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STATE OF NEW JERSEY
CASINO CONTROL COMMISSION

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PUBLIC MEETING NO. 16-10-13

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Thursday, October 13, 2016
Atlantic City Commission Offices
Joseph P. Lordi Public Meeting Room - First Floor
Tennessee Avenue and Boardwalk
Atlantic City, New Jersey 08401
10:32 a.m. to 11:56 a.m.

Certified Court Reporter: Darlene Sillitoe

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1 B E F O R E :

2 CASINO CONTROL COMMISSION:

MATTHEW B. LEVINSON, CHAIR

3 SHARON ANNE HARRINGTON, VICE CHAIR

ALISA COOPER, COMMISSIONER

4

PRESENT FOR THE CASINO CONTROL COMMISSION:

5 DARYL W. NANCE, ADMINISTRATIVE ANALYST

DANIEL J. HENEGHAN, PUBLIC INFORMATION OFFICER

6

OFFICE OF THE GENERAL COUNSEL:

7 DIANNA W. FAUNTLEROY, GENERAL COUNSEL/EXECUTIVE
SECRETARY

8 TERESA M. PIMPINELLI, SENIOR COUNSEL

ELIZABETH F. CASEY, SENIOR COUNSEL

9

OFFICE OF REGULATORY AFFAIRS:

10 GLENN T. MacFADDEN, SUPERVISOR, LICENSING

11 DIVISION OF GAMING ENFORCEMENT:

DEPUTY ATTORNEYS GENERAL

12 TRACY E. RICHARDSON, DEPUTY ATTORNEY GENERAL

R. LANE STEBBINS, DEPUTY ATTORNEY GENERAL

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

2 ITEM NO. 8 TERESA PIMPINELLI, SENIOR COUNSEL
R. LANE STEBBINS, DEPUTY ATTORNEY GENERAL
3 THOMAS P. CAMPISI, JR., PRO SE

4 ITEM NO. 9 ELIZABETH F. CASEY, SENIOR COUNSEL
TRACY E. RICHARDSON, DEPUTY ATTORNEY
5 GENERAL
BROWNSTEIN, HYATT, FARBER, SCHRECK
6 BY: PACIFICO AGNELLINI, ESQ.
FOR: CAESARS ENTITIES

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AGENDA			
PUBLIC MEETING NO. 16-10-13			
OCTOBER 13, 2016, 10:32 a.m.			
	ITEM	PAGE	VOTE
1			
2			
3	1 Ratification of the minutes of the	7	8
	September 14, 2016, public meeting		
4	2 Applications for initial casino key		
	employee licenses:		
5	a) Shawn T. Cassatt	9	10
	b) Danyell R. Miller	8	9
6	c) Jarret M. Roth	8	9
7	3 Applications for resubmitted casino key	10	11
	employee licenses:		
8	a) Vincent C. Alonge, Jr.		
	b) Thomas W. Bardogna		
9	c) Anthony P. Celona		
	d) John M. Magro, Jr.		
10	e) Joseph D. Muskett, Jr.		
	f) Louise Prange		
11	g) Irvin Serrano		
	h) Cheryl L. Thomas		
12	4 Application of Joseph A. Corbo, Jr., for	11	12
	a casino key employee license and for		
	qualification		
13	5 Approvals through Delegation of Authority	12	
	between September 12, 2016, and October		
14	11, 2016, pursuant to Resolution No.		
	13-01-10-16C		
15	6 Requests for inactivation of casino key	13	14
	employee licenses:		
16	a) Lawrence S. Gaglione		
	b) Dennis M. Hardiman		
17	c) Margaret M. Nagle		
	d) John F. Pfeifer		
18	e) Chris L. Rothstein		
19	7 Consideration of the lapse of casino key	14	15
	employee licenses:		
20	a) Clifford S. Dipalo		
	b) Byron P. Down		
21	c) Franklin D. Hagerty, Jr.		
	d) Kevin M. Magro		
22	e) Evan A. Mills, Jr.		
	f) Thomas J. Pelletier		
23	g) Joseph A. Stickel		
24			
25			

CONTINUED		AGENDA	
PUBLIC MEETING NO. 16-10-13			
OCTOBER 13, 2016, 10:32 a.m.			
ITEM		PAGE	VOTE
8	Consideration of the Initial Decision in the matter of the Appeal in Thomas P. Campisi, Jr., v. The State of New Jersey (DKT 15-0009-AP)	26	51
9	Thomas P. Campisi, Jr., sworn Consideration of the Petition of Caesars Enterprise Services, Harrah's Atlantic City Operating Company, LLC, Bally's Park Place, Inc., and Boardwalk Regency Corporation for the issuance of a temporary casino key employee license with a multi-casino endorsement for Paul Bateman and permission for him to assume the duties and exercise the powers of Manager, Collections for Caesars Enterprise Services, LLC, pending plenary licensure; and a waiver of residency pursuant to NJSA 5:12-89(b)4 (PRN 2361601)	28 16	25
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6	<p>1 (Public Meeting 16-10-13 was commenced 2 at 10:32 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 4th, 10 2015, filed with the Secretary of State at the 11 State House in Trenton an annual meeting 12 schedule. On December 9, 2015, copies were 13 mailed to subscribers. 14 Members of the press will be permitted 15 to take photographs. We ask that this be done 16 in a manner which is not distracting to the 17 Commission. 18 The use of cell phones in the public 19 meeting room is prohibited. 20 Any member of the public who wish to 21 address the Commission will be given the 22 opportunity to do so before the Commission 23 adjourns for the day. 24 Please stand for the Pledge of 25 Allegiance.</p>	8
7	<p>1 ITEM NO. 1 2 (The Flag Salute was recited.) 3 MS. FAUNTLEROY: Good morning. 4 Please answer when I call your name for 5 the record, please. 6 Commissioner Cooper? 7 COMMISSIONER COOPER: Here. 8 MS. FAUNTLEROY: Vice Chair Harrington? 9 VICE CHAIR HARRINGTON: Yes. 10 MS. FAUNTLEROY: And Chair Levinson? 11 CHAIRMAN LEVINSON: Here. 12 MS. FAUNTLEROY: Thank you. 13 Matters discussed in closed session this 14 morning including key license applications. 15 And approval of the closed-session 16 minutes from the September 14, 2016, executive 17 session. 18 The first matter on the agenda for your 19 consideration is the approval of the minutes of 20 the September 14, 2016, public meeting. 21 CHAIRMAN LEVINSON: Thank you. 22 Is there a motion for these matters? 23 VICE CHAIR HARRINGTON: I move we ratify 24 the minutes for September 14. 25 CHAIRMAN LEVINSON: Is there a second?</p>	9
6	<p>1 ITEM NO. 2 2 COMMISSIONER COOPER: I'll second that. 3 CHAIRMAN LEVINSON: Any discussion on 4 this? 5 (No response.) 6 CHAIRMAN LEVINSON: All those in favor? 7 (Ayes.) 8 CHAIRMAN LEVINSON: Opposed? 9 (No response.) 10 CHAIRMAN LEVINSON: Motion carries. 11 MS. FAUNTLEROY: Thank you. 12 Item No. 2 are applications for initial 13 casino key employee licenses. 14 Initially for your consideration are 15 Items 2b and c, Danyell Miller and Jarret Roth. 16 CHAIRMAN LEVINSON: Thank you. 17 I'll entertain a motion on B and C. 18 COMMISSIONER COOPER: Mr. Chairman, I 19 move to grant the two initial casino key 20 employee licenses. 21 CHAIRMAN LEVINSON: Thank you. 22 A second? 23 VICE CHAIR HARRINGTON: Second. 24 CHAIRMAN LEVINSON: Any discussion on 25 those two?</p>	8
7	<p>1 ITEM NO. 2 2 (No response.) 3 CHAIRMAN LEVINSON: All those in favor? 4 (Ayes.) 5 CHAIRMAN LEVINSON: Opposed? 6 (No response.) 7 CHAIRMAN LEVINSON: Motion carries. 8 MS. FAUNTLEROY: Thank you. 9 Item 2a, Shawn Cassatt. The Division 10 has interposed an objection. 11 Staff has reviewed the matter and 12 recommended that it be remanded to the 13 conference process. 14 CHAIRMAN LEVINSON: Thank you. 15 Is there a motion on this matter? 16 COMMISSIONER COOPER: Mr. Chairman, I 17 move to remand for a hearing the initial casino 18 key employee license application of Shawn T. 19 Cassatt. 20 CHAIRMAN LEVINSON: Thank you. 21 Is there a second? 22 VICE CHAIR HARRINGTON: Second. 23 CHAIRMAN LEVINSON: Any discussion on 24 this? 25 (No response.)</p>	9

