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CHEROKEE NATION GAMING COMMISSION

MEETING DATE / LOCATION:

April 6, 2023
Conference Hotel:
Multi-Purpose Room
Hard Rock Hotel & Casino Tulsa
777 Cherokee St, Catoosa, OK 74015

COMMISSIONERS PRESENT:

John Sparks, Chairman
Richard Hull, Commissioner
Linda O'Leary, Commissioner
Frank DeLozier, Commissioner

COMMISSIONERS ABSENT:

None

CHEROKEE NATION ENTERTAINMENT:

Janice Walters Purcell, Executive Director
Thomas Maslen, Compliance Manager
Diane Abbott, Licensing Agent II
Tristan Trumbla, Gaming System Analyst
Audra Imhoff, Gaming Audit Manager
Indy Hicks, Gaming Systems Analyst

CHEROKEE NATION ENTERTAINMENT:

Bear Christensen, Director of Compliance
Paiten Qualls, CNB Finance
Monica Richards, CNE Finance
Gary Weddell, Casino Operations
Jennifer Province, CNE Marketing
Todd Hembree, CNB Legal
Kyle Culver, CNE Marketing
Reba Chambers, CNE Compliance
Jenn Provence, CNB Marketing
Greg Calvert, CN Office of the Attorney General
Angelica Jobe, CNE IT
Kelly Forrest, CNE Human Resources

VISITORS:

Melvina Shotpouch, CN Tribal Councilor
John Young, Attorney for the Council

CHEROKEE GAMING COMMISSION
MEETING MINUTES
6 April 2023
Multi-Purpose Room
Hard Rock Hotel & Casino Tulsa
777 Cherokee St, Catoosa, OK 74015

I. CALL TO ORDER:

Chairman Sparks called the meeting to order at 9:38 AM.

II. ROLL CALL:

Diane Abbott called Roll.

Present: Chairman Sparks
Commissioner Hull
Commissioner O'Leary
Commissioner DeLozier

Absent: None

Four (4) commissioners were present and a quorum was established.

III. APPROVAL OF AGENDA:

The Chair entertained a Motion to approve the Agenda. Commissioner O'Leary made the Motion to approve the Agenda; Seconded by Commissioner Hull. The Motion carried and the Agenda was approved.

IV. APPROVAL OF MINUTES:

The Chair entertained a Motion to approve the Minutes. Commissioner Hull made the Motion to approve the Minutes; Seconded by Commissioner O'Leary. The Motion carried.

V. INTRODUCTION OF GUESTS:

Chairman Sparks asked all guests to stand and introduce themselves. Introductions were made by attendees from Cherokee Nation Gaming Commission (CNGC), Cherokee Nation Entertainment (CNE), Cherokee Nation Business (CNB), Cherokee Nation (CN), and Cherokee Nation Tribal Council.

VI. CNE Reports:

The Chair entertained a Motion to enter into Executive Session for the purpose of receiving the CNE Reports for the following sections A-F. Commissioner O'Leary Motioned to enter

into Executive Session; Seconded by Commissioner DeLozier. The Motion carried and the Commission entered into Executive Session at approximately 9:42 AM.

- A. FINANCIAL REPORT
- B. FACILITIES REPORT
- C. LITIGATION
- D. COMPACTS
- E. NIGC
- F. EXECUTIVE DIRECTOR'S REPORT

The reports under item VI. A., B., C., D., E., and F. were received in Executive Session and no action was taken. Commissioner DeLozier Motioned to exit Executive Session; Seconded by Commissioner O'Leary. The motion carried and the Commission exited Executive Session at 10:14 AM.

VII. OLD BUSINESS

None

VIII. NEW BUSINESS

Chairman Sparks, We are on to item VIII. A. Permits and Licenses.

A. PERMITS & LICENSES - J. Purcell

Executive Director Purcell presented the Permits & Licenses to the Commission. The following are the 61 Individual Temporary Permits, 44 Individual Suitability Determinations, and 34 Orders recommended for approval:

1. EMPLOYEES

- a. Sixty-one (61) Individual Temporary Permits.
- b. Forty-four (44) Individual Suitability Determinations.
- c. Thirty-four (34) Orders.
- d. One Hundred Forty-three (143) Renewals.

The Chair entertained a Motion to approve the staff recommendations on the sixty-one (61) Temporary Permits, Forty-four (44) Suitability Determinations, and Thirty-four (34) Orders.

Chairman Sparks recognized Commissioner Hull to amend the Individual Temporary Permits, removing Employee 1042942, who was included on the Hearing List. Commissioner DeLozier made the motion to approve the amendment of the Temporary Permits reducing the sixty-one (61) recommendations to sixty (60), Commissioner Hull Seconded the motion. Motion carried.

Motion was made to approve the approved amended sixty (60) Temporary Permits, Forty-four (44) Suitability Determinations, and Thirty-four (34) Orders by Commissioner DeLozier and Seconded by Commissioner O'Leary. Motion carried

The Chair continued to approve the amended Temporary Permits, Suitability Determination, and Orders. Motion made by Commissioner O'Leary and Seconded by Commissioner DeLozier. Motion carried.

The Chair entertained a Motion to approve the One Hundred Forty-Three (143) Renewals. Motion made by Commissioner O'Leary and Seconded by Commissioner DeLozier. Commissioner Hull abstained on the vote for the One Hundred Forty-Three (143) Renewals. Motion carried.

2. VENDORS

- a. Zero (0) Company Orders
- b. Eleven (11) Individual Orders
- c. Two (2) Company Renewals May 5, 2023
- d. Thirty-eight (38) Individual Renewals May 5, 2023

The Chair entertained a Motion to approve the staff recommendations on the Eleven (11) Individual Orders, Two (2) Company Renewals, and Thirty-eight (38) Individual Orders, dated May 5, 2023. Commissioner DeLozier made the Motion to approve the staff recommendations; Seconded by Commissioner Hull. The Motion carried.

