

**PAULA T. DOW**

Attorney General of New Jersey  
Attorney for Complainant  
State of New Jersey  
Department of Law and Public Safety  
Division of Gaming Enforcement  
1300 Atlantic Avenue  
Atlantic City, New Jersey 08401

By: R. Lane Stebbins  
Deputy Attorney General  
609-317-6218

STATE OF NEW JERSEY  
DOCKET NO.: 10-0144-VC

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STATE OF NEW JERSEY, DEPARTMENT	)	
OF LAW AND PUBLIC SAFETY,	)	
DIVISION OF GAMING ENFORCEMENT,	)	Civil Action
	)	
Complainant,	)	STIPULATION OF
	)	SETTLEMENT
v.	)	
	)	
HARRAH'S ATLANTIC CITY OPERATING	)	
COMPANY, LLC, d/b/a HARRAH'S MARINA	)	
HOTEL & CASINO,	)	
	)	
Respondent	)	

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The matters involved in the above-captioned action, having been discussed by and between the parties involved, Paula T. Dow, Attorney General of New Jersey, Department of Law and Public Safety, Division of Gaming Enforcement ("Division"), by R. Lane Stebbins, Deputy Attorney General, and HARRAH'S ATLANTIC CITY OPERATING COMPANY, LLC d/b/a HARRAH'S MARINA HOTEL & CASINO

("Harrah's"), Respondent, by N. Lynne Hughes, Esq., Vice President Legal Affairs, and said matters having been resolved, it is hereby consented to and agreed by and between the parties.

### **PRELIMINARY FACTS**

1. Respondent, Harrah's, is a New Jersey enterprise having its principal place of business located at 777 Harrah's Boulevard, Atlantic City, New Jersey 08401.

2. Harrah's is the holder of a casino license first issued by the Casino Control Commission ("Commission") on or about November 19, 1981 and most recently renewed on or about June 18, 2008 to be effective July 1, 2008. At all times relevant herein, Harrah's was authorized to conduct casino gaming within its casino hotel facility.

### **APPLICABLE LAW**

3. N.J.S.A. 5:12-119(b) was effective at all times referenced herein and provides in pertinent part:

b. Any licensee or employee of a casino who allows a person under the age at which a person is authorized to purchase and consume alcoholic beverages to remain in or wager in a casino or simulcasting facility is guilty of a disorderly persons offense; . . .

4. N.J.S.A. 9:17B-1b was effective at all times referenced herein and provides in pertinent part:

"The Legislature finds and declares and by this act intends to: . . . ."

b. Extend to persons 21 years of age and older the right to purchase and consume alcoholic beverages. . ."

5. N.J.A.C. 19:43-16.1(a) was effective at all times referenced herein and provides in pertinent part:

(a) No casino licensee or agent or employee thereof, shall allow, permit or suffer any person under the age at which a person is authorized to purchase and consume alcoholic beverages in this State ("underage person") to:

1. Enter a casino or casino simulcasting facility, except to pass directly to another room, unless the underage person is licensed under the Act and is acting in the regular course of his or her licensed activities;

2. Remain in a casino or casino simulcasting facility, unless the underage person is licensed under the Act and is acting in the regular course of his or her licensed activities;

3. Wager at any game or at casino simulcasting in a casino or casino simulcasting facility;

### **ALLEGATION AND ADMISSIONS**

6. The Division, by Complaint filed April 12, 2010, Docket No. 10-

0144-VC, a copy of which is attached hereto as Exhibit "A", sought sanctions against Harrah's for reasons set forth therein and, more specifically that Harrah's permitted underage individuals to engage in wagering activity, to wit, wagering at the game of Roulette and, further, permitted the underage individual to enter and remain within the licensed casino premises.

7. Respondent Harrah's acknowledges the accuracy of the facts set forth in Paragraph 6, *supra*, and admits that it permitted an underage individual to engage in wagering activity and/or to enter and remain within the licensed premises, thus violating the provisions of N.J.S.A. 5:12-119(b), N.J.A.C. 19:43-16.1(a)1, N.J.A.C. 19:43-16.1(a)2, and N.J.A.C. 19:43-16.1(a)3.

#### **Prior Regulatory History of the Licensee**

8. Harrah's was the subject of formal administrative complaints and found by the Commission to have permitted underage persons to enter its casino, remain in its casino and wager at games in its casino on one (1) occasion within the past three (3) years:

a) In State v. Marina Associates, d/b/a Harrah's Marina Hotel & Casino, Dkt. No. 08-0518-VC (2009), the Commission assessed a monetary penalty of \$15,000 against Harrah's when that licensee allowed an underage

individual to gamble in its casino.

