

**BEFORE THE  
PENNSYLVANIA GAMING CONTROL BOARD**

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<b>DOWNS RACING, L.P. D/B/A</b>	<b>:</b>	<b>COMMONWEALTH OF</b>
<b>MOHEGAN SUN POCONO</b>	<b>:</b>	<b>PENNSYLVANIA</b>
<b>GID # 1267-3</b>	<b>:</b>	
	<b>:</b>	<b>PENNSYLVANIA GAMING</b>
<b>IN RE: MINIMUM SECURITY</b>	<b>:</b>	<b>CONTROL BOARD</b>
<b>STAFFING</b>	<b>:</b>	
	<b>:</b>	<b>DOCKET NO.</b>

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**CONSENT AGREEMENT AND STIPULATION OF SETTLEMENT**

**THIS CONSENT AGREEMENT AND STIPULATION OF SETTLEMENT** is made and entered into by the Commonwealth of Pennsylvania, Gaming Control Board (“Board”), Office of Enforcement Counsel (“OEC”), and Downs Racing, L.P. d/b/a Mohegan Sun Pocono (“MSP”). OEC and MSP are collectively referred to as the “Parties;” and

**WHEREAS**, MSP has its principal place of business at 1280 Highway 315, Wilkes-Barre, Pennsylvania 18702, and is the holder of a Category 1 slot machine license as approved by the Board on October 4, 2007; and

**WHEREAS**, the Board’s Bureau of Investigations and Enforcement (“BIE”) is the investigative body established by 4 Pa.C.S. § 1517 (a) for the purpose of, *inter alia*, investigating licensees, permittees, registrants and other persons for potential violations of 4 Pa.C.S. §§ 1103 *et seq.*, known as the Pennsylvania Race Horse Development and Gaming Act (the “Act”), including potential violations referred to BIE by the Board or other persons; and

**WHEREAS**, OEC is the prosecutorial body established by 4 Pa.C.S. § 1517(a.2) and has the power and duty to initiate proceedings for administrative violations of the Act pursuant to section 1517(a.2)(1)(iii) of the Act; and

**WHEREAS**, pursuant to 4 Pa.C.S. § 1102(1), the primary object of the Act to which all other objectives and purposes are secondary is to protect the public through the regulation and policing of all activities involving gaming and practices that continue to be unlawful; and

**WHEREAS**, pursuant to 4 Pa.C.S. §1517(a.1)(4)(ii), BIE shall have the power and duty to monitor gaming operations to ensure the implementation of adequate security measures by a licensed entity; and

**WHEREAS**, pursuant to section 465.14(a) of the Board's Regulations, slot machine licensees shall be required to submit a minimum staffing submission with regard to its security department. The minimum staffing submission must consider the size and layout of the licensed facility as well as the number and configuration of slot machines and table games on the gaming floor and must at all times provide for security of the gaming floor and restricted areas servicing the gaming operation; and

**WHEREAS**, section 465.14(a) of MSP's Board approved Internal Controls, which are confidential pursuant to 4 Pa.C.S. §1206(f), mandate specific security staffing levels at MSP during all hours of operation; and

**WHEREAS**, this is the first Consent Agreement of this nature since MSP's last renewal.

**WHEREAS**, the Parties do not dispute the jurisdiction of the Board; and

**WHEREAS**, the Parties now seek to enter into this Consent Agreement as a compromise of any disputed claims and in consideration of the Parties waiving, releasing, and forbearing any regulatory dispute; and

**NOW, THEREFORE**, the Parties stipulate and agree, and present to the Board for its consideration, the following:

## STIPULATION OF FACTS

### MS-E-0618970-19

On January 3, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (January 2, 2019) through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 8:00 A.M. - 3 mandated security officer rover positions were vacant.

### MS-E-0619119-19

On January 4, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (January 3, 2019) through 12:30 A.M. - 2 mandated security officer rover positions were vacant;

12:30 A.M. through 1:00 A.M. - 3 mandated security officer rover positions were vacant;

1:00 A.M. through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;

5:30 A.M. through 06:00 A.M. - 3 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

### MS-E-0619121-19

On January 6, 2019, MSP failed to meet the minimum security staffing requirements as follows:

1:00 A.M. through 1:30 A.M. - 1 mandated security officer rover position was vacant;

2:30 A.M. through 3:00 A.M. - 1 mandated security officer rover position was vacant;

