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STATE OF NEW JERSEY

CASINO CONTROL COMMISSION

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PUBLIC MEETING NO. 12-05-09

- - - - -

Wednesday, May 9, 2012

Atlantic City Commission Offices

Joseph P. Lordi Public Meeting Room - First Floor

Tennessee Avenue and Boardwalk

Atlantic City, New Jersey 08401

10:37 a.m. to 10:55 a.m.

Certified Court Reporter: Darlene Sillitoe

- - - - -

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1 B E F O R E :

2 CASINO CONTROL COMMISSION:

LINDA M. KASSEKERT, CHAIR

3 SHARON ANNE HARRINGTON, VICE CHAIR

EDWARD J. FANELLE, COMMISSIONER

4

5 PRESENT FOR THE CASINO CONTROL COMMISSION:

DARYL W. NANCE, ADMINISTRATIVE ANALYST

6 DANIEL J. HENEGHAN, PUBLIC INFORMATION OFFICER

7 OFFICE OF THE GENERAL COUNSEL:

DIANNA W. FAUNTLEROY, GENERAL COUNSEL/EXECUTIVE
SECRETARY

8 MARY WOZNIAK, ASSISTANT GENERAL COUNSEL

9 STEPHANIE OLIVO, SENIOR COUNSEL

10 SANDRA DeLIA, LEGAL SUPPORT SPECIALIST

JACK PLUNKETT, LICENSING

11 DIVISION OF GAMING ENFORCEMENT:

DEPUTY ATTORNEYS GENERAL

12 TRACY E. RICHARDSON, DEPUTY ATTORNEY GENERAL

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1 A P P E A R A N C E S :

- 2 ITEM NO. 3 JACK PLUNKETT, LICENSING
3 TRACY E. RICHARDSON, DEPUTY ATTORNEY
4 GENERAL
5 DUANE MORRIS, LLP
6 FRANK A. DiGIACOMO, ESQ.
7 FOR: STAN KOZLOWSKI
- 8 ITEM NO. 5 STEPHANIE OLIVO, SENIOR COUNSEL
9 TRACY E. RICHARDSON, DEPUTY ATTORNEY
10 GENERAL
11 N. LYNNE HUGHES, ESQ.
12 FOR: BALLY'S PARK PLACE, INC.
13 AND SHOWBOAT ATLANTIC CITY OPERATING
14 COMPANY, LLC
- 15 ITEM NO. 6 SANDRA DeLIA, LEGAL SUPPORT SPECIALIST
16 TRACY E. RICHARDSON, DEPUTY ATTORNEY
17 GENERAL
18 COOPER LEVENSON
19 LYNNE LEVIN KAUFMAN, ESQ.
20 FOR: BOYD GAMING CORPORATION
- 21 ITEM NO. 8 SANDRA DeLIA, LEGAL SUPPORT SPECIALIST
22 TRACY E. RICHARDSON, DEPUTY ATTORNEY
23 GENERAL
24 DUANE MORRIS, LLP
25 CHRISTOPHER L. SORIANO, ESQ.
FOR: RIH ACQUISITIONS NJ, LLC
- ITEM NO. 9 MARY WOZNIAK, SENIOR COUNSEL
TRACY E. RICHARDSON, DEPUTY ATTORNEY
GENERAL
PASHMAN STEIN
SEAN MACK, ESQ.
FOR: THE TRUSTEE OF ADAMAR OF NJ,
INC., LIQUIDATION, LLC