**Corrective Action Of The Licensee And Mitigating Factors**

9. The service of alcoholic beverages and the issuance of credit were not involved in the incidents of gambling activity.

10. Harrah's has issued written warnings to one casino supervisor and one dealer as a result of this incident.

11. Harrah's represents that its records indicate that it has caught and subsequently either arrested or ejected, prevented from entering or escorted from its casino floor 9,093 underage individuals in calendar year 2010, and 567 in calendar year 2011, as of January 24, 2011.

12. Harrah's has developed and implemented various initiatives to identify and stop individuals from participating in underage gambling:

a. With the assistance of its parent, subsidiary and affiliated companies, Harrah's has adopted responsible gaming initiatives, which teach employees, minors, parents and guardians about the consequences of gambling under the legal age. These initiatives include, without

limitation, front and back-of-house signage, detailed employee training on cues for identifying minors, and the on-going creation of materials to keep employees and players aware, including community awareness through TV public service announcements.

b. Harrah's trains its employees to card individuals who appear to be below the age of 30, and take other actions to detect potentially invalid identification. Harrah's now uses electronic ID scanners to card its guests. Harrah's issues appropriate and consistent discipline to its employees who fail to perform his or her employment obligations with regard to underage gaming or drinking.

c. Harrah's, through its Code of Commitment, repeatedly emphasizes to its employees, guests and surrounding communities that casino gaming is an adults-only activity, and Harrah's requires its employees to remain vigilant in their efforts to prevent underage gaming. In so doing, Harrah's restricts the placement and content of its advertising and marketing materials to age-appropriate venues and messages.

In sum, Harrah's asserts that it takes its responsibilities and obligations regarding responsible gaming seriously and it is consistently exploring avenues in which to advance its responsible gaming initiatives.

## Settlement Agreement

IT IS THEREFORE AGREED AND STIPULATED by and between the parties hereto that:

A. The facts stated herein are true and accurate.

B. Respondent Harrah's, admits that it violated the provisions of the Act and the regulations, specifically N.J.S.A. 5:12-119(b), N.J.A.C. 19:43-16.1(a)1, N.J.A.C. 19:43-16.1(a)2, and N.J.A.C. 19:43-16.1(a)3 in that it permitted an underage individual to engage in wagering activity and/or to enter and remain within the licensed premises;

C. For the violations admitted in Paragraphs B, *supra.*, Respondent, Harrah's, shall pay to the New Jersey Casino Revenue Fund, as a civil penalty pursuant N.J.S.A. 5:12-129(5), and in recognition of the provisions of N.J.S.A. 5:12-130, the sum of \$15,000;

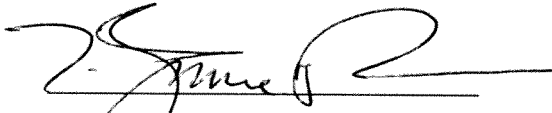
D. The parties agree that a monetary penalty, in the total amount of \$15,000 is just and equitable and in accordance with the criteria set forth in N.J.S.A. 5:12-130, and shall be in full and final settlement of the allegations set forth in the above-captioned complaint.

The undersigned consent to the form and entry of the above Stipulation.



Dated: 3/8/11

R. Lane Stebbins  
Deputy Attorney General  
Attorney for Complainant



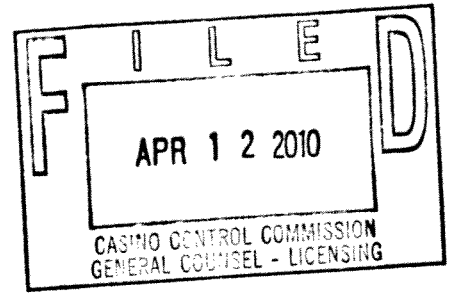
Dated: 3/8/11

N. Lynne Hughes, Esq  
Vice President Legal Affairs  
Harrah's Atlantic City Operating  
Company, LLC



**PAULA T. DOW**

Attorney General of New Jersey  
Attorney for Complainant  
State of New Jersey  
Department of Law and Public Safety  
Division of Gaming Enforcement  
1300 Atlantic Avenue  
Atlantic City, New Jersey 08401



By: R. Lane Stebbins  
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STATE OF NEW JERSEY  
CASINO CONTROL COMMISSION  
DOCKET NO.:

10-0144-VC

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

Complainant,

v.

