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New Jersey Office of the Attorney General

Division of Consumer Affairs
Legalized Games of Chance Control Commission
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PUBLIC SESSION MINUTES March 14, 2012

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The Legalized Games of Chance Control Commission met on March 14, 2012, at the Division of Consumer of Affairs, located at 124 Halsey Street, 7th Monmouth Room, Newark New Jersey. Present were Chairperson Marilou Halvorsen, Commissioners Edward Barrett, Christine Vanek, and Peter Curatolo. Also in attendance: Deputy Attorney General Nancy Miller, Assistant Counsel Nicole P. Crifo, Authorities Unit, Office of the Governor; Investigators Supervisor Martin Silva and Joseph Chessere; Head Clark Deborah Barnes, and supporting staff Farah Rodriguez and Margaret Kane.

Note: David Jones, student at County College of Morris, recorded the meeting (without audio) as part of a project with the Division of Consumer Affairs.

The meeting was opened at 10:40 a.m. by Commissioner Halvorsen pursuant to provisions of the Open Public Meetings Act. N.J.S.A. 10:4-6 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 2012 to the Office of the Secretary of State, Star Ledger, Trenton Times, and the Director of the Division of Consumer Affairs, and by posting 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.

1. Reading and approval of the agenda.

The Commission reviewed and approved the amended agenda for March 14, 2012. (Item D2 - statistics report) moved from the executive agenda.

MOTION: Barrett SECOND: Vanek APPROVED: Unanimous

2. Minutes of the Public Session Meeting of February 8, 2012.
The Commission moved to accept the minutes.

MOTION: Barrett SECOND: Curatolo APPROVED: Unanimous

3. **Public comment:** Edward McGlynn, Esq., representing the New Jersey Amusement Association, thanked Investigators Joseph Chessere and Bruce Hurlburt for speaking at the New Jersey Amusement Association Trade Show.

4. Statistics report and comparison figures from LGCCC to DCA for the month of January 2012.

The Commission moved to accept the statistics report.

MOTION: Vanek SECOND: Curatolo APPROVED: Unanimous

5. List of organizations approved or denied registration for the month of February 2012

The Commission accepted the approved and denied list for registration for February 2012

MOTION: Curatolo SECOND: Barrett APPROVED: Unanimous

6. Recommendations of the approved and denied list of Casino Operators, Casino Operators Pending Additional Correspondence, Manufacturers, Distributors, and Providers, Compensated Workers and Games Submissions for the month of February 2012.

The Commission approved the recommendation of staff for the month of February 2012.

MOTION: Vanek SECOND: Curatolo APPROVED: Unanimous

- 6A. Balloon Acy Inc. d/b/a Casino King - applicant seeking approval for a Casino Equipment Provider license

The Commission approved the application for Casino Equipment Provider License.

MOTION: Barrett SECOND: Vanek APPROVED: Unanimous

7. **Games for the March 14, 2012 Agenda
Pending Approval**

Certification (1) - throw games

<u>Game Name</u>	<u>Certification #</u>	<u>Manufacturer</u>
Balloon Bust	1-123	Bob's Space Racers Inc.

Certification (2)- electronic arcade redemption games.

<u>Game Name</u>	<u>Certification #</u>	<u>Manufacturer</u>
Treasure Quest	2-795	Innovative Concepts of Entertainments

NBA Hoop Troop	2-799	Innovative Concepts of Entertainment
Connect 4	2-801	Bay-Tek Games, Inc.
Cameleon Paradize -single	2-802	Bay-Tek Games, Inc
Crank It! Revolution	2-803	Bay-Tek Games, Inc
Hoop Jam Stadium	2-806	Pinballsales.com
Disco Round	2-807	Pinballsales.com
Prize Xplosion	2-808	Coast to Coast Entertainment Inc.
Rock-N-Roll	2-811	Coast to Coast Entertainment Inc.

The Commission had a discussion about the terms of crane game certifications and determined to approve these electronic arcade redemption games with the stipulation that paragraphs 11 and 12 will be removed from the crane game certifications. The Commission noted that it will consider regulations for crane games in the future.

MOTION: Vanek SECOND: Curatolo APPROVED: Unanimous

8. List of Signed Warning Letters, Uniform Penalty Letters, and Consent Orders for the month of February 2012

Informational

Warning Letters Signed

<u>Case Number</u>	<u>Organization / Licensee Name</u>	<u>Signed</u>
LG 11-232	Milltown Mission Possible	Signed

Uniform Penalty Letters Signed

<u>Case Number</u>	<u>Organization / Licensee Name</u>	<u>Fine amount paid</u>
LGA 11-167	Victoria Graichen	\$500.00
LGA 11-181	Brothers Entertainment	\$500.00

Consent Orders/ Settlement Agreements

	<u>Settlement paid</u>
LGA 10-40 & 10-63 Midway Game Corp.	\$1,500.00

FYI

March 14, 2012

9. Knights of Columbus Stella Maris Council Post 3546 is seeking to adjust its registration date. The Commission authorized the early renewal of the organization's registration.

