

STATE OF NEW JERSEY  
CASINO CONTROL COMMISSION  
ORDER NO. 19-02-06-6(a)

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IN THE MATTER OF THE REQUEST OF :  
A CASINO KEY EMPLOYEE LICENSEE : **ORDER**  
TO BE PLACED ON THE CASINO KEY :  
EMPLOYEE INACTIVE LIST :

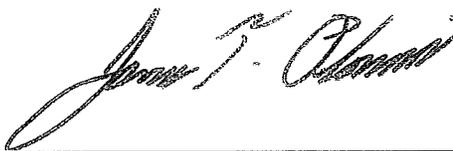
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This matter having been submitted to the New Jersey Casino Control Commission (Commission) by Jacob F. DeVries, a licensed casino key employee, pursuant to *N.J.S.A. 5:12-89*, for consideration and approval to be placed on an inactive list in accordance with the provisions of *N.J.A.C. 19:41A-6.1(e)1* in lieu of complying with the resubmission process set forth in *N.J.S.A. 5:12-94h*; and the Commission having considered this request at its public meeting of **February 6, 2019**;

**IT IS** on this **6<sup>th</sup>** day of **February 2019**, **ORDERED** that Jacob F. DeVries, a casino key employee licensee, be placed on the Casino Key Employee Inactive List for a period not to exceed five (5) years; and

**IT IS FURTHER ORDERED** that a copy of this Order be served upon all interested persons.

**NEW JERSEY CASINO CONTROL COMMISSION**



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**JAMES T. PLOUSIS, CHAIRMAN**

STATE OF NEW JERSEY  
CASINO CONTROL COMMISSION  
ORDER NO. 19-02-06-6(b)

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IN THE MATTER OF THE REQUEST OF :  
A CASINO KEY EMPLOYEE LICENSEE : **ORDER**  
TO BE PLACED ON THE CASINO KEY :  
EMPLOYEE INACTIVE LIST :

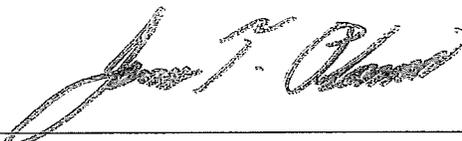
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This matter having been submitted to the New Jersey Casino Control Commission (Commission) by Paula F. Martin, a licensed casino key employee, pursuant to *N.J.S.A. 5:12-89*, for consideration and approval to be placed on an inactive list in accordance with the provisions of *N.J.A.C. 19:41A-6.1(e)1* in lieu of complying with the resubmission process set forth in *N.J.S.A. 5:12-94h*; and the Commission having considered this request at its public meeting of **February 6, 2019**;

**IT IS** on this **6<sup>th</sup>** day of **February 2019**, **ORDERED** that Paula F. Martin, a casino key employee licensee, be placed on the Casino Key Employee Inactive List for a period not to exceed five (5) years; and

**IT IS FURTHER ORDERED** that a copy of this Order be served upon all interested persons.

**NEW JERSEY CASINO CONTROL COMMISSION**

  
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**JAMES T. PLOUSIS, CHAIRMAN**

STATE OF NEW JERSEY  
CASINO CONTROL COMMISSION  
ORDER NO. 19-02-06-6(c)

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IN THE MATTER OF THE REQUEST OF :  
A CASINO KEY EMPLOYEE LICENSEE : **ORDER**  
TO BE PLACED ON THE CASINO KEY :  
EMPLOYEE INACTIVE LIST :

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This matter having been submitted to the New Jersey Casino Control Commission (Commission) by Gregory Romano, a licensed casino key employee, pursuant to *N.J.S.A. 5:12-89*, for consideration and approval to be placed on an inactive list in accordance with the provisions of *N.J.A.C. 19:41A-6.1(e)1* in lieu of complying with the resubmission process set forth in *N.J.S.A. 5:12-94h*; and the Commission having considered this request at its public meeting of **February 6, 2019**;

**IT IS** on this **6<sup>th</sup>** day of **February 2019**, **ORDERED** that Gregory Romano, a casino key employee licensee, be placed on the Casino Key Employee Inactive List for a period not to exceed five (5) years; and

**IT IS FURTHER ORDERED** that a copy of this Order be served upon all interested persons.

**NEW JERSEY CASINO CONTROL COMMISSION**

  
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**JAMES T. PLOUSIS, CHAIRMAN**

STATE OF NEW JERSEY  
CASINO CONTROL COMMISSION  
ORDER NO. 19-02-06-6(d)

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IN THE MATTER OF THE REQUEST OF :  
A CASINO KEY EMPLOYEE LICENSEE : **ORDER**  
TO BE PLACED ON THE CASINO KEY :  
EMPLOYEE INACTIVE LIST :

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This matter having been submitted to the New Jersey Casino Control Commission (Commission) by Kimberly A. Spivey, a licensed casino key employee, pursuant to *N.J.S.A. 5:12-89*, for consideration and approval to be placed on an inactive list in accordance with the provisions of *N.J.A.C. 19:41A-6.1(e)1* in lieu of complying with the resubmission process set forth in *N.J.S.A. 5:12-94h*; and the Commission having considered this request at its public meeting of **February 6, 2019**;

**IT IS** on this **6<sup>th</sup>** day of **February 2019**, **ORDERED** that Kimberly A. Spivey, a casino key employee licensee, be placed on the Casino Key Employee Inactive List for a period not to exceed five (5) years; and

**IT IS FURTHER ORDERED** that a copy of this Order be served upon all interested persons.

**NEW JERSEY CASINO CONTROL COMMISSION**

  
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**JAMES T. PLOUSIS, CHAIRMAN**

STATE OF NEW JERSEY  
CASINO CONTROL COMMISSION  
ORDER NO. 19-02-06-7(a)

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IN THE MATTER OF THE LAPSING OF :  
A CASINO KEY EMPLOYEE LICENSE :  
FOR FAILURE TO COMPLY WITH THE : **ORDER**  
RESUBMISSION PROCESS OR TO :  
REQUEST TO BE PLACED ON THE :  
INACTIVE LIST :