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1 ITEM NO. 3
 2 CHAIRMAN LEVINSON: All those in favor?
 3 (Ayes.)
 4 CHAIRMAN LEVINSON: Opposed?
 5 (No response.)
 6 CHAIRMAN LEVINSON: Motion carries.
 7 MS. FAUNTLEROY: Thank you.
 8 Item 3, applications for resubmitted
 9 casino key employee licenses identified on the
 10 agenda as Items 3a through h.
 11 There are no objections to any of the
 12 matters identified.
 13 CHAIRMAN LEVINSON: Thank you.
 14 Do I have a motion on these eight casino
 15 licenses?
 16 VICE CHAIR HARRINGTON: I move that we
 17 grant the eight resubmitted casino key employee
 18 licenses.
 19 CHAIRMAN LEVINSON: Thank you.
 20 A second?
 21 COMMISSIONER COOPER: I'll second that.
 22 CHAIRMAN LEVINSON: Any discussion on
 23 these eight?
 24 (No response.)
 25 CHAIRMAN LEVINSON: All those in favor?

11

1 ITEM NO. 4
 2 (Ayes.)
 3 CHAIRMAN LEVINSON: Opposed?
 4 (No response.)
 5 CHAIRMAN LEVINSON: Motion carries.
 6 MS. FAUNTLEROY: Thank you.
 7 Item 4 is the application of Joseph A.
 8 Corbo, Jr., for a casino key employee license
 9 and for qualification.
 10 This is a resubmission. There is no
 11 objection on the part of the Division or
 12 Commission staff.
 13 CHAIRMAN LEVINSON: Thank you.
 14 Is there a motion for Mr. Corbo?
 15 COMMISSIONER COOPER: Excuse me.
 16 Mr. Chairman, I move to grant the
 17 resubmitted key license and qualification.
 18 CHAIRMAN LEVINSON: Thank you.
 19 Second?
 20 VICE CHAIR HARRINGTON: Second.
 21 CHAIRMAN LEVINSON: Any discussion on
 22 this?
 23 (No response.)
 24 CHAIRMAN LEVINSON: This is a roll call
 25 vote.

12

1 ITEM NO. 5
 2 MS. FAUNTLEROY: Commissioner Cooper?
 3 COMMISSIONER COOPER: Yes.
 4 MS. FAUNTLEROY: Vice Chair Harrington?
 5 VICE CHAIR HARRINGTON: Yes.
 6 MS. FAUNTLEROY: And Chairman Levinson?
 7 CHAIRMAN LEVINSON: Yes.
 8 MS. FAUNTLEROY: Thank you.
 9 Item No. 5 are approvals through
 10 Delegation of Authority between September 12,
 11 2016, and October 11, 2016, pursuant to
 12 Resolution 13-01-10-16-C.
 13 Although no action is required, Mr.
 14 MacFadden will review those matters with you.
 15 MR. MacFADDEN: Thank you.
 16 Good morning, Mr. Chairman and
 17 Commissioners.
 18 CHAIRMAN LEVINSON: Thank you.
 19 MR. MacFADDEN: Item No. 5 consists of
 20 two individuals who were issued a temporary
 21 casino key employee license via Delegated
 22 Authority subsequent to the September 14, 2016,
 23 public meeting.
 24 They are: Mark T. Burns and Noelle M.
 25 McManus. Additionally, Colleen Carraccio,

13

1 ITEM NO. 6
 2 Normand Mullan, and Paul Stowell were granted a
 3 multi-casino endorsement upon their key
 4 license.
 5 CHAIRMAN LEVINSON: Thank you.
 6 MS. FAUNTLEROY: Item No. 6 are requests
 7 for re -- for inactivation of casino key
 8 employee licenses.
 9 Those matters will be reviewed by Mr.
 10 MacFadden for you.
 11 MR. MacFADDEN: Thank you.
 12 Item 6 consists of five individuals who,
 13 in lieu of filing a resubmission application,
 14 have requested to be placed on the inactive
 15 list not to exceed five years.
 16 Staff is recommending granting the
 17 requested relief.
 18 CHAIRMAN LEVINSON: Thank you.
 19 I'll entertain a motion on these
 20 matters.
 21 COMMISSIONER COOPER: Mr. Chairman, I
 22 move to request the granted relief and order
 23 that the five casino key employee licenses be
 24 inactivated.
 25 CHAIRMAN LEVINSON: Thank you.

