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Application of ACX1 Event Space LLC  
for a Casino Hotel Alcoholic  
Beverage (CHAB) License  
(Interim CHAB Authorization)

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ORDER  
2705

By its Application, ACX1 Event Space LLC, (“ACX1 Event Space”) VID #95589, Log #119-73, seeks to obtain a Casino Hotel Alcoholic Beverage (“CHAB”) license as required to operate at Boardwalk Regency, LLC d/b/a Caesars Atlantic City (“Caesars”) in The Pier.

Upon review of the application and the information obtained during the Division of Gaming Enforcement’s (“Division”) preliminary investigation to date, pursuant to *N.J.S.A. 5:12-92c(4)*, the Division has deemed ACX1 Event Space’s application complete. The Division’s initial review of the entity and its qualifiers has not revealed any derogatory information. The Division has found ACX1 Event Space’s locations qualified to hold a CHAB license pending the conclusion of the Division’s plenary investigation.

Having considered the relevant provisions of the Casino Control Act, *N.J.S.A. 5:12-1 et seq.*, and pursuant to the Division’s authority to issue a CHAB license under *N.J.S.A. 5:12-103(a)*, I hereby **ORDER** that the request be granted and that ACX1 Event Space be issued an interim CHAB authorization, number 3333-01-138-001, with the following conditions:

1. ACX1 Event Space shall be issued an interim CHAB authorization for its location in The Pier in Caesars. This authorization is based upon the Division’s preliminary review of the applicant entity and its qualifiers. At any time during the completion of the Division’s full review should ACX1 or its qualifiers be found by the Division to be unqualified to hold a CHAB license, the interim authorization issued to ACX1 Event Space shall be revoked.
2. At the conclusion of the Division’s investigation of ACX1 Event Space, if the Division determines that ACX1 Event Space and its qualifiers are qualified to hold a CHAB license, the Division shall issue a plenary CHAB license to ACX1 Event Space. During the pendency of the Division’s evaluation of the qualification of ACX1 Event Space for plenary licensure, and prior to the determination thereof, any changes or modifications to the original CHAB license application shall be submitted to the Division within five business days for inclusion into the Division’s consideration of plenary licensure as required by *N.J.A.C. 13:69J-1.14A(a)*.

3. ACX1 Event Space shall be authorized as a Type II and Type III CHAB location. This authorization includes the walkways, common areas, and outdoor deck area on the third level of The Pier as depicted in the blueprints submitted by ACX1 Event Space and inspected by the Division. This authorization also includes the fixed locations that were depicted in the blueprints. This approval entitles ACX1 Event Space to sell alcoholic beverages by the glass or other open container for both on-premise and off-premise consumption. Service of alcoholic beverages at the portable locations shall comply with the representations made by ACX1 in its CHAB application, diagram and blueprints submitted in support of its application and representations of its qualifiers during its CHAB inspection. This approval also entitles ACX1 Event Space to possess or store alcoholic beverages within this authorized location. Should ACX1 wish to deviate from the diagram submitted, a new diagram shall be submitted five days prior to the proposed change and will require a new inspection to be conducted by the Division.
4. Gia Aaron, Joseph Hennigan, Roy Koriakin, Robert Schwartz, Dominic Franklin, and Christopher Aponte preliminarily meet the qualifications for licensure in conjunction with ACX1 Event Space's interim authorization.
5. The Division retains the right to take any and all action authorized by the Casino Control Act regarding the suitability of ACX1 Event Space to transact business with Caesars including those vendors operating within that casino hotel.
6. ACX1 Event Space shall not transfer any ownership interest, except between existing natural person or entity qualifiers, without first receiving prior written approval from the Division.
7. ACX1 Event Space shall not enter into any management agreement, profit sharing agreement, franchise agreement or service agreement with any person or entity in connection with the operation of the premises without first receiving prior written approval from the Division.
8. ACX1 Event Space shall not amend or assign its lease with ACX1 Studios LLC without prior written approval from the Division.
9. ACX1 Event Space shall comply with the provisions of *N.J.S.A. 33:1-25* and *-26*, *N.J.A.C. 13:2-14.5*, as well as *N.J.A.C. 13:69I-1.5*, *-2.2* and *-2.3*, which pertain to employment eligibility in a licensed CHAB facility.
10. ACX1 Event Space shall register all employees responsible for the sale or handling of alcoholic beverages as identified on its Employee Listing with the Division pursuant to *N.J.S.A. 5:12-91* and *N.J.A.C. 13:69A-1.1 et seq.* This is a continuing obligation.
11. ACX1 Event Space shall maintain on its premises located at Caesars an updated and current Employee Listing pursuant to *N.J.A.C. 13:69I-2.3(a)* and provide a copy of this listing to the Division on the first day of each calendar quarter pursuant to *N.J.A.C. 13:69I-2.3(d)*. The listing must also be available for inspection upon request by staff of the Division.
12. ACX1 Event Space shall obtain all necessary approvals required by other governmental agencies prior to the sale of any alcoholic beverages. ACX1 Event Space shall also update and maintain any of these approvals as appropriate.
13. ACX1 Event Space shall comply with all requirements attendant to: (a) Type II CHAB authorization, pursuant to *N.J.S.A. 5:12-103g(2)*, (b) Type III CHAB authorization,

pursuant to N.J.S.A. 5:12-103g(3), (c) all applicable alcoholic beverage laws and regulations of the Division, and (d) as deemed applicable, the Division of Alcoholic Beverage Control.

14.ACX1 Event Space shall train its employees and implement procedures to ensure that the service of alcoholic beverages on its authorized premises shall only be to those patrons who are 21 years of age or older and who are not actually or apparently intoxicated.

Dated: July 17, 2024

Mary Jo Flaherty  
MARY JO FLAHERTY  
INTERIM DIRECTOR