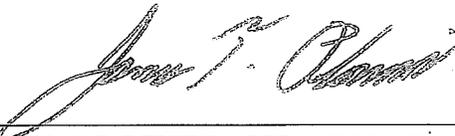
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This matter having been undertaken by the New Jersey Casino Control Commission (Commission) for the lapsing of the casino key employee license of Valerie A. Bisset for failure to comply with the resubmission process set forth in *N.J.S.A. 5:12-94h*, failure to request inactive status as set forth in *N.J.A.C. 19:41A-6.1(e)*, and in accordance with *N.J.A.C. 19:41A-6.1(f)*; and the Commission having considered this matter at its public meeting of **February 6, 2019**;

**IT IS** on this **6<sup>th</sup>** day of **February 2019**, **ORDERED** that Valerie A. Bisset's casino key employee license, 006044-11, is hereby **LAPSED**; and

**IT IS FURTHER ORDERED** that a copy of this Order be served upon all interested persons.

**NEW JERSEY CASINO CONTROL COMMISSION**

  
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**JAMES T. PLOUSIS, CHAIRMAN**

STATE OF NEW JERSEY  
CASINO CONTROL COMMISSION  
ORDER NO. 19-02-06-7(b)

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IN THE MATTER OF THE LAPSING OF :  
A CASINO KEY EMPLOYEE LICENSE :  
FOR FAILURE TO COMPLY WITH THE : **ORDER**  
RESUBMISSION PROCESS OR TO :  
REQUEST TO BE PLACED ON THE :  
INACTIVE LIST :

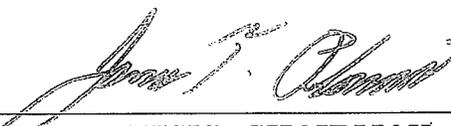
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This matter having been undertaken by the New Jersey Casino Control Commission (Commission) for the lapsing of the casino key employee license of Jay T. Gandhi for failure to comply with the resubmission process set forth in *N.J.S.A. 5:12-94h*, failure to request inactive status as set forth in *N.J.A.C. 19:41A-6.1(e)*, and in accordance with *N.J.A.C. 19:41A-6.1(f)*; and the Commission having considered this matter at its public meeting of **February 6, 2019**;

**IT IS** on this **6<sup>th</sup>** day of **February 2019**, **ORDERED** that Jay T. Gandhi's casino key employee license, 007712-11, is hereby **LAPSED**; and

**IT IS FURTHER ORDERED** that a copy of this Order be served upon all interested persons.

**NEW JERSEY CASINO CONTROL COMMISSION**

  
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**JAMES T. PLOUSIS, CHAIRMAN**

STATE OF NEW JERSEY  
CASINO CONTROL COMMISSION  
ORDER NO. 19-02-06-7(c)

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IN THE MATTER OF THE LAPSING OF :  
A CASINO KEY EMPLOYEE LICENSE :  
FOR FAILURE TO COMPLY WITH THE : **ORDER**  
RESUBMISSION PROCESS OR TO :  
REQUEST TO BE PLACED ON THE :  
INACTIVE LIST :

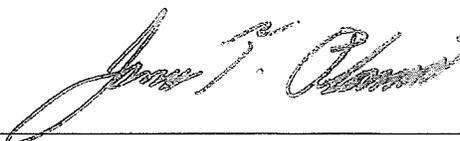
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This matter having been undertaken by the New Jersey Casino Control Commission (Commission) for the lapsing of the casino key employee license of Elaine E. Rowan for failure to comply with the resubmission process set forth in *N.J.S.A. 5:12-94h*, failure to request inactive status as set forth in *N.J.A.C. 19:41A-6.1(e)*, and in accordance with *N.J.A.C. 19:41A-6.1(f)*; and the Commission having considered this matter at its public meeting of **February 6, 2019**;

**IT IS** on this **6<sup>th</sup>** day of **February 2019**, **ORDERED** that Elaine E. Rowan's casino key employee license, 006105-11, is hereby **LAPSED**; and

**IT IS FURTHER ORDERED** that a copy of this Order be served upon all interested persons.

**NEW JERSEY CASINO CONTROL COMMISSION**

  
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**JAMES T. PLOUSIS, CHAIRMAN**

# New Jersey Casino Control Commission



## Resolution

No. 19-02-06-08

RESOLUTION OF THE NEW JERSEY CASINO CONTROL COMMISSION  
CONCERNING THE PETITION OF  
TROPICANA ATLANTIC CITY CORP. d/b/a TROPICANA CASINO AND RESORT  
FOR TEMPORARY CASINO KEY EMPLOYEE LICENSURE FOR  
JASON L. GREGOREC PURSUANT TO N.J.S.A. 5:12-89(e) AND FOR  
PERMISSION TO PERMIT HIM TO PERFORM THE DUTIES AND EXERCISE  
THE POWERS OF VICE PRESIDENT AND GENERAL MANAGER FOR  
TROPICANA ATLANTIC CITY CORP. PENDING PLENARY QUALIFICATION  
(PRN 0241902)

**WHEREAS**, this matter having been brought before the New Jersey Casino Control Commission (Commission) by the petition of casino licensee Tropicana Atlantic City Corp. d/b/a Tropicana Casino and Resort (Trop AC) for the issuance of a temporary casino key employee license, pursuant to N.J.S.A. 5:12-89(e) and N.J.A.C. 19:41A-5.3(d), to Jason L. Gregorec, and for permission for Mr. Gregorec to serve as Vice President and General Manager for Trop AC for a nine-month period pending his plenary licensure and qualification, in accordance with the conditions contained in N.J.S.A. 5:12-85.1, N.J.S.A. 5:12-89 and N.J.A.C. 13:69C-2.6 and

