

EXHIBIT 1

SENATE RESOLUTION No. 19

STATE OF NEW JERSEY

214th LEGISLATURE

INTRODUCED JANUARY 12, 2010

Sponsored by:

Senator STEPHEN M. SWEENEY

District 3 (Salem, Cumberland and Gloucester)

Senator RAYMOND J. LESNIAK

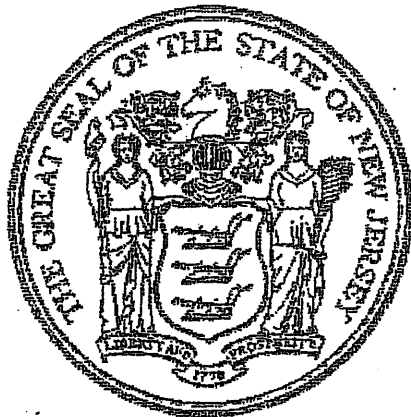
District 20 (Union)

SYNOPSIS

Authorizes President of the Senate to take legal action concerning certain federal legislation prohibiting sports betting.

CURRENT VERSION OF TEXT

As introduced.



SR19 SWEENEY, LESNIAK

2

1 A SENATE RESOLUTION authorizing the President of the Senate to
2 take legal action concerning federal legislation that prohibits the
3 legalizing of sports betting in the State of New Jersey.

4
5 WHEREAS, In 1992, Congress enacted the federal "Professional and
6 Amateur Sports Protection Act," codified at 28 U.S.C. s.3701 et
7 seq., establishing a general prohibition on sports betting in the
8 United States and prohibiting states and local governments from
9 authorizing sports betting; and

10 WHEREAS, Section 3702 of the "Professional and Amateur Sports
11 Protection Act" specifically provides that it is unlawful for "a
12 governmental entity to sponsor, operate, advertise, promote,
13 license, or authorize by law or compact...a lottery, sweepstakes, or
14 other betting, gambling, or wagering scheme based, directly or
15 indirectly...on one or more competitive games in which amateur or
16 professional athletes participate, or are intended to participate, or on
17 one or more performances of such athletes in such games;" and

18 WHEREAS, The State of New Jersey would benefit significantly from
19 lifting the federal ban and legalizing sports betting in this State, as
20 increased revenues would be generated and numerous jobs would
21 be created for New Jersey residents as a result of sports betting
22 activities at Atlantic City casinos and at New Jersey's racetracks,
23 further enhancing tourism and economic growth; and

24 WHEREAS, Currently there is a suit in United States District Court,
25 District of New Jersey, seeking declaratory relief and adjudicating
26 the "Professional and Amateur Sports Protection Act" void; and

27 WHEREAS, The Senate of the State of New Jersey recognizes the
28 significance to the State of New Jersey of legalizing sports betting
29 and desires to overturn the federal ban on sports betting that
30 discriminates against New Jersey residents by allowing sports
31 betting only in the states of Nevada, Delaware, Oregon, and
32 Montana and that violates the 10th and 14th Amendments to the
33 United States Constitution; now, therefore,

34
35 BE IT RESOLVED by the Senate of the State of New Jersey:
36

37 1. The President of the Senate is authorized to take such legal
38 action on behalf of the Senate as the Senate President shall deem
39 appropriate and necessary to challenge enforcement of the federal
40 "Professional and Amateur Sports Protection Act," which
41 establishes a selective prohibition on sports betting in the United
42 States.

43

44

45

STATEMENT

46

47 This Senate Resolution would authorize the President of the
48 Senate to take such legal action on behalf of the Senate as the

SR19 SWEENEY, LESNIAK

3

- 1 Senate President shall deem appropriate and necessary to challenge**
- 2 enforcement of the federal "Professional and Amateur Sports**
- 3 Protection Act," which establishes a selective prohibition on sports**
- 4 betting in the United States.**

EXHIBIT 2

A **SENATE RESOLUTION** urging the United States Congress to lift the federal ban on sports wagering.

