

ORDER 2013-063

AN ORDER OF THE INDIANA GAMING COMMISSION RENEWING THE RIVERBOAT OWNER'S LICENSE AND OF AZTAR INDIANA GAMING CO., LLC.

In accordance with and subject to Indiana Code 4-33 and Title 68 of the Indiana Administrative Code, the Indiana Gaming Commission ("Commission") issued a riverboat owner's license to Aztar Indiana Gaming Co., LLC ("Aztar"), effective December 8, 1995. The most recent renewal, granted on November 10, 2011, renewed the riverboat owner's license through December 4, 2011.

On September 24, 2012, Aztar requested renewal and paid its renewal fee. On November 30, 2012, and under the delegation of authority granted by the Commission in Resolution 2003-13, the Executive Director granted an interim renewal of Aztar's license until such time as the Commission is able to consider the request at a regularly scheduled business meeting.

On March 4, 2010, by Order 2010-54, the Commission approved a written power of attorney identifying Trinity Hill Group, LLC as trustee-in-waiting for Aztar. Order 2010-54 stated that it would expire "upon the effectiveness of a subsequent Commission order that either: (1) addresses the renewal of Aztar's Casino Owner's License; or (2) modifies or withdraws the approval" of Trinity Hill Group, LLC.

On February 28, 2012, Aztar petitioned the Commission to make changes to its Power of Attorney. Aztar has petitioned to enter into a new Power of Attorney, which would name Ronald D. Gifford as trustee, and would replace the existing Power of Attorney. Aztar and Mr. Gifford executed the Power of Attorney memorializing the terms and conditions of this designation and appointment. On September 20, 2012, Aztar indicated in writing that it desires to continue to have Mr. Gifford as trustee-in-waiting.

COMMISSION ACTION

Pursuant to Indiana Code section 4-33-6-12, the Commission has found that Aztar has substantially complied with the directives of Indiana Code 4-33 and Title 68 of the Indiana Administrative Code and is suitable to hold a riverboat owner's license. The Commission **GRANTS** renewal of Aztar's riverboat owner's license for a period of one year subject to Aztar maintaining its riverboat gambling operation, riverboat, hotel, and pavilion in substantial compliance with all properly applicable state and local laws, including but not limited to, Commission regulations, resolutions, orders and/or other directives relating to the riverboat owner's license or to the lawful operation or conduct of gaming in Indiana. The renewal of the riverboat owner's license is valid for a period of one year from December 4, 2012 through December 4, 2013.

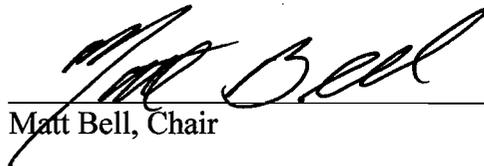
Furthermore, the Commission **GRANTS** renewal of its approval of the written power of attorney identifying Ron Gifford as trustee-in-waiting for Aztar.

This Order expires upon the effectiveness of a subsequent Commission order that either: (1) addresses the renewal of Aztar's riverboat owner's license; or (2) modifies or withdraws the renewal of its approval as granted herein.

According to IC 4-21.5-3, this order is effective fifteen (15) days after the order is served.

IT IS SO ORDERED THIS THE 21st DAY OF MARCH, 2013.

THE INDIANA GAMING COMMISSION:



Matt Bell, Chair

ATTEST:



Secretary