State of New Jersey

Chris Christie
Governor

Kim Guadagno
Lt. Governor

Office of the Attorney General
Department of Law and Public Safety
Division of Gaming Enforcement
1300 Atlantic Avenue
Atlantic City, NJ 08401

Jeffrey S. Chiesa
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Director

May 23, 2012

Mr. Pacifico S. Agnellini
Attorney for Petitioner's
Golden Nugget Atlantic City
Huron Avenue and Brigantine Boulevard
Atlantic City, NJ 08401

RE: Petition #1421301

Dear Mr. Agnellini:

The staff of the Division of Gaming Enforcement's (Division) Regulatory Enforcement Bureau has reviewed Petition #1421301 filed by Golden Nugget Atlantic City (GNAC) dated May 22, 2013. GNAC is seeking approval to amend its Certificate of Operation and Casino Hotel Alcoholic Beverage (CHAB) License by reconfiguring certain slot areas and make changes to their table game mix on the casino floor. In addition, GNAC seeks approval for an expansion of the casino area by adding an outdoor gaming area in Haven Night Club that was previously a bus lobby.

GNAC is currently operating under a Certificate of Operation which was approved in Petition #1771201 on August 1, 2012, by the Division of Gaming Enforcement.

By Petition #1421301, GNAC seeks approval to complete modifications to its casino floor as depicted on the architectural drawing labeled POP-8 dated May 10, 2013, which was prepared and certified by MPM Studio Architects, LLC, Joseph J. Matis, AIA License #09195.

The petitioner proposes the following:

Slots

1.	Slot Zone B	Remove thirty-two (32) slot machines and slot stools; Add five (5) slot machines and slot stools; Renumber thirty-nine (39) slot machines and stools.
2.	Slot Zone C	Remove twenty-six (26) slot machines and slot stools; Renumber sixty (60) slot machines and stools.
3.	Slot Zone D	Remove twelve (12) slot machines and slot stools; Renumber forty (40) slot machines and slot stools.
4.	Slot Zone E	Remove thirty-five (35) slot machines and slot stools; Add two (2) slot machines and slot stools; Renumber sixty-five (65) slot machines and slot stools.
5.	Slot Zone F	Remove two (2) slot machines and slot stools; Renumber twenty-one (21) slot machines and slot stools.
6.	Slot Zone G	Remove eight (8) slot machines and slot stools; Renumber fifteen (15) slot machines and slot stools.
7.	Slot Zone H	Remove forty-nine (49) slot machines and slot stools; Add one (1) slot machine and slot stool; Renumber ninety-two (92) slot machines and slot stools.
8.	Slot Zone I	Add six (6) slot machines and stools in the Haven Night Club.
		Net change, reduction of one hundred fifty (150) slots and slot stools

Table Games

9.	Pit #3	Remove five (5) table games; Add five (5) table games; Relocate nine (9) table games.
10.	Pit #4	Remove eight (8) table games; Add eight (8) table games.
11.	Pit #6	Remove five (5) table games; Add five (5) table games.
12.	Pit #7	Remove two (2) table games; Add two (2) table games.
13.	Pit #8	Remove four (4) table games; Add four (4) table games.
14.	Pit #10	Remove one (1) table game; Renumber four (4) table games.
15.	Pit #17	Add three (3) table games in Haven Night Club.
		Net change, addition of two (2) table games.

16. Renumber numerous camera locations as depicted on Exhibit A.

17. Expansion of casino area by adding five hundred sixty (560) square feet for new gaming area in the Haven Night Club.

The summary of the statistical calculations is as follows:

1. A reduction of one hundred fifty (**150**) slot machines and one hundred fifty (**150**) slot stools. The total number of slot machines is **1,404** and the total number of slot stools is **1,404**;

2. An increase of two (2) table games for a new total of **118** table games;

3. The casino floor area will be increased by five hundred sixty (**560**) square feet, from seventy thousand ninety-five (**70,095**) square feet to seventy thousand six hundred fifty-five (**70,655**) square feet as certified in Exhibit "D" of the petition;

4. The allowable slot coverage (90% of 70,655 sq. ft.) is sixty-three thousand five hundred ninety (**63,590**) square feet; and,

5. The actual slot coverage is forty-four thousand eight hundred seventy (**44,870**) square feet which is 63.5% of the total gaming area and within the allowable 90% for slot density.

