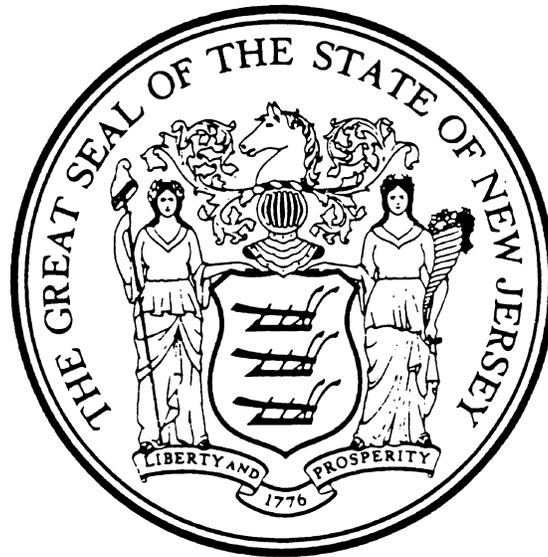


STATE OF NEW JERSEY
Division of Gaming Enforcement



NOTICE OF RIGHT TO DIVISION HEARING

Notice of Right to Division Hearing

1. You have indicated that you do not wish to accept the Division of Gaming Enforcement's (Division) offer of settlement in your matter. Accordingly, this notice sets forth your hearing rights prior to any Final Action on your credential. You retain the right to settle your matter with the Division.
2. Please be advised that, pursuant to *N.J.S.A. 13:69B-2.1, et seq.*, you have the right to a hearing before the Division's Director or his designee prior to the Division taking Final Action with respect to your casino employee credential.
3. This hearing is an administrative proceeding, wherein you will be given the opportunity to present documentary, testimonial, and other evidence. You will also be able to cross examine witnesses presented by the Division. The Director, or his designee, may instruct you to submit a legal brief prior to the date of the hearing, and it is within his rights to limit your presentations during the hearing. You are permitted, but not required, to retain an attorney to represent you at this hearing.
4. While it is the Division's obligation to establish, "by a preponderance of the evidence," that you are disqualified from casino employee credentialing, it is **your** obligation to establish, "by clear and convincing evidence," your rehabilitation from any disqualifying conviction or conduct pursuant to *N.J.S.A. 5:12-91d*.
5. Unless the Director has suspended your credential or it has previously been revoked, you are permitted to continue to work as a casino employee at this time.
6. Within 45 days of the hearing, unless otherwise extended, the Hearing Examiner shall render the Final Agency Action of the Division in this matter. The Final Agency Action includes the right of the Division to revoke your credential for a period of **up to five years**. The Division may also prohibit you from reapplying for key licensure, registration, qualification or approval for five years; and, the Division may prohibit you from working in any capacity in a casino hotel facility for five years, including any hotel positions which do not require a credential. The Final Agency Action may also be favorable to you if the Division fails to meet its burden or if you successfully establish your rehabilitation. In such circumstances, you may be allowed to work in a non-credentialed position and/or retain your existing credential.
7. If you are dissatisfied with the Final Agency Action of the Division, you have the right to appeal to the Casino Control Commission (see Casino Control Commission Notice of Right to Appeal and Appeal Request Form.)

Note: It is imperative that you attend this hearing. If you fail to appear without calling or writing in advance to reschedule, the Division will presume you are surrendering your credential and will summarily revoke your registration for the full five-year period.