3:00 A.M. through 3:30 A.M. - 2 mandated security officer rover positions were vacant;  
3:30 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;  
4:00 A.M. through 4:30 A.M. - 3 mandated security officer rover positions were vacant;  
4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;  
5:00 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant;  
6:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant;  
6:30 A.M. through 7:00 A.M. - 1 mandated security officer rover position was vacant;  
7:00 A.M. through 07:30 A.M. - 3 mandated security officer rover positions were vacant;  
7:30 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0619126-19

On January 10, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (January 9, 2019) through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

MS-E-0619127-19

On January 11, 2019, MSP failed to meet the minimum security staffing requirements as follows:

4:30 A.M. through 5:30 A.M. - 1 mandated security officer rover position was vacant;  
6:00 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0619129-19

On January 12, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (January 11, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;

4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 7:00 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0619131-19

On January 13, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (January 12, 2019) through 2:00 A.M. - 2 mandated security officer rover positions were vacant;

2:30 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0619136-19

On January 17, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (January 16, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 1 mandated security officer rover position was vacant;

5:00 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;

5:30 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant;

6:30 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0619144-19

On January 18, 2019, MSP failed to meet the minimum security staffing requirements as follows:

5:00 A.M. through 5:30 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M., - 1 mandated security officer rover position was vacant.

MS-E-0619148-19

On January 19, 2019, MSP failed to meet the minimum security staffing requirements as follows:

12:30 A.M. through 1:30 A.M. - 1 mandated security officer rover position was vacant;

5:00 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0619149-19

On January 20, 2019, MSP failed to meet the minimum security staffing requirements as follows:

12:30 A.M. through 1:30 A.M. - 1 mandated security officer rover position was vacant;

5:00 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0619151-19

On January 24, 2019, MSP failed to meet the minimum security staffing requirements as follows:

4:30 A.M. through 5:30 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0619152-19

On January 25, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (January 24, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant; 5:30 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant;

6:30 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0619165-19

On January 31, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (January 30, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0619168-19

On February 1, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (January 31, 2019) through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

05:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

MS-E-0614453-19

On February 4, 2019, MSP failed to meet the minimum security staffing requirements as follows:

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;

5:00 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 7:00 A.M. - 2 mandated security officer rover positions were vacant;

7:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0614855-19

On February 5, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (February 4, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 3:30 A.M. - 1 mandated security officer rover position was vacant;

3:30 A.M. through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 5:30 A.M. - 3 mandated security officer rover positions were vacant;

5:30 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

MS-E-0614856-19

On February 6, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (February 5, 2019) through 1:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;



4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;  
5:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant;  
6:30 A.M. through 7:00 A.M.- 1 mandated security officer rover position was vacant;  
7:30 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0615920-19

On February 7, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (February 6, 2019) through 1:30 A.M. - 1 mandated security officer rover position was vacant;  
4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;  
4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;  
5:00 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant;  
6:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant.

MS-E-0619171-19

On February 8, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (February 7, 2019) through 1:00 A.M.- 2 mandated security officer rover positions were vacant;  
1:00 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;  
2:30 A.M. through 04:00 A.M. - 1 mandated security officer rover position was vacant; 4:00 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;  
4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;  
5:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant;

6:30 A.M. through 7:00 A.M. - 1 mandated security officer rover position was vacant;

7:30 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0617230-19

February 11, 2019, MSP failed to meet the minimum security staffing requirements as follows:

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;

5:00 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant; 6:00

A.M. through 7:00 A.M. - 2 mandated security officer rover positions were vacant;

7:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0617233-19

On February 12, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (February 11, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 3:30 A.M. - 1 mandated security officer rover position was vacant;

3:30 A.M. through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 5:30 A.M. - 3 mandated security officer rover positions were vacant;

5:30 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

MS-E-0617236-19

On February 13, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (February 12, 2019) through 1:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;  
4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;  
5:00 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant;  
6:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant.

MS-E-0619173-19

On February 14, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (February 13, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;  
1:00 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;  
2:30 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;  
4:00 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;  
4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;  
5:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant;  
6:30 A.M. through 7:00 A.M. - 1 mandated security officer rover position was vacant;  
7:30 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0619174-19

On February 15, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (February 14, 2019) through 12:30 A.M. - 2 mandated security officer rover positions were vacant;  
12:30 A.M. through 1:00 A.M. - 3 mandated security officer rover positions were vacant;  
1:00 A.M. through 2:00 A.M. - 2 mandated security officer rover positions were vacant;

2:00 A.M. through 2:30 A.M. - 1 mandated security officer rover position was vacant;  
2:30 A.M. through 4:00 A.M. - 2 mandated security officer rover positions were vacant;  
4:00 A.M. through 05:30 A.M. - 3 mandated security officer rover positions were vacant;  
5:30 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

MS-E-0619176-19

On February 16, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (February 15, 2019) through 1:00 A.M. - 1 mandated security officer rover position was vacant;  
4:00 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;  
4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;  
5:00 A.M. through 7:00 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0619177-19

On February 17, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (February 16, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;  
1:00 A.M. through 1:30 A.M. - 2 mandated security officer rover positions were vacant;  
1:30 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;  
2:30 A.M. through 3:30 A.M. - 2 mandated security officer rover positions were vacant.

