

STATE OF NEW JERSEY
DEPARTMENT OF LAW
AND PUBLIC SAFETY
DIVISION OF GAMING
ENFORCEMENT

ACTION OF THE
DIVISION OF GAMING
ENFORCEMENT TO TEMPORARILY
SUSPEND CASINO and RETAIL
SPORTS WAGERING OPERATIONS
PURSUANT TO *N.J.S.A. 5:12-96*

**ORDER REINSTATING
CERTIFICATE OF
OPERATION OF
BORGATA CASINO
and RETAIL SPORTS
WAGERING
OPERATIONS**

WHEREAS, the Governor of the State of New Jersey, Philip D. Murphy, having issued Executive Order No. 103 (2020) on March 9, 2020, the facts and circumstances of which are adopted by reference herein, and which declared a State of Emergency and a Public Health Emergency due to dangers posed by COVID-19 and, through Executive Order No. 104 (2020) issued on March 16, 2020, the facts and circumstances of which are adopted by reference herein, which ordered closed to the public casino gaming floors, including retail sports wagering lounges, and casino concert and entertainment venues; and

WHEREAS, on March 16, 2020, the Division of Gaming Enforcement (Division) on its own motion, having initiated proceedings pursuant to the Casino Control Act, *N.J.S.A. 5:12-1 et seq.* and *N.J.S.A. 5:12A-1 et seq.* and more specifically Section 96 of that law, *N.J.S.A. 5:12-96*, to temporarily suspend the operations of the nine casino licensees which closed all casino gaming floors, casino concert and entertainment venues in Atlantic City and the two racetrack sports wagering lounges to the public (Order Temporarily Suspending Casino and Retail Sports Wagering Operations); and

WHEREAS, through Executive Order No. 157 (2020), the Governor has authorized the reopening of casinos and retail sports lounges subject to the provisions of that Order; and

WHEREAS, in accordance with Paragraph 11 of Executive Order No. 157 (2020) and through a subsequent Order of the Division, the Division adopted the protocols created by the Casino Association of New Jersey (CANJ) as the baseline and minimum standards that each Atlantic City casino is required to meet or exceed in order to reopen its premises to the public; and

WHEREAS, in accordance with the Division's Order, individual casinos that desire to reopen must submit their reopening protocols to the Division and incorporate the standards outlined in Executive Orders Nos. 157 and 158 (2020) and meet those included in the CANJ protocols, and certify that their protocols meet or exceed these requirements; and

WHEREAS, as a precondition of reopening, each casino must publish its approved reopening protocols; and

WHEREAS, the Division has received reopening protocols from the Borgata Casino; and

WHEREAS, the Division having reviewed and assessed the status and condition of the protocols from the casino referenced above, which includes equipment, surveillance, security, gaming related computer systems and all related facilities, and the casino having certified that the protocols meet or exceed the requirements contained in Executive Order Nos. 157 and 158 (2020) and the CANJ protocols in accordance with the Division's Order; and

WHEREAS, the Division finds that the protocols and plans submitted from the casino referenced above meet or exceed the standards imposed by the Division for reopening;

WHEREAS, on the 23rd day of JULY, 2020, it was **ORDERED** that the Division's March 16, 2020, Order Temporarily Suspending Casino and Retail Sports Wagering Operations was vacated as related to the above referenced casino; and

IT IS FURTHER ORDERED that the above referenced casino is authorized to be open to invited guests as of 8:00 a.m. on Thursday, July 23, 2020 and subsequently open to the public on Sunday, July 26, 2020 as of 6:00 a.m., provided, subject to N.J.S.A. 5:12-75, that they comply, and remain in compliance, with Executive Order Nos. 157 and 158 (2020), as well as any subsequent Orders issued by the Governor, the State Director of the New Jersey Office of Emergency Management, or the Division and the aforementioned re-opening protocols; and

IT WAS FURTHER ORDERED that the above referenced casino is permitted to resume casino gaming, wagering, and sports wagering activities within the casino in accordance with the protocols submitted.

By:



David L. Rebeck
Director