



PENNSYLVANIA GAMING CONTROL BOARD

Office of Hearings & Appeals

P.O. Box 69060

Harrisburg, PA 17106-9060

717-265-7451

FILED
February 11, 2019
8270-2019
Board Clerk PGCB

February 11, 2019

MJK Electrical Corporation
5957 Addison Street
P.O. Box 28664
Philadelphia, PA 19151

PGCB
Office of Enforcement Counsel
Harrisburg, PA 17101

HEARING NOTICE

A Hearing has been scheduled for you.

RE: Emergency Suspension of Gaming Service Provider

DOCKET#: 8270-2019

GAMING ID#: 77125

APPLICANT: MJK Electrical Corporation 5957 Addison Street
P.O. Box 28664 Philadelphia PA 19151

ATTORNEYS:

DATE: 2/28/2019

TIME: 01:00 PM

LOCATION: VIA Video Conshohocken Office - Spring Mills Compl Quaker Park
Building 1001 E. Hector St. 2nd Floor, Suite 201 Conshohocken PA
19428

*PGCB personnel called to testify may do so via video. The Office of Hearings & Appeals **must be notified** at least two business days in advance if utilizing this option.*

If you are unable to attend this hearing you must notify our office at least 48 hours in advance. A hearing will only be rescheduled for good cause.

If you will require special accommodations (i.e. interpreter, A.D.A. facilities, etc.) please notify us immediately by calling 717-265-7451.

Failure to appear at this hearing may result in the loss of your ability to work in the Pennsylvania casino industry.

LAW OFFICES
MCBRIEN, MONTALTO & STERN
325 SWEDE STREET
NORRISTOWN, PA 19401

Frederick W. McBrien, III
Nicholas R. Montalto
Edward A. Stern

(610) 272-5300
(610) 272-1586 Fax

February 22, 2019

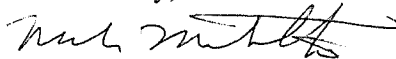
Pennsylvania Gaming Control Board
Office of Hearings & Appeals
P.O. Box 69060
Harrisburg, PA 17106-9060

Re: MJK Electrical Corporation Gaming Service Provider Certification
PGCB Gaming ID# 77125-2
Investigation ID: 77125-E4813-19
Docket No. 8270-2019

Dear Sir or Madam:

I represent MJK Electrical Corporation. I am requesting that the Appeal filed on its behalf be withdrawn. Therefore, the hearing scheduled for February 28, 2019 at 1:00 p.m. will not be necessary.

Yours truly,




Nicholas R. Montalto
nickmontalto@mmjlaw.com

NRM:bms

VERIFICATION

I, Donna Sykes, hereby state that the facts above set forth regarding MJK Electrical Corporation and George J. Peltz are true and correct to the best of my knowledge, information and belief. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S.A. § 4904 (relating to unsworn falsification to authorities).



Donna Sykes
Supervisor
Bureau of Investigations and Enforcement

Feb 25, 2019
Date

BEFORE THE
PENNSYLVANIA GAMING CONTROL BOARD

MJK ELECTRICAL CORPORATION	: COMMONWEALTH OF
GAMING SERVICE PROVIDER	: PENNSYLVANIA
CERTIFICATION	:
	: EMERGENCY
	: SUSPENSION
	:
	: PGCB GAMING ID# 77125-2
	:
	: Investigation ID: 77125-E4813-19

ORDER OF EMERGENCY OF SUSPENSION
FOR GAMING SERVICE PROVIDER CERTIFICATION OF
MJK ELECTRICAL CORPORATION

WHEREAS, MJK Electrical Corporation was granted a Gaming Service Provider Certification from the Board on or about November 20, 2013; and,

WHEREAS, pursuant to 58 Pa. Code § 403.7(a), on January 31, 2019, the Office of Enforcement Counsel requested that an Emergency Order be issued by the Executive Director of the Board suspending the Gaming Service Provider Certification of MJK Electrical Corporation; and

WHEREAS, the Executive Director has reviewed the Request for an Emergency Order and believes that an Emergency Order should be issued to preserve the public health, welfare, or safety or the integrity of gaming in this Commonwealth because it has been determined that George J. Peltz, Vice President and Owner of MJK Electrical Corporation, has pleaded guilty to numerous felony offenses and crimes that make him and MJK Electrical Corporation unsuitable for licensure;

THEREFORE, in accordance with 58 Pa. Code § 403a.7 the Gaming Service Provider Certification of MJK Electrical Corporation is suspended.

