



**WASHINGTON STATE GAMBLING
COMMISSION MEETING**

November 16, 2023

Olympia, Washington

COMMISSIONERS



Alicia Levy
Chair



Julia Patterson
Vice Chair



Bud Sizemore

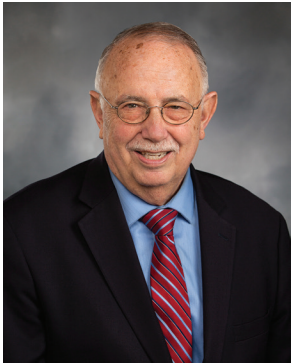


Sarah Lawson



Anders Ibsen

EX OFFICIOS



Senator
Steve Conway



Senator
Jeff Holy



Representative
Shelley Kloba



Representative
Skyler Rude



Washington State Gambling Commission

P.O. Box 42400 | Olympia, WA 98504-2400

(360) 486-3469 | (800) 345-2529 | www.wsgc.wa.gov



WAGamblingCommission



WAGambling



wagambling



STATE OF WASHINGTON

GAMBLING COMMISSION

“Protect the Public by Ensuring that Gambling is Legal and Honest”

Gambling Commission Meeting Agenda

November 16, 2023

The meeting will be held virtually through Teams, and in person, at The Washington State Liquor and Cannabis Board, 1025 Union Avenue SE, Olympia, Washington 98501

To join the meeting virtually through TEAMS Click [here](#)

The Chair may take items out of order and the Commissioners may take action on business items.

Administrative Procedures Act Proceedings are identified by an asterisk (*)

Thursday, November 16, 2023	
PUBLIC MEETING	
9:30 AM	<i>Alicia Levy, Chair</i>
Call to Order	
Tab 1	(Action)
	<p>*Consent agenda</p> <ul style="list-style-type: none"> October 19, 2023, Commission Meeting Minutes Pg.5 New Licenses & Class III Gaming Employees Pg.8 Non-Profit Officer Working in Multiple Organizations Pg. 28 HBCR List Pg. 29 <p><i>Public Comment</i></p> <p>Director’s Report <i>Tina Griffin, Director</i></p> <ul style="list-style-type: none"> Centennial Accord Highlights Proclamation Native American Heritage Month and Day Summary of House-Banked Card Room Financial Statements for Fiscal Years Ending in 2022
Tab 2 Pg. 41	(Action)
	<p>Proposed Tribal Gaming Compact Amendment Hearing</p> <p style="text-align: center;"><i>The Honorable Vice Chairman Boyd, Confederated Tribes of the Chehalis Reservation</i> <i>The Honorable Vice Chairman Holmes, Kalispel Tribe of Indians</i> <i>Tina Griffin, Director</i> <i>Julie Lies, Tribal Liaison</i></p> <p>To provide public comment submit an email to compactcomments@wsgc.wa.gov no later than 5 p.m. on November 15, 2023</p>
Tab 3 Pg. 61	(Action)
	<p>*Default</p> <ul style="list-style-type: none"> Amanda L. Miller - CR 2023-00528 <p style="text-align: right;"><i>James Richardson, Staff Attorney</i></p> <p><i>Public Comment</i></p>
Tab 4 Pg. 79	(Action)
	<p>*Default</p> <ul style="list-style-type: none"> Defendant in rem - CR 2022- 01494 <p style="text-align: right;"><i>James Richardson, Staff Attorney</i></p> <p><i>Public Comment</i></p>

11:30-12:00	Executive Session – Closed to the Public (Working Lunch) To discuss current and potential agency litigation with legal counsel, including tribal negotiations.
Tab 5 Pg. 117	Budget Update and Review <i>Kriscinda Hansen, Chief Financial Officer</i>
Tab 6 Pg. 122	*PETITION FOR DISCUSSION AND POSSIBLE FILING (Action) <ul style="list-style-type: none"> • <i>Repeal Rule WAC 230-03-155</i> <i>Lisa McLean, Legislative and Policy Manager</i> <i>Public Comment</i>
Tab 7 Pg. 124	*PETITION FOR DISCUSSION AND POSSIBLE FILING (Action) <ul style="list-style-type: none"> • <i>Non-profit Raffles</i> <i>Lisa McLean, Legislative and Policy Manager</i> <i>Public Comment</i>
Tab 8 Pg. 148	*PETITION TO INITIATE RULE-MAKING (Action) <ul style="list-style-type: none"> • <i>Electronic Raffles</i> <i>Lisa McLean, Legislative and Policy Manager</i> <i>Public Comment</i>
Tab 9 Pg. 153	*PETITION TO INITIATE RULE-MAKING (Action) <ul style="list-style-type: none"> • <i>Minimum cash on hand</i> <i>Lisa McLean, Legislative and Policy Manager</i> <i>Public Comment</i>
Tab 10 Pg. 171	*PETITION TO INITIATE RULE-MAKING (Action) <ul style="list-style-type: none"> • <i>Repeal WAC 230-23-015 and WAC 230-23-020</i> <i>Lisa McLean, Legislative and Policy Manager</i> <i>Public Comment</i>
Tab 11 Pg. 176	*DISCUSS POSSIBLE RULE CHANGE (Possible Action) <ul style="list-style-type: none"> • <i>Restrictions on firearms as prizes WAC 230-06-025</i> <i>Julia Patterson, Vice Chair</i> <i>Public Comment</i>
Tab 12 Pg. 177	Problem Gambling Presentation (Possible Action) <ul style="list-style-type: none"> • <i>Problem Gambling Advisory Committee Meeting Summary</i> • <i>October Public Comment Materials</i> <i>Tina Griffin, Director</i> <i>Public Comment</i>
Tab 13 Pg	Preparation for the 2024 Legislative Session <i>Lisa McLean, Legislative and Policy Manager</i>
	Public Comment can be provided via: <ul style="list-style-type: none"> • Email no later than 5 p.m. November 15, 2023, to askus@wsgc.wa.gov • By phone or in person on November 16, 2023.
	Adjourn

Upon advance request, the Commission will pursue reasonable accommodations to enable persons with disabilities to attend Commission meetings.

Questions or comments pertaining to the agenda, rule changes and requests for special accommodations should be directed to Julie Anderson, Executive Assistant at (360) 486-3453 or TDD (360) 486-363.

If you would like to submit public comment via email, please submit them to askus@wsgc.wa.gov

Please silence your cell phones and mute your mics for the public meeting.



STATE OF WASHINGTON
GAMBLING COMMISSION

"Protect the Public by Ensuring that Gambling is Legal and Honest"

October 19th, 2023

Gambling Commission Meeting Minutes

The meeting was held at the Liquor and Cannabis Board, Olympia, WA.

Commissioners:

Chair Alicia Levy – Via Teams
Vice Chair Julia Patterson - Excused
Sarah Lawson – Via Teams
Anders Ibsen – Via Teams
Bud Sizemore - Via Teams

Ex Officio Members Present:

Representative Shelley Kloba - Via Teams

Staff Present:

Tina Griffin, Director; Lisa McLean, Legislative and Policy Manager; Suzanne Becker, Assistant Attorney General (AAG); George Schultz, IT; Damon Mentzer, Administrative Assistant

Staff Present Virtually:

Bill McGregor, Special Agent Supervisor; Raul Munoz, Special Agent; Nicole Frazer, Administrative Assistant

There was one person in the audience and 32 people attended virtually.

Chair Levy welcomed everyone to the Liquor and Cannabis Board for the October meeting and called the meeting to order at 9:33 AM. She announced that there would not be an executive session. She called the roll to ensure a quorum. Vice Chair Julia Patterson is excused from the meeting.

Chair Levy announced that public comment could be received by email at askus@wsgc.wa.gov up until the beginning of the October meeting.

Nanci Watson sent a comment to askus@wsgc.wa.gov as well as all the Commissioners WSGC email address.

Tab 1

Consent Agenda

Chair Levy asked the Commissioners if they had any changes to the consent agenda. There was a change to the September minutes stating Commissioner Sizemore was excused from that meeting.

The purposed 2024 meeting schedule had one conflict for commissioners for the purposed April meeting dates. The new proposed dates are April 25th and 26th, 2024.

Chair Levy asked if the Commissioners had questions. There were none. She asked for public comment. There was none.

*Commissioner Ibsen moved to approve the consent agenda as amended and reflect the new 2024 meeting schedule for April as presented by staff.
Commissioner Sizemore seconded the motion.
The motion passed unanimously. 4:0*

There was no director's report for the October meeting.

Tab 2

Request for a Raffle Prize Exceeding \$40,000 from Spokane Guilds' School & Neuromuscular Center,

DBA Joya Child & Family Development

Raul Munoz, Special Agent (SA) presented the materials for this tab. **Korin Michielli, Development Director and David Short, Foundation Trustee and Alumni Parent** presented a PowerPoint and gave testimony for Joya. **SA Munoz** stated that the Spokane Guild is requesting approval to hold a raffle to offer a raffle prize that exceeds \$40,000. They have secured a 2023 Toyota 4Runner vehicle, valued at \$52,733 for the prize. WAC 230-11-067 requires licensees to get the commissions approval prior to offering a raffle prize exceeding \$40,000.

Korin Michielli thanked the commission for considering the request and narrated their presentation. **David Short**, General Manager for Findlay Toyota spoke to the commission about his personal journey with his family and Joya.

Chair Levy asked if the Commissioners had questions. There were none. She asked for public comment. There was none.

Commissioner Sizemore moved to approve Spokane Guilds' School & Neuromuscular Center, DBA Joya Child & Family Development to offer a raffle prize in excess of \$40,000.

Commissioner Lawson seconded the motion.

The motion passed unanimously. 4:0

Tab 3

Petition to Initiate Rule Making – Adjacent cardrooms.

Lisa C. McLean, Legislative/Policy Manager and Rules Coordinator (LPM) presented the materials for this tab. Staff suggests amendment of WAC 230-06-046, or the creation of a new rule, related to additional requirements for licensed business premises of nonhouse-banked, Class F, and house-banked card rooms. The rule currently establishes conditions under which card rooms cannot be adjacent to each other. Staff believes that there is a need to further clarify under which limited conditions nonhouse-banked, Class F, and house-banked card rooms can be adjacent to each other.

Staff recommends initiating rule making to clarify further the limited conditions permitting nonhouse-banked, Class F, and house-banked card rooms to be adjacent to each other.

Chair Levy asked if the Commissioners had questions. There were none. She asked for public comment.

Justin Beltram, Chief Operating Officer for Maverick Gaming addressed the commission. He thanked the commission staff and Director Griffin for all their help recently. He asked Director Griffin to explain why this rule change is coming up now. **Director Griffin** explained that the change to the rule would provide a clear and transparent look at what the requirements should be moving forward.

Commissioner Sizemore moved to initiate rule-making proceedings for further discussion.
Commissioner Lawson seconded the motion.
The motion passed unanimously. 4:0

Chair Levy asked for public comment.

Roxane Waldron, Problem Gambling Program Manager, Division of Behavioral Health and Recovery Health Care Authority is seeking a couple members to join the Problem Gambling Task Forces someone from the commercial gaming industry and one member from the Gambling Commission. She mentioned that HCA received confirmation from the centers for Medicare and Medicaid services that they have approved Washington State to cover Problem Gambling assessment and treatment under Apple Health which is Medicaid starting January 1, 2024. She plans to give an update to the commission on this program in March 2024 during Problem Gambling Awareness month. She thanked Senator Conway, Representative Kloba, Commissioner Patterson, Director Griffin and commission staff and everyone that advocated for Problem Gambling awareness for the state.

Director Griffin summarized the public comment that was provided by **Nanci Watson** and sent it to all Commissioners and Ex-Officios. Ms. Watson provided two handouts from the National Council on Problem Gambling Ms. Watson commented, *“Although these recommendations focus on Federal Government legislative issues, every state can lend their own support by making sure that anyone (not just a select few) who profits from gambling contributes to our statewide problem gambling fund managed by the Department of Health.”*

The written comments and attachments will be included in the November meeting materials and available prior upon request.

Chair Levy asked for further public comment. There was none. She reminded everyone that the Gambling Commission will meet on November 16 and 17, 2023 at LCB.

The meeting adjourned at 9:55 AM.



COMMISSION APPROVAL LIST
(New Licenses & Class III Gaming Employees)
November 2023

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Based upon the licensing investigations, staff recommends approving all new Licenses and Class III employees listed on pages 1 to 19.

ORGANIZATION NAME

LICENSE NUMBER

PREMISES LOCATION

NEW APPLICATIONS**RAFFLE**

ASSISTANCE LEAGUE OF SEATTLE
00-15437 02-02606

1415 N 45TH ST
SEATTLE WA 98103

BELLEVUE COLLEGE FOUNDATION
00-23681 02-21331

3000 LANDERHOLM CIRCE SE, A101
BELLEVUE WA 98007

BELLEVUE ROTARY FOUNDATION
00-25113 02-21330

155 108TH AVE NE STE 110
BELLEVUE NA 98004

BLAINE MORALE WELFARE AND RECREATION
00-25206 02-21368

9648 GARRISON RD
SUMAS WA 98295

EDMONDS FOOD BANK
00-25154 02-21352

828 CASPERS ST L100
SNOHOMISH NA 98020

FRANCE EDUCATION NORTHWEST
00-25221 02-21374

411 UNIVERSITY ST
SEATTLE WA 98101

MARCH OF DIMES
00-11434 02-02088

14300 NE 145TH ST #102
EVERETT WA 98072

OREGON PRIMATE RESCUE
00-25196 02-21362

717 HARMONY DR
LONGVIEW WA 98632

VFW AUX 03207
00-25202 02-21366

1101 WINE COUNTRY ROAD
PROSSER WA 99350

YAKIMA COUNTY FRIENDS FOR FREEDOM
00-25198 02-21364

401 S 36TH AVE
YAKIMA WA 98902

PUNCHBOARD/PULL-TAB COMMERCIAL STIMULANT

CENTENNIEL BAR & GRILL
00-25183 05-21842

318 N OLYMPIC AVE FRNT
ARLINGTON WA 98223

DAISY RANCH SALOON
00-25190 05-21844

1319 GEORGE WASHINGTON WAY
RICHLAND WA 99352

HOP COUNTRY BAR & GRILL
00-25144 05-21832

108 S ILER ST
MOXEE WA 98936

LOGGERS BAR & GRILL
00-25131 05-21829

215 MAIN ST
SULTAN WA 98294

STONE HUT BAR & GRILL
00-25164 05-21835

1427 PLAZA WAY
WALLA WALLA WA 99362

ORGANIZATION NAME

LICENSE NUMBER

PREMISES LOCATION

NEW APPLICATIONS

PUNCHBOARD/PULL-TAB COMMERCIAL STIMULANT

WHISTLIN JACK LODGE
00-25119 05-21826

20800 US HWY 410
NACHES WA 98937

FRE EQUIP DISTRIBUTOR - PROFIT

WILD BILL'S CASINO PARTIES
00-25165 28-00043

15521 SE FOR MOR CT
CLACKAMAS OR 97015

COMMERCIAL AMUSEMENT GAMES OPERATOR

OUAKE THE EPICENTER OF FAMILY FUN
00-25118 53-21566

106904 E DETRICK PR SE
KENNEWICK WA 99338

NON HOUSE-BANKED CARD GAME

HOP COUNTRY BAR & GRILL
00-25144 65-07541

108 S ILER ST
MOXEE WA 98936

MID-LEVEL SPORTS WAGERING VENDOR

ANGSTROM SPORTS
10-00477 82-00030

52 THRALE STREET
LONDON NA SE1 9HW

ANCILLARY SPORTS WAGERING VENDOR

EPX ACOUSITION COMPANY LLC
10-00490 83-00037

250 STEPHENSON HWY
TROY MI 48083

NORTH AMERICAN BANCARD LLC
10-00368 83-00036

250 STEPHENSON HWY
TROY MI 48083

PERSON'S NAME
LICENSE NUMBER

EMPLOYER'S NAME
PREMISES LOCATION

NEW APPLICATIONS

DISTRIBUTOR REPRESENTATIVE

HORNER, MARK P
22-01343

INTERBLOCK USA LLC
LAS VEGAS NV 89118

MCGRIFF, STEVEN L
22-01341

INTERBLOCK USA LLC
LAS VEGAS NV 89118

SMYKOWSKI, MICHAEL W JR
22-01340

INTERBLOCK USA LLC
LAS VEGAS NV 89118

YARNELL, STEVEN M
22-01342

INTERBLOCK USA LLC
LAS VEGAS NV 89118

MANUFACTURER REPRESENTATIVE

ADAMS, TYSON K
23-03781

ARISTOCRAT TECHNOLOGIES INC
LAS VEGAS NV 89135

ADAMS, WILLIAM T
23-03329

EVERI GAMES INC.
LAS VEGAS NV 89118

ALMOMAN, RAKAN A
23-03775

PASSPORT TECHNOLOGY USA INC
GLENDALE CA 91203

ARIEF, MOHAMED K
23-03788

EVERI PAYMENTS INC
LAS VEGAS NV 89113-2175

CHANDRA, DHIRAJ
23-03768

LIGHT & WONDER
LAS VEGAS NV 89119

CHRISTIANSEN, DANIEL A
23-03780

ARISTOCRAT TECHNOLOGIES INC
LAS VEGAS NV 89135

DULL, MAX R IV
23-02723

ARIES TECHNOLOGY LLC
GROVE OK 74344-6251

FINNELL, EVA M
23-03791

ARISTOCRAT TECHNOLOGIES INC
LAS VEGAS NV 89135

FRASIER, SYLVESTER JR
23-03786

LIGHT & WONDER
LAS VEGAS NV 89119

HAMPTON, WILLIAM H III
23-03790

IGT
LAS VEGAS NV 89113

JOSEPH, HEGEL
23-03403

LIGHT & WONDER
LAS VEGAS NV 89119

PERSON'S NAME
 LICENSE NUMBER

EMPLOYER'S NAME
 PREMISES LOCATION

NEW APPLICATIONS

MANUFACTURER REPRESENTATIVE

KAISER, KRISTEN M 23-03792	ARISTOCRAT TECHNOLOGIES INC LAS VEGAS NV 89135
KOCHIS, RANDALL S 23-03779	ARISTOCRAT TECHNOLOGIES INC LAS VEGAS NV 89135
MADAMBA, ADAM A 23-03793	ARISTOCRAT TECHNOLOGIES INC LAS VEGAS NV 89135
MATHEW, JELIN 23-03789	EVERI PAYMENTS INC LAS VEGAS NV 89113-2175
PALMER, JAMES A 23-03795	EVERI PAYMENTS INC LAS VEGAS NV 89113-2175
RAJASEKARAN, PRADEEPAN 23-03787	EVERI PAYMENTS INC LAS VEGAS NV 89113-2175
SHALLENBURGER, JULETTA S 23-03784	ARIES TECHNOLOGY LLC GROVE OK 74344-6251
SHOCKLEY, ROBERT A 23-03778	ARISTOCRAT TECHNOLOGIES INC LAS VEGAS NV 89135
SIMCOX, WILLIAM S 23-03785	EVERI PAYMENTS INC LAS VEGAS NV 89113-2175
SINGH, KISHORE K 23-03777	ARISTOCRAT TECHNOLOGIES INC LAS VEGAS NV 89135
SMITH, JAIME A 23-03773	IGT LAS VEGAS NV 89113
SORENSEN, ANDREW J 23-03782	EVERI GAMES INC. LAS VEGAS NV 89118
STEWART, NATHAN M 23-03794	EVERI PAYMENTS INC LAS VEGAS NV 89113-2175
SUNDAY, JUSTIN N 23-03796	ARISTOCRAT TECHNOLOGIES INC LAS VEGAS NV 89135
THURMAN, CHASE A 23-03783	ARIES TECHNOLOGY LLC GROVE OK 74344-6251
WELCH, CRAIG J 23-03776	EVERI PAYMENTS INC LAS VEGAS NV 89113-2175

PERSON'S NAME
 LICENSE NUMBER

EMPLOYER'S NAME
 PREMISES LOCATION

NEW APPLICATIONS

CALL CENTER REPRESENTATIVE

ALLEN, TERRY L
 32-00065

INCEPT CORPORATION
 CANTON OH 44718

CALLAS, CRYSTAL A
 32-00088

INCEPT CORPORATION
 CANTON OH 44718

FETTERS, MARSHA A
 32-00064

INCEPT CORPORATION
 CANTON OH 44718

GAMBLE, RICHARD JR
 32-00090

INCEPT CORPORATION
 CANTON OH 44718

LONG, ANGELA L
 32-00091

INCEPT CORPORATION
 CANTON OH 44718

MOHLER, RACHEL M
 32-00087

INCEPT CORPORATION
 CANTON OH 44718

PARR, TAMARA S
 32-00089

INCEPT CORPORATION
 CANTON OH 44718

MAJOR SPORTS WAGERING REPRESENTATIVE

BILODID, ARTEM V
 33-00570

DRAFTKINGS
 BOSTON MA 02116

DEBONIS, DOMINICK J
 33-00577

BETFRED SPORTS
 LAS VEGAS NV 89103

ELDER, BRANDIE M
 33-00580

IGT
 LAS VEGAS NV 89113

ENGMANN, MATTHEW A
 33-00584

BETFRED SPORTS
 LAS VEGAS NV 89103

GARDUNO, DAVID J
 33-00578

BETFRED SPORTS
 LAS VEGAS NV 89103

KOLEV, NIKOLAY G
 33-00583

DRAFTKINGS
 BOSTON MA 02116

KUDRYK, VLADYSLAV R
 33-00568

DRAFTKINGS
 BOSTON MA 02116

UPADHYAY, TUSHAR S
 33-00582

DRAFTKINGS
 BOSTON MA 02116

PERSON'S NAME
LICENSE NUMBER

EMPLOYER'S NAME
PREMISES LOCATION

NEW APPLICATIONS

MAJOR SPORTS WAGERING REPRESENTATIVE

VUJICIC, NIKOLA
33-00581

IGT
LAS VEGAS NV 89113

VUKOVIC, IGOR
33-00579

IGT
LAS VEGAS NV 89113

NON-PROFIT GAMBLING MANAGER

BUSIG, GERALD L JR
61-04565

VFW 07392
OAK HARBOR WA 98277

CARTER, ANDREA K
61-04607

FOE 03564
DEER PARK WA 99006

ORNELAS, ANGELICA M
61-04861

FOE 02229
TOPPENISH WA 98948

PLUMMER, SHANNON S
61-04862

AMERICAN LEGION 00163
FRIDAY HARBOR WA 98250

STALLCOP, MICHAEL R
61-04788

FOE 03480
ORTING WA 98360

YOAKUM, CAMI J
61-04668

FOE 02584
TWISP WA 98856

SERVICE SUPPLIER REPRESENTATIVE

CARROLL, ERNISHA J
63-01127

MAVERICK WASHINGTON
KIRKLAND WA 98034

FLORES MERCHANT, JESUS E
63-01126

TECHNOLOGENT
IRVINE CA 92618

CARD ROOM EMPLOYEE

ACORD, KELLY D
68-13839

B

COYOTE BOB'S CASINO
KENNEWICK WA 99336

BEACH, LANDON B
68-37418

B

LILAC LANES & CASINO
SPOKANE WA 99208-7393

PERSON'S NAME
 LICENSE NUMBER

EMPLOYER'S NAME
 PREMISES LOCATION

NEW APPLICATIONS

CARD ROOM EMPLOYEE

BERRY, TRACY L 68-36250	B	IMPERIAL PALACE CASINO AUBURN WA 98002
BOATMAN, JAI P 68-37425	B	BLACK PEARL RESTAURANT & CARD ROOM SPOKANE VALLEY WA 99206-4719
CAVALAR, ANTONIO S 68-37419	B	LILAC LANES & CASINO SPOKANE WA 99208-7393
CRITESER, GARY D 68-33128	B	GREAT AMERICAN CASINO/TUKWILA TUKWILA WA 98168
CRONAN, JESSE R 68-37416	B	LANCER LANES/REST AND CASINO CLARKSTON WA 99403-2219
DECHYNNE, DAVID T 68-37403	B	THE PALACE LA CENTER WA 98629
GRUBE, DYLAN M 68-37414	B	ZEPPOZ PULLMAN WA 99163
HANNOLD, BENJAMIN F 68-37395	B	SLO PITCH PUB & EATERY BELLINGHAM WA 98225
HARRINGTON, VICTOR J 68-37405	B	JOKER'S CASINO SPORTS BAR & FIESTA CD RM RICHLAND WA 99352-4122
HARRIS, MEGHAN L 68-37404	B	THE PALACE LA CENTER WA 98629
HEERLYN, DUSTIN D 68-37407	B	FORTUNE CASINO - LACEY LACEY WA 98516
HUGHEY, LISA W 68-20419	B	CASINO CARIBBEAN YAKIMA WA 98901
IGLESIAS, JILBERTO Q 68-37408	B	IMPERIAL PALACE CASINO AUBURN WA 98002
IVANOV, VLADIMIR Y 68-19439	B	IMPERIAL PALACE CASINO AUBURN WA 98002
LAM, TUAN Q 68-31272	B	RIVERSIDE CASINO TUKWILA WA 98168
LI, WEIYI 68-34376	B	FORTUNE CASINO - LACEY LACEY WA 98516

PERSON'S NAME
 LICENSE NUMBER

EMPLOYER'S NAME
 PREMISES LOCATION

NEW APPLICATIONS

CARD ROOM EMPLOYEE

LIU, HONG 68-37421	B	ROMAN CASINO SEATTLE WA 98178
LOPEZ LUA, GILBERTO G 68-37411	B	FORTUNE CASINO - TUKWILA TUKWILA WA 98168
MITCHELL, TRE'ONNA A 68-37426	B	SILVER DOLLAR CASINO/RENTON RENTON WA 98057
NGUYEN, PHU T 68-23397	B	IMPERIAL PALACE CASINO AUBURN WA 98002
ORUCEVIC, DENIS 68-32383	B	MACAU CASINO TUKWILA WA 98188
PEREZ, KATHRYNE S 68-37409	B	COYOTE BOB'S CASINO KENNEWICK WA 99336
PETERSEN, DAVID A 68-08115	B	IMPERIAL PALACE CASINO AUBURN WA 98002
PHAM, BINH T 68-29968	B	FORTUNE CASINO - RENTON RENTON WA 98055
RUIZ, CHRISTINA M 68-37402	B	FORTUNE CASINO - LACEY LACEY WA 98516
SENGMANYPHET, SOUVANNY 68-15416	B	CRAZY MOOSE CASINO/PASCO PASCO WA 99301
SIERRA CASTRO, JOSE R 68-36918	B	CRAZY MOOSE CASINO/PASCO PASCO WA 99301
SMITH, MONTEK C 68-37412	B	IMPERIAL PALACE CASINO AUBURN WA 98002
SUMPAY, JOEY L 68-33935	B	FORTUNE CASINO - RENTON RENTON WA 98055
TIERNAN, DAVID J 68-37410	B	CASINO CARIBBEAN YAKIMA WA 98901
VERDUZCO MARTINEZ, MOISES 68-33283	B	BUZZ INN STEAKHOUSE/EAST WENATCHEE EAST WENATCHEE WA 98802
WASNER, SCOTT A 68-23648	B	BLACK PEARL RESTAURANT & CARD ROOM SPOKANE VALLEY WA 99206-4719

