Call to Order - Approval of Minutes

The monthly meeting of the West Virginia Lottery Commission was called to order at Lottery Headquarters on Thursday, April 27, 2022 at 11:01 a.m.

Commission Members present: Chairman Ken Greear, Vice-Chairman Roy Shrewsbury, Andy Kniceley, Doug Bicksler and Peggy Pope. Commissioner Marshall joined the meeting by phone.

Also present were: Director John Myers, Kim Lamb, June Somerville, Brian Nickerson, David Bradley, Steve Compston, Dustin Lamar, Danielle Snidow, Elizabeth Webb, Kris Franko, Michelle Painter, Amy Tawney, Esq. of Bowles Rice LLP, and the public.

A motion to approve the minutes of the March 31, 2022 monthly meeting was made by Commissioner Bicksler. This motion was seconded by Commissioner Pope and passed by unanimous voice vote.

A motion to approve the minutes of the March 31, 2022 emergency meeting was made by Commissioner Pope. This motion was seconded by Commissioner Kniceley and passed by unanimous voice vote.

A motion to approve the minutes of the March 16, 2022 conference call was made by Commissioner Bicksler. This motion was seconded by Commissioner Pope and passed by unanimous voice vote.
Report of the Director

Director Myers reported the list of iGaming approvals for March has been placed in Commissioners’ Drop Box.

Director Myers introduced Michelle Painter, she has accepted the position of Deputy Director of the Finance & Administration Division. Her starting date was April 25.

Director Myers reported he attended the recent MUSL Board of Directors meetings in conjunction with PGRI Lottery Expo in Miami, FL. A lot of topics are focusing on the iLottery product, and we are about to introduce iLottery here with the changes to our Legislature rule that were made in last legislative session.

Director Myers reported he appeared before the Joint Committee on Government and Finance during the legislative interim meetings yesterday presenting the revenue numbers. Director Myers stated Limited Video Lottery the month of March had the third highest sales month since 2008 at $46,774,496.00. Racetrack Video Lottery has made a strong comeback YTD at $376,263,274.00 up 21.54% over the previous year, and Table Games at $28,941,171.00 is up 42.87% over the previous year. Sports Wagering is up 11%, and iGaming is up 192%, we didn’t start that program until July 15, 2021. People are coming back to the casinos and the attendance is up, so therefore, play is up as well.

Director Myers reported approving the following license renewals:

Sports Wagering Management Services Provider:
- Golden Nugget Online Gaming, LLC dba Golden Nugget Sports

Sports Wagering Suppliers:
- IMG Arena US, LLC
- YourPay, LLC
- TeleCheck Services, Inc.
- Dish Integration, LLC
- LIR Industries, LLC
- Socure, Inc.
i-Gaming Management Services Provider
- Betfair Interactive US, LLC dba FanDuel Casino

i-Gaming Suppliers:
- NYX Digital Gaming (USA), LLC  
- SG Gaming, Inc.

Table Games Supplier
- Genesis Gaming Solutions, Inc.

Table Games Supplier and Limited Gaming Facility Supplier
- TGS John Huxley America, Inc. as a Table Games Supplier

- Finance
Michelle Painter reviewed the financial report for the month of March.

- Traditional Performance and Marketing
Danielle Snidow reviewed the monthly Traditional Performance and Marketing report.

- Security Division – Traditional/Limited Video Lottery
Steve Compston provided the Traditional Security and Limited Video Lottery reports.

- Security Division - Casino Gaming/Sports Wagering/iGaming
Kris Franko reviewed the reports for March.

- Video Lottery
Dustin Lamar reviewed the monthly report for the Video Lottery Division.

- Licensing
Elizabeth Webb provided the Licensing report.

Questions for Contractor

There were no questions for IGT.

Finance and Audit Committee

The first item was possible approval of a change of ownership in Random World, Ltd. a Limited Video Lottery Operator.
VOTE: Vice Chairman Bicksler moved to approve the change of ownership in Random World, Ltd. a Limited Video Lottery Operator. This motion was seconded by Commissioner Pope and passed by unanimous voice vote.

The last item was a review of the March 2022 financial statements.

Games, Rules, Security and Marketing Committee

The first item was possible approval of the request of Billy Scott Bryant to be removed from the WV statewide self-exclusion list.

VOTE: Vice Chairman Shrewsbury moved to approve the request of Billy Scott Bryant to be removed from the WV statewide self-exclusion list. This motion was seconded by Commissioner Kniceley and passed by unanimous voice vote.

The next item was possible approval of the request of Michael Marshalek to be removed from the WV statewide self-exclusion list.

VOTE: Vice Chairman Shrewsbury moved to approve the request of Michael Marshalek to be removed from the WV statewide self-exclusion list. This motion was seconded by Commissioner Pope and passed by unanimous voice vote.

The last items were approval of hardware and software of licensed or permitted video lottery terminal manufacturers. Approvals have been received from the Lottery’s independent test labs and reviewed by Lottery staff.

