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STATE OF NEW JERSEY
CASINO CONTROL COMMISSION

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PUBLIC MEETING NO. 25-01-08

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Wednesday, January 8, 2025
Atlantic City Commission Offices
Joseph P. Lordi Public Meeting Room - First Floor
Tennessee Avenue and Boardwalk
Atlantic City, New Jersey 08401
10:33 a.m. to 11:16 a.m.

Certified Court Reporter: M. Darlene Engel

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| <p style="text-align: right;">2</p> <p>1 B E F O R E :</p> <p>2</p> <p>3 CASINO CONTROL COMMISSION:</p> <p>4 JAMES T. PLOUSIS, CHAIR</p> <p>ALISA BETH COOPER, VICE CHAIR</p> <p>5 JOYCE MOLLINEAUX, COMMISSIONER</p> <p>6</p> <p>7 PRESENT FOR THE CASINO CONTROL COMMISSION:</p> <p>DARYL W. NANCE, MANAGER/OPRA CUSTODIAN</p> <p>8</p> <p>9 OFFICE OF THE GENERAL COUNSEL:</p> <p>10 DIANNA W. FAUNTLEROY, GENERAL COUNSEL/EXECUTIVE</p> <p>SECRETARY</p> <p>11 TERESA M. PIMPINELLI, SENIOR COUNSEL</p> <p>12</p> <p>13 OFFICE OF REGULATORY AFFAIRS:</p> <p>PATRICK EALER, MANAGER OF LICENSING</p> <p>14 AND FINANCIAL EVALUATIONS</p> <p>15</p> <p>16 DIVISION OF GAMING ENFORCEMENT:</p> <p>DEPUTY ATTORNEYS GENERAL</p> <p>17 LETICIA N. FISCIAN</p> <p>JORDAN HOLLANDER</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p> | <p style="text-align: right;">4</p> <p>1 AGENDA</p> <p>PUBLIC MEETING NO. 25-01-08</p> <p>2 JANUARY 8, 2025, 10:33 a.m.</p> <p>3 ITEM PAGE VOTE</p> <p>4 1 Ratification of the minutes of the 8 9</p> <p>December 11, 2024, public meeting</p> <p>5 2 Election of Vice Chair 9 10</p> <p>3 Applications for initial casino key 11 12</p> <p>6 employee licenses:</p> <p>a) Jacob W. Crowell</p> <p>7 b) Devon R. Fernandez</p> <p>c) Michael J. Giddings, Jr.</p> <p>8 d) Shaniqua A. Moore</p> <p>4 Applications for resubmitted casino key 12 13</p> <p>9 employee licenses and/or for</p> <p>qualification:</p> <p>10 a) Claudean V. Burke, a/k/a Claudean V.</p> <p>Sawkins</p> <p>11 b) William R. Cestone</p> <p>c) Robert H. Deissler</p> <p>12 d) Michael A. Escourt</p> <p>e) Timothy P. McDevitt, Jr.</p> <p>13 f) August Miklavcic, Jr.</p> <p>g) Joseph M. Norton</p> <p>14 h) Ivy E. Paloff</p> <p>i) Gilda A. Still</p> <p>15 j) Gerry S. Suner, a/k/a German S. Suner</p> <p>5 Approvals through Delegation of Authority 13</p> <p>16 between December 1, 2024, and December</p> <p>25, 2024, pursuant to Resolution No.</p> <p>17 22-01-12-11-B</p> <p>6 Requests for inactivation of casino key 16 17</p> <p>18 employee licenses:</p> <p>a) Brittany C. Cartagena</p> <p>19 b) Dane J. Gasperini</p> <p>c) Richard D. Jones -adj-</p> <p>20 d) John P. Maravilla</p> <p>e) Jonathan Yankovich</p> <p>21 f) Charlotte M. Zappile</p> <p>7 Consideration of the lapse of casino key 17 19</p> <p>22 employee licenses:</p> <p>a) Naomi D. Barnes, a/k/a Naomi Neumann</p> <p>23 and Naomi Jones</p> <p>b) Michael J. Cranston</p> <p>24 c) Ricky Q. Hoang</p> <p>25</p> |
| <p style="text-align: right;">3</p> <p>1 A P P E A R A N C E S :</p> <p>2 ITEM NO. 12 DIANNA W. FAUNTLEROY, GENERAL COUNSEL</p> <p>3 JORDAN HOLLANDER, DEPUTY ATTORNEY</p> <p>4 GENERAL</p> <p>5 PATRICK MADAMBA, JR., SENIOR VICE</p> <p>6 PRESIDENT, LEGAL COUNSEL (REMOTE)</p> <p>7 FOR: MARINA DISTRICT DEVELOPMENT</p> <p>8 COMPANY, LLC</p> <p>9 ITEM NO. 13 DIANNA W. FAUNTLEROY, GENERAL COUNSEL</p> <p>10 JORDAN HOLLANDER, DEPUTY ATTORNEY</p> <p>11 GENERAL</p> <p>12 FOX ROTHSCHILD, LLP</p> <p>13 LINDSEY R. CUREWITZ, ESQ.</p> <p>14 FOR: BOARDWALK 1000, LLC</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p> | <p style="text-align: right;">5</p> <p>1 CONTINUED AGENDA</p> <p>PUBLIC MEETING NO. 25-01-08</p> <p>2 JANUARY 8, 2025, 10:33 a.m.</p> <p>3 ITEM PAGE VOTE</p> <p>3 7 d) Tammy L. Sciallo, a/k/a Tammy L. 17 19</p> <p>Leso</p> <p>4 e) Thomas J. Winter</p> <p>8 Consideration of the initial decision 19 22</p> <p>5 I/M/O the appeal of MG for removal from</p> <p>the Self-Exclusion List</p> <p>6 9 Consideration of the initial decision 22 31</p> <p>I/M/O the appeal of ED for removal from</p> <p>7 the Self-Exclusion List</p> <p>ED, sworn remotely 24</p> <p>8 10 Consideration of the initial decision 32</p> <p>I/M/O the appeal of KT for removal from</p> <p>9 the Self-Exclusion List</p> <p>KT, sworn 33</p> <p>10 11 Consideration of the initial casino key 43 44</p> <p>employee licensure and plenary</p> <p>11 qualification of James McGowan to serve</p> <p>as Vice President of Security for</p> <p>12 Tropicana Atlantic City Corp, d/b/a</p> <p>Tropicana Atlantic City</p> <p>13 12 Petition of Marina District Development 44 47</p> <p>Company, LLC, d/b/a Borgata Hotel</p> <p>14 Casino & Spa, for the issuance of a</p> <p>temporary casino key employee license</p> <p>15 to Travis T. Truong pursuant to NJSA</p> <p>5:12-89(c) and to permit him to assume</p> <p>16 the duties and exercise the powers of</p> <p>13 Vice President Asian Marketing pending 48 51</p> <p>plenary qualification (PRN 3622402)</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p> |

