



**CHRIS CHRISTIE**  
Governor

**KIM GUADAGNO**  
Lt. Governor

# New Jersey Office of the Attorney General

Division of Consumer Affairs  
Legalized Games of Chance Control Commission  
124 Halsey Street, 6<sup>th</sup> Floor, Newark, NJ 07102



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## PUBLIC SESSION MINUTES September 8, 2010

The Legalized Games of Chance Control Commission met on September 8, 2010, at the Division of Consumer of Affairs, located at 124 Halsey Street, 6<sup>th</sup> Floor Somerset Room, Newark New Jersey. Present were Commissioners Marilou Halvorsen, Chairperson, Christine Vanek, Edward Barrett and Commissioner Timothy E Ryan. Also in attendance: Deputy Attorney General Nancy Miller, Investigator Martin Silva, Investigator Joseph Chessere and supporting staff Farah Rodriguez.

The meeting was opened at 10:30 a.m. by Commissioner Halvorsen pursuant to provisions of the Open Public Meetings Act. N.J.S.A. 10:4- et seq. Adequate notice of the Legalized Games public meeting was provided by mailing a list of all regularly scheduled Commission meetings to be held during 2010 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.gov/oag/ca/lgccc.htm](http://www.state.nj.gov/oag/ca/lgccc.htm).

**1. Reading and Approval of the Agenda**

The Commission reviewed and approved the agenda.

**MOTION: Barrett                      SECOND: Vanek                      APPROVED: Unanimous**

**2. Minutes of the Public Session meeting July 14, 2010**

The Commission reviewed and approved the minutes.

**MOTION: Barrett                      SECOND: Ryan                      APPROVED: Unanimous**

**3. Public Comment**

Edward McGlynn, Esq., counsel for the New Jersey Amusement Association, inquired about Senate Bill 1224 which is currently under review in the Attorney General Office. He asked if he could receive a copy of any comments on the bill. Charles Manning, Regulatory Analyst, the report was an intended and confidential document and would not be release.

**4. Statistics report and comparison figures from LGCCC to DCA for the months of June and July 2010**

**Move to accept as presented.**

**MOTION:: Vanek                      Second: Barrett                      Approved: Unanimous**

**5. List of organizations approved or denied requests for registration for the months July and August 2010.**

Commissioner Halverson recused herself on the Eatontown Baseball League, Inc. ( July 2010). Commissioner Ryan recused himself on the Ocean Gate Veterans Association, Toms River Business Development Corp ( July 2010) and Pinelands Reformed Church, Inc. (August 2010). Commissioner Vanek recused herself on the Fundacion Maria Auxiliadora, Inc (July 2010) and Jaycees Hudson County Inc, Roman Catholic Archdiocese (August 2010). The Commission approved the rest of the items on the approved and denied lists for registration applications for July and August 2010.

The Commission took separate votes on organization when a Commissioner recuse . Each organization was approved.

**MOTION: Vanek                      Second: Barrett                      Approved: Unanimous**

**6. Recommended approval for the approved and denied list of Casino Operators, Casino Operators Pending Additional Correspondence, Manufacturers, Distributors, and Providers, Compensated Workers and Games Submissions for the Months of July and August 2010.**

The Commission approved the recommendations of staff regarding of Casino Operators, Manufacturers, Games Submissions, Distributors, and Providers and Compensated Workers for the months of July and August 2010.

**MOTION: Vanek                      SECOND: Barrett                      APPROVED: Unanimous**

**7) Draft of new rule N.J.A.C. 13:47-5A.8 which requires notification when a equipment provider provides electronic games of chance.**

The Commission determined that N.J.A.C. 13:47-5A.8 is needed for enforcement purposes as the equipment is tested to ensure compliance with the State laws and regulations. This is a one time notification and is not unduly burden some. The Commission would accpect deletion of (a) 8 Total amount of change made, if any

**MOTION: Vanek                      SECOND: Ryan                      APPROVED: Unanimous**

**8) Games for the September 2010 Agenda  
Pending Approval**

**Certification (2)-** electronic arcade redemption games.

<u>Game Name</u>	<u>Certification #</u>	<u>Manufacturer</u>	<u>LGC #</u>
Winner's Cube	2-762	Andamiro USA Corp.	09-339
Royal Touch (Skill-stop)	2-771	Coast to Coast Entertainment LLC	10-58

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Prize Line	2-773	Coast to Coast Entertainment LLC	10-75
Wheel of Fortune	2-774	Play Mechanix	10-106

**The Commission approved the games.** The Commission noted that coin pushers are not to have any objects in the playfield except for coins as tokens. Staff has question for lab that tested games where other merchandise was placed in play field. Until questions are resolved, no objects exceptions or tokens are permitted in play filed.

