1 and 2 facilities). The Commission has not awarded the final Category 1 License in Region C.

In addition to the provisions related to Region C in the Gaming Act, other provisions relating to Region C are included in the Tribal-State Compact between the Commonwealth and the

Mashpee Wampanoag Tribe (“Compact”). As noted in Section 2.10 of the Compact, the Compact is the “product of arm’s length negotiations between the two sovereign governments and ... further[s] the government-to-government relationship between the Tribe and the Commonwealth.” In relation to the Tribe’s opportunity “to conduct casino gaming in Region C”, Section 9.2 of the Compact states that “the Tribe has proposed, and the Commonwealth has agreed to accept payment of the following, based on an allocation of some of the Tribe’s Gross Gaming Revenues for the uses described.” Section 9.2 further states that “[i]f a Category 1 Licensed gaming establishment has commenced operations in either Region A or Region B, the Allocation Percentage shall be seventeen (17%)” and that “[i]f a Category 1 Licensed gaming establishment has commenced operation in Region C, the Allocation Percentage shall be zero (0%) ....”<sup>6</sup>

The current licensees as well as a brief description of each property are below:

Region A License - Encore Boston Harbor, which is located in Everett, MA is a Category 1 licensee that described itself as sitting “on 33 acres right on the historic Boston Harbor, only five miles from Logan International Airport and connected to Boston via [their] own fleet of Encore Boston Harbor water shuttles ... offering the finest in Boston luxury hotel resort accommodations, five star dining, gaming, shopping and more.” The facility offers among other things, slot machines, table games, a poker room, shops, spa, fitness center, salon, a harbor walk, ~50,000 square feet of meeting and event space, and dining at a large selection of venues (“Encore Boston Harbor continues the tradition of attracting the top chefs in the world to create best-in-class dining experiences in the most-celebrated city in the Northeast”).

Region B License - MGM Springfield, is a category 1 licensee located in downtown Springfield, MA that is set in an entertainment complex, and is walking distance from the Basketball Hall of Fame, Springfield Symphony Hall, The MassMutual Center, and a 15-minute walk from Union Square train station. The facility offers, among other things, slot machines, table games, a poker room, shops, spa, fitness center, a simulated golf course, and outdoor pool. Additional amenities include the Plaza (an outdoor dining and entertainment district), a cinema, shops, arcade and bowling, ~ 34,000 square feet of meeting and event space and dining at various venues (self described as: “fine dining and authentic Italian coastal cuisine to the ultimate sports bar or an elegant restaurant hall, [there is] something to please any palate”).

Statewide Slots Only License - Plainridge Park Casino is the Category 2 licensee situated in Plainville, MA, located near both Providence, Rhode Island and Boston, MA. The facility offers, among other things, 1,200+ slots machines, dining at various venues and price points, ~7,200 square feet of event and meeting space, live harness horse racing, and simulcasting of harness horse, thoroughbred and greyhound racing.

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<sup>6</sup> See Section 9.2 of the Compact for the unabbreviated language, including the unabbreviated language of Section 9.2.1.4.

## II. OVERVIEW OF REGION C

The Region C application process opened April 18, 2015. On September 30, 2015 the Commission accepted Mass Gaming and Entertainment's (MG&E) application for a license to operate a resort casino in Brockton, MA. After months of review and multiple days of public meetings to analyze the application, on April 28, 2016 the Massachusetts Gaming Commission denied MG&E's application for the Region C license by a vote of 4 to 1. MG&E requested that the Commission reconsider its application for a gaming license. On September 12, 2019, the Commission determined that sufficient grounds did not exist to support a reconsideration of the Commission's decision denying MG&E's January 2015 application for a gaming license in Region C. Over the course of several public meetings since that time, the Commission has decided to both seek public comment on whether or not to re-open the public bidding process for the Region C license, and to pursue an RFI to assist in a potential RFP on an updated Region C gaming market analysis. As part of these meetings, the Commission requested and received, on December 5, 2019, an update on Region C related Tribal litigation and Federal legislation. Both the RFI and public comment processes are intended to help inform the Commission's ultimate decision as to whether to re-open the application process for Region C relative to the award of the sole remaining available gaming license.

### Additional Resources

For additional information pertaining to the Region C process, please reference the links below:

- <https://massgaming.com/news-events/article/mgc-open-meeting-evaluation-presentations-and-license-determination-for-region-c-southeastern-mass-resort-casino-license-april-26-to-april-28-2016-april-29-2016-if-necessary/>
- <https://massgaming.com/news-events/article/mgc-open-meeting-september-12-2019-2/>
- <https://massgaming.com/wp-content/uploads/Meeting-Notification-and-Agenda-12.5.19.pdf>
- <https://massgaming.com/news-events/article/mgc-open-meeting-december-19-2019-2/>

## III. QUESTIONS

MGC is seeking feedback on the following Region C gaming market analysis issues.