VOTE: Vice Chairman Shrewsbury moved to approve hardware and software of licensed or permitted video lottery terminal manufacturers received from the Lottery’s independent test labs and reviewed by lottery staff. A list of these approvals is attached to these minutes. This motion was seconded by Commissioner Kniceley and passed by unanimous voice vote.

Unfinished Business
There was no Unfinished Business.

**New Business**

The first item was possible approval of installation of the Table Trac, Inc. "Casino Trac" Casino Management System at The Greenbrier.

**VOTE:** Commissioner Shrewsbury moved to approve installation of the Table Trac, Inc. "Casino Trac" Casino Management System at The Greenbrier. This motion was seconded by Commissioner Bicksler and passed by unanimous voice vote.

The next item was possible approval of financial transaction involving PNGI Charles Town Gaming, LLC ("PNGI"). This item will be addressed in Executive Session at the end of meeting.

The next item was possible approval of Acres Manufacturing Company as a Racetrack Video Lottery Manufacturer.

**VOTE:** Commissioner Pope moved to approve Acres Manufacturing Company as a Racetrack Video Lottery Manufacturer. This motion was seconded by Commissioner Kniceley and passed by unanimous voice vote.

The next item was possible approval of Boom Shakalaka, Inc. dba Boom Sports as an i-Gaming Supplier.

**VOTE:** Commissioner Shrewsbury moved to approve Boom Shakalaka, Inc. dba Boom Sports as an i-Gaming Supplier. This motion was seconded by Commissioner Pope and passed by unanimous voice vote.

The last item was possible approval of Sports Wagering Suppliers: American Affiliate Co, LLC, Growth Advisors, Inc., Monterizo, Ltd, Otherlevels, Inc., ROKT Corp, Sharp Football Holdings, LLC, and World Wrestling Entertainment, Inc. dba WWE.
VOTE: Commissioner Kniceley moved to approve Sports Wagering Suppliers: American Affiliate Co, LLC, Growth Advisors, Inc., Monterizo, Ltd, Otherlevels, Inc., ROKT Corp, Sharp Football Holdings, LLC, and World Wrestling Entertainment, Inc. dba WWE. This motion was seconded by Commissioner Bicksler and passed by unanimous voice vote.

Vice-Chairman Shrewsbury made the following motion:

Mr. Chairman, the West Virginia Open Governmental Proceedings Act allows a public body such as the Lottery Commission to hold an executive session, closed to the public, to discuss any matter, by express provision of federal law or state statute is rendered confidential pursuant to W. Va. Code § 6-9A-4(b)(12).

I therefore move that this regular meeting of the West Virginia State Lottery Commission be in recess and that an executive session be convened for the purpose of discussing a financial transaction involving PNGI Charles Town Gaming, LLC which is confidential pursuant to § 5 USC 552(b)(4) and W. Va. Code §29B-1-4(a)(1).

I further move that the Chair recognize that this motion is proper under the Open Governmental Proceedings Act.

Chairman Greear recognized that sufficient reasons exist under W. Va. Code 6-9A-4(b)(12) to recess this regular session and to reconvene in executive session.

Commissioner Bicksler moved to approve to go into executive session. This motion was seconded by Commissioner Pope and passed by unanimous voice vote.

The motion for executive session is duly made and seconded and passed by unanimous voice vote.

Chairman Greear stated the Commission stands in recess.

Commission meeting recessed at 11:30 a.m.
Executive Session convened at 11:40 a.m.

VOTE: Commissioner Kniceley moved to adjourn the Executive Session and reconvene the regular meeting. This motion was seconded by Commissioner Pope and passed by unanimous voice vote. The meeting reconvened with Chairman Greear, Vice Chairman Shrewsbury,
Commissioner Bicksler, Commissioner Kniceley, Commissioner Marshall, and Commissioner Pope.

Executive session adjourned at 11:59 a.m.  
Commission meeting reconvened at 11:59 a.m.

**VOTE:** Vice-Chairman Shrewsbury moved to approve the financial transaction involving PNGI Charles Town Gaming, LLC ("PNGI") as discussed in the Executive Session. This motion was seconded by Commissioner Bicksler and the motion was approved as presented.

**Scheduling of the next monthly meeting**

The date for the next monthly meeting was set for May 25, 2022 at 11:00 a.m. The date for the conference call was set for May 18, 2022 at 12:00 noon.

**VOTE:** Vice-Chairman moved to accept the meeting dates. This motion was seconded by Commissioner Pope and passed by unanimous voice vote.

**Adjourn**

**VOTE:** Vice Chairman Shrewsbury moved to adjourn the meeting. This motion was seconded by Commissioner Bicksler and passed by unanimous voice vote.

