

**STATE OF ILLINOIS
ILLINOIS GAMING BOARD**

IN RE THE DISCIPLINARY ACTION OF:

Alton Argosy LLC

DC-C-24-01

d/b/a Argosy Casino Alton

COMPLAINT FOR PROPOSED DISCIPLINARY ACTION

The Illinois Gaming Board, for its Complaint against Alton Argosy LLC, states as follows:

NATURE OF ACTION

1. The Illinois Gaming Board (the "Board" or "IGB") brings this action against Alton Argosy LLC d/b/a Argosy Casino Alton ("Argosy") for failing to comply with the Board's Adopted Rules (the "Rules") under the Illinois Gambling Act (the "IGA").

2. Argosy's conduct violates provisions of the IGA and the Rules that prohibit Board licensees from engaging in any conduct that would discredit, or tend to discredit, or reflect adversely on the integrity of the Illinois gaming industry, including but not limited to the improper use of vendor badges.

3. The Board brings this action pursuant to IGA Sections 5(b)(2), 5(c)(2), 5(c)(5), 5(c)(11), 5(c)(15), 9(e)(2) and 9(e)(5); and Rules 106 and 110. 230 ILCS 10/5, 230 ILCS 10/9; 11 Ill. Adm. Code 3000.106 and 3000.110.

4. Through this action, the Board seeks to fine Argosy \$25,000.

PARTIES AND RELEVANT ENTITIES

5. The Board is the Illinois regulatory agency charged with the responsibility of administering, regulating and enforcing the system of casino gambling in Illinois. The Board's

jurisdiction extends to every person, association, corporation, partnership, and trust involved in gaming operations licensed under the IGA.

6. Argosy is an Owners Licensee that operates the Argosy Casino Alton in Alton, Illinois. Argosy has been since October 25, 1991 and is a wholly-owned subsidiary of PENN Entertainment, Inc. ("PENN"). As an Owners Licensee, Argosy, its employees, and its agents, are required to comply with the IGA and the Rules at all times.

RELEVANT FACTUAL BACKGROUND

7. On February 12, 2020, Argosy held a job fair to recruit potential employees.

8. On February 12, 2020, then-current PENN employee and prospective Argosy employee Lindsey Schmid ("Schmid") worked at the job fair on behalf of Argosy.

9. On February 12, 2020 Schmid was employed at another PENN-owned casino property outside Illinois.

10. Schmid signed in and obtained a casino vendor badge from the Argosy.

11. A vendor badge permits unlicensed individuals to perform work at casinos. A vendor badge is not an IGB-issued gaming license.

12. An individual holding a vendor badge is not a casino employee and is not permitted to access sensitive areas of the casino, including its databases, that are inaccessible to individuals who do not hold an IGB-issued gaming license.

13. On February 12, 2020, Schmid did not hold any IGB-issued license.

14. On February 12, 2020, Schmid had not applied for any license issued by the IGB, and was therefore ineligible for a temporary badge issued to IGB license applicants.

15. On February 12, 2020, IGB Gaming Agents found Schmid using a computer in Argosy's Human Resources office. The Human Resources office is a restricted area that is generally off-limits for vendor badge holders.

16. On February 13, 2020, Schmid applied for an IGB occupational gaming license.

17. On May 3, 2020, Argosy issued occupational license applicant James Cagle ("Cagle") a vendor badge while waiting for approval for Cagle to receive an IGB temporary occupational badge.

18. On May 3, 2020, IGB Gaming Agents discovered Cagle at the security area near the Argosy employee entrance.

19. The security area near the Argosy employee entrance is in a restricted area limited to Argosy employees that is generally off-limits for vendor badge holders unless the vendor is escorted by Argosy employees who are IGB license holders.

20. When IGB Gaming Agents found Cagle, he did not have a temporary badge authorizing him to temporarily act as a licensed Argosy employee.

21. Because Cagle neither had a license issued an IGB license nor a temporary occupational badge, he was not permitted to be at the restricted security area near the Argosy employee entrance.

COUNT I

Unlicensed Casino Employees In Violation of Rule 200

22. The Board re-alleges and incorporates Paragraphs 1 through 21 above as if fully alleged herein.

23. Section 110(a)(1) of the Rules subjects any licensee to discipline for any failure to comply with the Rules.

24. Section 200 of Rules requires all individuals employed at a casino to hold an occupational license.

25. Despite not holding licenses, Schmid and Cagle acted as Argosy employees in violation of Board rules.

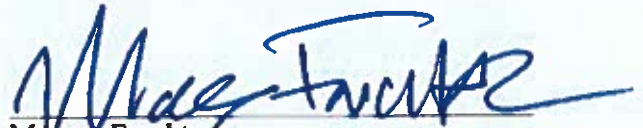
26. By allowing Schmid and Cagle to act as employees without being licensed, Argosy failed to comply with Board Rule 110(a)(1).

27. By engaging in the conduct that failed to comply with Rule 200, Argosy is subject to discipline pursuant to Section 110(a).

WHEREFORE, based on the foregoing, Alton should be fined in the amount of \$25,000.

Dated: February 28, 2024

Respectfully submitted,



Marcus Fruchter
Administrator
Illinois Gaming Board

NOTIFICATION OF PROPOSED DISCIPLINARY ACTION

Pursuant to the authority delegated to the Administrator on February 8, 2024 and in accordance with Rule 1115 [86 Ill. Adm. Code 3000.1115], the Administrator finds facts sufficient to authorize the issuance of a Disciplinary Complaint against Alton Argosy and to propose the following discipline:

The owners license of Alton Argosy LLC shall be fined \$25,000 for violations of the Board's Adopted Rules, as set forth in Disciplinary Complaint No. DC-C-24-001 unless it files an answer to the Disciplinary Complaint within 21 days from the date of service of the complaint.

If you choose to file an Answer, it will not be accepted unless it complies with every requirement listed in Section 1125 of the Rules [11 Ill. Adm. Code 3000.1125]. If you file an Answer that complies with all requirements under Rule 1125, a hearing officer will be appointed to conduct a hearing. Failure to file an Answer within 21 days of receiving this Complaint will result in the proposed disciplinary action becoming effective and final. The Answer shall be mailed to:

Illinois Gaming Board
Attn: Legal Department
160 N. LaSalle St., Suite 300
Chicago, Illinois 60601

OR

IGB.LEGAL@illinois.gov

Dated: February 28, 2024



Marcus Fruchter
Administrator
Illinois Gaming Board