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AGENDA			
PUBLIC MEETING NO. 12-05-09			
MAY 9, 2012, 10:37 a.m.			
ITEM		PAGE	VOTE
1	1 Ratification of the minutes of the April, 11, 2012, public meeting	9	9
2	2 Applications for casino key employee licenses and/or for qualifications:		
3	I Initial casino key employee licenses:	9	10
4	a) Nimota O. Adebawale		
5	b) Lucille Altamuro		
6	c) Joseph G. Capehart		
7	d) Jared R. Elliott		
8	e) Francis J. Malloy, Sr.		
9	f) William J. Ruggieri, Jr.		
10	g) Corey R. Sprague		
11	II Resubmitted casino key employees licenses:	10	12
12	a) Jeffrey S. Allen		
13	b) Robert C. Allen, Jr.		
14	c) Marianne E. Beich		
15	d) Dante Benvenuto		
16	e) Winston H. Broomes, Jr.		
17	f) Thomas A. Douress		
18	g) Gloria J. Edwards		
19	h) Milton J. Haskins		
20	i) Marion Howard, Jr.		
21	j) Donald A. Lowe		
22	k) Elizabeth Matos		
23	l) Ronald V. Pisko		
24	m) Leon S. Quo		
25	n) Salvatore Randazzo		
	o) Lorraine G. Reed		
	p) Frank Reimers, III		
	q) Junior L. Saez		
	r) Gerald M. Tkachyk		
	s) Calvin A. Turead, Jr.		
	t) Robert H. White, Jr.		
	III Casino key employee licenses and for qualification:		
	a) Julissa Estrada	11	11
	b) Peter LiPuma, Jr.	12	13
	c) George C. Mancuso	13	13
	d) Lawrence J. Masciocchi	13	14
	3 Application of Stan Kozlowski for an Initial casino key employee license	14	16

1	CONTINUED	AGENDA		
		PUBLIC MEETING NO. 12-05-09		
2		MAY 9, 2012, 10:37 a.m.		
	ITEM		PAGE	VOTE
3	4	Requests for inactivation of casino key employee licenses:	16	17
4		a) Paulette V. Askew		
		b) Joseph F. Bada		
5		c) Andrew Barber		
		d) Rita R. Colletti		
6		e) William Hayes		
		f) Robert W. Hennefer		
7		g) William A. Hewitt		
		h) Mindy I. Karr		
8		i) Kevin T. Knight		
		j) Travis G. Lamb		
9		k) Kevin P. McHugh		
		l) James A. Rigot		
10		m) Neil J. Saks		
		n) Vincent D. Sesso		
11		o) Jennifer S. Sylvia		
		p) Marguerite A. Tucker		
12	5	Amended joint petition of Bally's Park Place, Inc., and Showboat Atlantic City Operating Company, LLC, for the issuance of a temporary casino key employee license to Kevin C. Ortzman pursuant to NJSA 5:12-89(e) with a multi-casino endorsement pursuant to NJSA 5:12-91.1 and to permit him pursuant to NJAC 13:69C-2.6 to assume the duties and exercise the powers of Senior Vice President and General Manager without first having been found qualified (PRN 1211201)	18	20
13				
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18	6	Consideration of the qualification of Richard Flaherty to serve as a member of the board of directors of Boyd Gaming Corporation	21	22
19				
20	7	Petition of John Darville requesting a waiver of post-employment restrictions pursuant to NJSA 5:12-60b(2) (PE-10) (PRN 1221201)	25	27
21				
22	8	Petition of RIH Acquisitions NJ, LLC, requesting permission for Denis Dooley to assume the duties and exercise the powers of a member of the Audit Committee and Chair of the Compliance Committee of RIH Acquisitions, NJ, LLC, pending plenary qualification (DGE-PRN 1251201)	23	25
23				
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1	CONTINUED	AGENDA		
		PUBLIC MEETING NO. 12-05-09		
2		MAY 9, 2012, 10:37 a.m.		
	ITEM		PAGE	VOTE
3	9	Petition of the Trustee of Adamar of NJ, Inc., Liquidation, LLC, to terminate the	27	29
4		ICA Trust (PRN 1291201)		
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E X H I B I T S :

NO. 2	DESCRIPTION	ID	EVD
EL-1	Grant 7 initial casino key licenses		X
EL-2	Grant 20 resubmitted key licenses		X
EL-3	Grant 4 key licenses and qualification		X

(Exhibits retained by Commission.)

1 (Public Meeting 12-05-09 was commenced
2 at 10:37 a.m.)

3 MR. NANCE: Good morning. I'd like to
4 read an opening statement:

5 This is to advise the general public
6 that in compliance with Chapter 231 of the
7 public laws of 1975 entitled "Senator Bryon M.
8 Baer Open Public Meeting Act," the New Jersey
9 Casino Control Commission on December 8, 2011,
10 filed with the Secretary of State at the State
11 House in Trenton an annual meeting schedule.
12 On December 14th, 2011, copies were mailed to
13 subscribers.

14 Members of the press will be permitted
15 to take photographs, and we ask that this be
16 done in a manner which is not disruptive or
17 distracting to the Commission.

