

2. *N.J.A.C. 13:69G-1.3(a)(3)* provides in pertinent part for the exclusion of

Any person who has been convicted of a criminal offense under the laws of any State, or of the United States, which is punishable by more than six months in prison, or who has been convicted of any crime or offense involving moral turpitude, and whose presence in a licensed casino establishment would be inimical to the interest of the State of New Jersey or of licensed gaming therein

3. *N.J.A.C. 13:69G-1.3(a)4* authorizes the exclusion of

Any person whose presence in a licensed casino establishment would be inimical to the interest of the State of New Jersey or licensed gaming therein, including

i. Cheats...

iii. Persons who pose a threat to the safety of the patrons or employees of a casino licensee...

iv. Persons with a documented history of conduct involving the undue disruption of the gaming operations of casino licensees... .

v. Persons subject to an order of the Superior Court of New Jersey excluding such persons from all casino hotel facilities. Persons with a documented history of conduct involving the undue disruption of the gaming operations of casino licensees... .

4. On January 27, 2011, Respondent was arrested by New Jersey State Police for the offense of Swindling and Cheating, *N.J.S.A. 5:12-113A* (third degree), specifically for switching cards during a Pai Gow Poker game in order to obtain over \$500 from Borgata Hotel Casino & Spa in Atlantic City. Respondent was indicted on that charge, Indictment #11-03-00696-I. On August 22, 2011, Respondent plead guilty to the offense in the Indictment and received a sentence of three hundred sixty-four (364) days of incarceration and four (4) years probation, required to pay restitution, and ordered to stay out of Atlantic City casinos for the term of his sentence.

5. On August 8, 2011, Respondent was arrested by New Jersey State Police for the offense of Swindling and Cheating, *N.J.S.A. 5:12-113A* (second degree), specifically for switching cards during a Pai Gow Poker game in order to obtain \$75,000 or more from Borgata Hotel Casino & Spa in Atlantic City. Respondent was indicted on that charge, Indictment #11-11-02633-I. On December 21, 2012, Respondent plead guilty to the third degree offense in the Amended Indictment and received a sentence of one (1) year probation, required to pay restitution, and ordered to stay out of Atlantic City casinos for the term of his sentence.

6. Based on the offenses contained in Paragraph 4 and 5 of this petition, Respondent is a person who has been convicted of a criminal offense punishable by more than six months in prison and whose presence in a licensed casino establishment would be inimical to the interests of the State of New Jersey or of licensed gaming therein, and should be excluded from casino premises pursuant to *N.J.A.C. 13:69G-1.3(a)3*.

7. Based on the offenses contained in Paragraphs 4 and 5 of this petition, Respondent is a person whose presence in a licensed casino establishment would be inimical to the interest of the State of New Jersey or licensed gaming therein and should be excluded from casino premises pursuant to *N.J.A.C. 13:69G-1.3(a)4*.

WHEREFORE, Complainant demands the following relief against Respondent:

A. Judgment that Respondent is a person who has been convicted of a criminal offense punishable by more than six months in prison and whose presence in a licensed casino establishment would be inimical to the interest of the State of New Jersey or of licensed gaming therein, within the meaning of *N.J.A.C. 13:69G-1.3(a)(3)*;

B. Judgment that Respondent is a person whose presence in a licensed casino establishment would be inimical to the interest of the State of New Jersey or licensed gaming therein, within the meaning of *N.J.A.C. 13:69G-1.3(a)(4)*;

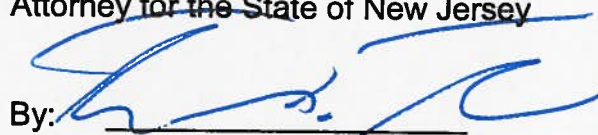
C. Judgment entering a final order placing Respondent on the exclusion list pursuant to *N.J.S.A. 5:12-71* and *N.J.A.C. 13:69G-1.3(a)(3)* and (a)(4);

D. Judgment for such other relief as may be deemed just and appropriate under the circumstances.

Respectfully submitted,

JEFFREY S. CHIESA
Attorney General of New Jersey
Attorney for the State of New Jersey

By:



Timothy C. Ficchi
Deputy Attorney General

Dated: March 28, 2013