**MOTION: Barrett                      SECOND: Vanek                      APPROVED: Unanimous**

**9)                      FYI-List of Signed Warning Letters, UPL Letters  
& Consent Orders for the month of August 2010.**

**Warning Letters Signed**

None

**UPL Letters Signed**

LGA 10-60	Sean Dougherty	(Penalty Paid)
LGA 10-61	Sean Dougherty	(Penalty Paid)
LGA 10-62	Sean Dougherty	(Penalty Paid)

**Consent Orders/ Settlement Agreements**

None

**FYI**

**10).    RMLG- 08-02 Resident Club Co-op IV Crestwood Village, Inc.**

The Commission approved the use of the net proceeds in an amount permitted by regulation. Reviewing the submitted material , the Commission determined that 50% of the net proceeds can be used for capital improvement.

**MOTION: Vanek                      SECOND: Ryan                      APPROVED: Unanimous**

**11).    Delaware Valley Business Club- seeking registration**

The Commission determined to deny the request for registration. The organization is formed primely to benefits is members

**MOTION: Vanek                      SECOND: Ryan                      APPROVED: Unanimous**

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- 12). Khaneh Iran, Inc. d.b.a. Porsian Cultural Foundation - seeking registration**  
The Commission determined to approve the request for registration.

**MOTION: Barrett                      SECOND: Vanek                      APPROVED: Unanimous**

- 13). 2011 Draft Commission Meeting Schedule.**  
The Commission approved the dates for next years meetings.

**MOTION: Ryan                      SECOND: Barrett                      APPROVED: Unanimous**

- 14). Philippine Fiesta USA, Inc-requesting a refund of its raffle license application fee in the amount of \$400.00 because they change location of the raffle.**  
The Commission determined to issue a credit to the organization in the amount of \$400.00.

**MOTION: Ryan                      SECOND: Barrett                      APPROVED: Unanimous**

- 15. Old Business**  
**None**

- 16. New Business**

Commissioner Ryan discussed two articles about a game in Seaside Heights that included an inappropriate figure of President Obama and other political, and celebrity. Mr. Jenkins noted the operator covered the figure following the press coverage.

- 17. E. O.'s Report**

- A) Mr. Ed Wilczewski asked whether members of a charitable organization seeking to conduct raffles need to be fingerprinted.  
The member of members of the applicant designated in the application to hold, operate or conduct the game or gams of chance, must be free of conviction and of good moral character.

- B) Mr. Santo Lombardo asked if a business can conduct a raffle.

Scott Jenkins, advised that only a “Qualified Registered Organization” may apply for a license to conduct raffles in the State of New Jersey

- C) Mr. George Casale sought confirmation that someone won the Diabetes Foundation Inc Raffle held on June 19, 2010. The Commission has determined that the 2010 Porsche was awarded as advertised. The winner was posted as Julio Batista of Lyndhurst, New Jersey
- D) The NIA Group/Marsh & McLennan Seeking report for Insurance for the Legalized Games of Chance.
- E) Order of the Eastern Star #54 Tuckerton asked about the status of its registration application. The registration application was reviewed and approved.

Item moved from the Executive Agenda

**E. Request to consider explanation/mitigation:** Following issuance of Uniform Penalty Letters, these licensees asked the Commission to consider information submitted prior to making final decision. The Commission moved to Executive Session for deliberation. Upon return to public session, the Commission determined

- 1. **LGA-09-211- Majestic Midways- York, PA.- Inv. Plowman**  
The Commission reviewed and was not persuaded by the mitigation/information presented and sustained the penalty offered in the Uniform Penalty Letter.

**MOTION: Ryan                      SECOND: Barrett                      APPROVED: Unanimous**

- 2. **LG-10-16- S.C.J. Vending, Inc., d.b.a. Capitol City Vending- Inv. Silva**  
The Commission was persuaded by the information submitted and determined to reduce the UPL Penalty fine to \$1,000.00.

**MOTION: Halverson                      SECOND: Vanek                      APPROVED: Unanimous**

- 3. **LGA-10-40- Midway Game Corp.-Wildwood- Inv. Johnson**

The Commission reviewed and was not persuaded by the mitigation/information presented and sustained the penalty in the Uniform Penalty Letter.

**MOTION: Ryan**

**SECOND: Barrett**

**APPROVED: Unanimous**

**4. LGA-10-63- Midway Game Corp.-Wildwood- Inv. Johnson**

The Commission reviewed and was not persuaded by the mitigation/information presented and sustained the penalty in the Uniform Penalty Letter.

**MOTION: Ryan**

**SECOND: Vanek**

**APPROVED: Unanimous**

The Commission moved to Executive Session for discussion of investigative matters, deliberations, and advice of counsel. At the conclusion of the Executive Session, and the reading of the closing statement by Commissioner Halvorsen, the meeting was adjourned at 12:30 p.m.

**MOTION to adjourn: Halvorsen**

**SECOND: Vanek**

**APPROVED:  
Unanimous**

**Approved by:**

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**Marilou C. Halvorsen  
Chairperson**

MCH:fr

enc. (3)

1. Statistics report and comparison figures from LGCCC to DCA for June and July 2010 (Refer to item 4)
2. List of organizations approved or denied requests for registration for July and August 2010 (Refer to item5)
3. List of approved and denied Compensated Workers, Commercial Licenses July and August 2010 (Refer to item 6)