18 The use of cell phones in the public
19 meeting room while the Commission is in session
20 is prohibited.

21 Any member of the public who wishes to
22 address the Commission will be given the
23 opportunity to do so before the Commission
24 adjourns for the day.

25 Please stand for the Pledge of

ITEM NO. 1-2

1 Allegiance.

2 (The flag salute was recited.)

3 CHAIR KASSEKERT: Good morning.

4 MR. NANCE: Good morning.

5 The matters discussed in closed session
6 were: Employee license matters.

7 The Commissioners approved the April 11,
8 2012, closed-session minutes.

9 Litigation update regarding: Brooks
10 versus Casino Control Commission; and Edwards
11 versus Adamar of New Jersey, Inc., et al.

12 Item No. 1, ratification of the minutes
13 of April 11, 2012, public meeting.

14 VICE CHAIR HARRINGTON: I move that we
15 ratify the minutes of April 11th --

16 COMMISSIONER FANELLE: Second.

17 VICE CHAIR HARRINGTON: -- 2012.

18 CHAIR KASSEKERT: The motion has been
19 made and seconded. All in favor?

20 (Ayes.)

21 CHAIR KASSEKERT: Opposed?

22 (No response.)

23 CHAIR KASSEKERT: The motion carries.

24 MR. NANCE: Item No. 2, applications for

ITEM NO. 2

1 qualifications. This agenda items will be
2 entered as Exhibit List 1, 2, and 3.

3 Exhibit List 1 consists of the following
4 seven applications for a casino key employee
5 licenses for: Nimota O. Adebowale, Lucille
6 Altamuro, Joseph G. Capehart, Jared R. Elliott,
7 Francis J. Malloy, Sr., William J. Ruggieri,
8 Jr., and Corey R. Sprague.

9 Staff and the Division have recommended
10 that these licenses be granted.

11 COMMISSIONER FANELLE: I'll move that we
12 grant the seven initial key and employee
13 applications.

14 VICE CHAIR HARRINGTON: Second.

15 CHAIR KASSEKERT: The motion is made and
16 seconded. All in favor?

17 (Ayes.)

18 CHAIR KASSEKERT: Opposed?

19 (No response.)

20 CHAIR KASSEKERT: The motion carries.

21 MR. NANCE: Exhibit List 2 consists of
22 the following 20 resubmitted casino key
23 employee licenses: Jeffrey S. Allen, Robert C.
24 Allen, Jr., Marianne E. Beich, Dante Benvenuto,

ITEM NO. 2

1 Gloria J. Edwards, Milton J. Haskins, Marion
2 Howard, Jr., Donald A. Lowe, Elizabeth Matos,
3 Ronald V. Pisko, Leon S. Quo, Salvatore
4 Randazzo, Lorraine G. Reed, Frank Reimers, III,
5 Joseph [sic] L. Saez, Gerald M. Tkachyk, Calvin
6 A. Turead, Jr., and Robert H. White, Jr.

7 Staff and the Division have recommended
8 that these licenses be granted.

9 VICE CHAIR HARRINGTON: I'll move that
10 we grant the 20 resubmitted casino key employee
11 licenses.

12 COMMISSIONER FANELLE: Seconded.

13 CHAIR KASSEKERT: The motion has been
14 made and seconded. All in favor?

15 (Ayes.)

16 CHAIR KASSEKERT: Opposed?

17 (No response.)

18 CHAIR KASSEKERT: The motion carries.

19 MR. NANCE: Exhibit List 3 consists of
20 the following initial or resubmitted
21 applications for casino key employee licenses
22 and for qualification.

23 Staff and the Division have recommended
24 that these applications be granted.

ITEM NO. 2

1 Customer Development for Tropicana Atlantic
2 City Corporation.

3 VICE CHAIR HARRINGTON: I'll move that
4 we grant the key license and qualification for
5 Julissa Estrada.

6 COMMISSIONER FANELLE: Second.

7 CHAIR KASSEKERT: Motion is made and
8 seconded. This is a roll call vote.

9 MR. NANCE: Commissioner Fanelle?

10 COMMISSIONER FANELLE: Yes.

11 MR. NANCE: Vice Chair Harrington?

12 VICE CHAIR HARRINGTON: Yes.

13 MR. NANCE: Chair Kassekert?

14 CHAIR KASSEKERT: Yes.

15 MR. NANCE: The record will reflect that
16 the motion is unanimous.

17 Peter LiPuma, Jr., Director of
18 Surveillance for Golden Nugget Atlantic City,
19 LLC.

20 VICE CHAIR HARRINGTON: I'll move that
21 we grant the resubmitted key license and
22 qualification for Peter LiPuma, Jr.

