



State of New Jersey
STATE ETHICS COMMISSION

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February 16, 2021

Joseph Fanaroff
Ethics Liaison Officer
Department of Law and Public Safety
Division of Law
Trenton, New Jersey 08625
Via email: joseph.fanaroff@njoag.gov

Re: Waiver to the Provisions of *N.J.S.A.* 52:13D-17.2(b)

Dear Mr. Fanaroff:

At its February 12, 2021 meeting, the State Ethics Commission considered your request on behalf of Dennis Heron, Deputy Attorney General, Division of Law, Department of Law and Public Safety, whose wife, Carmen Heron, is currently employed by the Golden Nugget Casino as a massage therapist. Based on the facts and circumstances set forth below, the Commission granted a waiver of the general prohibition of section 17.2(b).

Generally, Section 17.2(b) of the Conflicts Law prohibits all State officers and employees and members of their immediate families from holding an interest in, holding employment with, representing, appearing for, or negotiating on behalf of the holder of, or applicant for, a casino license or any holding or intermediary company with respect thereto. However, the statute also contains the following exception language:

except that ... a member of the immediate family of a State officer or employee, or person, may hold employment with the holder of, or applicant for, a casino license if, in the judgment of the State Ethics Commission ... such employment will not interfere with the responsibilities of the State officer or employee, or person, and will not create a conflict of interest, or reasonable risk of the public perception of a conflict of interest, on the part of the State officer or employee, or person

The Commission agrees that there is no conflict between Mr. Heron's position at the Department of Law and Public Safety and his wife's employment with the Golden Nugget Casino. Mr.

Hernon's position and his wife's employment do not overlap, and there is no conflict of interest or reasonable risk of the public perceiving any kind of conflict between his position and his wife's casino employment.

Based on the facts and circumstances set forth above, the Commission granted the waiver of the general prohibition of section 17.2(b) in the case of Dennis Hernon and his wife, Carmen Hernon.

Very truly yours,

STATE ETHICS COMMISSION



For the Commission
Mark T. Holmes
Executive Director

MTH/sc
C: Melissa Lieberman, Department Ethics Liaison Officer
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