

5. List of organizations approved or denied requests for registration for the month of September and October 2009

Commissioner Vanek was recused on Marlton Basketball and Jersey Animal Coalition.

**MOTION (without two identified organizations): Vanek , Second: Barrett;
APPROVED: Unanimous**

MOTION to approve Marlton Basketball and Jersey Animal Coalition: Barrett ;Second: Halverson Approved: (Vanek recused)

6. Rule Adoption; Charles Manning, Regulatory Analyst appeared

- A) Amendment of fee for electronic card minding systems.
N.J.A.C. 13:47-13.6. The Commission received no comments on the proposal.
The Commission voted to adopt the electronic card minding systems fee.

MOTION: Vanek SECOND: Barrett APPROVED: Unanimous

- B) Adoption amendment of electronic card minding systems,
N.J.A.C. 13:47-7.20. The Commission received no comments on the proposal.
The Commission voted to adopt the electronic card minding systems.

MOTION: Vanek SECOND: Barrett APPROVED: Unanimous

(C) **NOT ON AGENDA:** DAG Miller asked Commission to clarify language in proposal to be published regarding alcohol as prize.
Commission approved clarifying language.

7. 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 September and October 2009.

The Commission approved the recommendations of staff.

MOTION: Vanek SECOND: Barrett APPROVED: Unanimous

- A) **EBS-09-07** Certification approval for an electronic bingo system, E-Max Bingo System. The Commission approved E-Max.

MOTION: Barrett SECOND: Vanek APPROVED: Unanimous

8) Review of Amusement Games License Applications for the month of
October 2009

Commission discussed issues related to issuing licenses. The Amusement Games Licensing Law and the regulations require that applicants be free from conviction of a crime. Staff has advised municipalities that criminal history background checks are to be completed before license is issued. Mr. McGlynn asked that consideration be given to licensees who have existing licenses and who may experience delays when getting checks completed. The Commission asked staff to develop a plan to meet legal requirements and not delay license issuance. Staff is to bring issues and questions to the Commission's attention. The Commission considered a time period (until March 31, 2010) to issue licenses pending receipt of background checks.

A) FJS Foods, Inc

B) Casino Beach Pier, LLC

C) Casino Beach Pier, LLC

D) Casino Beach Pier, LLC

E) Space Port- Paterson, LLC Application for amusement games license as an amusement park. The Commission directed staff to investigate further, including assessment of rides, to determine if meets definition of amusement park.

MOTIONS: Halvorsen

SECOND: Vanek

APPROVED: Unanimous

9) **Friends of the American Cancer Society**- requesting the Commission to consider an exception relating to regulations. The organization conducts raffles across the State and having only one registration certificate makes obtaining licenses in various municipalities difficult. The Commission agreed to provide up to four certified copies of registration certificate without charge. The Commission will revisit this issue going forward.

10) **Freedom House, Inc.**- requesting a refund due to overpayment of raffles license application fee. The Commission will grant a credit in the amount of \$20.00 for overpayment.

MOTIONS: Barrett

SECOND: Vanek

APPROVED: Unanimous

**11) FYI-List of Signed Warning Letters, UPL Letters
& Consent Orders for the month of September 2009**

Warning Letters Signed

- | | | | |
|----|-----------|------------------------------------|----------|
| A. | LG 09-124 | Compare Food's Supermarket | (Signed) |
| B. | LG 09-155 | St. Francis De Sales Parents Guild | (Signed) |

UPL Letters Signed

- | | | | |
|----|------------|-----------------------------------|----------------|
| A. | LGA 09-125 | RRB D/B/A Bev & Walley's | (Penalty Paid) |
| B. | LG 09-130 | Cherry Hill Health & Racquet Club | (Penalty Paid) |
| C. | LGA 08-303 | Clementon Lake Operations | (Penalty Paid) |
| D. | LGA 08-304 | Clementon Lake Operations | (Penalty Paid) |
| E. | LGA 08-305 | Clementon Lake Operations | (Penalty Paid) |
| F. | LGA 08-358 | MCR Concessions | (Penalty Paid) |

Consent Orders/ Settlement Agreements

None

FYI

**FYI-List of Signed Warning Letters, UPL Letters
& Consent Orders for the month of October 2009**

Warning Letters Signed

- | | | | |
|----|-----------|------------------------------|----------|
| A. | LG 09-180 | Imperial Theatre Arts Assoc. | (Signed) |
|----|-----------|------------------------------|----------|

UPL Letters Signed

- | | | | |
|----|------------|------------------------|----------------|
| A. | LGA 08-247 | Vincent Scuzzese | (Penalty Paid) |
| B. | LGA 09-148 | Lucky Leo's Amusements | (Penalty Paid) |

