

**New York State Gaming Commission**

**Minutes**

**Meeting of May 21, 2018**

A meeting of the Commission was conducted in New York, New York.

**1. Call to Order and Establishment of Quorum**

Acting Executive Director Ronald Ochrym called the meeting to order at 1:57 p.m. Establishment of a quorum was noted by Acting Secretary Kristen Buckley. In attendance were Chairman Barry Sample and Commissioners John Crotty, Peter Moschetti, John Poklemba, Jerry Skurnik and Todd Snyder.

**2. Consideration of Minutes for Meeting of March 26, 2018**

The Commission considered previously circulated draft minutes of the meeting conducted on March 26, 2018. The minutes were accepted as circulated.

**3. Report of the Acting Executive Director**

Acting Executive Director Ron Ochrym provided a brief report on a recent U.S. Supreme Court decision regarding sports wagering. He also reported on the upcoming Belmont Stakes Day.

**4. Rulemaking**

**a. REVISED RULEMAKING PROPOSAL: Licensing and Registration of Gaming Facility Employees and Vendors, SGC-09-18-00005-P**

The Commission considered a revised proposal regarding the Licensing and Registration of Gaming Facility Employees and Vendors.

ON A MOTION BY: Commissioner Snyder  
APPROVED: 6-0

**b. PROPOSED RULEMAKING: Charitable Gaming**

The Commission considered a proposal of a rulemaking regarding charitable gaming.

ON A MOTION BY: Commissioner Crotty  
APPROVED: 6-0

5. **Adjudications**

a. **In the Matter Brandon G. Charlerie**

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it had agreed, on a 6-0 vote, to modify the Hearing Officer's Report and recommendation to impose the \$3,000 fine that had been levied by State Steward, revoking all of Mr. Charlerie's Commission-issued licenses and ordering that Mr. Charlerie be ineligible to reapply for any Commission license for a period of three years.

b. **In the Matter of James White**

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it had agreed, on a 6-0 vote, to accept the Hearing Officer's Report and recommendation that the denial of the applicant's registration be upheld.

c. **In the Matter of Nicholas Zufelt**

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it had agreed, on a 6-0 vote, to modify the Hearing Officer's Report and recommendation to revoke Mr. Zufelt's license, but to allow reapplication upon verification from a drug treatment program that he is fit to perform duties at the racetrack.

d. **In the Matter of Hothara Food Market, Inc.**

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it had agreed, on a 6-0 vote, to accept the recommendation that the entity's license be revoked and that the period from the date of suspension to the Commission's final determination be the term of license suspension.

e. **In the Matter of City Max Market**

The Commission, having considered this matter at a meeting conducted pursuant to the judicial or quasi-judicial proceedings exemption of N.Y. Public Officers Law § 108.1, announced that it had agreed, on a 6-0 vote, to accept the recommendation that the entity's license be revoked and that the period from the date of suspension to the Commission's final determination be the term of license suspension.

6. **Old Business/New Business**

a. **Old Business**

No old business was offered for discussion.

b. **New Business**

No new business was offered for discussion.

7. **Scheduling of Next Meeting**

The Commission tentatively set June 25th as the date for the next meeting.

8. **Adjournment**

Prior to adjournment, Chairman Sample requested executive session for the sole purpose of consideration of the employment history of a particular person. Upon return from such session, the Chairman announced that no votes to expend public money were undertaken and the meeting was adjourned at 2:13 p.m.

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