PERSON'S NAME
LICENSE NUMBER

EMPLOYER'S NAME
PREMISES LOCATION

NEW APPLICATIONS

CARD ROOM EMPLOYEE

WYLIE, GARRET M
68-37415

B

GREAT AMERICAN CASINO/TUKWILA
TUKWILA WA 98168

XAMONTY, SENGARTHIT B
68-37406

B

SILVER DOLLAR CASINO/MILL CREEK
MILL CREEK WA 98012-6384

XU, LI-BAO
68-36931

B

MACAU CASINO
LAKEWOOD WA 98499-4457

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

CHEHALIS CONFEDERATED TRIBES

COLE, ROBIN L
69-55866

DANCER- DAVIS, JACOB A
69-55799

FREDERICKS, KIMBERLY N
69-55798

JONES, JAKE E
69-55838

MUNGUIA CASTILLO, MARIO A
69-55859

PUFFINBERGER, LEANN F
69-55860

STARR-WRIGHT, ALEXIS R
69-55858

COLVILLE CONFEDERATED TRIBES

FARRINGTON, MAXIE A
69-55932

VALENCIA MACEDO, JESSYS M
69-55933

COWLITZ INDIAN TRIBE

ANDERSON, REGINALD T
69-55827

BALLY, RYEN D
69-55908

BANUELOS, ROBERTO
69-55901

BUTLER, ERIC S
69-55893

FEDAK, KEE Y
69-55907

FIOL, ELENA C
69-55842

IEK, KIN MENG
69-55892

JOHNSON, ELIZABETH S
69-55869

KELLER, KIRSTIN A
69-55884

KNIGHT, HEATHER L
69-55843

LESSLEY, PHILLIP G
69-55801

MITCHELL, DRU A
69-55912

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

COWLITZ INDIAN TRIBE

REYNOLDS, NOAH L
69-55872

ROGERS, LINDSEY JR
69-41754

ROMERO ALFARO, JOVANI A
69-55909

SATTLER, JOSHUA J
69-55793

SHIRLEY, ETHAN A
69-55881

SNGUAN, SUKUAN
69-55895

THOMPSON, KEITH E
69-55887

TOWLE, ELKE M
69-55882

WEYER, LINDSY M
69-55873

YEM, TYRON P
69-55863

KALISPEL TRIBE

CARTER, JESSICA L
69-51750

CLARK, LISA M
69-55777

DEITZ, ROBERT R
69-55826

GROOP, PARKER E
69-55828

HODGES, SCOTT M
69-45521

JOHNSON, CHRISTOPHER M
69-55776

PUMPHREY, ANDREW W
69-55924

QUICK, SAMUEL T
69-55937

SMITH, AMANDA M
69-55846

SMITH, CHRISTOPHER D
69-55936

TONASKET, RANAE J
69-55923

WELCH, TYLER J
69-55845

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

LUMMI NATION

CHANDLER, CHRISTINA M
69-55857

GOTO, JOSHUA Y
69-55724

KETAH, BRALDIN U
69-55727

SOLOMON, TRACI R
69-43489

STENE, FAWN R
69-55725

WINCHESTER, JADE A
69-55726

MUCKLESHOOT INDIAN TRIBE

BURNS, KIJAH A
69-55890

CARLSON, CAROLYN M
69-55760

DAVIS, DAKOTA L
69-55761

HANDY-JACKSON, WILLIAM F
69-40366

HANLEY, JOSEPH T
69-55762

HARRISON, SHONTAE M
69-55940

HAYASHIDA, JASONBRADLEY M
69-55763

HEINONEN, ELIZABETH L
69-55891

JAMES, QUINDRE D
69-48489

JAWARA, SOTHIRY P
69-44261

MOI, TAITAN J
69-55764

NELSON, SHELBI L
69-55941

PALESOO, AMASONE
69-55856

SICADE, DIANNDR A J
69-55855

TALIMAO, MELEANE V
69-47641

WEED, AZELA M
69-55765

WILLIAMS, AUDRY B
69-55942

ZAPUTIL, JANA L
69-39241

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

NISQUALLY INDIAN TRIBE

CASTILLO, FELISA M
69-53532

CHOKI, JOSEPHINE C
69-30810

EMMONS, SAMANTHA R
69-55836

FELTY, JAQUILINE M
69-55902

JOLIN, HOWARD T
69-55811

PEREIRA, CALEY-LEIGH M
69-55769

POPRAWSKI, KRISTIN J
69-55862

SHAFER, ROBERT F
69-55812

SOTELLO, MAAIKA T
69-37196

TERRY, SONJA J
69-55888

VASQUEZ, JOHNATHAN K
69-55867

WHEELER, PAUL E
69-08818

WILDE, AUSTEN I
69-55837

NOOKSACK INDIAN TRIBE

DORITY, MICHAEL K
69-51004

HILLS, SHERRI L
69-55848

SANTIAGO VASQUEZ, MATHEW I
69-55849

PORT GAMBLE S'KLALLAM TRIBE

AFUSIA, DETROIT A
69-55927

BEHRENS, JOSIAH S
69-55874

BILBERRY, KAIYA M
69-55786

CARVER, NYLA R
69-55785

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

PORT GAMBLE S'KLALLAM TRIBE

DAY, JACOUELYN M
69-55928

HUSON, NOAH J
69-55787

JAMES, CHERYL M
69-55929

JOHNSON, TAMELA L
69-55875

KILLIAN-LARSON, ISABELL R
69-55876

NEVILLE, JAMES R
69-55877

NGUYEN, HUU D
69-55788

ROCETE, HEATHER D
69-55789

SIGETTE, CHUYLYR C
69-55878

SIMS, CARILLA M
69-24282

VINSON, JASON G
69-13313

PUYALLUP TRIBE OF INDIANS

BLUEHORSE, JAZMINE R
69-48803

BOCANEGRA, CHAD C
69-55880

BRADLEY, DANIEL J
69-55803

CAPOEMAN, JENNIFER L
69-11373

CHANDLER, GARRY R III
69-55879

COATS, JAIDEN A
69-55852

ELLIS, TAYLOR B
69-55840

FA'AMALELE, MALAELOA
69-55833

GARCIA, BRANDON J
69-55790

GILBERT, MALETINO C
69-55889

GIVENS, TAEANA N
69-55903

GOLDING, JESSICA M
69-55792

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

PUYALLUP TRIBE OF INDIANS

GOWER, YAHOLAH S
69-45849

HARRIS, JAMAAL-DAVID
69-55854

HOHN, RUSSELL A JR
69-43409

HUBBARD, KRAIG L
69-55850

JONES, EMANUEL M
69-55834

JONES, TERREL R
69-55809

KANE, JOSHUA M
69-55804

LADUCER-EARL, JOSHEWA J
69-55957

MABINS, JULIAN G
69-55779

MANUMALEUNA, TRAVIS L
69-55820

MONTFORD SANTIAGO, JARISSA D
69-55913

ONE FEATHER, CRYSTAL G
69-10640

ONOVWERUO, CARRIE A
69-46077

ORDONIA, MICHAEL R
69-55805

PETERSON, SUMNER B
69-55851

PHAL, RYAN A
69-55914

PORTER, DASANI T
69-55791

REOLIGIO, LEANNE C
69-55808

ROSS, TRAVAUGHN D
69-55931

SAMOA, ROVENA A
69-55780

SAYRES, ANTHONY J
69-48589

SIDIBE, CHECKZIE J
69-55868

SOK, KEVIN P
69-55835

TRAN, VELINDA C
69-55886

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

PUYALLUP TRIBE OF INDIANS

WARD, REBECCA A
69-36996

WOODS, DEMETRIC J
69-55810

ZOHOS, ENA
69-55832

QUINAULT NATION

DZIUBAK, TAYLOR M
69-55922

FLYNN, EARL A
69-34626

NESBIT, AUSTIN J
69-52199

SERRANO, ROBERT A
69-55847

SHOALWATER BAY TRIBE

PUGSLEY, LEANN
69-55906

SOUVENIR, MADISON E
69-55904

STIGALL, MICHAEL K
69-55821

VASERENO, COLIN R
69-55905

SKOKOMISH TRIBE

STEPANEK, KENDRA E
69-55770

SNOQUALMIE TRIBE

DONNELLY, LOGAN J
69-55955

EGGEN, JESSE J
69-55825

FLYNN, MARSHALL L
69-55917

GARNER, CHRISTY S
69-35608

JULIAN, ASHTON C
69-55871

LE, NGHIA T
69-43521

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

SNOQUALMIE TRIBE

NELSON, NICHOLAS A
69-55918

NICOLAS, GIO C
69-55954

YAURI-VARGAS, MARIA D
69-55916

SPOKANE TRIBE

BOYER, MATHEW J
69-55807

FETTERS, TIMOTHY L
69-55831

GARMAN, NOAH J
69-55759

LOVE, JONATHAN T
69-53648

MYDLAND, DAVID R
69-55784

TORRES, ERIK A
69-51425

WAGNER, JACOB P
69-55839

SQUAXIN ISLAND TRIBE

DUDLEY, AMBER M
69-31392

GONZALEZ, GONZALO
69-55948

HENSEL, AMY J
69-55728

JONES, SPENCER C
69-55823

MATSON, KRISTI J
69-16053

MEERS, SARAH J
69-39625

PRIEBE, MELISSA M
69-55730

TAYLOR, RYAN B
69-55753

WHARTON, KATHLEEN E
69-40951

WILLDEN, EILEEN M
69-55712

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

SUQUAMISH TRIBE

BRASCH, ANTONIO L JR
69-55896

CZAPIEWSKI, NICOLE L
69-39124

HOLLAND, TAMMIE A
69-55885

KELLY-JOHNSON, DAVID M
69-55899

KEMPER, MICHAEL A
69-55900

MCGREW, VICTORIA P
69-55806

MORENO, STEVEN J
69-55861

ORTEGA, ANDREW A JR
69-55883

REPINE, SHANNON M
69-55898

SWINOMISH INDIAN TRIBAL COMMUNITY

SHOPBELL, SANTEE L
69-28944

TILSON-LAMPHEAR, KYLE P
69-55894

WILLIAMS, ALICIA M
69-55853

THE TULALIP TRIBES

BASS, WILLIAM D
69-55722

FASTENOW, NATHAN J
69-55723

GROSSMAN, QING
69-25171

PANKIEVICH, GARION G
69-55870

PHAM, TONY
69-55795

THORNOCK, SAVANNAH L
69-50777

UPPER SKAGIT INDIAN TRIBE

ROHWER, JEFFERY W
69-55864

THOMAS, DAVID R
69-55865

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

NEW APPLICATIONS

CLASS III GAMING EMPLOYEE

YAKAMA NATION

ANDY, CHARLOTTE N
69-38021

CORPUZ, ADAM R
69-55818

CORREA, XANDER R
69-55958

EDMONDSON, CARLA M
69-55817

HERNANDEZ, CRYSTAL D
69-55819

HILL, NOEL T
69-55943

KOZAKOWSKI, CORINA M
69-55813

LONGEE-GRAGEDA, CAMERON S
69-55944

MORALES, LUIS JR
69-55945

OATS, EMMA-ANNE G
69-55814

PINEDA ZUNIGA, ALEXANDER
69-55946

SOHAPPY, STEVEN J
69-55815

STUBER, DANYEL J
69-55816



STATE OF WASHINGTON
GAMBLING COMMISSION

"Protect the Public by Ensuring that Gambling is Legal and Honest"

DATE: October 31, 2023

TO: **COMMISSIONERS**
Alicia Levy, Chair
Julia Patterson, Vice-Chair
Bud Sizemore
Sarah Lawson
Anders Ibsen

EX OFFICIO MEMBERS
Senator Steve Conway
Senator Jeff Holy
Representative Shelley Kloba
Representative Skyler Rude

FROM: *JL*
Jennifer LaMont, Agent in Charge, Licensing Unit

SUBJECT: Non-Profit Individual Working for Multiple Organizations Approval List

<u>Individual</u>	<u>Organizations</u>	<u>License No.</u>
Clyde Ellis	American Legion 00005 40 & 8 00091	00-00062 00-05478



HOUSE-BANKED PUBLIC CARD ROOM REPORT

Licensed and Operating		37			
	City	Commission Approval Date	License Expiration Date	Org #	License #
ALL STAR CASINO	SILVERDALE	Jan 14, 1999	Jun 30, 2024	00-18357	67-00058
BLACK PEARL RESTAURANT & CARD ROOM	SPOKANE VALLEY	Jan 10, 2013	Sep 30, 2024	00-22440	67-00321
BUZZ INN STEAKHOUSE/EAST WENATCHEE	EAST WENATCHEE	Oct 10, 2002	Dec 31, 2023	00-11170	67-00183
CARIBBEAN CARDROOM	KIRKLAND	Nov 14, 2019	Sep 30, 2024	00-24515	67-00343
CASINO CARIBBEAN	KIRKLAND	Nov 14, 2019	Sep 30, 2024	00-24512	67-00341
CASINO CARIBBEAN	YAKIMA	Nov 14, 2019	Sep 30, 2024	00-24513	67-00342
CHIPS CASINO/LAKEWOOD	LAKEWOOD	Apr 8, 1999	Dec 31, 2023	00-17414	67-00020
CLEARWATER SALOON & CASINO	EAST WENATCHEE	Feb 14, 2019	Dec 31, 2023	00-24296	67-00339
COYOTE BOB'S CASINO	KENNEWICK	Jul 10, 2009	Mar 31, 2024	00-21848	67-00282
CRAZY MOOSE CASINO II/MOUNTLAKE TERRACE	MOUNTLAKE TERRACE	Jul 10, 2009	Mar 31, 2024	00-21849	67-00283
CRAZY MOOSE CASINO/PASCO	PASCO	Jul 10, 2009	Mar 31, 2024	00-21847	67-00281
FORTUNE CASINO - LACEY	LACEY	Jul 14, 2022	Mar 31, 2024	00-24868	67-00347
FORTUNE CASINO - RENTON	RENTON	Jan 8, 2015	Sep 30, 2024	00-23339	67-00327
FORTUNE CASINO - TUKWILA	TUKWILA	Oct 8, 2015	Jun 30, 2024	00-23465	67-00329
GOLDIES SHORELINE CASINO	SHORELINE	May 13, 1999	Dec 31, 2023	00-17610	67-00016
GREAT AMERICAN CASINO/EVERETT	EVERETT	Nov 12, 1998	Dec 31, 2023	00-19513	67-00194
GREAT AMERICAN CASINO/TUKWILA	TUKWILA	Jan 15, 1998	Sep 30, 2024	00-12554	67-00012
IMPERIAL PALACE CASINO	AUBURN	Jan 9, 2003	Dec 31, 2023	00-19477	67-00192
JOKER'S CASINO SPORTS BAR & FIESTA CD RM	RICHLAND	Nov 12, 1998	Dec 31, 2023	00-15224	67-00006
LANCER LANES/REST AND CASINO	CLARKSTON	Nov 13, 2008	Sep 30, 2024	00-21681	67-00276
LILAC LANES & CASINO	SPOKANE	Jul 12, 2007	Jun 30, 2024	00-21305	67-00267
MACAU CASINO	TUKWILA	Nov 14, 2019	Sep 30, 2024	00-24514	67-00344

Licensed and Operating			37		
	City	Commission Approval Date	License Expiration Date	Org #	License #
MACAU CASINO	LAKEWOOD	Nov 14, 2019	Sep 30, 2024	00-24516	67-00345
NEW PHOENIX	LA CENTER	Oct 6, 2022	Jun 30, 2024	00-24981	67-00349
NOB HILL CASINO	YAKIMA	Sep 12, 2001	Dec 31, 2023	00-13069	67-00173
PAPAS CASINO RESTAURANT & LOUNGE	MOSES LAKE	Aug 13, 1998	Jun 30, 2024	00-02788	67-00004
RC'S AT VALLEY LANES	SUNNYSIDE	Nov 16, 2017	Mar 31, 2024	00-16220	67-00336
RIVERSIDE CASINO	TUKWILA	Aug 14, 2003	Jun 30, 2024	00-19369	67-00187
ROMAN CASINO	SEATTLE	Feb 10, 2000	Mar 31, 2024	00-17613	67-00057
ROXBURY LANES AND CASINO	SEATTLE	Nov 18, 2004	Jun 30, 2024	00-20113	67-00231
SILVER DOLLAR CASINO/MILL CREEK	MILL CREEK	Sep 9, 2010	Jun 30, 2024	00-22131	67-00302
SILVER DOLLAR CASINO/RENTON	RENTON	Sep 9, 2010	Jun 30, 2024	00-22134	67-00305
SILVER DOLLAR CASINO/SEATAC	SEATAC	Sep 9, 2010	Jun 30, 2024	00-22128	67-00299
SLO PITCH PUB & EATERY	BELLINGHAM	Aug 12, 1999	Jun 30, 2024	00-16759	67-00038
THE PALACE	LA CENTER	Apr 9, 1998	Jun 30, 2024	00-16903	67-00010
WILD GOOSE CASINO	ELLENSBURG	Apr 8, 2004	Dec 31, 2023	00-20009	67-00212
ZEPPOZ	PULLMAN	Nov 13, 2008	Mar 31, 2024	00-18777	67-00209

Licensed but Not Currently Operating			5		
	City	Commission Approval Date	License Expiration Date	Org #	License #
EMERALD DOWNS	AUBURN	May 11, 2017	Mar 31, 2024	00-23814	67-00335
GREAT AMERICAN CASINO/LAKEWOOD	LAKEWOOD	Aug 14, 2003	Jun 30, 2024	00-19258	67-00184
LUCKY DRAGONZ CASINO	SEATTLE	Mar 10, 2022	Jun 30, 2024	00-23001	67-00323
ROYAL CASINO	EVERETT	Sep 9, 2010	Jun 30, 2024	00-22130	67-00301
WIZARDS CASINO	BURIEN	Feb 11, 2010	Dec 31, 2023	00-21998	67-00287

Applications Pending**2**

	City	Commission Approval Date	License Expiration Date	Org #	License #
IMPERIAL PALACE CASINO	TUKWILA			00-24893	67-00348
RED DRAGON CASINO	MOUNTLAKE TERRACE			00-22459	67-00315



**STATE OF WASHINGTON
GAMBLING COMMISSION**

“Protect the Public by Ensuring that Gambling is Legal and Honest”

TO: **COMMISSIONERS** **Ex-Officios**
 Alicia Levy, Chair Senator, Steve Conway
 Julia Patterson, Vice-Chair Senator, Jeff Holy
 Bud Sizemore Representative, Shelley Kloba
 Sarah Lawson Representative, Skyler Rude
 Anders Ibsen

FROM: Tina Griffin, ^{TR} Director

DATE: November 16, 2023

SUBJECT: **Director’s Report**

New Deputy Director

I’m happy to announce that Gary Drumheller is the agency’s new Deputy Director. He will be responsible for the day-to-day operations of the agency, as well as overseeing the following:

- Enforcement and Operations Division, which includes Licensing, Regulation, Enforcement, Tribal Gaming, and the Electronic Gaming Lab;
- Information Technology Division;
- Legal and Records Unit;
- Legislative, Policy and Professional Training Unit; and
- Communications.

Gary has served as Assistant Director for the last 14 months and was Interim Assistant Director for 17 months prior to that. His 33 years of gaming, regulatory and progressive leadership experience will be of great value to our tribal partners, staff, as well as our licensees and other stakeholders.

Gary began his career as a police officer for three years before joining the Gambling Commission in 1991. He spent the first few years in the Regulatory Unit in King County before moving to the Special Investigations Unit for seven years where he served as both an agent and supervisor. During that time, Gary spent two years at the Basic Law Enforcement Academy as a Tac Officer where he taught communication and criminal investigations.

For 13 years, Gary served as the Eastern Regional Manager of the Regulatory Unit. In 2015, Gary was appointed Agent-in-Charge of the Criminal Enforcement Unit. Gary was instrumental in the agency becoming accredited in 2014 and maintaining our accreditation in the 2018 and 2022 re-accreditations.

Gary holds a master’s degree in public administration from Eastern Washington University. He is a State Certified Public Manager. Gary has held numerous board positions within the

community and several law enforcement organizations, most recently as a board member of the Washington Sheriff and Police Chief's Association's Accreditation Board. Gary has coached boys and girls high school basketball for over 16 years in the Spokane area.

Gary and his wife enjoy spending time with their family.

34th Annual Centennial Accord Meeting

On October 31, 2023, Chair Levy, Tribal Liaison Julie Lies, and I attended the 34th Annual Centennial Accord Meeting hosted by the Confederated Tribes of the Chehalis Reservation at the Lucky Eagle Casino Resort. During this meeting Tribal leaders shared thoughts, priorities, and concerns with the Governor on education, social services, health, state-tribal opioid fentanyl response, and natural resources.”

In 1989, Governor Booth Gardner and 26 Washington tribes signed the Centennial Accord, which affirmed the sovereignty of the federally recognized tribes and established a basis for government-to-government relationships.

In 2012, RCW 43.376 was enacted to formalize into law the Centennial Accord, a government-to-government relationship between state government agencies and federally recognized Tribes. The statute requires state agencies to:

- Make reasonable efforts to collaborate with Tribes in the development of policies, agreements, and program implementation that directly affect Tribes and develop a consultation process that is used by the agency for issues involving specific Tribes.
- Designate a tribal liaison who reports directly to the head of the state agency.
- Ensure that tribal liaisons who interact with Tribes and the executive directors of state agencies receive training, to include at a minimum, effective communication and collaboration between state agencies and Tribes, cultural competency in providing effective service to Tribal governments and Tribal members; and trainings as provided through the Governor's Office of Indian Affairs.
- Submit an annual report to the Governor on activities of the state agency involving Tribes.

The agency's summary of work with Tribal governments completed during the period July 1, 2022, through June 30, 2023, is attached.

Native American Heritage Month and Day

On October 6, 2023, Governor Inslee issued a Proclamation declaring November Native American Heritage Month and November 24, 2023, Native American Heritage Day, see attached.

The Proclamation recognizes “Native American contributions and values have shaped the social, political, environmental and economic fabric of the state, while also enhancing freedom, prosperity, and cultural diversity.”

Gambling 101 – An Introduction to Gambling in Washington and the Gambling Commission

On October 11, 2023, we hosted our annual Gambling 101 for elected officials and nonpartisan Legislative staffers of our committees.

Chair Levy, an elected official, and six legislative staff participated in a 1.5-hour presentation on the “Introduction to Gambling in Washington and the Gambling Commission”. This was followed by a tour of our Electronic Gambling Lab and on-site tours to a commercial house-banked card room and a tribal gaming facility.

“Ask Me Anything About Problem Gambling” Panel at the Co-Occurring Disorders Conference

Roxane Waldron, Manager of the state Problem Gambling Program, and Tana Russell, Assistant Director of the Evergreen Council of Problem Gambling, invited the agency to participate in the panel at the Co-Occurring Disorders Conference in Yakima. On October 17, 2023, Special Agent Supervisor Tony Hughes and Tribal Liaison Julie Lies were available for questions on such topics as the state-wide self-exclusion program and tribal problem gambling programs and contributions. It was a well-attended session.

House-Banked Card Room Financial Statement Summary for Fiscal Years Ending in 2022

The attached “Summary of House-Banked Card Room Financial Statements” for fiscal years ending in 2022 was compiled and published on our website.

Mobile Sports Wagering Update

On October 2, 2023, Kalispel launched their mobile sports wagering within their gaming facilities. This is the fourth Tribe to launch a mobile sports wagering platform.

Attachments:

- 34th Annual Centennial Accord Excerpt of the WSGC Highlights
- Governor Inslee’s Proclamation of October 6, 2023, Native American Heritage Month and Day
- Summary of House-Banked Card Room Financial Statements for the Fiscal Years Ending 2022

2023 Centennial Accord Agency Highlights



Governor's Office of Indian Affairs
October 2023



STATE OF WASHINGTON
GOVERNOR'S OFFICE OF INDIAN AFFAIRS

1110 Capitol Way S, Suite 225 • P.O. Box 40909 • Olympia, WA 98501-0909
PHONE (360) 902-8827

October 31, 2023

Greetings,

On behalf of the state of Washington, the Governor's Office of Indian Affairs presents the 2023 Centennial Accord Agency Highlights. This annual report is mandated under our government-to-government relationship with Indian tribes (RCW 43.376). The following report summarizes the work that state agencies completed this past year to strengthen relations with Tribal governments and enhance Tribal communities. While this report showcases valuable collaboration and engagement, we know the future holds opportunities for us to do even more.

I encourage you to conduct thorough review of this report and contact the state agency contact listed if you have questions or interested in more information on policy and programs. Our Tribal-state collaboration is paramount in addressing the social, health, and climate impacts we collectively face today. Thank you for your interest.

Respectfully,

A handwritten signature in black ink that reads "Craig A. Bill". The signature is written in a cursive, slightly stylized font.

Craig A. Bill
Executive Director

Washington State Gambling Commission

Summary

Our mission is to protect the public by ensuring that gambling is legal and honest, and to foster full cooperation between Tribes and the state, based upon equality and a shared concern for the welfare of all the citizens of the state and Tribes.

Of the 29 federally recognized Tribes in Washington, 29 have compacts for Class III gaming and 22 of the Tribes operate 28 casinos. 15 Tribes offer sports wagering with three offering on-premises mobile.

Highlights

We worked with our Tribal regulatory partners to address sports wagering issues. This includes integrity concerns with the International Tennis League and website applications illegally re-selling sports wagering tickets online.

We continue to work with our regulatory partners to license sports wagering vendors so that each Tribe's sports wagering operation can open on schedule. We added four new major vendors for a total of 13; eight new mid-level vendors for a total of 21; and 15 new ancillary sport wagering vendors for a total of 23.

In September 2022, we met with 40 co-regulatory licensing staff representing 17 Tribes. This all-day meeting was our first since 2019 and covered topics such as:

- Sports wagering vendor licensing.
- Differences between certification, eligibility, and registration.
- Roundtable discussions.

Our Electronic Gambling Lab sent out a monthly newsletter to our Tribal regulatory and gaming operational partners. This newsletter gave status updates for new and ongoing equipment submissions we received, information on active investigations of equipment malfunctions at Tribal casinos, news or updates related to the agency, and answers to commonly asked questions from Tribal representatives. This newsletter provided our Tribal partners with a more convenient way to stay current on information related to electronic gambling equipment, our lab, and the agency.

Our Intelligence Unit sent 10 information bulletins to inform and share information with our Tribal partners on various crimes and suspicious activity. We sent 14 requests for information to ask for assistance on pending investigations, which was beneficial to fighting crime. Additionally, a monthly intelligence summary was sent out to each Tribe's gambling regulatory director. We also invited our regulatory partners to participate in the annual bank outreach training from the U.S. Attorney General's Office.

As part of our co-regulatory relationship with the Tribes, and to improve operational efficiency and technology use, we jointly agreed to 13 clarifications of compact appendices, and we concurred with 277 internal control and game rule submissions.

We worked with the Spokane Tribe of Indians to update and change their memorandum of understanding with us regarding how to submit eligibility determinations; the changes make the process more effective and builds on our positive working relationship.

Our New Agent Training was held in partnership with the Kalispel Tribal Gaming Agency. We conducted a new online class along with our weeklong, new agent training course for over 30 students from our agency and 12 Tribes. The students were regulatory staff who work at the Tribal casinos. The feedback we received was very encouraging, with an average rating of 4.74 out of 5. Topics included history, licensing, mock casino, and regulation of Class III gaming in Washington. We also provided technical gaming equipment or vendor licensing training for individual Tribal regulators at their request.

We provided training to the Swinomish Indian Tribal Community and Suquamish Tribe for submitting their gaming employee applications online. We now have 18 Tribes using online processes to submit their new, renewal, add/change, and name change applications.

Staff contact

Julie Lies, Tribal Liaison

360-486-3586 | julie.lies@wsgc.wa.gov

The State of Washington



Proclamation

WHEREAS, Native Americans have inhabited the area now known as Washington state since time immemorial, and today, 29 federally recognized Indian Tribes, out-of-state Tribes with treaty reserved rights, and other Tribal communities reside in Washington; and

WHEREAS, members and descendants of Tribes around the United States and First Nations of Canada also reside in the state of Washington; and

WHEREAS, Native American contributions and values have shaped the social, political, environmental, and economic fabric of the state, while also enhancing freedom, prosperity, and cultural diversity; and

WHEREAS, state law, RCW 43.376, directs the governor and state agencies to establish government-to-government relationships with Tribes in order to enhance and formalize working relationships with the Tribes through collaboration and consultation; and

WHEREAS, state law, RCW 28A.320.170, mandates the teaching of Tribal history, culture, and government in common schools; which will contribute greatly to improving school's history curriculum and enhance awareness for a better cultural understanding; and

WHEREAS, Substitute House Bill 1356, prohibiting the inappropriate use of Native American names, symbols, or images as public school mascots, logos, or team names, was signed into law on April 26, 2021, thus removing harmful stereotypes and barriers to racial equality, cultural awareness, and an equitable education; and

WHEREAS, the state of Washington has designated the Friday immediately following the fourth Thursday in November as a state legal and school holiday, known as Native American Heritage Day; and

WHEREAS, Washington joins other states across the nation in celebrating Native American Heritage Month, honoring the unique heritage of this continent's First People and reaffirming the commitment to respect each Tribe's sovereignty and cultural identity;

NOW, THEREFORE, I, Jay Inslee, governor of the state of Washington, do hereby proclaim November 2023 as

Native American Heritage Month

and November 24, 2023, as

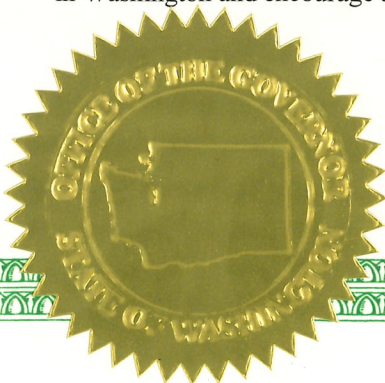
Native American Heritage Day

in Washington and encourage all people in our state to join me in this special observance.

Signed this 6th day of October, 2023

Governor Jay Inslee

A handwritten signature in blue ink, appearing to read "Jay Inslee", written over the printed name of the Governor.



Summary of House-Banked Card Room Financial Statements
For the Fiscal Years Ending in 2022

		----- 2022 REVENUES -----				
Licensee	City	Card Room Revenue (1)	Other Revenue (2)	Total Revenue	Total Expenses	Net Income or (Loss) (3) (4)
FORTUNE CASINO - RENTON	Renton	\$ 20,045,711	\$ 3,784,218	\$ 23,829,929	\$ 12,482,771	\$ 11,347,158
CASINO CARIBBEAN/KIRKLAND	Kirkland	\$ 11,139,000	\$ 1,525,000	\$ 12,664,000	\$ 6,718,000	\$ 5,946,000
FORTUNE CASINO - TUKWILA	Tukwila	\$ 14,042,179	\$ 3,211,165	\$ 17,253,344	\$ 11,610,622	\$ 5,642,722
GREAT AMERICAN CASINO/EVERETT	Everett	\$ 11,779,000	\$ 1,443,000	\$ 13,222,000	\$ 8,705,000	\$ 4,517,000
MACAU CASINO/LAKEWOOD	Lakewood	\$ 9,564,000	\$ 1,001,000	\$ 10,565,000	\$ 7,961,000	\$ 2,604,000
CRAZY MOOSE CASINO/PASCO	Pasco	\$ 9,908,000	\$ 1,491,000	\$ 11,399,000	\$ 8,891,000	\$ 2,508,000
JOKER'S CASINO SPORTS BAR & FIESTA	Richland	\$ 4,350,334	\$ 4,722,159	\$ 9,072,493	\$ 6,593,391	\$ 2,479,102
LAST FRONTIER	LaCenter	\$ 11,974,381	\$ 846,695	\$ 12,821,076	\$ 10,498,337	\$ 2,322,739
ROMAN CASINO	Seattle	\$ 14,092,000	\$ 1,268,000	\$ 15,360,000	\$ 13,117,000	\$ 2,243,000
CRAZY MOOSE CASINO/MOUNTLAKE TERRACE	Mountlake Terrace	\$ 5,215,000	\$ 596,000	\$ 5,811,000	\$ 4,111,000	\$ 1,701,000
PAPAS CASINO RESTAURANT & LOUNGE	Moses Lake	\$ 1,821,518	\$ 6,709,759	\$ 8,531,277	\$ 6,835,688	\$ 1,695,589
CARIBBEAN CARDROOM	Kirkland	\$ 4,378,000	\$ 501,000	\$ 4,879,000	\$ 3,235,000	\$ 1,644,000
COYOTE BOB'S	Kennewick	\$ 5,803,000	\$ 604,000	\$ 6,407,000	\$ 4,812,000	\$ 1,595,000
GREAT AMERICAN CASINO/TUKWILA	Tukwila	\$ 7,718,000	\$ 1,912,000	\$ 9,630,000	\$ 8,217,000	\$ 1,413,000
NOB HILL CASINO	Yakima	\$ 5,221,880	\$ 1,309,741	\$ 6,531,621	\$ 5,145,801	\$ 1,385,820
ROXY'S BAR & GRILL	Seattle	\$ 5,415,358	\$ 3,494,212	\$ 8,909,570	\$ 7,574,480	\$ 1,335,090
CASINO CARIBBEAN/YAKIMA	Yakima	\$ 5,679,000	\$ 1,255,000	\$ 6,934,000	\$ 5,655,000	\$ 1,279,000
SLO PITCH PUB & EATERY	Bellingham	\$ 2,338,196	\$ 2,780,962	\$ 5,119,158	\$ 3,959,713	\$ 1,159,445
THE PALACE/LACENTER	LaCenter	\$ 7,461,505	\$ 407,853	\$ 7,869,358	\$ 6,820,792	\$ 1,048,566
SILVER DOLLAR CASINO/MILL CREEK	Mill Creek	\$ 4,293,000	\$ 469,000	\$ 4,762,000	\$ 3,812,000	\$ 950,000
CLEARWATER SALOON & CASINO	Wenatchee	\$ 3,390,587	\$ 989,620	\$ 4,380,207	\$ 3,437,461	\$ 942,746
ALL STAR CASINO	Silverdale	\$ 4,670,032	\$ 5,221,605	\$ 9,891,637	\$ 8,993,709	\$ 897,928
BUZZ INN STEAKHOUSE/EAST WENATCHEE	East Wenatchee	\$ 3,530,353	\$ 3,562,283	\$ 7,092,636	\$ 6,238,928	\$ 853,708
MACAU CASINO/TUKWILA	Tukwila	\$ 5,609,000	\$ 638,000	\$ 6,247,000	\$ 5,470,000	\$ 777,000
GREAT AMERICAN CASINO/LAKEWOOD	Lakewood	\$ 4,613,000	\$ 774,000	\$ 5,387,000	\$ 4,621,000	\$ 766,000
NEW PHOENIX	LaCenter	\$ 3,382,554	\$ 141,440	\$ 3,523,994	\$ 2,833,985	\$ 690,009
FORTUNE CASINO LACEY	Lacey	\$ 6,680,576	\$ 1,636,958	\$ 8,317,534	\$ 7,663,119	\$ 654,415
LILAC LANES & CASINO	Spokane	\$ 2,549,099	\$ 1,969,544	\$ 4,518,643	\$ 3,905,553	\$ 613,090
SILVER DOLLAR CASINO/SEATAC	SeaTac	\$ 4,334,000	\$ 1,442,000	\$ 5,776,000	\$ 5,246,000	\$ 530,000
SILVER DOLLAR CASINO/RENTON	Renton	\$ 6,647,000	\$ 1,023,000	\$ 7,670,000	\$ 7,215,000	\$ 455,000
BLACK PEARL RESTAURANT & CARD ROOM	Spokane	\$ 7,629,498	\$ 917,515	\$ 8,547,013	\$ 8,106,950	\$ 440,063
RIVERSIDE CASINO	Tukwila	\$ 804,000	\$ 29,000	\$ 833,000	\$ 395,000	\$ 438,000
RC'S AT VALLEY LANES	Sunnyside	\$ 625,693	\$ 858,245	\$ 1,483,938	\$ 1,071,777	\$ 412,161
WILD GOOSE CASINO	Ellensburg	\$ 981,348	\$ 261,061	\$ 1,242,409	\$ 939,988	\$ 302,421
LANCER LANES RESTAURANT AND CASINO	Clarkston	\$ 1,436,003	\$ 1,213,714	\$ 2,649,717	\$ 2,392,015	\$ 257,702
CHIPS CASINO/LAKEWOOD	Lakewood	\$ 306,000	\$ 36,000	\$ 342,000	\$ 256,000	\$ 86,000
GOLDIE'S SHORELINE CASINO	Shoreline	\$ 181,000	\$ 60,000	\$ 241,000	\$ 174,000	\$ 67,000
ZS RESTAURANT AT ZEPPOZ	Pullman	\$ 710,651	\$ 2,918,795	\$ 3,629,446	\$ 3,568,242	\$ 61,204
PALACE CASINO/LAKEWOOD	Lakewood	\$ 178,000	\$ 23,000	\$ 201,000	\$ 259,000	\$ (58,000)
WIZARDS CASINO	Burien	\$ -	\$ 22,000	\$ 22,000	\$ 685,000	\$ (663,000)
ROYAL CASINO	Everett	\$ -	\$ -	\$ -	\$ 877,000	\$ (877,000)
EMERALD DOWNS	Auburn	\$ -	\$ -	\$ -	\$ -	\$ -
IMPERIAL PALACE CASINO/AUBURN	Auburn	\$ -	\$ -	\$ -	\$ -	\$ -
LUCKY DRAGONZ CASINO	Seattle	\$ -	\$ -	\$ -	\$ -	\$ -

NOTE: House-banked card room licensees must submit financial statements to the commission within 120 days after the end of their fiscal year. The financial statements include all gambling and non-gambling revenues and expenses of the licensee.

(1) Card Room Revenue is the gross revenue from the card room activity only. No other gambling activity revenues are included.

(2) Other Revenue is all revenues earned by the licensee other than from the card room, as defined above, less promotional allowances. This may include revenues from pull tabs, amusement games, food, beverage, and any other services/activities provided by the licensee.