Respondents are not required to respond to all questions. Although Respondents are not required to make reference to the potential impact of Tribal gaming in Region C in questions 1-3 and 7-10, Respondents are encouraged to be mindful of the history and current status of Tribal gaming in providing answers to the below questions.

1. Should the Commission engage in a new gaming market study before making a determination whether or not to re-open Region C for Requests for Applications for gaming licenses? Please explain your response.

2. If the Commission decides to seek a new gaming study relative to the introduction of a Category 1 casino in Region C, what factors should the Commission consider?
  
3.
  - a) What is the best way to structure a request for a gaming market study relative to Region C to ensure that the impacts of a Category 1 casino on Region C are understood and measured?
  - b) What is the best way to structure a request for the same to ensure that the impacts of a third Category 1 casino on the Commonwealth as a whole are understood and measured, including the impacts on jobs and state revenue?
  - c) Is it possible to measure the impact that the absence of any casino in Region C has on the region and the Commonwealth? If so, how? If not, explain.
  
4. Market Studies – Size of the MA and NE Market. What factors should be considered in determining the total gaming market for Massachusetts and New England in general, and Region C specifically? Earlier market studies (2010, 2012) about the Massachusetts gaming market estimated that Massachusetts casinos could capture approximately \$1.0 - \$1.2 billion in annual Gross Gaming Revenues of the approximately \$2.5 billion New England Market. What assumptions, if any, might need to be revisited to ascertain whether those total market potential figures need to be re-estimated, including:
  - Changes in consumer preferences and disposable income;
  - Any effects of casino expansion in New York State (either previously accounted or unaccounted for);
  - The amount of time it takes a new operator to establish itself into the marketplace;
  - The threat/prospect of additional entrants or additional expansion in the region;
  - Additional gaming offerings including in neighboring states (i.e., On-line lottery, on-line gaming – with or without gambling, sports betting, etc.);
  - The potential for Tribal gaming in Region C; and
  - Any other assumptions including inflation.
  
5. Slots Revenues Historical slots revenues of the New England casinos (CT & RI) peaked at \$2.1 billion in 2008 before the great recession. From 2008 to 2015, total New England slots revenues decreased (down to ~\$1.6 billion for fiscal year end of June 2015 – CT & RI). Since then and with the entries of two MA casinos (PPC in 2015, and MGM in 2018) total slots revenues for New England have increased (to \$1.8 billion for fiscal year end of June 2019). This \$1.8 billion aggregate annual slot revenue for New England is still below the 2008 figure, even with additional offerings (but not yet accounting for the effect of Encore Boston Harbor).
  - a) What factors may explain these trends in slots play (include a discussion of any of the market factors in question 4 above)?



- b) Are there other regional gaming markets (outside of New England) that could provide a good comparison for the slots sector of the NE gaming market?
6. Does the uncertainty of the Mashpee Wampanoag Tribe’s land-in-trust status have a material impact on the ability of commercial developers to obtain financing for a prospective project or other component critical to the success of a Category 1 application?
  7. Several market studies contemplate that additional gaming offerings result in an overall increase in total market participation (revenues). This dynamic has not yet been observed in the New England gaming market (with the entry of new MA casinos, and responses from CT and RI casinos).
    - a) Is it too early to tell whether this assumption should be reconsidered?
    - b) Are there market dynamics specific to the New England market that might confirm or disprove this assumption?
  8. Gaming market studies usually focus on gaming revenues for an analysis of financial feasibility. To what extent are existing regional operators (in New England and/or other regional US gaming markets) relying on non-gaming revenues?
  9. Given the context of the Massachusetts’ gaming market, when would be the best time for a Region C gaming market study? What factors should be considered to determine whether to render a market study stale and/or biased?
  10. What, if any, impact should the potential introduction of sports betting in Massachusetts have on any market study (it is presumed responses to this question would also contemplate the impact of sports betting already implemented in the New England region)?

**IV. RFI SCHEDULE**

<b>Date</b>	<b>Event</b>
X	RFI published in COMMBUYS
X	RFI Submission Deadline

**V. HOW TO SUBMIT A RESPONSE AND SUBMISSION FORMAT**

**COMMBUYS**

Responses to this RFI must be submitted by the date and time specified in Section IV. Respondents must submit their response through [COMMBUYS](#). If Bidder has any issues with responding through [COMMBUYS](#), it should contact the COMMBUYS Help Desk at [COMMBUYS@state.ma.us](mailto:COMMBUYS@state.ma.us) or call during normal business hours (8AM – 5PM Monday – Friday) at 1-888-627-8283 or 617-720-3197.

**Useful Links:**

- Job aid on how to submit a quote: [www.mass.gov/anf/docs/osd/commbuys/create-quote-in-commbuys.pdf](http://www.mass.gov/anf/docs/osd/commbuys/create-quote-in-commbuys.pdf)

**Response Instructions and Format**

Respondents are invited to respond to any or all of the Requests For Information set forth in Section III of this RFI; please respond to as many as you feel appropriate.