14	<p>1 ITEM NO. 7</p> <p>2 Is there a second on this?</p> <p>3 VICE CHAIR HARRINGTON: Second.</p> <p>4 CHAIRMAN LEVINSON: Any discussion?</p> <p>5 (No response.)</p> <p>6 CHAIRMAN LEVINSON: All those in favor?</p> <p>7 (Ayes.)</p> <p>8 CHAIRMAN LEVINSON: Opposed?</p> <p>9 (No response.)</p> <p>10 CHAIRMAN LEVINSON: The motion carries.</p> <p>11 MS. FAUNTLEROY: Thank you.</p> <p>12 Item No. 7 is consideration of the</p> <p>13 lapsing of casino key employee licenses</p> <p>14 identified in the agenda as Items 7a through g.</p> <p>15 Mr. MacFadden will go over those matters</p> <p>16 with you as well.</p> <p>17 MR. MacFADDEN: Thank you.</p> <p>18 Item 7 consists of seven individuals</p> <p>19 whose casino key employee review deadline have</p> <p>20 passed and have neither filed the resubmission</p> <p>21 paperwork nor requested to be placed on the</p> <p>22 inactive list.</p> <p>23 Those individuals are: Clifford Dipalo,</p> <p>24 Bryon P. Dowd, Franklin D. Hagerty, Jr., Kevin</p> <p>25 M. Magro, Evan A. Mills, Jr., Thomas A. [sic]</p>	16	<p>1 ITEM NO. 9</p> <p>2 skipping to Item No. 9.</p> <p>3 MS. FAUNTLEROY: Yes. With your</p> <p>4 permission, Mr. Chairman, Item No. 9 is the</p> <p>5 consideration of the Petition of Caesars</p> <p>6 Enterprises Services, Harrah's Atlantic City</p> <p>7 Operating Company, LLC, Bally's Park Place,</p> <p>8 Inc., and Boardwalk Regency Corporation for the</p> <p>9 issuance of a temporary casino key employee</p> <p>10 license with multi-casino endorsement for Paul</p> <p>11 Bateman and for permission for him to assume</p> <p>12 the duties of Manager, Collections, Caesars</p> <p>13 Enterprises Services, LLC, pending plenary</p> <p>14 licensure as well as for a waiver of residency.</p> <p>15 Senior Counsel Liz Casey will review</p> <p>16 that matter with you.</p> <p>17 CHAIRMAN LEVINSON: Thank you.</p> <p>18 MS. CASEY: Good morning, Chairman and</p> <p>19 Commissioners.</p> <p>20 As Miss Fauntleroy just said, the</p> <p>21 Caesars entities have jointly petitioned for a</p> <p>22 temporary key employee license for Paul Bateman</p> <p>23 with a multi-casino endorsement and a residency</p> <p>24 waiver. Mr. Bateman is to serve as Manager of</p> <p>25 Collections for Caesars Enterprise Services,</p>
15	<p>1 ITEM NO. 7</p> <p>2 Pelletier, Joseph A. Stickel.</p> <p>3 Consequently, staff recommends that the</p> <p>4 licenses of these individuals be allowed to</p> <p>5 lapse.</p> <p>6 CHAIRMAN LEVINSON: Thank you.</p> <p>7 Is there a motion on these seven?</p> <p>8 VICE CHAIR HARRINGTON: Mr. Chairman, I</p> <p>9 move that we find that the seven key employee</p> <p>10 licenses lapse pursuant to NJAC 19:41A-6.1(f)</p> <p>11 of the regulations.</p> <p>12 CHAIRMAN LEVINSON: Thank you.</p> <p>13 A second?</p> <p>14 COMMISSIONER COOPER: I'll second that.</p> <p>15 CHAIRMAN LEVINSON: Any discussion on</p> <p>16 these?</p> <p>17 (No response.)</p> <p>18 CHAIRMAN LEVINSON: All those in favor?</p> <p>19 (Ayes.)</p> <p>20 CHAIRMAN LEVINSON: Opposed?</p> <p>21 (No response.)</p> <p>22 CHAIRMAN LEVINSON: Motion carries.</p> <p>23 MR. MacFADDEN: Thank you.</p> <p>24 MS. FAUNTLEROY: Thank you.</p> <p>25 CHAIRMAN LEVINSON: I believe we're</p>	17	<p>1 ITEM NO. 9</p> <p>2 LLC.</p> <p>3 The parties are represented. Mr.</p> <p>4 Agnellini is here on behalf of the Caesar</p> <p>5 entities, and Miss Richardson is here on behalf</p> <p>6 of the Division.</p> <p>7 And a draft resolution has been</p> <p>8 circulated to the parties.</p> <p>9 CHAIRMAN LEVINSON: Thank you.</p> <p>10 Please enter your appearance.</p> <p>11 MR. AGNELLINI: Good morning, Mr.</p> <p>12 Chairman, members of the Commission.</p> <p>13 Pacifico Agnellini from Brownstein,</p> <p>14 Hyatt, Farber, Schreck on behalf of the Caesars</p> <p>15 entities.</p> <p>16 Thank you.</p> <p>17 CHAIRMAN LEVINSON: Thank you.</p> <p>18 MS. RICHARDSON: Good morning, Chairman</p> <p>19 and Commissioners.</p> <p>20 CHAIRMAN LEVINSON: Good morning.</p> <p>21 MS. RICHARDSON: Tracy Richardson,</p> <p>22 Deputy Attorney General for the Division of</p> <p>23 Gaming Enforcement.</p> <p>24 CHAIRMAN LEVINSON: Good morning.</p> <p>25 Mr. Agnellini?</p>

<p style="text-align: right;">18</p> <p>1 ITEM NO. 9</p> <p>2 MR. AGNELLINI: Good morning.</p> <p>3 CHAIRMAN LEVINSON: Good morning.</p> <p>4 MR. AGNELLINI: Before you is a petition</p> <p>5 on behalf of Caesars Enterprise Services, along</p> <p>6 with the operating entities in Atlantic City,</p> <p>7 Harrah's Atlantic City, Bally's Park Place, and</p> <p>8 Boardwalk Regency for the issuance of a</p> <p>9 temporary key license with a multi-casino</p> <p>10 endorsement and residency waiver for Mr. Paul</p> <p>11 Bateman.</p> <p>12 Mr. Bateman is the Manager of collection</p> <p>13 activity at the Caesars Enterprise Services</p> <p>14 level, which is -- as you know, is an entity</p> <p>15 that provides services to various operating</p> <p>16 entities throughout the country for Caesars.</p> <p>17 That entity is based in Las Vegas, and this</p> <p>18 position is part of a position that was created</p> <p>19 through a restructuring back in 2012 that was</p> <p>20 really necessitated because Caesars was --</p> <p>21 really wanted to make sure that they were</p> <p>22 compliant throughout the organization with</p> <p>23 their requirements with respect to credit and</p> <p>24 collection. And also with the advancements in</p> <p>25 technology, it made it more -- I don't want to</p>	<p style="text-align: right;">20</p> <p>1 ITEM NO. 9</p> <p>2 application and had no objection to the</p> <p>3 Petition.</p> <p>4 As Mr. Agnellini stated, Caesars had</p> <p>5 approached the Division in 2012 for approval of</p> <p>6 an initiative to consolidate certain credit and</p> <p>7 collection functions. And based on the</p> <p>8 backdrop of the 2011 reforms of promoting</p> <p>9 efficiencies, of updating the regulatory</p> <p>10 structure to permit streamlining of processes,</p> <p>11 the Division did approve that transfer of</p> <p>12 functions, certain functions at the end of</p> <p>13 2012. And to our knowledge there hasn't been</p> <p>14 any regulatory issues with those functions</p> <p>15 being from the corporate offices in Nevada</p> <p>16 since then.</p> <p>17 Thank you.</p> <p>18 CHAIRMAN LEVINSON: Thank you.</p> <p>19 Mr. Agnellini, what Miss Richardson</p> <p>20 stated of promoting efficiencies -- and I'm all</p> <p>21 for it. I think that's something that we all</p> <p>22 want to get to, and in the business climate,</p> <p>23 that's what we want to see. But I'm have a</p> <p>24 hard time figuring out what's efficiencies are</p> <p>25 being promoted in New Jersey when it comes to</p>
<p style="text-align: right;">19</p> <p>1 ITEM NO. 9</p> <p>2 say more efficient, but a better system to have</p> <p>3 this as a consolidated function.</p> <p>4 So that system was created, and it</p> <p>5 received its approval. Mr. Bateman's been in</p> <p>6 that position for almost two years, and there</p> <p>7 was a determination made recently that a key</p> <p>8 license should be required for that position.</p> <p>9 So we've applied for that key license and are</p> <p>10 asking for it to be temporarily issued.</p> <p>11 This position does not impact the</p> <p>12 collection, credit positions that are currently</p> <p>13 existing in Atlantic City. There are a couple</p> <p>14 of positions there. This is a position that</p> <p>15 exists. Was created back in 2012. And, like I</p> <p>16 said, he's been in it for almost two years.</p> <p>17 But so we would ask that you approve that.</p> <p>18 We have reviewed the Draft Resolution</p> <p>19 and have no comments and no questions on it.</p> <p>20 And thank you.</p> <p>21 CHAIRMAN LEVINSON: Thank you.</p> <p>22 Miss Richardson?</p> <p>23 MS. RICHARDSON: Thank you.</p> <p>24 We had notified the Commission staff on</p> <p>25 September 22nd that we have reviewed the</p>	<p style="text-align: right;">21</p> <p>1 ITEM NO. 9</p> <p>2 Caesars in a lot of these projects. So I know</p> <p>3 we've been back here with multiple comments of</p> <p>4 where I am on these waivers of residencies.</p> <p>5 This is a position from 1980 that's been here</p> <p>6 and licensed and working in New Jersey.</p> <p>7 There's another one that's now in Las Vegas.</p> <p>8 So, you know, again, I'm stating that it</p> <p>9 would-- the efficiencies are a good thing.</p> <p>10 When are they going to start happening in New</p> <p>11 Jersey?</p> <p>12 Commissioners, any other questions?</p> <p>13 If you would like to respond to that.</p> <p>14 I'm sorry.</p> <p>15 MR. AGNELLINI: I appreciate the</p> <p>16 comment. I certainly will take that back to</p> <p>17 the client. I think the client understands the</p> <p>18 sensitivity there. And it is a -- with this</p> <p>19 particular position, it was something that was</p> <p>20 part of the 2012 restructuring across the</p> <p>21 universe for Caesars. It wasn't intended to</p> <p>22 displace anything. It was because of</p> <p>23 technological advancements and because of</p> <p>24 wanting to be compliant throughout the realm,</p> <p>25 that's where it ended up. I understand your</p>