**WHEREAS**, Mr. Gregorec filed a Multi-Jurisdictional Personal History Disclosure Form and New Jersey Supplemental Form with the Division of Gaming Enforcement (Division) as required by N.J.A.C. 13:69C-2.6(b); and

**WHEREAS**, Mr. Gregorec filed an initial application for a casino key employee license with the Commission as required by N.J.S.A. 5:12-89 and N.J.A.C. 19:41A-5.3(d); and



**WHEREAS**, on January 30, 2019 the Division interposed no objection to the Commission granting the requested relief; and

**WHEREAS**, the Commission considered the entire record of the matter at its public meeting of February 6, 2019;

**NOW, THEREFORE, BE IT RESOLVED** by the Commission that Jason L. Gregorec is hereby granted a temporary casino key employee license pursuant to N.J.S.A. 5:12-89(e) and N.J.A.C. 19:41A-5.3(d), and is found temporarily qualified and hereby authorized to assume the duties and exercise the powers of Vice President and General Manager for Trop AC, subject to the conditions contained in N.J.S.A. 5:12-85.1, N.J.S.A. 5:12-89 and N.J.A.C. 13:69C-2.6.

Submitted by: Teresa M. Pimpinelli  
Teresa M. Pimpinelli,  
Senior Counsel

CERTIFICATION

I HEREBY CERTIFY that this Resolution correctly reflects the decision of the New Jersey Casino Control Commission.

Dianna W. Fauntleroy  
Dianna W. Fauntleroy, Esq.  
Executive Secretary

Meeting of February 6, 2019  
Vote taken on pages 24-25

STATE OF NEW JERSEY  
CASINO CONTROL COMMISSION  
DOCKET NO. 19-0005-CK  
CREDENTIAL NO. 009904-11  
ORDER No. 19-02-06-09 (TMP)

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I/M/O THE INITIAL APPLICATION OF :  
CHARLES OTTO :  
FOR A CASINO KEY EMPLOYEE LICENSE :

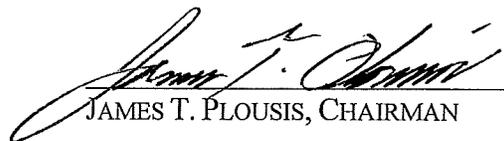
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**ORDER**

The Division of Gaming Enforcement (“**Division**”), having initially objected to the initial application of Charles Otto (“**Applicant**”) for casino key employee license #009904-11; and the Division having issued a supplemental letter-report withdrawing its objection; and the New Jersey Casino Control Commission (“**Commission**”) being unaware of Applicant having been involved in any other matters inconsistent with licensure; and the Commission having considered this matter in its entirety at its public meeting on February 6, 2019;

**IT IS** on this **6th** day of **February 2019**, **ORDERED** that the initial application for casino key employee license #009904-11 is **GRANTED** based on the credible evidence submitted demonstrating Applicant’s qualifications for licensure as required by N.J.S.A. 5:12-89(b)(1) and -89(b)(2) of the Casino Control Act.

NEW JERSEY CASINO CONTROL COMMISSION

  
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JAMES T. PLOUSIS, CHAIRMAN

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I/M/O THE INITIAL APPLICATION OF :  
DOMINIQUE WILKINS :  
FOR A CASINO KEY EMPLOYEE LICENSE :

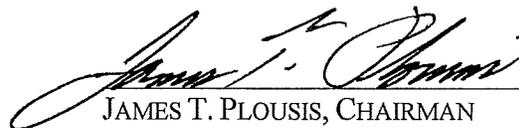
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**ORDER**

The Division of Gaming Enforcement (“**Division**”), having initially objected to the initial application of Dominique Wilkins (“**Applicant**”) for casino key employee license #009945-11; and the Division having issued a supplemental letter-report withdrawing its objection; and the New Jersey Casino Control Commission (“**Commission**”) being unaware of Applicant having been involved in any other matters inconsistent with licensure; and the Commission having considered this matter in its entirety at its public meeting on February 6, 2019;

**IT IS** on this **6th** day of **February 2019**, **ORDERED** that the initial application for casino key employee license #009945-11 is **GRANTED** based on the credible evidence submitted demonstrating Applicant’s qualifications for licensure as required by N.J.S.A. 5:12-89(b)(1) and -89(b)(2) of the Casino Control Act.

NEW JERSEY CASINO CONTROL COMMISSION

  
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JAMES T. PLOUSIS, CHAIRMAN

STATE OF NEW JERSEY  
CASINO CONTROL COMMISSION  
DOCKET NO. 18-0020-CK  
CREDENTIAL No. 009946-11  
ORDER NO. 19-02-06-11 (TMP/TMP)

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I/M/O THE INITIAL APPLICATION :  
OF CRYSTAL E. VARGAS :  
FOR A CASINO KEY EMPLOYEE LICENSE :

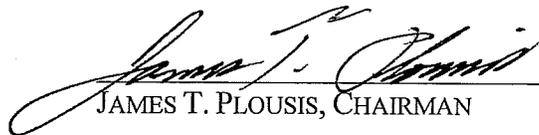
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**ORDER**

The Division of Gaming Enforcement (“**Division**”), having objected to the initial application of Crystal E. Vargas (“**Applicant**”) for casino key employee license #9946-11; and Applicant having initially failed to appear or otherwise respond to the Division’s objections; and this matter having been submitted to the New Jersey Casino Control Commission (“**Commission**”); and Applicant having appeared before the Commission requesting that the matter remain in the Commission’s contested case hearing process for further consideration; and the Division having interposed no objection; and the Commission having considered this matter at its public meeting on February 6, 2019;

**IT IS** on this **6th** day of **February 2019**, **ORDERED** that the instant matter shall remain remanded to the Commission’s contested case hearing process for further consideration.