MS-E-0619178-19

On February 22, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (February 21, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;

5:30 A.M. through 6:00 A.M. - 3 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

MS-E-0619181-19

On February 23, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (February 22, 2019) through 1:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;

6:00 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0619182-19

On February 24, 2019, MSP failed to meet the minimum security staffing requirements as follows:

1:00 A.M. through 1:30 A.M. - 1 mandated security officer rover position was vacant;

2:30 A.M. through 3:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;

4:30 A.M. through 5:00 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.

MS-E-0628040-19

On February 27, 2019, MSP failed to meet the minimum security staffing requirements as follows:

- 1:00 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;
- 2:30 A.M. through 3:00 A.M. - 1 mandated security officer rover position was vacant;
- 5:00 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;
- 5:30 A.M. through 6:00 A.M. - 3 mandated security officer rover positions were vacant;
- 6:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On February 28, 2019, MSP failed to meet the minimum security staffing requirements as follows:

- 11:50 P.M. (February 27, 2019) through 1:00 A.M. - 1 mandated security officer rover position was vacant;
- 1:30 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;
- 4:30 A.M. through 5:00 A.M. - 1 mandated security officer rover position was vacant.

On March 1, 2019, MSP failed to meet the minimum security staffing requirements as follows:

- 4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;
- 4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;
- 6:00 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.

On March 2, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 1, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;

2:30 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;

5:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On March 3, 2019, MSP failed to meet the minimum security staffing requirements as follows:

1:00 A.M. through 1:30 A.M. - 2 mandated security officer rover positions were vacant;

2:30 A.M. through 3:00 A.M. - 1 mandated security officer rover position was vacant;

3:00 A.M. through 3:30 A.M. - 3 mandated security officer rover positions were vacant;

3:30 A.M. through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 4:30 A.M. - 3 mandated security officer rover positions were vacant;

4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;

5:30 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant;

7:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On March 4, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 3, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 6:00 A.M. - 2 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On March 5, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 4, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;

5:30 A.M. through 6:00 A.M. - 3 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On March 6, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 5, 2019) through 3:30 - 2 mandated security officer rover positions were vacant;

3:30 A.M. through 08:00 A.M. - 3 mandated security officer rover positions were vacant.

On March 7, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 6, 2019) through 3:30 A.M. - 1 mandated security officer rover position was vacant.

On March 8, 2019, MSP failed to meet the minimum security staffing requirements as follows:



11:50 P.M. (March 7, 2019) through 5:00 A.M. - 1 mandated security officer rover position was vacant;

5:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On March 9, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 8, 2019) through 12:30 A.M. - 2 mandated security officer rover positions were vacant;

12:30 A.M. through 1:00 A.M. - 3 mandated security officer rover positions were vacant;

1:00 A.M. through 2:00 A.M. - 2 mandated security officer rover positions were vacant;

2:00 A.M. through 2:30 A.M. - 1 mandated security officer rover position was vacant;

2:30 A.M. through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;

5:30 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On March 10, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 9, 2019) through 3:00 A.M. - 2 mandated security officer rover positions were vacant;

3:30 A.M. through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 4:30 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 6:00 A.M. - 2 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On March 11, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 10, 2019) through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On March 12, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 11, 2019) through 12:30 A.M. - 2 mandated security officer rover positions were vacant;

12:30 A.M. through 1:00 A.M. - 3 mandated security officer rover positions were vacant;

1:00 A.M. through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;

5:30 A.M. through 6:00 A.M. - 3 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On March 13, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 12, 2019) through 12:30 A.M. - 2 mandated security officer rover positions were vacant;

12:30 A.M. through 1:00 A.M. - 3 mandated security officer rover positions were vacant;  
1:00 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;  
5:30 A.M. through 6:00 A.M. - 3 mandated security officer rover positions were vacant;  
6:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On March 14, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 13, 2019) through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On March 15, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 14, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;

1:00 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;

5:30 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.