23 COMMISSIONER FANELLE: Second.

24 CHAIR KASSEKERT: Motion is made and

seconded. This is a roll call vote.

ITEM NO. 2

1 MR. NANCE: Commissioner Fanelle?

2 COMMISSIONER FANELLE: Yes.

3 MR. NANCE: Vice Chair Harrington?

4 VICE CHAIR HARRINGTON: Yes.

5 MR. NANCE: Chair Kassekert?

6 CHAIR KASSEKERT: Yes.

7 MR. NANCE: The record will reflect that
8 the motion is unanimous.

9 George C. Mancuso, Vice President, Slot
10 Operations for Revel Entertainment Group, LLC.

11 VICE CHAIR HARRINGTON: I move we grant
12 resubmitted key license and qualification for
13 George C. Mancuso.

14 COMMISSIONER FANELLE: Second.

15 CHAIR KASSEKERT: Motion is made and
16 seconded. This is a roll call vote.

17 MR. NANCE: Commissioner Fanelle?

18 COMMISSIONER FANELLE: Yes.

19 MR. NANCE: Vice Chair Harrington?

20 VICE CHAIR HARRINGTON: Yes.

21 MR. NANCE: Chair Kassekert?

22 CHAIR KASSEKERT: Yes.

23 MR. NANCE: The record will reflect that
24 the motion is unanimous.

ITEM NO. 3

1 of Players Development for Trump Taj Mahal
2 Associates, LLC.

3 VICE CHAIR HARRINGTON: I'll move that
4 we grant resubmitted key license and
5 qualification for Lawrence J. Masciocchi.

6 COMMISSIONER FANELLE: Second.

7 CHAIR KASSEKERT: Motion is made and
8 seconded. This is a roll call vote.

9 MR. NANCE: Commissioner Fanelle?

10 COMMISSIONER FANELLE: Yes.

11 MR. NANCE: Vice Chair Harrington?

12 VICE CHAIR HARRINGTON: Yes.

13 MR. NANCE: Chair Kassekert?

14 CHAIR KASSEKERT: Yes.

15 MR. NANCE: The record will reflect that
16 the motion is unanimous.

17 Item No. 3, application --

18 Item No. 3, application of Stan
19 Kozlowski for an initial casino key employee
20 license.

21 MR. PLUNKETT: Good morning, Chair and
22 Commissioners.

23 MR. NANCE: Mr. Plunkett?

24 MR. PLUNKETT: On January 19th, 2011,

the Commission approved the renewal of Bally's

ITEM NO. 3

1 gaming CSI license, and in doing so found Mr.
2 Kozlowski to be qualified for Director of Sales
3 for the Eastern Region.

4 Mr. Kozlowski is now seeking an initial
5 key employee license to assume the duties of
6 the supervisor of Bally's Central Monitoring
7 System in Egg Harbor Township.

8 Staff and the Division recommended an
9 initial key employee license be granted.

10 Mr. DiGiacomo is here on behalf of
11 Bally's.

12 CHAIR KASSEKERT: Good morning, Mr.
13 DiGiacomo.

14 MR. DiGIACOMO: Madame Chair, good
15 morning. Members of the Commission, good
16 morning.

17 As Mr. Plunkett stated, Mr. Kozlowski
18 has been a natural person qualifier in
19 connection with Bally's gaming 92(a) license
20 for a number of years. Bally's is now
21 installing a central monitor room at its Egg
22 Harbor Township facility which will require
23 certain individuals to hold a key license, and
24 that is the reason for the qualification.

CHAIR KASSEKERT: Thank you.

ITEM NO. 4

1 MR. DiGIACOMO: Thank you.

2 CHAIR KASSEKERT: Any questions?

3 COMMISSIONER FANELLE: Madame Chair,
4 I'll move that we grant the initial key
5 employee license application of Stan Kozlowski.