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| <p style="text-align: right;">6</p> <p>1 (Public Meeting 25-01-08 was commenced 2 at 10:33 a.m.) 3 MR. NANCE: Good morning. I'd like to 4 read an opening statement: 5 This is to advise the general public 6 that in compliance with Chapter 231 of the 7 public laws of 1975 entitled "Senator Byron M. 8 Baer Open Public Meeting Act," the New Jersey 9 Casino Control Commission on December 11th, 10 2024, filed with the Secretary of State at the 11 State House in Trenton an annual meeting 12 schedule. 13 On December 12th, 2024, copies were 14 mailed to subscribers. 15 The use of cell phones in the public 16 meeting room while the Commission is in session 17 is prohibited. 18 Any member of the public who wish to 19 address the Commission will be given the 20 opportunity to do so before the Commission 21 adjourns for the day. 22 Please stand for the Pledge of 23 Allegiance. 24 (The Pledge of Allegiance was recited.) 25 CHAIR PLOUSIS: Good morning.</p> | <p style="text-align: right;">8</p> <p>1 ITEM NO. 1 2 place your phones on mute until your matter is 3 called. 4 Also when your matter is called, please 5 turn on your camera and identify yourself 6 before speaking. 7 Thank you. 8 MS. FAUNTLEROY: Please answer when I 9 call your name for the roll please. 10 Commissioner Mollineaux? 11 COMMISSIONER MOLLINEAUX: Present. 12 MS. FAUNTLEROY: Vice Chair Cooper? 13 VICE CHAIR COOPER: Present. 14 MS. FAUNTLEROY: And Chairman Plousis? 15 CHAIR PLOUSIS: Present. 16 MS. FAUNTLEROY: Matters discussed in 17 closed session this morning included employee 18 key license application matters. 19 The first item -- oh, thank you. 20 The first item for consideration is 21 ratification of the minutes of December 11, 22 2024, public meeting. 23 CHAIR PLOUSIS: Are there any questions 24 for counsel or corrections? 25 VICE CHAIR COOPER: No.</p> |
| <p style="text-align: right;">7</p> <p>1 COMMISSIONER MOLLINEAUX: Good morning. 2 MS. FAUNTLEROY: Good morning. 3 CHAIR PLOUSIS: Welcome everyone who is 4 joining us in person and remotely today. 5 Meeting participants who wish to do so can 6 continue to address the Commission through 7 remote technology. We are also permitting 8 in-person participation, and the public meeting 9 room is therefore open. We will, however, 10 continue to stream our public meetings. 11 The public is able to listen through 12 access provided on the Commission's website as 13 well as through our YouTube channel. We will 14 accept public comments via e-mail. Public 15 comments can be sent to public.comments@ccc 16 nj.gov beginning now. I will repeat that. 17 Public comments can be sent to public.comments@ 18 ccenj.gov beginning now and any time throughout 19 the meeting, ending at the time of adjournment. 20 This meeting is being transcribed as 21 well as recorded, and minutes will be available 22 on our website in due course. 23 To meeting participant callers, I ask 24 that you follow the instructions provided with 25 the web link or the audio call-in code and</p> | <p style="text-align: right;">9</p> <p>1 ITEM NO. 2 2 COMMISSIONER MOLLINEAUX: No. 3 CHAIR PLOUSIS: Hearing none, is there a 4 motion? 5 VICE CHAIR COOPER: Mr. Chairman, I move 6 to ratify the minutes of the December 11th, 7 2024, meeting. 8 CHAIR PLOUSIS: Is there a second? 9 COMMISSIONER MOLLINEAUX: Mr. Chairman, 10 I second the motion. 11 CHAIR PLOUSIS: Any further discussion? 12 VICE CHAIR COOPER: No. 13 COMMISSIONER MOLLINEAUX: No. 14 CHAIR PLOUSIS: Hearing none, all in 15 favor, say aye? 16 (Ayes.) 17 CHAIR PLOUSIS: Opposed? 18 (No response.) 19 CHAIR PLOUSIS: Ayes have it. 20 MS. FAUNTLEROY: Item No. 2 is the 21 annual election of the Vice Chair. 22 CHAIR PLOUSIS: Are there any questions 23 for counsel? 24 VICE CHAIR COOPER: No. 25 CHAIR PLOUSIS: Hearing none, I will</p> |

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| <p style="text-align: right;">10</p> <p>1 ITEM NO. 2</p> <p>2 make -- I will make the motion. I nominate</p> <p>3 Alisa B. Cooper Vice Chair of the Commission</p> <p>4 until the reorganization meeting in January</p> <p>5 2026.</p> <p>6 COMMISSIONER MOLLINEAUX: Mr. Chairman,</p> <p>7 I second the motion.</p> <p>8 CHAIR PLOUSIS: Any further discussion?</p> <p>9 COMMISSIONER MOLLINEAUX: No.</p> <p>10 CHAIR PLOUSIS: Hearing none, all in</p> <p>11 favor, say aye?</p> <p>12 (Ayes.)</p> <p>13 CHAIR PLOUSIS: Opposed?</p> <p>14 (No response.)</p> <p>15 CHAIR PLOUSIS: Ayes have it.</p> <p>16 VICE CHAIR COOPER: Excuse me, Mr.</p> <p>17 Chairman. I would just like to thank you for</p> <p>18 the nomination and support. And I'd like, as I</p> <p>19 mentioned, thank Commissioner Mollineaux --</p> <p>20 COMMISSIONER MOLLINEAUX: Thank you.</p> <p>21 VICE CHAIR COOPER: -- for the</p> <p>22 nomination and the support. Thanks.</p> <p>23 CHAIR PLOUSIS: Thank you, Vice Chairman</p> <p>24 Cooper.</p> <p>25 MS. FAUNTLEROY: Congratulations.</p> | <p style="text-align: right;">12</p> <p>1 ITEM NO. 4</p> <p>2 CHAIR PLOUSIS: Hearing none, all in</p> <p>3 favor, say aye?</p> <p>4 (Ayes.)</p> <p>5 CHAIR PLOUSIS: Opposed?</p> <p>6 (No response.)</p> <p>7 CHAIR PLOUSIS: Ayes have it.</p> <p>8 MS. FAUNTLEROY: Item No. 4 are</p> <p>9 applications for resubmitted casino key</p> <p>10 employee licenses and/or for qualification.</p> <p>11 They include: Claudean V. Burke, also</p> <p>12 known as Claudean V. Sawkins, William R.</p> <p>13 Cestone, Robert H. Deissler, Michael A.</p> <p>14 Escourt, Timothy P. McDevitt, Jr., August</p> <p>15 Miklavcic, Jr., Joseph M. Norton, Ivy E.</p> <p>16 Paloff, Gilda A. Still, and Gerry S. Suner,</p> <p>17 also known as German S. Suner.</p> <p>18 Each of these resubmitted casino key</p> <p>19 employee license applications have been</p> <p>20 reviewed by both the Division and Commission</p> <p>21 staff with a recommendation that each be</p> <p>22 granted.</p> <p>23 CHAIR PLOUSIS: Are there any questions</p> <p>24 regarding any of these matters?</p> <p>25 VICE CHAIR COOPER: No.</p> |
| <p style="text-align: right;">11</p> <p>1 ITEM NO. 3</p> <p>2 And Item No. 3 are applications for</p> <p>3 initial casino key employee licenses.</p> <p>4 They include: Jacob W. Crowell, Devon</p> <p>5 R. Fernandez, Michael J. Giddings, Jr., and</p> <p>6 Shaniqua A. Moore.</p> <p>7 All of the applications have been</p> <p>8 reviewed by both the Division of Gaming</p> <p>9 Enforcement and the Commission staff with a</p> <p>10 recommendation that the initial casino key</p> <p>11 employee licenses be granted.</p> <p>12 CHAIR PLOUSIS: Are there any questions</p> <p>13 regarding any of these matters?</p> <p>14 VICE CHAIR COOPER: No.</p> <p>15 COMMISSIONER MOLLINEAUX: No.</p> <p>16 CHAIR PLOUSIS: Hearing none, is there a</p> <p>17 motion?</p> <p>18 VICE CHAIR COOPER: Mr. Chairman, I move</p> <p>19 to grant the four initial casino key employee</p> <p>20 licenses.</p> <p>21 CHAIR PLOUSIS: Is there a second?</p> <p>22 COMMISSIONER MOLLINEAUX: Mr. Chairman,</p> <p>23 I second the motion.</p> <p>24 CHAIR PLOUSIS: Any further discussion?</p> <p>25 COMMISSIONER MOLLINEAUX: No.</p> | <p style="text-align: right;">13</p> <p>1 ITEM NO. 5</p> <p>2 COMMISSIONER MOLLINEAUX: No.</p> <p>3 CHAIR PLOUSIS: Hearing none, is there a</p> <p>4 motion?</p> <p>5 VICE CHAIR COOPER: Mr. Chairman, I move</p> <p>6 to grant the ten resubmitted casino key</p> <p>7 employee licenses.</p> <p>8 CHAIR PLOUSIS: Is there a second?</p> <p>9 COMMISSIONER MOLLINEAUX: Mr. Chairman,</p> <p>10 I second the motion.</p> <p>11 CHAIR PLOUSIS: Any further discussion?</p> <p>12 VICE CHAIR COOPER: No.</p> <p>13 COMMISSIONER MOLLINEAUX: No.</p> <p>14 CHAIR PLOUSIS: All in favor, say aye?</p> <p>15 (Ayes.)</p> <p>16 CHAIR PLOUSIS: Opposed?</p> <p>17 (No response.)</p> <p>18 CHAIR PLOUSIS: Ayes have it.</p> <p>19 MS. FAUNTLEROY: Item No. 5 are</p> <p>20 approvals through Delegation of Authority</p> <p>21 between December 1, 2024, and December 25,</p> <p>22 2024, pursuant to Resolution No. 22-01-12-11-B.</p> <p>23 We have Manager Patrick Ealer here who</p> <p>24 will review those action items with you;</p> <p>25 however, no further vote is required at this</p> |

