



Meeting Minutes

Date: February 14, 2019

Time: 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 Eileen O'Brien
Commissioner Bruce Stebbins
Commissioner Enrique Zuniga

Executive Session

11:58 a.m. Chair Judd-Stein asked for a motion to enter into executive session pursuant to M.G.L. c.30A §21(a) (3) for the purpose of discussing litigation strategy in the case of Stephen A. Wynn vs. Karen Wells, the Massachusetts Gaming Commission, and Wynn Resorts, when a discussion in an open session would have a detrimental effect on the litigation position for the Commission. Chair Judd-Stein stated that the Commission would reconvene in public session after the executive session. The motion was made by Commissioner Stebbins and seconded by Commissioner O'Brien.

By roll call vote:

Commissioner O'Brien	Aye
Commissioner Stebbins	Aye
Commissioner Zuniga	Aye
Commissioner Cameron	Aye
Chair Judd-Stein	Aye

The Commission entered into executive session.

In addition to the Commissioners, Attorneys Melissa Allison and David Mackey from Anderson & Kreiger, Executive Director Ed Bedrosian, General Counsel Catherine Blue and Deputy General Counsel Todd Grossman were present.

General Counsel Blue distributed the executive session minutes for the 12/06/18, 1/10/19 and 2/01/19 executive sessions. She advised the Commissioners that any changes that they individually gave her are incorporated into the minutes. Commissioner Zuniga had a comment regarding the 2/01 minutes which was that he would like to see more detail in those minutes on the discussion about [REDACTED]

[REDACTED] General Counsel Blue stated that she would revise those minutes to reflect Commissioner Zuniga's comments and bring them back to the Commissioner for further review.

Commission Stebbins moved that the Commission approve the 12/16 executive session minutes. Motion seconded by Commissioner Cameron. A roll call vote was taken:

Commissioner Stebbins	Aye
Commissioner Cameron	Aye
Commissioner O'Brien	Aye
Commissioner Zuniga	Aye
Chair Judd-Stein	Abstained (was not in attendance at 12/16 meeting)

Commission Stebbins moved that the Commission approve the 1/10 executive session minutes. Motion seconded by Commissioner O'Brien. A roll call vote was taken:

Commissioner Stebbins	Aye
Commissioner Cameron	Aye
Commissioner O'Brien	Aye
Commissioner Zuniga	Aye
Chair Judd-Stein	Abstained (was not in attendance at 1/10 meeting)

Dave Mackey advised the Commission that the preliminary injunction (PI) was issued by the court in the Nevada litigation. [REDACTED]

[REDACTED] After the PI was issued, Mr. Mackey and the A&K team worked with Steve Wynn's lawyers and the Attorney General's office to see if there is some way that the Nevada litigation can be resolved. Mr. Mackey stated that if the case is not resolved, the Judge is back in court on February 19. [REDACTED]

[REDACTED]

[REDACTED]

Mr. Mackey's assessment is

Mr. Mackey described

Mr.

Mackey believes

[REDACTED]

The Commissioners

Mr. Mackey explained

[REDACTED]

Mr. Mackey advised

[REDACTED]

Commissioner O'Brien asked what the Attorney General's Office response was to the request made at the February 1 executive session

Mr. Mackey responded

[REDACTED]

[REDACTED]

The Commission asked Mr. Mackey [REDACTED]
Mackey advised [REDACTED]

Mr.

[REDACTED]

Commission asked [REDACTED]

The

Mr. Mackey explained [REDACTED]

The Commission asked [REDACTED]

Mr. Mackey stated [REDACTED]

[REDACTED] Mr. Mackey stated that Lorena Larios and Detective Lieutenant Brian Connors, on behalf of the IEB, will be able to provide the Commission with advice on the relevance of what is out of the IEB's report under the PI.

The Commission asked [REDACTED]
Mackey and Ms. Allison stated [REDACTED]

Mr.

[REDACTED]

Mr. Mackey and Ms. Allison expressed concern that [REDACTED]

[REDACTED]

Mr. Mackey described the prior discussions regarding resolution of the Nevada litigation. The Attorney General's office is [REDACTED]

[REDACTED] Mr. Mackey and Ms. Allison have been in communications with the Attorney General's office since our last meeting with them. [REDACTED]

[REDACTED] Mr. Mackey
advised [REDACTED]

[REDACTED] The Commission expressed concern about [REDACTED]

Mr. Mackey and Ms. Allison advised [REDACTED]

The attorneys believe that [REDACTED]

The Commission stated that it needed the opinion of the IEB on the impact of the resolution agreement on the report. Commissioner O'Brien asked who from the IEB would be designated to provide that opinion.

Mr. Mackey and Ms. Allison advised the Commission that [REDACTED]

[REDACTED] Mr. Mackey and Ms. Allison then proceeded to take the Commission through a draft resolution agreement [REDACTED]

Mr. Mackey and Ms. Allison pointed out to the Commission that

Ms. Allison explained that

Mr. Mackey and

Ms. Allison went on to explain

Mr. Mackey and

The Commission suggested

Mr. Mackey agreed

Commissioner O'Brien wanted

Mr. Mackey and Ms. Allison described t

reiterated that it is their belief

Mr. Mackey and Ms. Allison

The Commission decided that it needed one more executive session. At that executive session the hope would be

3:10 p.m. Chair Judd-Stein asked for a motion to reconvene in public session. The motion was made by Commissioner O'Brien and seconded by Commissioner Zuniga.

By roll call vote:

Commissioner O'Brien	Aye
Commissioner Stebbins	Aye
Commissioner Zuniga	Aye
Commissioner Cameron	Aye
Chair Judd-Stein	Aye

3:15 p.m. The meeting was reconvened in public session.

Chair Judd-Stein stated that the Commission received a briefing on litigation strategy in the executive session. The agenda for the meeting indicated that the Commission would reconvene in public session and vote after the briefing. That was put on the agenda in the event that there was a request to the Commission to take some action since pursuant to the Open Meeting Law the Commission cannot vote on a matter unless it indicates on the posted agenda that a vote may occur. The briefing did not request any action on the part of the Commission; rather it was an update on the status of the litigation. The Commission will not be voting on any matter today.

Chair Judd-Stein asked for a motion to adjourn. Motion made by Commissioner Cameron and seconded by Commissioner O'Brien. Motion passed unanimously.

/s/ Catherine Blue
Catherine Blue
Assistant Secretary