6 VICE CHAIR HARRINGTON: Second.

7 CHAIR KASSEKERT: The motion has been
8 made and seconded. All in favor?

9 (Ayes.)

10 CHAIR KASSEKERT: Opposed?

11 (No response.)

12 CHAIR KASSEKERT: The motion carries.
13 Thank you.

14 MR. DiGIACOMO: Thank you.

15 MR. NANCE: Item No. 4, requests for
16 inactivation of casino key employee licenses.

17 Mr. Plunkett?

18 MR. PLUNKETT: Madame Chair and
19 Commissioners, for your consideration today is
20 the 16 employee licensees whose informational
21 review period -- whose informational review
22 period ends the 30th -- the 31st of this month.
23 In lieu of filing the resubmission review forms
24 and license fees, they have requested that

their license be placed in an inactive status

ITEM NO. 4

1 for a period not to exceed five years.

2 Staff recommends that the following key

3 licensees be placed on an inactive list:

4 Paulette V. Askew, Joseph F. Bada, Andrew

5 Barber, Rita R. Colletti, William Hayes, Robert

6 W. Hennefer, William A. Hewitt, Mindy I. Karr,

7 Kevin T. Knight, Travis G. Lamb, Kevin P.

8 McHugh, James A. Rigot, Neil J. Saks, Vincent

9 D. Sesso, Jennifer S. Sylvia, and Marguerite A.

10 Tucker.

11 CHAIR KASSEKERT: Thank you.

12 Any questions?

13 VICE CHAIR HARRINGTON: No questions.

14 COMMISSIONER FANELLE: Madame Chair,
15 I'll move that we grant the requested relief
16 and order that the 16 casino key employee
17 licenses be inactivated.

18 VICE CHAIR HARRINGTON: I'll second
19 that.

20 CHAIR KASSEKERT: The motion has been
21 made and seconded. All in favor?

22 (Ayes.)

23 CHAIR KASSEKERT: Opposed?

24 (No response.)

CHAIR KASSEKERT: The motion carries.

ITEM NO. 5

1 MR. NANCE: Item No. 5, amended joint
2 petition of Bally's Park Place, Inc., and
3 Showboat Atlantic City Operating Company, LLC,
4 for the issuance of a temporary casino key
5 employee license to Kevin C. Ortzman pursuant
6 to NJSA 5:12-89(e) with a multi-casino
7 endorsement pursuant to NJSA 5:12-91.1, and to
8 permit him pursuant to NJAC 13:69c-2.6 to
9 assume the duties and exercise the powers of
10 Senior Vice President and General Manager
11 without first having been found qualified.

12 Miss Olivo?

13 MS. OLIVO: Good morning, Chair and
14 Commissioners.

15 The attorney for the Petitioner is here,
16 Miss Hughes, and Miss Richardson is here for
17 the Division.

18 Mr. Ortzman is also here to answer any
19 questions you may have.

20 CHAIR KASSEKERT: Thank you.

21 Good morning, Miss Hughes.

22 MS. HUGHES: Good morning.

23 First off, I'd like to thank the
24 Commission and Division for handling this on an

expedited manner. I do appreciate it.

ITEM NO. 5

1 I do have Mr. Ortzman here. I'm happy
2 to tell you that he's originally from Margate,
3 and he's come back home.

4 CHAIR KASSEKERT: Very good.

5 MS. HUGHES: So we look forward to
6 having someone locally back in our area.

7 If you have any questions, he can
8 certainly answer them here, or I can take him
9 around to introduce you personally sometime in
10 the near future.

11 I have read over the resolution. I have
12 no issues and would ask that you adopt it.

13 CHAIR KASSEKERT: Thank you.

14 Any questions?

15 Miss Richardson?

16 MS. RICHARDSON: Good morning, Chair and
17 Commissioners.

18 We've also reviewed the application. We
19 have no objection to it.

20 We've also determined that Mr. Ortzman's
21 title does not involve incompatible functions
22 under the multi-casino employee statutes.

23 We've also reviewed the resolution and
24 have no objection to it.

CHAIR KASSEKERT: Thank you.