22	<p>1 ITEM NO. 9</p> <p>2 comment and appreciate your comment, you know,</p> <p>3 where it ended up. And I will take that back</p> <p>4 to Caesars.</p> <p>5 CHAIRMAN LEVINSON: Thank you.</p> <p>6 Commissioners, any other questions?</p> <p>7 VICE CHAIR HARRINGTON: You mentioned</p> <p>8 that there are -- there continue to be credit</p> <p>9 and collection positions in Atlantic City?</p> <p>10 MR. AGNELLINI: Yes. This particular</p> <p>11 individual has been in this position for almost</p> <p>12 two years. So it wasn't as if -- it wasn't --</p> <p>13 I just wanted to make sure that we understood</p> <p>14 that this wasn't just moving him out there now.</p> <p>15 This was part of something that, you know,</p> <p>16 happened in back in 2012, and that the</p> <p>17 positions that were in Atlantic City before,</p> <p>18 the two collection and credit positions, are</p> <p>19 still there.</p> <p>20 VICE CHAIR HARRINGTON: Okay. So,</p> <p>21 actually, there were two questions then.</p> <p>22 Do they report to him?</p> <p>23 MR. AGNELLINI: Yes.</p> <p>24 VICE CHAIR HARRINGTON: Okay. And so</p> <p>25 he's been in this position for two years?</p>	24	<p>1 ITEM NO. 9</p> <p>2 have to confirm that.</p> <p>3 VICE CHAIR HARRINGTON: Okay.</p> <p>4 MR. AGNELLINI: The social gaming is</p> <p>5 conducted by a separate entity which has</p> <p>6 actually now been sold, so.</p> <p>7 VICE CHAIR HARRINGTON: Right. I did</p> <p>8 know that.</p> <p>9 (Laughter.)</p> <p>10 MR. AGNELLINI: I forgot about that,</p> <p>11 myself.</p> <p>12 VICE CHAIR HARRINGTON: It was not a</p> <p>13 trick question. All right.</p> <p>14 And I just would like to reiterate the</p> <p>15 residency waiver and it just leaves a bad</p> <p>16 sense.</p> <p>17 MR. AGNELLINI: Understood.</p> <p>18 VICE CHAIR HARRINGTON: And we would</p> <p>19 like to see people in New Jersey.</p> <p>20 CHAIRMAN LEVINSON: Commissioners --</p> <p>21 VICE CHAIR HARRINGTON: Thank you.</p> <p>22 CHAIRMAN LEVINSON: -- any further</p> <p>23 questions?</p> <p>24 (No response.)</p> <p>25 CHAIRMAN LEVINSON: Hearing none, I'll</p>
23	<p>1 ITEM NO. 9</p> <p>2 MR. AGNELLINI: Almost two years. I</p> <p>3 don't know the exact dates, but almost two</p> <p>4 years. Yes.</p> <p>5 VICE CHAIR HARRINGTON: And it's just</p> <p>6 been determined that he needs a license?</p> <p>7 MR. AGNELLINI: Needs a key. Yes.</p> <p>8 VICE CHAIR HARRINGTON: Needs a key</p> <p>9 license. Yes.</p> <p>10 So what was -- how -- what was his</p> <p>11 standard before that?</p> <p>12 MR. AGNELLINI: He was -- I would -- I</p> <p>13 guess he was just a registrant as an employee</p> <p>14 of Caesars Entertainment Services. I don't</p> <p>15 know exactly. But he did not -- there wasn't a</p> <p>16 requirement that he hold a key license</p> <p>17 originally.</p> <p>18 VICE CHAIR HARRINGTON: Okay. Does he</p> <p>19 have jurisdiction over the internet or the</p> <p>20 social games or any other -- or is it just the</p> <p>21 gaming --</p> <p>22 MR. AGNELLINI: Well, the collection</p> <p>23 activity would likely include internet gaming.</p> <p>24 Yes. On the social side, I would say no. That</p> <p>25 is -- and it is a separate entity. I would</p>	25	<p>1 ITEM NO. 9</p> <p>2 entertain a motion on this matter.</p> <p>3 VICE CHAIR HARRINGTON: Mr. Chairman, I</p> <p>4 move that we approve the Petition and issue a</p> <p>5 temporary casino key license to Paul Bateman</p> <p>6 pursuant to NJSA 5:12-89(e) with a multi-casino</p> <p>7 endorsement pursuant to NJSA 5:12-91.1 and</p> <p>8 permit him to assume the duties and exercise</p> <p>9 the powers of Manager, Collections for Caesars</p> <p>10 Enterprise Services, LLC, pending plenary</p> <p>11 licensure; further, grant the Petitioner's</p> <p>12 request to waive the residency requirement as</p> <p>13 provided for in NJSA 5:12-89(b)4.</p> <p>14 CHAIRMAN LEVINSON: Thank you.</p> <p>15 Is there a second?</p> <p>16 COMMISSIONER COOPER: I'll second that.</p> <p>17 CHAIRMAN LEVINSON: Any discussion on</p> <p>18 this? Any further discussion?</p> <p>19 (No response.)</p> <p>20 CHAIRMAN LEVINSON: This is a roll call</p> <p>21 vote.</p> <p>22 MS. FAUNTLEROY: Commissioner Cooper?</p> <p>23 COMMISSIONER COOPER: Yes.</p> <p>24 MS. FAUNTLEROY: Vice Chair Harrington?</p> <p>25 VICE CHAIR HARRINGTON: Yes.</p>

