

# New Jersey Casino Control Commission

## Resolution



No. 12-04-11-6

RESOLUTION OF THE NEW JERSEY CASINO CONTROL COMMISSION  
CONCERNING THE PETITION OF ICAHN ENTERPRISES, L.P. AND TROPICANA  
ATLANTIC CITY CORP. REQUESTING PERMISSION FOR SUNG HWAN CHO TO  
PERFORM THE DUTIES AND EXERCISE THE POWERS OF CHIEF FINANCIAL  
OFFICER OF ICAHN ENTERPRISES, L.P. PENDING PLENARY QUALIFICATION  
(PRN 0831202)

**WHEREAS**, this matter having been brought before the New Jersey Casino Control Commission (Commission) by the Petition of Icahn Enterprises, L.P. (Icahn Enterprises) and Tropicana Atlantic City Corp. (Trop AC) for approval to have Sung Hwan Cho, prior to his plenary qualification, assume the duties and exercise the powers of Chief Financial Officer for Icahn Enterprises, L.P., a holding company of Trop AC for a nine-month period in accordance with the conditions contained in *N.J.S.A. 5:12-85.1c* and *N.J.A.C. 13:69C-2.7(c)*; and

**WHEREAS**, the Division of Gaming Enforcement (Division) filed a letter report dated April 2, 2012, in which it recommended that the Commission permit Mr. Cho to assume the duties and exercise the powers of that position before being qualified; and

**WHEREAS**, the Division does not object to the Commission granting the requested relief prior to the expiration of the period specified in *N.J.A.C. 13:69C-2.7(c)2*;

**WHEREAS**, the Commission considered the entire record of the proceedings at its public meeting of April 11, 2012; and



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**NOW, THEREFORE, BE IT RESOLVED** by the Commission that Sung Hwan Cho is temporarily qualified and is hereby authorized to assume the duties and exercise the powers of Chief Financial Officer for Icahn Enterprises, subject to the conditions contained in *N.J.S.A. 5:12-85.1c, 89b(1) and (2), N.J.A.C. 13:69C-2.7.*

Submitted by: Mary Wozniak  
Mary Wozniak  
Assistant General Counsel

CERTIFICATION

I HEREBY CERTIFY that this Resolution correctly reflects the decision of the New Jersey Casino Control Commission.

Dianna W. Fauntleroy  
Dianna W. Fauntleroy, Esq.  
Executive Secretary

Meeting of April 11, 2012  
Vote taken on pages 25-26