



Massachusetts Gaming Commission Meeting Minutes

Date/Time: August 30, 2023, 11:00 a.m.
Place: Massachusetts Gaming Commission
VIA CONFERENCE CALL NUMBER: 1-646-741-5292
PARTICIPANT CODE: 112 132 8870

The Commission conducted this public meeting remotely utilizing collaboration technology. Use of this technology was intended to ensure an adequate, alternative means of public access to the Commission's deliberations for any interested member of the public.

Commissioners Present:

Chair Cathy Judd-Stein
Commissioner Eileen O'Brien
Commissioner Bradford Hill
Commissioner Nakisha Skinner
Commissioner Jordan Maynard

1. [Call to Order](#) (00:00)

Chair Judd-Stein called to order the 475th Public Meeting of the Massachusetts Gaming Commission ("Commission"). Roll call attendance was conducted, and all five commissioners were present for the meeting.

2. [Meeting Minutes](#) (01:01)

a. February 2, 2023

The February 2, 2023 public meeting minutes were included in the Commissioners' Packet on pages 3 through 9.

Commissioner Maynard moved that the Commission approve the minutes from the February 2, 2023 public meeting that are included in the Commissioner's Packet subject to any necessary

corrections for typographical errors or other non-material matters. Commissioner Skinner seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Maynard: Aye.

Chair Judd-Stein: Aye.

The motion passed unanimously, 5-0.

3. [Administrative Update](#) (02:05)

Interim Executive Director and General Counsel Todd Grossman updated the Commission on Baystate Racing's proposal for a new horseracing track in Gardner, Massachusetts. He noted that regulations related to the racing licensing process would be available for Commission review shortly.

4. [Racing](#) (5:05)

a. Review of Racing License Application for Opening a New Racetrack

Director of Racing and Chief Veterinarian Alexandra Lightbown and Deputy General Counsel Caitlin Monahan presented the public comments received regarding proposed changes to the racing license application for opening a new racetrack. *A memorandum from the Racing Division and public comments were included in the Commissioners' Packet on pages 10 through 24.*

The Commission discussed issues raised in the public comments, including the number of days required for simulcasting, the timeframe for citizens to submit a petition to overturn the Board of Selectmen decision, the composition of the track, and information relative to the experience of the entity installing the track.

[Associate General Counsel Young presented the application to conduct a new racing meeting \(29:56\).](#) *The Application for License to Hold or Conduct a New Racing Meeting form was included in the Commissioners' Packet on pages 25 through 45.*

The Commission discussed at length as to whether they were comfortable with voting on the application as written without first having the relevant regulations in place. The Commission's legal division explained that the regulations would provide more structure than what was set out in G.L. c. 128A. The Commission discussed the process in which an applicant could request the withdrawal of a qualifier.

The Commission recommended that sports wagering be listed more prominently in the application process. Associate General Counsel Young agreed and stated that questions related to sports wagering would be separated out as Section 8.1 of the application.

Commissioner Hill moved that the Commission approve the Application for License to Hold or Conduct a New Racing Meeting as included in the Commissioners' Packet and discussed here today. Commissioner O'Brien seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Maynard: Aye.

Chair Judd-Stein: Aye.

The motion passed unanimously, 5-0.

5. [Investigations and Enforcement Bureau](#) (1:26:24)

- a. Review of Letter to MGM Resorts International re MGM Springfield Safety and Security

Chair Judd-Stein stated that the Commission anticipated that it would meet in executive session in accordance with G.L. c.30A, §21(a)(4), to discuss the use and deployment of security personnel or devices, or strategies with respect thereto at gaming establishments.

Commissioner O'Brien moved that the Commission go into executive session for the reasons and on the matter just stated by the Chair. Commissioner Maynard seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Maynard: Aye.

Chair Judd-Stein: Aye.

The motion passed unanimously, 5-0.

Chair Judd-Stein noted that the Commission would not reconvene the public session of the meeting following the executive session on agenda items five and six.

6. [Legal](#) (1:28:31)

- a. Gattineri v. Wynn MA, LLC, et al.

Chair Judd-Stein noted that the Commission anticipated that it would meet in executive session in accordance with G.L. c.30A, §21(a)(3) to discuss strategy with respect to Gattineri v. Wynn MA, LLC, as discussion at an open meeting may have a detrimental effect on the litigating position of the Commission.

Commissioner O'Brien moved that the Commission go into executive session on the matter and for the reasons just stated by the Chair. Commissioner Hill seconded the motion.

Roll call vote:

Commissioner O'Brien: Aye.

Commissioner Hill: Aye.

Commissioner Skinner: Aye.

Commissioner Maynard: Aye.

Chair Judd-Stein: Aye.

The motion passed unanimously, 5-0.

Transcriber's Note: The Commission entered executive session and did not reconvene the public session of this meeting.

List of Documents and Other Items Used

1. [Notice of Meeting and Agenda dated August 28, 2023](#)
2. [Commissioner's Packet from the August 30, 2023 meeting](#) (posted on massgaming.com)