

Legalized Games of Chance Control Commission
PUBLIC SESSION MINUTES
June 21, 2006

A meeting of the Legalized Games of Chance Control Commission was held on June 21, 2006, at 10:30 a.m., at the Office of the Division of Consumer Affairs, located at 124 Halsey Street, 7th Floor, Essex Room, Newark, New Jersey. Present for the meeting were Chairperson Marilou Halvorsen, Commissioners Timothy Ryan, Edward Barrett, and Frank Ragazzo. Commissioner Christine Vanek was not present. Also present were Deputy Attorney General (DAG) Div. of Law (DOL)Ginger Provost; Regulatory Analysts Charles Manning and Danielle Swenson; LGCCC Supervisor to the Investigative Unit Scott Jenkins; LGCCC Supervising Investigator Registrations Unit Annette Misukonis; LGCCC Investigator's Martin Silva and Joseph Chessere; and supporting staff Farah Rodriguez and Mary Grant.

The meeting was opened at 10:30 a.m. by Chairperson Marilou Halvorsen, pursuant to provisions of the Open Public Meetings Act. N.J.S.A. 10:4-1 et seq., adequate notice of the meeting was provided by mailing on June 14, 2006, in accordance with Chapter 231 P.L. 1975, more commonly referred to as the Sunshine Law. A list of all regularly scheduled Commission meetings to be held during 2006 was provided to the Office of the Secretary of State, Star Ledger, Trenton Times, the Director of the Division of Consumer Affairs, and posted in the State Building at 124 Halsey Street, Newark, New Jersey as well as being posted on LGCCC website: www.state.nj.us/lps/ca/lgccc.htm.

1. Reading and Approval of the Agenda The Commission reviewed and moved to approve the agenda as amended to include ratification of Amusement Games Committee approval of the Giant Stacker game.

MOTION: Barrett SECOND: Ryan APPROVED: Unanimous

2. Minutes of the Public Session meeting May 10, 2006 The Commission reviewed and approved the minutes as amended.

MOTION: Ryan SECOND: Barrett APPROVED: Three (Ragazzo Abstained)

3. PRN 2006-97 Summary of Public Comments Proposed Regulation Amendments N.J.A.C. 13:3-3.4 and 3.5 (Amusement Games) (Charles Manning DCA Reg. Analyst) Charles Manning read one comment that was made during the comment period of this proposed regulation and reviewed with the Commissioners a proposed response. Mr. Manning explained that the proposed regulation should be filed within the next 60-90 days which means that this regulation would go into effect by September 2006.

Commissioner Barrett made a motion to accept the response that Mr. Manning drafted for the comment.

MOTION: Barrett SECOND: Ryan APPROVED: Unanimous

Charles Manning also updated the Commissioners on other proposed regulations that have already been sent to Trenton. Compensated Workers is still in Governors Counsel and Basket of Cheer is in the Office of the Attorney General. Casino Night Poker comment period is over June 25, 2006.

4. PRN 2006 -120 Fee Increase (Bingo and Raffles) (Danielle Swenson, DCA Reg. Analyst) Danielle Swenson read two comments that were made during the comment period of this proposed regulation and read to the Commissioners a proposed response. Ms. Swenson also reported that the Electronic games comment period is over July 14, 2006.

Ms. Swenson asked the Commission to advise her when they discuss proposed regulations so that she can be present when the Commission discusses any potential future regulations, to have a better understanding of the regulations. She will write up a proposed regulation prohibiting the use of live animals for amusement games

prizes, parallel to the bingo and raffles regulation already in effect, N.J.A.C. 13:47-6.20.

Commissioner Barrett made a motion to accept and send the response that Ms. Swenson had drafted for the commenters.

MOTION: Ryan SECOND: Ragazzo APPROVED: Unanimous

5. Public Comment

a.) Edward McGlynn Esq. Government Affairs Rep. NJAA: Introduced the new President of NJAA, Paul Levchuk, the former Executive Director Denise Putlock, and the present Executive Director Kimberle Rolle Samarelli.

b.) Doug Woodfield, Chairman of the NJAA Game Committee and Playday Amos NJAA: Mr. Woodfield explained that in the past there were ponies given as prizes and the ponies were abused. He said that is why the regulation prohibiting the use of live animals for prizes was created. He produced nothing in support of his statement to the commission.