26	<p>1 ITEM NO. 8</p> <p>2 MS. FAUNTLEROY: And Chairman Levinson?</p> <p>3 CHAIRMAN LEVINSON: Yes.</p> <p>4 MS. FAUNTLEROY: Thank you.</p> <p>5 MR. AGNELLINI: Thank you.</p> <p>6 CHAIRMAN LEVINSON: Thank you.</p> <p>7 We will return to Item 8, which is a</p> <p>8 consideration of the initial decision in the</p> <p>9 matter of the appeal in "Thomas P. Campisi,</p> <p>10 Jr., versus State of New Jersey," Docket No.</p> <p>11 15-0009-AP.</p> <p>12 Senior Counsel Teresa Pimpinelli will</p> <p>13 set that matter up for you.</p> <p>14 CHAIRMAN LEVINSON: Thank you.</p> <p>15 MS. PIMPINELLI: Good morning, chairman</p> <p>16 and Commissioners.</p> <p>17 CHAIRMAN LEVINSON: Good morning.</p> <p>18 MS. PIMPINELLI: For your consideration</p> <p>19 is the initial decision of Vice Chair</p> <p>20 Harrington in the appeal of Thomas P. Campisi,</p> <p>21 Jr., versus State of New Jersey, Division of</p> <p>22 Gaming Enforcement and seeking removal from the</p> <p>23 Exclusion List.</p> <p>24 As you know, this matter is before you</p> <p>25 as an appeal of the May 28, 2015, initial</p>	28	<p>1 ITEM NO. 8</p> <p>2 MR. CAMPISI: Tom Campisi.</p> <p>3 CHAIRMAN LEVINSON: Thank you very much.</p> <p>4 MR. STEBBINS: Lane Stebbins, Deputy</p> <p>5 Attorney General, on behalf of the Division.</p> <p>6 Thank you.</p> <p>7 CHAIRMAN LEVINSON: Thank you.</p> <p>8 Mr. Campisi, I understand that you have</p> <p>9 thoroughly reviewed the record in this matter.</p> <p>10 MR. CAMPISI: Yes.</p> <p>11 CHAIRMAN LEVINSON: Would you like to</p> <p>12 make any summary argument on your behalf? If</p> <p>13 you do, can you please stand and be sworn in?</p> <p>14 MR. CAMPISI: Yeah.</p> <p>15 MR. NANCE: Would you please raise your</p> <p>16 right hand.</p> <p>17</p> <p>18 THOMAS P. CAMPISI, having been first</p> <p>19 duly sworn, testified as follows:</p> <p>20</p> <p>21 MR. NANCE: Please state your name for</p> <p>22 the record.</p> <p>23 MR. CAMPISI: Tom. Thomas Campisi.</p> <p>24 MR. NANCE: Thank you.</p> <p>25 CHAIRMAN LEVINSON: Thank you.</p>
27	<p>1 ITEM NO. 8</p> <p>2 decision of the Division of Gaming Enforcement</p> <p>3 denying Appellant's request to be removed from</p> <p>4 the Exclusion List.</p> <p>5 I note that you have been provided with</p> <p>6 the entire record, which is subject to the</p> <p>7 confidentiality and exclusion requirements of</p> <p>8 all applicable laws, including but not limited</p> <p>9 to Section 74.1 of the Act.</p> <p>10 Below the record was as follows: One,</p> <p>11 Appellant's Petition; two, exhibits submitted</p> <p>12 by Appellant and the Division during the</p> <p>13 October hearing. Excuse me. October 2014</p> <p>14 hearing. The transcript of the hearing, and</p> <p>15 the Division's May 28, 2015, initial decision.</p> <p>16 Upon filing his appeal with the</p> <p>17 Commission, the record was supplemented with</p> <p>18 written submissions, oral argument,</p> <p>19 transcripts, and exhibits.</p> <p>20 I note that Appellant is here pro se,</p> <p>21 and Lane Stebbins is here on behalf of the</p> <p>22 Division.</p> <p>23 CHAIRMAN LEVINSON: Thank you.</p> <p>24 Can you please enter your appearance?</p> <p>25 Stand up and say your name.</p>	29	<p>1 ITEM NO. 8</p> <p>2 Go ahead, Mr. Campisi. Yeah.</p> <p>3 MR. CAMPISI: Oh, okay.</p> <p>4 Well, I know Mr. Stebbins is going to</p> <p>5 object to this hearing, so I just wrote a few</p> <p>6 things down, you know, that I would just like</p> <p>7 to talk about. And it wouldn't take that long.</p> <p>8 Now, to the remand hearing, the Division</p> <p>9 has taken the position that Commissioner</p> <p>10 Harrington didn't have the authority to order</p> <p>11 the taking of additional evidence. But under</p> <p>12 NJAC 19:42A-4.3(b), it says in the hearing</p> <p>13 examiner's own discretion, a direct --</p> <p>14 correction of the record. So I, you know, I --</p> <p>15 that's the only one I researched. I think she</p> <p>16 did have the authority to grant a new hearing.</p> <p>17 And no matter what the circumstance of that</p> <p>18 hearing is, I don't think it should affect my</p> <p>19 presentation because I was only -- you know,</p> <p>20 only did what I was told to do.</p> <p>21 And one more point with that is the</p> <p>22 Division had ample time to eject -- object to</p> <p>23 that because of -- now, that order was sent to</p> <p>24 me and Mr. Stebbins on February 16th, you know,</p> <p>25 2016. Now, that was a full 43 days, you know,</p>

<p style="text-align: right;">30</p> <p>1 ITEM NO. 8 2 that he could have objected to that point. You 3 know, which he didn't, so. 4 Now, there was another point that the 5 Division brought up in their exceptions. It 6 was that the names of Andrew Micali and Vincent 7 Procopio shouldn't have been compared to my 8 case but, you know, the press release of, you 9 know, the Attorney General's Office in that 10 case was, the headline was: 24 indicted in 11 multimillion dollar sports gambling ring that 12 operated inside the poker room at Borgata. And 13 then it went on to say that that was a highly 14 organized criminal venture. And, you know, the 15 Division took exception because they weren't 16 put on the list for a career or professional 17 criminal that I think they were just put on the 18 list for promoting gambling. So I just, you 19 know, wanted to bring that point out. 20 Another point that the Division brought 21 out that probably was their remaining point was 22 the main concern of the Division in denying me 23 relief in my Petition was that the Division 24 believes the public perception of the integrity 25 of the gaming license -- licensed gaming in New</p>	<p style="text-align: right;">32</p> <p>1 ITEM NO. 8 2 Then on Page 25 she says: To hold 3 Appellant to a different standard than what the 4 law provides is contrary to the public trust 5 and confidence in the regulations of the 6 Atlantic City casino industry. 7 Now, this is another point. This is my 8 last point. In the remand hearing dated April 9 25th, 2016, the Division made the following 10 statement on Page 5: There are indeed certain 11 offenses, particularly when coupled with 12 organized criminal activity, which render a 13 person permanently excludable. 14 And this is me talking: The Division 15 has taken the position that they can bar me for 16 life from attending the casinos of Atlantic 17 City because of my prior ties to organized 18 criminal activity even though there is no such 19 statute or regulation in the Casino Control 20 Act. This position by the Division is 21 arbitrary and capricious and violates the 22 express legislative policy of NJAC 13:69G-1.8, 23 which clearly states there is a remedy for me 24 to be removed from the Exclusion List. 25 In these hearings of almost three years,</p>
<p style="text-align: right;">31</p> <p>1 ITEM NO. 8 2 Jersey would be compromised. And my answer to 3 that is I believe that if the public had been 4 privy to all of the evidence, testimony, and 5 investigations that have taken place for almost 6 three years during this case, then the public's 7 perception could come to the conclusion that 8 the integrity, stability, and credibility of 9 licensed gaming in New Jersey has not been 10 compromised. 11 In other words, if the public could have 12 seen all the work that went into this to the 13 denying me and seen all the evidence that I 14 presented of how I've changed, they could come 15 to the conclusion that I'm not a threat. 16 This was the initial comments. This was 17 comments by Commissioner Harrington in her 18 initial decision on Page 22, and she goes on to 19 state: How does removing Appellant from the 20 Exclusion List create a negative public 21 perception? Appellant has done exactly what 22 the governing regulations require. He has 23 amply demonstrated that circumstances have 24 changed to such an extent that he no longer 25 satisfies the criteria for exclusion.</p>	<p style="text-align: right;">33</p> <p>1 ITEM NO. 8 2 I have provided the testimony of myself, as 3 well as the testimony of five witnesses and 4 letters of my two sons and three sisters who 5 all attest to my good character. All of the 6 evidence that I have presented at these 7 hearings show that I have completely turned my 8 life around and that I am a respected member of 9 my community. It would take me an hour to 10 explain how much I have changed for the better 11 and to tell of all the good deeds I have done 12 for the members of my community and to make 13 their lives better. 14 Now, this is a comment from the Division 15 in their final decision of May 28, 2015: No 16 evidence was presented at the hearing to 17 demonstrate that Petitioner has been associated 18 with organized criminal activity since 1979 or 19 that he has been arrested or convicted since 20 that time. 21 Then this was -- this is from the 22 evidence on remand hearing dated April 25th -- 23 April 15th, 2016, on Page 6. This is the 24 Division talking: Throughout his entire 25 testimony, Appellant seems sincere, credible,</p>