(3) Total Expenses are all the expenses incurred by the licensee to operate their business during the fiscal year. Expenses may include such items as cost of sales or goods sold, advertising, wages, utilities, depreciation, interest expenses, taxes, and Federal Income Tax Provisions.

(4) Net loss may include impairment of goodwill and loss on disposal of discontinued operations; net income may include debt forgiveness and gain on deconsolidation.

Average Net Income (Net Loss) of those reporting:	Average	#	%
Net Income	\$ 1,685,807	38	93%
Net Loss	\$ (532,667)	3	7%
Combined	\$ 1,523,480	41	100%

This report is merely a summary of the financial information reported to us. The actual financial statements, footnotes, and auditor's report are an integral part of this information.

Maverick Gaming, LLC submitted financial statements rounded to the nearest thousand dollars.

Emerald Downs was licensed but did not operate.

Imperial Palace Casino and Lucky Dragonz Casino were licensed and operated in 2022, but have not submitted financial statements that are in compliance with WAC 230-15-740.



**STATE OF WASHINGTON
GAMBLING COMMISSION**

"Protect the Public by Ensuring that Gambling is Legal and Honest"

November 16, 2023

TO: COMMISSIONERS:
Alicia Levy, Chair
Julia Patterson, Vice Chair
Bud Sizemore
Sarah Lawson
Anders Ibsen

FROM: Adam Amorine, Staff Attorney, Legal and Records Division

**SUBJECT: Amanda L. Miller, CR 2023-00528
Final Order – November 16, 2023 Commission Meeting**

Amanda Miller has a gambling license authorizing Class III Employee activity. Miller's license is not currently linked to an employer. Her license expires on March 2, 2024.

In February 2023, Miller submitted an online application for a Class III certification. As part of the application process, Miller marked "YES" on the application to indicate she wished to disclose three prior criminal convictions to the WSGC. These convictions included a 2020 Possession of THC charge in Sawyer County, Wisconsin. A post certification review revealed the disclosed Possession of THC charge from 2020 was in fact a felony charge. Court records show Miller was convicted on one count of violation of Wisconsin statute 961.41.(1)(h)1 (Manufacture/Deliver THC). The court record shows Miller accepted a deferred judgment of conviction on June 8, 2021, which was to be held for thirty-six (36) months, with June 8, 2024, as the earliest date of dismissal. Miller did not disclose any information regarding the felony charge or deferred judgment in her Class III employee application.

Director Tina Griffin issued Miller a Notice of Administrative Charges and they were mailed, by regular mail on April 20, 2023, to her last known address on file. Pursuant to WAC 230-17-010, a response was required to be received by the Commission by May 13, 2023. Miller did not provide a response.

Miller's failure to respond to the charges or timely request a hearing is a waiver of Miller's right to a hearing in Case No. CR 2023-00528. You may take final action against her gambling license. Miller failed to accurately and completely disclose in her criminal history to the WSGC. In doing so, Miller is in violation of WAC 230-03-085(1), (8) and 9(a), (b), and (c). Based on her conduct, Miller cannot show by clear and convincing evidence that she is qualified to keep her gambling license. Therefore, staff recommends that the Commission sign the proposed final order and revoke Amanda Miller's Class III Employee license, Number 69-54344.

**STATE OF WASHINGTON
GAMBLING COMMISSION**

In the Matter of:

NO. CR 2023-00528

AMANDA L. MILLER,
License No. 69-54344,

FINAL ORDER OF THE
GAMBLING COMMISSION

Licensee.

This matter having come before the Washington State Gambling Commission (Commission) on November 16, 2023, the Commission makes the following Findings of Fact, Conclusions of Law, and issues its Final Order:

I. FINDINGS OF FACT

1. The Washington State Gambling Commission issued Amanda L. Miller License No. 69-54344 authorizing Class III Employee activity for the Puyallup tribe.
2. This license, which expires on March 2, 2024, was issued subject to Miller's compliance with state gambling laws and Commission rules.
3. Ms. Miller has been licensed since March 2023.
4. In her application Miller marked "YES" on the application to indicate she wished to disclose three prior criminal convictions to the WSGC. One of the convictions Ms. Miller disclosed was a 2020 Possession of THC charge in Sawyer County, Wisconsin.
5. As part of the application process, the Washington State Gambling Commission conducted a post certification review.

6. The WSGC Licensing Specialist in charge of the review requested and received a certified copy of the court documents pertaining to the above 2020 Possession of THC charge Ms. Miller alluded to in her application.

7. A review of the charges revealed the disclosed Possession of THC charge from 2020 was in fact a felony charge. Court records show Ms. Miller was convicted on one count of violation of Wisconsin statute 961.41.(1)(h)1 (Manufacture/Deliver THC). The court record shows Ms. Miller accepted a deferred judgment of conviction on June 8, 2021, which was to be held for thirty-six (36) months, with June 8, 2024, as the earliest date of dismissal.

8. Ms. Miller did not disclose any information regarding the felony charge or deferred judgment in her Class III employee application.

9. Director Tina Griffin issued Administrative Charges alleging that Miller's misrepresentation of her criminal history and failure to properly disclose her convictions fell under the jurisdiction of WAC 230-03-085(1), (8), and 9(a), (b), and (c). The charges allege Miller's actions demonstrate a disregard for statutes and rules promulgated, that she poses a clear threat to the effective regulation of gambling.

10. Miller was sent the charges by regular mail on April 20, 2023, and the charges were delivered within three days to the last address the Gambling Commission had on file.

11. Pursuant to WAC 230-17-010, a response was required to be received by the Commission by May 13, 2023. Ms. Miller did not provide a response.

II. CONCLUSIONS OF LAW

1. Amanda Miller received proper notice of the charges within 3 days from April 20, 2023 via regular mail, pursuant to RCW 34.05.413, RCW 34.05.434, WAC 230-17-005, WAC 230-17-010, and WAC 10-08-130.

2. The Commission can take final action against Amanda Miller's gambling license under Case Number CR 2023-00528 pursuant to RCW 9.46.075, RCW 34.05.440(1), RCW 34.05.461, and WAC 230-03-085.

3. Amanda Miller’s license should be revoked under Case Number CR 2023-00528 pursuant to RCW 9.46.075(1), (3), (4), (7), (8), RCW 9.46.153(1), and WAC 230-03-085(1), (8), and (9)(a), (b), and (c).

III. ORDER

This matter having come before the Commission at its November 16, 2023, Commission meeting, the Commissioners having heard arguments, been given the chance to review the administrative record, and being fully advised in this matter, now therefore:

It is hereby **ORDERED** that Amanda Miller’s gambling license, Number 69-54344, is **REVOKED**.

DATED this ___ day of November, 2023.

ALICIA LEVY, Chair

JULIA PATTERSON, Vice Chair

BUD SIZEMORE

ANDERS IBSEN

SARAH LAWSON

NOTICE

Reconsideration: RCW 34.05.470 and WAC 230-17-140 provide that a party may file a petition for reconsideration of a final order. A petition for reconsideration must be received no later than thirteen (13) days after the date this final order is mailed. Any motion for reconsideration must state the specific grounds supporting the party's request for reconsideration.

Stay of Final Order: Filing for reconsideration does not stay the effectiveness of this Order. WAC 230-17-145 provides that a party may petition the Commission for a stay of a final order. Any petition for a stay should be received by the Commission within thirteen (13) days after the date this final order is mailed.

Judicial Review: RCW 34.05.542 provides that a party may appeal this final order by filing a petition for judicial review within thirty (30) days after service of this order. A petition for judicial review must be filed with the appropriate superior court and served upon both the Commission and the Office of the Attorney General.

Service: This Order was served on you three days after it was deposited in the United States Postal Service regular mail, excluding the date of mailing. WAC 230-17-035.

Any motions or petitions for judicial review should be served on or mailed to:

Washington State Gambling Commission
Legal and Records Division
4565 7th Avenue S.E., Lacey, WA
P.O. Box 42400
Olympia, WA 98504-2400

Doug Van de Brake
Attorney General's Office
1135 Washington St. SE
P.O. Box 40100
Olympia, WA 98504-0100

CERTIFICATE OF SERVICE

I certify that on the date below I served a copy of the foregoing document on all parties and/or their counsel by United States Postal Service regular mail to the following:

AMANDA L MILLER
1108 E 46th ST
TACOMA, WA 98404

EXECUTED this ____ day of November, 2023, at Lacey, Washington.

Rashida Robbins
Forms and Records Analyst



STATE OF WASHINGTON
GAMBLING COMMISSION

April 20, 2023

Amanda L. Miller
1108 E 46th ST
Tacoma, WA 98404

Subject: Administrative Charges

- Enclosed is a Notice of Administrative Charges issued by the Director of the Gambling Commission alleging you have violated gambling rules and your license may be denied.

What should I do?

- To discuss settlement options and to preserve your right to a hearing, you must complete and sign the attached Hearing Request Form.
- We must receive your Hearing Request within 23 days from the date the charges were mailed.

What happens once I send in the Request for Hearing?

- Once we receive your hearing request, we will contact you about settling your case. If we cannot settle the case, a hearing will be scheduled.

What happens if I do NOT return the Hearing Request?

- If you do NOT return the hearing request form on time, an Order of Default suspending your license will be presented to the Commission, with no further notice to you.

You must submit your hearing request on time. If you have questions, please call (360) 742-4705, or e-mail james.richardson@wsgc.wa.gov.

Sincerely,

James Richardson

James Richardson
Legal Manager

Enclosures

Important Notice of Administrative Charges against Gambling License or Class III Certification

The Director of the Gambling Commission has sent a Notice of Administrative Charges against you or your employee. A copy of the charges has been sent with this notice.

Information for Licensees and Certified Employees Named in Administrative Charges

- You have the right to a hearing. The Request for Administrative Hearing and Interpreter form **MUST** be completed by the charged individual/entity and *received* by us either within 23 days from the date the Charges were mailed via regular mail or within 20 days from the date you receive the Charges by certified mail or personal service.
- If the form is not received on time, your license/certification can be revoked (cancelled) and you will be unable to work or conduct gambling activities.
- You may continue to work or operate gambling activities until a final order is issued in your case.

Information for Employers

- Our records show the employee named in the charges is a current or former employee. This is a courtesy copy of the charges; you need not respond.

If you have questions, please call (360) 742-4705, or e-mail james.richardson@wsgc.wa.gov.

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**STATE OF WASHINGTON
GAMBLING COMMISSION**

In the Matter of:

NO. CR 2023-00528

AMANDA L. MILLER
License No. 69-54344,

NOTICE OF ADMINISTRATIVE
CHARGES

Class III Employee

These administrative charges are brought under and in accordance with Chapter 9.46 RCW, the Washington State Gambling Act, Chapter 34.05 RCW, the Administrative Procedure Act, Title 230 WAC, Rules adopted by the Gambling Commission, and the Puyallup Tribe-State Compact.

I. LICENSE

1. The Washington State Gambling Commission (WSGC) issued Licensee Amanda L. Miller a Class III Employee certification, License No. 69-54344, authorizing employment as a table games dealer at the Emerald Queen Casino in Tacoma, Washington.

2. This license, which expires on March 2, 2024, was issued subject to Miller’s compliance with state gambling laws and Commission rules.

II. FACTUAL BACKGROUND

1. On February 23, 2023, Miller submitted a Class III Certification application to the WSGC. As part of the application process, Miller marked “YES” on the application to indicate she wished to disclose three prior criminal convictions to the WSGC. These convictions included a 2020 Possession of THC charge in Sawyer Country, Wisconsin, a 2017

1 Fourth Degree Assault charge in Pierce County, Washington, and a 2017 Disorderly Conduct
2 charge in Pierce County, Washington.

3 2. Miller completed the application by signing the Oath of Applicant, which
4 includes the following language:

5 I declare under penalty of perjury, under the laws of the state of Washington,
6 that all the answers and statements are true, correct, and complete. I understand
7 that untruthful or misleading answers are cause for denial of my application and
8 / or revocation of any certification granted. I agree to notify the Tribal / State
9 Gaming Agency if any information required on this application and / or my
10 Personal / Criminal History Statement, changes or becomes inaccurate in any
11 way. I understand that if I fail to make such notification, it may constitute
12 grounds for detail, suspension, or revocation of my temporary or permanent
13 state certification. I further understand that the State Gaming Agency
14 (Washington State Gambling commission) may revoke, suspend, or deny a state
15 certification for any reason(s) it deems to be in the public interest under the
16 provisions of Chapter 9.46 of the Revised Code of Washington.

17 3. On March 3, 2023, WSGC Licensing Staff found the Assault and Disorderly
18 Conduct charges to be immaterial to licensure. With regard to the 2020 charge of Possession
19 of THC, Miller indicated the outcome of the case as “Completed Probation / Paid Court Fines.”
20 WSGC Licensing Staff interpreted this information to indicate that the case was closed with
21 no further court action or supervision in effect. Based on this interpretation, Miller’s
22 application was approved for certification as a Class III employee.

23 4. On March 23, 2023, WSGC Licensing Staff engaged in a follow-up review of
24 Miller’s licensure. Upon review, WSGC Licensing Staff learned the disclosed Possession of
25 THC charge from 2020 was in fact a felony charge. WSGC Licensing Staff accessed the
26 Sawyer County, Wisconsin, court records system and located a case summary for the
conviction in question.

5. Miller was convicted under case #2020SW000123, State of Wisconsin vs.
Amanda Licae Miller, for one count of violation of Wisconsin statute 961.41.(1)(h)1,
Manufacture/Deliver THC. The court record shows Miller accepted a deferred judgment of

1 conviction on June 8, 2021, which was to be held for thirty-six (36) months. Compliance with
2 court rules would result in the ultimate dismissal of the charge. The earliest date of dismissal
3 would be June 8, 2024.

4 6. Miller did not disclose any information regarding the felony charge or deferred
5 judgment in her Class III Employee application.

6 7. Based on the above information, Miller did not accurately represent her history
7 of criminal convictions. Miller would have been found ineligible if she had properly disclosed
8 the above deferred felony conviction under RCW 9.46.075(4).

9 **III. BASIS FOR REVOCATION**

10 1. Due to her mischaracterization of the above charge on her Class III Employee
11 application, Miller misrepresented her criminal history to the WSGC. Section V.E. of the
12 Tribal State Compact states that the WSGC may revoke a certification under the provisions of
13 RCW 9.46.075 and rules promulgated there under for any reason it deems to be in the public
14 interest. V.E.(1) states that being a person whose prior activities pose a threat to the effective
15 regulation of gaming or when the person has violated, failed, or refused to comply with the
16 provision of a Tribal-State Compact is grounds to revoke. V.E.(2) states failing to provide any
17 information reasonably required to investigate the application for state certification or to reveal
18 any fact material to such application or has furnished any information which is untrue or
19 misleading in connection with such application is grounds to revoke.

20 2. Miller accepted a deferred judgment of conviction on June 8, 2021, which was
21 to be held for thirty-six (36) months. Compliance with court rules would result in the ultimate
22 dismissal of the charge. The earliest date of dismissal would be June 8, 2024, making her
23 currently ineligible to hold a gambling license under RCW 9.46.075.

24 3. Specifically, RCW 9.46.075 states the WSGC can revoke a certification for any
25 reason it deems to be in the public interest. RCW 9.46.075(1) states that failure to comply with
26

1 | the provisions, requirements, conditions, limitations or duties imposed by chapter 9.46, or any
2 | rules adopted by the Commission is grounds to revoke.

3 | 4. RCW 9.46.075(3) states obtaining a license by fraud, misrepresentation,
4 | concealment, or though inadvertence or mistake is grounds to revoke.

5 | 5. RCW 9.46.075(4) states a conviction, whether a felony or misdemeanor,
6 | involving crimes of moral turpitude is grounds to revoke.

7 | 6. RCW 9.46.075(7) states that the commission may revoke any license or permit
8 | issued by it where the applicant or licensee makes a misrepresentation of, or fails to disclose,
9 | a material fact to the commission.

10 | 7. RCW 9.46.075(8) states failure to prove by clear and convincing evidence the
11 | necessary qualifications for certification is grounds to revoke.

12 | 8. WAC 230-03-085(1) states that the commission may deny, suspend, or revoke
13 | any application, license or permit, when the applicant, licensee, or anyone holding a substantial
14 | interest in the applicant's or licensee's business or organization commits any act that
15 | constitutes grounds for denying, suspending, or revoking licenses or permits under RCW
16 | 9.46.075. WAC 230-03-085(8) states that the commission may deny, suspend, or revoke any
17 | application, license or permit, when the applicant, licensee, or anyone holding a substantial
18 | interest in the applicant's or licensee's business or organization fails to provide the WSGC
19 | with any information required under commission rules within the time required, or, if the rule
20 | establishes no time limit, within 30 days after receiving a written request from the WSGC.

21 | 9. WAC 230-03-085(9)(a-c) states that the commission may deny, suspend, or
22 | revoke any application, license or permit, when the applicant, licensee, or anyone holding a
23 | substantial interest in the applicant's or licensee's business or organization poses a threat to
24 | the effective regulation of gambling as demonstrated by prior activities, criminal record, or
25 | reputation.

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10. Through her misrepresentation of her criminal history the Commission is authorized to revoke Amanda L. Miller’s Class III Employee license pursuant to RCW 9.46.075(1), (3), (4), (7), and (8); RCW 9.46.153 (1); and WAC 230-03-085(1), (8), and (9)(a-c).

IV. REVOCATION

1. The above-referenced findings are a sufficient basis for revocation of Amanda L. Miller’s Class III Employee License.

2. Based on the facts and violations referenced above, the penalty for Amanda L. Miller’s actions is **REVOCATION** of her Class III Employee License.

I have read this Notice of Administrative Charges, know the contents of it, believe it to be true, and have executed this Notice in my capacity as Director of the Washington State Gambling Commission.

DocuSigned by:
Tina Griffin
4CFDDC8C0E1345E

TINA GRIFFIN, DIRECTOR
Washington State Gambling Commission

4/18/2023

Date

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HEARING NOTICE

You have the opportunity to request a hearing to contest the Commission’s decision to revoke your public card room employee license. To request a hearing and/or discuss settlement options, the Commission must receive the enclosed hearing request form within 23 days from date of our mailing identified below. ***Failure to return the enclosed hearing request will result in a default order revoking your license.***

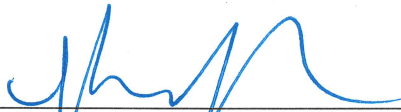
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CERTIFICATE OF SERVICE

I certify that on the date below I served a copy of the foregoing document on all parties or their counsel by United States Postal Service regular and certified mail to the following:

AMANDA L. MILLER
1108 E 46th ST
TACOMA WA 98404

EXECUTED this 10 day of April, 2023, at Lacey, Washington.



Rashida Robbins
Administrative Assistant

Important Notice

This is an important notice about your gambling license. If you do not respond, you may lose your license and be unable to work. If you have questions about these papers, please call (360) 486-3471. Please call an attorney if you have legal questions.

ອັນນີ້ແມ່ນໃບຮຽງການສຳຄັນກ່ຽວກັບໃບອະນຸຍາດການພະນັນຂອງທ່ານ. ຖ້າຫາກວ່າທ່ານບໍ່ຕອບມາ, ທ່ານຈະເສັຽໃບອະນຸຍາດຂອງທ່ານ ແລະ ຈະບໍ່ສາມາດທີ່ຈະເຮັດວຽກໄດ້. ຖ້າຫາກວ່າທ່ານມີຄຳຖາມກ່ຽວກັບເອົ້ຽງເຫຼົ່ານີ້, ກະຮຸນາໂທຫາ (360) 486-3471. ກະຮຸນາໂທຫາທະນາຍຄວາມຖ້າຫາກວ່າທ່ານມີຄຳຖາມດ້ານກົດໝາຍ.

Laotian Translation

Đây là thông báo quan trọng về giấy phép hành nghề cờ bạc của quý vị. Nếu quý vị không hồi đáp, quý vị có thể bị mất giấy phép và không thể làm việc. Nếu quý vị có thắc mắc gì về những giấy tờ này, xin gọi số (360) 486-3471. Xin liên lạc với luật sư nếu quý vị có thắc mắc liên quan đến vấn đề pháp lý.

Vietnamese Translation

본 내용은 귀하의 gambling 라이선스에 대한 중요한 고지 사항입니다. 회신을 하지 않을 경우 라이선스가 취소되고 영업(업무)을 할 수 없게 됩니다. 본 문건과 관련하여 문의 사항이 있으면(360) 486-3471번으로 연락해 주십시오. 법률 관련 질문이 있으신 경우 변호사에게 문의해 주십시오.

Korean Translation

以下是有关您的博彩业执照的重要通知。如果您不回复，您可能会失去执照，并无法工作。如果您对这些文件有疑问，请电洽(360) 486-3471。如果您有法律方面的问题，请打电话向律师咨询。

Chinese Translation

Это важное извещение, касающееся вашей лицензии на осуществление деятельности по организации и проведению азартных игр. Если вы не ответите на него, вы можете потерять свою лицензию и не сможете продолжить работу. Если у вас есть вопросы по поводу этих документов, позвоните по телефону (360) 486-3471. С вопросами юридического характера обратитесь к адвокату.

Russian Translation

Este es un aviso importante acerca de su licencia para juegos de azar. Si usted no responde, puede perder su licencia y no podrá trabajar. Si tiene preguntas acerca de estos documentos, llame al (360) 486-3471. Por favor llame a un abogado si tiene preguntas legales.

Spanish Translation

នេះគឺជាសេចក្តីជូនដំណឹងសំខាន់អំពីអាជ្ញាប័ណ្ណអាជីវកម្មល្បែងស៊ីសងរបស់អ្នក។ បើអ្នកមិនឆ្លើយតបវិញទេ អ្នកអាចនឹងបាត់បង់អាជ្ញាប័ណ្ណរបស់អ្នក ហើយនឹងមិនអាចធ្វើការបានទេ។ បើអ្នកមានសំណួរនានាអំពីក្រដាសទាំងនេះ សូមហៅទូរស័ព្ទទៅលេខ (360) 486-3471។ សូមហៅទូរស័ព្ទទៅមេធាវីម្នាក់ បើអ្នកមានសំណួរនានាផ្នែកច្បាប់។

Khmer Translation

STATE OF WASHINGTON
GAMBLING COMMISSION

In the Matter of the Revocation of the License to)
Conduct Gambling Activities of:)
)
)
)
)
AMANDA L. MILLER,)
License No. 69-54344)
)
)
)
)
Licensee.)

NO. CR 2023-00292

**REQUEST FOR
ADMINISTRATIVE HEARING
AND INTERPRETER**

Please read this notice carefully.

This is an important notice, which determines whether you will have the right to a hearing in this matter. If you have any questions regarding your legal rights, you should contact an attorney.

If you have general questions about the hearings process, contact Legal Manager, James Richardson, at (360) 742-4705 or e-mail james.richardson@wsgc.wa.go.

What do I need to do?

1. To discuss settlement options and to keep your right to a hearing, you MUST complete and sign this form, then return it within 23 days from the date of mailing the Notice of Administrative Charges.

You may mail it to:

**Washington State Gambling Commission
Attention: Legal and Records Division
P. O. Box 42400, Olympia, Washington 98504-2400**

2. Place a check mark next to the statement(s) that describe your requests in this matter.

I want the opportunity to discuss settlement options and keep the right to a hearing.

I do **NOT** want a hearing. I understand this may result in a Default Order for the revocation of my gambling license.

3. Current address and contact information.

Address _____

Phone number _____

E-mail address _____

Please initial here if you would like to receive further contact and documents by E-mail only.

IN RE: AMANDA MILLER

CR 2023-00528

REQUEST FOR ADMINISTRATIVE HEARING AND INTERPRETER

4. _____ I will be represented by an attorney.

Name _____

Address _____

Phone Number _____

***Please have your attorney send the Commission a Notice of Appearance within 10 days.**

5. You may attach a letter or a statement explaining your position in this matter.

_____ YES, letter or a statement attached.

_____ NO, letter or a statement is not attached.

How do I request an interpreter?

You have the right to have an interpreter for your administrative hearing, if you or any witness you call to testify, is a limited English-speaking person or a hearing-impaired person.

This service is free of charge.

Place a check mark next to the statement(s) that describe your requests in this matter.

_____ NO, I will **NOT** require an interpreter.

_____ YES, I will require an interpreter for the _____ language.

_____ I will require an interpreter for a hearing impairment.

_____ I will be calling a limited English-speaking witness who will require an interpreter in the _____ language.

_____ I will be calling a hearing-impaired person as a witness who will require an interpreter.

If you do not understand these documents, you are strongly encouraged to contact an attorney.

To request a hearing, you **MUST** complete, sign, date, and mail this form to the Washington State Gambling Commission as set out on page 1. Failure to do so will result in a waiver of your rights to a hearing in this matter and **may lead to the revocation (taking) of your gambling license**, under RCW 34.05.400 and WAC 230-17-010.

Dated this _____ day of _____, 2022.

****SIGN HERE****



**STATE OF WASHINGTON
GAMBLING COMMISSION**

"Protect the Public by Ensuring that Gambling is Legal and Honest"

November 16, 2023

TO: COMMISSIONERS:
Alicia Levy, Chair
Julia Patterson, Vice Chair
Bud Sizemore
Sarah Lawson
Anders Ibsen

FROM: James Richardson, Legal Manager, Legal and Records Division

**SUBJECT: Defendant in rem, CR 2022-01494
Final Order of Automatic Forfeiture – November 16, 2023 Commission Meeting**

On September 28, 2022, Thurston County Superior Court Judge Carol Murphy authorized the issuance of a search warrant requested by a Special Agent of the Washington State Gambling Commission following an undercover, multi-year investigation into an illegal sports gambling operation. The search warrant found probable cause that the following crimes had been committed: professional gambling in the first degree, collection of unlawful debt, gambling records violations, gambling information transmitting or receiving, money laundering, and criminal profiteering. Execution of the warrant resulted in Qualstar Credit Union freezing funds in the amount of \$2,161.12 that were in the account number ending 0221 at the time the warrant was executed.

On October 6, 2022, a Special Agent of the Washington State Gambling Commission personally served Robert Ellis with Notice of Seizure and Intended Forfeiture ("Notice") of the funds in the Qualstar Credit Union Account, to which Ellis initialed the Notice. The Notice informed Ellis that his account at Qualstar Credit Union was seized, that he had the right to a hearing, and that to initiate the hearing process he must respond within 45 days of the date of seizure. The Notice further stated that failure to notify the Washington State Gambling Commission of a claim of ownership or right to possession within 45 days of the date of seizure would result in forfeiture of the seized property. The Notice identified the 45 day due date as November 17, 2022.

As of November 17, 2022 no response regarding the seized property was timely made. Qualstar Credit Union, without a final order in the case, did not relinquish the funds to the Washington State Gambling Commission. Therefore the purpose of this Final Order of Forfeiture before the Commissioners is to complete the process with final agency action and permit Qualstar Credit Union to release the funds to the Washington State Gambling Commission.

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BEFORE THE WASHINGTON STATE GAMBLING COMMISSION

In re the forfeiture of:

\$2,161.12 U.S. Currency,

Defendant *in rem*,

Washington State Gambling Commission,

Seizing Agency.

NO. CR 2022-01494

FINAL ORDER OF AUTOMATIC
FORFEITURE

(no claim filed)

I. FINDINGS OF FACT

1. On September 28, 2022, Thurston County Superior Court Judge Carol Murphy authorized issuance of a search warrant requested by a Special Agent of the Washington State Gambling Commission following an undercover, multi-year investigation into an illegal sports gambling operation. The superior court docket number relevant to the search warrant is No. 2022-0686-34.

2. The search warrant found probable cause to believe the following crimes had been committed:

- a. Professional gambling in the first degree, RCW 9.46.220;
- b. Collection of unlawful debt, RCW 9A.82.045;
- c. Gambling records, RCW 9.46.217;
- d. Gambling information, transmitting or receiving, RCW 9.46.240;

1 e. Money laundering, RCW 9A.83.020; and/or

2 f. Criminal profiteering, RCW 9A.82.010.

3 3. Among other things, the warrant commanded Qualstar Credit Union to freeze
4 account number ending 0221 registered to Robert Guerdon Ellis.

5 4. On October 3, 2022, Special Agents of the Washington State Gambling
6 Commission executed the search warrant.

7 5. Execution of the warrant resulted in Qualstar Credit Union freezing funds in the
8 amount of \$2,161.12 that were in account number ending 0221 at the time the warrant was
9 executed.

10 6. On October 6, 2022, a Special Agent of the Washington State Gambling
11 Commission personally served Robert Ellis with Notice of Seizure and Intended Forfeiture of
12 the funds in the Qualstar Credit Union account. Robert Ellis initialed the Notice of Seizure and
13 Intended Forfeiture.

14 7. The Notice of Seizure and Intended Forfeiture ("Notice") informed Mr. Ellis that
15 his account at Qualstar Credit Union was seized pursuant to RCW 9.46.231. The Notice informed
16 him he has a right to a hearing regarding the forfeiture. It informed him that to initiate the hearing
17 procedure he must notify the agency of his claim of ownership or right of possession of the
18 seized property within 45 days of the date of the seizure. The Notice also informed him that
19 failure to notify the Washington State Gambling Commission of a claim of ownership or right
20 to possession within 45 days of the date of the seizure will result in forfeiture of the seized
21 property. The Notice identified the 45-day due date as November 17, 2022.

22 8. A copy of the Notice of Seizure and Intended Forfeiture and Return of Service
23 is appended to this order.

24 II. CONCLUSIONS OF LAW

25 1. Under RCW 9.46.231(1)(f), all personal property, proceeds, or assets acquired in
26 whole or in part with proceeds traceable to professional gambling activity and all moneys,

1 negotiable instruments, and securities used or intended to be used to facilitate any violation of
2 the Gambling Act is subject to seizure and forfeiture and no property right exists in them.

3 2. Pursuant to RCW 9.46.231(2)(a), a law enforcement officer may seize personal
4 property incident to a search under a search warrant.

5 3. RCW 9.46.231(3) requires the agency under whose authority the seizure was
6 made to serve notice within 15 days following the seizure on the owner of the property seized
7 and any person having any known right or interest in the property. In the case of personal
8 property, RCW 9.46.231(3) provides that the notice may be served by any method authorized by
9 law or court rule.

10 4. RCW 9.46.231(4) states in relevant part:

11 If no person notifies the seizing law enforcement agency in writing
12 of the person's claim of ownership or right to possession of [the
13 property seized] within forty-five days of the seizure in the case
of personal property . . . the item seized is deemed forfeited.

14 5. The Commission's Special Agent obtained and executed the search warrant based
15 on probable cause of numerous criminal offenses of the Gambling Act and general criminal
16 offenses that have a connection to gambling activities, as identified in section I(2)(a)-(f), *supra*.

17 6. The seizure occurred on October 3, 2022, when the search warrant was executed.
18 Execution of the warrant resulted in Qualstar Credit Union placing a freeze on \$2,161.12 held in
19 an account registered to Robert G. Ellis. Special Agents personally served Notice of Seizure and
20 Intended Forfeiture ("Notice") of the above property to Mr. Ellis on October 6, 2022, who
21 initialled the Notice upon service. Thus, notice was served within 15 days following the seizure.

22 7. Because the seizure occurred on October 3, 2022, Mr. Ellis had until
23 November 17, 2022 (the forty-fifth day following the seizure) to notify the Commission in
24 writing of a claim of ownership or right to possession of the seized property. Mr. Ellis did not
25 submit a written claim or request a hearing. Failure to submit a written claim within 45 days of
26 the seizure caused the seized property to be summarily forfeited to the state.

1 8. RCW 34.05.440(1) provides that a party's failure to file an application for an
2 adjudicative proceeding with the time period set forth in RCW 9.46.231 constitutes a default and
3 results in the loss of that party's right to an adjudicative proceeding, and the agency may proceed
4 to resolve the case without further notice to, or hearing for the benefit of, that party, except that
5 any default or other dispositive order affecting that party shall be served upon him or her or upon
6 his or her attorney, if any.

7 **III. FINAL ORDER OF FORFEITURE**

8 Based on the foregoing findings and conclusions, it is ORDERED that any right, title,
9 and interest to the above-referenced seized property by any person is FORFEITED to the
10 Washington State Gambling Commission. The Washington State Gambling Commission is the
11 sole entity entitled to and vested with the right, title, and interest of the \$2,161.12 U.S. Currency
12 seized on October 3, 2022.

13 It is FURTHER ORDERED that upon presentation of this final order of automatic
14 forfeiture, Qualstar Credit Union is to remit to the Washington State Gambling Commission the
15 \$2,161.12 in account number ending 0221 registered to Robert G. Ellis, which funds were placed
16 in a hold as a result of the search warrant executed on October 3, 2022, to seize funds that were
17 in that account at the time the search warrant was executed.

