



State of New Jersey
STATE ETHICS COMMISSION
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June 23, 2016

Leila Lawrence
Ethics Liaison Officer
New Jersey Department of Corrections
PO Box 863
Trenton, New Jersey 08625

Re: Waiver to the Provisions of *N.J.S.A. 52:13D-17.2(b)*

Dear Ms. Lawrence:

At its June 21, 2016 meeting, the State Ethics Commission considered your request on behalf of John T. Caldwell, Senior Corrections Officer, New Jersey Department of Corrections ("NJDOC"), and his son, Matthew Parker. Mr. Parker is currently employed by the Borgata Hotel, Casino and Spa as a security officer. Based on the facts and circumstances set forth below, the Commission granted a waiver of the general prohibition of section 17.2(b).

Generally, section 17.2(b) of the Conflicts Law prohibits all State officers and employees and members of their immediate families from holding an interest in, holding employment with, representing, appearing for, or negotiating on behalf of the holder of, or applicant for, a casino license or any holding or intermediary company with respect thereto. However, the statute also contains the following exception language:

except that ... a member of the immediate family of a State officer or employee, or person, may hold employment with the holder of, or applicant for, a casino license if, in the judgment of the State Ethics Commission ... such employment will not interfere with the responsibilities of the State officer or employee, or person, and will not create a conflict of interest, or reasonable risk of the public perception of a conflict of interest, on the part of the State officer or employee, or person
....

The Commission agrees that there is no conflict between Mr. Caldwell's position at NJDOC and his son's employment with the Borgata Hotel, Casino and Spa. Mr. Caldwell's position and his son's casino employment do not overlap, and there is no conflict of interest or reasonable risk of the public perceiving any kind of conflict between his position and his son's casino employment.

Based on the facts and circumstances set forth above, the Commission granted the waiver of the general prohibition of section 17.2(b) in the case of John T. Caldwell and his son, Matthew Parker.

Very truly yours,

STATE ETHICS COMMISSION

A handwritten signature in black ink, appearing to read "Susana E. Guerrero", is written over a horizontal line.

For the Commission
Susana E. Guerrero, Executive Director

SEG/sc

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