6. Statistics report and comparison figures from LGCCC to DCA for April, 2006. The Commission approved the statistics report and comparison figures for April.

MOTION: Ryan SECOND: Ragazzo APPROVED: Unanimous

Mr. McGlynn asked if he is able to get a copy of the statistical information. Mr. McGlynn was informed that the statistical information is on the LGCCC website after the minutes have been approved and posted.

7. List of organizations approved or denied requests for registration for May, 2006. The Commission approved the list of organizations approved or denied requests for registration for the month of May, 2006.

MOTION: Barrett SECOND: Ryan APPROVED: Unanimous

a.) Tabled items from April approved and denied registration.

1. Union City Cal Ripken League The Commission approved the request for registration for Union City Cal Ripken League for the month of April, 2006.

MOTION: Barrett SECOND: Ryan APPROVED: Unanimous

2. 200 Club of Ocean County Inc Commissioner Ryan recused himself due to a potential conflict of interest.

MOTION: Barrett SECOND: Halvorsen APPROVED: Unanimous

8. List of Approved and Denied Compensated Workers and Commercial Licenses for the month of May, 2006.

a.) Compensated Workers The Commission approved the Compensated Workers.

MOTION: Ragazzo SECOND: Barrett APPROVED: Unanimous

b.) Commercial Licenses The Commission approved the Commercial Licenses.

MOTION: Ragazzo SECOND: Barrett APPROVED: Unanimous

9. FYI - SIGNED WARNING LETTERS, AND UPL LETTERS

Warning Letters Signed

- a.) LG-05-591 Congregation Agudath Achim (Warning Letter Sign)
- b.) LGA-05-166 Maria I. Taborda (Warning Letter Sign)
- c.) LGA-05-172 East Greenwich Twp. Recreation Commission (Warning Letter Sign)
- d.) LGA-05-587 Fantasy Island Amusement Park (Warning Letter Sign)
- e.) LGA-05-607 James Nickels (Warning Letter Sign)
- f.) LGA-05-628 Majestic Midmays (Warning Letter Sign)

UPL Letter Signed

- g. LG-06-83 George Lawrence (Penalty Paid)
- h. LG-06-106 Francis LaFerrara (Penalty Paid)
- I. LG-06-116 Keith Mulligan (Penalty Paid)
- j. LG-06-118 George Lawrence (Penalty Paid)
- k. LG-06-252 Dennis Donegan (Penalty Paid)
- l. LG-06-253 Eric Dua (Penalty Paid)
- m. LGA-05-156 Diane Mizenis (Penalty Paid)
- n. LGA-05-386 Robert McKnight (Penalty Paid)
- o. LGA-05-391 Robert McKnight (Penalty Paid)
- p. LGA-05-392 Robert McKnight (Penalty Paid)
- q. LGA-05-395 Suzanne Loughran (Penalty Paid)
- r. LGA-05-398 Maria Taborda (Penalty Paid)
- s. LGA-05-399 Diane Mizenis (Penalty Paid)
- t. LGA-05-514 David Hartman (Penalty Paid)
- u. LGA-05-580 Beth A Toth (Penalty Paid)
- v. LGA-05-606 Wayne Cimorelli (Penalty Paid)
- w. LGA-05-622 Hidden Acres Camp Ground (Penalty Paid)
- x. LGA-05-623 Hideaway Beach (Penalty Paid)
- y. LGA-05-624 Beach Comber Camping Resort (Penalty Paid)
- z. LGA-05-632 Gary Balaban (Penalty Paid)
- aa. LGA-05-633 Ronald Cappuccio (Penalty Paid)
- ab. LGA-05-704 J & W Fun and Games Inc (Penalty Paid)
- ac. LGA-05-706 Midway Games Corp. (Penalty Paid)

The Commission determined that each Commissioner does not need to have a copy of every warning letter, UPL, and check that is submitted, so long as a list is provided and copy is available should the Commissioners want to see it at the meeting.