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| <p style="text-align: right;">14</p> <p>1 ITEM NO. 5</p> <p>2 time.</p> <p>3 MR. EALER: Good morning, Chairman</p> <p>4 Plousis and Commissioners. For the record, I'm</p> <p>5 Patrick Ealer, Manager of the Commission's</p> <p>6 Financial and Evaluation Unit.</p> <p>7 Between December 1st and 25th, 2024, the</p> <p>8 staff of the Commission's Regulatory Affairs</p> <p>9 Division granted the following approvals via</p> <p>10 its delegated authority.</p> <p>11 On December 4th, 2024, temporary casino</p> <p>12 key employee license was granted to Jeffrey A.</p> <p>13 Bartone for a Dual-rate security supervisor and</p> <p>14 security shift manager position at Bally's</p> <p>15 Atlantic City. Temporary key licenses were</p> <p>16 granted to Kyle J. Dodato for a dual-rate</p> <p>17 surveillance officer and surveillance shift</p> <p>18 supervisor at Harrah's Atlantic City. And to</p> <p>19 Erin M. White, also known as Erin McNamee, for</p> <p>20 a compliance manager position at Hard Rock</p> <p>21 Atlantic City.</p> <p>22 On December 11th, 2024, temporary casino</p> <p>23 key employee licenses were granted to Spencer</p> <p>24 A. Lehr, also known as Spencer Hennessey and</p> <p>25 Spencer Dunn, for a director of human resources</p> | <p style="text-align: right;">16</p> <p>1 ITEM NO. 6</p> <p>2 during this period, and no further action is</p> <p>3 required.</p> <p>4 Thank you.</p> <p>5 MS. FAUNTLEROY: Item No. 6 is the</p> <p>6 request for inactivation of casino key employee</p> <p>7 licenses.</p> <p>8 It's noted for the record, that Item 6c,</p> <p>9 Richard D. Jones, will be adjourned.</p> <p>10 Patrick Ealer, Manager, is here to</p> <p>11 address the remaining matters with you.</p> <p>12 MR. EALER: In lieu of filing a casino</p> <p>13 key employee license review application, the</p> <p>14 following individuals have requested to be</p> <p>15 placed on the casino key employee approved</p> <p>16 inactive list: Brittany C. Cartagena, Dane J.</p> <p>17 Gasperini, John P. Maravilla, Jonathan</p> <p>18 Yankovich, and Charlotte M. Zappile.</p> <p>19 If the requests are granted, each</p> <p>20 individual may remain on the approved inactive</p> <p>21 list for a period of up to five years.</p> <p>22 Commission staff has reviewed these</p> <p>23 requests and recommends that you grant the</p> <p>24 requested relief.</p> <p>25 CHAIR PLOUSIS: Are there any questions</p> |
| <p style="text-align: right;">15</p> <p>1 ITEM NO. 5</p> <p>2 position at Borgata. And to Olivia A. Rosado</p> <p>3 for an accounts receivable manager position at</p> <p>4 Bally's Atlantic City.</p> <p>5 On December 16th, 2024, temporary casino</p> <p>6 key employee licenses were granted to Dylan M.</p> <p>7 Beatty for a dual-rate surveillance officer and</p> <p>8 surveillance supervisor position at Resorts</p> <p>9 Atlantic City, and to Fred Ereck L. Lorenzo for</p> <p>10 a dual-rate floor supervisor and table games</p> <p>11 pit manager position at Hard Rock Atlantic</p> <p>12 City.</p> <p>13 On December 18th, 2024, temporary casino</p> <p>14 key employee license was granted to Debbie R.</p> <p>15 Martone, also known as Rajashree Moonsammy for</p> <p>16 a executive director of human resources</p> <p>17 position at Resorts Atlantic City.</p> <p>18 And on December 20th, 2024, a temporary</p> <p>19 casino key employee license was granted to</p> <p>20 Robert T. Leonhardt, also known as Bob</p> <p>21 Leonhardt, for a senior internal audit manager</p> <p>22 position at Bally's Atlantic City.</p> <p>23 This memorializes the approvals that</p> <p>24 were granted by the Commission of Regulatory</p> <p>25 Affairs Division via its delegated authority</p> | <p style="text-align: right;">17</p> <p>1 ITEM NO. 7</p> <p>2 for any of these matters?</p> <p>3 COMMISSIONER MOLLINEAUX: No.</p> <p>4 VICE CHAIR COOPER: No.</p> <p>5 CHAIR PLOUSIS: Hearing none, is there a</p> <p>6 motion?</p> <p>7 VICE CHAIR COOPER: Mr. Chairman, I move</p> <p>8 to grant the requested relief and order that</p> <p>9 the five casino key employee licenses be</p> <p>10 inactivated.</p> <p>11 CHAIR PLOUSIS: Is there a second?</p> <p>12 COMMISSIONER MOLLINEAUX: Mr. Chairman,</p> <p>13 I second the motion.</p> <p>14 CHAIR PLOUSIS: Any further discussion?</p> <p>15 COMMISSIONER MOLLINEAUX: No.</p> <p>16 CHAIR PLOUSIS: Hearing none, all in</p> <p>17 favor, say aye?</p> <p>18 (Ayes.)</p> <p>19 CHAIR PLOUSIS: Opposed?</p> <p>20 (No response.)</p> <p>21 CHAIR PLOUSIS: Ayes have it.</p> <p>22 MR. EALER: Thank you.</p> <p>23 MS. FAUNTLEROY: Item No. 7 is</p> <p>24 consideration of the lapsing of casino key</p> <p>25 employee licenses.</p> |

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| <p style="text-align: right;">18</p> <p>1 ITEM NO. 7</p> <p>2 Again, Patrick Ealer will review those</p> <p>3 items with you.</p> <p>4 MR. EALER: For your consideration is</p> <p>5 the lapsing of the casino key employee licenses</p> <p>6 of the following individuals for failure to</p> <p>7 file a casino key employee license review</p> <p>8 application or request to be placed on the</p> <p>9 casino key employee license approved inactive</p> <p>10 list.</p> <p>11 They are: Naomi D. Barnes, also known</p> <p>12 as Naomi Neumann and Naomi Jones, Michael J.</p> <p>13 Cranston, Ricky Q. Hoang, Tammy L. Sciullo,</p> <p>14 also known as Tammy L. Leso, and Thomas J.</p> <p>15 Winter.</p> <p>16 In each case the casino key employee</p> <p>17 license review application filing deadline has</p> <p>18 passed.</p> <p>19 Based on our review, staff recommends</p> <p>20 that the casino key employee licenses of these</p> <p>21 individuals be deemed to have lapsed.</p> <p>22 CHAIR PLOUSIS: Are there any questions</p> <p>23 regarding any of these matters?</p> <p>24 COMMISSIONER MOLLINEAUX: No.</p> <p>25 VICE CHAIR COOPER: No.</p> | <p style="text-align: right;">20</p> <p>1 ITEM NO. 8</p> <p>2 Docket No. 24-0047-AP.</p> <p>3 You have Senior Counsel Teresa</p> <p>4 Pimpinelli who will review that with you.</p> <p>5 MR. PIMPINELLI: Good morning, Chairman</p> <p>6 and Commissioners. Teresa Pimpinelli appearing</p> <p>7 for the Division Commission.</p> <p>8 For your consideration is the December</p> <p>9 4, 2024, initial decision of Hearing Examiner</p> <p>10 Mollineaux for this matter.</p> <p>11 It's an appeal from the Division's</p> <p>12 September 26, 2024, decision denying MG's</p> <p>13 request to be removed from the Self Exclusion</p> <p>14 List.</p> <p>15 You have our complete record in this</p> <p>16 matter.</p> <p>17 I would ask the Division to enter their</p> <p>18 appearance and proceed.</p> <p>19 MS. FISCIAN: Good morning, Mr. Chairman</p> <p>20 and Commissioners. Leticia Fiscian, Deputy</p> <p>21 Attorney General for the Division.</p> <p>22 The Division maintains -- oh, sorry.</p> <p>23 Thank you.</p> <p>24 Go? Okay.</p> <p>25 The Division maintains that MG did</p> |
| <p style="text-align: right;">19</p> <p>1 ITEM NO. 8</p> <p>2 CHAIR PLOUSIS: Hearing none, is there a</p> <p>3 motion?</p> <p>4 VICE CHAIR COOPER: Mr. Chairman, I</p> <p>5 find -- move to find that the five casino key</p> <p>6 employee licenses lapsed pursuant to NJAC</p> <p>7 19:41A-6.1(f) of the regulations.</p> <p>8 CHAIR PLOUSIS: Is there a second?</p> <p>9 COMMISSIONER MOLLINEAUX: Mr. Chairman,</p> <p>10 I second the motion.</p> <p>11 CHAIR PLOUSIS: Any further discussion?</p> <p>12 COMMISSIONER MOLLINEAUX: No.</p> <p>13 VICE CHAIR COOPER: No.</p> <p>14 CHAIR PLOUSIS: Hearing none, all in</p> <p>15 favor, say aye?</p> <p>16 (Ayes.)</p> <p>17 CHAIR PLOUSIS: Opposed?</p> <p>18 (No response.)</p> <p>19 CHAIR PLOUSIS: Ayes have it.</p> <p>20 Thank you.</p> <p>21 MR. EALER: Thank you.</p> <p>22 MS. FAUNTLEROY: Thank you.</p> <p>23 Item No. 8 is consideration of the</p> <p>24 initial decision in the matter of the appeal of</p> <p>25 MG for removal from the Self Exclusion List.</p> | <p style="text-align: right;">21</p> <p>1 ITEM NO. 8</p> <p>2 conclude the steps to complete the</p> <p>3 self-exclusion process. Therefore, MG checked</p> <p>4 the boxes to agree to the waiver and</p> <p>5 acknowledgments and -- which set forth that</p> <p>6 self exclusion would result in placement on the</p> <p>7 Division's Self Exclusion List. So, therefore,</p> <p>8 because MG voluntarily self excluded, the</p> <p>9 Division respectfully requests that the</p> <p>10 Division uphold its initial decision in this</p> <p>11 matter and denial MG's request for early</p> <p>12 removal from the Self Exclusion List.</p> <p>13 Thank you.</p> <p>14 CHAIR PLOUSIS: Do we have Mr. MG</p> <p>15 remotely?</p> <p>16 MR. PIMPINELLI: MG is not available.</p> <p>17 CHAIR PLOUSIS: Oh, not available.</p> <p>18 Okay. Thank you.</p> <p>19 MR. PIMPINELLI: No.</p> <p>20 CHAIR PLOUSIS: Are there any questions</p> <p>21 for counsel?</p> <p>22 COMMISSIONER MOLLINEAUX: No.</p> <p>23 VICE CHAIR COOPER: No.</p> <p>24 CHAIR PLOUSIS: Hearing none, is there a</p> <p>25 motion?</p> |