On March 16, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 15, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;  
4:00 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;  
4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;  
5:00 A.M. through 7:00 A.M. - 1 mandated security officer rover position was vacant.

On March 17, 2019, MSP failed to meet the minimum security staffing requirements as follows:

2:30 A.M. through 4:00 A.M. - 2 mandated security officer rover positions were vacant;  
4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;  
4:30 A.M. through 8:00 A.M. - 3 mandated security officer rover positions were vacant.

On March 18, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 17, 2019) through 4:00 A.M. - 2 mandated security officer rover positions were vacant;  
4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;  
5:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On March 19, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 18, 2019) through 1:00 A.M. - 1 mandated security officer rover position was vacant;  
4:00 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;

4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;  
5:00 A.M. through 5:30 A.M. - 1 mandated security officer rover position was vacant;  
5:30 A.M. through 7:00 A.M. - 2 mandated security officer rover positions were vacant;  
7:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On March 20, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 19, 2019) through 12:30 A.M. - 2 mandated security officer rover positions were vacant;  
12:30 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;  
2:30 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;  
4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;  
5:00 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;  
5:30 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant;  
6:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant;  
6:30 A.M. through 7:00 A.M. - 1 mandated security officer rover position was vacant;  
7:30 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On March 21, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 20, 2019) through 3:30 A.M. - 1 mandated security officer rover position was vacant;  
3:30 A.M. through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On March 22, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 21, 2019) through 12:30 A.M. - 2 mandated security officer rover positions were vacant;

12:30 A.M. through 1:00 A.M. - 3 mandated security officer rover positions were vacant;

1:00 A.M. through 2:00 A.M. - 2 mandated security officer rover positions were vacant;

2:00 A.M. through 2:30 A.M. - 1 mandated security officer rover position was vacant;

2:30 A.M. through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;

5:30 A.M. through 6:00 A.M. - 3 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On March 23, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 22, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;

2:30 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 6:00 A.M. - 2 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On March 24, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 23, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;

12:30 A.M. through 1:30 A.M. - 2 mandated security officer rover positions were vacant;

2:30 A.M. through 3:00 A.M. - 2 mandated security officer rover positions were vacant;

3:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 6:00 A.M. - 2 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On March 25, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 24, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 6:00 A.M. - 2 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On March 26, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 25, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 5:30 A.M. - 3 mandated security officer rover positions were vacant;

5:30 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On March 27, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 26, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.

On March 28, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 27, 2019) through 04:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.



On March 29, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 28, 2019) through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On March 30, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 29, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;

12:30 A.M. through 1:30 A.M. - 2 mandated security officer rover positions were vacant;

1:30 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;

4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 1 mandated security officer rover position was vacant;

5:30 A.M. through 7:00 A.M. - 2 mandated security officer rover positions were vacant;

7:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On March 31, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 30, 2019) through 1:30 A.M. - 3 mandated security officer rover positions were vacant;

1:30 A.M. through 2:00 A.M. - 2 mandated security officer rover positions were vacant;

2:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;

5:00 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.

On April 1, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (March 31, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 6:00 A.M. - 2 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On April 2, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 1, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;

5:30 A.M. through 6:00 A.M. - 3 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On April 3, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 2, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;

5:30 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant;

6:30 A.M. through 7:00 A.M. - 1 mandated security officer rover position was vacant;

7:30 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On April 4, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 3, 2019) through 12:30 A.M. - 2 mandated security officer rover positions were vacant;

12:30 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;

2:30 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;

5:30 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant;

6:30 A.M. through 7:00 A.M. - 1 mandated security officer rover position was vacant;

7:30 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On April 5, 2019, MSP failed to meet the minimum security staffing requirements as follows:

12:30 A.M. through 1:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;  
4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;  
5:00 A.M. through 7:00 A.M. - 1 mandated security officer rover position was vacant.