18 ENTERED this ____ day of _____, 2023.

19
20 _____
ALICIA LEVY, Chair

JULIA PATTERSON, Vice Chair

21
22 _____
BUD SIZEMORE

ANDERS IBSEN

23
24 _____
SARAH LAWSON

1 NOTICE: RECONSIDERATION

2 Pursuant to the provisions of RCW 34.05.470 and WAC 230-17-140 you may file a petition for
3 reconsideration with the Commission within ten (10) days from the date this final order is
4 served upon you. Any request for reconsideration must state the specific grounds for the relief
5 requested. Petitions must be delivered or mailed to the Washington State Gambling
6 Commission, P.O. Box 42400, Olympia, WA 98504-2400.

7 NOTICE: PETITION FOR JUDICIAL REVIEW

8 You have the right to appeal this final order to superior court, pursuant to the petition for
9 judicial provisions of RCW 34.05.542. Any petition for judicial review of this final order must
10 be filed with the court and also served upon both the Commission and the Office of the
11 Attorney General within thirty (30) days after the date this final order is served upon you.
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WASHINGTON STATE GAMBLING COMMISSION

P.O. BOX 42400
Olympia, WA 98504-2400
(360) 486-3440
1-800-345-2529

NOTICE OF SEIZURE AND INTENDED FORFEITURE

Date: 10-06-22

To: ROBERT G. ELLIS RE

Case #: 2017-00043

Date of Seizure: 10-03-22

You are hereby notified the property identified below has been seized by the Washington State Gambling Commission pursuant to RCW 9.46.231, and is intended to be forfeited in accordance with the procedures set forth in RCW 9.46.231.

You have a right to a hearing regarding the forfeiture. To initiate the hearing procedure, you must notify this agency in writing, by certified mail of any claim of ownership or right of possession of the seized property within forty-five (45) days of the date of seizure. The hearing will be in accordance with RCW 34.05, the Administrative Procedures Act.

Failure to notify the Washington State Gambling Commission at the above address within forty-five (45) days from the date of seizure or not later than 11-17-22 of your claim of ownership or right to possession will result in forfeiture of the seized property.

Description of seized property for which forfeiture is sought:

- 1. Vehicle N/A License Number and Vin N/A
Other Property/Currency/Equipment:
2. #2,161.12 (QUALSTAR
3. CREDIT UNION ACCOUNT
4. NUMBER #1454510221)
5.
6.
7.
8.
9.

Tony Czar
Agent

10-06-22

Date of Service

For RICK DAY, Director
TINA GRIFFIN

Original - Forfeiture File

Yellow - Case Agent

Pink - Owner

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FILED
SUPERIOR COURT
THURSTON COUNTY, WA

2022 SEP 28 AM 11:48

SUPERIOR COURT, THURSTON COUNTY, WASHINGTON

LINDA MYHRE ENLOW
THURSTON COUNTY CLERK

No. 2022 0686 34

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4 **IN RE THE SEIZURE AND FORFEITURE OF**)
ACCOUNTS HELD BY:)
5 **BANK OF AMERICA, N.A., UNDER ANY AND**)
ALL ACCOUNTS BELONGING TO JOEL)
6 **ALEXANDER MICKA, SSN 532-19-7088, DBA**)
MICKA INVESTMENTS LLC, AND ACCOUNT)
7 **NUMBERS 138081159121 AND 138127162405,**)
8 **MERRILL LYNCH, PIERCE, FENNER &**)
SMITH, INC., UNDER ANY AND ALL)
9 **ACCOUNTS BELONGING TO JOEL**)
ALEXANDER MICKA, SSN 532-19-7088,)
10 **AND ACCOUNT NUMBER 22X42A94,**)
11 **QUALSTAR CREDIT UNION, UNDER**)
ANY AND ALL ACCOUNTS BELONGING)
12 **TO ROBERT GUERDON ELLIS, SSN 534-98-**)
5292, AND ACCOUNT 1454510221,)
13)
14 **PAYPAL HOLDINGS, INC., UNDER ANY**)
AND ALL ACCOUNTS BELONGING TO)
JOEL ALEXANDER MICKA, SSN 532-19-)
15 **7088, AND ACCOUNT NUMBER**)
1921688982793477564, AND)
16)
17 **PAYPAL HOLDINGS, INC., UNDER ANY**)
AND ALL ACCOUNTS BELONGING TO)
ROBERT GUERDON ELLIS, SSN 534-98-)
18 **5292, AND ACCOUNT NUMBER**)
1364883796169267675,)
19)
20 **UNDER RCW 9.46.217, 9.46.220, 9.46.231, 9.46.240,**)
9A.82.010, 9A.82.045, 9A.83.020, AND 9A.83.030.)

**AFFIDAVIT IN SUPPORT
OF PLAINTIFF'S MOTION
FOR ORDER DIRECTING
SEIZURE AND APPLICATION
FOR SEARCH WARRANT**

I. DECLARATION

Your affiant, Anthony M. Czar, being duly sworn and deposed, states the following:

1 On the basis of the following, I believe there is probable cause that Joel Alexander Micka
2 (DOB 4/13/1988) has committed the crime(s) of (1) Professional Gambling in the 1st Degree,
3 RCW 9.46.220; (2) Collection of Unlawful Debt, RCW 9A.82.045; (3) Gambling Record Make,
4 Possess, Transport, RCW 9.46.217; (4) Gambling Information, Transmitting or Receiving, RCW
5 9.46.240; (5) Money Laundering, RCW 9A.83.020; and/or, (6) Criminal Profiteering, RCW
6 9A.82.010; in the State of Washington, and that evidence of those crimes is located in, on, at, or
7 about the following described location:

8 **A.** The business records for the account(s) associated with Joel Alexander Micka (DOB
9 4/13/1988, SSN XXX-XX-7088), located at the following address:

10 **Bank of America, N.A.**
11 Legal Order Processing/Christiana IV
12 800 Samoset Drive
13 Newark, Delaware 19713

14 **B.** The business records for the account(s) associated with Joel Alexander Micka (DOB
15 4/13/1988, SSN XXX-XX-7088), located at the following address:

16 **PayPal Holdings, Inc.**
17 Attn: Global Investigations Team
18 2211 North First Street
19 San Jose, CA 95131

20 **C.** The business records for the account(s) associated with Robert Guerdon Ellis (DOB 3/5/1982,
21 SSN XXX-XX-5292), located at the following address:

22 **PayPal Holdings, Inc.**
23 Attn: Global Investigations Team
24 2211 North First Street
25 San Jose, CA 95131

26 **D.** The business records for the account(s) associated with Edward Sungik Im (DOB 07/29/1973,
27 SSN XXX-XX-7148), located at the following address:

28 **PayPal Holdings, Inc.**
29 Attn: Global Investigations Team
30 2211 North First Street
31 San Jose, CA 95131

32 **E.** The business records for the account(s) associated with Joel Alexander Micka (DOB
33 4/13/1988, SSN XXX-XX-7088), located at the following address:

1 **Venmo (owned and operated by PayPal Holdings, Inc.)**
2 2211 North First Street
3 San Jose, CA 95131

4 **F.** The business records for the account(s) associated with Dolan E. Holt (DOB 09/17/1975, SSN
5 XXX-XX-9851), located at the following address:

6 **Venmo (owned and operated by PayPal Holdings, Inc.)**
7 2211 North First Street
8 San Jose, CA 95131

9 **G.** The business records for the account(s) associated with Joel Alexander Micka (DOB
10 4/13/1998, SSN XXX-XX-7088) at phone number (206) 618-8206, located at the following
11 address:

12 **AT&T Mobility**
13 National Subpoena Compliance Center
14 11760 US Hwy 1, Suite 600
15 North Palm Beach, FL 33408

16 **H.** The business records for the account(s) associated with Robert Guerdon Ellis (DOB 3/5/1982,
17 SSN XXX-XX-5292), located at the following address:

18 **Qualstar Credit Union**
19 Attn: Operations Support Department
20 P.O. Box 96730
21 Bellevue, WA 98009-7730
22 Fax: 425-460-3839

23 **I.** The business records for the account(s) associated with Joel Alexander Micka (DOB
24 4/13/1988, SSN XXX-XX-7088), located at the following address:

25 **Merrill Lynch, Pierce, Fenner & Smith, Inc.**
26 9000 Southside Blvd
27 Building 300
28 Jacksonville, FL 32256
29 grandjury@ml.com

30 **J.** The business records for the account(s) associated with Dolan E. Holt (DOB 09/17/1975, SSN
31 XXX-XX-9851), at phone number (253) 202-2509, located at the following address:

32 **T-Mobile/Metro PCS**
33 Subpoena Compliance Department
34 4 Sylvan Way
35 Parsippany, NJ 07054

1 subpoenas@metropcs.com

2 **K.** The business records for the account(s) associated with Edward Sungik Im (DOB 7/29/1973,
3 SSN XXX-XX-7148), at phone number (425) 260-2459, located at the following address:

4 **T-Mobile/Metro PCS**
5 Subpoena Compliance Department
6 4 Sylvan Way
7 Parsippany, NJ 07054
8 subpoenas@metropcs.com

9 This investigation, including evidence obtained as a result of multiple search warrants,
10 has led to the discovery of funds to be seized which represent property, real or personal, which
11 constitutes or is derived from proceeds traceable to professional gambling activity as defined in
12 RCW 9.46.220 and are therefore subject to forfeiture pursuant to RCW 9.46.231.

13 Accordingly, this Affidavit is submitted in support of an application for a seizure warrant
14 for funds within the following accounts:

- 15 1. Account 138081159121 registered in the name of Joel A. Micka and Terri Micka, held in
16 the custody of Bank of America;
- 17 2. Account 138127162405 registered in the name of Micka Investment LLC held in the
18 custody of Bank of America;
- 19 3. Account 22X-42A94 registered to Joel A. Micka, held in the custody of Merrill Lynch,
20 Pierce, Fenner & Smith, Inc.;
- 21 4. Account 1454510221 registered to Robert G. Ellis, held in the custody of Qualstar Credit
22 Union;
- 23 5. Account 1921688982793477564 registered to Joel Micka, held in the custody of PayPal
Holdings, Inc.; and,
6. Account 1364883796169267675 registered to Robert Ellis, held in the custody of
PayPal Holdings, Inc.

II. AFFIANT

A. Background

I am a Special Agent with the Washington State Gambling Commission ("WSGC"), and

1 currently assigned to the Regulation Unit in the Licensing, Regulation, and Enforcement
2 Division. I have been employed by the WSGC since January 11, 2010. I am also a member in
3 good standing with, and authorized to practice law by, the Bar of the Commonwealth of
4 Massachusetts. I have also been admitted to, and am an active member in good standing of, the
5 U.S. District Court for the District of Massachusetts.

6 As a Special Agent, I am responsible for conducting criminal investigations involving
7 gambling-related crimes such as bookmaking, cheating, and other forms of unlawful professional
8 gambling. In addition, I am involved in the investigation of other crimes which may occur on the
9 premises of gambling facilities or involve licensees such as money laundering, theft, forgery,
10 prostitution, extortion, criminal profiteering, and illegal drugs. I am empowered by law to
11 conduct investigations and to make arrests. During my employment with the WSGC, I have
12 submitted affidavits in conjunction with applications for numerous search warrants and
13 participated in the execution of search warrants in such investigations. I have been involved with
14 interviewing victims, witnesses, and confidential informants throughout my career. I have
15 attended schools and training seminars dealing with search and seizure, the use of confidential
16 informants, undercover operations, interview and interrogation techniques, bookmaking, money
17 laundering, and physical surveillance. As a result of my training and experience, I am familiar
18 with the tactics, methods, and techniques of bookmaking operations, including the use of
19 computers, cell phones, social media, email, and the internet in connection with criminal activity.

20 The facts set forth in this affidavit are based upon my own personal knowledge gained
21 in the course of my participation in this investigation; information reliably supplied to me by
22 Special Agents of the WSGC and other law enforcement officers; bank records obtained through
23 legal process; information from public, WSGC, and law enforcement databases; as well as
information obtained from a confidential informant ("CI"). I have not included each and every
fact obtained pursuant to this information but have set forth those facts that I believe are essential
to establish the necessary foundation for the issuance of the seizure warrant for the specified
accounts and probable cause for the requested search warrants.

B. Affiant's Knowledge

Based upon my training, knowledge, experience, and conversations with other
investigators involved in this investigation, I know:

- 1 1. Professional gamblers engaged in illegal bookmaking activity do so for the purpose of
2 making money through illegal means. The money generated could be kept and used in
3 cash form or placed in banking institutions for use at a later time, or to show income for
4 various reasons, to include loans and housing. Professional gamblers tend to memorialize
5 their activity through various methods, to include journals, notes, receipts, bank deposits,
6 money orders, computers, external storage devices, computer records, fax machines,
7 cellphones, correspondence, notes, and other papers related to bookmaking and
8 associated crimes. The aforementioned journals, records, receipts, notes, cell phones,
9 computers, et cetera are usually maintained in secure locations within the bookmaker's
10 residence, business, vehicle, and on their person.
- 11 2. It is common for bookmakers to secrete contraband and proceeds derived from illegal
12 gambling in secure locations within their residences, businesses, vehicles and on their
13 person, which allows for easy access, and at the same time, provides concealment from
14 law enforcement. Such contraband and proceeds may include large amounts of currency,
15 financial instruments, jewelry, vehicles, electronics and other property or items derived
16 from the illicit activity.
- 17 3. Courts have recognized that unexplained wealth is probative evidence that is motivated by
18 greed. Bookmaking is a crime in which pecuniary gain is generally the motive. Your affiant
19 believes that financial records will provide evidence of bookmaking through unexplained
20 wealth and cash transactions.
- 21 4. Individuals facilitating bookmaking operations oftentimes accept both wagers and payments
22 of debt from bettors at various locations during various times of the day.
- 23 5. It is common for individuals facilitating illegal gambling activities to utilize their cellphones
to communicate with others, send out betting lines and receive wagers, take pictures of
the electronic communications (screen shots of text messages), and search for places to
hide their money. I know many times the cellphone captures global positioning ("GPS")
location data showing the location of the cellphone on a specific date and time. The
cellphone electronically memorializes a person's habits, patterns, and can store
photographs, videos, short message service ("SMS") text messages, multimedia message

1 service ("MMS"), web history, contacts, phone logs, application databases, and many
2 other digital information.

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6. Financial and public institutions, including banks, credit unions, investment firms, credit card companies, public utility services, county and state treasurer offices, and other lending institutions retain records that detail transaction histories of deposit, payment, and withdrawal activities.
 7. Bookmakers also utilize Financial Institutions ("FIs") to launder their ill-gotten gains. Financial institutions, including Money Service Business(es) ("MSBs"), investment firms/brokerages, and check cashing businesses, retain records that detail transactional histories of credits/deposits, and/or withdrawals/debits. Those records can be in the form of bank statements, cancelled checks, signature cards, deposit slips, records of modifications made to an account, loan documents, payment history of loans, transfer slips, wire receipts, Automated Clearing House ("ACH") coding of transactions coming into/out of accounts, listing of individuals accessing said accounts, safety deposit box payment history, safety deposit box access history, video of customers frequenting their facility, and other various financial institutional records not already mentioned. These records provide law enforcement officers the ability to trace illegally obtained funds and collect additional evidence of the crime(s) being investigated. In addition, when a bookmaker uses a financial instrument and/or institution in the course of their criminal activity, this constitutes money laundering.
 8. Individuals who engage in money laundering may secrete those funds in various locations, such as safety deposit boxes, purchasing of real and/or personal property, wire money domestically or internationally, may retain receipts or other evidence of said crimes on their person, within their residence and/or vehicles, may hide assets within account(s) at their own financial institutions, and try to destroy evidence to prevent detection. In addition, when proceeds of money laundering are located in a residence or a vehicle, they may also be in a locked container or safe and can include financial instruments or other things of value.
 9. Individuals engaged in criminal activity, especially criminal activity that involves phone calls and text messages, frequently possess evidence of that criminal activity on their cell phones. Data relating to such communications, as well as myriad types of additional

1 evidence, including online banking records. I also understand that people regularly
2 possess their cell phones on their person, in their vehicles, and/or in their homes.

3 Your Affiant is aware that those engaged in illegal gambling can do so for the purpose of
4 financial gain. In addition, the financial gain can be extensive, and the money generated by the
5 long-term illegal gambling activities goes unreported and laundered through various means.

6 III. PROBABLE CAUSE

7 The investigation into Joel Alexander Micka ("Micka") began when the WSGC received
8 an anonymous complaint on December 25, 2016 and has been ongoing since. An initial warrant
9 application written by Special Agent Dawn Stewart was reviewed and approved by Judge Kristin
10 Richardson on June 18, 2019. Subsequent warrant applications written by Special Agent Anthony
11 Czar were reviewed and approved by Judge Melinda Young on April 22, 2020 and Judge Suzanne
12 Parisien on January 25, 2021, respectively.

13 The investigation to date has revealed the existence of an illegal bookmaking enterprise
14 operated by Micka in which Micka provided an avenue for customers to illegally place bets on
15 sports gambling websites hosted outside the United States. Bets were placed on the websites
16 through individual accounts that allowed bettors to directly wager for themselves.

17 Micka recruited customers, managed customer accounts, paid off winning bets, collected
18 on losing bets, and delivered payments to customers. Micka met personally with customers in
19 order to transfer cash generated by his illegal bookmaking operation and to coordinate his
20 enterprise. Micka also used "runners" to transport profits and proceeds.

21 Based upon additional information supplied by the January 25, 2021 application, I
22 determined that Micka's bookmaking enterprise remained active and ongoing.

23 A. The AT&T Mobility Warrant Return

The search warrant return from AT&T Mobility, which queried for records from March
1, 2020 to January 8, 2021 with respect to the phone number registered to Micka (206-618-8206)
provided, among other things, the following information:

On October 29, 2020, Micka sent a text message to 425-260-2459 and asked, "Do you
have a PayPal I could send the 3,238 then will give the rest cash?"

On November 1, 2020, Micka sent a text message to 253-202-2509 that included a
login/password which would provide the recipient access to an online gambling website:

1 www.betwc1.ag BC891 BFE7 Started you off with 2K
2 credit if you would like more or less just let me know.
3 Settle on Monday's

4 Investigation of the phone numbers 425-260-2459 and 253-202-2509 led the
5 investigation team to Dr. Edward Im ("Im") of North Bend, WA and Dolan Holt ("Holt") of
6 Enumclaw, WA, respectively.

7 Investigative Note: According to zetx.com, a site that is relied upon by
8 law enforcement and has proven itself reliable by routinely providing verifiably
9 accurate information, both of these numbers are held by T-Mobile.
10 I have confirmed that the service provider receives and processes legal
11 requests at:

12 **T-Mobile/Metro PCS**
13 Subpoena Compliance Department
14 4 Sylvan Way
15 Parsippany, NJ 07054
16 subpoenas@metropcs.com

17 On November 10, 2020, Im and Micka engaged in the following text exchange:

18 Im: "Hey Joel, can i pay you \$ tomorrow daytime ??? Mostly cash some PayPal?"

19 Im: "Total balance incl current week is 66,425. Can we do 50 cash and 16,425
20 PayPal???"

21 Micka: "This is my buddies PayPal, owns a furniture company"

22 Im: "Ok sent PayPal. It says name on acct is Robert Ellis?"

23 On November 24, 2020, Micka sent a text to Holt, which said, "PayPal or cash app works,
usually do 2k + or - but we can do weekly if you prefer."

Additional text messages between Micka and Im in December 2020 revealed the
following:

On December 15, 2020, Im texted Micka, "Lost huge. Plz tell me accts to PayPal or Wire
or Checks to..... I have no cash."

On December 22, 2020, Im texted Micka, "[D]irectly again? Or PayPal?"

On December 24, 2020, Im texted Micka, "Ok sent all just now :15 to BofA 25 PayPal to
Legacy 25 PayPal to Legacy[.]"

1 Based upon my training, experience, and involvement in this case, I believe that the
2 above-referenced text messages refer to payments to and from Micka relative to online sports
3 betting.

4 Investigative Note: Venmo records show that Micka sent payments to
5 Holt at dolanholt1975@gmail.com on November 24, 2020 (\$1,310),
6 December 2, 2020 (\$282), December 7, 2020 (\$1,684), and December
7 14, 2020 (\$885). Based upon my training, experience, and involvement
8 in this case, I believe that these transactions relate to Micka paying off
9 Holt's winning bets on the www.betwcl.ag platform.

7 **B. The PayPal Warrant Return**

8 **1. Records associated with Joel Micka**

9 The search warrant return from PayPal revealed, among other things, the following
10 information:

11 According to the Washington Secretary of State website, Micka Investment LLC, UBI
12 Number 604543193, was formed on November 21, 2019. Micka is listed as its sole governor and
13 registered agent. The nature of business is purportedly "Other services, real estate, real property
14 investment, sports memorabilia investments, poker player investing."

15 Based on eBay transactions involving "jomi-5209," I visited eBay.com and located
16 Micka's "store." On May 9, 2020, Micka began operating an e-commerce store, which is found
17 in eBay's "Sports Memorabilia, Fan Shop & Sports Cards" category. Micka exclusively offered
18 sports cards for sale, ranging in price from ten dollars (\$10) to seven thousand four-hundred and
19 twenty dollars (\$7,420). He offered items through the so-called "Buy It Now" feature, a fixed
20 price whereby purchasers buy the item immediately and through auctions; however, some listings
21 allow buyers to make an offer of the price they would like to pay.

22 The email associated with Micka Investments, which is connected to Bank of America
23 account number 2405, is mickainvestments@gmail.com.

Between May 12, 2020 and January 2, 2021, Micka received payments from individuals
relative to eBay transactions (sports cards) totaling \$13,510.46; however, I observed many non-eBay-
related payments from individuals in round numbers that ranged from \$800 to \$8,000.

Based on the October 29, 2020 text message in which Micka inquired as to whether the
recipient had PayPal, and if so, Micka could "send the 3,238 [via PayPal] then will give the rest

1 cash," I confirmed that edwardimdds@yahoo.com (Im) received \$3,238 from Micka via PayPal
2 on the same date.

3 PayPal records show that, on at least three separate occasions, Micka received payments
4 totaling \$22,233 through edwardimdds@yahoo.com:

5 September 29, 2020 - \$8,433

6 December 1, 2020 - \$5,800

7 December 15, 2020 - \$8,000

8 On September 30, 2020, Micka withdrew \$5,433 through Bank of America account 2405.

9 The December 2020 payments correspond with the above-referenced text messages in
10 which Im indicated to Micka that payments were forthcoming. The December 15, 2020 payment
11 of \$8,000 was made shortly after Im advised Micka that he had "lost huge" and inquired how to
12 direct the funds because Im had no cash.

13 Based upon my training, experience, and involvement in this case, I believe that these
14 transactions related to Micka paying off Im's winning bets and collecting on losing bets placed
15 by Im on an online sports betting platform.

16 **2. Records associated with Robert Ellis**

17 The email associated with Ellis, which is associated with Qualstar Credit Union account
18 number 1454510221, is legacyelitemattress@gmail.com. As noted above, on November 10,
19 2020, Micka instructed Im to send payment to "my buddies PayPal, owns a furniture company."
20 Records indicate that on that same day, Ellis received a payment through PayPal from
21 edwardimdds@yahoo.com for \$16,425, the amount Im reported that he owed in the text message
22 to Micka.

23 In addition to the November 10, 2020 payment to legacyelitemattress@gmail.com noted
above, Ellis also received the following payments totaling \$151,425 from Im:

December 1, 2020 - \$22,000

December 10, 2020 - \$34,000

December 15, 2020 - \$29,000

December 24, 2020 - \$25,000 (2)

The December 1, 2020 payment was made shortly after Im inquired with Micka as to
which PayPal account to use.

Records show that Ellis systematically withdrew funds received from Im via PayPal to
Qualstar Credit Union account 0221. For example, Ellis received the \$16,425 payment from Im

1 at 1:15 pm on November 10, 2020. Minutes later, at 1:17 pm, Ellis withdrew \$5,000.
2 Additionally, on November 13, 2020, Ellis withdrew \$3,000, and on November 16, 2020, he
3 made two withdrawals within two minutes of each other - \$2,700 and \$2,400.

4 In the days following Im's December 1, 2020 payment of \$22,000, Ellis made the
5 following withdrawals from PayPal to the Qualstar Credit Union account 0021:

6 December 2, 2020 - \$2,500
7 December 3, 2020 - \$2,000
8 December 4, 2020 - \$1,100
9 December 7, 2020 - \$1,000
10 December 8, 2020 - \$2,000
11 Total: \$8,600

12 Approximately two hours after receiving the \$34,000 payment from Im on December 10,
13 2020, Ellis withdrew \$2,000 from PayPal to Qualstar Credit Union account 0221. On December
14 16, 2020, Ellis made three withdrawals - \$2,400, \$2,700, and \$2,800 - within twenty minutes of
15 each other.

16 In the days following Im's December 15, 2020 payment of \$29,000, Ellis made the
17 following withdrawals from PayPal to Qualstar Credit Union account 0021:

18 December 16, 2020 - \$2,500 and \$2,800
19 December 21, 2020 - \$2,500
20 December 23, 2020 - \$2,875, \$2,375, and \$2,250
21 Total: \$15,300

22 The December 24, 2020 payments corresponds with Im's text message to Micka that he
23 had just sent "25 PayPal to Legacy 25 PayPal to Legacy." On December 27, 2020, three days
after receiving the two (2) \$25,000 payments from Im, Ellis extracted \$47,600 from PayPal to
Qualstar Credit Union account 0221, followed by an additional \$1,000 withdrawal on December
28, 2020.

Based upon my training, experience, and involvement in this case, I believe that these
transactions are related to Ellis collecting on Im's losing bets on behalf of or in lieu of Micka.

20 C. The Bank of America Warrant Return

21 Based upon the additional information supplied by the January 2021 warrant addendum,
22 I noted that Bank of America account number 138127162405 is associated with Micka
23 Investment LLC.

1 On November 22, 2019, a WSGC agent sent \$500 to Micka via PayPal while in an
2 undercover capacity, the PayPal account is connected to Bank of America account ending in
3 9121. That same day, Micka transferred \$25,000 from account 9121 to Micka Investment LLC
4 account 2405.

5 According to records, on December 16, 2020, Im conducted an online transfer of \$45,000
6 to Micka's Bank of America account ending in 9121. This transaction corresponds with the
7 above-referenced text message from Im that he "lost huge" and inquired with Micka as to where
8 Im should direct funds.

9 On December 24, 2020, Im conducted an online transfer of \$15,000 to Micka's Bank of
10 America account ending in 9121. This transaction confirms the above-referenced text message
11 from Im that he "sent all just now :15 to BofA [...]."

12 Based upon my training, experience, and involvement in this case, I believe that these are
13 transactions relative to online sports betting.

14 Additionally, in December 2020, Micka transferred \$25,000 from Bank of America
15 account 9121 to Merrill Lynch brokerage account number 22X-42A94.

16 Micka received the following "Payroll" deposits from Toshner Holdings, LLC totaling
17 \$31,000.02; however, Micka's name is spelled "Joel Micah."

18	January 8, 2021	\$4,166.67
19	December 10, 2020	\$4,166.67
20	November 10, 2020	\$4,166.67
21	October 9, 2020	\$4,166.67
22	September 11, 2020	\$4,166.67
23	August 12, 2020	\$4,166.67
	July 17, 2020	\$6,000.

Investigative Note: On February 23, 2021, the investigation team's
search of Employment Security Department records for Micka – by
name and social security number – yielded no results.

In addition, Bank of America's Law Enforcement Liaison Team advised me that Micka's
accounts are the subject of on-going risk-based monitoring, and ultimately, the decision to
maintain or close the accounts will be made in accordance with Bank of America's policies,
procedures, and processes.

D. The Merrill Lynch Warrant Return

1 The search warrant return from Merrill Lynch, an investing and wealth management
2 division of Bank of America revealed, among other things, the following information:

3 As part of the account opening process, Merrill Lynch required Micka to complete a
4 "Relationship Agreement Form for Individual, Joint or Retirement Accounts." That document
5 was completed on May 15, 2013, whereby Micka identified himself as a business owner and
6 professional poker player whose occupation was "internet gambling concerns."

7 The Securities and Exchange Commission ("SEC") mandates that all brokerage firms
8 verify personal client information every three years: "Even if you didn't change your personal
9 information, we periodically need to confirm our records," the Data Validation Form reads. Thus,
10 Merrill Lynch gave Micka the opportunity to change his personal summary on March 4, 2016
11 and December 7, 2018; however, Micka did not change his employment status or occupation.

12 I have reviewed monthly statements that show Micka maintains two (2) brokerage
13 accounts, Numbers 8K110869 and 22X42A94, respectively. The accounts, known as Cash
14 Management Accounts ("CMA"), were opened in May 2013. Micka routinely transferred funds
15 between Account BRK 22X42A94 and Bank of America account 9121.

16 As noted above, in December 2020, Im sent electronic payments totaling \$60,000 to
17 Micka's Bank of America 9121 account – \$25,000 of which was transferred to Merrill Lynch
18 account number 22X42A94 – in connection with debt incurred through online sports betting.
19 Shortly thereafter, as evidenced through Merrill Lynch records, Micka conducted several
20 transactions in Merrill Lynch account number 22X42A94. Specifically, Micka purchased five
21 hundred (500) shares of Opendoor Technologies, Inc. stock at \$29.22 per share, for a total
22 investment of \$14,610. Several days later, Micka purchased an additional three hundred and fifty
23 (350) shares of Opendoor Technologies, Inc. at \$27.64 per share, for a total investment of
\$9,673.72. Because the 9121 account at Bank of America was involved in transmitting illegal
proceeds to the account ending in 2A94 at Merrill Lynch, the contents of the account are subject
to seizure and forfeiture in accordance with RCW 9.46.231.

E. Confidential Informant

In May 2021, an individual agreed to provide information to the WSGC. This individual
will hereinafter be referred to as CI. To date, based on information provided to the WSGC, I
believe the CI to be credible and his/her information has been corroborated and documented

1 through independent evidence or additional investigations. In a debriefing, the CI identified
2 Micka and confirmed that Micka is actively engaged as a bookie.

3 CI said that Micka provided him/her with a login and password to the website "ibet.ag"
4 by text message within the previous year. In addition to providing odds and the opportunity to
5 place bets electronically at any time, the CI described ibet.ag as a platform similar to that of
betwc.ag, the website to which Micka provided access to undercover agents.

6 CI also said that payments made to and from Micka are solely related to online sports
7 betting. CI further stated that Micka has personally paid off winning bets and collected on losing
8 bets in cash, and on one occasion, Micka sent a white male unknown to the CI to collect cash on
Micka's behalf.

9 CI has made illegal gambling debt payments of approximately \$28,000 to Micka's PayPal
10 account and \$88,000 to Robert Ellis's PayPal account within the past several months. CI also
11 confirmed that he/she directly transferred funds electronically into Micka's Bank of America
12 account 9121. I have reviewed documentation and corroborated the CI's statements by reviewing
Micka's Bank of America account 9121 as well as documentation from PayPal relative to Micka
and Ellis.

13 **F. Information Related to the Locations to be Searched**

14 • **AT&T Service Provider Records and T-Mobile/Metro PCS**

15 For the following section(s), I am relying on the knowledge and experience of experts in
16 the field who know, understand, and have provided the following information:

17 A cellular telephone (cell phone) communicates via radio waves, typically via an antenna
18 array known as cell towers. In order to transmit or receive calls and data, a cell phone must be
19 connected to a cellular service provider's network. These communications can include
20 traditional telephone calls, voice over Internet conversations (VoIP), text, email, social media
21 applications, and similar digital communications. Cellular telephones are also used for taking
and storing photographs, acquiring, creating, modifying, storing and sending documents,
pictures, notes, music, mapping directions to places, etc.