**GENERAL INFORMATION****A. COMMBUYS**

Please note that this RFI is issued solely for the purpose of obtaining information. Nothing in this RFI shall be interpreted as a commitment on the part of MGC to procure or enter a contract with any respondent.

This RFI will be distributed electronically by posting it on COMMBUYS. COMMBUYS offers an optional, value-added automated COMMBUYS Subscription Service on an annual-fee basis. All vendors are responsible for checking COMMBUYS for any addenda or modifications made to the RFI subsequent to the initial posting on COMMBUYS. The Commonwealth and MGC will accept no liability for and will provide no accommodation to vendors who fail to check for amended RFIs or any other procurement opportunities and subsequently submit inadequate or incorrect responses. Individuals are advised to check the Last Changed Date field on the Summary page or the Amendment History within the Other Information tab of the RFI for which they intend to submit a response in order to ensure they have the most recent files.

Individuals may not alter (manually or electronically) the RFI language or any of its component files.

**B. INFORMATIONAL SESSIONS**

There will be no informational sessions associated with this RFI.

**C. COSTS**

By submitting a response, respondents agree that any cost incurred in responding to this RFI, or in support of activities associated with this RFI, shall be the sole responsibility of the respondent. MGC shall not be held responsible for any costs incurred by respondents in preparing their respective responses to this RFI.

**D. REVIEW RIGHTS**

Responses to this RFI may be reviewed and evaluated by any person(s) at the discretion of MGC, including independent consultants retained by Department now or in the future. MGC reserves the right to accept or reject, in part or in full, any information contained in or submitted in response to this RFI. The RFI is not binding on MGC, and shall not obligate MGC to issue a procurement that incorporates any RFI provisions or responses. Responding to this RFI is entirely voluntary, will in no way affect MGC's consideration of any proposal submitted in response to any subsequent procurement, and will not serve as an advantage or disadvantage to the respondent in the course of any procurement that may be issued. Responses to this RFI

become the property of the Commonwealth of Massachusetts and are public records under the Massachusetts Public Records Law, G.L. c. 66, § 10 and c. 4, § 7, cl. 26, regarding public access to such documents.

**E. PUBLIC RECORD**

All responses to this RFI will be public record under the Commonwealth’s Public Records Law, G.L. c. 66, §10, regardless of confidentiality notices set forth on such writings to the contrary.

**F. RFI AMENDMENTS**

MGC reserves the right to amend this RFI at any time. Interested parties are solely responsible for checking COMMBUYS for any addenda or modifications that are subsequently made to this RFI. The Commonwealth and its subdivisions accept no liability and will provide no accommodation to interested parties who fail to check for amended RFIs.

**G. SUBSEQUENT PERFORMANCE**

A person or entity that responds to this RFI will not be prohibited from applying for any subsequent request for proposal (RFP) or request for quote (RFQ) or requests for application (RFA).

## **Request for Public Comment: A Potential New Region C category 1 RFA process**

The Massachusetts Gaming Commission is seeking public comment regarding next steps for Region C (Southeastern Massachusetts) and the Category 1 gaming license.

- Should the Commission consider re-opening Region C?
- Should the Commission consider the current performance of the existing casinos in deciding whether to re-open Region C?
- What, if any role, should the potential for Tribal Gaming in Region C have in the Commission's consideration to re-open Region C?
- Does the uncertainty of the Tribe's land-in-trust status have a material impact on the ability of commercial developers to obtain financing for a prospective project?
- Should a public hearing be conducted in Region C to allow members of the public to comment on these matters directly to the Commission?

Please email comments to [mgccomments@state.ma.us](mailto:mgccomments@state.ma.us) with 'Region C' in the subject line, or by mail to:

Massachusetts Gaming Commission  
101 Federal Street, 12th Floor  
Boston, MA, 02110

The deadline for comment submission is **TIME** on **DAY, MONTH, 2020**.



*Division of Racing*

## **MEMORANDUM**

<b>TO:</b>	Massachusetts Gaming Commission
<b>FROM:</b>	Chad Bourque, Financial Analyst
<b>SUBJECT:</b>	Request for Consideration   Harness Horse Promotional Trust Fund
<b>DATE:</b>	January 16, 2020

In accordance with General Laws of Massachusetts, Chapter 128A, Section 5g. The trustees may expand without appropriation all or any part of the promotional trust funds to the appropriate track licensee in proportion to the amount deposited in each fund for use in promotional marketing. The following promotional fund request has been reviewed.

### **HHPTF**

- # 2020-01: Winter Wonderland Handicapping Contest \$5,000

**Total Request for Consideration: \$5,000**

All financial statements required under section 6 shall be accompanied by a statement signed under the pains and penalties of perjury by the manager of the licensee setting forth the promotions completed with funds obtained under this section.