MOTION: Barrett SECOND: Vanek APPROVED: Unanimous

10. Ridgewood High School Girls Basketball Association - requesting a refund of the registration application fee.

The Commission noted the application fee is a non-refundable. The Commission will grant a credit in the amount of \$100.00 for two years from the date of this meeting, which may be used should the organization apply again to be registered.

MOTION: Barrett SECOND: Curatolo APPROVED: Unanimous

11. Jamilyn Brierly Foundation for Anorexia Awareness I.D.# 37-5-38815- request to carry over funds to the following year.

The Commission will grant the request to carry over funds for one year. It will also advise the organization that net proceeds from the games of chance may not be awarded to an individual.

MOTION: Barrett SECOND: Vanek APPROVED: Unanimous

12. Matthew G. Capizzi, Esq. - seeking advice on a automobile give away.

DAG Miller reported that she had discussed the issue with the attorney and he understood that the drawing was not permissible.

FYI

13. Request to consider mitigation following issuance of Uniform Penalty Letter LGA-11-210 Edward Dooner, who operated a balloon dart game, offered his explanation for the failure to have a balloon in front of the choice tag and failure to have large prizes available to be won.

Item moved to executive session for deliberation.

Motion: Vanek Second: Barrett Approved: Unanimous

Upon return to public session, the Commission announced its decision.

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

Motion: Vanek Second: Curatolo Approved: Unanimous

14. Old Business

Edward McGlynn asked for copies of materials for items listed on public agenda, particularly game certifications, prior to the meeting. DAG Miller acknowledged the request and indicated it would be considered.

The Commissioners discussed their desire to have staff meet with the New Jersey Amusement Association games committee to discuss regulatory initiative regarding cranes.

15. New Business - Commissioner Curatolo relayed a conversation he had had at the New Jersey Amusement Association Trade Show with a game manufacturer. Commissioner Curatolo indicated his desire to see a streamlined process for review and certification of amusement games noting that the Commission and businesses can work together.

16. Executive Officer's Report

Bingo Club of LVW- Response by staff to organization seeking to use net process to get new cushioned for chairs.

FYI

Late Starters

1. Hackettstown Business Improvement District

This item was tabled pending additional information from DAG Miller.

MOTION: Vanek SECOND: Curatolo APPROVED: Unanimous

2. Bloomfield Center Alliance Inc

This item was tabled pending additional information from DAG Miller.

MOTION: Vanek SECOND: Curatolo APPROVED: Unanimous

3. LGA 11-155 Robert Bennett & Douglas Woodfield

Respondents requested a formal hearing on the allegations in the Uniform Penalty Letter. DAG Miller advised the Commission that this case was forward to Lorraine Rak for assignment. **FYI**

4. Renaissance at Monroe Senior Veterans Club (ID#314-12-38362) - Item was tabled at the January 2012 meeting. The Commission requested additional information at its February meeting. The organization has not received a license to conduct games of chance at this time. **FYI**

Item Moved from Executive Agenda

1. Legalized Games of Chance Control Commission Statistics 2011 vs 2010

Item was moved to Public agenda **FYI**

The Commission moved to Executive Session for discussion of investigative matters, deliberations, and advice of counsel. Following the conclusion of the Executive Session, the Commission took action in public session. The executive session commenced at 11:40 a.m. The Commission returned to public session at 12:30 P.M.

MOTION to go into executive session:

Barrett

SECOND: Vanek

APPROVED: Unanimous

Following deliberation in executive session, the Commission took the following action:

Review of LG and LGIs

1. LG-11-249- Ministry With The Deaf, S.J. Chapter 138, ICDA-Camden- Inv. Walters

Following investigation of unauthorized game: request to approve DINGO as a game of chance. This litem was tabled for additional information on how game is played. Consider whether it can be a non-draw raffle.

MOTION: Barrett

SECOND: Vanek

APPROVED: Unanimous

2. LG-11-256 Polish Cultural Foundation - Clark- Inv. Johnson

Consumer complaint. Due to confusion after number called, game was replayed. The Commission determined to issue a warning letter to the organization and accept the organization's offer to award \$272.00 to Ms. Foucha, who had won the initial game.

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MOTION: Barrett

SECOND: Curatolo

APPROVED: Unanimous

3. LGI-12-19 St. Anthony of Padua A.R.S.- Port Reading- Inv. Donahue
Consumer complaint: organization permitted worker to play bingo. Commission
determined to issue a warning letter for permitting member to sell bingo specials and play
game on same occasion.

MOTION: Vanek

SECOND: Curatolo

APPROVED: Unanimous

Approved by:

Marilou C. Halvorsen
Chairperson

enc. (3)

1. Statistics report and comparison figures from LGCCC to DCA for January 2012. (Refer to item 4)
2. List of organizations approved or denied requests for registration for February 2012 (Refer to item5)
3. List of approved and denied Compensated Workers, Commercial Licenses February 2012 (Refer to item 6)