22 Subscriber information is obtained by the service provider when an account is established
23 and typically includes the below-described information. Providers of electronic communications
services, such as the above-listed service provider, in the normal course of business, also collect

1 customer-related usage data and in some instances, content data. This data is created and
2 retained whenever a cellular telephone is turned on to register its availability to receive
3 communications on the network, or when the device actually sends or receives communications.
4 Subscriber and customer usage data records routinely collected and retained by cellular service
5 providers include the following:

- 6 i. **Subscriber or Registration Account Information**, including subscriber or
7 registered user name or identity, address, billing/payment information; account
8 initiation date and place; type of account; custom account features; additional phone
9 numbers; addresses (both physical and electronic) and/or other contact information;
10 additional persons having authority on the account; any additional accounts linked to
11 the subject account; account changes for the target address and any linked accounts;
12 and
- 13 ii. **Device Identifying Information** for the device using the target address, such as
14 phone number, MAC address, IP address, and other unique network, hardware, and
15 software identifiers; and
- 16 iii. **Usage Information**, including stored and transactional records, such as inbound and
17 outbound non-content text or email addresses and headers; call, message, radio or
18 other communication detail data, together with date and time of each communication;
19 and
- 20 iv. **Connection logs and records** of user activity such as connection and disconnection
21 dates and times, method of connection, any other connection information such as
22 Internet Protocol (IP) address of the source and receiving end of the connection, data
23 transfer volume, user name or identity associated with the connections, connection
information for the computer to which the user of the above-referenced accounts
connected, and user identification records; and
- v. **Cloud Storage**, such as user-stored data held on a service provider operated,
including stored communications such as voicemail, SMS/text messages, instant
messages, email, contact and buddy lists, images, documents, and the like, together
with storage, access, and/or receipt dates and data identifying the person accessing the
cloud storage connected to the account;

1 Courts have recognized that the majority of Americans possess and use cellular
2 telephones, and that most of those keep the phones within their reach at all times. Sometimes a
3 person will actively use more than one cellular phone, such as one phone for work and another
4 for personal use; or sequential phones, changing phone numbers in an effort to avoid detection
5 by law enforcement. Individuals also sometimes possess multiple phones to have a secondary
6 means of communication if a phone is lost or seized by law enforcement. Information contained
7 in service provider records for devices using a target account is often evidence of or pertaining to
8 criminal activity.

9 Obtaining subscriber information for a particular device is often useful in determining
10 who possessed the device on a particular date and time. However, a more definitive way to
11 determine the possessor of a device is to examine how the device is used over a period of days or
12 weeks. Such records, including call detail records, location information, text messages if
13 available, and similar data files, can show consistent patterns of usage that will help determine
14 the user of the device. Examination of all this data is necessary to accurately determine who
15 possessed the device at dates and times critical to the investigation.

16 IV. CONCLUSION

17 A. **Bank of America, N.A.**
18 Legal Order Processing/Christiana IV
19 800 Samoset Drive
20 Newark, DE 19713

21 Based on all the foregoing information, I believe that evidence of the above-listed crime(s)
22 exists at the above-described location, and that there is probable cause to search that location for
23 records for the account(s) associated with Joel Alexander Micka (DOB 4/13/1988, SSN XXX-XX-
7088) for the date range January 1, 2021 and June 15, 2021, that are evidence of the above-listed
crimes, including:

Account 138081159121 and Account 138127162405, including:

- Savings and Checking Account Records: Including records reflecting dates and amounts of deposits, withdrawals, interest, debit and credit memos, deposit slips, checks deposited, withdrawal slips, and checks issued for withdrawals, bank statements, checks drawn on the account, records pertaining to all debit and credit memos, and Forms 1099 issued.

- 1 • Records of other Funds Transfers: Including purchases of bank checks, cashier, teller,
2 travelers' check records, or money order records including the check register, file copies
3 of the checks or money orders, records revealing the date and source of payment for said
4 checks or money orders;
- 5 • Other Records: Records of flow of funds into or out of the identified accounts including
6 certified checks, wire transfers, or collections, letters of credit, bonds and securities
7 purchased, savings bond transactions and investment accounts. Including records that
8 disclose the date and amount of the transaction, method (cash or check) and source of
9 payment, instruments and statements of transactions.
- 10 • Evidence of dominion and control of the account including account holder's name(s),
11 SSN, phone number(s), email address(es), home address, signature cards, opening and
12 closing dates, billing address(s), linked accounts, and similar identifying information;
- 13 • Videos or other imaging available for all in-person transactions during the above date
14 range; and,
- 15 • IP logs, phone logs or similar customer engagement information for all on-line or
16 telephonic transactions during the above date range.
- 17 • Additionally, I respectfully request that the Court issue a warrant authorizing the freezing
18 of Account 138081159121 registered in the name of Joel A. Micka and Terri Micka, held
19 in the custody of Bank of America and Account 138127162405 registered in the name of
20 Micka Investment LLC, held in the custody of Bank of America.
- 21 • Immediately upon receipt of the warrant, the service provider shall, as soon as
22 practicable, provide the current account balance(s) orally or in written form.

23
B. PayPal Holdings, Inc.
Attn: Global Investigations Team
2211 North First Street
San Jose, CA 95131

1. PayPal Records associated with Joel Micka

Based on all the foregoing information, there is probable cause to believe that evidence

1 of the above-listed crimes exists in the business records of PayPal Holdings, Inc., and that the court
2 should authorize a warrant to search PayPal for the following items associated with Joel Alexander
3 Micka (DOB 4/13/1988, SSN XXX-XX-7088); joelmicka@yahoo.com, and/or (206) 618-8206:

- 4 • Account Holder Information: Name, postal address, telephone number, email address and
5 identification information associated with the above-listed account(s);
- 6 • Transaction Information: All information collected in association with any
7 transactions/donations/transfers conducted between January 1, 2021 to June 15, 2021,
8 including the amounts sent or requested, amounts paid for products or services, memos or
9 notes associated with the transaction, merchant information, information about any
10 funding instruments used to complete the transaction, information about the electronic
11 device(s) being used to access PayPal, and geolocation information regarding the
12 device(s);
- 13 • Information about friends and contacts: All names, e-mail addresses, PayPal account
14 numbers, and device information associated with the contact list(s) shared by the above-
15 listed PayPal account holder with PayPal; and,
- 16 • Communication to and from the account: All records of all messages sent to or from the
17 account sent between January 1, 2021 to June 15, 2021.
- 18 • Additionally, I respectfully request that the Court issue a warrant authorizing the freezing
19 of Account 1921688982793477564 registered to Joel Micka, held in the custody of
20 PayPal Holdings, Inc.
- 21 • Immediately upon receipt of the warrant, the service provider shall, as soon as
22 practicable, provide the current account balance orally or in written form.

23 **2. PayPal Records associated with Robert G. Ellis**

Based on all the foregoing information, there is probable cause to believe that evidence of
the above-listed crimes exists in the business records of PayPal Holdings, Inc., and that the court
should authorize a warrant to search PayPal for the following items associated Robert Guerdon
Ellis (DOB 3/5/1982, SSN XXX-XX-5292), robellis1515@gmail.com,
legacyelitemattress@gmail.com, and/or (425) 985-1235:

- Account Holder Information: Name, postal address, telephone number, email address and
identification information associated with the above-listed account(s);

- 1 • Transaction Information: All information collected in association with any
2 transactions/donations/transfers conducted between January 1, 2021 to June 15, 2021,
3 including the amounts sent or requested, amounts paid for products or services, memos or
4 notes associated with the transaction, merchant information, information about any
5 funding instruments used to complete the transaction, information about the electronic
6 device(s) being used to access PayPal, and geolocation information regarding the
7 device(s);
- 8 • Information about friends and contacts: All names, e-mail addresses, PayPal account
9 numbers, and device information associated with the contact list(s) shared by the above-
10 listed PayPal account holder with PayPal; and,
- 11 • Communication to and from the account: All records of all messages sent to or from the
12 account sent between January 1, 2021 to June 15, 2021.
- 13 • Additionally, I respectfully request that the Court issue a warrant authorizing the freezing
14 of Account 1364883796169267675 registered to Robert Ellis, held in the custody of
15 PayPal Holdings, Inc.
- 16 • Immediately upon receipt of the warrant, the service provider shall, as soon as
17 practicable, provide the current account balance orally or in written form.

18 **3. PayPal Records associated with Edward Sungik Im**

19 Based on all the foregoing information, there is probable cause to believe that evidence of
20 the above-listed crimes exists in the business records of PayPal Holdings, Inc., and that the court
21 should authorize a warrant to search PayPal for the following items associated with Edward
22 Sungik Im (DOB 7/29/1973, SSN XXX-XX-7148); edwardimdds@yahoo.com and/or (425) 260-
23 2459:

- Account Holder Information: Name, postal address, telephone number, email address and
identification information associated with the above-listed account(s);
- Transaction Information: All information collected in association with any
transactions/donations/transfers conducted between October 1, 2020 and June 15, 2021,
including the amounts sent or requested, amounts paid for products or services, memos or
notes associated with the transaction, merchant information, information about any
funding instruments used to complete the transaction, information about the electronic

1 device(s) being used to access PayPal, and geolocation information regarding the
2 device(s);

- 3 • Information about friends and contacts: All names, e-mail addresses, PayPal account
4 numbers, and device information associated with the contact list(s) shared by the above-
5 listed PayPal account holder with PayPal; and,
- 6 • Communication to and from the account: All records of all messages sent to or from the
7 account sent between October 1, 2020 and June 15, 2021.

8 **C. Venmo (owned and operated by PayPal Holdings, Inc.)**
9 2211 North First Street
10 San Jose, CA 95131

11 **1. Venmo Records associated with Joel A. Micka**

12 Based on all the foregoing information, I believe that evidence of the above listed
13 crime(s) are located at Venmo, and that the court should issue a warrant to search for the below-
14 described records located in a Venmo account associated with Joel Alexander Micka (DOB
15 04/13/1988, SSN XXX-XX-7088), joelmicka@yahoo.com, and/or (206) 618-8206 for the date
16 range of January 1, 2021 and June 15, 2021:

- 17 • All identifying information associated with the account to include user's name, street
18 address, email address, date of birth, SSN/ITIN, cell-phone number and similar
19 information;
- 20 • All device type and mobile identification numbers associated with the account;
- 21 • All third-party account information, including social media, email account information,
22 and similar information;
- 23 • All information from third parties that is associated with the account;
- All financial records to include bank account log in information, bank account and
routing numbers, credit card numbers, and access device information associated with the
account;
- All information regarding Venmo transactions, including the parties' names, transaction
description, location, and amount during the date range above; and
- That records can be produced in .csv and .pdf format when applicable.

2. Venmo Records associated with Dolan E. Holt

1 Based on all the foregoing information, I believe that evidence of the above listed
2 crime(s) are located at Venmo, and that the court should issue a warrant to search for the below-
3 described records located in a Venmo account associated with Dolan Eugene Holt (DOB
4 09/17/1975, SSN XXX-XX-9851), dolanholt1975@gmail.com, and/or (253) 202-2509 for the
5 date range of October 1, 2020 to June 15, 2021:

- 6 • All identifying information associated with the account to include user's name, street
7 address, email address, date of birth, SSN/ITIN, cell-phone number and similar
8 information;
- 9 • All device type and mobile identification numbers associated with the account;
- 10 • All third-party account information, including social media, email account information,
11 and similar information;
- 12 • All information from third parties that is associated with the account;
- 13 • All financial records to include bank account log in information, bank account and
14 routing numbers, credit card numbers, and access device information associated with the
15 account;
- 16 • All information regarding Venmo transactions, including the parties' names, transaction
17 description, location, and amount during the date range above; and,
- 18 • That records can be produced in .csv and .pdf format when applicable.

19 **D. AT&T Mobility**
20 National Subpoena Compliance Center
21 11760 US Hwy 1, Suite 600
22 North Palm Beach, FL 33408

23 Based on all the foregoing information, there is probable cause to believe that evidence of
the above-listed crimes, exists in the records of the AT&T Mobility cellular telephone service
provider associated with cellular phone number (206) 618-8206, assigned to customer Joel
Alexander Micka, DOB 4/13/1988, SSN XXX-XX-7088, including:

- **Subscriber or Registration Account Information**, including subscriber or registered
username or identity, email address(es), mailing address, billing/payment information;
account initiation date and place; type of account; custom account features; additional
phone numbers; addresses (both physical and electronic) and/or other contact

1 information; additional persons having authority on the account; account changes for the
2 target address; and;

- 3 • **Linked or associated accounts** such as iTunes account and/or Apple ID and or similar
4 account identifiers, social media accounts, messaging “app” accounts, and other accounts
5 that may be accessed through the digital device that will aid in determining the
6 possessor/user of the device; and
- 7 • **Device Identifying Information** for the device using the target address, such as phone
8 number, MAC address, IP address, and other unique network, hardware, and software
9 identifiers; and
- 10 • For the date range of January 1, 2021 and June 15, 2021 the following:
 - 11 ○ Usage Information, including stored and transactional records, such as call and
12 message detail data, inbound and outbound text or email addresses and headers,
13 stored text or SMS messages, together with date and time of each communication;
14 and
 - 15 ○ Connection logs and records of user activity such as connection and disconnection
16 dates and times, method of connection, any other connection information such as
17 Internet Protocol (IP) address of the source and receiving end of the connection,
18 data transfer volume, username or identity associated with the connections,
19 connection information for the computer to which the user of the above-
20 referenced accounts connected, and user identification records; and
 - 21 ○ Cloud Storage, such as user-stored data held on a service provider operated,
22 including stored communications such as voicemail, SMS/text messages, instant
23 messages, email, contact and buddy lists, images, documents, and the like,
together with storage, access, and/or receipt dates and data identifying the person
accessing the cloud storage connected to the account.

20 **E. T-Mobile/Metro PCS**
21 Subpoena Compliance Department
22 4 Sylvan Way
23 Parsippany, NJ 07054
subpoenas@metropcs.com

1. T-Mobile/Metro PCS Records associated with Edward Sungik Im

1 Based on all the foregoing information, there is probable cause to believe that evidence of
2 the above-listed crimes, exists in the records of the T-Mobile/Metro PCS cellular telephone
3 service provider associated with cellular phone number (425) 260-2459, assigned to customer
4 Edward Sungik Im DOB 7/29/1973, SSN XXX-XX-7148, including:

- 5 • **Subscriber or Registration Account Information**, including subscriber or registered
6 username or identity, email address(es), mailing address, billing/payment information;
7 account initiation date and place; type of account; custom account features; additional
8 phone numbers; addresses (both physical and electronic) and/or other contact
9 information; additional persons having authority on the account; account changes for the
10 target address; and
- 11 • **Linked or associated accounts** such as iTunes account and/or Apple ID and or similar
12 account identifiers, social media accounts, messaging “app” accounts, and other accounts
13 that may be accessed through the digital device that will aid in determining the
14 possessor/user of the device; and
- 15 • **Device Identifying Information** for the device using the target address, such as phone
16 number, MAC address, IP address, and other unique network, hardware, and software
17 identifiers; and
- 18 • For the date range of October 1, 2020 and June 15, 2021 the following:
 - 19 ○ Usage Information, including stored and transactional records, such as call and
20 message detail data, inbound and outbound text or email addresses and headers,
21 stored text or SMS messages, together with date and time of each communication;
22 and
 - 23 ○ Connection logs and records of user activity such as connection and disconnection
dates and times, method of connection, any other connection information such as
Internet Protocol (IP) address of the source and receiving end of the connection,
data transfer volume, username or identity associated with the connections,
connection information for the computer to which the user of the above-
referenced accounts connected, and user identification records; and
 - Cloud Storage, such as user-stored data held on a service provider operated,
including stored communications such as voicemail, SMS/text messages, instant

1 messages, email, contact and buddy lists, images, documents, and the like,
2 together with storage, access, and/or receipt dates and data identifying the person
3 accessing the cloud storage connected to the account.

4 **2. T-Mobile/Metro PCS Records associated with Dolan E. Holt**

5 Based on all the foregoing information, there is probable cause to believe that evidence of
6 the above-listed crimes, exists in the records of the T-Mobile/Metro PCS cellular telephone
7 service provider associated with cellular phone number (253) 202-2509, assigned to Dolan E. Holt,
8 DOB 09/17/1975, SSN XXX-XX-9851, including:

- 9 • **Subscriber or Registration Account Information**, including subscriber or registered
10 username or identity, email address(es), mailing address, billing/payment information;
11 account initiation date and place; type of account; custom account features; additional
12 phone numbers; addresses (both physical and electronic) and/or other contact
13 information; additional persons having authority on the account; account changes for the
14 target address; and
- 15 • **Linked or associated accounts** such as iTunes account and/or Apple ID and or similar
16 account identifiers, social media accounts, messaging “app” accounts, and other accounts
17 that may be accessed through the digital device that will aid in determining the
18 possessor/user of the device; and
- 19 • **Device Identifying Information** for the device using the target address, such as phone
20 number, MAC address, IP address, and other unique network, hardware, and software
21 identifiers; and
- 22 • For the date range of October 1, 2020 and June 15, 2021 the following:
 - 23 ○ Usage Information, including stored and transactional records, such as call and
message detail data, inbound and outbound text or email addresses and headers,
stored text or SMS messages, together with date and time of each communication;
and
 - Connection logs and records of user activity such as connection and disconnection
dates and times, method of connection, any other connection information such as
Internet Protocol (IP) address of the source and receiving end of the connection,
data transfer volume, username or identity associated with the connections,

1 connection information for the computer to which the user of the above-
2 referenced accounts connected, and user identification records; and

- 3 ○ Cloud Storage, such as user-stored data held on a service provider operated,
4 including stored communications such as voicemail, SMS/text messages, instant
5 messages, email, contact and buddy lists, images, documents, and the like,
6 together with storage, access, and/or receipt dates and data identifying the person
7 accessing the cloud storage connected to the account.

8 **F. Qualstar Credit Union**

9 Attn: Operations Support Department
10 P.O. Box 96730
11 Bellevue, WA 98009
12 Fax: 425-460-3839

13 Based on all the foregoing information, there is probable cause to believe that evidence of
14 the above-listed crimes exists in the business records of Qualstar Credit Union, and that the court
15 should authorize a warrant to search Qualstar Credit Union for the following items associated
16 with Robert Guerdon Ellis (DOB 3/5/1982, SSN XXX-XX-5292), and/or account number
17 1454510221 for the date range January 1, 2021 to June 15, 2021, that are evidence of the above-
18 listed crimes, including:

- 19 • Savings and Checking Account Records: Including records reflecting dates and amounts
20 of deposits, withdrawals, interest, debit and credit memos, deposit slips, checks
21 deposited, withdrawal slips, and checks issued for withdrawals, bank statements, checks
22 drawn on the account, records pertaining to all debit and credit memos, and Forms 1099
23 issued.
- Records of other Funds Transfers: Including purchases of bank checks, cashier, teller,
travelers' check records, or money order records including the check register, file copies
of the checks or money orders, records revealing the date and source of payment for said
checks or money orders;
- Other Records: Records of flow of funds into or out of the identified accounts including
certified checks, wire transfers, or collections, letters of credit, bonds and securities
purchased, savings bond transactions and investment accounts. Including records that

1 disclose the date and amount of the transaction, method (cash or check) and source of
2 payment, instruments and statements of transactions;

- 3 • Evidence of dominion and control of the account including account holder's name(s),
4 SSN, phone number(s), email address(es), home address, signature cards, opening and
5 closing dates, billing address(s), linked accounts, and similar identifying information;
- 6 • Videos or other imaging available for all in-person transactions during the above date
7 range; and,
- 8 • IP logs, phone logs or similar customer engagement information for all on-line or
9 telephonic transactions during the above date range.
- 10 • Additionally, I respectfully request that the Court issue a warrant authorizing the freezing
11 of Account 1454510221 registered to Robert G. Ellis, held in the custody of Qualstar
12 Credit Union.
- 13 • Immediately upon receipt of the warrant, the service provider shall, as soon as
14 practicable, provide the current account balance orally or in written form.

12 **G. Merrill Lynch, Pierce, Fenner & Smith, Inc.**

13 Grand Jury - Criminal Inquiries
14 9000 Southside Blvd
15 Building 300
16 Jacksonville, FL 32256
17 grandjury@ml.com

18 Based on all the foregoing information, there is probable cause to believe that evidence of
19 the above-listed crimes exists in the business records of Merrill Lynch, Pierce, Fenner & Smith,
20 Inc., and that the court should authorize a warrant to search Merrill Lynch, Pierce, Fenner & Smith,
21 Inc. for the following items associated with Joel Alexander Micka, DOB 4/13/1988, SSN XXX-
22 XX-7088, and/or account number 22X42A94 for the date range of January 1, 2021 and June 15,
23 2021, that are evidence of the above-listed crimes, including:

- 20 • Account Holder Information: Name, postal address, telephone number, email address and
21 identification information associated with the above-listed account(s);
- 22 • Transaction Information: All information collected in association with any
23 transactions/donations/transfers conducted between January 1, 2021 and June 15, 2021,
including the amounts sent or requested, amounts paid for products or services, merchant

1 information, information about any funding instruments used to complete the transaction,
2 information about the electronic device(s) being used to access Merrill Lynch and
3 geolocation information regarding the device(s);

- 4 • Account Records: Including records reflecting dates and amounts of deposits,
5 withdrawals, interest, debit and credit memos, deposit slips, checks deposited, withdrawal
6 slips, and checks issued for withdrawals, statements, checks drawn on the account,
7 records pertaining to all debit and credit memos, and Forms 1099 issued;
- 8 • Records of other Funds Transfers: Including purchases of bank checks, cashier, teller,
9 travelers' check records, or money order records including the check register, file copies
10 of the checks or money orders, records revealing the date and source of payment for said
11 checks or money orders;
- 12 • Other Records: Records of flow of funds into or out of the identified accounts including
13 certified checks, wire transfers, or collections, letters of credit, bonds and securities
14 purchased, savings bond transactions and investment accounts. Including records that
15 disclose the date and amount of the transaction, method (cash or check) and source of
16 payment, instruments and statements of transactions; and,
- 17 • Evidence of dominion and control of the account including account holder's name(s),
18 SSN, phone number(s), email address(es), home address, billing address, linked accounts,
19 and similar identifying information.
- 20 • Additionally, I respectfully request that the Court issue a warrant authorizing the freezing
21 of account number 22X42A94 registered to Joel A. Micka, held in the custody of Merrill
22 Lynch, Pierce, Fenner & Smith, Inc.
- 23 • Immediately upon receipt of the warrant, the service provider shall, as soon as
practicable, provide the current account balance(s) orally or in written form.

Based on the foregoing, I believe probable cause exists to conclude that beginning at least
as early as November 2018, and continuing through in or about May 2021, Joel A. Micka engaged
in professional gambling in the first degree in violation of RCW 9.46.220.

Additionally, there is probable cause to believe that up to \$349,658 is subject to seizure

1 and forfeiture pursuant to RCW 9.46.231 because it is property, real or personal, which
2 constitutes or is derived from proceeds traceable to a professional gambling activity.

3 Accordingly, I respectfully request that the Court issue a warrant authorizing the freezing
4 of the following accounts: Account 138081159121 registered in the name of Joel A. Micka and
5 Terri Micka, held in the custody of Bank of America; Account 138127162405 registered in the
6 name of Micka Investment LLC, held in the custody of Bank of America; Account 22X42A94
7 registered to Joel A. Micka, held in the custody of Merrill Lynch, Pierce, Fenner & Smith, Inc.;
8 Account 1454510221 registered to Robert G. Ellis, held in the custody of Qualstar Credit Union;
9 Account 1921688982793477564 registered to Joel Micka, held in the custody of PayPal
Holdings, Inc.; and Account 1364883796169267675 registered to Robert Ellis, held in the
custody of PayPal Holdings, Inc.

10 I certify under penalty of perjury under the laws of the State of Washington that the
11 foregoing is true and correct.

12 Signed this 28th day of September, 2022, at Thurston County, WA.

13 Declarant's Signature: Anthony Czar

14 Declarant's full name: Special Agent Anthony M. Czar
15 Agency Badge/Serial or Personnel #: 43
Agency Name: Washington State Gambling Commission

16 On the 28th day of September, 2022, I reviewed and considered the above application,
17 submitted to me under penalty of perjury.

18 Signature: Carol Murphy
SUPERIOR COURT JUDGE
19 Printed Judge's Name: Carol Murphy



Washington State Gambling Commission

November 2023 financial update

Kriscinda Hansen, Chief Financial Officer

Protect the public by ensuring that gambling is legal and honest

Fiscal Year 23 revenue summary

Through June 2023, FY23 final

Total Revenue by Category	Allotted	Actual	Variance
Activity Licenses - Commercial	6,341,803	5,975,794	(366,009)
Activity Licenses - Non-Profit	1,403,634	1,170,927	(232,707)
Individual Licenses	3,064,365	2,165,756	(898,608)
Vendor Licenses and fees	1,728,224	867,163	(861,061)
Sports Wagering (Vendors and Reps)	971,250	1,239,197	267,947
Expected revenue subtotal	13,509,276	11,418,837	(2,090,439)
Tribal Reimbursement	5,640,711	2,746,091	(2,894,620)
Sports wagering start up repayment		1,448,396	
Other Sources (unexpected)	331,323	1,912,771	3,029,844
Total	19,481,310	17,526,095	(1,955,214)



Fiscal Year 23 expenditures

Through June 2023, FY23 final

Expenditure	Allotted	Actual	Variance
Personnel	\$ 12,754,202	\$ 10,777,579	\$ 1,976,623
Contracting	395,400	143,135	252,265
Equipment	696,185	372,040	324,145
All other	4,906,767	3,756,595	1,150,172
Total	18,752,554	15,049,348	3,703,206



	Allotted	Actual	Difference
Revenue	\$ 3,694,431	\$ 3,671,262	\$ (23,169)
Expenditures	\$ 4,250,744	\$ 4,055,886	\$ 194,858



First quarter Fiscal Year 24 revenue and expenditures



Washington State Gambling Commission

Questions?

Protect the public by ensuring that gambling is legal and honest



Staff Proposed Rule Making
WAC 230-03-155 – Submitting a proposed plan of operations for charitable and nonprofit organizations.

NOVEMBER 2023 – Discussion and Possible Filing
SEPTEMBER 2023 – Initiate Rule Repeal

Tab 6: NOVEMBER 2023 Commission Meeting Agenda.	Statutory Authority 9.46.070
Who Proposed the Rule Change?	
Washington State Gambling Commission Staff	
Background	
BOLD = Changes made since September 2023 Commission Meeting	
Staff recommends repeal of WAC 230-03-155. This rule relates to applicants who plan to conduct large bingo operations, which we have not received in the last 20 plus years. Rules already exist imposing additional reporting requirements on charitable and nonprofit organizations with gross gambling receipts of \$3 million dollars or more.	
The repealer for WAC 230-03-155 is attached and ready for filing. No public comments on the proposal to repeal have been received.	
Attachments:	
<ul style="list-style-type: none">• WAC 230-03-155	
Staff Recommendation	
Staff recommends filing the attached repealer for further discussion.	

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 230-03-155 Submitting a proposed plan of
operations for charitable and nonprofit
organizations.



Rule Petition to Amend

WAC 230-11-065 Raffle prizes.

WAC 230-11-067 Requesting commission approval prior to offering raffle prizes exceeding \$40,000 per prize or \$300,000 in a license year.

WAC 230-11-075 Limit number of guests for members-only raffles.

WAC 230-11-085 Modified and discounted pricing plans for tickets for members-only raffles.

WAC 230-11-086 Discounted pricing plans for tickets to members-only raffles.

WAC 230-11-087 Other pricing plans for members-only raffles.

WAC 230-11-105 Retain and store raffle records.

NOVEMBER 2023 – Discussion and Possible Filing

SEPTEMBER 2023 – Commission Review

JULY 2023 – Rule-Making Petition Received

Tab 7: NOVEMBER 2023 Commission Meeting	Statutory Authority 9.46.070
Who Proposed the Rule Change?	
<p>Alex Baier, on behalf of Rocky Mountain Elk Foundation, Olympia, WA Tiffany Brace, on behalf of Nonprofit Association of Washington, Seattle, WA Keely Hopkins, on behalf of Congressional Sportsmen’s Foundation, Vancouver, WA Matt Little, on behalf of Ducks Unlimited, Vancouver, WA Nello Picinich, on behalf of Coastal Conservation Association, Vancouver, WA</p>	
Background	
<p>The rules package began as a four separate rules packages. In this new package, staff presents those parts of the rule package on which Commissioners agreed to initiate rulemaking in September 2023.</p> <p>Several nonprofits operating in Washington state proposed multiple amendments to rules related to raffles. The details of the suggested amendments on which the Commissioners agreed to initiate rulemaking are explained as:</p> <ol style="list-style-type: none"> 1) To keep up with inflation, petitioners request that, in WAC 230-11-085, the \$10 maximum on the price of a single ticket and \$25 maximum on the price of a discounted package of tickets be raised to \$25 and \$100, respectively, and that appropriate changes be made to WAC 230-11-086 and WAC 230-11-087. 2) To ease the burden of record-keeping, petitioners would like a reduction to one year for the requirements to hold onto records for three years from the end of the licensee’s fiscal year in WAC 230-11-105. 3) Allowing more guests to participate in a member-only raffle. Currently, WAC 230-11-075 states that guests must not exceed 25 percent of total attendance, which petitioners would like raised to 50 percent. 4) Petitioners seek to increase the thresholds in WAC 230-11-067 so the additional recordkeeping and Commission approvals commence at higher levels than the current \$40,000 per prize or \$300,000 in a license year. If the thresholds cannot be fully adjusted for inflation, petitioners ask if the thresholds could be raised to \$80,000 per prize or \$500,000 in a license year. 	

In addition, Commission staff suggested amending WAC 230-11-067 to add additional requirements for high value raffles to protect the licensee and raffle ticket buyers if ticket sales fall short of expectations.

Since September, Commission staff developed the attached proposed amendments to the raffle rules that seek to address petitioners' and staff interests while maintaining adequate regulatory control.

The changes proposed include:

- Increasing the thresholds that trigger submission of a raffle plan and commission approval prior to offering raffle prizes that exceed \$80,000 for a single prize or \$500,000 in cumulative prizes in a license year (WAC 230-11-065 and WAC 230-11-067).
- Requiring licensees that offer raffle prizes that exceed \$80,000 for a single prize or \$500,000 in cumulative prizes in a license year to award at least 50 percent of the net proceeds less expenses as a grand prize if ticket sales fall below the predetermined number of ticket sales disclosed in the raffle plan (WAC 230-11-067).
- Increasing the number of guests for members-only raffles (WAC 230-11-075).
- Clarifying WAC 230-11-085 to focus on modified pricing plans, such as a penny raffle.
- Offering discounted packages (WAC 230-11-086) and other pricing plans for members-only raffles (WAC 230-11-087) if every potential participant is also able to purchase an individual raffle ticket outside of discounted packages and other pricing plans.
- Allowing for destruction or disposal after one year of unsold tickets and certain ticket stubs, (WAC 230-11-105).

After the changes were drafted, Commission staff met with petitioners to review draft rules.

Attachments:

- Petition – Updated September 12, 2023
- Original Petition – July 20, 2023
- September 2023 Rules Summary – Part I: Initiate Rulemaking
- September 2023 Rules Summary – Part III: Commissioner Policy Decision
- September 2023 Rules Summary – Staff-Initiated Raffle Rulemaking
- Revised rules for filing: WAC 230-11-065, WAC 230-11-067, WAC 230-11-075, WAC 230-11-085, WAC 230-11-086, WAC 230-11-087, and WAC 230-11-105.

Policy Considerations

The thresholds, \$40,000 for a single prize and \$300,000 in cumulative prizes in a license year, that trigger submission of a raffle plan and commission approval in WAC 230-11-067 exist to protect the charitable or nonprofit organization by making sure they have a well-developed plan to ensure success.

Staff Recommendation

Staff recommends filing the attached revised rules for further discussion.

McLean, Lisa (GMB)

From: Matt Little <mlittle@ducks.org>
Sent: Tuesday, September 12, 2023 11:21 AM
To: McLean, Lisa (GMB); tiffany@nonprofitwa.org; abaier@rmef.org; eric.demers@pediatrix.com; Kirk A. Struble; nello.picinich@ccawashington.org; Keely Hopkins; Laura Pierce
Cc: Nicks, Jim (GMB); Melville, Jim (GMB); McGregor, Bill (GMB)
Subject: RE: Follow up on June 29 Meeting

External Email

Yes, thank you Lisa. As we discussed on the phone, it sounds like updating all three of those WACs re: ticket pricing would make the most sense. Thank you for catching that and see you on Thursday.

Best,
Matt

Matt Little
Director of DU Public Policy, Western Region
11805 NE 99th Street, Suite 1300
Vancouver, WA 98682
mlittle@ducks.org
(541) 678-2322



Sign-up to become a [#DuckPolicy Insider](#)

From: McLean, Lisa (GMB) <lisa.mclean@wsgc.wa.gov>
Sent: Tuesday, September 12, 2023 11:10 AM
To: Matt Little <mlittle@ducks.org>; tiffany@nonprofitwa.org; abaier@rmef.org; eric.demers@pediatrix.com; Kirk A. Struble <kstruble@ducks.org>; nello.picinich@ccawashington.org; Keely Hopkins <khopkins@congressionalsportsmen.org>; Laura Pierce <laura@nonprofitwa.org>
Cc: Nicks, Jim (GMB) <jim.nicks@wsgc.wa.gov>; Melville, Jim (GMB) <jim.melville@wsgc.wa.gov>; McGregor, Bill (GMB) <bill.mcgregor@wsgc.wa.gov>
Subject: RE: Follow up on June 29 Meeting

CAUTION: - This email originated outside of Ducks Unlimited.