Based on the Division's authority, the requested amendments to GNAC's Certificate of Operation and CHAB license as set forth above, are hereby granted pursuant to N.J.A.C. 13:69C-7.1, et seq and N.J.S.A. 5:12-1.03 et seq. This approval authorizes a casino room containing and consisting of **70,655** square feet of total gaming space, **118** table games, **1,404** slot machines, **1,404** slot stools and **8** Ticket Redemption Machines.

GNAC's request for a Type II CHAB license for the eight thousand forty-five (**8,045**) square foot area to be known as Haven Night Club and a Type V CHAB license for the locked storage locations of Haven Night Club will be subject to approval granted by an order from the Division of Gaming Enforcement. This matter will be addressed in a separate approval order from the Division's Regulatory Prosecution Bureau.

GNAC has represented that alcohol will not be offered in Pit 17, at this time. However, since it is approved as casino space, and consequently a Type I CHAB location, it may offer alcohol at any time at its discretion.

Please note that the designation of smoking areas in casinos is subject to the jurisdiction of the N.J. Department of Health and Senior Services and the Atlantic City Department of Health and Human Services, not the Division. Accordingly, this letter should in no way be construed as approving areas of the gaming floor for smoking.

<u>This approval is subject to the following conditions:</u>

A. That revised operational blueprints (POP-08), reflecting the changes approved herein be submitted to the Division's Regulatory Enforcement Bureau, casino licensee's security podium and the casino licensee's CCTV monitoring room;

B. That a revised Table Game and Roulette Wheel inventory list be submitted to the in-house Division office;

C. That a revised Slot Master List be submitted to the Technical Service Bureau of the Division;

D. That an updated security and surveillance submission be approved by the Division reflecting new table game and slot cash storage box drop routes, chip fill credit routes, card distribution routes and staffing of security in Pit #17 **prior** to it's opening;

E. That GNAC notify the Division immediately in the event of any modification to the approvals granted herein;

F. That GNAC comply with CCTV requirements identified in N.J.A.C. 13:69D-1.10 regarding the requirements to record all gaming tables whether active or inactive;

G. That all CCTV cameras must be accessible from the Division's CCTV monitoring system as required by N.J.A.C. 13:69D-1.10(a)3;

H. That GNAC comply with CCTV requirements identified in N.J.A.C. 13:69D-1.10(l) regarding the requirement to have one (1) operator for every 40,000 square feet of casino floor space unless otherwise authorized by the Division;

I. That all steps are taken to ensure maximum patron comfort and safety during the period of renovation;

J. That the request for CHAB license for Haven Night Club will be subject to review by the Division's Regulatory Prosecution Bureau, and will require an order from the Division of Gaming Enforcement should the request be approved;

K. Any GNAC employee who is responsible for the handling, storage or service of alcoholic beverages within the casino area should be designated as a CHAB employee who possesses the requisite qualifications and has received training in the sale of alcoholic beverages to the public;

L. GNAC will insure that service of alcoholic beverages will be provided only to those individuals who are 21 years of age or older and that such beverages are not served to individuals who are actually or apparently intoxicated;

M. Service of alcoholic beverages within the casino area will comply with all requirements attendant to Type I CHAB authorization, pursuant to *N.J.S.A.* 5:12-103g(1) and *N.J.A.C.* 13:69I-3.1, and with all applicable alcoholic beverage laws and regulations of the Division and, as deemed applicable, the Division of Alcoholic Beverage Control;

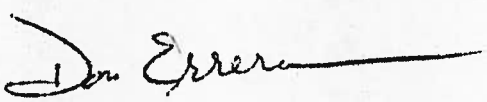
N. That GNAC comply with all requirements and conditions appended to approvals received from all involved agencies of government whose approvals are required in order for a Certificate of Occupancy for the general public to be issued including, but not limited to, the Department of Community Affairs and the local construction official; and,

O. Once modifications have been completed, a satisfactory inspection and approval by the Division is required to ensure the changes made conform to the petition. The review also includes, but is not limited to, an assessment of the adequacy of CCTV and security coverage. **Such inspection must be done prior to the proposed areas being used for gaming activity.**

To schedule an inspection, please contact the Division at inspections@njdge.org.

If you have any questions, please do not hesitate to contact Bill Kendzierski of my staff at 441-7557.

Sincerely,



Don Errera, Deputy Chief
Regulatory Enforcement Bureau

cc: DE/bel

Chuck Kimmel, DGE
Tim Ficchi, DGE
Eric Weiss, DGE