<p style="text-align: right;">34</p> <p>1 ITEM NO. 8 2 and candid. As before with the original 3 character evidence presented by Appellant, it 4 is clear that he is not the same person as he 5 was when he committed the very serious crimes 6 in the past. 7 Now, between those two statements, 8 that's all that has to be said. I mean, this 9 is their Exhibit D-2. You know, they 10 investigated me by six of the best law 11 enforcement agencies in the country. There's 12 nothing there. I mean, I wouldn't be here if I 13 didn't change. Why would I go through all this 14 trouble? 15 I just -- you know, and I think the main 16 point of this case is the law specifically says 17 "since you were placed on the list." All of 18 the activity the Division is using against me 19 is -- that's before I was placed on the list. 20 The law is how have I changed since I was put 21 on the -- placed on the list? I mean, all the 22 evidence just shows that. I mean, I don't want 23 to go over the evidence. That would take 24 hours. 25 So, you know, that's pretty much all I</p>	<p style="text-align: right;">36</p> <p>1 ITEM NO. 8 2 presented and the law that we have. We reach a 3 conclusion. If someone such as Mr. Campisi is 4 aggrieved, he can appeal, and it's your 5 responsibility then to review the Division's 6 actions and determinations. 7 That said, your responsibilities under 8 the Casino Control Act in this type of case are 9 to review and decide appeals. What we don't 10 have here is what standard do you use to review 11 and decide those appeals? Well, if we look at 12 case law for a very long time, both in this 13 state and elsewhere, the standard for review on 14 appeal is whether the decision below was 15 arbitrary, capricious, and unreasonable and 16 violative of the policies. That's the standard 17 you should obtain here. It's not stated 18 specifically in the statute where the exclusion 19 review is decided. However, at other portions 20 of the statute, the legislature specifically 21 instructs that the review process on appeal is 22 to be the traditional arbitrary, capricious, 23 and unreasonable. 24 So my argument to you is, firstly, that 25 how we go about the review process, that</p>
<p style="text-align: right;">35</p> <p>1 ITEM NO. 8 2 got to say. 3 CHAIRMAN LEVINSON: Thank you. 4 Mr. Stebbins? 5 MR. STEBBINS: Thank you, Chairman 6 Levinson, members of the Commission. 7 This case presents an opportunity for 8 discussion regarding the appellate review 9 process that's provided for in the Casino 10 Control Act. And in that regard, I think we 11 need to first recognize that with the 2011 12 amendments to the Casino Control Act, the 13 responsibilities between the Commission, your 14 agency, and the Division, my agency, were 15 reordered and rearranged a little bit. 16 Principally, responsibilities were shifted to 17 the Division in this very case for exclusion 18 hearings, and certain responsibilities were 19 retained by the Commission in exclusion matters 20 to review and decide appeals from the Division 21 hearing process and decision process. 22 So we have specifically defined 23 statutory roles to play in this overall 24 process. We do the hearing. We make the 25 decision based upon the facts that are</p>	<p style="text-align: right;">37</p> <p>1 ITEM NO. 8 2 standard, is were the actions of the Division 3 arbitrary, capricious, and unreasonable? And 4 you must let the decision below stand unless 5 you find that the actions were violative of 6 that standard. 7 Now, one of the things that happens here 8 is -- excuse me. 9 One of the things that happens here is 10 we have what is a de novo review by your 11 regulations. That is nowhere to be found in 12 the statute. And Commissioner Levenson, just 13 in the matter immediately before here, you were 14 talking about efficiencies in the process and 15 how you embrace that notion, as do I. As does 16 the Division. So here we have a circumstance 17 where after the Division has taken the body of 18 evidence and after the Division has applied the 19 law, and now it comes to your -- your shop, you 20 in a de novo process reapply the law. That is 21 not an efficient way to go about the review 22 process. So we have -- we have a difference of 23 opinion in terms of what the process should be. 24 The Division's position is that you 25 review with the traditional standards, the</p>

<p style="text-align: right;">38</p> <p>1 ITEM NO. 8 2 standards that we find in Section 110 of the 3 Act. You make your findings, and that is that. 4 To do a de novo review where you reapply your 5 thoughts on the law is simply not countenanced 6 by the statute. 7 The other thing that happened in this 8 case which the Division raises an eyebrow about 9 is the order to remand it for additional 10 evidence. Quite simply, by the time the remand 11 order was forthcoming, there was no further 12 opportunity to take evidence. The time had 13 come and gone for that. Remember that by the 14 time we get there, we had the statement of 15 items in the record which Miss Pimpinelli read. 16 We briefed -- both sides briefed based upon 17 that record with the statement of items. Using 18 the statement of items. And we had presented 19 oral argument. At that point everything was in 20 place. So to remand it at that point, in 21 effect, replicates -- in your judgment 22 replicates the whole hearing process. You're 23 saying we want more evidence. We want the law 24 to be applied. So when you talk about the 25 efficiencies in the 2011 amendments, which we</p>	<p style="text-align: right;">40</p> <p>1 ITEM NO. 8 2 standard, or if you look at it under the de 3 novo review, the same result should occur, and 4 that is that Mr. Campisi should remain on the 5 Exclusion List. 6 When we look at the evidence, what do we 7 have? Mr. Campisi was convicted of not one but 8 two murders, one of which he admitted where he 9 was the triggerman. He disposed of the bodies. 10 This is the most serious of all crimes that our 11 community and our society recognizes. He had 12 multiple arrests and convictions for gambling. 13 Indeed, he indicated that he was essentially a 14 bookmaker beyond the fact of the indictment 15 with the conviction for conspiracy in the 16 murders, and he was in a mafia family. So, you 17 know, we have all of that in place. 18 And indeed, Commissioner Harrington 19 recognized that Mr. Campisi could be excluded 20 on the basis of either A-1 or A-2 under the 21 regulations, that being a member or an 22 associate of organized crime, based upon the 23 information presented. 24 And what did Mr. Campisi present? He 25 presented some letters. He called some live</p>
<p style="text-align: right;">39</p> <p>1 ITEM NO. 8 2 both embraced, we're simply not there with this 3 process. 4 So what I'm saying is, the use of the de 5 novo review process, firstly, is beyond the 6 statutory authority and, secondly, when you do 7 apply -- and we don't agree with it. When you 8 do apply the de novo process, it was not done 9 properly in this case with the remand for the 10 taking of additional evidence. So there's both 11 of those features which attach to this. 12 Lastly, as I said before, the standard 13 for review, according to traditional case law, 14 according to elements in the statute of 15 arbitrary, capricious, and unreasonable, I 16 submit to you that it has to be clearly and 17 convincingly contrary to the law, the policies. 18 Alternatively stated, is it arbitrary, 19 capricious, and unreasonable? If there's a 20 basis to find that the decisions -- the 21 decision by the Division is correct, then it 22 should be upheld. 23 In this case, even when you look at 24 the -- when you look at the evidence, whether 25 you look at it with the traditional appellate</p>	<p style="text-align: right;">41</p> <p>1 ITEM NO. 8 2 witnesses, some photos and awards, and a 3 medical report. But there are significant 4 deficiencies which attach to his presentation. 5 It was clear from the first time that Mr. 6 Campisi had not been forthright with his 7 witnesses, the witnesses who testified in 8 person did not know his criminal background. 9 Mr. Campisi acknowledged that the majority of 10 the people who signed a letter on his behalf 11 did not know about the criminal background. 12 And all of this came out at the first 13 evidential hearing. 14 What happens then is Commissioner 15 Harrington decides, well, we're going to send 16 it back for more evidence, which the Division's 17 positions is that it's inappropriate. So what 18 happens when it comes back? Now, especially 19 one of the witnesses says, now I know, and I 20 feel the same way about him. Well, it gave Mr. 21 Campisi an opportunity to cure the defects 22 which were exposed at the first hearing. It is 23 not an efficient way to go about the 24 review-and-decide process for exclusion 25 appeals.</p>

