

**STATE OF NEW JERSEY
Office of the Attorney General
Department of Law and Public Safety
Division of Gaming Enforcement
Petition Number 2632201**

**IN THE MATTER OF THE
PETITION OF EVOLUTION MALTA
LIMITED and EVOLUTION NEW
JERSEY, LLC FOR VARIOUS
OPERATIONAL APPROVALS IN
CONNECTION WITH ITS LIVE
STUDIO**

OPERATIONAL APPROVAL

WHEREAS, Evolution Malta Limited and Evolution New Jersey, LLC (“Evolution”) filed an original petition, PRN 2632201, on September 20, 2022, and an Amendment to said petition on October 4, 2022, with the Division of Gaming Enforcement (“Division”) seeking certain operational approvals; and,

WHEREAS, Evolution Malta Limited and Evolution New Jersey, LLC, have a casino service industry enterprise licensee(s), pursuant to *N.J.S.A. 5:12-92a(1)*; and,

WHEREAS, AC Ocean Walk, LLC d/b/a Ocean Casino Resort (“Ocean”) is the holder of a plenary casino license issued pursuant to *N.J.S.A. 5:12-1 et seq.* and the regulations promulgated thereunder; and,

WHEREAS, Evolution has entered into a lease agreement with Ocean to operate an online gambling facility and live dealer studio featuring actual or live dealers; and

WHEREAS, Evolution has also entered into a lease agreement with Ocean to operate a temporary live dealer studio (“Studio”) pending construction of the permanent live deal studio. As such, Evolution has submitted to the Division architectural plans describing the proposed Studio and supporting areas as set forth in the Petition at Paragraphs 10 and 11. This Studio will contain one gaming table; and,

WHEREAS, Evolution has installed two closed circuit television (“CCTV”) systems that include both live game and security feed. Evolution has represented that this system is identical to the Evolution system currently approved and operated at their studio located at Hard Rock Atlantic City. The Evolution at Ocean CCTV system will be under the control of Evolution personnel, but will be monitored from remote locations, as set forth in Paragraphs 25 through 29 of the petition. Evolution represents that the CCTV cameras will operate at 30 FPS. Additionally, the security and Division system will record observations 24/7 and such recordings shall be retained for a minimum of thirty (30) days (and extended up to 90 days depending on processed and indefinitely upon formal request.). Further, the live game system shall operate and be recorded

whenever gaming activity occurs and the video recording will also be retained for a minimum of 30 days; and

The Division, having considered the surveillance requirements, as set forth in *N.J.A.C. 13:69D-1.10*, the CCTV system installed by Evolution, and having conducted all necessary reviews, finds the system satisfactory subject to the following:

1. Evolution shall install monitoring equipment for its CCTV system in the office of the Division;
2. Evolution shall permit unrestricted on-site access to its surveillance systems by the Division;
3. Evolution shall retain security recordings for a minimum of thirty (30) days;
4. Evolution shall permit unrestricted access to its remote surveillance monitoring system by the Division;
5. Evolution shall provide to the Division information, including telephone number(s), sufficient to contact the personnel in the remote monitoring locations; and
6. Evolution will submit to the Division a table of organization for each remote monitoring location;
7. Evolution shall provide the Division with a continual updated list of persons granted access to the CCTV cameras and recordings;
8. All CCTV recordings must be timestamped;
9. Evolution shall not modify its CCTV systems without approval by the Division; and,

WHEREAS, Evolution has represented that it will maintain an electronic surveillance log of all incidents observed by the CCTV surveillance systems, including the date and time, surveillance operator, and a brief summary of each event recorded; and

The Division has considered the law and the representations of Evolution. The Division has also conducted all necessary reviews. Based upon a totality of the information and the representations of Evolution, the Division had determined that the system is satisfactory so long as Evolution submits an electronic copy of all incident reports, in the manner specified, to the Division; and,

WHEREAS, Evolution has submitted to the Division certain Internal Control Procedures pertaining to card storage, use, inventory, distribution, and destruction including, card log exhibits and table layout, as set forth in Paragraphs 40 of the petition; and,

WHEREAS, Evolution has represented that the Temporary Studio will be monitored by a Physical Security Company, currently provided by Securitas. The Security Company engaged by Evolution will be present at the Studio 24/7 and will have access to the facility in the event of an emergency. Evolution has also represented that its alarms will be monitored by Evolution and its designated Security Company; and

The Division has considered the law and the representations of Evolution and found them to be satisfactory provided however, Evolution shall notify the Division if the alarm system installation is delayed; and

IT IS HEREBY ORDERED that Evolution Malta Limited and Evolution New Jersey, LLC, be granted OPERATIONAL APPROVAL of the Temporary Studio.

- 1) Evolution shall satisfy all conditions set forth in the several paragraphs within 15 days.
- 2) Evolution shall comply with all State, County and Municipal laws, regulations, ordinances and rulings.

Dated: October 20, 2022

David L. Rebeck

DAVID L. REBUCK
DIRECTOR