MJK Electrical Corporation may request an informal hearing before the Executive Director within 72 hours of the Request for an Emergency Order being filed by the Board by sending the attached Hearing Request Form to Clerk to the Board, Pennsylvania Gaming Control Board, Office of Hearings and Appeals, Strawberry Square Complex, 2nd Floor, P. O. Box 69060, Harrisburg, Pennsylvania 17101 or by sending by facsimile to (717) 265-7416.

Pennsylvania Gaming Control Board

By:

Kevin F. O'Toole
Kevin F. O'Toole
Executive Director

DATED: 1/31/19

BEFORE THE
PENNSYLVANIA GAMING CONTROL BOARD

MJK ELECTRICAL CORPORATION
GAMING SERVICE PROVIDER
CERTIFICATION

: COMMONWEALTH OF
: PENNSYLVANIA
:
: EMERGENCY
: SUSPENSION
:
: PGCB GAMING ID# 77125-2
:
: Investigation ID: 77125-E4813-19

REQUEST FOR AN EMERGENCY ORDER
OF SUSPENSION FOR
GAMING SERVICE PROVIDER CERTIFICATION

AND NOW, comes the Office of Enforcement Counsel to request an Emergency Order of Suspension of the Gaming Service Provider Certification of MJK Electrical Corporation, and in support thereof states the following:

1. MJK Electrical Corporation (77125-2), is a licensed electrical contractor which provides electrical construction, building maintenance, and office tenant fit-outs. MJK Electrical Corporation was granted a Gaming Service Provider Certification by the Pennsylvania Gaming Control Board ("Board") on or about November 20, 2013. MJK Electrical Corporation presently has a renewal application pending with the Board.

2. George J. Peltz (78091-2), is the Vice President and 49% owner of MJK Electrical Corporation and is an authorized Qualifier of MJK Electrical Corporation.

3. The Office of Enforcement Counsel may request that an emergency order be issued by the Executive Director of the Board pursuant to 58 Pa. Code § 403a.7(a).

4. Pursuant to 58 Pa. Code § 403a.7(c)(1), an emergency order may be issued if there is insufficient time to provide notice and a hearing prior to the issuance of the order, and the order is necessary to preserve the public health, welfare, or safety or the integrity of gaming in this Commonwealth if it has been determined that a person holding a license, certification, permit or registration issued by the Board has been charged with or convicted of a felony, a criminal gaming offense, or crime of dishonesty or false statement or other offense that would make the person ineligible or unsuitable to hold a license, permit, certification or registration.

5. The Bureau of Investigation and Enforcement became aware on January 29, 2019, that George J. Peltz had been criminally charged in the United States District Court for the Eastern District of Pennsylvania on January 22, 2019. *See Exhibit A.*

6. According to the Information, George J. Peltz was charged with:

26 U.S.C. § 7201 (Tax Evasion)

26 U.S.C. § 7202 (Failing to Pay Payroll Taxes)

18 U.S.C. § 664 (Theft from Employee Benefit Plans)

29 U.S.C. § 186(a)(2) & (d)(2) (Unlawful Payments to a Union Official)

7. Pursuant to 26 U.S.C. § 7201, “any person who willfully attempts in any manner to evade or defeat any tax imposed by this title or the payment thereof shall, in addition to other penalties provided by law, **be guilty of a felony** and, upon conviction thereof, shall be fined not more than \$100,000 (\$500,000 in the case of a corporation), or imprisoned not more than 5 years, or both, together with the costs of prosecution.” *Emphasis added.*

8. Pursuant to 26 U.S.C. § 7202, “any person required under this title to collect, account for, and pay over any tax imposed by this title who willfully fails to collect or truthfully account for and pay over such tax shall, in addition to other penalties provided by law, **be guilty**

of a felony and, upon conviction thereof, shall be fined not more than \$10,000, or imprisoned not more than 5 years, or both, together with the costs of prosecution. *Emphasis added.*