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| <p style="text-align: right;">22</p> <p>1 ITEM NO. 9</p> <p>2 VICE CHAIR COOPER: Mr. Chairman, I move</p> <p>3 to adopt the initial decision and find that the</p> <p>4 appellant failed to demonstrate that he did not</p> <p>5 intentionally place himself on the Division's</p> <p>6 exclusion list as required by NJAC</p> <p>7 13:69G-2.2(c) and deny his request to be</p> <p>8 removed from the Division's Self Exclusion List</p> <p>9 prior to his February 21st, 2025, expiration</p> <p>10 date.</p> <p>11 CHAIR PLOUSIS: Is there a second?</p> <p>12 COMMISSIONER MOLLINEAUX: Mr. Chairman,</p> <p>13 I second the motion.</p> <p>14 CHAIR PLOUSIS: Any further discussion?</p> <p>15 VICE CHAIR COOPER: No.</p> <p>16 COMMISSIONER MOLLINEAUX: No.</p> <p>17 CHAIR PLOUSIS: Hearing none, all in</p> <p>18 favor, say aye?</p> <p>19 (Ayes.)</p> <p>20 CHAIR PLOUSIS: Opposed?</p> <p>21 (No response.)</p> <p>22 CHAIR PLOUSIS: Ayes have it.</p> <p>23 MS. FAUNTLEROY: Item No. 9 is</p> <p>24 consideration of the initial decision in the</p> <p>25 matter of the appeal of ED for removal from the</p> | <p style="text-align: right;">24</p> <p>1 ITEM NO. 9</p> <p>2 CHAIR PLOUSIS: Thank you.</p> <p>3 MR. PIMPINELLI: ED, if you would like</p> <p>4 to enter your appearance. You can take your</p> <p>5 microphone on. You do not have to put your</p> <p>6 video on.</p> <p>7 ED: Okay. Hey, good morning. Sorry.</p> <p>8 Can you hear me?</p> <p>9 CHAIR PLOUSIS: Yes. Good morning, sir.</p> <p>10 We have to swear you in.</p> <p>11 ED: Yeah. Sure.</p> <p>12 - - -</p> <p>13 ED, having been duly sworn, testified as follows:</p> <p>14 - - -</p> <p>15 MR. NANCE: Please state your initials</p> <p>16 for the record.</p> <p>17 ED: ED.</p> <p>18 MR. NANCE: Thank you.</p> <p>19 CHAIR PLOUSIS: Okay.</p> <p>20 MS. FISCIAN: Mr. Chairman and</p> <p>21 Commissioners, Leticia Fiscian, Deputy Attorney</p> <p>22 General, for the Division of Gaming</p> <p>23 Enforcement.</p> <p>24 MR. PIMPINELLI: ED, if there's anything</p> <p>25 you would like to say to the Commissioners, now</p> |
| <p style="text-align: right;">23</p> <p>1 ITEM NO. 9</p> <p>2 Self Exclusion List, 24-0047-AP Docket No.</p> <p>3 Again you have Senior Counsel Teresa</p> <p>4 Pimpinelli who will address the matter with</p> <p>5 you.</p> <p>6 MR. PIMPINELLI: Chairman and</p> <p>7 Commissioners, Teresa Pimpinelli appearing</p> <p>8 again for the Commission.</p> <p>9 For your consideration is the December</p> <p>10 6, 2024, initial decision of Hearing Examiner</p> <p>11 Cooper for this matter, which is an appeal of</p> <p>12 the Division's September 23rd, 2024, letter</p> <p>13 denying ED's request to be removed from the</p> <p>14 Self Exclusion List.</p> <p>15 You have the complete record in this</p> <p>16 matter. This is subject to the applicable</p> <p>17 confidentiality and privacy requirements.</p> <p>18 Exceptions were filed by ED. These were</p> <p>19 provided to you.</p> <p>20 Appellant is present by Zoom. I would</p> <p>21 ask the Division and appellant to enter their</p> <p>22 appearances and proceed.</p> <p>23 And I just respectfully remind all</p> <p>24 parties involved that the appellant's identity</p> <p>25 is confidential.</p> | <p style="text-align: right;">25</p> <p>1 ITEM NO. 9</p> <p>2 is your opportunity to do so.</p> <p>3 ED: Oh, awesome. Well, first and</p> <p>4 foremost, thank you so much for allowing me to</p> <p>5 kind of tell my story here. It's going to be a</p> <p>6 little bit of a long one, if you don't mind.</p> <p>7 So it all started about a year ago when</p> <p>8 I signed up for ESPN Bets. When I signed up, I</p> <p>9 was incurring a fee when I was depositing money</p> <p>10 into my account. So I reached out to customer</p> <p>11 service initially. They told me to reach out</p> <p>12 to the bank because the fees come the bank.</p> <p>13 Then the bank would blame ESPN Bet. And I was</p> <p>14 in a bit of limbo. And they both told me wait</p> <p>15 a couple days. Maybe the charge falls off. It</p> <p>16 was just a method of me reaching out to both</p> <p>17 customer services.</p> <p>18 And that's when I finally reached out to</p> <p>19 ESPN Bet again after a few days when the charge</p> <p>20 was still in my account. They told me they're</p> <p>21 going to escalate my matter to whoever is</p> <p>22 higher up versus the gatekeeper that I was</p> <p>23 speaking to. And before they told me that they</p> <p>24 were going to escalate my matter, they told me</p> <p>25 to take a self exclusion.</p> |

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| <p style="text-align: right;">26</p> <p>1 ITEM NO. 9</p> <p>2 Now, I never mentioned a self exclusion.</p> <p>3 I didn't even know what a self exclusion was</p> <p>4 prior to reaching out to customer service.</p> <p>5 Never, ever have I had a gambling issue. So I</p> <p>6 was just confused as to why I was advised to</p> <p>7 take a self exclusion. But in order to get</p> <p>8 this matter resolved -- because this was a \$250</p> <p>9 worth of fees -- I went ahead and took the self</p> <p>10 exclusion.</p> <p>11 Now, I believe the Commission was under</p> <p>12 the impression that I didn't take the self</p> <p>13 exclusion on my own. And I fully did it on my</p> <p>14 own. I knowing and willingly put myself on the</p> <p>15 self exclusion only because the customer</p> <p>16 service representative had told me to do so. I</p> <p>17 was under the impression I had to do that in</p> <p>18 order to get further assistance. So that's why</p> <p>19 I think my appeal kept being denied, because I</p> <p>20 think you guys were under the impression that I</p> <p>21 didn't know I put myself on it. I know I put</p> <p>22 myself on it. But the only reason why I did it</p> <p>23 is because I thought that's what I had to do in</p> <p>24 order to get further assistance.</p> <p>25 Thank you.</p> | <p style="text-align: right;">28</p> <p>1 ITEM NO. 9</p> <p>2 Exclusion List.</p> <p>3 Thank you.</p> <p>4 CHAIR PLOUSIS: Thank you.</p> <p>5 ED: Can I ask a question?</p> <p>6 CHAIR PLOUSIS: Go ahead, sir.</p> <p>7 ED: I'm just wondering why a self</p> <p>8 exclusion was even brought up in the first</p> <p>9 place. I think a self exclusion, from what I</p> <p>10 understand it to be, is a person's personal</p> <p>11 choice to put themselves on a bit of a timeout,</p> <p>12 for lack of better words, because they have</p> <p>13 some issues.</p> <p>14 Now, that is true. I definitely cannot</p> <p>15 afford that \$250 fine. I don't think any of us</p> <p>16 can. Who wants to afford a fine. But that's</p> <p>17 the only reason why I was reaching out to</p> <p>18 account customer service. If I wanted to put</p> <p>19 myself on the self exclusion, I would have done</p> <p>20 that on my own. I could do that any day. I</p> <p>21 didn't need customer service to do so.</p> <p>22 So I'm not saying I was coerced. I am</p> <p>23 saying, though, I was advised. So I think</p> <p>24 "coercion" is the wrong word. But it does</p> <p>25 sound like I was advised to do so. You know, I</p> |
| <p style="text-align: right;">27</p> <p>1 ITEM NO. 9</p> <p>2 MS. FISCIAN: The Division maintains</p> <p>3 that regarding the responsible gaming</p> <p>4 information that was provided by the ESPN Bet</p> <p>5 representative to the appellant in this matter,</p> <p>6 that was provided per the Responsible Gaming</p> <p>7 Program to a patron after he indicated that he</p> <p>8 could not afford the fees that were charged.</p> <p>9 However, the patron, the appellant in this</p> <p>10 matter, was not required to sign up for the</p> <p>11 Self Exclusion List, nor was he instructed to</p> <p>12 do so per what was what is provided in the</p> <p>13 statements of items comprising the record</p> <p>14 regarding Item No. 3, Page 1 and 2.</p> <p>15 Therefore, the Division maintains that</p> <p>16 because appellant completed a self-exclusion</p> <p>17 process in this matter without any solicitation</p> <p>18 or coercion by the Division or ESPN Bet that</p> <p>19 appellant did voluntary self exclude. And to</p> <p>20 allow early removal from the Self Exclusion</p> <p>21 List would undermine of Self Exclusion Program.</p> <p>22 Therefore, the Division respectfully</p> <p>23 requests that the Commission upholds the</p> <p>24 initial decision and deny the Appellant's</p> <p>25 request for early removal from the Self</p> | <p style="text-align: right;">29</p> <p>1 ITEM NO. 9</p> <p>2 really just wanted to get more help. That's</p> <p>3 all I wanted to do.</p> <p>4 CHAIR PLOUSIS: Sir, did you get your</p> <p>5 \$250 back?</p> <p>6 ED: I actually did. Yeah.</p> <p>7 CHAIR PLOUSIS: Well, that's good news.</p> <p>8 Yeah.</p> <p>9 ED: Thank you.</p> <p>10 CHAIR PLOUSIS: Okay. Anything further</p> <p>11 from the Division?</p> <p>12 MS. FISCIAN: Yes. So per the</p> <p>13 information that was provided to the Appellant,</p> <p>14 the notice from ESPN Bet provides that</p> <p>15 appellant did have an option to self exclude,</p> <p>16 not that he was instructed to do so and per the</p> <p>17 steps --</p> <p>18 ED: I was instructed -- okay.</p> <p>19 MS. FISCIAN: And per the steps that --</p> <p>20 8 steps -- via the ESPN Bet, there are waivers</p> <p>21 and acknowledgments that one must read and</p> <p>22 provides the repercussions of the self</p> <p>23 exclusion.</p> <p>24 Thank you.</p> <p>25 CHAIR PLOUSIS: Thank you.</p> |

