JOHN J. HOFFMAN
Acting Attorney General of New Jersey
Attorney for Petitioner
Department of Law and Public Safety
1300 Atlantic Avenue
Atlantic City, New Jersey 08401

By: Timothy C. Ficchi
Deputy Attorney General
(609) 317-6218

STATE OF NEW JERSEY
DIVISION OF GAMING ENFORCEMENT
DOCKET NO. 13-0500-EL

STATE OF NEW JERSEY, DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF GAMING ENFORCEMENT, Petitioner, v. JAMAL P. SMITH, Respondent.	Civil Action PETITION FOR PLACEMENT ON EXCLUSION LIST

Petitioner, State of New Jersey, Department of Law and Public Safety, Division of Gaming Enforcement, located at 1300 Atlantic Avenue, Atlantic City, New Jersey, says:

1. Respondent Jamal P. Smith (hereinafter "Respondent"), is a New Jersey resident, residing at [redacted]

2. *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
>
> > 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;... .

3. On March 21, 2012, Respondent was arrested by Atlantic City Police Department for the offense of Disorderly Conduct/Improper Behavior, *N.J.S.A.* 2C:33-2a(1), specifically for attempting to assault a security office in Caesars Atlantic City who was trying to wake Respondent while Respondent was sleeping at a slot machine on the casino floor. On February 5, 2013, Respondent plead guilty to the offense of Disorderly Conduct/Improper Behavior *N.J.S.A.* 2C:33-2a(1) and received a sentence of fifteen (15) days incarceration.

4. On November 30, 2012, Respondent was arrested by New Jersey State Police for the offense of Simple Assault, *N.J.S.A.* 2C:12-1a(1), specifically for striking a Harrah's Atlantic City security officer in the face. On February 5, 2013, Respondent plead guilty to the offense of Simple Assault, *N.J.S.A.* 2C:12-1a(1) and received a sentence of fifteen (15) days incarceration.

5. On April 25, 2013, Respondent was arrested by the Atlantic City Police Department for the offense of Defiant Trespasser, *N.J.S.A.* 2C:18-3b, when Respondent was at Trump Taj Mahal Casino in Atlantic City. Respondent failed to appear in court on that charge and a warrant for Respondent's arrest, #SC 2013 034496, was issued on May 21, 2013.

6. On May 1, 2013, Respondent was arrested by the New Jersey State Police for the offense of Defiant Trespasser, *N.J.S.A.* 2C:18-3b, when Respondent was at Trump Plaza Casino in Atlantic City. Respondent failed to appear in court on that charge and a warrant for Respondent's arrest, #SPA 2013 097918, was issued on June 11, 2013.

7. Based on the offenses contained in Paragraphs 3 through 6 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 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);

B. 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)(4);

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

Respectfully submitted,

JOHN J. HOFFMAN
Acting Attorney General of New Jersey
Attorney for the State of New Jersey

By: _____
Timothy C. Ficchi
Deputy Attorney General

Dated: August 19, 2013