9. The Case Summary provided by the federal court lists 26 U.S.C. § 7201 (Tax Evasion), 26 U.S.C. § 7202 (Failing to Pay Payroll Taxes), 18 U.S.C. § 664 (Theft from Employee Benefit Plans), and 29 U.S.C. § 186(a)(2) & (d)(2) (Unlawful Payments to a Union Official) all as “Offense Level 4” charges. *See Exhibit B.*

10. George J. Peltz is charged with four (4), Offense Level Four (4), or felony grade offenses.

11. It was alleged that George J. Peltz “willfully evaded and defeated, and attempted to evade and defeat, the payment of approximately \$336,807 in personal income tax due and owing by him for the tax years 2012, 2013, 2014 and 2015.”

12. It was alleged that George J. Peltz “failed to deduct and collect MJK Electrical Corporation employees' federal income taxes and Federal Insurance Contribution Act taxes” (Social Security and Medicare) and “willfully failed to account truthfully for and pay over to the Internal Revenue Service approximately \$173,040, which represented MJK employees' federal income taxes and Federal Insurance Contribution Act taxes, and the required matching employer-paid Federal Insurance Contribution Act taxes, for tax years 2012, 2013, 2014 and 2015.”

13. It was alleged that George J. Peltz “embezzled, stole, and unlawfully and willfully converted to his own use, approximately \$468,234 of the moneys and funds of the employee benefit plans of the International Brotherhood of Electrical Workers Locals 98, 351 and 654 which were subject to Title I of the Employee Retirement Income Security Act (ERISA) of 1974, or connected to a fund that was subject to ERISA.”

14. It was alleged that George J. Peltz “unlawfully and willfully paid, lent and delivered money and other things of value exceeding \$1,000”, on no less than five (5) occasions, “from MJK Electrical Corporation, and persons acting in the interest of MJK Electrical Corporation”, to a Local 98 Official, “an officer and employee of Local 98, which represented, sought to represent, and would admit to membership, employees of MJK Electrical Corporation, who were employed in an industry affecting commerce.”

15. George J. Peltz was scheduled for Notice of Arraignment and Guilty Plea Hearing on January 28, 2019. *See Exhibit C.*

16. On January 28, 2019, George J. Peltz waived prosecution by indictment and consented that the proceeding may be by information instead of by indictment. He pled guilty to all four (4) charges against him, however, the plea has been sealed by the courts. *See Exhibit D.*

17. George J. Peltz is scheduled to be sentenced on May 21, 2019. *See Exhibit E.*

18. Based upon information received, the Office of Enforcement Counsel believes and therefore avers that George J. Peltz was charged and has pleaded guilty to Tax Evasion, Failing to Pay Payroll Taxes, Theft from Employee Benefit Plans, and Unlawful Payments to a Union Official.

19. Based upon information received, the Office of Enforcement Counsel believes and therefore avers that in light of George J. Peltz’s recent guilty plea to felony offenses, an Emergency Order of Suspension is proper and necessary to preserve the public health, welfare, safety, and the integrity of gaming in this Commonwealth.

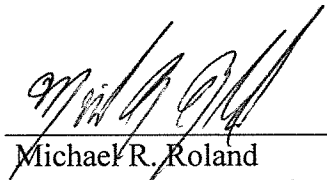
20. Based upon the aforementioned allegations, the Office of Enforcement Counsel believes and therefore avers that George J. Peltz’s recent guilty plea to felony offenses makes him

unsuitable as a Qualifier and for MJK Electrical Corporation to be Certified as a Gaming Service Provider.

21. Currently, MJK Electrical Corporation is currently conducting business with Sugarhouse HSP Gaming, LP d/b/a SugarHouse Casino.

WHEREFORE, the Office of Enforcement Counsel requests that the Executive Director suspend the Pennsylvania Gaming Control Board Gaming Service Provider Certification of MJK Electrical Corporation in accordance with 58 Pa. Code §403a.7.