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| <p style="text-align: right;">30</p> <p>1 ITEM NO. 9</p> <p>2 ED: Is the chat transcript present?</p> <p>3 CHAIR PLOUSIS: I'm sorry?</p> <p>4 ED: Is the chat transcript between the</p> <p>5 customer service rep and myself present?</p> <p>6 Because you can see in that chat I never once</p> <p>7 brought up a self exclusion. They brought it</p> <p>8 up. I didn't even know what it was until I --</p> <p>9 until they told me.</p> <p>10 CHAIR PLOUSIS: Well, when you were</p> <p>11 reading through it, sir, didn't the bells go</p> <p>12 off, saying this -- this looks a little</p> <p>13 different than what I should be doing?</p> <p>14 ED: That's a fair point. But when you</p> <p>15 have \$250 missing and you want to get some help</p> <p>16 to get that back, I think that you're going to</p> <p>17 on miss a couple details to try to get that</p> <p>18 \$250 back. And this was around the holidays</p> <p>19 back a year ago, so I was really pressed for</p> <p>20 that money back.</p> <p>21 CHAIR PLOUSIS: Okay. Thank you, sir.</p> <p>22 Any further discussion?</p> <p>23 VICE CHAIR COOPER: No.</p> <p>24 CHAIR PLOUSIS: Hearing none, do I have</p> <p>25 a motion?</p> | <p style="text-align: right;">32</p> <p>1 ITEM NO. 10</p> <p>2 CHAIR PLOUSIS: Good luck, sir.</p> <p>3 ED: Okay.</p> <p>4 MS. FAUNTLEROY: Item No. 10 is</p> <p>5 consideration of the initial decision in the</p> <p>6 matter of the appeal of KT for removal from the</p> <p>7 Self Exclusion List.</p> <p>8 We have Senior Counsel Teresa</p> <p>9 Pimpinelli. Docket No. 24-0044-AP.</p> <p>10 MR. PIMPINELLI: Hello, again, Chair and</p> <p>11 Commissioners. Senior Counsel Pimpinelli</p> <p>12 appearing for the Division.</p> <p>13 For your consideration is the December</p> <p>14 6, 2024, initial decision of Hearing Examiner</p> <p>15 Cooper in this matter, which is an appeal of</p> <p>16 the Division's September 23rd, 2024, decision,</p> <p>17 denying KT's request for removed from the Self</p> <p>18 Exclusion List.</p> <p>19 After oral argument and hearing,</p> <p>20 Examiner Cooper found that Appellant had failed</p> <p>21 to demonstrate that they were improperly placed</p> <p>22 on the Self Exclusion List.</p> <p>23 You have the complete record in this</p> <p>24 matter, which is subject to the applicable</p> <p>25 confidentiality and privacy requirements.</p> |
| <p style="text-align: right;">31</p> <p>1 ITEM NO. 9</p> <p>2 VICE CHAIR COOPER: Mr. Chairman, I move</p> <p>3 to adopt the initial decision and find that the</p> <p>4 appellant failed to demonstrate that he did not</p> <p>5 intentionally place himself on the Division's</p> <p>6 Self Exclusion List as required by NJAC</p> <p>7 13:69G-2.2(c) and deny his request to be</p> <p>8 removed from the Division's Self Exclusion List</p> <p>9 prior to his February 17th, 2025, expiration</p> <p>10 date.</p> <p>11 CHAIR PLOUSIS: Is there a second?</p> <p>12 COMMISSIONER MOLLINEAUX: Mr. Chairman,</p> <p>13 I second the motion.</p> <p>14 CHAIR PLOUSIS: Any further discussion?</p> <p>15 VICE CHAIR COOPER: No.</p> <p>16 COMMISSIONER MOLLINEAUX: No.</p> <p>17 CHAIR PLOUSIS: Hearing none, all in</p> <p>18 favor, say aye?</p> <p>19 (Ayes.)</p> <p>20 CHAIR PLOUSIS: Opposed?</p> <p>21 (No response.)</p> <p>22 CHAIR PLOUSIS: Ayes have it.</p> <p>23 Thank you.</p> <p>24 ED: Can I have a voice? Is that a</p> <p>25 thing?</p> | <p style="text-align: right;">33</p> <p>1 ITEM NO. 10</p> <p>2 Exceptions were filed by KT which were</p> <p>3 provided to you. Appellant is present.</p> <p>4 And I would ask the Division and</p> <p>5 Appellant to enter their appearances and</p> <p>6 proceed.</p> <p>7 I just again respectfully remind all</p> <p>8 parties involved that Appellant's identity is</p> <p>9 confidential.</p> <p>10 MS. FISCIAN: Mr. Chairman,</p> <p>11 Commissioners, Leticia Fiscian, Deputy Attorney</p> <p>12 General, for the Division of Gaming</p> <p>13 Enforcement.</p> <p>14 CHAIR PLOUSIS: Mr. KT?</p> <p>15 KT: [KT].</p> <p>16 CHAIR PLOUSIS: Sir, you'll be sworn in.</p> <p>17 Daryl?</p> <p>18 MR. NANCE: Yes.</p> <p>19 Would you stand and raise your right</p> <p>20 hand.</p> <p>21 - - -</p> <p>22 KT , having been first duly sworn, testified as</p> <p>23 follows:</p> <p>24 - - -</p> <p>25 MR. NANCE: Please state your initials</p> |