WHEREAS, Since January 1, 1993, the federal "Professional and Amateur Sports Protection Act," 28 U.S.C. ss. 3701 et seq., has prohibited states and local governments from authorizing sports wagering; and

WHEREAS, Under the terms of the federal law, Nevada is the only state where sports wagering is legally permitted, and this activity has resulted in great direct and indirect revenues to that state's economy; and

WHEREAS, According to the Nevada Gaming Control Board, about \$94.5 million was legally wagered in Nevada on the 2006 Super Bowl game only, and the 2006 Super Bowl weekend generated about \$102.4 million in non-gaming economic impact as the game attracted 285,000 visitors to Las Vegas; and

WHEREAS, It is estimated that Nevada's legal sports wagering represents less than 1% of all sports wagering nationwide; and

WHEREAS, In fact, according to the National Gambling Impact Study Commission, illegal sports wagering amounts to about \$380 billion each year; and

WHEREAS, The federal sports wagering ban is not effective in curbing illegal sport gambling, so that lifting the ban on sports wagering would allow state gaming enforcement agencies to properly regulate and police this activity; and

WHEREAS, The State of New Jersey would benefit significantly from an end to the federal ban, as sports wagering at Atlantic City casinos would be subject to the existing 8% casino gross revenue tax and the 1.25% investment alternative tax, thereby generating more income for the State; and

WHEREAS, Furthermore, the legalization of sports wagering would enhance Atlantic City as a gaming and tourism destination; now, therefore,

BE IT RESOLVED *by the Senate of the State of New Jersey:*

1. This House respectfully urges the United States Congress to remove the federal ban on sports wagering.

2. Duly authenticated copies of this resolution, signed by the Senate President and attested by the Secretary thereof shall be transmitted to the majority and minority leaders of the United States Congress, and to each member of Congress elected from New Jersey.

EXHIBIT 3

ASSEMBLY, No. 1909
STATE OF NEW JERSEY
213th LEGISLATURE

INTRODUCED JANUARY 24, 2008

Sponsored by:

Assemblyman NELSON T. ALBANO

District 1 (Cape May, Atlantic and Cumberland)

Assemblyman LOUIS D. GREENWALD

District 6 (Camden)

Assemblyman JOHN J. BURZICHELLI

District 3 (Salem, Cumberland and Gloucester)

Assemblyman PAUL D. MORIARTY

District 4 (Camden and Gloucester)

Assemblyman MATTHEW W. MILAM

District 1 (Cape May, Atlantic and Cumberland)

Assemblyman NEIL M. COHEN

District 20 (Union)

Co-Sponsored by:

Assemblyman Caputo, Assemblywoman Wagner, Assemblymen Ramos and Schaefer

SYNOPSIS

Permits in-person wagering at casinos on results of professional sports events, subject to voter approval.

CURRENT VERSION OF TEXT

As introduced.

A1909 ALBANO, GREENWALD

2

1 AN ACT permitting in-person wagering at casinos on the results of
2 professional sports events, subject to voter approval, and
3 amending and supplementing P.L.1977, c.110 (C.5:12-1 et seq.).
4

5 *BE IT ENACTED by the Senate and General Assembly of the State*
6 *of New Jersey:*
7

8 1. (New section). As used in this act:

9 "casino" means a licensed casino or gambling house located in
10 Atlantic City at which casino gambling is conducted pursuant to the
11 provisions of P.L.1977, c.110 (C.5:12-1 et seq.).

12 "commission" means the New Jersey Casino Control
13 Commission established pursuant to section 50 of P.L.1977, c.110
14 (C.5:12-50).

15 "operator" means a casino which has elected to operate a sports
16 pool.

17 "prohibited sports event" means any sports event for which the
18 participants do not receive compensation for participation, any
19 event in which any participant represents a public or private school
20 or institution of higher education, any amateur or collegiate game or
21 match, any running race or harness race, and any professional
22 wrestling match.

23 "sports event" means any game or match except a prohibited
24 sports event.

25 "sports pool" means the business of accepting wagers on any
26 sports event by any system or method of wagering other than the
27 pari-mutuel method of wagering.

28 "sports wagering lounge" means an area in a licensed casino
29 wherein a sports pool is operated.
30

31 2. (New section) a. In addition to casino games permitted
32 pursuant to the provisions of P.L.1977, c.110 (C.5:12-1 et seq.), a
33 casino may operate a sports pool upon the approval of the
34 commission and in accordance with the provisions of this act and
35 applicable regulations promulgated pursuant to this act.

36 b. A sports pool shall be operated only in a sports wagering
37 lounge. The lounge shall conform to all requirements concerning
38 square footage, design, equipment, security measures and related
39 matters which the commission shall by regulation prescribe. The
40 space required for the establishment of a lounge shall not reduce the
41 space authorized for casino gaming activities as specified in section
42 83 of P.L.1977, c.110 (C.5:12-83).