After review and confirmation of the request, with your authorization, promotional activity may commence.

Encl. plainridge\_rfc\_hhptf\_2020\_1

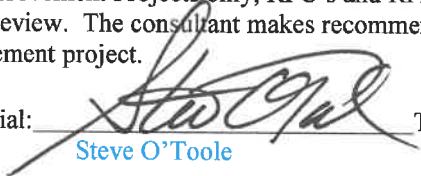
Cdb



Massachusetts Gaming Commission



**Massachusetts Gaming Commission  
Harness Horse Capital Improvement Trust Fund  
Harness Horse Promotional Trust Fund**

1. Date: 1/15/2020
2. Association: Plainville Gaming & Redevelopment, LLC
3. Project #: Plainridge HHPTF 2020-1
4. Project Description: Winter Wonderland Handicapping Contest
5. Type of Request: RFC - HHPTF
  - Request for Consideration / RFC
  - Request for Reimbursement / RFR
  - Harness Horse Capital Improvement Fund / HHCIF
  - Harness Horse Promotional Trust Fund / HHPTF
6. Total Project Amount: \$5,000
  - Estimate / RFC
  - Actual / RFR
7. RFC – Provide a detailed description of the promotional or capital improvement project including the project objectives, how it will enhance the operations of the association and / or improve attendance and handles at your racetrack:  
Engaging the racing patrons with free entry to the contest will enhance the excitement of the simulcasting day on Saturday, February 1, 2020. More importantly, encouraging attendance and participation in the contest will drive higher handle while accommodating the existing customers and create some new racing fans in the process  
  
RFR – Requests for reimbursement must contain a listing of all project expenditures by date, paid to and check number. A copy of the invoice and cancelled check must support each expenditure.
8. For Capital Improvement Projects only, RFC's and RFR's must be submitted to the Commission's architect engineer consultant for review. The consultant makes recommendations to the Trustees relative to the cost and nature of the capital improvement project.
9. By Track Official:  Title: Director of Racing Date: 1/15/2020  
Steve O'Toole
10. Trustee Approval and Date:



# \$5K WINTER WONDERLAND

HANDICAPPING CONTEST

SATURDAY, FEBRUARY 1 ★ 2PM

CONTEST SIGN UP DATES

SATURDAY, JANUARY 25 ★ 11AM - 2PM

SATURDAY, FEBRUARY 1 ★ 10AM - 2PM

PROGRAM STAND (1ST FLOOR LEVEL)

**FREE TO ENTER! NO EXPERIENCE NECESSARY!**

Each participant will be required to place one "mythical" \$2 wager in 10 designated races to either win, place OR show on a single horse in each race. The participant accumulating the largest "mythical" dollar amount in winning pari-mutuel wagers will be declared the contest winner.

\$2,500	\$1,000	\$500	\$300	\$200	\$100
1st Place	2nd Place	3rd Place	4th Place	5th Place	6th - 10th Place

\*Must have a mychoice® card and must be 21 years of age to participate. New mychoice member sign-ups accepted at time of entry will receive \$5 Free SlotPlay®. All participants will receive complimentary contest program.



PLAINRIDGE PARK  
CASINO

A mychoice destination

IF YOU GAMBLE, USE YOUR  . VISIT GAMESENSEMA.COM  
MUST BE 21 TO ENTER THE GAMING FLOOR. VALID ID REQUIRED.

# \$5,000 Winter Wonderland Handicapping Contest

## Official Rules

1. On Saturday, February 1, 2020, participants will be required to place one mythical \$2 wager in ten races designated by management to win, place, or show on a single horse in each race.
2. For each of the ten designated races, participants will select a single horse, or betting interest, for the purposes of placing a mythical wager of \$2 to win, place, or show on their selected horse. The selection will be based on the PROGRAM NUMBER only.
3. Based on the results of participants' selections, the participant accumulating the largest dollar amount in winning pari-mutuel wagers will be declared the contest winner. The second largest dollar amount in winning pari-mutuel wagers will be declared the second-place winner, and so forth down to tenth place.
4. All calculations of mythical winnings will be based upon the pari-mutuel results from corresponding racetracks and will be verified through the tote system at Plainridge Park Casino.
5. Each entry will be reviewed independently by three handicapping contest coordinators.
6. The official contest entry form will be available at 10AM on the morning of February 1, which will contain the ten races designated by management. Neither the ten selected races nor the entry form will be available prior to 10AM on the morning of February 1.
7. Contest sign up will occur on two days only: Saturday, January 25 from 11AM-2PM and Saturday, February 1 from 10AM-2PM. Sign up will occur at the program stand on the first-floor simulcast level. Participants must present their MyChoice Player Rewards Card and a valid ID to register and participate.
8. Completed entry forms will be due by 2PM on the day of the contest at the program stand on the first-floor simulcast level. No entries will be accepted after 2PM.
9. Entries must be legible. If an entry is indistinguishable after review by the three handicapping coordinators, the entry will be deemed invalid.
10. In the case of a late scratch on a selected horse, the selection will default to the post-time favorite as determined by the pari-mutuel pool at the corresponding racetrack. The post-time favorite selection will be substituted for the pre-determined win, place, or show wager as denoted on the entry form.
11. In the case of a tie, in which multiple participants accumulate the same total winnings, the participant with a higher total dollar amount of winnings in the Holy Bull Stakes at Gulfstream Park will win the tie. If the participants are still in a tie after the Holy Bull Stakes winnings are compared, then the participants will equally split the prize money for the places that were tied for.
12. All cash prizes will be distributed within two hours after the conclusion of the final contest race. The participant on the winning entry form must be present to redeem cash prize.
13. Management reserves the right to change the format, rules, and payouts to the contest for any reason at any time.
14. Plainridge Park Casino employees are not eligible to participate.
15. **Must be 21 years or older to participate. Limit of one entry per person. Must present MyChoice Player Rewards and a valid ID to register and participate. Must be present to win.**