NEW JERSEY CASINO CONTROL COMMISSION

  
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JAMES T. PLOUSIS, CHAIRMAN

STATE OF NEW JERSEY  
CASINO CONTROL COMMISSION  
AGENCY DOCKET No.: 19-0007-RC  
CREDENTIAL No.: 7178-11  
ORDER No.: 19-02-06-12 (TMP/tmp)

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STATE OF NEW JERSEY, DEPARTMENT OF :  
LAW AND PUBLIC SAFETY, DIVISION OF :  
GAMING ENFORCEMENT, :  
COMPLAINANT, :  
v. :  
KEVIN A. SERVANCE, SR. :  
RESPONDENT. :

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**ORDER SUSPENDING  
CASINO KEY EMPLOYEE  
LICENSE**

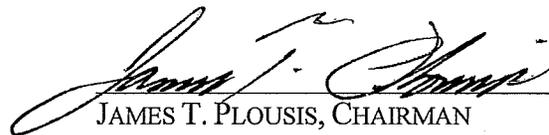
An application for suspension and a complaint for revocation of the casino key employee license #7178-11 of Kevin A. Servance, Sr. ("**Respondent**") having been filed by the Division of Gaming Enforcement ("**Division**"); and the Division having alleged that Respondent engaged in conduct which constitutes Theft, third degree, contrary to N.J.S.A. 2C:20-3 in an Atlantic City casino; and Respondent having been given an opportunity to respond to the Division's allegations; and the New Jersey Casino Control Commission ("**Commission**") having considered the application for suspension at its public meeting of February 6, 2019,

**IT IS** on this *6th* day of *February 2019*, **ORDERED** that Respondent's casino key employee license #7178-11 is **SUSPENDED** for good cause shown, pursuant to N.J.S.A. 5:12-75 and N.J.S.A. 5:12-86, pending the final disposition of the complaint or until further Order of the Commission; and

**IT IS FURTHER ORDERED** that, during the pendency of this suspension, Respondent is prohibited from employment in any capacity by a casino licensee, including any position that does not require a credential pursuant to N.J.S.A. 5:12-106(c) unless otherwise permitted by law; and

**IT IS FURTHER ORDERED** that Respondent deliver his casino key employee license credential #7178-11 to the offices of the New Jersey Casino Control Commission, Tennessee Avenue and Boardwalk, Atlantic City, New Jersey, ATTN: Teresa M. Pimpinelli, Senior Counsel, within 24 hours of receipt of this Order.

NEW JERSEY CASINO CONTROL COMMISSION

  
JAMES T. PLOUSIS, CHAIRMAN

STATE OF NEW JERSEY  
CASINO CONTROL COMMISSION  
DOCKET NO. 19-0003-CK  
CREDENTIAL NO. 009933-11  
ORDER NO. 19-02-06-13 (TMP/TMP)

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I/M/O THE APPLICATION OF :  
FRANCIS M. DOCCHIO :  
FOR A CASINO KEY EMPLOYEE LICENSE :

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**ORDER**

The Division of Gaming Enforcement (“**Division**”), having initially objected to the initial application of Francis M. Docchio (“**Applicant**”) for casino key employee license #009933-11; and the Division and Applicant having entered into a Stipulation of Settlement (“**Stipulation**”) which was submitted to the New Jersey Casino Control Commission (“**Commission**”); and the Commission being unaware of Applicant having been involved in any other matters inconsistent with licensure; and the Commission having considered this matter and stipulation in its entirety at its public meeting on February 6, 2019;

**IT IS** on this 6<sup>th</sup> day of **February 2019**, **ORDERED** that the Stipulation, which is incorporated herein by reference, is **APPROVED** and the initial application for casino key employee license #009933-11 is **GRANTED**; and

**IT IS FURTHER ORDERED** that Applicant has established his qualifications for licensure as a casino key employee as required by N.J.S.A. 5:12-89(b)(1) and -89(b)(2) of the Casino Control Act (“**Act**”) based on the credible evidence submitted including Applicant’s voluntary agreement that he provide proof to the Division of having satisfied

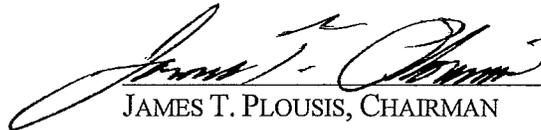
his outstanding Internal Revenue Service (“IRS”) income tax liability for 2014 and 2015 by October 15, 2019; and

**IT IS FURTHER ORDERED** that the approval of Applicant’s initial application for his casino key employee license is specifically conditioned upon Applicant providing the Division with the aforementioned proof of satisfaction by October 15, 2019, by sending a copy of all relevant documentation, including proof of payment to:

Division of Gaming Enforcement  
**ATTN: Brian C. Bisciegli**, Deputy Attorney General  
1300 Atlantic Avenue  
Atlantic City, NJ 08401  
Email: [brian.bisciegli@njdge.org](mailto:brian.bisciegli@njdge.org)

Failure of Applicant to abide by any of the conditions set forth herein shall constitute grounds to re-open this matter.

NEW JERSEY CASINO CONTROL COMMISSION

  
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JAMES T. PLOUSIS, CHAIRMAN

STATE OF NEW JERSEY  
CASINO CONTROL COMMISSION  
DOCKET No. 19-0004-CK  
CREDENTIAL No. 008814-11  
ORDER No. 19-02-06-14 (TMP)

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I/M/O THE RESUBMISSION APPLICATION OF :  
LYNETTE HOLCOMB :  
FOR A CASINO KEY EMPLOYEE LICENSE :

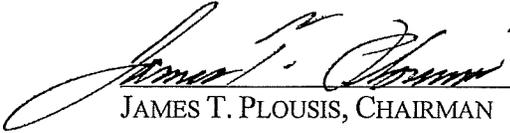
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**ORDER**

The Division of Gaming Enforcement (“**Division**”), having initially objected to the resubmission application of Lynette Holcomb (“**Applicant**”) for casino key employee license #008814-11; and the Division having issued a supplemental letter-report withdrawing its objection; and the New Jersey Casino Control Commission (“**Commission**”) being unaware of Applicant having been involved in any other matters inconsistent with licensure; and the Commission having considered this matter in its entirety at its public meeting on February 6, 2019;

**IT IS** on this **6th** day of **February 2019**, **ORDERED** that the resubmission application for casino key employee license #008814-11 is **GRANTED** based on the credible evidence submitted demonstrating Applicant’s qualifications for licensure as required by N.J.S.A. 5:12-89(b)(1) and -89(b)(2) of the Casino Control Act.