Hi Matt –

Based on our telephone conversation yesterday, your request to change WAC 230-11-085, raising the ticket price limits from \$10 for individual tickets and \$25 for a discounted package of tickets to \$25 and \$100, respectively, may have impacts on WAC 230-11-086 and WAC 230-11-087. Are you wanting to amend your petition to include these additional WACs?

If so, please respond affirmatively to this email so that staff can amend its summary to the Commissioners.

Thanks,

Lisa

Lisa C McLean
Legislative and Policy Manager
Washington State Gambling Commission
P.O. Box 42400
Olympia, WA 98504
Office: (360) 486-3454
Cell: (360) 878-1903
lisa.mclean@wsgc.wa.gov



From: Matt Little <mlittle@ducks.org>

Sent: Thursday, July 20, 2023 12:21 PM

To: McLean, Lisa (GMB) <lisa.mclean@wsgc.wa.gov>; tiffany@nonprofitwa.org; abaier@rmef.org; eric.demers@pediatrix.com; Kirk A. Struble <kstruble@ducks.org>; nello.picinich@ccawashington.org; Keely Hopkins <khopkins@congressionalsportsmen.org>; Laura Pierce <laura@nonprofitwa.org>

Cc: Nicks, Jim (GMB) <jim.nicks@wsgc.wa.gov>; Melville, Jim (GMB) <jim.melville@wsgc.wa.gov>; McGregor, Bill (GMB) <bill.mcgregor@wsgc.wa.gov>

Subject: RE: Follow up on June 29 Meeting

External Email

Hi friends,

Our request is for the Washington State Gambling Commission to consider changes to the rules for charitable nonprofit fundraising as we discussed at the last meeting and are summarized in the attached document. We were very pleased with the conversation we had with Bill and your team and it sounded like many of our requests would have a favorable hearing in front of the Commission.

We don't believe our groups, which only represent a subset of the nonprofits affected by these rules, need a training unless you think that will help us collectively determine which rule requests we can bring to the next Commission meeting.

Please advise and thank you for your time and consideration.

Best,
Matt

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From: McLean, Lisa (GMB) <lisa.mclean@wsgc.wa.gov>
Sent: Friday, July 14, 2023 11:36 AM
To: Matt Little <mlittle@ducks.org>; tiffany@nonprofitwa.org; abaier@rmef.org; eric.demers@pediatrix.com; Kirk A. Struble <kstruble@ducks.org>; nello.picinich@ccawashington.org; Keely Hopkins <khopkins@congressionalsportsmen.org>
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Subject: RE: Follow up on June 29 Meeting

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From: McLean, Lisa (GMB)
Sent: Friday, July 14, 2023 11:34 AM
To: Matt Little <mlittle@ducks.org>; tiffany@nonprofitwa.org; abaier@remef.org; eric.demers@pediatrix.com; kstruble@ducks.org; nello.picinich@ccawashington.org; Keely Hopkins <khopkins@congressionalsportsmen.org>
Cc: Nicks, Jim (GMB) <jim.nicks@wsgc.wa.gov>; Melville, Jim (GMB) <jim.melville@wsgc.wa.gov>; McGregor, Bill (GMB) <bill.mcgregor@wsgc.wa.gov>
Subject: Follow up on June 29 Meeting

Hi all –

To follow up on our meeting at the end of June, WSGC Special Agent Supervisor Bill McGregor remains open to organizing an advanced training for you and your colleagues. To organize that training, it would be most helpful for him to receive a written list of concerns from you all so that he can research the background of certain rules and be prepared to give you information about the context of the rule and how to apply it.

I will drop out of this conversation and suggest that you connect directly with Bill (with a cc to Agent in Charge (Regulation) Jim Nicks and Special Agent (Regulation) Jim Melville) so that he can begin working on the training.

With best regards,
Lisa

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Cc: Nicks, Jim (GMB); Melville, Jim (GMB); McGregor, Bill (GMB)
Subject: RE: Follow up on June 29 Meeting
Attachments: WA Gambling Commission rule requests for nonprofits.pdf

External Email

Hi friends,

Our request is for the Washington State Gambling Commission to consider changes to the rules for charitable nonprofit fundraising as we discussed at the last meeting and are summarized in the attached document. We were very pleased with the conversation we had with Bill and your team and it sounded like many of our requests would have a favorable hearing in front of the Commission.

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Washington nonprofit rules request changes for WA Gambling Commission

July 2023

KEEPING UP WITH INFLATION

WAC 230-11-100

(1) Licensees conducting raffles with gross gambling receipts of **fifty thousand dollars** or less in their previous license year and organizations conducting unlicensed raffles under the authority of RCW 9.46.0315 or 9.46.0321 must keep a record by month of the following:

- (a) Gross receipts; and
- (b) Prizes paid; and
- (c) Net income; and
- (d) Documentation of expenses; and
- (e) Documentation of how the proceeds were used.

(2) Licensees conducting raffles with gross gambling receipts over **fifty thousand dollars** in their initial license year, with gross gambling receipts over **fifty thousand dollars** in their previous license year, offering prizes that require approval per WAC 230-11-067, or conducting raffles using alternative drawing formats must prepare a detailed record for each raffle they conduct. Licensees must:

- (a) Record all data required in the standard format we provide; and
- (b) Maintain the following:
 - (i) Validated deposit receipts for each deposit of raffle proceeds; and
 - (ii) All winning tickets; and
 - (iii) Name, address, and telephone number of all winners of a prize with a fair market value of more than **fifty dollars**; and
 - (iv) **All ticket stubs for raffles** that participants are not required to be present at the drawing; and
 - (v) All unsold tickets for individual raffles for which gross gambling receipts exceed **five thousand dollars**; and
 - (vi) Invoices and other documentation recording the purchase or receipt of prizes; and
 - (vii) Invoices and other documentation recording the purchase of tickets and other expenses of the raffle; and
- (c) Complete all records no later than **thirty days following the drawing.**"

Requests:

- Adjust dollar amounts upward to fully account for inflation since time of inception and/or include an annual or periodic increase to adjust for inflation
- Adjust Section 1(b)(iii) from \$50 to \$600 to align with IRS requirements
- Eliminate Section 2(b)(iv)

WAC 230-11-067:

Requesting commission approval prior to offering raffle prizes exceeding **forty thousand dollars** per prize or **three hundred thousand** dollars in a license year.

Requests:

- As above, can we adjust these dollar figures to account for inflation since inception?
 - If unable to justify a full adjustment for inflation, perhaps consider \$80,000 and \$500,00 respectively

WAC 230-11-085:

(1) Licensees may use modified ticket pricing plans at members-only raffles when gross revenues do not exceed five thousand five dollars. One type of modified pricing plan is a penny raffle. A penny raffle is a raffle where licensees sell five hundred consecutively numbered tickets. Participants randomly choose tickets and pay the consecutive number of the ticket multiplied by a predetermined cost, for instance, one penny.

(2) In modified pricing plans, licensees may sell tickets to enter a raffle for different values, not to exceed **ten dollars** for a single ticket, if the licensee:

(a) Discloses to the participants the pricing plan before selling them a ticket to participate. The licensee must disclose to the participant the total number of tickets in the population available and the number of tickets at each price level; and

(b) Allows participants to randomly select their ticket from the population of remaining tickets and pay the amount printed on the ticket they select; and

(c) Establishes records for an adequate audit trail to determine gross gambling receipts; and

(d) Holds no more than two such drawings during a meeting or event; and

(e) Sells multiple tickets to enter one or more drawings as a package and the total price of the package must not exceed **twenty-five dollars**.

Request:

- As above, increase maximum price for single ticket from \$10 to \$25 (section 2) and the maximum price of a package of tickets from \$25 to \$100 (section 2(e)). This would serve to both help maximum ticket prices keep up with inflation as well as allowing better and more valuable prizes to be used in such raffles.

WAC 230-11-014:

(1) Raffle tickets must not be sold for more than **one hundred dollars** each; and

(2) Enhanced raffle tickets must not be sold for more than two hundred fifty dollars each.

Request:

- As above, increase to \$250 and allow for inflation annually/periodically.

EASING RECORD KEEPING BURDEN

WAC 230-07-130

(1) Charitable or nonprofit licensees, except agricultural fairs, must maintain records which clearly show how the licensee used or disbursed the funds from each licensed activity. These records must provide an audit trail satisfactory for us to verify that the funds were used for the licensees' stated purpose(s). These records must include, at least, canceled checks for the disbursements. (2) Charitable or nonprofit licensees must keep these records for **three years** from the end of the license year for which the record was created.

WAC 230-11-105

(1) Records for unlicensed raffles must be kept for one year following the date of the raffle drawing.

(2) Records for licensed raffles must be kept for **three years** from the end of the licensees' fiscal year in which the raffle was completed.

Request:

- Change record-keeping from 3 years to 1

WAC 230-11-100

(2) Licensees conducting raffles with gross gambling receipts over fifty thousand dollars in their initial license year, with gross gambling receipts over fifty thousand dollars in their previous license year, offering prizes that require approval per WAC [230-11-067](#), or conducting raffles using alternative drawing formats must prepare a detailed record for each raffle they conduct. Licensees must:

- (a) Record all data required in the standard format we provide; and
- (b) Maintain the following:
 - (i) Validated deposit receipts for each deposit of raffle proceeds; and
 - (ii) All winning tickets; and
 - (iii) Name, address, and telephone number of all winners of a prize with a fair market value of more than fifty dollars; and
 - (iv) All ticket stubs for raffles that participants are not required to be present at the drawing; and
 - (v) All unsold tickets for individual raffles for which gross gambling receipts exceed five thousand dollars; and
 - (vi) Invoices and other documentation recording the purchase or receipt of prizes; and
 - (vii) Invoices and other documentation recording the purchase of tickets and other expenses of the raffle; and
- (c) Complete all records no later than thirty days following the drawing.

Request:

- Keep only winning tickets

WAC 230-11-100

(2) Licensees conducting raffles with gross gambling receipts over fifty thousand dollars in their initial license year, with gross gambling receipts over fifty thousand dollars in their previous license year, offering prizes that require approval per WAC [230-11-067](#), or conducting raffles using alternative drawing formats must prepare a detailed record for each raffle they conduct. Licensees must:

- (a) Record all data required in the standard format we provide; and
- (b) Maintain the following:
 - (i) Validated deposit receipts for each deposit of raffle proceeds; and
 - (ii) All winning tickets; and
 - (iii) Name, address, and telephone number of all winners of a prize with a fair market value of more than fifty dollars; and
 - (iv) All ticket stubs for raffles that participants are not required to be present at the drawing; and
 - (v) All unsold tickets for individual raffles for which gross gambling receipts exceed five thousand dollars; and
 - (vi) Invoices and other documentation recording the purchase or receipt of prizes; and
 - (vii) Invoices and other documentation recording the purchase of tickets and other expenses of the raffle; and
- (c) Complete all records no later than thirty days following the drawing.

Request:

- Allow quarterly record-keeping/report by amend section 2(c) from, "...no later than thirty days following the drawing," to, "no later than thirty days following the quarter in which the drawing took place." This better aligns the record keeping requirement with the required quarterly report filings.

MEMBERS-ONLY RAFFLES ALLOWING FOR SPOUSES/GUESTS

WAC 230-11-075:

The total number of guests participating in a raffle must not exceed **twenty-five percent** of the total attendance of the meeting. The organization must maintain records to show compliance with this requirement.

Request:

- Increase cap on guests from 25% to 50% to allow for spouses/partners/guests participating in members only raffles.

CREDIT CARD TRANSACTIONS AT END OF EVENT

WAC 230-06-035:

(1) Licensees, employees, or members must not offer or give credit, loans, or gifts to any person playing in an authorized gambling activity or which makes it possible for any person to play in an authorized gambling activity.

(2) Gifts are items licensees give to their customers. Licensees must not connect these gifts to gambling activities we regulate unless the gifts are:

(a) Gambling promotions; or

(b) Transportation services to and from gambling activities; or

(c) Free or discounted food, drink, or merchandise which:

(i) Costs less than \$500 per individual item; and

(ii) Must not be traded back to you for cash; and

(iii) Must not give a chance to participate further in an authorized gambling activity.

(3) You must collect the price required to participate in the gambling activity in full **before** allowing someone to participate. Authorized payment methods include cash, check, gift certificate, gift card, or debit card.

(4) If the price paid for the opportunity to play a punch board or pull-tab series is \$10 or less, licensees may collect the price immediately after the play is completed.

(5) If a charitable or nonprofit organization has a regular billing system for all of the activities of its members, it may use its billing system in connection with the playing of any licensed activities as long as the organization limits play to full and active members of its organization.

(6) Charitable or nonprofit organizations may allow credit cards, issued by a state regulated or federally regulated financial institution, for payment to participate in raffles.

Request:

- Consider allowing for 1 credit/debit card transaction **at the end** of an event (i.e. for raffle tickets purchased during the event, as well as live and silent auction items). This would serve to both make conducting raffles during an event more streamlined and simple, as well as helping to ease the financial burden on non-profits in regards to credit card fees imposed by credit card companies.

RAFFLE TICKET SALES ASSOCIATES

WAC 230-11-035:

(1) Organizations must not pay members or volunteers for selling tickets or managing or operating a raffle, unless the person is a full-time or part-time employee of the organization with duties other than selling tickets or managing or operating raffles.

(2) Licensees may provide members or volunteers with noncash incentives for selling tickets if the licensee:

(a) Bases the incentives on the number of tickets sold; and

(b) Gives incentives that do not exceed five percent of the gross gambling receipts of the raffle; and

(c) Maintains a record of the name, address, and telephone number of all persons receiving incentives.

Requests:

- To comply with RCW and the WAC above, can we pay raffle ticket sales associates if they are paid via organizational revenue only, separate from raffle revenue (as we do for all our fundraising staff)
- Better define noncash incentives above or limit them only to organizational revenue, not from raffle proceeds

TECHNOLOGY – ALLOWING TELEPHONE PAYMENTS, PAYMENTS BY MAIL, AND YOUTH PARTICIPATION

(No WAC found, but these prohibitions below are listed [here](#) on page two under, “Selling tickets”:

• Tickets must be paid for in full by cash, check, or credit card. No IOU's.

• Tickets cannot be sold over the Internet or telephone.

• Tickets and/or payment for tickets cannot be mailed.

• Individuals under 18 years of age may sell tickets, only if (WAC 230-06-010):

- Your organization's primary purpose is to develop youth; and
- At least three members of your organization, age 18 or older, supervise the raffle; and
- A member, 18 years or older, manages the raffle.

Requests:

- Consider allowing for ticket sales over the telephone (which is currently considered a “wire transfer”). Credit cards are already a permissible form of payment for raffle tickets for non-profits; taking a credit card payment over the phone is functionally the same as taking that same credit card payment face to face.
- Consider allowing for non-profits to be able to accept an order form for raffle tickets via mail, provided that physical tickets or ticket stubs are not sent via mail. This is already being permitted in WA in the case of both the WA Wild Sheep Foundation's Rocky Mountain Bighorn Sheep Raffle (info available on their website, washingtonwsf.org) as well as the “Buckrun Mule Deer Raffle Contest,” the information about which and the order form for is available to the public in the Washington Big Game Hunting Regulations at the bottom of page 3. This particular ad/order form also states, “Buy 5 entries, get 1 free!,” which

seems to also be out of compliance in regards to offering free tickets or offering discounted pricing plans for multiple ticket purchases.

- Allow college clubs or youth to sell tickets at their fundraising events if organizations have a charitable mission, not just to “develop youth”

TICKET BUNDLING AND DISCOUNT PLANS

WAC 230-11-025:

(1) Licensees may put tickets together in a bundle and sell them at a discount level if they:

- (a) Create the discount levels before selling any raffle tickets; and*
- (b) Do not change the discount levels during the raffle; and*
- (c) Make single nondiscounted tickets available to all participants; and*
- (d) Use up to three discount levels for each raffle; and*

(2) Booklets of bundled discounted tickets must contain the number of tickets named in the discount levels; and

(3) Licensees must not remove tickets from a booklet to sell them individually; and

(4) Each booklet of bundled tickets must have the following information printed on the cover:

- (a) A description of the discount levels; and*
- (b) The number of tickets in the booklet; and*
- (c) The total cost of the booklet; and*
- (d) A consecutive number; and*

(5) Licensees must establish controls and accounting procedures necessary to determine gross gambling receipts from ticket sale

Requests:

- Make establishing discount plans simpler by removing the pre-bundled booklet requirement or allow for bundled tickets to be broken out and sold individually at full price.
 - Raffles are a gambling activity and gamblers like to know their odds. If making odds known and available to the public, we cannot do discount plans because of the requirement of pre-bundling combined with the restriction of not being able to break out tickets from a bundle.
 - Extra tickets would have to be available if the goal is to sell say 100 tickets. We need to sell 100 to make our margin so can't simply set aside a portion of the tickets that are bundled to be part of the discount plan tickets in the hope that we can sell them all when there would be people who would want to buy at full price. The opposite is also true, we could sell out of all the pre-made bundles, have the discount plan advertised per raffle rules, and run into the situation where people refuse to buy a single ticket because we are refusing to sell the advertised bundle.



Rule Petition to Amend

- WAC 230-11-075 Limit number of guests for members-only raffles.
- WAC 230-11-085 Modified and discounted pricing plans for tickets for members-only raffles.
- WAC 230-11-086 Discounted pricing plans for tickets to members-only raffles.
- WAC 230-11-087 Other pricing plans for members-only raffles.
- WAC 230-11-105 Retain and store raffle records.

SEPTEMBER 2023 – Commission Review
JULY 2023 – Rule-Making Petition Received

Tab 6: SEPTEMBER 2023 Commission Meeting	Statutory Authority 9.46.070
Who Proposed the Rule Change?	
<p>Alex Baier, on behalf of Rocky Mountain Elk Foundation, Olympia, WA Tiffany Brace, on behalf of Nonprofit Association of Washington, Seattle, WA Keely Hopkins, on behalf of Congressional Sportsmen’s Foundation, Vancouver, WA Matt Little, on behalf of Ducks Unlimited, Vancouver, WA Nello Picinich, on behalf of Coastal Conservation Association, Vancouver, WA</p>	
Background	
<p>Several nonprofits operating in Washington state have proposed multiple amendments to rules related to nonprofits and raffles. We have split the petition into three separate rules packages: 1) the suggested amendments on which the Commission may want to initiate rulemaking; 2) the suggested amendments on which the Commission may want to deny petitioners’ request; and 3) the suggested amendment that staff believes is a policy question on which the Commissioners should decide. This rules package is the first part of the package and is explained as:</p> <ol style="list-style-type: none"> 1) To keep up with inflation, petitioners request that, in WAC 230-11-085, the \$10 maximum on the price of a single ticket and \$25 maximum on the price of a discounted package of tickets be raised to \$25 and \$100, respectively, and that appropriate changes be made to WAC 230-11-086 and WAC 230-11-087. 2) To ease the burden of record-keeping, petitioners would like a reduction to one year for the requirements to hold onto records for three years from the end of the licensee’s fiscal year in WAC 230-11-105. 3) Allowing more guests to participate in a member-only raffle – Currently, WAC 230-11-075 states that guests must not exceed 25 percent of total attendance, which petitioners would like raised to 50 percent. <p>Attachments:</p> <ul style="list-style-type: none"> • Petition – Updated September 12, 2023 • Original Petition – July 20, 2023 	
Policy Considerations	
Staff believes that the petitioners’ ideas for changes are worthy of consideration.	

- 1) WAC 230-11-085 sets the maximum prices for a single ticket and a discounted package of tickets at \$10 and \$25, respectively. Increasing these price limits to \$25 and \$100, respectively, does not raise any regulatory concerns with commission staff. The maximum ticket price in 1995 was \$5.00. It was raised to \$25 in 2009. Any change to WAC 230-11-085 may necessitate changes to WAC 230-11-086 and WAC 230-11-087, which also limit maximum prices to \$10 and \$25 for individual and packaged tickets.
- 2) The three-year record retention requirements in WAC 230-11-105 are connected to WAC 230-11-100, which requires licensees conducting raffles with gross gambling receipts of more than \$50,000 in a year to keep all winning tickets, all ticket stubs for raffles where participants were not required to be present, and all unsold tickets for individual raffles with gross gambling receipts of more than \$5,000. Commission staff understands the storage burden this requirement might place on some organizations conducting many raffles, but also believes that these items are necessary to check in the event of a complaint. Nonetheless, it might be possible to maintain a three-year retention requirement for some items but allow for destruction or disposal of the bulkier items after only a year.
- 3) WAC 230-11-075 defines the limit on the number of guests for a members-only raffle, currently set at 25 percent. Increasing the number of guests attending the event to 50 percent does not pose any regulatory concerns for staff.

Staff Recommendation

Staff recommends initiating rule-making proceedings for further discussion.



Rule Petition to Amend

WAC 230-11-065 Raffle prizes.

WAC 230-11-067 Requesting commission approval prior to offering raffle prizes exceeding \$40,000 per prize or \$300,000 in a license year.

SEPTEMBER 2023 – Commission Review
JULY 2023 – Rule-Making Petition Received

Tab 8: SEPTEMBER 2023 Commission Meeting	Statutory Authority 9.46.070
Who Proposed the Rule Change?	
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<p>Several nonprofits operating in Washington state have proposed multiple amendments to rules related to nonprofits and raffles. We have split the petition into three separate rules packages: 1) the suggested amendments on which the Commission may want to initiate rulemaking; 2) the suggested amendments on which the Commission may want to deny petitioners’ request; and 3) the suggested amendment that staff believes is a policy question on which the Commissioners should decide. This rules package is the third part of the package.</p>	
<p>The petitioners ask that the thresholds in WAC 230-11-067 be increased so the additional record keeping and Commission approvals commence at higher levels than the current \$40,000 per prize or \$300,000 in a license year. If the thresholds cannot be fully adjusted for inflation, petitioners ask if the thresholds could be raised to \$80,000 per prize or \$500,000 in a license year.</p>	
<p>The original rule was adopted in April 1983 when the Commission established \$40,000 as the cap on a single raffle prize, and \$80,000 as the cap on raffle prizes in a single year. The Commission could permit a licensee to exceed these limits on specific occasions if “good cause” was shown.</p>	
<p>WAC 230-11-065 was amended in 2010 to establish in a new rule (WAC 230-11-067) requiring submission of detailed raffle plan for Commissioner review and approval if a single raffle prize exceeded \$40,000 or \$80,000 annually. The new rule was amended in 2012 when the annual prize threshold that would trigger the need for Commission approval went from an \$80,000 cap to \$300,000. The threshold was also changed in WAC 230-11-065. The 2012 amendment also added a list of items licensees must submit with their plan to exceed the \$300,000 annual prize limit.</p>	
<p>Attachments:</p>	
<ul style="list-style-type: none">• Petition• WAC 230-11-065• WAC 230-11-067	

Policy Considerations

The \$40,000 per prize threshold and the \$300,000 in a calendar year threshold that trigger submission of a plan and Commission approval in WAC 230-11-067 exist to protect the charitable or nonprofit organization by making sure they have a well-developed plan to ensure success.

Staff Recommendation

Under the requirements of the Administrative Procedure Act, the Commission must take action on a petition within 60 days of receiving it. Your options are to:

- Initiate rule-making proceedings for further discussion; or
- Deny the petition in writing, a) stating the reasons for the denial, specifically addressing the concerns stated in the petition, or b) indicating alternative means by which the agency will address the concerns raised in the petition.



Staff Proposed Rule Making

WAC 230-11-067 – Requesting commission approval prior to offering raffle prizes exceeding \$40,000 per prize or \$300,000 in a license year.

September 2023 – Initiate Rule Making

Tab 10: September 2023 Commission Meeting Agenda.	Statutory Authority 9.46.070
Who Proposed the Rule Change?	
Washington State Gambling Commission Staff	
Background	
<p>Staff seeks to amend WAC 230-11-067 to add additional requirements for high value raffles. The requirements would be intended to protect the raffle organizer and raffle ticket buyers in the event that ticket sales fall short of expectations.</p> <p>Attachments:</p> <ul style="list-style-type: none">• WAC 230-11-067	
Staff Recommendation	
Staff recommends initiating rulemaking to add additional requirements for high value raffles.	

AMENDATORY SECTION (Amending WSR 13-19-056, filed 9/16/13, effective 10/17/13)

WAC 230-11-065 Raffle prizes. (1) Organizations must own the prizes offered to winners before the date of the drawing. However, if the winner has an option to receive a cash prize instead of the merchandise, the organization may enter into a contract to purchase the merchandise prize after the winner chooses his or her option. The organization must have the funds to make the purchase on account before the date of the drawing.

(2) At the time and date of any raffle drawing, the organization must have on deposit an unencumbered amount of money that is equal to or greater than all cash prizes being offered in the raffle. The organization must have these funds deposited in the gambling receipts account, if required, or in a recognized Washington state depository authorized to receive funds. The organization must not reduce the balance of funds available from this account below the required amount before awarding the prize(s).

(3) Raffle prizes must:

(a) Be available at the time and place of the drawing; and

(b) If cash, be United States currency or an equivalent amount of negotiable instruments; and

(c) For licensees, not exceed (~~forty thousand dollars~~) \$80,000 per prize or (~~three hundred thousand dollars~~) \$500,000 in total raffle prizes in a license year, except as authorized in WAC 230-11-067.

(4) For enhanced raffles, a purchase contract is not necessary for smaller noncash prizes, but the bona fide charitable or nonprofit organization must be able to demonstrate that such a prize is available and sufficient funds are held in reserve in the event that the winner chooses a noncash prize.

AMENDATORY SECTION (Amending WSR 12-05-067, filed 2/15/12, effective 3/17/12)

WAC 230-11-067 Requesting commission approval prior to offering raffle prizes exceeding (~~forty thousand dollars~~) \$80,000 per prize or (~~three hundred thousand dollars~~) \$500,000 in a license year. (1) The commissioners may vote to approve a licensee to exceed raffle prize limits if a licensee shows good cause in writing.

(2) Prior to offering raffle prizes that exceed (~~forty thousand dollars~~) \$80,000 per prize, the licensee must submit a raffle plan to us that includes at least the following information:

(a) The organization's goals for conducting the raffle; and

(b) A brief overview of the licensee's mission and vision including the type of programs supported by the licensee and clients served; and

(c) Specific details of the raffle rules including:

(i) Date of the drawing; and

(ii) Cost of raffle tickets; and

(iii) Prizes available; and

(iv) Security of prizes; and

(v) Plans for selling raffle tickets; and

(vi) Description of how the licensee protects the integrity of the raffle; and

(d) An explanation of how the proceeds from the raffle will be used; and

(e) A plan to protect the licensee in the event of low ticket sales and other risks. Provided, that if the organization determines that ticket sales are below the number of tickets disclosed in the raffle plan required to award the grand prize, the winner must receive at least 50 percent of the net proceeds in excess of expenses; and

(f) An explanation of how the licensee will purchase the prize(s) for the raffle; and

(g) A projected budget including:

(i) Estimated gross gambling receipts, expenses, and net income for the raffle; and

(ii) Minimum number of projected ticket sales to break even; and

(iii) Corresponding sales and prize levels with projected revenues and expenses for each level; and

(iv) Minimum and maximum prizes available; and

(h) Any other information that we request or any information the licensee wishes to submit.

(3) Prior to offering raffle prizes that exceed (~~three hundred thousand dollars~~) \$500,000 in a license year, the licensee must submit a raffle plan that includes:

(a) The organization's goals for conducting raffles; and

(b) A brief overview of the licensee's mission and vision including the type of programs supported by the licensee and clients served; and

(c) Plans for selling raffle tickets; and

(d) Brief overview of prizes awarded; and

(e) Estimated gross gambling receipts, expenses, and net income for the raffles; and

(f) Any other information that we request or any information the licensee wishes to submit.

AMENDATORY SECTION (Amending WSR 06-20-040, filed 9/26/06, effective 1/1/08)

WAC 230-11-075 Limit number of guests for members-only raffles.

If guests are allowed to participate in the raffle, the total number of guests (~~participating in a raffle~~) at the event must not exceed (~~twenty-five~~) 50 percent of the total attendance (~~of the meeting~~). The organization must maintain records to show compliance with this requirement.

AMENDATORY SECTION (Amending WSR 07-21-116, filed 10/22/07, effective 1/1/08)

WAC 230-11-085 Modified (~~and discounted~~) pricing plans for tickets for members-only raffles. (1) Licensees may use modified ticket pricing plans at members-only raffles when gross revenues do not exceed (~~five thousand five dollars~~) \$5,005. One type of modified

pricing plan is a penny raffle. A penny raffle is a raffle where licensees sell ~~((five hundred))~~ 500 consecutively numbered tickets. Participants randomly choose tickets and pay the consecutive number of the ticket multiplied by a predetermined cost, for instance, one penny.

(2) In modified pricing plans, licensees may sell tickets to enter a raffle for different values, not to exceed ~~((ten dollars))~~ \$10 for a single ticket, if the licensee:

(a) Discloses to the participants the pricing plan before selling them a ticket to participate. The licensee must disclose to the participant the total number of tickets in the population available and the number of tickets at each price level; and

(b) Allows participants to randomly select their ticket from the population of remaining tickets and pay the amount printed on the ticket they select; and

(c) Establishes records for an adequate audit trail to determine gross gambling receipts; and

(d) Holds no more than two such drawings during a meeting or event ~~(; and~~

~~(e) Sells multiple tickets to enter one or more drawings as a package and the total price of the package must not exceed twenty-five dollars)).~~

AMENDATORY SECTION (Amending WSR 06-20-040, filed 9/26/06, effective 1/1/08)

WAC 230-11-086 Discounted pricing plans for tickets to members-only raffles. In discounted pricing plans, licensees may sell tickets for a discounted price based on the number of tickets a player purchases if:

(1) The amount of the discount is set before any raffle tickets are sold; and

(2) Participants are allowed to purchase a single ticket; and

(3) There is only one discount plan for each raffle; and

(4) The cost of a single ticket, without a discount, does not exceed ~~((ten dollars; and~~

~~(5) The total cost of a discount package does not exceed twenty-five dollars))~~ \$100; and

~~((+6))~~ (5) The cost of a single ticket is printed on each ticket (for example, one dollar each); and

~~((+7))~~ (6) The discounted tickets are identified by a unique ticket audit numbering system; and

~~((+8))~~ (7) The licensee establishes an audit system that includes internal controls and procedures to determine gross gambling receipts from the sale of tickets using a discounted pricing plan.

AMENDATORY SECTION (Amending WSR 17-23-170, filed 11/21/17, effective 12/22/17)

WAC 230-11-087 Other pricing plans for members-only raffles.

(1) Licensees may sell multiple tickets to enter one or more drawings

as a package (~~if the total price of the package does not exceed twenty-five dollars~~).

(2) Licensees may include tickets to enter a raffle as a part of a package that includes dues, entertainment, or other fund-raising activities if:

(a) The package discloses the value of each component of the package to the purchaser; and

(b) The value of each individual raffle ticket does not exceed (~~one hundred dollars~~) \$100.

(3) Individual tickets must be available for purchase for all raffles.

AMENDATORY SECTION (Amending WSR 14-21-079, filed 10/13/14, effective 1/1/15)

WAC 230-11-105 Retain and store raffle records. (1) Records for unlicensed raffles must be kept for one year following the date of the raffle drawing.

(2) Records for licensed raffles must be kept for three years from the end of the licensees' fiscal year in which the raffle was completed, with the exception of the following records, which must be retained for one year from the end of the licensee's fiscal year in which the raffle was completed:

(a) All ticket stubs for raffles that participants are not required to be present at the drawing; and

(b) All unsold tickets for individual raffles for which gross gambling receipts exceed \$5,000.

(3) Organizations must keep all records at the main administrative or business office of all organizations that are located in Washington and have the records available for our review or audit.

(4) Organizations that do not have an administrative or business office must have and designate a records custodian that resides in Washington. The records custodian is responsible for retaining all raffle records in Washington state after the raffle has been completed. The organization will provide us with the following information:

(a) The name, address, and telephone number of the records custodian; and

(b) The address of the location where records will be maintained.

(5) We may allow an organization to maintain records outside the state of Washington if the organization submits a written request. We may withdraw this permission at any time. The request must include the following information:

(a) The reason records need to be maintained outside of the state of Washington;

(b) The name, address, and telephone number of the records custodian; and

(c) The address of the location where records will be maintained.

(6) Records approved to be maintained outside the state of Washington must be delivered to us within seven days of our request.



Rule Petition to Amend
WAC 230-11 Raffles.