[Signatures]

Kenneth L. Green  
Chairman

Kim Lamb  
Recording Secretary
April 2022 Conference Call Agenda

1. Aristocrat, Inc. "PCBA Gen 9 Carrier Board Assembly" for the West Virginia Racetracks (MO-73-ARI-22-23) - action item. This hardware contains the main CPU and provides an interface for the game software to the VGM cabinet hardware.

2. Aristocrat, Inc. "Emperor" Personality Program for the West Virginia Racetracks (MO-73-ARI-20-75) - action item. This is a progressive game with a payout range of 86.88% - 94.38%.

3. Aruze Gaming America, Inc. "Raging Volcano Legend of Pompeii" Personality Program for the West Virginia Racetracks (MO-73-ARZ-20-54) - action item. This is a progressive game with a payout range of 85.19% - 96.11%.

4. Bally Gaming Inc. "Goldfish Feeding Time Castle" Personality Program for the West Virginia Racetracks (MO-73-BAL-21-86) - action item. This is a progressive game with a payout range of 87.56% - 94.54%.

5. Everi Games, Inc. "Lanterns Of Destiny Floating Fortunes" Personality Program for the West Virginia Racetracks (MO-73-MMG-21-27) - action item. This is a progressive game with a payout range of 86.40% - 97.95%.

6. Konami Gaming, Inc. "Bonus Cache" Progressive Controller for the West Virginia Racetracks (MO-73-KON-20-99) - action item. This software is used to link multiple VLTs to one or more progressive jackpot pools.
1. Ainsworth Game Technology Ltd. "A700 LCD Button Panel" for the West Virginia Racetracks (PA-73-AWG-21-01) - action item. The button panel allows the player to perform various functions in the game such as placing a bet, selecting paylines, starting a new game and making selections in a bonus feature.

2. Aristocrat, Inc. "Prosperity Panda" Personality Program for the West Virginia Racetracks (ATI.1558) - action item. This is a progressive game with a payout range of 87.90% - 96.49%.

3. Aristocrat, Inc. "Ocean Dragon" Personality Program for the West Virginia Racetracks (ATI.1521) - action item. This is a progressive game with a payout range of 87.82% - 96.48%.

4. Aristocrat, Inc. "Tiger Roars 88" Personality Program for the West Virginia Racetracks (ATI.1595) - action item. This is a progressive game with a payout range of 85.50% - 95.00%.

5. Aristocrat, Inc. "Tiger Roars 88 Vertex Schedule" Progressive Controller for the West Virginia Racetracks (ATI.1595) - action item. This software is used to link multiple VLTs to one or more progressive jackpot pools.

6. Aristocrat, Inc. "Wild Lepre Coins Double Luck" Personality Program for the West Virginia Racetracks (MO-73-ARI-21-40) - action item. This is a progressive game with a payout range of 87.99% - 94.50%.

7. Aristocrat, Inc. "Wild Lepre Coins Vertex Schedule (MO-73-ARI-21-41)" Progressive Controller for the West Virginia Racetracks (MO-73-ARI-21-40) - action item. This software is used to link multiple VLTs to one or more progressive jackpot pools.

8. Bally Gaming Inc. "Big Money Burst Jungle Wild II Deluxe" Personality Program for the West Virginia Racetracks (MO-73-BAL-22-03) - action item. This is a progressive game with a payout range of 86.91% - 94.20%.

9. Bally Gaming Inc. "Double Money Link Western Trails" Personality Program for the West Virginia Racetracks (MO-73-BAL-21-66) - action item. This is a progressive game with a payout range of 87.50% - 94.95%.

10. Everi Games, Inc. "Triple Double Gems" Personality Program for the West Virginia Racetracks (MO-73-MMG-20-33) - action item. This is a progressive game with a payout range of 86.65% - 97.95%.

11. Everi Games, Inc. "Super Buffalo" Personality Program for the West Virginia Racetracks (MO-73-MMG-21-41) - action item. This is a progressive game with a payout range of 86.77% - 97.95%.

12. Everi Games, Inc. "Gold Hills Prospector Pete" Personality Program for the West Virginia Racetracks (MO-73-MMG-21-75) - action item. This is a progressive game with a payout range of 86.80% - 97.95%.

13. Everi Games, Inc. "Gold Hills Lucky Mule" Personality Program for the West Virginia Racetracks (MO-73-MMG-21-74) - action item. This is a progressive game with a payout range of 86.80% - 97.95%.

14. Everi Games, Inc. "Triple Double Patriot" Personality Program for the West Virginia Racetracks (MO-73-MMG-20-34) - action item. This is a progressive game with a payout range of 86.65% - 97.95%.
15. IGT "Super Triple Play Poker" Personality Program for the West Virginia Racetracks (MO-22-IGT-20-95) - action item. This is a progressive game with a payout range of 91.23% - 99.80%.

16. Konami Gaming, Inc. "Lightning Dragon Eastern Storm" Personality Program for the West Virginia Racetracks (KGI.1272) - action item. This is a progressive game with a payout range of 85.19% - 90.04%.