The Commission stated that a check is an admission of guilt, but LGCCC does need the Signed UPL letters. The Commission has authorized LGCCC staff to create a letter to send to the recipient of the UPL when the certification is not signed, that if it is not signed they are subject to further penalties.

Mr. McGlynn volunteered that he would add this information in his NJAA news article.

10. Games for the June, 2006 Agenda Pending Approval

Game Name	Certification #	Manufacturer
Drinking Glass Game	1-102	Playday Distributors
Triple Effect	2-662	Atlantic Gaming
Giant Stacker	2-661	Valley Dynamo
Amended Certification	Certification#	Manufacturer
Treasure Chest	2-629	United textile Fabricators

A motion was made to accept Triple Effect and Giant Stacker.

MOTION: Ryan SECOND: Ragazzo APPROVED: Unanimous

The Commission asked if an amendment is needed if it is a moot change. Supervising Inv. Jenkins stated that even small changes can change the software. If enough small changes are made, when a LGCCC Investigator checks a game the software would come up invalid. The manufacturers should be sending LGCCC the updated software but they are not. A motion was made to accept Treasure Chest.

MOTION: Barrett SECOND: Ryan APPROVED: Unanimous

The Commissioners stated their concerns with the Drinking Glass Game. They do not want this game associated with, or promoting, alcohol consumption. They do not want the game to be "Beer Pong" or have the water dyed yellow to resemble alcohol. The Commissioners want the certification to state that the name on the certification has to be similar to the game certification.

Doug Woodfield stated that he changed his fish bowl game to "Beer Pong" because the diameter of the glasses is 4inches and the fish bowl is 2inches and therefore easier for people to win prizes. He was questioned as to why the similarity to beer, why not another name or color. He said it would be less attractive.

Chairperson Halvorsen made the motion to accept the Drinking Glass Game.

MOTION: Halvorsen SECOND: There was no second and the motion dies. This game is not approved.

11. RMLG-06-24 FYI - Notice of Proposal - PRN-2006-169 Electronic Games of Chance Published in the New Jersey Register on May 15, 2006, Comment period ends July 14, 2006

12. RWLG-04-14 Pop Warner Football Wall Key # 13159 A motion to grant registration.

MOTION: Ryan SECOND: Barrett APPROVED: Unanimous

13. Old Business

FYI- Tumbling Dice Ent., Inc. (Faxes from Mrs. Graham & Mr. Molloy, Esq.) Faxes stated that Mr. Molloy, Esq. is no longer the attorney for Tumbling Dice. The DAG stated the Tumbling Dice requested a list of the UPL's sent to the unlicensed dealers.

14. New Business

None

15. E. O.'s Report

None

16. Addendum: Review and approve of the April 12, 2006 Regulatory Committee Meeting Report

The Commission approved the amended report.

MOTION: Barrett SECOND: Ragazzo APPROVED: Unanimous

17. Addendum: Review and approve of the May 25, 2006 Amusement Games Committee Report

The Commission approved the amended report.

MOTION: Ragazzo SECOND: Barrett APPROVED: Unanimous

18. Addendum: Discuss letters received asking for an extension to submit the annual reports. a. Central Arcade, Inc. b. Doug's Keansburg Arcade and Lisa Niles The Commission asked staff the purpose of the annual reports. Mr. Jenkins will research the purpose and report to the Commission at the next Meeting, which is scheduled for August 9, 2006, tabled until then.

Chairperson Halvorsen left during the Executive meeting and turned the meeting over to Commissioner Ryan. Upon re-entering public session the Commission moved to adjourn the meeting. After approving the reading of the closing statement by Commissioner Timothy Ryan, the meeting was adjourned at 2:01 PM.

MOTION: Ragazzo SECOND: Barrett APPROVED: Unanimous

Approved by:

Chairperson Marilou Halvorsen, and Commissioner Timothy Ryan

MCH:mg
enc. (3)

1. [Statistics report and comparison figures from LGCCC to DCA for April, 2006](#) (Refer back to Item #6)
2. [List of organizations approved or denied requests for registration for May, 2006](#) (Refer back to Item #7)
3. [List of approved and denied Compensated Workers and Commercial Licenses for May, 2006](#) (Refer back to Item #8)