



pennsylvania

OFFICE OF OPEN RECORDS

November 16, 2009

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Re: Boni/Cutler v PGCB, Docket AP 2009-0955

Dear Parties:

I am in receipt of requests from Mr. Boni and Mr. Cutler ("Appellants") to consolidate their appeals. I spoke with Ms. Miller-Tshudy this morning and she confirmed that the Pennsylvania Gaming Control Board ("PGCB") agrees to the consolidation. Therefore, the Appellants request is **GRANTED**. Mr. Boni's appeal docketed as 2009-0938 is consolidated with Mr. Cutler's appeal docketed as 2009-0955. Docket number 2009-0938 will be retired and both appeals will be docketed as 2009-0955.

I am the appeals officer handling the consolidated appeals. Please direct any correspondence to the Office of Open Records ("OOR") to my attention. Nathan Byerly will no longer be handling any aspect of the appeals.

The Appellants have agreed to an extension of time for PGCB to respond to the appeal and for the OOR to issue a Final Determination. As such the following briefing schedule will apply:

PGCB response to appeal:	Due Friday November 20, 2009
Appellants' response to PGCB submission:	Due Tuesday, December 1, 2009
PGCB response to Appellants submission:	Due Monday December 7, 2009

Unless extended by the Appellants, a Final Determination will be issued on or before December 14, 2009. If either party wishes to submit additional information beyond the briefing schedule set forth above, you must request to do so prior to making the submission.

Correspondence by e-mail to abuglione@state.pa.us or fax is acceptable. Please include the above docket number on all submissions and be certain to copy all parties on any correspondence to the OOR.

Thank you in advance for your attention to this matter.

Respectfully,

A handwritten signature in black ink, appearing to read 'Audrey L. Buglione', with a long, sweeping horizontal stroke extending to the right.

Audrey L. Buglione
Appeals Officer