

## **RESOLUTION 2005-49**

### **A RESOLUTION CONCERNING THE RENEWAL OF THE SUPPLIER'S LICENSE HELD BY VENDINGDATA CORPORATION**

The Indiana Gaming Commission ("Commission") adopts the following resolution pursuant to the authority granted to it under IC 4-33 and pursuant to 68 IAC 1-2-6.

The Commission has considered the following factors:

1. VendingData Corporation ("VendingData") was issued Supplier's License on September 27, 2002. The license was last renewed on September 27, 2004.
2. In accordance with IC 4-33-7-8 and 68 IAC 2-2-8, a Supplier's License must be renewed annually along with payment of the five thousand dollar (\$5,000) renewal fee.
3. VendingData has requested a renewal of licensure and the renewal fee has been paid in accordance with 68 IAC 2-2-3(c) and 68 IAC 2-2-8. The licensee may have outstanding background investigation fees and will be responsible for payment of the background fees. If payment for the background fees is not received as direct by the Commission staff, the license will be subject to non-renewal or revocation.
4. VendingData has advised the Commission that the Louisiana Gaming Control Board sent a Notice of Recommendation of Revocation on May 12, 2005 for the failure of a former senior executive director to disclose information on his application. VendingData had a hearing date of September 13, 2005. The allegations are of a serious nature, and Commission staff will request additional documentation from VendingData regarding the issues surrounding the Louisiana matter to determine if Indiana regulations have also been violated or if further action is required.

**NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA GAMING COMMISSION, THAT THE FOLLOWING RESOLUTION IS ADOPTED:**

#### **SECTION 1: SCOPE**

This resolution applies to VendingData Corporation.

#### **SECTION 2: DEFINITIONS**

The definitions set forth in IC 4-33-2 and 68 IAC apply to this resolution.

#### **SECTION 3: TEMPORARY EXTENSION OF SUPPLIER'S LICENSE**

1. Pursuant to 68 IAC 2-2-10(a), VendingData's Supplier's License is hereby extended for a period of up to six (6) months or until such earlier date when Commission staff has fully investigated the Louisiana matter and is prepared to re-convene in order to act on VendingData's request for renewal. Should the Commission discover that Indiana gaming regulations were violated or that VendingData failed to suitably conduct business pursuant

to IC 4-33 or 68 IAC, the Commission may take further action against VendingData's Supplier's License. If ultimately granted, VendingData's renewal shall be retroactive to September 27, 2005 which is the proper annual renewal date applicable to the license.

2. Pursuant to IC 4-33-7, and 68 IAC 2-2-8(b), VendingData shall bear the cost of any additional investigation undertaken in relation to the Louisiana matter.
3. In the future, if VendingData wishes to renew its Supplier's License, it must request renewal of the Supplier's License at least thirty (30) days before the expiration of the license and pay the renewal fee in accordance with 68 IAC 2-2-3(c) and 68 IAC 2-2-8.

#### **SECTION 4: GRANT OF RENEWAL OF SUPPLIER'S LICENSE**

The Commission hereby grants the extension of VendingData's Supplier's License for a period of up to six (6) months subject to the conditions stated in Section 3 of this Resolution. The extended Supplier's License will remain valid until March 27, 2006 or such earlier date when the Commission reconvenes to act on the VendingData's request for renewal. Failure on the part of VendingData to meet the conditions set forth in this Resolution or comply with IC 4-33 or rules promulgated thereunder will result in appropriate Commission action.

#### **SECTION 5: EFFECTIVE DATE**

This resolution is effective immediately.

**ADOPTED THIS THE 26<sup>th</sup> DAY OF SEPTEMBER, 2005.**

THE INDIANA GAMING COMMISSION:

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Harold Calloway, Chair

ATTEST:

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Donald R. Vowels, Secretary