NEW JERSEY CASINO CONTROL COMMISSION

  
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JAMES T. PLOUSIS, CHAIRMAN

# New Jersey Casino Control Commission

## Resolution



No. 19-02-06-15

RESOLUTION OF THE NEW JERSEY CASINO CONTROL COMMISSION  
CONCERNING THE JOINT PETITION OF  
MARINA DISTRICT DEVELOPMENT COMPANY, LLC AND  
MGM RESORTS INTERNATIONAL  
REQUESTING PERMISSION FOR MICHAEL STRATTON TO  
PERFORM THE DUTIES AND EXERCISE THE POWERS OF  
SENIOR VICE PRESIDENT – MARKETING OF  
MGM RESORTS REGIONAL OPERATIONS, LLC  
PENDING PLENARY QUALIFICATION  
(PRN 0181901)

**WHEREAS**, MGM Resorts International (MGM), a qualified holding company of casino licensee Marina District Development Company, LLC d/b/a the Borgata Hotel Casino & Spa (Borgata) and Borgata (collectively Petitioners) filed a petition seeking approval of the New Jersey Casino Control Commission (Commission) to have Michael Stratton, prior to his plenary qualification, assume the duties and exercise the powers of Senior Vice President – Marketing of MGM Resorts Regional Operations, LLC, in accordance with the conditions contained in *N.J.S.A. 5:12-85.1c and -d* and *N.J.A.C. 13:69C-2.7(c) and (d)*; and

**WHEREAS**, the Division of Gaming Enforcement (Division) filed a response dated January 22, 2019, in which it recommended that the Commission permit Mr. Stratton to assume the duties and exercise the powers of those positions before being found plenary qualified; and

**WHEREAS**, the Commission considered the entire record of the proceedings at its public meeting of February 6, 2019;



Resolution No. 19-02-06-15

Page 2

**NOW, THEREFORE, BE IT RESOLVED** by the Commission that Michael Stratton is temporarily qualified and is hereby authorized to assume the duties and exercise the powers of Senior Vice President – Marketing for MGM Resorts Regional Operations, LLC, subject to the conditions contained in *N.J.S.A. 5:12-85.1c* and *-d* and *N.J.A.C. 13:69C-2.7*.

Submitted by: Teresa M. Pimpinelli  
Teresa M. Pimpinelli  
Senior Counsel

CERTIFICATION

I HEREBY CERTIFY that this Resolution correctly reflects the decision of the New Jersey Casino Control Commission.

Dianna W. Fauntleroy  
Dianna W. Fauntleroy, Esq.  
Executive Secretary

Meeting of February 6, 2019  
Vote taken on pages 36-37

# New Jersey Casino Control Commission

## Resolution

No. 19-02-06-16



RESOLUTION OF THE NEW JERSEY CASINO CONTROL COMMISSION  
CONCERNING THE PETITION OF CAESARS ENTERTAINMENT  
CORPORATION, CEOC, LLC, CAESARS RESORT COLLECTION, LLC,  
HARRAH'S ATLANTIC CITY OPERATING COMPANY, LLC, BALLY'S PARK  
PLACE, LLC, BOARDWALK REGENCY, LLC, AND CAESARS INTERACTIVE  
ENTERTAINMENT NEW JERSEY, LLC REQUESTING PERMISSION FOR  
JULIANA L. CHUGG TO ASSUME THE DUTIES AND EXERCISE THE POWERS  
OF DIRECTOR OF CAESARS ENTERTAINMENT CORPORATION PENDING  
PLENARY QUALIFICATION PURSUANT TO *N.J.A.C. 13:69C-2.7(c)*.  
(PRN 0071901)

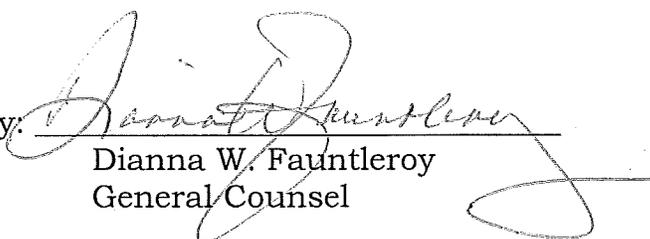
**WHEREAS**, Caesars Entertainment Corporation ("CEC"), a qualified holding company of casino licensees, Harrah's Atlantic City Operating Company, LLC ("Harrah's"), Bally's Park Place, LLC ("Bally's AC"), Boardwalk Regency, LLC ("Caesars AC") and Caesar Interactive Entertainment New Jersey, LLC ("CIENJ"), together with CEC wholly owned subsidiaries, CEOC, LLC ("CEOC") and Caesars Resort Collection, LLC ("CRC") (collectively, "Petitioners") having filed a petition on January 4, 2019, seeking approval of the New Jersey Casino Control Commission ("Commission") to have Juliana L. Chugg, prior to her plenary qualification, assume the duties and exercise the powers of Director of CEC for a period up to and including nine months in accordance with the conditions contained in *N.J.S.A. 5:12-85.1c* and *N.J.A.C. 13:69C-2.7(c)* and (d); and

**WHEREAS**, the Division of Gaming Enforcement ("Division") filed a letter report dated January 18, 2019 in which it interposed no objection to the relief requested; and



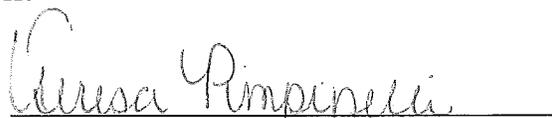
**WHEREAS**, the Commission considered the entire record of the proceedings at its public meeting of February 6, 2019.