43 c. The operator of a sports pool shall establish the odds it will
44 pay on wagers placed on sports events.

45 d. An operator shall accept wagers on sports events only from

EXPLANATION - Matter enclosed in bold-faced brackets [this] in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined this is new matter.

A1909 ALBANO, GREENWALD

3

1 persons physically present in the sports wagering lounge. Wagers
2 on sports events shall not be accepted over the telephone or through
3 electronic means from a person not present in the lounge.
4

5 3. (New section) a. All persons engaged directly in wagering-
6 related activities conducted by a casino in a sports wagering lounge
7 shall be licensed as casino employees or casino key employees, as
8 appropriate. All other employees of the casino licensee or of the
9 person or entity conducting the sports pool who are working in the
10 sports wagering lounge shall be licensed or registered in accordance
11 with regulations of the commission.

12 b. Each licensed casino which operates a sports pool shall
13 designate one or more casino key employees who shall be
14 responsible for the operation of the sports pool. At least one such
15 casino key employee shall be on the premises whenever sports
16 wagering is conducted.
17

18 4. (New section) Except as otherwise provided by this act, the
19 commission shall have authority to regulate sports pools to the same
20 extent that the commission regulates other casino games. The
21 commission shall promulgate regulations necessary to carry out the
22 provisions of this act, including, but not limited to, regulations
23 governing the:

24 a. amount of cash reserves to be maintained by operators to
25 cover winning wagers;

26 b. acceptance of wagers on a series of sports events;

27 c. maximum wagers which may be accepted by an operator from
28 any one patron on any one sports event;

29 d. type of wagering tickets which may be used;

30 e. method of issuing tickets;

31 f. method of accounting to be used by operators;

32 g. types of records which shall be kept; and

33 h. use of credit and checks by patrons.
34

35 5. (New section) Each operator shall, subject to approval by the
36 commission, adopt comprehensive house rules governing sports
37 wagering transactions with its patrons. The rules shall specify the
38 amounts to be paid on winning wagers and the effect of schedule
39 changes. The house rules, together with any other information the
40 commission deems appropriate, shall be conspicuously displayed in
41 the sports wagering lounge and copies shall be made readily
42 available to patrons.
43

44 6. Section 24 of P.L. 1977, c. 110 (C.5:12-24) is amended to read
45 as follows:

46 24. "Gross Revenue"—The total of all sums, including checks
47 received by a casino licensee pursuant to section 101 of this act,
48 whether collected or not, actually received by a casino licensee

A1909 ALBANO, GREENWALD

4

1 from gaming operations, including operation of a sports pool, less
2 only the total of all sums paid out as winnings to patrons; provided,
3 however, that the cash equivalent value of any merchandise or thing
4 of value included in a jackpot or payout shall not be included in the
5 total of all sums paid out as winnings to patrons for purposes of
6 determining gross revenue. "Gross Revenue" shall not include any
7 amount received by a casino from casino simulcasting pursuant to
8 the "Casino Simulcasting Act," P.L.1992, c.19 (C.5:12-191 et al.).

9 For the purposes of this section, any check which is invalid and
10 unenforceable pursuant to subsection f. of section 101 of P.L.1977,
11 c.110 (C.5:12-101) shall be treated as cash received by the casino
12 licensee from gaming operations.
13 (cf. P.L.2003, c.115, s.14)

14
15 7. For the purpose of complying with Article IV, Section VII,
16 paragraph 2 of the State Constitution, this act shall be submitted to
17 the people for their approval or rejection at the next general election
18 to be held 70 or more days following the date of its enactment.

19
20 8. This voter referendum shall be submitted to the people in the
21 following manner and form:

22 There shall be printed on each official ballot to be used at the
23 general election, the following:

24 a. In every municipality in which voting machines are not used,
25 a legend which shall immediately precede the question, as follows:

26 If you favor the proposition printed below make a cross (X), plus
27 (+), or check (✓) in the square opposite the word "Yes." If you are
28 opposed thereto make a cross (X), plus (+) or check (✓) in the
29 square opposite the word "No."