42	<p>1 ITEM NO. 8</p> <p>2 There are also certain things that are</p> <p>3 lacking in Mr. Campisi's evidential</p> <p>4 presentation. These are friends and families</p> <p>5 that he presented. We have no independent</p> <p>6 voice from law enforcement person. We have no</p> <p>7 independent voice from any clergy. As was</p> <p>8 found in the initial decision, the letters from</p> <p>9 family were given less weight because it's</p> <p>10 family. That's with a small "f" by the way,</p> <p>11 not the capital "F." So that's where we are</p> <p>12 with this.</p> <p>13 Now, the Division is not saying Mr.</p> <p>14 Campisi pointed out that there is a provision</p> <p>15 for removal from the list. The Division is not</p> <p>16 saying you can never come off the list. But</p> <p>17 what the Division is saying here, is that there</p> <p>18 is insufficient proof to support his removal.</p> <p>19 The Division's action is not arbitrary,</p> <p>20 capricious, and unreasonable. Mr. Campisi did</p> <p>21 not demonstrate clearly and convincingly that</p> <p>22 the Division's decision was wrong.</p> <p>23 Commissioners, the Division's decision</p> <p>24 was right in this case. It should be embraced</p> <p>25 by this commission. We harken back to the</p>	44	<p>1 ITEM NO. 8</p> <p>2 CHAIRMAN LEVINSON: Okay.</p> <p>3 MR. CAMPISI: That's the only thing I</p> <p>4 have to say.</p> <p>5 CHAIRMAN LEVINSON: Further? Nothing.</p> <p>6 Mr. Stebbins, anything?</p> <p>7 MR. STEBBINS: Nothing further. I'll</p> <p>8 answer any questions you have.</p> <p>9 CHAIRMAN LEVINSON: Okay.</p> <p>10 Commissioners, do you have any questions of Mr.</p> <p>11 Campisi or Mr. Stebbins on this matter?</p> <p>12 Miss Cooper?</p> <p>13 COMMISSIONER COOPER: Mr. Campisi, when</p> <p>14 was the last time you personally had any</p> <p>15 contact, any type of communication or contact</p> <p>16 with anyone or any group involved with criminal</p> <p>17 activity?</p> <p>18 MR. CAMPISI: You know, after I got out</p> <p>19 of prison, you know -- you know, the only</p> <p>20 contact -- like he said, it was me and six</p> <p>21 other members in my family that got in trouble.</p> <p>22 After -- oh, I'm sorry. I got to stand up.</p> <p>23 You know, after I got out of prison, I</p> <p>24 just, you know, had contact with my brother.</p> <p>25 And I wasn't, you know, involved with anything.</p>
43	<p>1 ITEM NO. 8</p> <p>2 words of Brendan Byrne in terms of keeping</p> <p>3 somebody involved in organized crime out of the</p> <p>4 industry. We should continue to embrace that.</p> <p>5 Glad to answer any questions you may</p> <p>6 have.</p> <p>7 CHAIRMAN LEVINSON: Thank you.</p> <p>8 Mr. Campisi? Do you have anything to</p> <p>9 say after that?</p> <p>10 MR. CAMPISI: Well, just point to what</p> <p>11 he said about, you know, the statute. You</p> <p>12 know, he's -- there's nothing in the statute --</p> <p>13 while he's saying that arbitrary and</p> <p>14 capricious, I think that their decision, you</p> <p>15 know, to keep me on the list is arbitrary and</p> <p>16 capricious for the simple reason that there is</p> <p>17 no law of what he's talking about. I mean,</p> <p>18 that's the Division's opinion. You know, it's</p> <p>19 not law. I mean, arbitrary and capricious</p> <p>20 means, did you follow the law? And it's</p> <p>21 clearly a case where I -- in my personal</p> <p>22 opinion. I'm not a lawyer. But I just don't</p> <p>23 think they followed the law in that case. You</p> <p>24 know, and that -- and their decision to keep me</p> <p>25 on the list.</p>	45	<p>1 ITEM NO. 8</p> <p>2 So, you know, is that what you're referring to?</p> <p>3 COMMISSIONER COOPER: Any type of</p> <p>4 involvement or communication.</p> <p>5 MR. CAMPISI: Well, these were my</p> <p>6 relatives. I mean communication, I would see</p> <p>7 them at, like, a wedding or --</p> <p>8 COMMISSIONER COOPER: Okay.</p> <p>9 MR. CAMPISI: -- a funeral. But as far</p> <p>10 as, you know, doing anything wrong with them --</p> <p>11 COMMISSIONER COOPER: That's where I was</p> <p>12 leading.</p> <p>13 MR. CAMPISI: No.</p> <p>14 COMMISSIONER COOPER: Okay.</p> <p>15 MR. CAMPISI: Okay.</p> <p>16 CHAIRMAN LEVINSON: Mr. Stebbins?</p> <p>17 MR. STEBBINS: I'm going to object to</p> <p>18 this. I understand that Mr. Campisi has been</p> <p>19 sworn in, but when we have questioning like</p> <p>20 that and answer back and forth, especially in</p> <p>21 view of the fact that we have a record, we have</p> <p>22 briefs and all of that, this is an</p> <p>23 inappropriate expansion of a record. This is</p> <p>24 an appellate review. This is not an evidential</p> <p>25 trial or hearing. So I'm going to object to</p>

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1 ITEM NO. 8
2 the expansion of the record here today.
3 CHAIRMAN LEVINSON: Okay.
4 COMMISSIONER COOPER: Okay. I have one
5 other question, and I don't think it would be--
6 I -- I'm going on accept. Well, I accept what
7 you said, but I have one other question. I'm
8 going to present it. Yes?
9 MR. CAMPISI: That -- what I had just
10 said is in the record.
11 COMMISSIONER COOPER: I read the record.
12 Thoroughly --
13 MR. CAMPISI: Okay.
14 COMMISSIONER COOPER: -- many times. I
15 just wanted, shall we say, hear it from you
16 being here this morning.
17 At this point in your life -- you're 78,
18 79?
19 MR. CAMPISI: I'm 77.
20 COMMISSIONER COOPER: Seventy-seven.
21 MR. CAMPISI: I'm sorry.
22 COMMISSIONER COOPER: Why is it so --
23 why is it important to you at this point in
24 your life to be removed from the Exclusion
25 List?