On April 6, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 5, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;  
2:30 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;  
4:00 A.M. through 6:00 A.M. - 2 mandated security officer rover positions were vacant;  
6:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On April 7, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 6, 2019) through 12:30 A.M. - 2 mandated security officer rover positions were vacant;

12:30 A.M. through 1:00 A.M. - 1 mandated security officer rover position was vacant;  
1:00 A.M. through 1:30 A.M. - 2 mandated security officer rover positions were vacant;  
1:30 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;  
2:30 A.M. through 3:30 A.M. - 3 mandated security officer rover positions were vacant;  
3:30 A.M. through 4:00 A.M. - 2 mandated security officer rover positions were vacant;  
4:00 A.M. through 4:30 A.M. - 3 mandated security officer rover positions were vacant;  
4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;  
5:30 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant;

7:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On April 8, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 7, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 6:00 A.M. - 2 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On April 9, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 8, 2019) through 1:00 A.M. - 2 mandated security officer rover positions were vacant;

1:00 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;

5:30 A.M. through 6:00 A.M. - 3 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On April 10, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 9, 2019) through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On April 11, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 10, 2019) through 4:00 A.M. - 2 mandated security officer rover positions were vacant;

4:00 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 8:00 A.M. - 2 mandated security officer rover positions were vacant.

On April 12, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 11, 2019) through 12:30 A.M. - 2 mandated security officer rover positions were vacant;

12:30 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;

2:30 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;

4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;

5:30 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant;

6:30 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On April 13, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 12, 2019) through 1:00 A.M. - 1 mandated security officer rover position was vacant;

2:30 A.M. through 4:00 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 6:00 A.M. - 2 mandated security officer rover positions were vacant;

6:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On April 14, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 13, 2019) through 12:30 A.M. - 3 mandated security officer rover positions were vacant;

12:30 A.M. through 1:30 A.M. - 2 mandated security officer rover positions were vacant;

1:30 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;

2:30 A.M. through 3:30 A.M. - 3 mandated security officer rover positions were vacant;

3:30 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;

4:30 A.M. through 5:00 A.M. - 1 mandated security officer rover position was vacant;

5:30 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant;

7:00 A.M. through 8:00 A.M. - 1 mandated security officer rover position was vacant.

On April 15, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 14, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;

6:00 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.

On April 16, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 15, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:30 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.

On April 17, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 16, 2019) through 1:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;

5:00 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant.

On April 18, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 17, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.



On April 19, 2019, MSP failed to meet the minimum security staffing requirements as follows:

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant.

On April 20, 2019, MSP failed to meet the minimum security staffing requirements as follows:

4:00 A.M. through 4:30 A.M. - 2 mandated security officer rover positions were vacant;

4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant;

5:00 A.M. through 7:00 A.M. - 1 mandated security officer rover position was vacant.

On April 21, 2019, MSP failed to meet the minimum security staffing requirements as follows:

1:00 A.M. through 1:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 5:00 A.M. - 1 mandated security officer rover position was vacant.

On April 22, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 21, 2019) through 1:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;

5:00 A.M. through 6:00 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 2 mandated security officer rover positions were vacant.

On April 23, 2019, MSP failed to meet the minimum security staffing requirements as follows:

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant.

On April 24, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 23, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.

On April 25, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 24, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant;

5:00 A.M. through 5:30 A.M. - 1 mandated security officer rover position was vacant;

6:00 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.

On April 26, 2019, MSP failed to meet the minimum security staffing requirements as follows:

11:50 P.M. (April 25, 2019) through 12:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:30 A.M. - 2 mandated security officer rover positions were vacant;

6:00 A.M. through 6:30 A.M. - 1 mandated security officer rover position was vacant.

On April 27, 2019, MSP failed to meet the minimum security staffing requirements as follows:

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 3 mandated security officer rover positions were vacant.

On April 28, 2019, MSP failed to meet the minimum security staffing requirements as follows:

1:00 A.M. through 2:00 A.M. - 1 mandated security officer rover position was vacant;

2:30 A.M. through 3:30 A.M. - 1 mandated security officer rover position was vacant;

4:00 A.M. through 4:30 A.M. - 1 mandated security officer rover position was vacant;

4:30 A.M. through 5:00 A.M. - 2 mandated security officer rover positions were vacant.

#### **HISTORY**

On December 18, 2018, OEC held one compliance conference with MSP regarding twenty-seven (27) business days wherein the minimum staffing requirements were not met and on June 14, 2019, OEC sent one warning letter to MSP regarding three (3) business days wherein the minimum staffing requirements were not met since MSP's Category 1 slot machine license was last renewed by the Board on January 10, 2018.

#### **MITIGATING AND REMEDIAL FACTORS**

While MSP recognizes that the facts set forth in the foregoing recitals constitute incidents where MSP has failed to meet the Board's minimum staffing requirements, MSP submits that all fixed security posts have been covered at all times. The failure to meet minimum staffing has been in rover positions on the overnight shift. These failures have stemmed from challenges in the recruitment, retention, and licensing of security employees, as explained below.

