



AGENDA

April 17, 2024

New Mexico Gaming Control Board Board and Staff

One-Day Regular Board Meeting (Bingo and Gaming)

Wednesday, April 17, 2024, 9:00 am

GCB Boardroom

Please Mute Your Devices and Turn Cameras Off

To access the OPEN SESSION Board Meeting via Microsoft Teams

Telephonically

Phone Number: 1-505-312-4308

Conference ID: 826 595 824#

Link to join meeting through a Web Browser or the MS Teams Application

[https://teams.microsoft.com/l/meetup-](https://teams.microsoft.com/l/meetup-join/19:meeting_MjA3OTFjY2YtYjFiNS00ODcyLWJlNzctYzg5NjdkYWZMzJi@thread.v2/0?context=%7B%22Tid%22:%2204aa6bf4-d436-426f-bfa4-04b7a70e60ff%22,%22Oid%22:%22c99f99fc-5a8a-47ab-8f6e-c7b4dc8de83e%22%7D)

[join/19:meeting_MjA3OTFjY2YtYjFiNS00ODcyLWJlNzctYzg5NjdkYWZMzJi@thread.v2/0?context=%7B%22Tid%22:%2204aa6bf4-d436-426f-bfa4-04b7a70e60ff%22,%22Oid%22:%22c99f99fc-5a8a-47ab-8f6e-c7b4dc8de83e%22%7D](https://teams.microsoft.com/l/meetup-join/19:meeting_MjA3OTFjY2YtYjFiNS00ODcyLWJlNzctYzg5NjdkYWZMzJi@thread.v2/0?context=%7B%22Tid%22:%2204aa6bf4-d436-426f-bfa4-04b7a70e60ff%22,%22Oid%22:%22c99f99fc-5a8a-47ab-8f6e-c7b4dc8de83e%22%7D)

Questions/trouble accessing meeting please email Madeline.Aragon3@gcb.nm.gov

Note: All Items on agenda may not result in Board Action.

I. OPEN SESSION

A. Call to Order – 09:00 am

B. Pledge of Allegiance

C. Roll Call

D. Approval of Agenda

E. Approval of Minutes

1. Regular Board Minutes March 20, 2024

F. Public Comment – Public Comment is limited to 3 minutes per person. Please use the signup sheet.

G. Rulemaking

1. 15.1.10.7(G) NMAC Definitions

2. 15.1.10.25 NMAC Payment of Winnings

3. 15.1.10.45 NMAC Nonprofit Contracts

4. 15.1.10.32(D) NMAC Use of Gaming Receipts by Nonprofit Operator Licensee

5. 15.1.5.23 NMAC Application Fees

H. Initiation of Rulemaking

1. 15.1.2.8 Confidential Information

2. 15.1.2.9 Requests for Disclosure of Confidential Information

3. 15.1.3.8 Adoption, Amendment and Repeal

4. 15.1.6.7 Definitions

5. 15.1.6.8 Suitability of Premises

6. 15.1.6.9 Area of Licensed Premises; Restrictions

7. 15.1.6.10 Ownership of Premises

8. 15.1.6.11 Modification of Licensed Premises
9. 15.1.6.12 Transfer of License to New Premises

I. Board Review and Approval of FY25 Operating Budget

II. CLOSED SESSION (Closed pursuant to Section 10-15-1 (H) NMSA 1978 “Open Meetings Act”

A. Pending Administrative and Enforcement Actions

1. NMGCB v. Natasha R. Baker / Zia Park (Hobbs)
2. NMGCB v Cody L. Joiner / NM Gaming, LLC (Albuquerque)
3. NMGCB v. John B. Barela / NM Gaming, LLC (Albuquerque)
4. NMGCB v. Mario K. Rodriguez / BPOE 1440 (Gallup)
5. NMGCB v. Crystal N. Zaragoza / Loyal Order of Moose 2088 (Deming)
6. NMGCB v. Anthony I. Medrano / Loyal Order of Moose 2088 (Deming)