ITEM NO. 5

1 MS. RICHARDSON: Thank you.

2 CHAIR KASSEKERT: Any questions?

3 COMMISSIONER FANELLE: Madame Chair,
4 I'll move that we approve the amended petition
5 and issue a temporary key employee license to
6 Kevin C. Ortzman pursuant to NJSA 5:12-89(e)
7 with a multi-casino endorsement pursuant to
8 NJSA 5:12-91.1 and permit him to assume the
9 duties and exercise the powers of Senior Vice
10 President and General Manager for Bally's Park
11 Place, Inc., and Showboat Atlantic City
12 Operating Company, LLC, subject to the
13 conditions contained in NJSA 5:12-85.1c, NJSA
14 5:12-89b(1) and (2), and NJAC 13:69C-2.7.

15 VICE CHAIR HARRINGTON: I will second
16 that motion.

17 CHAIR KASSEKERT: Motion has been made
18 and seconded. This is a roll call vote.

19 MR. NANCE: Commissioner Fanelle?

20 COMMISSIONER FANELLE: Yes.

21 MR. NANCE: Vice Chair Harrington?

22 VICE CHAIR HARRINGTON: Yes.

23 MR. NANCE: Chair Kassekert?

24 CHAIR KASSEKERT: Yes.

MR. NANCE: The record will reflect that

ITEM NO. 6

1 the motion is unanimous.

2 MS. HUGHES: Thank you.

3 CHAIR KASSEKERT: Thank you.

4 Thank you for coming.

5 MR. ORTZMAN: Thank you.

6 MR. NANCE: Item No. 6, consideration of
7 the qualification of Richard Flaherty to serve
8 as a member of the board of directors of Boyd
9 Gaming Corporation.

10 Miss DeLia?

11 MS. DeLIA: Good morning.

12 Richard Flaherty was found temporarily
13 qualified by the Commission on November 16th,
14 2010.

15 A copy of the draft resolution has been
16 circulated.

17 Lynne Kaufman is here on behalf of
18 Petitioner and Tracy Richardson is here on
19 behalf of the Division.

20 CHAIR KASSEKERT: Good morning, Miss
21 Kaufman.

22 MS. KAUFMAN: Good morning, Chair,
23 Commissioners.

24 I've reviewed the resolution granting

qualification for Richard Flaherty to serve as

ITEM NO. 6

1 a member of the board of directors of Boyd
2 Gaming Corporation, and I have no objections.

3 CHAIR KASSEKERT: Thank you.

4 Miss Richardson?

5 MS. RICHARDSON: Good morning again.

6 You have our report of April the 12th
7 from DAG Fogarty recommending Mr. Flaherty's
8 qualification.

9 And we've also reviewed the resolution
10 and have no objection to it.

11 CHAIR KASSEKERT: Thank you.

12 Any questions?

13 VICE CHAIR HARRINGTON: No questions.

14 I move we adopt the draft resolution and
15 find Richard Flaherty qualified to serve as a
16 member of the board of directors of Boyd Gaming
17 Corporation in accordance with NJSA 5:12-85.1c
18 and d, NJSA 5:12-89b(1) and (2), and NJAC
19 13:69C-2.7.

20 COMMISSIONER FANELLE: Second.

21 CHAIR KASSEKERT: Motion has been made
22 and seconded. This is a roll call vote.

23 MR. NANCE: Commissioner Fanelle?

24 COMMISSIONER FANELLE: Yes.

MR. NANCE: Vice Chair Harrington?

ITEM NO. 8

1 VICE CHAIR HARRINGTON: Yes.

2 MR. NANCE: Chair Kassekert?

3 CHAIR KASSEKERT: Yes.

4 MR. NANCE: The record will reflect that
5 the motion is unanimous.

6 For your consideration Item No. 8,
7 petition of RIH Acquisitions, New Jersey, LLC,
8 requesting permission for Denis Dooley to
9 assume the duties and exercise the powers of a
10 member of the Audit Committee and Chair of the
11 Compliance Committee of RIH Acquisitions, New
12 Jersey, LLC, pending plenary qualification.

13 Ms. DeLia?

14 MS. DeLIA: A draft resolution has been
15 circulated to the parties.

16 Chris Soriano is here on behalf of
17 Petitioners and Tracy Richardson is here on
18 behalf of the Division.

19 CHAIR KASSEKERT: Good morning, Mr.
20 Soriano.

21 MR. SORIANO: Good morning, Madame Chair
22 and Commissioners.

23 We've had an opportunity to review the
24 draft resolution. It's acceptable, and we have

25

no comments.