In an effort to recruit additional security employees, MSP has increased the starting wage for entry-level security officers from \$9.50 per hour to \$11.50 per hour, and for grave shift officers to \$15.00 per hour, to make the rates more competitive and to help staffing retention. MSP has implemented a sign-on bonus program that monetarily rewards new security officers for remaining in the Security department. The program also rewards team members who transfer in to the department. MSP has also implemented an employee referral reward whereby employees who refer successful applicants receive monetary bonuses. MSP has recruited, or attempted to recruit, from the Wilkes University Athletic Department; the Luzerne and Lackawanna Counties' Veteran Affairs offices; and Sears (which is closing a distribution center).

MSP has implemented a three-day expedited onboarding process for new security employees, including training in the form of shadowing experienced security officers. This allows new officers to receive expedited training. In addition, a mentoring program for security officers has been established to assist with identifying professional goals for security employees and to assist in meeting those goals.

MSP has also implemented longer shifts on the day and swing shifts to provide additional coverage and flexibility while the drop takes place. Moreover, MSP has created an Event Security position to attempt to provide greater flexibility.

Since the December 18, 2018 compliance conference, 78 viable applicants were identified; 58 were screened; 27 were interviewed; 20 were extended offers; and 6 were hired. There were delays in licensing approval of some new hires. From September-November 2018 the average time to receive licensure approval for new hires was 12 days; however, the federal

government shutdown in early 2019 interfered with tax clearance and as a result a number of new employees were not able to be approved for licensure promptly.

Finally, the recent approval of MSP's petition for floor reconfiguration will free up security officers who can be redeployed to other locations. MSP, therefore, believes that it has remediated and mitigated all minimum staffing deficiencies.

### **TERMS OF AGREEMENT**

In consideration of the foregoing stipulated facts, and in full and final settlement of any and all claims, causes or actions which could or might be brought under the Act or the regulations promulgated thereunder, whether against MSP, or any of its owners, employees or agents, arising out of the matters identified in the above stipulated facts, the Parties do hereby further stipulate and agree that:

1. This Consent Agreement shall become final and effective only upon its approval by the Board;
2. MSP shall pay to the Board a civil penalty in the amount of one hundred and fifty thousand (\$150,000) dollars within five days of the Board's Order approving this consent agreement;
3. MSP shall pay to the Board two thousand, five hundred dollars (\$2,500.00) for the costs incurred by OEC, BIE and other related staff in connection with this matter within five days of the Board's Order approving this consent agreement;
4. MSP shall immediately institute policies and procedures to prevent similar incidents from occurring in the future;
5. If approved, the Board may make information public with respect to the terms and conditions of this Consent Agreement;

6. This Consent Agreement may be set aside by the Board if any term herein is violated by MSP; and

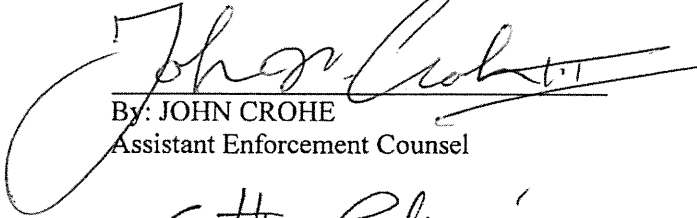
7. MSP, through its authorized representatives whose signatures appear below, have read and fully understand the terms of this Consent Agreement.

This Consent Agreement is offered and, if approved by the Board, entered for settlement purposes only. If the Board determines not to approve the effectiveness of same, then this Consent Agreement and the representations and obligations contained herein shall be null and void, and neither Party nor any other person shall be entitled to use or rely on any portion hereof for any purpose whatsoever or to admit any portion hereof into evidence in the captioned matter or any subsequent proceeding.

This Consent Agreement shall not preclude the Board, BIE or OEC from reviewing and considering any facts in any future proceeding relating to any application for licensure or qualification of the licensee. MSP expressly acknowledges and agrees that the Board reserves the right to take any actions that the Board, in its sole discretion, believes is necessary to protect the integrity of gaming in Pennsylvania, including the right to suspend or revoke any license, approval or permit without limitation if any further violations occur or are subsequently discovered, all in accordance with the Act and the regulations promulgated thereunder.


The undersigned consent to the form and entry of the above.

**Pennsylvania Gaming Control Board  
Office of Enforcement Counsel**

  
By: JOHN CROHE  
Assistant Enforcement Counsel

DATED:

8/28/19

  
By: ANTHONY CARLUCCI  
President and General Manager  
Mohegan Sun Pocono

DATED:

8/28/19