**NOW, THEREFORE, BE IT RESOLVED** by the Commission that Juliana L. Chugg is temporarily qualified and is authorized to assume the duties and exercise the powers of Director of CEC subject to the conditions contained in *N.J.S.A. 5:12-85.1c, 89b(1) and (2), and N.J.A.C. 13:69C-2.7(c) and (d)*.

Submitted by:   
Dianna W. Fauntleroy  
General Counsel

CERTIFICATION

I HEREBY CERTIFY that this Resolution correctly reflects the decision of the New Jersey Casino Control Commission.

  
Teresa Pimpinelli, Senior Counsel  
for the Executive Secretary

Meeting of February 6, 2019  
Vote taken on pages 39-40

**New Jersey Casino Control Commission**  
**Resolution**  
**No. 19-02-06-17**



RESOLUTION OF THE NEW JERSEY CASINO CONTROL COMMISSION CONCERNING A JOINT PETITION FOR A DECLARATORY RULING PURSUANT TO *N.J.S.A. 52:14B-8* AND *N.J.A.C. 19:40A-3.7* APPROVING DIVESTITURE TRUST AGREEMENT, TRANSFER OF INTEREST BY A CORPORATE LICENSEE TO THE DIVESTITURE TRUST, AND QUALIFICATION OF THE TRUSTEE OF THE DIVESTITURE TRUST.  
(PRN 0281904)

**WHEREAS**, on June 21, 2018, the New Jersey Casino Control Commission (“Commission”) granted plenary casino licensure to AC Ocean Walk LLC (“AC Ocean”) d/b/a Ocean Resort Casino (“Ocean Resort”) subject to various conditions set forth in Commission Resolution No. 18-06-21-00 numbered as 1 through 26 (“Conditions”); qualified AC Beachfront LLC (“AC Beachfront”), ACOWMGR, LLC (“ACOWMGR”), TEN RE ACNJ, LLC (“TEN RE”), Mile High Dice, LLC (“Mile High”), and the Nancy and Bruce Deifik Family Partnership LLLP (“Family Partnership”) as holding companies of AC Ocean; qualified Mile High Dice MGR, LLC (“Mile High MGR”) as an entity qualifier of AC Ocean as the managing member of TEN RE; qualified Luxor Capital Group, LP (“Luxor”), the Family Partnership and JPMorgan Chase Bank, N.A. (“JPMorgan”) as financial sources of AC Ocean pursuant to *N.J.S.A. 5:12-1* et.seq. of the Casino Control Act (“Act”) and found Bruce Douglas Wayne Deifik (“Bruce Deifik”), Nancy Lou Deifik (“Nancy Deifik”) and Jordan Douglas Deifik (“Jordan Deifik”), among others, qualified as natural person qualifiers of AC Ocean (Resolution No. 18-06-21-00); and



**WHEREAS**, ACOWRE LLC (“ACOWRE”), as the owner and lessor of the Ocean Resort was required to hold a casino service industry enterprise (“csie”) license pursuant to Commission Resolution No. 18-06-06-14, which csie license was issued by the Division of Gaming Enforcement (Division) by Director Order 1757 dated June 25, 2018; and

**WHEREAS**, WW AC Ocean Walk Lender 2, LP (“WW Lender”) was designated as an additional financial source of AC Ocean by Director Order 1775 dated August 15, 2018 and found qualified by the Commission; and

**WHEREAS**, by Director Order 1776 dated August 21, 2018 the Conditions were modified and replaced in their entirety to address the role of Trimont Real Estate Advisors, LLC (“Trimont”) as loan servicing agent for JPMorgan; clarify that the relevant bank accounts are to be located in New Jersey as set forth in Conditions 2 and 3 and to further clarify AC Ocean’s reporting requirements to the Division as set forth in Conditions 5 and 19; and

**WHEREAS**, on January 28, 2019, AC Ocean, Bruce Deifik, Nancy Deifik, Family Partnership, Mile High, TEN RE, AC Beachfront, ACOWMGR, Mile High MGR, ACOWRE and Luxor filed a Joint Petition (PRN 0281904) requesting a declaratory ruling from the Commission (a) approving a Divestiture Trust Agreement among the Joint Petitioners and the Trustee thereunder; (b) approving the transfer of interests by a non-publicly traded holding company of a casino licensee to the Divestiture Trust pursuant to *N.J.S.A. 5:12-105* and *N.J.A.C. 13:69C-2.8*; (c) determining that the Trustee of the Divestiture Trust,



Eric J. Matejevich, is qualified to act in that capacity; and (d) granting such other relief as the Commission may deem just and appropriate under the circumstances; and

**WHEREAS**, the Joint Petitioners propose that pursuant to a Binding Term Sheet, JPMorgan Restructuring Proposal and Divestiture Trust Agreement, that, among other things, (1) Luxor will invest \$20 million in TEN RE in exchange for certain Convertible Notes, which, subject to regulatory approval, would convert into Class E-1 Units of TEN RE representing 85% of the membership interest in TEN RE on a diluted basis; (2) upon issuance, the Convertible Notes will be deposited into the Divestiture Trust; (3) the Class A-4 Units, representing all of Mile High's interest in TEN RE, shall be irrevocably transferred to the Divestiture Trust, after which Bruce Deifik's and Mile High MGR's rights as the sole manager of TEN RE and all of TEN RE's direct and indirect subsidiaries, including, but not limited to, AC Ocean, shall terminate; (4) Luxor will make a \$50 million junior mezzanine loan ("Mezzanine B Loan") to TEN RE the proceeds of which will be used to reduce the principal balance owed by AC Ocean and its affiliates to JPMorgan which Mezzanine B Loan shall not be convertible into equity of TEN RE; (5) Eric J. Matejevich will serve as the Trustee of the Divestiture Trust and will be the holder of a casino key employee license with a residency waiver after Commission action; (6) upon approval and qualification, Eric J. Matejevich, as Divestiture Trustee, shall assume responsibility for management and oversight of TEN RE, and all of TEN