IF YOU GAMBLE, USE YOUR **GameSense** . VISIT [GAMESENSEMA.COM](http://GAMESENSEMA.COM) • MUST BE 21 TO ENTER THE GAMING FLOOR. VALID ID REQUIRED.



# \$5,000 Winter Wonderland Handicapping Contest

Presented by Plainridge Park Racing

Name: \_\_\_\_\_ Phone: \_\_\_\_\_

Player Rewards ID: \_\_\_\_\_

## OFFICIAL CONTEST ENTRY FORM

Contest Race	\$2 Wager			Horse (Program Number)	"MYTHICAL" Winnings
	Win	Place	Show		
Aqueduct, Race 6					
Aqueduct, Race 7					
Aqueduct, Race 8					
Aqueduct, Race 9 Withers (GIII)					
Aqueduct, Race 10					
Gulfstream, Race 7 Swale (GIII)					
Gulfstream, Race 8 Sweetest Chant (GIII)					
Gulfstream, Race 9 Forward Gal (GIII)					
Gulfstream, Race 10 Dania Beach (GIII)					
Gulfstream, Race 11 Holy Bull (GIII)					

Signature: \_\_\_\_\_ Total Winnings: \_\_\_\_\_

**ENTRIES DUE BY 2PM - NO ENTRY WILL BE ACCEPTED AFTER 2PM**

IF YOU GAMBLE, USE YOUR GameSense. VISIT GAMESENSEMA.COM • MUST BE 21 TO ENTER THE GAMING FLOOR. VALID ID REQUIRED.

# AWARD/PRIZE RECEIPT

\_\_\_\_\_ (Name), has been awarded a cash

prize in the amount of \$ \_\_\_\_\_

by Plainridge Park Casino in recognition of participation in the following

event, the Winter Wonderland Handicapping Contest, on February 1,

2020.

\_\_\_\_\_  
Print Recipient Name \_\_\_\_\_

Address \_\_\_\_\_

Telephone \_\_\_\_\_

Recipient Signature \_\_\_\_\_

Handicapping Coordinator Signature \_\_\_\_\_

Date \_\_\_\_\_



*Division of Racing*

## **MEMORANDUM**

<b>TO:</b>	Massachusetts Gaming Commission
<b>FROM:</b>	Chad Bourque, Financial Analyst
<b>SUBJECT:</b>	Request for Reimbursement   Harness Horse Capital Improvement Trust Fund
<b>DATE:</b>	January 17, 2020

In accordance with General laws of Massachusetts, Chapter 128A, Section 5g.

The trustees may expend without appropriation all or any part of the capital improvement trust funds to the appropriate track licensee in proportion to the amount deposited in each said fund by the track licensee for use as all or part of a capital expenditure for alterations, additions, replacements, changes, improvements or major repairs to or upon the property owned or leased by the licensee and used by it for the conduct of racing, but not for the cost of maintenance or of other ordinary operations. The trustees shall hire the services of architectural/engineering consultants as they deem appropriate to advise them and to evaluate proposed capital improvements. The following capital fund requests have been reviewed and approved by the architectural/engineering consultant.

### HHCITF

- # 2019-01: Purchase tractor from Massey F. (Big Boys Toys LLC) \$40,337.81

**Total Request for Reimbursement: \$40,337.81**

All financial statements required under section 6 shall be accompanied by a statement signed under the pains and penalties of perjury by the manager of the licensee setting forth the capital improvements completed with funds obtained under this section.

The request for consideration was approved by the Commission on 12/05/2019. After review and confirmation of the request for reimbursement, with your authorization, we will make payment to the track from the appropriate trust fund.