Consent Orders/ Settlement Agreements

- | | | | |
|----|-------------------------------------|------------------------------|-------------|
| A. | LG 07-293, 08-29,08-30 & 08-31 | Continental State Fair Bingo | (Satisfied) |
| B. | LGA 08-184, 08-389, 09-191 & 09-289 | Robert DiPeso | (Satisfied) |

FYI

**12) Township of Moorestown, County of Burlington- Adoption of Ordinance
26-2009, authorizing the conduct of Bingo and Raffles.**

The Commission asks that the municipality provide the results of the referendum and asks for a copy of Chapter 66, Section 88.11.

13) Cases for reconsideration/hearing.

A) **LG-08-04** Damien's Professional Auto Detailing- Response to UPL;
This Item was moved to Executive Session for deliberation. After consideration of mitigation presented, the Commission decided to withdraw the penalty..

B) **LGA-08-134** Stephen D'Onofrio Arcade - Response to UPL; requesting consideration of explanation. This Item was moved to Executive Session for deliberation. After consideration of information, the Commission is not persuaded that the mitigation should alter the sanction offered. The Commission sustains the penalty.

C) **LGA-08-135** Anne Marie Conroy-Response to UPL; requesting consideration of explanation. This Item was moved to Executive Session for deliberation. After consideration of information, the Commission is not persuaded that the mitigation should alter the sanction offered. The Commission sustains the penalty.

14) Long Branch Senior Center Advisory Board- Seeking registration.

The Commission tabled this matter to next meeting. Staff to obtain association formation documents.

15) New Egypt Recreation Baseball, Inc- Requesting direction from the Commission concerning an unclaimed raffle prize.
The Commission tabled this matter. More information needed.

16) Old Business.
None

17) New Business.
None

18) Executive Officer's Report.

A) Robert M Saunders, CPA, LLC.
Request for advice.
FYI

**B) EC-09-39 The Wanders Car Club; questions regarding unlicensed raffle
FYI**

A letter was sent to Mr. Fryzel informing that he may be called to testify before the Control Commission.

C) Mandatory Ethics Training.

FYI

A memorandum was issued by James A Carey, Jr., that all Commission Members are required to complete a series of on-line ethics training modules.

D) Acquisition of Continental State Fair Bingo, Inc.

FYI

The Commission had not received any documentation of the business deal between Continental State Fair Bingo, Inc., and Atlantic Bingo Supply, Inc. that occurred on September 11, 2009. More information to be requested.

E) EC-44-09 Clarence J. Venne, Inc.

FYI

A letter was sent to Ms. West informing her that the Legalized Games of Chance Control Commission website had been updated to list all registered organizations conducting Bingo in the State of New Jersey.

**F) Westfield School Booster Association (2008) Merchandise Raffle
RL#1179.**

FYI

Staff sent letter responding to a dispute over awarding of prize to winner who became ill prior to trip.

G) St. Paul Of The Cross Church draw raffle.

FYI

Staff sent letter advising organization that Commission investigator contacted the winner.

H) EC-45-09 Highland Business Partnership.

FYI

Staff sent letter to Chief Blewett expressing concerns regarding the organization.

I) LGI-09 Little Scoops Ice Cream.

FYI

Staff advised store owners that they could not conduct a bingo game without a license.

11/10/09

J) Applications for IAAP/NAGRA memberships.

FYI

A memorandum was sent out for membership consideration. The Commission voted to accept the application.

MOTIONS: Barrett SECOND: Vanek APPROVED: Unanimous

K) EC-38-09 Robert DiPeso.

FYI

A letter was sent to Mr. Robert DiPeso informing him that his proposed use of US currency in an amusement game playing filed is not permitted as prizes displayed must be available to be won. .

L) EC-37-09 Gail C. Putter.

FYI

A letter was sent to Ms. Gail Putter providing information on registering as a qualified organization to hold, operate or conduct games of chance.

The Commission moved to executive session. After conclusion of the executive session, and the reading of the closing statement by Commissioner Halvorsen, the meeting was adjourned at 11:50 AM

MOTION to adjourn: Halvorsen SECOND: Vanek APPROVED: Unanimous

Approved by:

Marilou C Halvorsen
Chairperson

MCH:ap

enc. (3)

1. Statistics report and comparison figures from LGCCC to DCA for August and September 2009
2. List of organizations approved or denied requests for registration for September and October 2009 (Refer to Item 5)
3. List of approved and denied Compensated Workers, Commercial Licenses September and October 2009 (Refer to Item 7)