ITEM NO. 8

1 This was a late addendum to the agenda,
2 and I would like to thank Miss Fauntleroy, Ms.
3 Wozniak, Ms. DeLia, and Ms. Richardson for
4 their accommodation and being able to present
5 this matter for you today.

6 And we ask that you adopt the draft
7 resolution.

8 CHAIR KASSEKERT: Thank you.

9 Any questions?

10 Miss Richardson?

11 MS. RICHARDSON: Thank you, Chair.

12 We submitted a letter a May 7th. We
13 have no objection to Mr. Dooley's temporary
14 qualification.

15 And we also have no objection to the
16 draft resolution.

17 CHAIR KASSEKERT: Thank you.

18 Any questions?

19 VICE CHAIR HARRINGTON: No questions.

20 COMMISSIONER FANELLE: I'll move that we
21 adopt the draft resolution and authorize Denis
22 Dooley on a temporary basis and prior to his
23 plenary qualification to assume the duties and
24 exercise the powers of a member of the Audit

ITEM NO. 7

1 for RIH Acquisitions, New Jersey, LLC, subject
2 to the conditions contained in NJSA 5:12-85.1c,
3 NJSA 5:12-89b(1) and (2), and NJAC 13:69C-2.7.

4 VICE CHAIR HARRINGTON: I'll second that
5 motion.

6 CHAIR KASSEKERT: Motion has been made
7 and seconded. This is a roll call vote.

8 MR. NANCE: Commissioner Fanelle?

9 COMMISSIONER FANELLE: Yes.

10 MR. NANCE: Vice Chair Harrington?

11 VICE CHAIR HARRINGTON: Yes.

12 MR. NANCE: Chair Kassekert?

13 CHAIR KASSEKERT: Yes.

14 MR. NANCE: The record will reflect that
15 the motion is unanimous.

16 CHAIR KASSEKERT: Thank you.

17 MR. SORIANO: Thank you.

18 MR. NANCE: Item No. 7, petition of John
19 Darville requesting a waiver of post-employment
20 restrictions pursuant to NJSA 5:12-60b(2).

21 Miss Fauntleroy?

22 MS. FAUNTLEROY: Good morning, Madame
23 Chair and Commissioners.

24 This is the request of former commission

employee John Darville who was a commission

ITEM NO. 7

1 inspector who was the subject of a RIF on March
2 25, 2012. Excuse me, 2011. Pursuant to NJSA
3 5:12-60b(2) to permit his employment by Resorts
4 Casino Hotel as a surveillance operator.

5 As you know pursuant to previous
6 requests that NJSA 5:12-60b(1) generally
7 prohibits employment by a casino licensee or
8 applicant within a period of two years except
9 as may be permitted by statute, which 60b(2)
10 provides the exception to the two-year post-
11 employment restriction if the employee is
12 RIF'd, and if there's no appearance of a
13 conflict or actual conflict in fact.

14 We have reviewed Mr. Darville's
15 submission, and in light of the fact that his
16 position would be as a surveillance operator,
17 he had no prior contact during his employment
18 with Resorts at any level. We find and
19 recommend that there be a finding that he has
20 met the requirements and that you grant his
21 request.

22 CHAIR KASSEKERT: Thank you.

23 Any questions?

24 VICE CHAIR HARRINGTON: No questions.

I will move that we approve John

ITEM NO. 9

1 Darville's requested relief and waive the post-
2 employment restriction to permit Mr. Darville
3 employment with DGMB Casino, LLC, as a
4 surveillance operator pursuant to NJSA
5 5:12-60b(2) and subject to appropriate
6 registration or licensure.

7 COMMISSIONER FANELLE: Second.

8 CHAIR KASSEKERT: The motion has been
9 made and seconded. All in favor?

10 (Ayes.)

11 CHAIR KASSEKERT: Opposed?

12 (No response.)

13 CHAIR KASSEKERT: The motion carries.

14 MR. NANCE: Item No. 9, Petition of the
15 Trustee of Adamar of New Jersey, Inc.,
16 Liquidation, LLC, to terminate the ICA Trust.