B. Licensing

1. New Application for Business and Non- Profit Key Persons

- a) Oliver Chow – Executive Vice President, Chief Finance Officer, and Treasurer -LNW Gaming, Inc. (Las Vegas, NV)
- b) Regina Garrett – Revenue Audit Manager- Zia Park, LLC (Hobbs, NM)
- c) Michael Marchetti – Independent Director – LNW Gaming, Inc. (Las Vegas, NV)
- d) Richard Rudolphi – Slot Supervisor – All American Ruidoso Downs, LLC (Ruidoso, NM)
- e) Timothy Spencer – Vice President North American Operations – Interblock d.d. (Las Vegas, NV)
- f) Vanessa Vasquez – Assistant Gaming Manager – Benevolent Protective Order of Elks Lodge 1244 (Clovis, NM)

2. Renewal Application for Business and Non-Profit Gaming Licenses

- a) New Mexico Gaming, LLC (Albuquerque, NM)

3. Renewal Application for Business and Non-Profit Key Person

- a) Kristy Cruce – Surveillance Manager – Zia Park, LLC (Hobbs, NM)
- b) Gary Fresquez – Gaming Manager – Veterans of Foreign Wars Post 1793 (Raton, NM)
- c) Marla Kaplowitz – Outside Director – Penn Entertainment, Inc. (Wyomissing, PA)
- d) Nick Loftus – Gaming Accountant – American Legion Post 69 (Albuquerque, NM)
- e) Rosa Luna – Payroll Manager – My Way Holdings, LLC (Sunland Park NM)
- f) Rosetta Shropshire – Gaming Manager – American Legion Post 117 (Clovis, NM)
- g) Evangeline Torres – Gaming Accountant - Loyal Order of Moose 1680 (Belen, NM)
- h) Francis Trias – Director of Casino operations – The Downs of Albuquerque (Albuquerque, NM)
- i) Michael Williams – Assistant Gaming Manager – American Legion Post 44 (Elephant Butte, NM)

C. Audit & Compliance (Steve)

1. The following nine compliance reviews were completed during March 2024:

- a) American Legion Post 7 (Carlsbad)
- b) American Legion Post 100 (Albuquerque)
- c) Benevolent Order of Elks 408 (Las Vegas)
- d) Benevolent Order of Elks 1119 (Las Cruces)
- e) Benevolent Order of Elks 1558 (Artesia)

- f) Benevolent Order of Elks 1717 (Artesia)
- g) Fraternal Order of Eagles 3815 (Las Vegas)
- h) Fraternal Order of Eagles 4038 (Las Cruces)
- i) Loyal Order of Moose 2152 (Artesia)

- 2. The following racetrack compliance reviews were completed in 2024:** (Rainer)
- a) All American Ruidoso Downs (AARD) 2ND six months of 2023 Compliance Review
 - b) The Downs at Albuquerque (DAA) 2nd six months of 2023 Compliance Review

D. Miscellaneous

1. Variance

- a) Request to Renew Variance for NM Gaming, LLC - Monthly Gaming Leases from Gaming Operating Accounts instead of out of the Parent Organization's General Operating account.
- b) Request – The Downs at Albuquerque – Extension of Audited Financial Statement
- c) Request – The Downs at Albuquerque – Cage Temporary Variance

2. Title Change

- a) Jayme Powell – **FROM:** Assistant Gaming Manager **TO:** Gaming Accountant
Fraternal Order of Eagles Lodge 4038 (Las Cruces, NM)

E. Pending and Threatened Litigation

- 1. Consideration of Settlement Agreement Eric Lucero

F. Self – Exclusion Removal

- 1. Petition for Removal from Self-Exclusion EXC 421 & EXC 422
- 2. Petition for Removal from Self-Exclusion EXC 982 & EXC 983
- 3. Petition for Removal from Self-Exclusion EXC 1378 & EXC 1379
- 4. Petition for Removal from Self-Exclusion EXC 1998 & EXC 1999

III. OPEN SESSION cont. - Please note that items may be taken out of sequence at the discretion of the Chair.

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F. Board Chair's Announcements

1. The May Board Meeting is scheduled for Wednesday, May 15, 2024.

VI. Adjournment

A handwritten signature in blue ink, appearing to read "Pat Garrett", with a horizontal line drawn through it.

Patrick Garrett, Chairman

APRIL 4TH, 2024
Date