NOVEMBER 2023 – Commission Review
OCTOBER 2023 – Rule-Making Petition Received

Tab 8: NOVEMBER 2023 Commission Meeting

Statutory Authority 9.46.070

Who Proposed the Rule Change?

Amber Carter, on behalf of Mariners Care, Seattle, WA
Ashley Fosberg, on behalf of RAVE Foundation, Seattle, WA
Jacob Hall, on behalf of One Roof Foundation, Seattle, WA
Drew Johnston, on behalf of Seattle Seahawks Charitable Foundation, Seattle, WA

Background

The nonprofit organizations affiliated with the major league sports teams in Washington state have proposed multiple amendments to rules related to electronic raffles. The issues raised fall into five main topics:

- 1) **Use of an Internal Random Selection:** The petitioners would like to replace the need for paper raffle tickets and a manual draw with a paperless internal random selection to determine prize winners. Petitioners feel this change would be more cost-effective, secure, and environmentally conscious.
- 2) **Early Sales:** Petitioners would like the ability to sell tickets before ticketed entry to the sports venues to increase interest in the game and engage fans in the raffle and its charitable benefits.
- 3) **Prize Variations:** Petitioners would like to amend the rules to allow for multi-game raffles and ancillary raffle draws outside of the primary jackpot winner for early bird prizes, such as a signed team jersey, a restaurant meal, or tickets to a concert. Petitioners feel that these modifications could increase interest and excitement in the raffle and thereby increase ticket sales.
- 4) **Ticket Price Variations:** Petitioners would like to offer early bird pricing or variations on ticket prices depending on the type of game (e.g., pre-season vs. season). Again, the purpose of this change would be to increase interest and excitement to increase ticket sales.
- 5) **Less Substantive Rule Changes:** Since electronic raffles have been operational for a year, there may be other rules that may need to be adjusted.

Attachments:

- Petition

Policy Considerations

Use of an Internal Random Selection: RCW 9.46.0277 defines a raffle as “a game in which *tickets* bearing an individual number are sold for not more than one hundred dollars each and in which prizes be awarded *on the basis of a drawing from the tickets* by the person or persons conducting the game.” Staff thinks the use of

a paperless internal random selection would be contrary to RCW 9.46.0277 and would require a statute amendment.

Ticket Price Variations: Staff believe the request to eliminate the sale of a single raffle ticket would require individuals to purchase more than one raffle ticket. Staff does not believe ticket buyers should be compelled to purchase more than a single ticket.

Regulatory Considerations

In accordance with WAC 230-17-192, the electronic raffle equipment is required to be submitted for evaluation during rulemaking as we consider the impacts of early sales, prize variations and ticket price variations.

Staff Recommendation

Staff recommend initiating rule making on WAC Chapter 230-11 to update electronic raffle rules.

Staff recommend denying the request to use internal random selection for selecting winners given that it is contrary to RCW 9.46.0277, defining a raffle as that prizes are awarded a prize “on the basis of a drawing from the tickets by the person or persons conducting the game...”.

McLean, Lisa (GMB)

From: Johnston, Drew <DrewJ@Seahawks.com>
Sent: Tuesday, October 3, 2023 4:14 PM
To: Griffin, Tina (GMB); McLean, Lisa (GMB)
Cc: Dolson, Sonja (GMB)
Subject: Electronic Raffle Improvement follow up
Attachments: WSGC Raffle Improvement Response 10-3-23.pdf

Follow Up Flag: Follow up
Flag Status: Completed

External Email

Director Griffin, Lisa, and Sonja:

Attached is a follow up letter to our conversation on potential improvements to electronic raffles. We took time to more extensively review administrative code, reach consensus among the participating organizations, and identify a breadth of issues that can be addressed in rulemaking that would markedly improve the game for participants, operators (and by extension their charitable beneficiaries), and regulators. It is our hope a comprehensive slate of administrative changes would reduce any need for future requests for changes.

Thank you in advance for considering the points raised via the letter and we look forward to continuing the dialogue in order to arrive at rule change language and advance that process.

Best,
Drew

Drew Johnston

Director, Government Affairs and Compliance
Seattle Seahawks | First & Goal Inc.
(T) 425.203.8007 | (C) 206.947.5446



October 3, 2023

Tina Griffin
Director, Washington State Gambling Commission
P.O. Box 42400
Olympia, WA 98504
Delivered via e-mail

Dear Director Griffin:

Thank you and your staff for the continued dialogue on how to improve the operation, sustainability, integrity, and charitable benefit of electronic raffles after a year of experience in Washington. We appreciate the conversation earlier this year and this letter serves to further refine the issues we'd like to continue working with you to enhance the activity.

Overall, we want to identify issues and areas we think could use improvement and work with you and the Commissioners to figure out what changes could be accomplished administratively, and which may require collaborative requests of the legislature.

The primary issues we see that could be addressed administratively include greater flexibility around winning number selection, early sales, prize variation, and ticketing tiers.

- Internal Random Selection
 - We seek a fairer, safer, faster, more cost-effective, and environmentally conscious way to select the winning number in place of the issues associated with the printing of tickets that can number into the hundreds of thousands and sticking a hand into a mass of imperfectly distributed tickets. The requirement of manual, hand-picked draw for electronic raffles in WAC 230-11-300(6) and WAC 230-11-310(11) should be revisited and addressed to provide for an alternative analogous to those found in WAC 230-11-055, many of which avoid hand draws altogether. The closed-network raffle servers our charitable organizations use to run the raffle have the internal capability of perfectly randomly selecting a number from the universe of purchased raffle numbers and has been certified by the independent gaming lab (GLI). This algorithmic draw aligns with the requirements of WAC 230-11-050 and would not involve any use of the internet.
- Early Sales
 - WAC 230-11-320(8) currently prohibits sales before ticketed entry into our venues. A key lesson learned from other professional teams in other states is the importance of early sales to increase interest in the game as well as to engage fans about the raffle and its charitable benefits outside of the hurried in-game environment. While Washington's rules make this a more complex endeavor than other states, past experience shows the raffle sales units will work when not connected to venue wi-fi and then commence back-end printing when reconnected. We think that geographic and time limitations to areas around our stadiums frequented by fans would strike a good balance and want to work with the commission to discuss those parameters in greater detail. Other teams additionally use early bird pricing to increase interest and dynamism for the game, which is worth discussion.

- Prize Variations
 - The WAC on electronic raffles includes references to a single raffle winner, a requirement that the manual drawing end prior to the game, and a narrow definition of total prize amount. We are seeking some of the flexibility offered elsewhere in WAC 230-11 regarding alternative raffle design formats. Examples of 50/50 prize structures that have succeeded in other jurisdictions include multi-game raffles where the jackpot grows over two or more games, ancillary winners where prizes are awarded outside of the primary jackpot winner, and even traditional raffles that involve a non-cash prize like a autographed items or game-day experiences that could be offered under the same branding as electronic raffles. Teams in other jurisdictions have said this increases interest, which may be particularly helpful for lower-attended weekday games or games with varied lengths for example. Our experience over the past year has shown the ability to contact and speedily deliver prizes to winners after the conclusion of a drawing.
- Ticket Tiers
 - WAC 230-11-025(1)(c) and WAC 230-11-375(2)(c) both require the sale of one raffle ticket if bundling tickets at a discount for higher price points. A year of operation indicates minimal participant interest in the single ticket tier given the obvious value at the other ticket tiers. Removing the single ticket requirement would result in a more attractive lowest price tier option since the same or similar price would buy more tickets as well as not seem such an outlier among the other price/ticket tiers. This flexibility would help operators experiment more with what price/ticket tiers work for their games and the varied attendance throughout a season.

We also recognize there may be other, less-substantive changes that may help to adjust the rules now with a year of operation. It was a complex undertaking for the commission to devise rules that would fit Washington's landscape and there could be agency-desired tweaks to the rules that we could support and advance.

Beyond administrative changes, we still want to work with the commission to discuss and advance enhancements to modernize the regulatory framework that may require legislative action. It was clear from our last conversation that the agency believes anything that has the potential to involve RCW 9.46.0277 or RCW 9.46.240, such as allowing greater internet connectivity on the front end of raffle sales, requires more thorough agency input and consideration. We remain convinced, however, of the value in promptly embracing best practice on the back end – the selection of the winning number. We'd like agency input on the values we see of using random number generation to select the winner including increased raffle safety and randomness versus a manual draw, reduced selection time, and greatly improved environmental sustainability and cost-effectiveness. Further, we believe paying some portion of raffle sellers would result in improvements the agency could support such as increasing professionalism and limiting operational errors.

We appreciate the continued dialogue with the agency to enhance the long-term viability of electronic raffles. Thank you in advance for helping us improve the game for operators, participants, and ultimately the charities that benefit from the electronic raffle.

Sincerely,

The Kraken, Mariners, Seahawks, and Sounders FC on behalf of their affiliated charitable organizations



Rule Petition to Amend

WAC 230-15-050 Minimum cash on hand requirements.

NOVEMBER 2023 – Commission Review
OCTOBER 2023 – Rule-Making Petition Received

Tab 9: NOVEMBER 2023 Commission Meeting	Statutory Authority 9.46.070
Who Proposed the Rule Change?	
Dave Wisler, on behalf of Masque Publishing, Lone Tree, CO	
Background	
<p>Dave Wisler, representing Masque Publishing, proposes to amend WAC 230-15-050(2)(b) to remove or relax the requirement for house-banked card room licensees to carry an amount of cash on their premises equal to the full “amount of the largest single prize excluding progressive jackpot, player-supported jackpot (PSJs), and house jackpot prizes.”</p> <p>The petitioner submitted for approval a proprietary card game that offered a potential single prize of \$1 million or more.</p> <p>Commission staff approved the proprietary game, but house-banked card rooms that decide to offer the card game will need to keep the full amount of the largest single prize offered on hand in cash at the card room, according to WAC 230-15-050 since the prize is not a progressive, player-supported, or house jackpot prize.</p> <p>The petitioner deems it unreasonable, unnecessary, and unsafe for house-banked card rooms to keep such large amounts of cash on hand and believes it raises the risk for thefts of an establishment or of any individual winning the prize.</p> <p>The petitioner believes that the change will enable house-banked card rooms to offer large, exciting prizes without the risk to the licensees and customers of having large amounts of cash on hand at the card room.</p> <p>Attachments:</p> <ul style="list-style-type: none"> • Petition • WAC 230-15-050 • Approved Million Dollar Match the Dealer game rules 	
Regulatory Considerations	
<p>Currently, our rules require house-banked card game licensees to have sufficient cash on hand to redeem all chips issued for play and pay out all prizes. Failure to keep funds to cash in chips, pay prizes, or redeem gambling related checks is prima facie evidence of fraud (WAC 230-15-050).</p>	

To ensure that house-banked card game licensees have sufficient cash on hand to redeem all chips for play and pay out all prizes, we require, by rule, house-banked card rooms to have a minimum amount of cash on hand based on a formula:

- At least \$1,000 for each house-banked table on the gambling floor, plus
- The amount of the largest single prize available, excluding progressive, player-supported, and house jackpot prizes.

If we no longer required house-banked card room licensees to include the amount of the largest single prize in determining the minimum cash on hand to pay out chips for play and prizes, card rooms would only be required to have \$1,000 per house-banked table, up to a maximum of \$15,000, on hand.

Recently we have had house-banked card rooms not be able to pay out players' prizes because they failed to keep enough cash on hand. Players have been asked to come back later to cash out their chips or house-banked card rooms have violated other WAC rules by making emergency drops on tables to get cash out of drop boxes to cash out players.

Allowing additional exclusions to WAC 230-15-050(2)(b) is a player protection issue because a card room would possibly keep less cash on hand for the purposes of cashing out players and paying out prizes.

From a regulatory perspective, decreasing the minimum cash on hand requirements risks additional instances of card rooms not having the funds to payout players.

Staff Recommendation

Under the requirements of the Administrative Procedure Act, the Commission must take action on a petition within 60 days of receiving it.

Staff recommends that the Commission deny this petition in writing because removing the requirement to have the amount of the largest single prize available, excluding progressive, player-supported, and house jackpot prizes, increases the risk of house-banked card rooms being able to redeem all chips for play and pay out prizes.

McLean, Lisa (GMB)

From: no-reply@wsgc.wa.gov on behalf of Washington State Gambling Commission via Washington State Gambling Commission <no-reply@wsgc.wa.gov>
Sent: Tuesday, October 24, 2023 2:46 PM
To: Rules Coordinator (GMB)
Subject: Request a Rule Change Submission from wsgc.wa.gov

External Email

Submitted on Tuesday, October 24, 2023 - 2:46pm Submitted by anonymous user: 173.8.226.67 Submitted values are:

Petitioner's Name: Dave Wisler

Mailing Address: 8400 Park Meadows Drive

City: Lone Tree

State: Colorado

Zip Code: 80124

Phone: 3038591563

Email: dwisler@masque.com

Rule Petition Type: Amend Rule – I am requesting WSGC to change an existing rule.

==Amend Rule – I am requesting WSGC to change an existing rule.==

List rule number (WAC) if known: WAC 230-15-050 (2) (b)

I am requesting the following change: To remove or relax the requirement that card room licensees carry an amount of cash on their premises equal to the full amount of the largest single prize.

This change is needed because: We feel it is unreasonable, unnecessary and unsafe for card game licensees to keep an amount of cash on their premises equal to the full amount of the largest single prize available, because single prizes are now becoming larger and larger, sometimes \$1 million or more. To have over \$1 million in cash at a card game licensee's premises can create an unsafe environment, for example by raising the threat of theft; and it's also unnecessary since the prize would not be paid out in cash anyway... as that also could create a very unsafe condition to the winning player. Other large prize amounts, like progressive jackpot and house jackpot prizes are already excluded from this cash on hand requirement, as those prizes can get very large. But now that other prizes can also get very large, perhaps the rule can be changed, relaxed, to only carry a certain reasonable amount of cash on the premises rather than the entire amount of the largest single prize available.

The effect of this rule change will be: This will allow card room licensees to offer more table games with very large, very exciting prizes -- for example prizes upwards of \$1 million -- without the stress of having to carry all that cash on their premises, and without putting their employees and customers at risk in an unsafe environment.

The results of this submission may be viewed at:

<https://gcc02.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwsgc.wa.gov%2Fnode%2F18%2Fsubmission%2F4372&data=05%7C01%7Crules.coordinator%40wsgc.wa.gov%7C2dc188dbafce40b348de08dbd4daa996%7C11d0e217264e400a8ba057dcc127d72d%7C0%7C0%7C638337807842648610%7CUnknown%7CTWFpbGZsb3d8eyJWljoIjoiMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTil6IjoihaWwiLCJXVCi6Mn0%3D%7C3000%7C%7C%7C&sdata=u77ECTWc29zwWK6cCPO8jPgtuTm2KdOXbBAukJ8dHTk%3D&reserved=0>

WAC 230-15-050 Minimum cash on hand requirements. (1) Card game licensees must have sufficient cash on hand to redeem all chips issued for play and pay out all prizes.

(2) Within three hours of opening for the business day, at a time included in the internal controls, house-banked card game licensees must have at least the following minimum amount of cash on premises in their cage, safe, and vault combined:

(a) One thousand dollars for each house-banked table on the gambling floor; plus

(b) The amount of the largest single prize available excluding progressive jackpot, player-supported jackpot, and house jackpot prizes.

For example: If a house-banked card room has 15 house-banked tables and a largest single prize of \$23,000, before opening, the cage must have at least \$38,000 on hand: 15 tables x \$1,000 = \$15,000 + largest single prize of \$23,000 = \$38,000.

(3) Except for the restrictions on player-supported jackpot pay outs in WAC 230-15-405 and progressive jackpot pay outs in WAC 230-15-690, licensees may pay prizes by check if sufficient funds are available on deposit.

(4) Failure to keep funds to cash in chips, pay prizes, or redeem gambling related checks is prima facie evidence of fraud. Meeting the minimum cage cash amount does not relieve the licensee from the requirement to have sufficient funds available to redeem all chips and pay out all prizes.

[Statutory Authority: RCW 9.46.070. WSR 22-01-182, § 230-15-050, filed 12/20/21, effective 1/20/22; WSR 09-03-024 (Order 640), § 230-15-050, filed 1/9/09, effective 2/9/09; WSR 07-23-081 (Order 620), § 230-15-050, filed 11/20/07, effective 1/1/08; WSR 07-09-033 (Order 608), § 230-15-050, filed 4/10/07, effective 1/1/08.]



**STATE OF WASHINGTON
GAMBLING COMMISSION**

"Protect the Public by Ensuring that Gambling is Legal and Honest"

April 10, 2023

Sent via email to dwisler@masque.com

Dave Wisler
Masque Publishing Inc.
PO Box 631520
Highlands Ranch, CO 80163

RE: Million Dollar Match The Dealer - Submission #3102

Dear Mr. Wisler:

We have reviewed the changes made to Million Dollar Match The Dealer. Based on our review of the documentation we received from Masque Publishing Inc., the Washington State Gambling Commission will approve the game under the conditions listed below:

- The game shall be played and operated under the terms and conditions set forth under the Million Dollar Match The Dealer game rules you provided on March 7, 2023 and are enclosed.

Commercial Card Rooms

- Commercial card room operators seeking to operate this game must first submit their internal controls and receive approval from the Commission prior to implementing.
- Manufacturers and distributors of graphic layouts and/or any other equipment associated with the game must be licensed by the state prior to the sale of the equipment.

Tribal Casinos

- Each Tribal Gaming Operation must request and obtain approval from their respective Tribal Gaming Agencies (TGA).
- Before TGA allows your game to operate, they will seek concurrence from our agency as well
- In addition to your approved rules, the Tribal submission to us must include all supplemental information required by Tribal-State Compact Appendix A, Section 18.

**P.O. Box 42400, Olympia, WA 98504 | (360) 486-3440
901 N. Monroe St., Suite 240, Spokane, WA 99201 | (509) 325-7900
wsgc.wa.gov**


Mr. Wisler
April 10, 2023
Page 2 of 2

- Manufacturers and distributors of graphic layouts and/or any other equipment associated with the game must be certified by the state and licensed by the Tribe prior to the sale of the equipment.

Any modifications to this game may affect this approval. If you have any questions on commercial implementation, please contact Jess Lohse at (206) 786-3530. If you have any questions on Tribal implementation, please contact Kelly Main at (206) 423-4260.

Thank you for your cooperation and willingness to comply with the gambling laws of Washington State.

Sincerely,

DocuSigned by:

8E8993B8572D46E...

Gary Drumheller
Assistant Director
Licensing, Regulation, and Enforcement Division

cc: Jim Nicks, Special Agent in Charge, Regulation Unit
Dan Wegenast, Special Agent in Charge, Tribal Gaming Unit
Jess Lohse, Special Agent, Regulation Unit
Brian Lane, Special Agent, Regulation Unit
Kelly Main, Special Agent Supervisor, Tribal Gaming Unit
File



RULES OF PLAY

Million Dollar Match The Dealer is a card game that can use 5 decks, 6 decks or 8 decks of standard 52-card-deck playing cards. Players may make up to five wagers, each wager is trying to match, in rank, one or both of the player's own 2 cards with the corresponding dealer card identified in the particular wager spot. If a player makes at least a \$5 wager on each of the five wager spots, then the player also automatically qualifies for a Super Bonus payout if the player's hand achieves any of the Super Bonus Matches listed in the Super Bonus pay table -- using both of the player's own two cards plus any of the dealer's cards.

Card room operators must not allow wagering limits to exceed the authorized limits set out in WAC 230-15-040 and WAC 230-15-140.

1. To start a round of play, each betting player must make a wager on at least one of the five wager spots. The player may wager on multiple, or all 5, wager spots.

Each wager spot corresponds specifically to one of the dealer's cards. For example, the 1st Card wager spot corresponds to the dealer's 1st card; the 2nd Card wager spot corresponds to the dealer's 2nd card; and so on.

So, if a player places a wager on the 1st Card wager spot this wager is trying to match, in rank, one or both of the player's own two cards specifically with the dealer's 1st card. If a player places a wager on the 4th Card wager spot this wager is trying to match one or both of the player's own two cards specifically with the dealer's 4th card. And so on.

2. Each betting player receives two cards face up, and the dealer receives five cards face up.

On the layout there is an area for the dealer to place each dealer card -- there are designated spaces specifically for the dealer's 1st card, 2nd card, 3rd card, 4th card and 5th card. The first card drawn for a dealer's card should be placed face up in the 1st card area, the second card drawn for a dealer's card should be placed face up in the 2nd card area, and so on.

3. The dealer will resolve each player's wager spot(s) by checking to see if either of the player's two cards match the dealer's corresponding card in rank. Payouts for each card match will be made according to the Match The Dealer individual wager payouts schedule below. If neither player card matches the dealer's corresponding card, the player loses that specific wager.

Match The Dealer individual wager Payouts

	Unsuited Match Payout	Suited Match Payout
5 deck	3 to 1	13 to 1
6 deck	4 to 1	9 to 1
8 deck	3 to 1	12 to 1

4. Super Bonus -- any player that wagers at least \$5 on each of the five wager spots will automatically qualify for a Super Bonus payout if the player's hand achieves any of the Super Bonus Matches listed in the Super Bonus Pay Table. A winning hand must use both of the player's own two cards plus any of the dealer's cards to create one of the Super Bonus Matches. And only the highest winning hand is paid. Super Bonus payouts will be made according to one of the Pay Table options below, selected by the operator.

Super Bonus Pay Table options

5 Deck Game:

SUPER BONUS MILLION DOLLAR MATCHES:	Pay Table 5-A	
	At least \$5 bets on ALL MTD bets pays:	\$25 or more on ALL MTD bets pays:
	5-Card Suited Match	\$200,000.00
Any 6+ Card Match	\$20,000.00	\$100,000.00
4-Card Suited Match	\$5,000.00	\$25,000.00
Any 5-Card Match	\$1,000.00	\$5,000.00
Any 4-Card Match	\$200.00	\$1,000.00

Pay Table 5-B	
At least \$5 bets on ALL MTD bets pays:	\$25 or more on ALL MTD bets pays:
\$200,000.00	\$1,000,000.00
\$20,000.00	\$100,000.00
\$10,000.00	\$50,000.00
\$3,000.00	\$15,000.00
\$200.00	\$1,000.00

SUPER BONUS MILLION DOLLAR MATCHES:	Pay Table 5-C	
	At least \$5 bets on ALL MTD bets pays:	\$25 or more on ALL MTD bets pays:
	5-Card Suited Match	\$200,000.00
Any 6+ Card Match	\$20,000.00	\$100,000.00
4-Card Suited Match	\$10,000.00	\$50,000.00
Any 5-Card Match	\$4,000.00	\$20,000.00
Any 4-Card Match	\$200.00	\$1,000.00

Pay Table 5-D	
At least \$5 bets on ALL MTD bets pays:	\$25 or more on ALL MTD bets pays:
\$200,000.00	\$1,000,000.00
\$20,000.00	\$100,000.00
\$10,000.00	\$50,000.00
\$3,000.00	\$15,000.00
\$300.00	\$1,500.00

SUPER BONUS MEGA MATCHES:	Pay Table 5-E*	
	At least \$5 bets on ALL MTD bets pays:	\$25 or more on ALL MTD bets pays:
	5-Card Suited Match	\$100,000.00
Any 6+ Card Match	\$20,000.00	\$100,000.00
4-Card Suited Match	\$10,000.00	\$50,000.00
Any 5-Card Match	\$4,000.00	\$20,000.00
Any 4-Card Match	\$200.00	\$1,000.00

Pay Table 5-F**	
At least \$5 bets on ALL MTD bets pays:	\$25 or more on ALL MTD bets pays:
\$20,000.00	\$100,000.00
\$10,000.00	\$50,000.00
\$7,000.00	\$35,000.00
\$3,000.00	\$15,000.00
\$300.00	\$1,500.00

*Only the highest hand gets paid
Must use BOTH player cards + any of the dealer's cards*

**When using Pay Table 5-E, the game name shall change to the following, and the logo, layout and signage will also reflect this game name:*

\$500,000 SUPER BONUS MATCH THE DEALER



***When using Pay Table 5-F, the game name shall change to the following, and the logo, layout and signage will also reflect this game name:*

\$100,000 SUPER BONUS MATCH THE DEALER



6-Deck Game:

	Pay Table 6-A	
	At least \$5 bets on ALL MTD bets pays:	\$25 or more on ALL MTD bets pays:
SUPER BONUS MILLION DOLLAR MATCHES:		
6-Card Suited Match	\$200,000.00	\$1,000,000.00
5-Card Suited Match	\$100,000.00	\$500,000.00
Any 6-Card Match	\$20,000.00	\$100,000.00
Any 5-Card Match	\$3,000.00	\$15,000.00
4-Card Suited Match	\$1,000.00	\$5,000.00
Any 4-Card Match	\$200.00	\$1,000.00

	Pay Table 6-B	
	At least \$5 bets on ALL MTD bets pays:	\$25 or more on ALL MTD bets pays:
	\$1,000,000.00	\$5,000,000.00
	\$200,000.00	\$1,000,000.00
	\$20,000.00	\$100,000.00
	\$3,000.00	\$15,000.00
	\$1,000.00	\$5,000.00
	\$200.00	\$1,000.00

	Pay Table 6-C	
	At least \$5 bets on ALL MTD bets pays:	\$25 or more on ALL MTD bets pays:
SUPER BONUS MILLION DOLLAR MATCHES:		
6-Card Suited Match	\$200,000.00	\$1,000,000.00
5-Card Suited Match	\$100,000.00	\$500,000.00
Any 6-Card Match	\$20,000.00	\$100,000.00
4-Card Suited Match	\$8,000.00	\$40,000.00
Any 5-Card Match	\$2,000.00	\$10,000.00
Any 4-Card Match	\$250.00	\$1,250.00

	Pay Table 6-D	
	At least \$5 bets on ALL MTD bets pays:	\$25 or more on ALL MTD bets pays:
	\$200,000.00	\$1,000,000.00
	\$100,000.00	\$500,000.00
	\$20,000.00	\$100,000.00
	\$8,000.00	\$40,000.00
	\$3,000.00	\$15,000.00
	\$200.00	\$1,000.00

	Pay Table 6-E*	
	At least \$5 bets on ALL MTD bets pays:	\$25 or more on ALL MTD bets pays:
SUPER BONUS MEGA MATCHES:		
6-Card Suited Match	\$100,000.00	\$500,000.00
5-Card Suited Match	\$20,000.00	\$100,000.00
Any 6-Card Match	\$10,000.00	\$50,000.00
4-Card Suited Match	\$7,000.00	\$35,000.00
Any 5-Card Match	\$2,000.00	\$10,000.00
Any 4-Card Match	\$300.00	\$1,500.00

	Pay Table 6-F**	
	At least \$5 bets on ALL MTD bets pays:	\$25 or more on ALL MTD bets pays:
	\$20,000.00	\$100,000.00
	\$10,000.00	\$50,000.00
	\$8,000.00	\$40,000.00
	\$6,000.00	\$30,000.00
	\$2,000.00	\$10,000.00
	\$300.00	\$1,500.00

*Only the highest hand gets paid
Must use BOTH player cards + any of the dealer's cards*

**When using Pay Table 6-E, the game name shall change to the following, and the logo, layout and signage will also reflect this game name:*

\$500,000 SUPER BONUS MATCH THE DEALER



***When using Pay Table 6-F, the game name shall change to the following, and the logo, layout and signage will also reflect this game name:*

\$100,000 SUPER BONUS MATCH THE DEALER



8-Deck Game:

SUPER BONUS MILLION DOLLAR MATCHES:	Pay Table 8-A	
	At least \$5 bets on ALL MTD bets	\$25 or more on ALL MTD bets
	pays:	pays:
6-Card Suited Match	\$200,000.00	\$1,000,000.00
5-Card Suited Match	\$100,000.00	\$500,000.00
Any 6-Card Match	\$20,000.00	\$100,000.00
Any 5-Card Match	\$3,000.00	\$15,000.00
4-Card Suited Match	\$1,000.00	\$5,000.00
Any 4-Card Match	\$200.00	\$1,000.00

SUPER BONUS MILLION DOLLAR MATCHES:	Pay Table 8-B	
	At least \$5 bets on ALL MTD bets	\$25 or more on ALL MTD bets
	pays:	pays:
6-Card Suited Match	\$1,000,000.00	\$5,000,000.00
5-Card Suited Match	\$200,000.00	\$1,000,000.00
Any 6-Card Match	\$20,000.00	\$100,000.00
Any 5-Card Match	\$3,000.00	\$15,000.00
4-Card Suited Match	\$1,000.00	\$5,000.00
Any 4-Card Match	\$200.00	\$1,000.00

SUPER BONUS MILLION DOLLAR MATCHES:	Pay Table 8-C	
	At least \$5 bets on ALL MTD bets	\$25 or more on ALL MTD bets
	pays:	pays:
6-Card Suited Match	\$200,000.00	\$1,000,000.00
5-Card Suited Match	\$50,000.00	\$250,000.00
Any 6-Card Match	\$20,000.00	\$100,000.00
4-Card Suited Match	\$8,000.00	\$40,000.00
Any 5-Card Match	\$2,000.00	\$10,000.00
Any 4-Card Match	\$200.00	\$1,000.00

SUPER BONUS MILLION DOLLAR MATCHES:	Pay Table 8-D	
	At least \$5 bets on ALL MTD bets	\$25 or more on ALL MTD bets
	pays:	pays:
6-Card Suited Match	\$200,000.00	\$1,000,000.00
5-Card Suited Match	\$50,000.00	\$250,000.00
Any 6-Card Match	\$20,000.00	\$100,000.00
4-Card Suited Match	\$8,000.00	\$40,000.00
Any 5-Card Match	\$2,000.00	\$10,000.00
Any 4-Card Match	\$250.00	\$1,250.00

SUPER BONUS MEGA MATCHES:	Pay Table 8-E*	
	At least \$5 bets on ALL MTD bets	\$25 or more on ALL MTD bets
	pays:	pays:
6-Card Suited Match	\$100,000.00	\$500,000.00
5-Card Suited Match	\$20,000.00	\$100,000.00
Any 6-Card Match	\$10,000.00	\$50,000.00
4-Card Suited Match	\$7,000.00	\$35,000.00
Any 5-Card Match	\$1,000.00	\$5,000.00
Any 4-Card Match	\$300.00	\$1,500.00

SUPER BONUS MEGA MATCHES:	Pay Table 8-F**	
	At least \$5 bets on ALL MTD bets	\$25 or more on ALL MTD bets
	pays:	pays:
6-Card Suited Match	\$20,000.00	\$100,000.00
5-Card Suited Match	\$10,000.00	\$50,000.00
Any 6-Card Match	\$8,000.00	\$40,000.00
4-Card Suited Match	\$6,000.00	\$30,000.00
Any 5-Card Match	\$1,500.00	\$7,500.00
Any 4-Card Match	\$300.00	\$1,500.00

*Only the highest hand gets paid
Must use BOTH player cards + any of the dealer's cards*

**When using Pay Table 8-E, the game name shall change to the following, and the logo, layout and signage will also reflect this game name:*


\$500,000 SUPER BONUS MATCH THE DEALER



***When using Pay Table 8-F, the game name shall change to the following, and the logo, layout and signage will also reflect this game name:*

\$100,000 SUPER BONUS MATCH THE DEALER





\$1,000,000
MILLION DOLLAR
Match Dealer

BET ALL 5 TO QUALIFY FOR SUPER BONUS

1 ST	2 ND	3 RD	4 TH	5 TH

BET ALL 5 TO QUALIFY FOR SUPER BONUS

INDIVIDUAL BETS
PAYS FOR EACH BET SPOT

NON-SUITED	4 to 1
SUITED	9 to 1

SUPER BONUS

TOP MATCHES	15 to 1
6-CARD SUITED	\$200,000*
5-CARD SUITED	\$100,000*
ANY 5-CARD	\$20,000*
ANY 4-CARD	\$2,000*

1ST 2ND 3RD
4TH 5TH

1ST 2ND 3RD
4TH 5TH

INDIVIDUAL BETS
PAYS FOR EACH BET SPOT

NON-SUITED	4 to 1
SUITED	9 to 1

SUPER BONUS

TOP MATCHES	15 to 1
6-CARD SUITED	\$200,000*
5-CARD SUITED	\$100,000*
ANY 5-CARD	\$20,000*
ANY 4-CARD	\$2,000*

1ST 2ND 3RD
4TH 5TH

INDIVIDUAL BETS
PAYS FOR EACH BET SPOT

NON-SUITED	4 to 1
SUITED	9 to 1


SUPER BONUS

TOP MATCHES	15 to 1
6-CARD SUITED	\$200,000*
5-CARD SUITED	\$100,000*
ANY 5-CARD	\$20,000*
ANY 4-CARD	\$2,000*

1ST 2ND 3RD
4TH 5TH

*Must use BOTH player cards. **See all the Match Dealer cards. Only the highest hand is paid.

