

Virginia Moose Association, Inc.

LOYAL ORDER OF MOOSE

Phone (434) 237-3006

P. O. Box 4433
Lynchburg, VA 24502

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To: Lodge Officers

Please find enclosed all correspondence regarding the "Queen of Hearts" game. It has been officially approved by the Department of Agriculture and Consumer Affairs (Department of Charitable Gaming) as well as by the Department of Alcoholic Beverage Control (ABC office), and the documentation enclosed supports that.

There are additional requirements that must be met. There is a raffle permit required-proper paperwork filed with the Department of Charitable Gaming, and the annual fee is \$200. If you are already in possession of a raffle permit, it will be necessary to amend that permit to include "Queen of Hearts" with a fee of \$50. (copy of amendment application enclosed)

Please note the record keeping requirements for the legal operation of the game. It will be necessary to maintain the same records as you currently do if in possession of a raffle permit, or if not, it will be necessary for you to submit the required reports in approved timeframe. Also, please notify the office of the Virginia Moose Association if your lodge intends to operate the "Queen of Hearts" game. It will be necessary for you to make your checks payable in the amount of 10% of gross receipts to the Virginia Moose Association at the conclusion of each "Queen of Hearts" game.

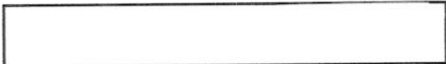
To purchase the *approved* Queen of Hearts board for your lodge, as well as boards personalized for your lodge, please contact Lancaster Bingo Company(LBC) at 1-800-866-5001. LBC has worked with us closely during the approval process, and it was their sample board that was submitted to the Department of Charitable Gaming.

Fraternally,

Wesley I. Crowder



Government Relations Chairman/Virginia Moose Association



“QUEEN OF HEARTS” GAME

1. The “Queen of Hearts” game (or the same game under a different name) is hereby defined to be a “raffle” within the definition of § 18.2-340.16 of the Code of Virginia. The “Queen of Hearts” game is allowed for charitable gaming by a qualified organization” as defined in § 18.2-340.16 of the Code of Virginia.

2. “Queen of Hearts” games must be purchased from a company currently registered with the Department as a supplier pursuant to § 18.2-340.34 of the Code of Virginia, and which has obtained approval to sell the game.

3. “Queen of Hearts” game tickets may be sold only upon the premises owned or exclusively leased by the organization and at such times as the portion of the premises in which the “Queen of Hearts” game tickets are sold is open only to members and their guests.

4. Percentages of the gross receipts derived by a qualified organization from the conduct of the “Queen of Hearts” to be set as follows: Sixty percent (60%) to the winner, thirty percent (30%) to the organization, and ten percent (10%) to the state or parent association. Of the ten percent (10%) of state or national association, eight percent (8%) is to be donated to charities and two percent (2%) may be used for operating expenses. Proceeds from the “Queen of Hearts” game must be used for those lawful religious, charitable, community or educational purposes for which the organization is specifically chartered or organized. If the qualified organization is a subordinate of a National or State parent organization or association, this requirement will be deemed satisfied when the qualified organization donates or transfers the said minimum amount to its National or State parent organization or association to be used for the same purposes.

5. Any organization conducting “Queen of Hearts” games shall be subject to applicable provisions of the Charitable Gaming Law (§ 18.2-340.16 to § 18.2-340.37 of the Code of Virginia), including the record-keeping and reporting requirements of § 18.2-340.30 and § 18.2-340.31 of the Code of Virginia.

6. The “Queen of Hearts” game is to be conducted as follows:

a. The game consists of a board on which there are placed 54 standard playing cards or replicas thereof (including two jokers), the face of each card being placed against the board, secured and laminated, so as not to be visible to the person making the choice.

b. The winning card must be designated by the organization in advance by the face of the card, for example “Queen of Hearts,” “Jack of Spades,” etc. The designation shall be posted on the board.

c. Pre-numbered tickets to draw cards may be sold at the price per ticket established by the organization. The purchased tickets, which shall show sufficient information to identify the ticket buyer, are deposited in the receptacle for the drawing.

d. The time and place of the drawing shall be posted in a visible location. Tickets may be sold during a prescribed time period before the drawing.

e. At a designated time and place, all the sold tickets are placed in a receptacle and a single ticket is drawn by the moderator from all of the tickets sold during the prescribed time period. If that ticket holder is present, he is allowed to choose one of the cards from the board. If the ticket holder is not present, the moderator or designee would select a card on the ticket holder’s behalf if so authorized by the organization.

f. The holder of the first ticket selected (the winning ticket) is awarded a predetermined cash prize and in addition is given the opportunity to choose one playing card from the cards arranged on the board.

g. If the card chosen by the holder of the winning ticket is the “Queen of Hearts” (or other designated card), then the holder wins all the money in the prize fund.

h. If the card chosen by the holder of the winning ticket is not the “Queen of Hearts” (or other designated card), then the holder may still win another consolation prize as prescribed by the organization.

i. If the holder of the winning ticket does not choose the Queen of Hearts from the board of cards, then the remainder of the prize amount is retained for a subsequent drawing. A new set of tickets is sold (with all prior tickets being eliminated), and the prescribed percentage of the additional proceeds is added to the prize fund. At the time and place set for the next drawing of tickets, the procedures are repeated the same as for the previous drawing and the entire accumulated prize fund is available to be won.

j. The game continues with subsequent ticket sales and drawings until the winning card (“Queen of Hearts” or other designated card) is drawn.