HARRAH'S ATLANTIC CITY OPERATING  
COMPANY, LLC, d/b/a HARRAH'S MARINA  
HOTEL & CASINO,

Respondent

Civil Action

COMPLAINT

Complainant, State of New Jersey, Department of Law and Public Safety,  
Division of Gaming Enforcement ("Division"), located at 1300 Atlantic Avenue, Atlantic  
City, New Jersey 08401, says:

1. Respondent, Harrah's Atlantic City Operating Company, LLC, d/b/a



Harrah's Marina Hotel & Casino (hereinafter "Harrah's") is a New Jersey enterprise having its principal place of business located at 777 Harrah's Boulevard, Atlantic City, New Jersey 08401.

2. Harrah's is the holder of a casino license first issued by the Casino Control Commission ("Commission") on or about November 19, 1981 and most recently renewed on or about June 18, 2008 to be effective July 1, 2008. At all times relevant herein, Harrah's was authorized to conduct casino gaming within its casino hotel facility.

3. N.J.S.A. 5:12-119(b) was effective at all times referenced herein and provides in pertinent part:

b. Any licensee or employee of a casino who allows a person under the age at which a person is authorized to purchase and consume alcoholic beverages to remain in or wager in a casino or simulcasting facility is guilty of a disorderly persons offense; . . .

4. N.J.S.A. 9:17B-1b was effective at all times referenced herein and provides in pertinent part:

"The Legislature finds and declares and by this act intends to: . . .

b. Extend to persons 21 years of age and older the right to purchase and consume alcoholic beverages. . .

5. N.J.A.C. 19:43-16.1 was effective at all times referenced herein

and provides in pertinent part:

(a) No casino licensee or agent or employee thereof, shall allow, permit or suffer any person under the age at which a person is authorized to purchase and consume alcoholic beverages in this State ("underage person") to:

1. Enter a casino or casino simulcasting facility, except to pass directly to another room, unless the underage person is licensed under the Act and is acting in the regular course of his or her licensed activities;

2. Remain in a casino or casino simulcasting facility, unless the underage person is licensed under the Act and is acting in the regular course of his or her licensed activities;

3. Wager at any game or at casino simulcasting in a casino or casino simulcasting facility;

6. JB is a resident of New Jersey and has a date of birth of April 20, 1989. At all times relevant herein JB was 20 years of age. .

7. On December 19, 2009, at approximately 3:37 a.m., JB, then 20 years old, arrived at Roulette Table RO-514 within Harrah's licensed premises. JB was permitted to purchased gaming chips without producing identification. JB commenced wagering and continued gaming at Roulette Table RO-514 until approximately 4:12 a.m. During this time JB wagered on 19 rounds of play.

8. During the wagering activity described in Paragraph 7, *supra*, JB purchased gaming chips a second time, also without having to produce identification,

however, the transaction was conducted by a relief dealer at RO-514.

9. At approximately 4:12 a.m. JB and an associate attempted to steal a \$100 gaming chip from another patron at Roulette Table RO-514. An altercation ensued and Harrah's security was called to the gaming table. JB was apprehended and members of the New Jersey State Police were summoned.

10. Upon investigation and processing, the New Jersey State Police determined that JB was 20 years of age. The patron from whom JB attempted to steal the gaming chip declined to pursue the matter, however, JB was charged with underage gambling, N.J.S.A. 5:12-119(b).

11. By permitting JB to enter the casino, remain in the casino, purchase gaming chips and wager at games in the casino, Harrah's violated N.J.S.A. 5:12-119(b), N.J.A.C. 19:43-16.1(a)1, N.J.A.C. 19:43-16.1(a)2, and N.J.A.C. 19:43-16.1(a)3.

WHEREFORE, Complainant demands judgment as follows:

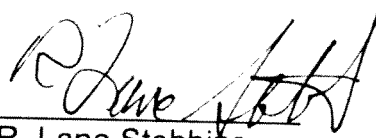
A. Judgment that Harrah's violated N.J.S.A. 5:12-119(b), N.J.A.C. 19:43-16.1(a)1, N.J.A.C. 19:43-16.1(a)2, and N.J.A.C. 19:43-16.1(a)3;

B. Judgment imposing an appropriate monetary penalty pursuant to

N.J.S.A. 5:12-129(5) upon Harrah's for said violations; and,

C. Judgment imposing such other relief as the Commission in its discretion may deem just and appropriate.

Respectfully submitted,  
**PAULA T. DOW**  
Attorney General of New Jersey  
Attorney for Complainant

By:   
R. Lane Stebbins  
Deputy Attorney General

Dated: *April 12, 2010*