Encl. plainridge\_rfr\_hhcitf\_2019\_01

Cdb



Massachusetts Gaming Commission



**DIXON SALO  
ARCHITECTS**  
INCORPORATED

Neil R. Dixon, Principal  
Wayne O. Salo, Principal  
Jesse G. Hilgenberg, Principal

January 17, 2020

Mr. Chad Bourque, Senior Financial Analyst  
Massachusetts Gaming Commission/Racing Division  
101 Federal Street  
Boston, MA 02110

RE: Plainridge Racecourse  
Plainridge HHCITF Project 2019-1  
Tractor  
Request for Reimbursement

Dear Mr. Bourque:

Attached please find one copy of a Request for Reimbursement from Plainridge Racecourse to the Massachusetts Gaming Commission/Racing Division in the amount of \$40,337.81 for the Purchase of a tractor at Plainridge Racecourse.

The project involved the purchase of a new tractor to replace the existing tractor used in the daily maintenance of the racetrack, infield and landscaped areas. The existing tractor was old and had been requiring frequent maintenance and repairs.

Three proposals were solicited for a replacement tractor. Prices included the trade-in of the existing tractor:

Big Boy Toys LLC	\$40,338.00
Norfolk Power Equipment	\$47,779.08
Padula Bros.	87,135.56

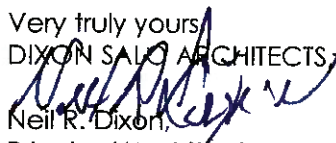
Plainridge Racecourse elected to purchase the tractor from Big Boys Toys LLC who submitted the lowest priced proposal.

This office did during our site visit of January 17, 2020 view the tractor. Please see attached photo.

Based upon the above, it is the opinion of this office that the project is an appropriate Capital Improvement Trust Fund Project and we recommend that this Request for Reimbursement be approved by the Massachusetts Gaming Commission/Racing Division in the amount of \$40,337.81.

Should you have any questions please do not hesitate to contact this office.

Very truly yours,  
DIXON SALO ARCHITECTS, INC.

  
Neil R. Dixon,  
Principal/Architect  
NRD/hs

cc: Steve O'Toole, Plainridge Racecourse  
Enclosure: Plainridge HHCITF Project 2019-1 (RFR)



**Massachusetts Gaming Commission  
Harness Horse Capital Improvement Trust Fund  
Harness Horse Promotional Trust Fund**

1. Date: 1/15/2020
2. Association: Plainville Gaming & Redevelopment, LLC d/b/a/ Plainridge Racecourse
3. Project #: Plainridge HHCITF 2019-1
4. Project Description: Tractor
5. Type of Request: RFR - HHCITF
  - Request for Consideration / RFC
  - Request for Reimbursement / RFR
  - Harness Horse Capital Improvement Fund / HHCIF
  - Harness Horse Promotional Trust Fund / HHPTF
6. Total Project Amount: \$40,337.81 RFR
  - Estimate / RFC - \$40,338.00
  - Actual / RFR - \$40,337.81
7. RFC -- Provide a detailed description of the promotional or capital improvement project including the project objectives, how it will enhance the operations of the association and / or improve attendance and handles at your racetrack:

RFR -- Requests for reimbursement must contain a listing of all project expenditures by date, paid to and check number. A copy of the invoice and cancelled check must support each expenditure:

10/2/2019 Big Boys Toys LLC check #2009250 - \$40,337.81 USD

See attached

8. For Capital Improvement Projects only, RFC's and RFR's must be submitted to the Commission's architect engineer consultant for review. The consultant makes recommendations to the Trustees relative to the cost and nature of the capital improvement project.

9. By Track Official:  Title: Director of Racing Date: 1/15/2020  
Steve O'Toole

10. Trustee Approval and Date:



# BIG BOY'S TOYS, LLC



MASSEY FERGUSON

341 Orchard Hill Road (Scenic Route 169)  
 Pomfret Center, CT 06259  
 Phone: (860) 928-9778  
 Fax: (860) 928-0490  
 www.bigboystoysllc.net

*Cub Cadet.*  
**KRONE**  
**WOODS.**

SOLD TO  
 PLA100 PLAINRIDGE PARK CASINO  
 301 WASHINGTON ST.  
 508-369-9424  
 PLAINVILLE, MA 02762

SHIP TO

Sold By: DH PO #: 4707  
 Ship By: Tax #:

Date 8/28/19 EQUIPMENT SALE EA01997  
 16:42:55 PRT: \$ Open

Tax	D	Qty	Description	Price	Amount
<b>EQUIPMENT SALE</b>					
06250*			120680 MF/AGCO 4707L TRACTOR SER#:MCD40PH5139008 WAR:60 EXP: 8/01/24 Massey Ferguson 4707 Cab Tractor, Deluxe Cab, Air Suspension Swivel Seat, 13.68:1 Super Creeper Reduction, With Factory Loader Subframe & Hydraulic Set, MF931X Loader, SSQA		48715.00
			002028 MF/AGCO 931X SER#:M931X0KT002028 WAR:60 EXP: 8/01/24		INCLUDED
				** TOTAL EQUIPMENT SALE	48715.00
<b>EQUIPMENT TRADE</b>					
06250*			120983 MF/AGCO 1759PSL TRACTOR SER#:MI1759CELJ82508 WAR:99 EXP: 8/01/19 Used Massey Ferguson 1759 Tractor, Enclosed Cab, 4wd Front Axle, Loader Mountings & Hydraulic Valve, AG Tires		10750.00
<b>TRUCKING SM</b>					
06250*			DELIVERY TO MASS		



TERMS: NET 25 DAYS. A late payment service charge of 1.5% per month (18% annual rate) is applied to unpaid balance of 30 days or more past due, plus reasonable attorney's fees if suit is necessary. Returned parts must be accompanied by original sales slip. Parts returned for credit will be subject to a minimum handling charge of 20% of the invoice price of the goods returned. A minimum \$15.00 amount is required per returned part stock number. Parts must be returned within 15 days in new and saleable condition with receipt.  
 ABSOLUTELY NO RETURNS ON SPECIAL ORDERED AND ELECTRICAL PARTS.

\*\* SUBTOTAL 37965.00  
 \*\* SALES TAX 2372.81

X \_\_\_\_\_ Cash Sale

Phone: (860) 928-7875

PAY THIS AMOUNT \$40337.81

Serving Connecticut Since 1995!





*Division of Racing*

## **MEMORANDUM**

<b>TO:</b>	Massachusetts Gaming Commission
<b>FROM:</b>	Chad Bourque, Financial Analyst
<b>SUBJECT:</b>	Local Aid Quarterly Distribution for QE4 CY 2019
<b>DATE:</b>	January 13, 2020

In accordance with the Commonwealth of Massachusetts 2019 Budget and appropriation 1050-0140, local aid is payable to each city and town within which racing activities are conducted. Amounts are computed at .35 percent times amounts wagered during the quarter ended six months prior to the payment.

- Local Aid Quarterly payment | December 31, 2019                      \$255,315.91

With the Commission's authorization payments will be made to the appropriate cities and towns.

Encl. localaid\_q4\_cy\_2019

Cdb



Massachusetts Gaming Commission

101 Federal Street, 12<sup>th</sup> Floor, Boston, Massachusetts 02110 | TEL 617.979.8400 | FAX 617.725.0258 | [www.massgaming.com](http://www.massgaming.com)



Computation of Local Aid Distributions Quarter End 12/31/2019

	<u>Apr, May, June</u>	<u>Local Aid .0035</u>	<u>Payable to City / Town</u>
Plainridge :			
On track	8,362,392		
Exports	6,967,797		
Hollywood Bets	<u>1,164,162</u>		
Total	16,494,352	\$57,730.23	Plainville
Raynham:			
On track	<u>6,708,739</u>		
Total	6,708,739	\$23,480.59	Raynham
Suffolk Downs:			
On track	12,691,374		
Exports	3,405,843		
TVG	16,617,158		
Twin Spires	9,824,687		
Xpress Bets	4,288,667		
NYRA Bets	<u>2,759,194</u>		
Total	49,586,923	\$173,554.23	Boston 2/3   Revere 1/3
Wonderland			
On track	<u>157,388</u>		
Total	157,388	\$550.86	Boston 2/3   Revere 1/3
Grand Total	<u><u>72,947,402</u></u>	<u>\$255,315.91</u>	

Distributions:		
Town of Plainville	On Plainridge	\$57,730.23
Town of Raynham	On Raynham	\$23,480.59
City of Boston (line 1)	On Suffolk	\$115,703.40
City of Revere (line 1)	On Suffolk	\$57,850.83
City of Boston (line 2)	On Wonderland	\$367.24
City of Revere (line 2)	On Wonderland	<u>\$183.62</u>
Total		\$255,315.91

Payments should be made to the above communities for the amounts indicated.

Amounts are computed at .35 percent times amounts wagered during the quarter ended six months prior to the payment.