COMMONWEALTH of VIRGINIA

Matthew J. Lohr
Commissioner

Department of Agriculture and Consumer Services

Division of Consumer Protection
Office of Charitable Gaming

August 25, 2010

Mr. Wesley I. Crowder
P. O. Box 155
Bedford, Virginia 24523

Dear Mr. Crowder:

I am writing in response to your request to approve the playing of the Queen of Hearts game.

Based on our review of your rules of play submitted July 23, 2010, the Office of Charitable Gaming has determined that the playing of Queen of Hearts in the social quarters is consistent with the definition of a raffle under § 18.2-340.16 of the *Code of Virginia*. Your organization may start playing Queen of Hearts and shall be subject to applicable provisions of the Charitable Gaming Law (§ 18.2-340.16 - § 18.2-340.37), including the record-keeping and reporting requirements of § 18.2-340.30 and § 18.2-340.31. A Charitable Gaming Permit Amendment form is enclosed for your convenience.

Thank you for seeking our comments. Please do not hesitate to contact me at 804-343-0862 if you have any further questions.

Sincerely,

A handwritten signature in black ink that reads "Thomas Clarke".

Thomas Clarke
Enforcement and Inspection Manager

Enclosure

Cc: Andres Alvarez, Director
Division of Consumer Protection



COMMONWEALTH of VIRGINIA

Department of Alcoholic Beverage Control

COMMISSIONERS
J. NEAL INSLEY, CHAIR
SANDRA C. CANADA
WAYNE J. OZMORE, JR.

CHIEF OPERATING OFFICER/SECRETARY TO THE BOARD
W. CURTIS COLEBURN, III

2901 HERMITAGE ROAD
P O BOX 27481
RICHMOND, VIRGINIA 23261
PHONE (804) 213-4400
FAX (804) 213-4411
TDD LOCAL (804) 213-4687

September 14, 2010

Mr. Wes Crowder
Virginia Moose Association
P.O. 4433
Lynchburg, Virginia 24502

Dear Mr. Crowder:

Please allow this correspondence to advise you of recent developments in the previous ruling related to the legality of playing of "Queen of Hearts" or similar games at charitable clubs in Virginia. Although we previously advised that these games were illegal, the Office of Charitable Gaming has revisited the matter with our department and has advised that the game is permissible and approved provided certain guidelines are followed. I have attached a copy of these guidelines, as we have received them from the Office of Charitable Gaming, to this letter.

It is our position that if the attached procedures are adhered to then the Department of ABC will take no exception to the game of "Queen of Hearts" or similar games being conducted in a private club.

Please do not hesitate to contact me at 804.213.4569 if I can provide any clarification or additional information.

Sincerely,

Shawn P. Walker
Deputy Director, Bureau of Law Enforcement

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES
OFFICE OF CHARITABLE GAMING
PERMIT AMENDMENT**

VDACS FINANCE CODE: 988-02199

General Instructions

Change requests shall be in writing at least 30 days in advance of the proposed effective date.

- A. Please use this form to notify the Department of a proposed change to your permit.
- B. Complete the entire form. **DO NOT LEAVE ANY BLANKS.**
- C. Place "N/A" if item is not applicable. **Please type or print all answers.** Do not use pencil.
- D. If needed, attach additional documents or explanation sheets.
- E. Ensure request change is signed and dated.
- F. Enclose a non-refundable fee of \$50 payable to the Treasurer of Virginia, if applicable.
- G. Retain a copy for your records.

ORGANIZATION INFORMATION

1. Organization Name: _____ DCG No. _____
Mailing Address: _____
City: _____ State: _____ Zip Code: _____
Telephone No.: () _____ E-Mail: _____

PERMIT CHANGE INFORMATION

2. Permit No.: _____ Issue Date: _____ Expiration Date: _____

Check the one that applies

- Any change to a permit due to a change in dates, times, or locations not specifically listed as a "No Charge" below. **\$50.00**
- Any permit change made by an exempt organization, *i.e.*, volunteer fire department, volunteer rescue squad. **No Charge**
- Any permit change made due to inclement weather, disasters or other circumstances outside the organizations control. **No Charge**

NEW GAME DATE

NEW GAME TIME

a. _____
b. _____

3. Explanation of changes: _____

REQUESTED BY

Signature: _____ Date: _____
Full Name: _____ Position: _____
 First Name Middle Name Last Name

MAIL COMPLETED FORM TO: VDACS, Office of Charitable Gaming, PO Box 526, Richmond, Virginia 23218

For more information, please visit our web site at www.vdacs.virginia.gov or contact the licensing unit at (804) 371-0495.