17 Miss Wozniak?

18 MS. WOZNIAK: Good morning, Chair and
19 Commissioners.

20 For the record, the Petition was filed
21 yesterday, May 8th, 2012, as PRN 1291201.

22 Sean Mack is here for the Petitioner and
23 Ms. Richardson is here for the Division.

24 CHAIR KASSEKERT: Good morning, Mr.

ITEM NO. 9

1 MR. MACK: Good morning, Chair,
2 Commissioners. It's good to see you again. I
3 know you were done with me last fall.

4 (Laughter.)

5 MR. MACK: But this is really the end.

6 VICE CHAIR HARRINGTON: Yeah. Yeah.

7 MR. MACK: As you know, the
8 conservatorship has ended with the sale, and
9 all that was left was to wind down the
10 bankruptcy, and that's now done.

11 The parent company no longer needs the
12 shell entity, so we're just asking that Justice
13 Stein be fully relieved, and I appreciate Miss
14 Richardson and Miss Wozniak and Miss Fauntleroy
15 attending to this promptly.

16 We just received sign-off from them, and
17 we're hoping to wrap this up before we have to
18 renew the entity again at the end of this
19 month. So I appreciate the expedited
20 consideration of this.

21 CHAIR KASSEKERT: Thank you.

22 Any questions?

23 VICE CHAIR HARRINGTON: No questions.

24 CHAIR KASSEKERT: Miss Richardson?

MS. RICHARDSON: No. I have no

ITEM NO. 9

1 objection to the petition.

2 CHAIR KASSEKERT: Any questions for the
3 Division?

4 VICE CHAIR HARRINGTON: I'll move that
5 we grant the relief requested and order that:
6 One, the Adamar ICA Trust be dissolved; two,
7 the ICA Trust Agreement be terminated; and,
8 three, the Trustee is discharged.

9 COMMISSIONER FANELLE: Second.

10 CHAIR KASSEKERT: Motion is made and
11 seconded. This a roll call vote.

12 MR. NANCE: Commissioner Fanelle?

13 COMMISSIONER FANELLE: Yes.

14 MR. NANCE: Vice Chair Harrington?

15 VICE CHAIR HARRINGTON: Yes.

16 MR. NANCE: Chair Kassekert?

17 CHAIR KASSEKERT: Yes.

18 MR. NANCE: The record will reflect that
19 the motion is unanimous.

20 CHAIR KASSEKERT: Thank you for coming,
21 Mr. Mack.

22 MR. MACK: Thank you.

23 CHAIR KASSEKERT: And please convey our
24 thanks and appreciation to the Trustee, Justice

Stein, for all his hard work on this issue.

1 And I'll bet he's glad to be done, too.

2 (Laughter.)

3 MR. MACK: Thank you. Will do.

4 CHAIR KASSEKERT: Thank you.

5 MR. NANCE: In accordance with
6 Resolution No. 11-12-14-03, the next closed
7 session of the Commission shall be held on
8 Wednesday, June 13th, 2012, at 9:30 a.m. in the
9 Commission offices.

10 It is now time for the public
11 participation portion of the meeting.

12 CHAIR KASSEKERT: Is there anyone from
13 the public that wishes to be heard?

14 (No response.)

15 CHAIR KASSEKERT: Seeing no one, I'll
16 declare this portion of the meeting closed and
17 entertain motion to adjourn.

18 VICE CHAIR HARRINGTON: I move that we
19 adjourn.

20 COMMISSIONER FANELLE: Second.

21 CHAIR KASSEKERT: The motion has been
22 made and seconded. All in favor?

23 (Ayes.)

24 CHAIR KASSEKERT: Opposed?

25 (No response.)

1 CHAIR KASSEKERT: The motion carries.

2 Thank you.

3 (Public Meeting 12-05-09 was adjourned
4 at 10:55 a.m.)

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C E R T I F I C A T E

I, DARLENE SILLITOE, a Certified Court Reporter and Notary Public of the State of New Jersey, certify that the foregoing is a true and accurate transcript of the proceedings.

I further certify that I am neither attorney, of counsel for, nor related to or employed by any of the parties to the action; further that I am not a relative or employee of any attorney or counsel employed in this case; nor am I financially interested in the action.

DARLENE SILLITOE, CCR
License No 30XI0102300

Dated: May 14, 2012
My Notary Commission Expires
July 22, 2014
ID No 2062871