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| <p style="text-align: right;">34</p> <p>1 ITEM NO. 10</p> <p>2 for the record.</p> <p>3 KT: KT.</p> <p>4 MR. NANCE: Thank you.</p> <p>5 MS. PIMPINELLI: KT, you may begin.</p> <p>6 Sir, you may begin.</p> <p>7 KT: Oh, thank you. Good morning,</p> <p>8 Chairman, Commissioner, Vice Chair.</p> <p>9 Congratulations on your nomination, by the way.</p> <p>10 VICE CHAIR COOPER: Thank you.</p> <p>11 KT: I appreciate everyone taking the</p> <p>12 time.</p> <p>13 What you have here today, my name is</p> <p>14 [KT], somebody made a mistake, taking full</p> <p>15 ownership, accountability, being proactive and</p> <p>16 assertive, trying to ask the Commission for</p> <p>17 leniency and an appeal on a mistake they made.</p> <p>18 I was a victim -- rather guilty of not</p> <p>19 reading the fine print, quickly skimming</p> <p>20 through. I was able to complete the self</p> <p>21 exclusion in approximately 30 seconds by just</p> <p>22 clicking buttons, pressing "submit."</p> <p>23 The reason due to that was because when</p> <p>24 I was on the Hard Rock app. I was playing</p> <p>25 blackjack. Tunred my phone horizontally. The</p> | <p style="text-align: right;">36</p> <p>1 ITEM NO. 10</p> <p>2 Division's Self Exclusion List, to remove the</p> <p>3 appellant from the self exclusion early would</p> <p>4 undermine the Self Exclusion Program.</p> <p>5 In addition, contrary to the arguments</p> <p>6 that the Appellant sets forth in their 12-10</p> <p>7 exception, it is immaterial that the appellant</p> <p>8 submitted a Self Exclusion List removal request</p> <p>9 because due to NJAC 13:69G-2.5, at the end of</p> <p>10 one self-exclusion period, that is when one</p> <p>11 must submit a self-exclusion removal request</p> <p>12 form.</p> <p>13 So, therefore, because the appellant</p> <p>14 voluntarily, without solicitation or coercion,</p> <p>15 added himself to the Self Exclusion List, the</p> <p>16 Division respectfully request that the</p> <p>17 Commission uphold its initial decision.</p> <p>18 Thank you.</p> <p>19 CHAIR PLOUSIS: Sir, did Hard Rock ever</p> <p>20 ask you to go to the exclusion? Or what -- why</p> <p>21 did you jump to the exclusion list? Or the</p> <p>22 website.</p> <p>23 KT: Yeah. Thank you. It was simply</p> <p>24 out of frustration, having prior negative</p> <p>25 experiences with something similar happening</p> |
| <p style="text-align: right;">35</p> <p>1 ITEM NO. 10</p> <p>2 app froze. I was unable to complete the action</p> <p>3 I was intended to do, the hand of blackjack.</p> <p>4 Customer service was not able to support. It</p> <p>5 had been a recurring theme. And I was under</p> <p>6 the impression I was removing myself from the</p> <p>7 app specifically and not all things gaming, all</p> <p>8 things New Jersey, everything for five years.</p> <p>9 Nonetheless, I'm not denying that I</p> <p>10 completed it. I'm taking full ownership,</p> <p>11 responsibility, accountability. Accepting that</p> <p>12 I made a mistake, a colossal mistake, a</p> <p>13 careless mistake.</p> <p>14 I just ask the Commission to reverse</p> <p>15 their decision and appeal this morning.</p> <p>16 Thank you.</p> <p>17 CHAIR PLOUSIS: Thank you.</p> <p>18 MS. FISCIAN: The Division emphasizes</p> <p>19 that its November 7, 2024, argument that the</p> <p>20 Appellant did complete the self-exclusion</p> <p>21 process to self exclude from the Hard Rock bet</p> <p>22 application. And because the Appellant checked</p> <p>23 the boxes to agree to the waiver and</p> <p>24 acknowledgments which set forth that self</p> <p>25 excluding would result in placement on the</p> | <p style="text-align: right;">37</p> <p>1 ITEM NO. 10</p> <p>2 and not resolving the issue. I said to myself,</p> <p>3 I need to just stay off this specific app if</p> <p>4 I'm being quote-unquote robbed essentially</p> <p>5 where I'm having several issues, where it's</p> <p>6 either lagging or the app is freezing, not</p> <p>7 being able to make action or decision.</p> <p>8 And to her point, I don't know the</p> <p>9 process of the Commission. And so again, I</p> <p>10 immediately called that Monday morning as soon</p> <p>11 as I was available. And then I went to the</p> <p>12 Trenton office in person, again trying to be</p> <p>13 proactive and assertive to submit any paperwork</p> <p>14 I can, letting them know that it was my</p> <p>15 intention. Because the keyword is in all the</p> <p>16 documents is I intentionally did this. I tried</p> <p>17 to go out of way to prove that it was not my</p> <p>18 intention. It was I did not know I was doing a</p> <p>19 five-year exclusion, everything in person and</p> <p>20 virtual. And so just to be able to mitigate</p> <p>21 that and get out in front of that to let</p> <p>22 everybody know that it wasn't what I was trying</p> <p>23 to do.</p> <p>24 COMMISSIONER MOLLINEAUX: KT, how much</p> <p>25 time is there on that app for you to decide to</p> |

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| <p style="text-align: right;">38</p> <p>1 ITEM NO. 10</p> <p>2 move forward? How much time is given?</p> <p>3 KT: I was able to complete it in</p> <p>4 approximately 30 seconds, Commissioner. And</p> <p>5 I -- I take my mom to a neurology appointment,</p> <p>6 and it's 12 pages of paperwork that takes 20</p> <p>7 minutes, requires physical signatures. This</p> <p>8 was just next screen, press a few buttons, next</p> <p>9 screen. I've done cool-offs before. It's the</p> <p>10 same process.</p> <p>11 I thought I was just again blocking</p> <p>12 myself from this app due to negative past</p> <p>13 experiences. I did not realize or intend to</p> <p>14 put myself on a five-year self exclusion, which</p> <p>15 is an extremely long time for somebody who just</p> <p>16 recreationally plays.</p> <p>17 COMMISSIONER MOLLINEAUX: So you did not</p> <p>18 move from that box. And wasn't enough time to</p> <p>19 read that information?</p> <p>20 KT: Probably about five seconds</p> <p>21 approximately. You just have to scroll down</p> <p>22 and press "accept." You -- it's not as if --</p> <p>23 on some forms I filled out, they don't let you</p> <p>24 move to the next page until there's been an</p> <p>25 adequate amount of time to make sure you know</p> | <p style="text-align: right;">40</p> <p>1 ITEM NO. 10</p> <p>2 mitigate this, solve the issues. Going in</p> <p>3 person, multiple meetings. Phone calls to Mrs.</p> <p>4 Pimpinelli and being here today to state my</p> <p>5 case.</p> <p>6 COMMISSIONER MOLLINEAUX: You do know</p> <p>7 that most everything is on apps now for signing</p> <p>8 off on anything. You can do that anywhere for</p> <p>9 any -- most any type of -- of items that you</p> <p>10 want to buy or anything. You can sign off even</p> <p>11 for banks and everything. You can sign off on</p> <p>12 apps. But the time limit is what is a</p> <p>13 consideration, that you would take to do that.</p> <p>14 KT: Right.</p> <p>15 CHAIR PLOUSIS: Sir, you said you've</p> <p>16 done it in the past? You've done cooling-off</p> <p>17 periods in the past?</p> <p>18 KT: Yes.</p> <p>19 CHAIR PLOUSIS: So didn't you realize</p> <p>20 this was on the State of New Jersey website,</p> <p>21 not on Hard Rock then, if you did it on the</p> <p>22 past?</p> <p>23 KT: I don't recall seeing the State of</p> <p>24 New Jersey website. I just remember the Hard</p> <p>25 Rock app. I don't remember seeing any screens</p> |
| <p style="text-align: right;">39</p> <p>1 ITEM NO. 10</p> <p>2 you've read the document. There's nothing,</p> <p>3 anything along those lines of that sort. I was</p> <p>4 able to do the entire self exclusion for all of</p> <p>5 New Jersey in five years in approximately 30</p> <p>6 seconds. And we can -- we can test it and try</p> <p>7 it out. I can do it again and go through the</p> <p>8 same thing.</p> <p>9 Guilty, taking full accountability that</p> <p>10 I did not read it. I'm the first person to</p> <p>11 rent a car, as you and I had talked in our --</p> <p>12 and just sign the paperwork. I knew I need a</p> <p>13 car. I knew I wanted to block myself from the</p> <p>14 app and full accountability for not reading the</p> <p>15 fine print and paperwork.</p> <p>16 But the duration, to your question, is</p> <p>17 extremely quick. Very easy to do. And I don't</p> <p>18 feel like it should be able to doing something,</p> <p>19 like, through an app. I feel you should have</p> <p>20 to come here or sign paperwork or go in person</p> <p>21 or mail a letter or even virtual signature or</p> <p>22 form. There was no signature. Just pressing</p> <p>23 buttons, moving to the next screen. And before</p> <p>24 you knew it, I had made a colossal mistake</p> <p>25 which has led to me again to be proactive and</p> | <p style="text-align: right;">41</p> <p>1 ITEM NO. 10</p> <p>2 for the State of New Jersey. Is that in the</p> <p>3 paperwork?</p> <p>4 MS. FISCIAN: So the process to self</p> <p>5 exclude is going to be through the app, the</p> <p>6 Hard Rock app, but there is a link to the</p> <p>7 Division of Gaming Enforcement that has the</p> <p>8 provisions that the repercussions --</p> <p>9 THE WITNESS: Language but not a website</p> <p>10 to bring you to the.</p> <p>11 MS. FISCIAN: Not the Division's</p> <p>12 website. It's going to be on the Hard Rock</p> <p>13 app.</p> <p>14 KT: Yeah. Right. I thought I was just</p> <p>15 checking another box on the app to be removed.</p> <p>16 CHAIR PLOUSIS: But in the past you</p> <p>17 hadn't had a problem when you did this on --</p> <p>18 KT: No.</p> <p>19 CHAIR PLOUSIS: -- cooling off period.</p> <p>20 KT: No. And I took that attrition to,</p> <p>21 again, the frustration of the technical</p> <p>22 incompetencies of the app and figured it's --</p> <p>23 okay, this is probably how the app functions</p> <p>24 and platform and best practices and operates.</p> <p>25 Maybe it's a lengthier process and other</p> |