RE's direct and indirect subsidiaries, including, but not limited to AC Ocean, for so long as the Divestiture Trust is in existence; and (6) in conjunction with the establishment of the Divestiture Trust, Luxor shall submit an application for Interim Casino Authorization ("ICA") in accordance with the Act and shall provide all applications and information necessary to establish the qualifications of all required qualifying entities and individuals; and

**WHEREAS**, on January 18, 2019, Eric J. Matejevich (License #8376-11) submitted the requisite forms for a resubmitted casino key employee license and by Memorandum dated January 29, 2019, the Division reported it had no objection to Mr. Matejevich being granted a resubmitted casino key employee license, and by representation on the record, no objection to the request for a residency waiver; and

**WHEREAS**, on January 29, 2019, the Division filed a Letter Report (D-1, in evidence) specifying that it would not object to the relief requested in the Joint Petition subject to the imposition of 31 specific conditions delineated in Exhibit A to the Division's Report; and

**WHEREAS**, the Commission considered the entire record in this matter, together with the presentations of counsel, at its public meeting of February 6, 2019.

**NOW, THEREFORE, BE IT RESOLVED**, by the Commission that the Divestiture Trust Agreement to be executed by Luxor, Bruce Deifik, Nancy Deifik, Jordan Deifik, the Family Partnership and Eric J. Matejevich as



Divestiture Trustee is hereby APPROVED, subject to the conditions specified herein; and

**BE IT FURTHER RESOLVED**, that the transfer of certain interests in AC Ocean's holding company TEN RE as specified in PRN 0281904, the Division's Report dated January 29, 2019 and on the record on February 6, 2019 is specifically APPROVED as provided for in *N.J.S.A. 5:12-105f* subject to the conditions specified herein; and

**BE IT FURTHER RESOLVED**, that Eric J. Matejevich having been granted a resubmitted casino key employee license with a residency waiver, is hereby found qualified to serve as the Divestiture Trustee subject to the conditions specified herein.

**CONDITIONS**

1. AC Ocean shall maintain a Daily Operating Cash Balance of not less than \$10 million, which shall be available exclusively to AC Ocean and shall not be restricted by JPMorgan, Trimont, or any other party.

2. AC Ocean shall maintain a Casino Bankroll of not less than \$11 million, which shall be maintained in cash at Ocean Resort or in a bank account located in New Jersey that is available exclusively to AC Ocean and not subject to restriction by JPMorgan, Trimont, or any other party.

3. AC Ocean shall have direct access to a combined Working Capital Reserve and Debt Service Reserve of at least \$15 million. These funds shall be available exclusively to AC Ocean for any operational purpose and not subject



to approval or consent by JPMorgan, Trimont, or any other party. The funds will be held in a bank account in New Jersey. If at any point the combined Working Capital Reserve and Debt Service Reserve balance falls below \$15 million, those reserves shall be replenished by Luxor to a minimum \$15 million combined threshold within 3 business days. JPMorgan and Trimont shall take no action restricting AC Ocean's access to such replenished Reserves.

4. AC Ocean shall immediately notify the Division if it does not have a combined Daily Operating Cash Balance, Casino Bankroll, Working Capital Reserve, and Debt Service Reserve that collectively total at least \$36 million. Any notification pursuant to this Condition shall be accompanied by a plan submitted by AC Ocean and Luxor to address the shortfall.

5. By no later than Wednesday of each week, AC Ocean shall provide the Division with its daily cash activity forecast. This report shall detail actual deposits, disbursements, and cash balances for the preceding week, as well as projected deposits, disbursements, and cash balances for at least the next 4 weeks.

6. Within 5 calendar days of the end of each month, a financial representative shall provide the Division with a certification that AC Ocean maintained a combined Daily Operating Cash Balance, Casino Bankroll, Working Capital Reserve, and Debt Service Reserve that collectively totaled at least \$36 million at all times during the month. The certification shall include



a representation that available funds are expected to be sufficient to address the cash needs of AC Ocean for the next 90 days.

7. Within 5 calendar days of the end of each month, AC Ocean shall provide the month-end: (1) Daily Operating Cash Balance, (2) Casino Bankroll balance, (3) Working Capital Reserve balance and (4) Debt Service Reserve balance. In addition, AC Ocean shall provide a detailed analysis of all Reserves and any cash accounts under the control of either JPMorgan or Trimont, which shall include the opening balance, any sources and uses of funds during the month, and the balance at the end of the month.

8. Within 20 calendar days of the end of each month, AC Ocean shall provide the Division with a comparison of the actual income statement to the forecasted income statement submitted to the Division in support of the casino license application. Any variance in excess of 10% shall contain an explanation for the variance.

9. Within 20 calendar days of the end of each month, AC Ocean shall provide the Division with a Statement of Cash Flows for the prior month.

10. AC Ocean shall provide the Division simultaneously with a copy of any document or report that is sent to JPMorgan, Luxor or Trimont.

11. AC Ocean shall immediately advise the Division if it projects that its available funds will not be sufficient to address its projected cash needs for at least the next 90 days, along with a detailed plan to address the potential shortfall.



12. AC Ocean, as casino licensee, Luxor, as proposed majority owner, JPMorgan, as lender, and Trimont, as loan service agent shall not cease providing the financial support and access to funds necessary for Ocean Resort to comply with these Conditions and maintain its qualifications, including financial stability, and to meet its ongoing operational obligations which shall include, but not be limited to, obligations to the Casino Revenue Fund, the Casino Control Fund, the Casino Reinvestment Development Authority, state, county, city and federal taxing authorities, other state, local and federal authorities, patrons, vendors of goods and services and employees without 90 days prior written notice of such action to the Division. Notwithstanding the foregoing, in no event shall JPMorgan be required to advance funds in excess of the \$125 million Term Loan.

