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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: Robert A. Moncrief Jr.
Deputy Attorney General
609-317-6218

STATE OF NEW JERSEY
DIVISION OF GAMING ENFORCEMENT
DOCKET NO. 13-0116-VC

_____)	
STATE OF NEW JERSEY, DEPARTMENT)	
OF LAW AND PUBLIC SAFETY,)	
DIVISION OF GAMING ENFORCEMENT,)	
)	
Complainant,)	Civil Action
)	
v.)	STIPULATION
)	OF SETTLEMENT
BALLY'S PARK PLACE INC. d/b/a)	
BALLY'S ATLANTIC CITY,)	
)	
Respondent.)	
_____)	

The matter involved in the above-captioned action, having been discussed by and between the parties involved, Jeffrey S. Chiesa, Attorney General of New Jersey, Department of Law and Public Safety, Division of Gaming Enforcement ("Division"), by Robert A. Moncrief Jr., Deputy Attorney General, and Bally's Park Place, Inc. d/b/a Bally's Atlantic City ("Bally's"), Respondent, by N. Lynne Hughes, Esq., Vice President & Chief

Counsel, Regional Operations, and said matter having been resolved, it is hereby consented to and agreed by and between the parties.

PRELIMINARY FACTS

1. Respondent, Bally's is a New Jersey corporation having its principal place of business at Park Place and the Boardwalk, Atlantic City, New Jersey 08401.

2. Bally's is the holder of a casino license first issued on or about December 29, 1980 and most recently renewed effective June 30, 2008. At all times relevant herein, Bally's was authorized to conduct casino gaming within its casino hotel facility.

APPLICABLE LAW

3. The rules of the game of mini-baccarat at N.J.A.C. 13:69F-1.1 provide, in pertinent part, that:
 - (d) If an automated card shuffling device is utilized, mini-baccarat shall be played with at least 12 decks of cards in accordance with the following requirements
 1. Each deck of cards shall meet the requirements of N.J.A.C. 13:69E 1.17;
 2. The cards shall be separated into two batches, with an equal number of decks included in each batch;
 3. The backs of the cards in each batch shall be of

the same color and design, but of a different color than the cards included in the other batch;

4. One batch of cards shall be shuffled and stored in the automated card shuffling device while the other batch is being dealt or used to play the game;
5. Both batches of cards shall be continuously alternated in and out of play, with each batch being used for every other dealing shoe.

4. N.J.A.C. 13:69E-1.17(a) provides, in pertinent part, that “[c]ards used to play authorized table games shall be in decks of 52 cards...”

5. N.J.A.C. 13:69E-1.17(c) provides in pertinent part that “[e]ach suit [within a deck of cards] shall be composed of 13 cards: ace, king, queen, jack, 10, nine, eight, seven, six, five, four, three, and two...”

6. N.J.A.C. 13:69E-1.17(d) provides in pertinent part that “[t]he backs of each card in the deck shall be identical...”

ALLEGATION AND ADMISSIONS

7. The Division, by Complaint filed simultaneously herewith, Docket No. 13-0116-VC, sought sanctions against Bally’s for reasons set forth therein and, more specifically that on July 10, 2012, Bally’s failed to follow proper procedures while utilizing an automatic shuffler during the game of mini-baccarat.

8. Respondent Bally's acknowledges the accuracy of the facts set forth in Paragraph 8, *supra*, and the attached Complaint and admits that its actions violate the provisions of N.J.A.C. 13:69F-1.1, N.J.A.C. 13:69E-1.17(a), N.J.A.C. 13:69E-1.17(c) and N.J.A.C. 13:69E-1.17(d).

PRIOR REGULATORY HISTORY OF LICENSEE

9. Bally's has not been the subject of any similar regulatory complaints within the preceding three year period.

10. Bally's has one additional regulatory complaint which is currently pending however, it is unrelated to this matter.

CORRECTIVE ACTION OF THE LICENSEE AND MITIGATING FACTORS

11. Bally's represents that it has reinforced procedures with its table games personnel, reminding them of the importance of immediately notifying a supervisor when a red light appears on an automatic shuffler and that cards should never be dealt from a shuffler when the red light is activated.

12. Bally's represents that it has issued a written warning to the dealer

involved in the incident and the supervisor received documented coaching.

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 Bally's, admits that it violated the provisions of the Act and the regulations promulgated thereunder, specifically N.J.A.C. 13:69F-1.1, N.J.A.C. 13:69E-1.17(a), N.J.A.C. 13:69E-1.17(c) and N.J.A.C. 13:69E-1.17(d) in that it failed to follow proper procedures while utilizing an automatic shuffler during the game of mini-baccarat.

- C. For the violation admitted in Paragraphs B, *supra.*, Respondent, Bally'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 \$5,000.

- D. The parties agree that a monetary penalty, in the total amount of \$5,000 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

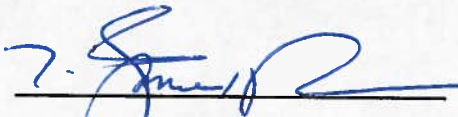
above-captioned complaint.

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



Dated: 2/19/2013

Robert A. Moncrief Jr.
Deputy Attorney General
Attorney for Complainant



Dated: 2/15/2015

N. Lynne Hughes, Esq
Vice President & Chief Counsel
Regional Operations
Bally's Atlantic City

STATE OF NEW JERSEY
Office of the Attorney General
Department of Law and Public Safety
Division of Gaming Enforcement
Dkt No. 13-0116-VC

STATE OF NEW JERSEY, DEPARTMENT)
OF LAW AND PUBLIC SAFETY,)
DIVISION OF GAMING ENFORCEMENT,)
)
Petitioner,)
)
v.)
)
BALLY'S PARK PLACE INC. d/b/a)
BALLY'S ATLANTIC CITY,)
)
Respondent.)
)
_____)

ORDER

The Division filed a complaint against Bally's Park Place Inc. d/b/a Bally's Atlantic City ("Bally's") alleging violations of N.J.A.C. 13:69F-1.1, N.J.A.C. 13:69E-1.17(a), N.J.A.C. 13:69E-1.17(c) and N.J.A.C. 13:69E-1.17(d) by failing to follow proper procedures while utilizing an automatic shuffler during the game of mini-baccarat; and,

Having considered the relevant provisions of the Casino Control Act, N.J.S.A. 5:12-1 et seq. and the regulations promulgated thereunder, specifically N.J.A.C. 13:69F-1.1, N.J.A.C. 13:69E-1.17(a), N.J.A.C. 13:69E-1.17(c) and N.J.A.C. 13:69E-1.17(d); and,

Having considered the Stipulation of Settlement which the parties executed and finding sufficient legal and factual support for the recommended penalty therein.

I hereby **ORDER** that the settlement between Bally's and the Division be adopted and that a civil penalty in the amount of \$5,000 be imposed upon Bally's, payable upon receipt of an invoice from the Division.

Dated: February 19, 2013

A handwritten signature in blue ink, reading "David L. Rebeck", written over a horizontal line.

DAVID L. REBUCK
DIRECTOR