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| <p style="text-align: right;">42</p> <p>1 ITEM NO. 10</p> <p>2 things. So.</p> <p>3 CHAIR PLOUSIS: Any other questions for</p> <p>4 the Division or for Mr. --</p> <p>5 COMMISSIONER MOLLINEAUX: No.</p> <p>6 VICE CHAIR COOPER: No.</p> <p>7 CHAIR PLOUSIS: Okay.</p> <p>8 Is there a motion?</p> <p>9 VICE CHAIR COOPER: Mr. Chairman, I move</p> <p>10 to adopt the initial decision and find that the</p> <p>11 Appellant failed to demonstrate that he did not</p> <p>12 intentionally place himself on the Division's</p> <p>13 Self Exclusion List as required by NJAC</p> <p>14 13:69G-2.2(c) and deny his request to be</p> <p>15 removed from the Division's Self Exclusion List</p> <p>16 prior to his April 6, 2029, expiration date.</p> <p>17 CHAIR PLOUSIS: Is there a second?</p> <p>18 COMMISSIONER MOLLINEAUX: Mr. Chairman,</p> <p>19 I second the motion.</p> <p>20 CHAIR PLOUSIS: Any further discussion?</p> <p>21 VICE CHAIR COOPER: No.</p> <p>22 COMMISSIONER MOLLINEAUX: No.</p> <p>23 CHAIR PLOUSIS: Hearing none, all in</p> <p>24 favor, say aye?</p> <p>25 (Ayes.)</p> | <p style="text-align: right;">44</p> <p>1 ITEM NO. 12</p> <p>2 COMMISSIONER MOLLINEAUX: No.</p> <p>3 CHAIR PLOUSIS: Hearing none, is there a</p> <p>4 motion?</p> <p>5 VICE CHAIR COOPER: Mr. Chairman, I move</p> <p>6 to remand for a hearing the application of</p> <p>7 James W. McGowan, Jr., for initial -- and for</p> <p>8 an initial casino key employee license and</p> <p>9 qualification to serve as Vice President of</p> <p>10 Security for Tropicana Atlantic City Corp.</p> <p>11 CHAIR PLOUSIS: Is there a second?</p> <p>12 COMMISSIONER MOLLINEAUX: Mr. Chairman,</p> <p>13 I second the motion.</p> <p>14 CHAIR PLOUSIS: Any further discussion?</p> <p>15 VICE CHAIR COOPER: No.</p> <p>16 COMMISSIONER MOLLINEAUX: No.</p> <p>17 CHAIR PLOUSIS: Hearing none, all in</p> <p>18 favor, say aye?</p> <p>19 (Ayes.)</p> <p>20 CHAIR PLOUSIS: Opposed?</p> <p>21 (No response.)</p> <p>22 CHAIR PLOUSIS: Ayes have it.</p> <p>23 MS. FAUNTLEROY: Thank you.</p> <p>24 Item No. 12 is the Petition of Marina</p> <p>25 District Development Company, LLC, doing</p> |
| <p style="text-align: right;">43</p> <p>1 ITEM NO. 11</p> <p>2 CHAIR PLOUSIS: Opposed?</p> <p>3 (No response.)</p> <p>4 CHAIR PLOUSIS: Ayes have it.</p> <p>5 Thank you.</p> <p>6 MS. PIMPINELLI: Thank you.</p> <p>7 MS. FISCIAN: Thank you.</p> <p>8 MS. FAUNTLEROY: Good luck.</p> <p>9 Okay. Item No. 11, consideration of the</p> <p>10 initial casino key employee licensure and</p> <p>11 plenary qualification of James McGowan to serve</p> <p>12 as Vice President of Security for Tropicana</p> <p>13 Atlantic City Corp. doing business as Tropicana</p> <p>14 Atlantic City.</p> <p>15 There are -- there will be no</p> <p>16 appearances entered in this matter, Mr.</p> <p>17 Chairman.</p> <p>18 It is a request to remand, which staff</p> <p>19 has reviewed and recommend that the matter be</p> <p>20 remanded to the contested-case process for</p> <p>21 consideration of the initial licensure and</p> <p>22 plenary qualification.</p> <p>23 CHAIR PLOUSIS: Thank you.</p> <p>24 Are there any questions for counsel?</p> <p>25 VICE CHAIR COOPER: No.</p> | <p style="text-align: right;">45</p> <p>1 ITEM NO. 12</p> <p>2 business as Borgata Hotel Casino & Spa, for the</p> <p>3 issuance of a temporary casino key employee</p> <p>4 license to Travis T. Truong pursuant to NJSA</p> <p>5 5:12-89(e) and to permit him to assume the</p> <p>6 duties and exercise the powers of Vice</p> <p>7 President Asian Marketing pending plenary</p> <p>8 qualification.</p> <p>9 This matter was initiated by Petition</p> <p>10 PRN 3622402 dated December 27, 2024, seeking</p> <p>11 the initial -- the temporary key licensure and</p> <p>12 temporary qualification of Mr. Truong as</p> <p>13 indicated.</p> <p>14 You have counsel for the Division</p> <p>15 present and counsel for Marina District</p> <p>16 Development Company via Zoom, and with your</p> <p>17 permission, Mr. Chairman, I ask that they enter</p> <p>18 their appearances and address the Commission</p> <p>19 directly.</p> <p>20 CHAIR PLOUSIS: Thank you.</p> <p>21 MR. MADAMBA: Good morning, Chair</p> <p>22 Plousis, Madame Commissioner Mollineaux, Vice</p> <p>23 Chair Cooper, Pat Madamba, Senior Vice</p> <p>24 President and Legal Counsel, Marina District</p> <p>25 Development Company, LLC, on behalf of Marina</p> |