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1 ITEM NO. 8
2 MR. CAMPISI: Well, I learned how to
3 play Texas Hold 'em.
4 COMMISSIONER COOPER: Okay.
5 MR. CAMPISI: And I really wanted to go
6 down and play Texas Hold 'em. In a nutshell,
7 that's pretty much what it is.
8 COMMISSIONER COOPER: Just play poker?
9 Okay.
10 MR. CAMPISI: I'm not -- I don't play
11 slot machines. I don't play any table games.
12 It's just that I love to play poker.
13 COMMISSIONER COOPER: Okay. Thank you
14 very much.
15 MR. STEBBINS: May I add something here?
16 CHAIRMAN LEVINSON: Please.
17 MR. STEBBINS: Thank you.
18 There is no entitlement or right to
19 gamble in the state. It is a privilege. And
20 we must keep that mind. So just because
21 somebody may want to do something, that is not
22 where we should be going with this analysis.
23 Thank you.
24 CHAIRMAN LEVINSON: Thank you.
25 Commissioners, any other further

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1 ITEM NO. 8
2 questions?
3 (No response.)
4 CHAIRMAN LEVINSON: Hearing none, I
5 will -- I'd like to take a short recess. Ten
6 minutes. We'll be back here, whenever ten
7 minutes is. So thank you.
8 (A recess was taken from 11:13 to 11:51
9 a.m.)
10 MS. FAUNTLEROY: Okay. We are back on
11 the record with respect to the matter of No. 8,
12 the appeal of Campisi.
13 CHAIRMAN LEVINSON: Thank you.
14 Commissioners, any further questions for
15 either Mr. Stebbins or Mr. Campisi?
16 VICE CHAIR HARRINGTON: Not me.
17 CHAIRMAN LEVINSON: Hearing none, I'll
18 entertain a motion.
19 COMMISSIONER COOPER: Mr. Chairman, I'll
20 make a motion to adopt the initial decision to
21 remove Appellant Thomas Campisi from the
22 Exclusion List, finding that Appellant has
23 demonstrated the circumstances that have
24 changed to such an extent since his initial
25 placement on the Exclusion List on February

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1 ITEM NO. 8
2 22nd, 1983, that he no longer satisfies --
3 excuse me -- the criteria for exclusion.
4 CHAIRMAN LEVINSON: Thank you.
5 Is there a second?
6 I'll make that second.
7 Any discussion on this?
8 I would like to say something. Our
9 regulations make it clear that any appeal the
10 Division's order is handled on a de novo basis,
11 and I take the exception to the fact that we
12 are applying the wrong standard here. In fact,
13 the Casino Control Act compels it. There's no
14 way that an appellant like Mr. Campisi can get
15 his due process rights without such a review in
16 filing a decision from this commission.
17 I also take issue with the suggestion
18 that the process is inefficient. This
19 Commission prides itself on the efficiencies it
20 has implemented in the last four years, and
21 I'm proud of the record that we established in
22 streamlining our operations while maintaining
23 the highest level of integrity and public
24 confidence in public regulatory system.
25 That being said, all in favor?

<p style="text-align: right;">50</p> <p>1 ITEM NO. 8 2 (Ayes.) 3 CHAIRMAN LEVINSON: Opposed? 4 I'm sorry. 5 VICE CHAIR HARRINGTON: I would just 6 like to -- 7 CHAIRMAN LEVINSON: Sorry. 8 VICE CHAIR HARRINGTON: -- make a 9 comment. 10 I would like to thank the Division for 11 your efforts and your determination to assure 12 the integrity of the gaming regulations in New 13 Jersey. My conclusion, which is different, is 14 the result of hearings and analysis based in 15 the current law and regulatory structure. 16 I compliment Mr. Campisi for turning his 17 life around during the past 40 years. 18 And I'd like to extend a very special 19 thank you to Senior Counsel Teresa Pimpinelli 20 for her support, expertise, and professionalism 21 in getting us to today's conclusion. 22 My colleagues and I are committed to the 23 highest standard of ethics, integrity, and 24 compliance with New Jersey's strong and strict 25 casino and gaming governance.</p>	<p style="text-align: right;">52</p> <p>1 ITEM NO. 8 2 at 9:30 a.m. in the Commission offices. 3 CHAIRMAN LEVINSON: Thank you. 4 This is the public participation 5 portion -- 6 MR. CAMPISI: May I say something? Now, 7 this order of pending appeal, I mean, an appeal 8 process takes, like, one or two years. So I 9 mean, there's no great reason for that. 10 Wouldn't that have to be discussed? I mean, I 11 don't understand the reason for granting that 12 so quick. 13 MS. FAUNTLEROY: As a general rule, 14 that's a very relaxed standard in terms of 15 granting a stay for appeal. Certainly, if you 16 wish to have the Commission something in 17 writing with respect to that, you would have to 18 the right to request the Appellate Division 19 remove and lift that stay. 20 MR. CAMPISI: Yeah. 21 MS. FAUNTLEROY: So there are procedural 22 rights you have with respect to that action as 23 well, sir. 24 MR. CAMPISI: Okay. I would like to 25 know what I'm supposed to do to oppose that.</p>
<p style="text-align: right;">51</p> <p>1 ITEM NO. 8 2 Thank you. I vote yes. 3 CHAIRMAN LEVINSON: Thank you. 4 And no further discussion? 5 (No response.) 6 CHAIRMAN LEVINSON: All those in favor? 7 (Ayes.) 8 CHAIRMAN LEVINSON: Opposed? 9 (No response.) 10 CHAIRMAN LEVINSON: The motion carries. 11 MS. FAUNTLEROY: Thank you. 12 CHAIRMAN LEVINSON: Thank you. 13 MR. STEBBINS: Chairman, if I may make a 14 motion for a stay pending appeal. 15 CHAIRMAN LEVINSON: I'm sorry? 16 MR. STEBBINS: Motion for a stay of your 17 order pending appeal, please. 18 MS. FAUNTLEROY: That should be -- that 19 should be granted. 20 CHAIRMAN LEVINSON: Okay. Granted. 21 MR. STEBBINS: Thank you. 22 CHAIRMAN LEVINSON: Yup. 23 MS. FAUNTLEROY: In accordance with 24 Resolution 15-12-09-03, the next closed session 25 shall be held on Wednesday, November 2, 2016,</p>	<p style="text-align: right;">53</p> <p>1 ITEM NO. 8 2 CHAIRMAN LEVINSON: Okay. You don't 3 have counsel; correct? 4 MR. CAMPISI: No. And, you know, I 5 would like to have counsel, but I just can't 6 afford it, so. 7 CHAIRMAN LEVINSON: Okay. Again, this 8 is the public participation portion of the 9 meeting. 10 If anyone from the public wishes to be 11 heard, please stand? 12 (No response.) 13 CHAIRMAN LEVINSON: Hearing none, that 14 portion is now closed. 15 I'll entertain a motion to adjourn the 16 meeting. 17 COMMISSIONER COOPER: I'll make a 18 motion. 19 CHAIRMAN LEVINSON: Second? 20 VICE CHAIR HARRINGTON: Second. 21 CHAIRMAN LEVINSON: Meeting is 22 adjourned. 23 Thank you. 24 MR. CAMPISI: I'd just like to thank the 25 Commissioners for your decision. Thank you</p>

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very much.
MR. STEBBINS: Thank you, Commissioners.
(The meeting was adjourned at 11:56
a.m.)

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CERTIFICATE

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



DARLENE SILLITOE, CCR
License No 30XI0102300

Dated: October 17, 2016
My Notary Commission Expires
December 9, 2019
ID No 50006932

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