*Must use BOTH player cards. **See all the Match Dealer cards. Only the highest hand is paid.



\$500,000 SUPER BONUS
Match Dealer

BET ALL 5 TO QUALIFY FOR SUPER BONUS

1 ST	2 ND	3 RD	4 TH	5 TH

BET ALL 5 TO QUALIFY FOR SUPER BONUS

INDIVIDUAL BETS
PAYS FOR EACH MATCH

NON-SUITED	4 to 1
SUITED	9 to 1

SUPER BONUS
PAYS FOR EACH BET SPOT

TOP MATCHES	\$100,000	\$50,000
6-CARD SUITED	\$20,000	\$10,000
ANY 6-CARD	\$7,000	\$3,500
ANY 5-CARD	\$2,000	\$1,000
ANY 4-CARD	\$500	\$1,500

INDIVIDUAL BETS
PAYS FOR EACH MATCH

NON-SUITED	4 to 1
SUITED	9 to 1

SUPER BONUS
PAYS FOR EACH BET SPOT

TOP MATCHES	\$100,000	\$50,000
6-CARD SUITED	\$20,000	\$10,000
ANY 6-CARD	\$7,000	\$3,500
ANY 5-CARD	\$2,000	\$1,000
ANY 4-CARD	\$500	\$1,500

INDIVIDUAL BETS
PAYS FOR EACH MATCH

NON-SUITED	4 to 1
SUITED	9 to 1

SUPER BONUS
PAYS FOR EACH BET SPOT

TOP MATCHES	\$100,000	\$50,000
6-CARD SUITED	\$20,000	\$10,000
ANY 6-CARD	\$7,000	\$3,500
ANY 5-CARD	\$2,000	\$1,000
ANY 4-CARD	\$500	\$1,500

INDIVIDUAL BETS
PAYS FOR EACH MATCH

NON-SUITED	4 to 1
SUITED	9 to 1

SUPER BONUS
PAYS FOR EACH BET SPOT

TOP MATCHES	\$100,000	\$50,000
6-CARD SUITED	\$20,000	\$10,000
ANY 6-CARD	\$7,000	\$3,500
ANY 5-CARD	\$2,000	\$1,000
ANY 4-CARD	\$500	\$1,500

INDIVIDUAL BETS
PAYS FOR EACH MATCH

NON-SUITED	4 to 1
SUITED	9 to 1

SUPER BONUS
PAYS FOR EACH BET SPOT

TOP MATCHES	\$100,000	\$50,000
6-CARD SUITED	\$20,000	\$10,000
ANY 6-CARD	\$7,000	\$3,500
ANY 5-CARD	\$2,000	\$1,000
ANY 4-CARD	\$500	\$1,500

INDIVIDUAL BETS
PAYS FOR EACH MATCH

NON-SUITED	4 to 1
SUITED	9 to 1

SUPER BONUS
PAYS FOR EACH BET SPOT

TOP MATCHES	\$100,000	\$50,000
6-CARD SUITED	\$20,000	\$10,000
ANY 6-CARD	\$7,000	\$3,500
ANY 5-CARD	\$2,000	\$1,000
ANY 4-CARD	\$500	\$1,500

INDIVIDUAL BETS
PAYS FOR EACH MATCH

NON-SUITED	4 to 1
SUITED	9 to 1

SUPER BONUS
PAYS FOR EACH BET SPOT

TOP MATCHES	\$100,000	\$50,000
6-CARD SUITED	\$20,000	\$10,000
ANY 6-CARD	\$7,000	\$3,500
ANY 5-CARD	\$2,000	\$1,000
ANY 4-CARD	\$500	\$1,500

INDIVIDUAL BETS
PAYS FOR EACH MATCH

NON-SUITED	4 to 1
SUITED	9 to 1

SUPER BONUS
PAYS FOR EACH BET SPOT

TOP MATCHES	\$100,000	\$50,000
6-CARD SUITED	\$20,000	\$10,000
ANY 6-CARD	\$7,000	\$3,500
ANY 5-CARD	\$2,000	\$1,000
ANY 4-CARD	\$500	\$1,500



BET ALL 5 TO QUALIFY FOR SUPER BONUS

1ST 2ND 3RD 4TH 5TH

BET ALL 5 TO QUALIFY FOR SUPER BONUS



INDIVIDUAL BETS
PAYS FOR EACH BET SPOT

NON-SUITED	4 to 1
SUITED	9 to 1

SUPER BONUS
PAYS FOR EACH BET SPOT

TOP MATCHES	100,000**
6-CARD SUITED	20,000**
5-CARD SUITED	10,000**
ANY 6-3-CARD	8,000**
ANY 5-CARD	6,000**
ANY 4-CARD	2,000**
ANY 3-CARD	500**

**Must use 100% of the bet on each bet spot. Only the highest match pays.



INDIVIDUAL BETS
PAYS FOR EACH BET SPOT

NON-SUITED	4 to 1
SUITED	9 to 1

SUPER BONUS
PAYS FOR EACH BET SPOT

TOP MATCHES	100,000**
6-CARD SUITED	20,000**
5-CARD SUITED	10,000**
ANY 6-3-CARD	8,000**
ANY 5-CARD	6,000**
ANY 4-CARD	2,000**
ANY 3-CARD	500**

**Must use 100% of the bet on each bet spot. Only the highest match pays.



INDIVIDUAL BETS
PAYS FOR EACH BET SPOT

NON-SUITED	4 to 1
SUITED	9 to 1

SUPER BONUS
PAYS FOR EACH BET SPOT

TOP MATCHES	100,000**
6-CARD SUITED	20,000**
5-CARD SUITED	10,000**
ANY 6-3-CARD	8,000**
ANY 5-CARD	6,000**
ANY 4-CARD	2,000**
ANY 3-CARD	500**

**Must use 100% of the bet on each bet spot. Only the highest match pays.



INDIVIDUAL BETS
PAYS FOR EACH BET SPOT

NON-SUITED	4 to 1
SUITED	9 to 1

SUPER BONUS
PAYS FOR EACH BET SPOT

TOP MATCHES	100,000**
6-CARD SUITED	20,000**
5-CARD SUITED	10,000**
ANY 6-3-CARD	8,000**
ANY 5-CARD	6,000**
ANY 4-CARD	2,000**
ANY 3-CARD	500**

**Must use 100% of the bet on each bet spot. Only the highest match pays.



Rule Petition to Amend

WAC 230-23-015 – Period of enrollment.
WAC 230-23-020 – Voluntary self-exclusion.

NOVEMBER 2023 – Commission Review
OCTOBER 2023 – Rule-Making Petitions Received

Tab 10: NOVEMBER 2023 Commission Meeting Agenda.	Statutory Authority 9.46.070
Who Proposed the Rule Change?	
Imadadul Mondal, Seattle, WA	
Background	
Imadadul Mondal of Seattle, WA submitted a petition to change the self-exclusion rules to allow individuals to change the period of their self-exclusion. The petitioner believes that the rule must be changed because many people want to make their own choice about gambling or quitting.	
RCW 9.46.071 gives the Gambling Commission discretion in establishing the scope, process, and requirements of the self-exclusion program. From October 2019 into 2022, the Commission developed rules for self-exclusion program, which looked to:	
<ul style="list-style-type: none">• Establish a centralized, statewide self-exclusion program,• Outline how participants could request self-exclusion,• Establish periods of enrollment in the program,• Acknowledge that enrollment is voluntary,• Address disclosure of program information,• Establish licensee responsibilities, and• Address how the list may be shared.	
After soliciting and receiving extensive feedback from licensees, tribal gaming entities, Washington State Health Care Authority, the Problem Gambling Task Force, and others with vested interests in problem gambling, the new rules launching the self-exclusion program took effect on May 1, 2022.	
WAC 230-23-015(3) states: “Once enrolled, the participant cannot be removed from the program prior to the initial selected period of enrollment for voluntary self-exclusion” (options for self-exclusion periods are 1, 3, 5 and 10 years). WAC 230-23-020(2) further states: “The self-exclusion request is irrevocable during the initial enrollment period selected and cannot be altered or rescinded for any reason.”	
Commissioners considered two similar requests in March 2023 and denied the petitions.	
Attachments:	
<ul style="list-style-type: none">• Petition• WAC 230-23-015 and WAC 230-23-020	

Policy Considerations

RCW 9.46.071(1)(d) directs the commission to establish a statewide self-exclusion program for licensees. That same section of the RCW gives commissioners “discretion in establishing the scope, process, and requirements of the self-exclusion program, including denying, suspending, or revoking an application, license, or permit as long as they meet the minimum requirements established above.”

After an extensive rule-making process, the Washington State Gambling Commission launched its self-exclusion program in May 2022. Currently, there is no method to alter the term selected or to end the term before expiration of the period selected.

Staff examined the practice of other states for removing individuals from self-exclusion lists. Of the 21 states reviewed, only nine states allow an excluded person to be removed from the self-exclusion list if they have selected the lifetime term for self-exclusion. However, those nine states all require the person to be on the self-exclusion list for a minimum number of years prior to being eligible to apply for removal (e.g., one, two, or five years).

Only New Mexico allows an excluded person to be removed from the list early if they have selected a term other than a lifetime exclusion. Nonetheless, New Mexico requires the excluded person to be on the self-exclusion list for a minimum of one year. Furthermore, the excluded person has to follow a process, which includes, but is not limited to, providing a written request to the Board showing good cause to be removed and the Board having a hearing to discuss the request.

Of the over 400 people on the self-exclusion list since its inception, only handful have sought, after the fact, to change the period of their enrollment.

Amending the self-exclusion rules in Washington state will require:

- Determining at what point a person can be removed from the list, the process and procedure for removal, and who will make the decision as to whom should be removed;
- An amendment to the internal processes and procedures; and
- Changes to the recordkeeping and application forms.

Staff Recommendation

Staff recommends denying the petition because the inability to be removed from the self-exclusion list for the selected time period is an intentional part of the rule to support those in recovery and it appears to be working for a large majority of participants.

McLean, Lisa (GMB)

From: no-reply@wsgc.wa.gov on behalf of Washington State Gambling Commission via Washington State Gambling Commission <no-reply@wsgc.wa.gov>
Sent: Monday, October 30, 2023 8:30 AM
To: Rules Coordinator (GMB)
Subject: Request a Rule Change Submission from wsgc.wa.gov

External Email

Submitted on Monday, October 30, 2023 - 8:29am Submitted by anonymous user: 75.172.16.118 Submitted values are:

Petitioner's Name: Imadatul mondal

Mailing Address: 12217 Ridgemont way north

City: Seattle

State: WA

Zip Code: 98133

Phone: 2068836026

Email: imimad810@gmail.com

Rule Petition Type: New Rule – I am requesting WSGC to adopt a new rule.

==New Rule – I am requesting WSGC to adopt a new rule.==

Subject or purpose of the rule: Please make allow people who want to gamble again

The rule is needed because: Many people want to gamble or quit by there won choice

The effect of this rule change will be: People can change there break pried

The results of this submission may be viewed at:

<https://gcc02.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwsgc.wa.gov%2Fnode%2F18%2Fsubmission%2F4379&data=05%7C01%7Crules.coordinator%40wsgc.wa.gov%7C6f1c8b1aef464865191f08dbd95d12d0%7C11d0e217264e400a8ba057dcc127d72d%7C0%7C0%7C638342766020066548%7CUnknown%7CTWFpbGZsb3d8eyJWljojMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6IjEhaWwiLCJXVCi6Mn0%3D%7C3000%7C%7C%7C&sdata=XsUEewrZ%2FUpkdu8Wue7pviSG%2B8L%2BX9UJvElp4o24KbM%3D&reserved=0>

WAC 230-23-015 Period of enrollment. (1) At the time of enrollment, the participant must select a period of enrollment for self-exclusion:

- (a) One year;
- (b) Three years;
- (c) Five years; or
- (d) Ten years.

(2) The enrollment period selected begins and the participant is considered enrolled:

(a) Upon receipt of the form by mail; or

(b) The date the completed form was accepted by the licensee or by us when submitted in person.

(3) Once enrolled, the participant cannot be removed from the program prior to the initial selected period of enrollment for voluntary self-exclusion.

(4) We will send a notice to the participant 45 days prior to the end of their initial enrollment period indicating the end of their enrollment period. If the participant chooses to end their enrollment in the self-exclusion program, they must return the form requesting to be removed from the self-exclusion list. If no response is received by the end of the enrollment period, the participant will remain on the self-exclusion list until they request to be removed. The participant may request to be removed from the self-exclusion list at any time after their initial enrollment period has ended by notifying us in the format we require.

[Statutory Authority: RCW 9.46.070 and 9.46.071. WSR 22-05-019, § 230-23-015, filed 2/4/22, effective 5/1/22.]

WAC 230-23-020 Voluntary self-exclusion. Participants who voluntarily self-exclude acknowledge the following during the period of enrollment:

(1) The ultimate responsibility to limit access to all house-banked card rooms and participating tribal gaming facilities within the state remains theirs alone; and

(2) The self-exclusion request is irrevocable during the initial enrollment period selected and cannot be altered or rescinded for any reason; and

(3) The exclusion is in effect at all licensed house-banked card rooms and participating tribal gaming facilities in the state of Washington, which is subject to change, and all services and/or amenities associated with these gaming facilities including, but not limited to, restaurants, bars, bowling alleys, check cashing services, cash advances; and

(4) Player club memberships and accounts will be closed and all accumulated points immediately redeemed for nongaming items as the licensee's policy allows at the licensed location the participant initially enrolls for self-exclusion. All player club memberships and accounts held at other licensees and participating tribal gaming facilities will be closed and zeroed out; and

(5) New player club memberships, direct mail and marketing service complimentary goods and services and other such privileges and benefits will be denied; and

(6) Disclosure of certain information is necessary to implement the participant's request for self-exclusion; and

(7) If found on the premises of a house-banked card room licensee or participating tribal gaming facility, for any reason other than to carry out their duties of employment, they will be escorted from the premises; and

(8) All money and things of value, such as gaming chips, obtained by or owed to the participant as a result of prohibited wagers or the purchase of chips and/or participating in authorized gambling activities will be confiscated under RCW 9.46.071 and WAC 230-23-030; and

(9) To not recover any losses from the purchase of chips and/or participating in authorized gambling activities.

[Statutory Authority: RCW 9.46.070 and 9.46.071. WSR 22-05-019, § 230-23-020, filed 2/4/22, effective 5/1/22.]



STATE OF WASHINGTON
GAMBLING COMMISSION

"Protect the Public by Ensuring that Gambling is Legal and Honest"

November 16, 2023

COMMISSIONERS

Alicia Levy, Chair

Julia Patterson, Vice-Chair

Bud Sizemore

Sarah Lawson

Anders Ibsen

Ex-Officios

Senator, Steve Conway

Senator, Jeff Holy

Representative, Shelley Kloba

Representative, Skyler Rude

Tab 11 WAC 230-06-025

Restrictions on firearms as prizes.

Only charitable or nonprofit organizations operating a raffle may award firearms, air guns, or other mechanical devices which are capable of discharging dangerous projectiles, including but not limited to, BB or CO2 guns, rifles, shotguns, pistols or revolvers, or crossbows as a prize. If the prize awarded is restricted from transfer by state or federal law, the licensee must award the winner a certificate, redeemable by a licensed firearms dealer, for the prize offered.

[Statutory Authority: RCW [9.46.070](#). WSR 06-17-132 (Order 601), § 230-06-025, filed 8/22/06, effective 1/1/08.]



**STATE OF WASHINGTON
GAMBLING COMMISSION**

“Protect the Public by Ensuring that Gambling is Legal and Honest”

TO: COMMISSIONERS Ex-Officios
Alicia Levy, Chair Senator, Steve Conway
Julia Patterson, Vice-Chair Senator, Jeff Holy
Bud Sizemore Representative, Shelley Kloba
Sarah Lawson Representative, Skyler Rude
Anders Ibsen

FROM: Tina Griffin, Director

DATE: November 16, 2023

SUBJECT: Tab 12 Problem Gambling

**National Council on Problem Gambling Federal Initiatives – Public Comment Received
October 19, 2023**

On October 19, 2023, we received the public comment prior to the commission meeting from Nanci Watson, see the attached email, The Gambling Addiction Recovery, Investment, and Treatment (GRIT) Act, and Gambling & Addition Among Servicemembers and Veterans.

A summary of Ms. Watson’s email was read into the record of the October 2023 meeting. The email and attachments were emailed to the commissioners and copies were made available to the public prior to the November 2023 meeting.

Staff reached out to the National Council on Problem Gambling to get a bit more information on the proposed federal legislation to provide federal funding for programs to prevent, treat, and study gambling addiction:

- The GRIT Act has not been introduced yet but is expected to be in January 2024, if not earlier. The lead sponsor is Senator Richard Blumenthal of Connecticut.
- It is unclear how much money the GRIT Act would bring into Washington.
- A copy of the bill is attached.

Attachments:

- Email from Nanci Watson dated October 19, 2023
- NCPG Fact Sheet: The Gambling Addiction Recovery, Investment, and Treatment (GRIT) Act
- NCPG Fact Sheet: Gambling & Addition Among Servicemembers and Veterans
- Proposed bill, GRIT ACT.

Disordered Gambling Advisory Workgroup

The first meeting of the Disordered Gambling Advisory Workgroup (DGAW) will be on November 15, 2023. DGAW is the advisory committee established and facilitated by the Health Care Authority's Roxane Waldron, Manager of the State Problem Gambling Program, as directed by the 2023 Engrossed Second Substitute Senate Bill 5634.

The focus of the workgroup will be to:

- Review the recommendations that were put forth by the joint legislative Problem Gambling Task Force final report (Dec 2022)
- Track implementation of the recommendations, and
- Discuss how to move forward on recommendations that are facing barriers to implementation.

On October 30, 2023, I sent the attached letter to Ms. Waldron regarding the commissioner's endorsement of the National Council of Legislators in Gaming States Responsible Gaming and Problem Gambling Resolution (Resolution) and requesting the Resolution be added to DGAW's future agenda.

Attachment:

- Letter of October 30, 2023, to Roxane Waldron, Manager of the State Problem Gambling Program

Anderson, Julie (GMB)

From: Nanci Watson <nanci.watson@gmail.com>
Sent: Thursday, October 19, 2023 8:57 AM
To: AgencyWebsite (GMB)
Cc: Anderson, Julie (GMB); Kloba, Shelley (LEG); Rude, Skyler; Holy, Jeff; Conway, Steve; alica.levy@leg.wa.gov; Patterson, Julia (GMB); sarah.lawson@leg.wa.gov; anders.ibsen@leg.wa.gov; bud.sizemore@leg.wa.gov
Subject: Re: Public Comment Oct 19, 2023 - WSGC - in re: National Council for Problem Gambling
Attachments: Grit Act-08-11_091004.pdf; Servicemembers-08-11_091232.pdf

External Email

In July, as a member of the National Council for Problem Gambling, I visited Washington, D.C. in order to attend the NCPG Annual Conference of the National Council and participate in "Advocacy Day" in which I, among some 55 persons in total, visited the office of a Senator or Congressperson (in my case Adam Smith) from their home jurisdiction to discuss the latest recommendations of the Council.

This year there were two recommendations which I have attached here.

The first one is concerning an act for consideration by the U.S. Senate and House of Representative. It is called the GRIT Act and the idea behind it is that if you profit from gambling that you need to contribute to State efforts related to problem gambling, just as SAMSA does for tobacco and opioid problems

The next is concerning support awareness of problem gambling for Service Members working bases outside of the United States where gambling devices are provided for them. The recommendation is that a portion of the money taken in should be dedicated to counteracting the impact of problem gambling.

Although these recommendations focus on Federal Government legislative issues, every state can lend their own support by making sure that *anyone* (not just a select few) who profits from gambling contributes to our statewide problem gambling fund managed by the Department of Health.

See recommendations attached here.

<https://www.ncpgambling.org/programs-resources/advocacy/>



National Problem Gambling Helpline: Call or Text 1-800-GAMBLER or visit 1800gamblerchat.org

Fact Sheet: The Gambling addiction Recovery, Investment, and Treatment (GRIT) Act

The Issue:

- The national annual social cost of problem gambling is \$7 billion.
- NCPG estimates 7 million American adults suffer from gambling addiction.
- There are currently no federal funds designated for problem gambling treatment or research, unlike the billions in funding for alcohol, tobacco, and drug addiction.
- The federal government levies an excise tax of 0.25% on all money wagered on sports in the United States, which is deposited in the general fund.
- From FY20 to FY21, the revenue from the federal sports gambling excise tax alone has increased from \$38.7 million to \$110.7 million. As of March 2022, the FY22 excise tax revenue already reached \$90.9 million. This number is likely to continue to increase as more states legalize sports gambling.

What the GRIT Act would do:

- This legislation would set aside 50% of the federal sports excise tax revenue for gambling addiction treatment and research.
 - 75% will be distributed to the states for gambling addiction prevention and treatment through the existing Substance Abuse Prevention and Treatment Block Grant program.
 - 25% will go to the National Institute of Drug Abuse to fund grants for research into gambling addiction.
- The legislation would authorize spending for 10 years and require the Secretary of Health and Human Services to submit a report to Congress on the effectiveness of the program within three years of passage.
- Importantly, this legislation does not increase taxes on Americans; it simply sets aside a funding stream for problem gambling treatment and research that will continue to increase as online sports wagering becomes more prominent.
- This legislation does not increase government bureaucracy, but rather utilizes existing HHS programs and procedures.

The Result:

- The first-ever dedicated federal funding for programs to prevent, treat, and study gambling addiction.
- Provides vital support to state health agencies and nonprofits left on their own to address gambling problems.
- Allows investment in best practices and comprehensive research, which is only possible at the national level.

Questions?

Contact NCPG Government Relations Manager, Cole Wogoman (ColeW@NCPGambling.org).



NCPG

National Council on Problem Gambling

National Problem Gambling Helpline: Call or Text 1-800-GAMBLER or visit 1800gamblerchat.org

Fact Sheet: Gambling & Addiction Among Servicemembers and Veterans

June 2023

- Triple Rate of Gambling Problems:** Civilian rate is 2%, military and veteran rates are consistently higher. Risk factors for gambling addiction include individuals who are male, young, high-risk taking, substance use, high stress, depression and PTSD - all issues known to be more likely among military personnel.

Year	Population	At Risk / Moderate Problem	Serious Problem	Combined Rate
1992	Active Duty	7.1%	2%	9.1%
1998	Active Duty	8.1%	1.2%	9.3%
2002	Active Duty	8.6%	1.2%	9.8%
2022	Active Duty	Not surveyed	1.6%	?
Average:				9.4%

- Consequences of Gambling Addiction for Veterans:**
 - Higher rates of co-occurring substance abuse.
 - Veterans with gambling problems are 50% more likely to be homeless.
 - 40% of veterans seeking treatment for gambling report a suicide attempt.
- Military Slots:** Only allowed on bases **Outside CONtinental United States (OCONUS)**. Located on base in officers and enlisted clubs. A 2017 GAO report found military personnel and their families deposit (put into slot machines) more than \$1 billion per year. They lose (annual revenue to DoD) more than \$100 million dollars per year. Revenues go to Morale, Welfare & Recreation (MWR). OCONUS bases do not provide educational materials or other resources on how to get help for a gambling problem.
- Screening Question History:** Gambling questions were included in large-scale surveys of active-duty personnel throughout the 1990s until 1998 when the questions were removed. DoD began putting the questions back only recently thanks to NCPG's advocacy work on the 2019 NDAA.
- Legislative History:** Report language to prevent and treat gambling problems among military personnel was submitted in 2016, included in the Senate NDAA committee report in 2017, incorporated into the full NDAA and signed into law in 2018. The majority of service branches have updated their screening policies, and the first report was made public in July 2022.
- Screening is only the first step.** NCPG believes when surveyed properly, high rates of problems will be revealed and that military personnel need and deserve world-class gambling addiction prevention, education, treatment, enforcement, research, responsible gaming & recovery services.
- Every dollar spent on treatment saves at least two dollars in social costs.** The most ethical and effective way to balance costs and benefits of providing legalized gambling to troops is to provide warnings, information, and updated healthcare. This improves morale, welfare, and readiness.

Questions? Contact NCPG Government Relations Manager Cole Wogoman (ColeW@NCPGambling.org).

118TH CONGRESS
1ST SESSION

S. _____

To authorize the Assistant Secretary for Mental Health and Substance Use to award formula grants to the States to address gambling addiction, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. BLUMENTHAL introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To authorize the Assistant Secretary for Mental Health and Substance Use to award formula grants to the States to address gambling addiction, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Gambling Addiction,
5 Recovery, Investment, and Treatment Act”.

6 **SEC. 2. GRANTS TO ADDRESS GAMBLING ADDICTION.**

7 (a) SUBSTANCE ABUSE AND MENTAL HEALTH SERV-
8 ICES ADMINISTRATION.—

1 (1) IN GENERAL.—The Assistant Secretary for
2 Mental Health and Substance Use shall award
3 grants to the States to address gambling addiction
4 in amounts determined in accordance with para-
5 graph (2).

6 (2) DETERMINATION OF AMOUNT.—The Assist-
7 ant Secretary for Mental Health and Substance Use
8 shall—

9 (A) allocate the total amount of funds
10 awarded as grants under paragraph (1) among
11 the States for a fiscal year in the same ratios
12 as the Assistant Secretary allocates the total
13 amount of block grants for prevention and
14 treatment of substance abuse under subpart II
15 of part B of title XIX of the Public Health
16 Service Act (42 U.S.C. 300x-21 et seq.) among
17 the States for such fiscal year; and

18 (B) if any State fails to apply for a grant
19 under this subsection for such fiscal year, re-
20 allocate the amount that would otherwise be
21 awarded to such State among the States that
22 do so apply in proportion to the amounts allo-
23 cated to such States under subparagraph (A).

24 (3) DEFINITION.—In this subsection, the term
25 “State” has the meaning given to that term in sec-

1 tion 1954 of the Public Health Service Act (42
2 U.S.C. 300x-64).

3 (b) NATIONAL INSTITUTE ON DRUG ABUSE.—The
4 Director of the National Institute on Drug Abuse may
5 award grants to support research on gambling addiction.

6 (c) REPORT.—Not later than 3 years after the date
7 of enactment of this Act, the Secretary of Health and
8 Human Services shall submit a report to the Congress on
9 the effectiveness of the programs and activities carried out
10 pursuant to subsections (a) and (b).

11 (d) AUTHORIZATION OF APPROPRIATIONS.—There
12 are authorized to be appropriated for each of fiscal years
13 2023 through 2032—

14 (1) to carry out subsection (a), the amount that
15 is 37.5 percent of the amount estimated by the Sec-
16 retary of the Treasury as being equal to the amount
17 of taxes received under section 4401(a)(1) of the In-
18 ternal Revenue Code of 1986 during the preceding
19 fiscal year; and

20 (2) to carry out subsection (b), the amount that
21 is 12.5 percent of such amount estimated by the
22 Secretary of the Treasury.



STATE OF WASHINGTON
GAMBLING COMMISSION

"Protect the Public by Ensuring that Gambling is Legal and Honest"

November 9, 2023

Roxane Waldron
Problem Gambling Program Manager
Division of Behavioral Health and Recovery
Health Care Authority

Dear Ms. Waldron:

As the Health Care Authority begins to form and facilitate the advisory committee on problem gambling that was established under the 2023 Engrossed Second Substitute Senate Bill 5634, I wanted to make you aware of our commissioner's request of the new advisory committee.

On August 10, 2023, the Commissioners:

- Endorsed the attached National Council of Legislators in Gaming States Responsible Gaming and Problem Gambling Resolution (Resolution) and
- Directed staff to present the Resolution to the advisory committee and to ask the advisory committee to keep the Resolution in the forefront of their work.

Based on this, I'm requesting the Resolution be added to the advisory committee's future agenda.

Thank you for your consideration.

Sincerely,

Tina Griffin
Director

Attachment – Resolution

Responsible Gaming Resolution 2023

The Committee on Responsible Gaming

Sponsor: Senator Jon Ford

Topic: NCLGS Responsible Gaming and Problem Gambling Resolution

Whereas the National Council of Legislators from Gaming States (NCLGS) is an independent organization of elected officials dedicated to non-partisan gaming awareness and education of lawmakers and regulators; and

Whereas NCLGS believes the issue of responsible gaming and problem gambling policy deserves attention in every state; and

Whereas the United States system of granting states the power to determine what forms of legal gambling are made available under what circumstances has led to significant variations across the country in responsible gaming and problem gambling policy; and

Whereas responsible gaming and problem gambling-related regulations vary across different types of gambling products and delivery methods, including but not limited to retail and online casinos, retail and online lottery products, retail and online sports wagering (including esports and fantasy sports), charitable gaming, pari-mutuel facilities; and

Whereas problem gambling is a mental health issue that is often undetected, with only a small proportion of those directly affected either seeking or receiving treatment or other forms of support services; and

Whereas the goal of comprehensive responsible gaming policy to increase protective factors through safer gaming regulatory policies, operator practices and products, and informed-decision making practices by consumers is an evidence-based effort that requires coordination and collaboration; and

Whereas the goal of problem gambling policy to reduce prevalence and incidence rates and the personal, familial, and societal costs associated with problem gambling is a vast undertaking that requires a multitude of policy strategies and interventions tailored to different aspects of the strategy to address the problem; and

Whereas addressing responsible gaming and problem gambling can have significant benefits for the health of individuals, families, and communities, as well as state budgets because of its high level of interconnectedness to other health and social issues; and

Whereas there is little standardization on the amount of funding required to address a holistic approach, and how those funds are to be derived or spent in each jurisdiction for responsible gaming and problem gambling services or programs; now, therefore, be it...

Resolved, that The National Council of Legislators from Gaming States (NCLGS):

1. Urges states to holistically address responsible gaming and problem gambling through a combination of prevention and harm reduction, public awareness, intervention and treatment, research, and adequate funding that address the specific measured needs of that state or jurisdiction and ensure all services are affordable, effective, and accessible for citizens who need them;
2. Encourages cross-jurisdictional and multi-state collaboration among policymakers, regulators, gaming operators, gaming manufacturers, community leaders, researchers, treatment providers and others to develop evidence-based responsible gaming and problem gambling research, policies, and services;
3. Recommends the establishment of responsible gaming and problem gambling regulations for all forms of legalized gaming, tailored as necessary to each form but consistent with jurisdictional policy goals;
4. Encourages the promotion of safer gaming behaviors through the development and funding of public awareness campaigns coupled with prevention and harm reduction efforts within communities that educate consumers how to game in safety and raise awareness of potential signs of a gambling problem, including those that coexist with other public health concerns;
5. Urges the use of education and harm minimization measures and policies involving limit setting and exclusion for marketing, payments and payment processing (personal credit, credit card, cashless payments,

check cashing, bank withdrawals, and ATM patterns/usage), as well as other precommitment tools and personal data information for players to make informed decisions about their gaming;

6. Encourages policies and programs that enable customers to discontinue their play temporarily or permanently through exclusion programs from gaming activities statewide and across multiple jurisdictions with multiple term lengths;

7. Suggests that states and operators coordinate gambling exclusion lists to prevent people with gambling problems and others on exclusion lists from problematic play in other states;

8. Urges formalized processes for family members to express problem gambling-related concerns to the state regulatory body and/or gaming operators;

9. Calls for responsible gaming and problem gambling policies and insurance coverage for all employees of gaming licensees;

10. Supports the use of one accredited national problem gambling helpline number within all jurisdictions;

11. Calls for the development of state or jurisdictional advertising guidelines to ensure marketing is only targeted to those who are of legal age to gamble, follow standards to not offer content, themes, and promotions that have special appeal to those consumers most at risk for gambling problems, and to ensure there are programs that audit and monitor the content of third-party marketing affiliates;

12. Recommends the creation of a specific staff/department function within a gaming regulatory body to oversee all aspects of responsible gaming and problem gambling regulations and to monitor compliance and program accountability and efficacy;

13. Recommends integrating problem gambling services and screening into other substance use disorder, mental health and/or behavioral health services to identify, reduce, and prevent problem gambling;

14. Endorses the establishment and funding to integrate problem gambling into other diversion or therapeutic courts to offer responses to defendants in the criminal justice system with gambling problems through a court-supervised, comprehensive recovery program;

15. Emphasizes the need to include access to anonymized player data, research components, and funding for responsible gaming and problem gambling policies to gauge trends, program efficacy, adapt to current conditions, and expand evidence-based best practices and new prevention and treatment techniques; and

16. Stresses the need for dedicated funding earmarked for the delivery of the full range of responsible gaming and problem gambling services, including but not limited to prevention, awareness and education, harm reduction, workforce development, outreach, treatment, and research.