30 b. In every municipality the following question:

A1909 ALBANO, GREENWALD

5

		AUTHORIZATION FOR LICENSED CASINOS TO CONDUCT WAGERING ON PROFESSIONAL SPORTS EVENTS, UNDER REGULATION BY THE CASINO CONTROL COMMISSION
	YES	Shall P.L. , c. (now before the Legislature as this bill) allowing licensed casinos to conduct wagering on professional sports events, under regulation by the New Jersey Casino Control Commission, be approved and become operative?
		INTERPRETIVE STATEMENT
	NO	Voter approval of this question would allow licensed casinos in Atlantic City to conduct in-person wagering on professional sports events, under regulation by the New Jersey Casino Control Commission. Sports wagering gross revenue would be subject to the existing 8% casino gross revenue tax, the proceeds of which are dedicated to programs for senior citizens and disabled residents, and the investment alternative tax, which results in the investment of 1.25% of gaming revenue in community and economic development projects across the State.

9. Sections 7 and 8 shall take effect immediately and the remainder of this act shall take effect immediately upon voter approval of this act at the general election.

STATEMENT

If approved by the voters at a referendum held at the next general election, this bill would allow licensed casinos in Atlantic City to conduct in-person wagering on professional sports events under regulation by the New Jersey Casino Control Commission. Wagering on sports events, as defined by this bill, would not include wagering on events in which the participants do not receive compensation for participation or in which any participant represents a public or private school or institution of higher education, any amateur or collegiate game or match, any running horse race or harness horse race, and any professional wrestling match. In order to place a wager on a sports event, the patron

A1909 ALBANO, GREENWALD

6

- 1 would have to be physically located in the sports wagering lounge
- 2 of the casino.
- 3 Sports wagering gross revenue would be subject to the existing
- 4 8% casino gross revenue tax, the proceeds of which are dedicated to
- 5 programs for senior citizens and disabled residents, and the
- 6 investment alternative tax, which results in the investment of 1.25%
- 7 of gaming revenue in community and economic development
- 8 projects across the State.

Exhibit 4

**State of New Jersey**

OFFICE OF THE GOVERNOR

PO Box 001

TRENTON, NJ 08625-0001

CHRIS CHRISTIE
GovernorJEFFREY S. CHIESA
Chief Counsel

RECEIVED

AUG - 4 2010

July 12, 2010

AT 8:30 ^{PM}
WILLIAM T. WALSH
CLERK**Via Facsimile**

The Honorable Tonianne J. Bongiovanni
U.S. Magistrate Judge
United States District Court
Clarkson S. Fisher Federal Building
and Courthouse
402 East State Street
Trenton, New Jersey 08608

Re: iMEGA, et al. v. Eric H. Holder, Jr. et al., No. 3:09-cv-
1301 (GEB-TJB)

Dear Magistrate Judge Bongiovanni:

We are writing on behalf of Governor Chris Christie in connection with the above-referenced matter.

On November 2, 2009, Your Honor granted former Governor Jon S. Corzine's motion to intervene in this matter and entered an order requiring Governor Corzine to file a Complaint to intervene no later than November 12, 2009. On November 3, 2009, the citizens of New Jersey elected Governor Christie. As a result, on November 12, 2009, former Governor Corzine filed a motion to extend the deadline for then Governor-elect Christie to file a Complaint in this action. On November 17, 2009, Your Honor granted former Governor Corzine's motion for an extension of time to file a Complaint until March 12, 2010. On March 10, 2010, Governor Christie requested that the time period within which to file a Complaint in this action be extended until July 12, 2010, to provide him with an opportunity to study this matter. On March 10, 2010, Your Honor granted Governor Christie an extension until July 12, 2010.

After careful consideration, Governor Christie has decided not to participate in this action. Accordingly, we will not be filing a Complaint to intervene on his behalf. At this time, given the unprecedented economic crisis and other challenges facing the State, the Governor has determined that the State's limited resources would be better utilized by focusing on other, more immediate issues facing the citizens of New Jersey.

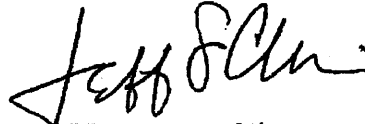
July 12, 2010

Page 2

Governor Christie would like to thank the Court for providing him with additional time to consider participating in this case and the parties who consented to that request.

Thank you for your kind attention to this matter.

Respectfully submitted,



Jeffrey S. Chiesa
Chief Counsel
Office of the
New Jersey Governor
(609) 777-2450

cc: Hon. Garrett E. Brown, Jr.
Richard Rudin, Esq.
Eric Bernstein, Esq.
Peter Leary, Esq.
Leon J. Sokol, Esq.

[It is further Ordered that Governor
Corzine be terminated as an
Intervenor Plaintiff on the docket of
this case]

So Ordered this 3 day
of August, 2010
Thomas J. Brangan