13. AC Ocean shall immediately notify the Division if JPMorgan or Trimont denies approval of any request for a disbursement to AC Ocean from any of the Reserve Funds specified in the Term Loan agreement or the Cash Management Account.

14. AC Ocean shall immediately notify the Division if JPMorgan or Trimont directs the execution, termination, or amendment of any agreement between AC Ocean and any third party or between ACOWRE and any third party.

15. AC Ocean shall immediately notify the Division if JPMorgan



or Trimont withholds its consent for AC Ocean or ACOWRE to execute, terminate, or amend any agreement.

16. AC Ocean shall immediately notify the Division if JPMorgan or Trimont withholds its consent for any requested improvement or alteration of the casino hotel property.

17. AC Ocean shall immediately notify the Division if JPMorgan or Trimont requires AC Ocean to provide additional security as a condition for approval of a requested improvement or alteration of the casino hotel property.

18. No officer, director, or principal of JPMorgan, Luxor until such time as it may obtain ICA, or Trimont shall serve as an officer, director, employee, or agent of AC Ocean.

19. Within 5 calendar days of the end of each month, AC Ocean shall submit a report to the Division detailing the nature and extent of communications between and among AC Ocean with JPMorgan and Trimont, including with regard to the Term Loan, property management, cash management, budget, and capital expenditure matters.

20. AC Ocean shall immediately notify the Division of any effort by JPMorgan, Luxor until such time as it may obtain ICA, or Trimont or any of their representatives or affiliates, including consultants and related individuals, to exercise any undue influence or control over any action or decision of AC Ocean, the Divestiture Trustee, its officers, directors, and employees relating to the operation of the casino hotel facility.



21. With regard to the Division's effort to monitor compliance with these Conditions, JPMorgan, Luxor and Trimont shall cooperate fully at all times with those efforts.

22. The Director of the Division reserves the right to require qualification or licensure under the Act of JPMorgan and Trimont as well as of any officer, director or other individual employed by JPMorgan and Trimont if the facts and circumstances change or the Director decides that qualification or licensure under the Act is warranted.

23. In the event the Division determines that JPMorgan has exercised authority contrary to the provisions set forth either in these Conditions or the Term Loan, JPMorgan's status as a financial source under the Act will be reassessed and the determination of the Director set forth in Order 1746 as to that status will be void and of no effect. If the Division determines that Trimont has exercised authority contrary to these provisions, its status will be subject to reassessment and determination by the Director.

24. AC Ocean and its Vice President Hotel Operations shall notify the Division in writing of any instance in which Hyatt affects in any substantial way hotel operations within five calendar days and AC Ocean shall provide immediate notification if Hyatt objects to the hiring, directs the termination, or otherwise impacts the employment status of a Vice President Hotel Operations.

25. Winding Trail and Frank M. Ruocco, Jr. shall not: (1) receive any



dividends or interest based upon the security interest in TEN RE; (2) exercise, directly or through any trustee or nominee, any rights conferred by the security interest; or (3) receive any remuneration in any form from AC Ocean or any of its holding or intermediary companies or any affiliated entities, unless and until Frank M. Ruocco, Jr. is licensed as a casino key employee or qualified and Winding Trail is qualified, except for payments under the Amended and Restated Consulting Agreement effective as of June 28, 2018.

26. Upon retention of any consultants and related individuals on behalf of Luxor, copies of the executed consulting or retention agreements related in any way to AC Ocean shall be provided to the Division for a determination as to credential status.

27. Within 5 calendar days of the end of each month, the Divestiture Trustee shall submit a report to the Division detailing the nature and extent of communications with Luxor, based on the caveat that all communications by Luxor in relation to AC Ocean shall be with the Divestiture Trustee.

28. Within 10 calendar days of the receipt of the Convertible Notes proceeds, AC Ocean shall satisfy all payables and other liabilities that are more than 30 days past their due date, unless the payable or other liability is subject to a valid dispute by AC Ocean. Luxor shall advance any funds necessary for AC Ocean to comply with this Condition.

29. By no later than Wednesday of each week, AC Ocean shall provide



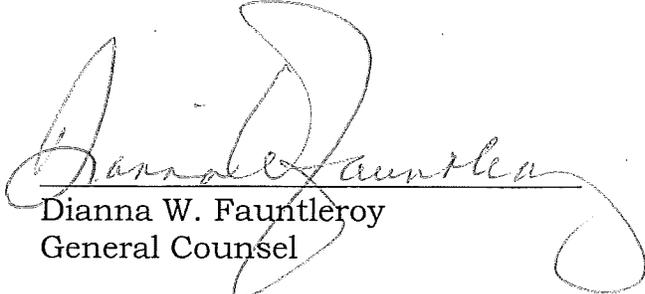
the Division with an accounts payable aging report which specifically identifies the extent of time that each liability has been outstanding. For any obligation that has not been paid by a respective due date, the aging report shall set forth the plan to address each such obligation, including the date by which each obligation will be satisfied.

30. Luxor shall not cease funding any advances necessary for AC Ocean to comply with these Conditions and continue to demonstrate its financial stability, unless Luxor provides at least 90 days prior written notice to the Division of its intention to do so. If such written notice is provided to the Division, Luxor shall continue funding any advances necessary for AC Ocean to comply with these Conditions until the end of the 90-day period.

31. The requirements set forth in these Conditions shall not be modified, waived or eliminated except with the approval of the Division Director or his designee, with notice of such approval provided to the Chairman of the Commission.

**BE IT FURTHER RESOLVED**, that Petitioners' request to seal portions of the Divestiture Trust Agreement is hereby GRANTED.

Submitted by:

  
Dianna W. Fauntleroy  
General Counsel



**CERTIFICATION**

I HEREBY CERTIFY that this Resolution correctly reflects the decision of the New Jersey Casino Control Commission.

A handwritten signature in cursive script, reading "Teresa Pimpinelli", written over a horizontal line.

Teresa Pimpinelli, Esq.  
for the Executive Secretary

Meeting of February 6, 2019  
Vote taken on pages 60-63