

STATE OF NEW JERSEY
 Office of the Attorney General
 Department of Law and Public Safety
 Division of Gaming Enforcement
 Docket No. 21-00303-FS

)	
STATE OF NEW JERSEY, DEPARTMENT)	
OF LAW AND PUBLIC SAFETY,)	
DIVISION OF GAMING ENFORCEMENT,)	
)	
Complainant,)	
)	
v.)	Civil Action
)	Order
)	
THE AMOUNT OF \$44,409.42 IN GAMING)	
WINNINGS THEORETICALLY OWED TO)	
ST, DB, AND IP BY MARINA DISTRICT)	
DEVELOPMENT COMPANY LLC, d/b/a)	
BORGATA HOTEL CASINO and SPA)	
)	
Respondents.)	
)	

The Division of Gaming Enforcement (“Division”) having filed a complaint on May 25, 2021, seeking forfeiture, pursuant to *N.J.S.A. 5:12–71.3*, of \$44,409.42 in gaming winnings retained by MARINA DISTRICT DEVELOPMENT COMPANY, LLC d/b/a BORGATA CASINO HOTEL & SPA (“Borgata”), which Borgata confiscated from ST, DB, and IP, self-excluded individuals, who were prohibited from engaging in gaming activity pursuant to *N.J.A.C. 13:69G-2.1*; and

The complaint and notice of the right to demand a plenary hearing within fifteen (15) days pursuant to *N.J.S.A. 5:12-71.3* and *N.J.A.C. 13:69B-2.2a(4)* and -2.3(a), has been served upon Borgata, ST, DB, and IP; and

Counsel for Borgata having interposed no objection to the entry of a forfeiture order; and

ST and IP, the self-excluded individuals, failed to demand a plenary hearing thereby waiving their right to a hearing and constructively admitting the allegations in the complaint pursuant to *N.J.S.A. 5:12-71.3* and *N.J.A.C. 13:69B-2.4(a)2vi*; and

DB, a self-excluded individual, initially demanded a plenary hearing. However, the Division made multiple unsuccessful attempts to contact DB. More than twelve months have elapsed since DB contacted the Division, thereby DB has waived their right to a hearing and constructively admitting the allegations in the complaint pursuant to *N.J.S.A. 5:12-71.3* and *N.J.A.C. 13:69B-2.4(a)2vi*; and

Having considered the entire record in this matter,

IT IS ORDERED that the amount of \$44,409.42 in gaming winnings owed to ST, DB, and IP, self-excluded individuals, are hereby forfeited pursuant to *N.J.S.A. 5:12-71.3*; and

IT IS FURTHER ORDERED that MARINA DISTRICT DEVELOPMENT COMPANY, LLC d/b/a BORGATA CASINO HOTEL & SPA is directed to remit the forfeited money to the Division of Gaming Enforcement upon receipt of an invoice from the Division's Revenue Unit for appropriate disposition in accordance with the terms of *N.J.S.A. 5:12-71.3c*.

Dated: *March 21, 2023*


DAVID L. REBUCK
DIRECTOR

Distribution

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