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| <p style="text-align: right;">46</p> <p>1 ITEM NO. 12</p> <p>2 District Development and Mr. Truong.</p> <p>3 MR. HOLLANDER: Good morning, Chairman</p> <p>4 and Commissioners. Deputy Attorney General</p> <p>5 Jordan Hollander on behalf of Division of</p> <p>6 Gaming Enforcement.</p> <p>7 MR. MADAMBA: I've had an opportunity to</p> <p>8 review the draft resolution, and it's fine in</p> <p>9 form and substance. Accordingly, we just ask</p> <p>10 that the relief be granted.</p> <p>11 Thank you.</p> <p>12 CHAIR PLOUSIS: Thank you.</p> <p>13 MR. HOLLANDER: You have the Division's</p> <p>14 response of no objection to the requested</p> <p>15 relief in this matter.</p> <p>16 The Division has also reviewed the draft</p> <p>17 resolution and has no objection.</p> <p>18 Thank you.</p> <p>19 CHAIR PLOUSIS: Thank you.</p> <p>20 Are there any questions for counsel?</p> <p>21 VICE CHAIR COOPER: No.</p> <p>22 COMMISSIONER MOLLINEAUX: No.</p> <p>23 CHAIR PLOUSIS: Hearing none, is there a</p> <p>24 motion?</p> <p>25 VICE CHAIR COOPER: Mr. Chairman, I move</p> | <p style="text-align: right;">48</p> <p>1 ITEM NO. 13</p> <p>2 MR. MADAMBA: Thank you. And happy New</p> <p>3 Year, everyone.</p> <p>4 MS. FAUNTLEROY: Thank you.</p> <p>5 COMMISSIONER MOLLINEAUX: Thank you.</p> <p>6 MS. FAUNTLEROY: Item No. 13 is the</p> <p>7 consideration of initial casino key employee</p> <p>8 license and plenary qualification of Jeffrey</p> <p>9 Hook to assume the duties and exercise the</p> <p>10 powers of Chief Operating Officer for Boardwalk</p> <p>11 1000, LLC, d/b/a Hard Rock Hotel & Casino</p> <p>12 Atlantic City and HR Atlantic City, LLC, and</p> <p>13 related entities.</p> <p>14 This matter was initiated by Petition</p> <p>15 PRN 3622403 dated December 27, 2024, seeking</p> <p>16 the initial casino key employee licensure with</p> <p>17 a waiver of the residency requirement and a</p> <p>18 multi-casino endorsement on the initial casino</p> <p>19 key employee license and plenary qualification.</p> <p>20 For the record, the related entities and</p> <p>21 the positions for your consideration would be</p> <p>22 Executive Vice President, Chief Operating</p> <p>23 Officer and Secretary, Seminole Hard Rock</p> <p>24 Entertainment, Inc., Seminole HR Holdings, LLC,</p> <p>25 SHRE/SHRI, LLC, and Seminole Hard Rock Support</p> |
| <p style="text-align: right;">47</p> <p>1 ITEM NO. 12</p> <p>2 to approve the Petition and issue a temporary</p> <p>3 casino key employee license to Travis T.</p> <p>4 Truong pursuant to NJSA 5:12-89b(4) and NJSA</p> <p>5 5:12-89(e) and NJAC 19:41A-5.3 and permit him</p> <p>6 to assume the duties and exercise the powers of</p> <p>7 Vice President of Asian Marketing for Marina</p> <p>8 District Development Company, LLC, pending</p> <p>9 plenary qualification in accordance with the</p> <p>10 conditions contained in NJSA 5:12-85.1 and NJAC</p> <p>11 13:69C-2.6.</p> <p>12 CHAIR PLOUSIS: Is there a second?</p> <p>13 COMMISSIONER MOLLINEAUX: Mr. Chairman,</p> <p>14 I second the motion.</p> <p>15 CHAIR PLOUSIS: Any further discussion?</p> <p>16 COMMISSIONER MOLLINEAUX: No.</p> <p>17 CHAIR PLOUSIS: Hearing none, roll call</p> <p>18 vote?</p> <p>19 MS. FAUNTLEROY: Commissioner</p> <p>20 Mollineaux?</p> <p>21 COMMISSIONER MOLLINEAUX: Yes.</p> <p>22 MS. FAUNTLEROY: Vice Chair Cooper?</p> <p>23 VICE CHAIR COOPER: Yes.</p> <p>24 MS. FAUNTLEROY: And Chairman Plousis?</p> <p>25 CHAIR PLOUSIS: Yes.</p> | <p style="text-align: right;">49</p> <p>1 ITEM NO. 13</p> <p>2 Services, LLC.</p> <p>3 Chief Operating Officer, HR Atlantic</p> <p>4 City, LLC, HR Atlantic City Investor, LLC, and</p> <p>5 HR Atlantic City Lender, LLC.</p> <p>6 Director, Hard Rock Tristate AC, LLC.</p> <p>7 And lastly, Executive Vice President and</p> <p>8 Chief Operating Officer, Seminole Hard Rock</p> <p>9 Support Services, LLC.</p> <p>10 You have counsel for the Division</p> <p>11 present as well as counsel for -- counsel for</p> <p>12 both the entities and Mr. Hook present.</p> <p>13 And with your permission I ask that they</p> <p>14 enter their appearances and address the</p> <p>15 Commission directly.</p> <p>16 CHAIR PLOUSIS: Thank you.</p> <p>17 MS. CUREWITZ: Good morning, Chairman,</p> <p>18 Vice Chair, Commissioner. My name is Lindsey</p> <p>19 Curewitz. I am from Fox Rothschild on behalf</p> <p>20 of Boardwalk 1000, LLC, doing business as Hard</p> <p>21 Rock Hotel & Casino, and Mr. Jeffrey Hook</p> <p>22 himself.</p> <p>23 I have reviewed the draft resolution and</p> <p>24 I have no objections to it and ask that the</p> <p>25 relief be granted.</p> |

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| <p style="text-align: right;">50</p> <p>1 ITEM NO. 13</p> <p>2 MR. HOLLANDER: Good morning again,</p> <p>3 Chairman and Commissioners. Deputy Attorney</p> <p>4 General Jordan Hollander on behalf of Division</p> <p>5 of Gaming Enforcement.</p> <p>6 You have the Division's response dated</p> <p>7 January 3rd, 2025, in this matter we have no</p> <p>8 objection to the requested relief.</p> <p>9 The Division has had an opportunity to</p> <p>10 review the draft resolution, and subject to</p> <p>11 consideration of a minor language suggestion,</p> <p>12 the Division has no objection.</p> <p>13 Thank you.</p> <p>14 CHAIR PLOUSIS: Thank you.</p> <p>15 Are there any questions for counsel?</p> <p>16 VICE CHAIR COOPER: No.</p> <p>17 COMMISSIONER MOLLINEAUX: No.</p> <p>18 CHAIR PLOUSIS: Hearing none, is there a</p> <p>19 motion?</p> <p>20 VICE CHAIR COOPER: Mr. Chairman, I move</p> <p>21 to approve the joint petition and issue an</p> <p>22 initial casino key employee license to Jeffrey</p> <p>23 Hook pursuant to NJAC 5:12-89 with a</p> <p>24 multi-casino endorsement pursuant to NJSA</p> <p>25 5:12-91.1 and find Mr. Hook qualified to serve</p> | <p style="text-align: right;">52</p> <p>1 ITEM NO. 13</p> <p>2 MS. FAUNTLEROY: And Chairman Plousis?</p> <p>3 CHAIR PLOUSIS: Yes.</p> <p>4 Thank you.</p> <p>5 MR. HOLLANDER: Thank you.</p> <p>6 MS. FAUNTLEROY: In accordance with</p> <p>7 Resolution 24-11-12-03, the next closed session</p> <p>8 shall be held on Wednesday, February 12, 2025,</p> <p>9 at 9:30 a.m. in the Commission offices.</p> <p>10 CHAIR PLOUSIS: This is the public</p> <p>11 participation portion of the meeting. Is there</p> <p>12 anyone from the public that wishes to speak?</p> <p>13 (No response.)</p> <p>14 CHAIR PLOUSIS: Miss Fauntleroy, do we</p> <p>15 have any e-mail comments?</p> <p>16 MS. FAUNTLEROY: No. We do not, Mr.</p> <p>17 Chairman.</p> <p>18 CHAIR PLOUSIS: Okay. The public</p> <p>19 participation portion of the meeting is now</p> <p>20 closed.</p> <p>21 Is there a motion to adjourn?</p> <p>22 VICE CHAIR COOPER: Mr. Chairman, I'll</p> <p>23 make the motion.</p> <p>24 CHAIR PLOUSIS: Is there a second?</p> <p>25 COMMISSIONER MOLLINEAUX: Mr. Chairman,</p> |
| <p style="text-align: right;">51</p> <p>1 ITEM NO. 13</p> <p>2 as Chief Operating Officer for HR Atlantic City</p> <p>3 LLC, HR Atlantic City Investor, LLC, and HR</p> <p>4 Atlantic City Lender LLC; and Executive Vice</p> <p>5 President, Chief Operating Officer and</p> <p>6 Secretary for Seminole HR Holdings, LLC, SHRE,</p> <p>7 LLC, and SHRE/SHRI, LLC; and Director of Hard</p> <p>8 Rock Tristate AC, LLC, in accordance with the</p> <p>9 conditions contained in NJSA 5:12-85.1c and</p> <p>10 NJAC 13:69C-2.6 and 2.7; and grant the</p> <p>11 Petitioner's request to waive the residency</p> <p>12 requirement as provided for in NJSA</p> <p>13 5:12-89b(4).</p> <p>14 CHAIR PLOUSIS: Is there a second?</p> <p>15 COMMISSIONER MOLLINEAUX: Mr. Chairman,</p> <p>16 I second the motion.</p> <p>17 CHAIR PLOUSIS: Any further discussion?</p> <p>18 VICE CHAIR COOPER: No.</p> <p>19 CHAIR PLOUSIS: Hearing none, roll call</p> <p>20 vote?</p> <p>21 MS. FAUNTLEROY: Commissioner</p> <p>22 Mollineaux?</p> <p>23 COMMISSIONER MOLLINEAUX: Yes.</p> <p>24 MS. FAUNTLEROY: Vice Chair Cooper?</p> <p>25 VICE CHAIR COOPER: Yes.</p> | <p style="text-align: right;">53</p> <p>1</p> <p>2 I second the motion.</p> <p>3 CHAIR PLOUSIS: Any further discussion?</p> <p>4 VICE CHAIR COOPER: No.</p> <p>5 COMMISSIONER MOLLINEAUX: No.</p> <p>6 CHAIR PLOUSIS: Hearing none, all in</p> <p>7 favor, say aye?</p> <p>8 (Ayes.)</p> <p>9 CHAIR PLOUSIS: Opposed?</p> <p>10 (No response.)</p> <p>11 CHAIR PLOUSIS: Ayes have it.</p> <p>12 Meeting is now adjourned. Thank you.</p> <p>13 (Public Meeting 25-01-08 was adjourned</p> <p>14 at 11:16 a.m.)</p> <p>15 - - -</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p> |

1 CERTIFICATE

2
3 I, M. DARLENE ENGEL, a Certified Court Reporter
4 and Notary Public of the State of New Jersey, certify
5 that the foregoing is a true and accurate transcript
6 of the proceedings.

7
8 I further certify that I am neither attorney, of
9 counsel for, nor related to or employed by any of the
10 parties to the action; further that I am not a
11 relative or employee of any attorney or counsel
12 employed in this case; nor am I financially interested
13 in the action.

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19 -----
20 M. DARLENE ENGEL, CCR
License No 30XI0102300

21 Dated: January 12, 2025
My Notary Commission Expires on
22 November 21, 2029
NJ ID No: 50117353

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