Massachusetts Gaming Commission

<b>2019 Q2 HANDLES</b>	<b>APR</b>	<b>MAY</b>	<b>JUNE</b>	<b>TOTALS</b>
SUFFOLK ON TRACK	2,982,158	5,044,720	4,664,496	12,691,374
EXPORTS	-	1,072,173	2,333,670	-
TVG	4,461,564	6,926,239	5,229,354	16,617,157
TWS	2,043,399	4,841,948	2,939,340	9,824,687
XPRESS BETS	1,171,179	1,665,354	1,452,133	4,288,667
NYRA	603,166	1,146,510	1,009,519	2,759,195
<b>TOTALS</b>	<b>11,261,466</b>	<b>20,696,944</b>	<b>17,628,513</b>	<b>49,586,923</b>
PLAINRIDGE ON TRACK	2,422,742	3,461,334	2,478,316	8,362,392
EXPORTS	1,733,270	2,722,868	2,511,659	6,967,797
WINLINE	365,055	457,243	341,863	1,164,162
<b>TOTALS</b>	<b>4,521,068</b>	<b>6,641,445</b>	<b>5,331,838</b>	<b>16,494,352</b>
RAYNHAM ON TRACK	1,781,212	2,662,073	2,265,454	6,708,739
<b>TOTALS</b>	<b>1,781,212</b>	<b>2,662,073</b>	<b>2,265,454</b>	<b>6,708,739</b>
WONDERLAND ON TRACK	48,209	54,408	54,771	157,388
<b>TOTALS</b>	<b>48,209</b>	<b>54,408</b>	<b>54,771</b>	<b>157,388</b>
<b>TOTALS</b>	<b>17,611,955</b>	<b>30,054,871</b>	<b>25,280,576</b>	<b>72,947,402</b>



Massachusetts Gaming Commission



*Division of Racing*

TO: Cathy Judd-Stein, Chair  
Gayle Cameron, Commissioner  
Eileen O'Brien, Commissioner  
Bruce Stebbins, Commissioner  
Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Karen Wells, Interim Executive Director  
Todd Grossman, Acting General Counsel

DATE: January 16, 2020

RE: Recovery of 2018 Unclaimed Winnings from  
Sterling Suffolk Racecourse

---

Dear Commissioners:

In accordance with Massachusetts General Law Chapter 128A Section 5, Senior Financial Analyst Chad Bourque has reviewed the unclaimed winnings from calendar year 2018 at Sterling Suffolk Racecourse and determined that \$246,692.90 is payable to the Commonwealth of Massachusetts.

**Recommendation: That the Commission approve the payment of \$246,692.90 from Sterling Suffolk Racecourse to the Commonwealth of Massachusetts for 2018 unclaimed winnings ("Outs").**



Massachusetts Gaming Commission



*Division of Racing*

TO: Cathy Judd-Stein, Chair  
Gayle Cameron, Commissioner  
Eileen O'Brien, Commissioner  
Bruce Stebbins, Commissioner  
Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Karen Wells, Interim Executive Director  
Todd Grossman, Acting General Counsel

DATE: January 16, 2020

RE: Recovery of 2018 Unclaimed Winnings from  
Wonderland Greyhound Park

---

Dear Commissioners:

In accordance with Massachusetts General Law Chapter 128A Section 5, Senior Financial Analyst Chad Bourque has reviewed the unclaimed winnings from calendar year 2018 for Wonderland Greyhound Park and determined that \$3,849.33 is payable to the Commonwealth of Massachusetts.

**Recommendation: That the Commission approve the payment of \$3,849.33 from Wonderland Greyhound Park to the Commonwealth of Massachusetts for 2018 unclaimed winnings ("Outs").**



Massachusetts Gaming Commission



*Division of Racing*

TO: Cathy Judd-Stein, Chair  
Eileen O'Brien, Commissioner  
Bruce Stebbins, Commissioner  
Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Karen Wells, Interim Executive Director  
Todd Grossman, Acting General Counsel

DATE: January 16, 2020

RE: Recovery of 2018 Unclaimed Winnings from  
Plainridge Racecourse

---

Dear Commissioners:

In accordance with Massachusetts General Law Chapter 128A Section 5, Senior Financial Analyst Chad Bourque has reviewed the unclaimed winnings from calendar year 2018 at Plainridge Racecourse and determined that \$187,252.47 is payable to the Commonwealth of Massachusetts.

**Recommendation: That the Commission approve the payment of \$187,252.47 from Plainridge Racecourse to the Commonwealth of Massachusetts for 2018 unclaimed winnings ("Outs").**



Massachusetts Gaming Commission



*Division of Racing*

TO: Cathy Judd-Stein, Chair  
Gayle Cameron, Commissioner  
Eileen O'Brien, Commissioner  
Bruce Stebbins, Commissioner  
Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Karen Wells, Interim Executive Director  
Todd Grossman, Acting General Counsel

DATE: January 16, 2020

RE: Recovery of 2018 Unclaimed Winnings from  
Raynham/Taunton/Massasoit Greyhound  
Associations

---

Dear Commissioners:

In accordance with Massachusetts General Law Chapter 128A Section 5, Senior Financial Analyst Chad Bourque has reviewed the unclaimed winnings from calendar year 2018 at Raynham/Taunton/Massasoit Greyhound Associations and determined that \$142,977.55 is payable to the Commonwealth of Massachusetts.

**Recommendation: That the Commission approve the payment of \$142,977.55 from Raynham/Taunton/Massasoit Greyhound Associations to the Commonwealth of Massachusetts for 2018 unclaimed winnings ("Outs").**



Massachusetts Gaming Commission