B. GAME & SYSTEM APPROVALS - T. Trumbla

1. EGM Memo, Tristian Trumbla presented the following and requested approval;

New Electronic Game Themes

- ▶ 4 Incredible Technologies
- ▶ 1 Gaming Arts
- ▶ 2 IGT
- ▶ 10 AGS
- ▶ 1 VGT

New Gaming Components

- ▶ 3 VGT
- New Main Program/OS
- ▶ 2 AGS
- ▶ 1 Everi
- ▶ 1 Gaming Arts

New Gaming Cabinets

- ▶ 1 VGT

- ▶ 1 Empire

Executive Director Approved Items

- ▶ 2 Aristocrat
- ▶ 1 Castle Hill
- ▶ 1 IGT

The Chair presented approval for staff recommendation for 45 electronic game themes, and affirmed the Executive Director Approvals previously approved. Commissioner O’Leary made the motion and seconded by Commissioner Hull. The motion to approve passes.

2. Bomgar Affirmation of Approval Memo

The Chair presented approval to affirm the previous Executive Director Approval for Bomgar submitted documentation. Motion was made by Commissioner Hull and Seconded by Commissioner DeLozier.

The Chair recognized T.Trumbla for discussion. Mr. Trumbla stated no additional items. The system is already in use for Cage Player Services to allow remote access from a central location. Executive Director Approval granted on March 8th, 2023. The motion passes.

C. SICS MEMO – T. Maslen

The Chair entertained the Motion for Affirmation of Approval of the revised SICS. Motion carried by Commissioner O’Leary; Seconded by Commissioner Hull.

The Chair recognized Executive Director J. Purcell. Executive Director stated the revisions were made to include changes to current SICS, with no further questions the motion passes.

D. PROMOTIONS – T. Maslen

The Chair entertained the Motion for affirmation of the Executive Director’s approval of four (4) prior approvals; Two (2) on March 14, 2023 and Two (2) on March 16, 2023. Motion to affirm by Commissioner DeLozier; Seconded by Commissioner O’Leary. The motion passes.

E. TOURNAMENTS – T. Maslen

The Chair entertained the Motion to affirm the Executive Director's two previous approvals on March 14, 2023. Motion to affirm by Commissioner Hull; Seconded by Commissioner DeLozier. The motion passes.

F. IHP TRANSFER REQUEST MEMO – J. Purcell

Executive Director Purcell presented and recommended approval for the transfer of the retired In-House Progressive funds to promotional funds for the direct benefit of e-games patrons. Commissioner O'Leary makes the Motion; Seconded by Commissioner Hull. The Motion carried.

G. TICS GAMING PROMOTIONS AND BINGO REVIEW – INFORMATION ONLY – A. Imhoff

The Chair recognized Ms. Imhoff. The audit performed by CNB Audit Services and is for informational purposes only. CNGC Tribal Internal Control Standards (TICS) require an annual review of gaming promotions and program controls. The design and implementation of management's controls was satisfactory to aid in the compliance with regulatory requirements. For this audit they presented no findings. The Chair recognized the information is provided and received. No objections.

H. TICS COMPLIMENTARIES REVIEW-INFORMATION ONLY – A. Imhoff

The Chair recognized A. Imhoff. Ms. Imhoff reported the Complimentaries review. CNB Audit identified a minor issue regarding TICS 16.1G that did not adversely affect the systems of internal control. The design and implementation of management's controls was satisfactory to aid in the compliance with regulatory requirements. With no further questions the Chair shows information as provided and received for information purposes.

I. IMPLEMENTATION FOLLOW-UP MEMO – A. Imhoff

Chair recognized A. Imhoff. Ms. Imhoff presented the implementation follow up memo for Quarter 2 for informational purposes only. The issues highlighted in green have been resolved so they will be removed from future reviews; thus there is currently only one outstanding issue left to resolve.

With no objections the information was provided and received by the Chair.

The Chair entertained a Motion to enter into Executive Session for the purpose of Individual Licenses hearing. Commissioner O'Leary makes the Motion; Seconded by Commissioner Hull. The Chair adjourns for Executive Session at 10:47 AM.

Open Session resumes at 10:59 AM.

J. INVESTIGATION, LICENSES & HEARINGS

The Chair entertains the motion to adopt the professional recommendations of the staff represented on the (Hearing) Tabs. Commissioner O'Leary made the Motion; Seconded by Commissioner Hull. With no objections the Motion passes.

CNGC Licensing staff made the following recommendations and approval was granted by the Commission.

Tab 1. # 1042941
Action: License denial.

Tab 2. # 1034744
Action: Granted Twelve (12) month conditional license with no additional criminal activity.

Tab 3. # 1042789
Action: License denial.

Tab 4 # 1043550
Action: No action. Voluntary Termination.

Tab 5 # 1043828
Action: Granted Twelve (12) month conditional license with no additional criminal activity.

Tab 6 # 10858
Action: License approved.

Tab 7 # 1043321
Action: License denial.

IX. OPEN SESSION:

None.

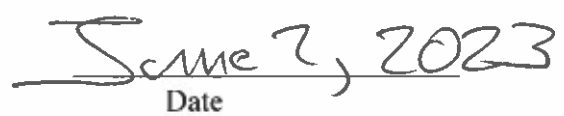
X. ADJOURNMENT:

The Chair entertained a Motion to adjourn the meeting. Commissioner DeLozier made the Motion to adjourn; Seconded by Commissioner Hull. The Motion carried and the Commission adjourned the meeting at 11:03 AM.

Approval of Minutes:



Chairman Sparks



Date