Respectfully Submitted,
Office of Enforcement Counsel

By: 

Michael R. Roland
Senior Enforcement Counsel
Pennsylvania Supreme Court ID # 90649
Pennsylvania Gaming Control Board
Office of Enforcement Counsel
303 Walnut Street, Strawberry Square
Commonwealth Tower, 10th Floor
Harrisburg, PA 17101
(717) 265-8326

DATED: 1/31/19



EMERGENCY SUSPENSION HEARING REQUEST

PURSUANT TO SECTIONS 403a.7(f), (h): A PERSON SUBJECT TO A TEMPORARY EMERGENCY ORDER MAY REQUEST AN INFORMAL HEARING, TO BE HELD WITHIN 72 HOURS, BEFORE THE EXECUTIVE DIRECTOR, OR A DESIGNEE, TO CONTEST AN EMERGENCY SUSPENSION ORDER

Pennsylvania Gaming Control Board
Office of Hearings and Appeals
Strawberry Square Complex, 2nd Floor
P. O. Box 69060
Harrisburg, Pennsylvania 17101
(717) 265-7451 - phone
(717) 265-7416 - fax
boardclerk@pa.gov

RE: **Requesting Immediate Hearing Following Emergency Suspension**

APPLICATION OF _____
PGCB LICENSING DOCKET NO: _____

I, _____, request a hearing within
Name (Please Print)
72 hours for the above captioned matter. Hearings may be held either in person or via video conference. I request that my hearing be held in (please check below)

☐ Harrisburg (in person) ☐ Pittsburgh (video) ☐ Conshohocken (video)
☐ Scranton (video)

I understand that it is my responsibility to notify the Office of the Clerk of any change of address.

(Signature)

E-Mail Address

Street Address

City State Zip

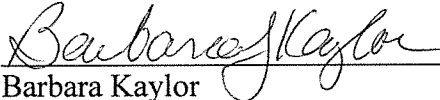
Date

Telephone number where you can be reached

Please note, location requests will be granted subject to availability.

VERIFICATION

I, Barbara Kaylor, hereby state that the facts above set forth regarding MJK Electrical Corporation and George J. Peltz are true and correct to the best of my knowledge, information and belief. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S.A. § 4904 (relating to unsworn falsification to authorities).



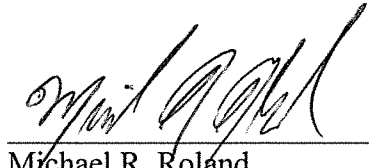
Barbara Kaylor
Investigative Analyst
Bureau of Investigations and Enforcement

January 31, 2019
Date

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 31st day of January, 2019, a copy of the Request for an Emergency Order of Suspension for Gaming Service Provider Certification of MJK Electrical Corporation was served upon the following in the manner of certified mail and first-class mail:

MJK Electric Corporation
5957 Addison Street
P.O. Box 28664
Philadelphia, PA 19151



Michael R. Roland
Senior Enforcement Counsel

**BEFORE THE
PENNSYLVANIA GAMING CONTROL BOARD**

**MJK ELECTRICAL CORPORATION
GAMING SERVICE PROVIDER
CERTIFICATION**

**: COMMONWEALTH OF
: PENNSYLVANIA
:
: EMERGENCY
: SUSPENSION
:
: PGCB GAMING ID# 77125-2
:
: Investigation ID: 77125-E4813-19**

**REQUEST FOR AN EMERGENCY ORDER
OF SUSPENSION FOR
GAMING SERVICE PROVIDER CERTIFICATION**

PROOF OF SERVICE

On _____, 2019, at _____ a.m./p.m., the undersigned hereby
certifies that a copy of the Request For An Emergency Order of Suspension for Gaming Service
Provider Certification and the Order of Emergency Suspension of Gaming Service Provider
Certification was served upon MJK Electrical Corporation at

_____.

(Signature of server)

(Title)

(Signature of recipient)

(Title)

Exhibit A

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. 19 -
v.	:	Date Filed: January 22, 2019
GEORGE PELTZ	:	VIOLATIONS:
	:	26 U.S.C. § 7201 (tax evasion - 1 count)
	:	26 U.S.C. § 7202 (failing to pay over payroll taxes - 1 count)
	:	18 U.S.C. § 664 (theft from employee benefit plans - 1 count)
	:	29 U.S.C. § 186(a)(2) & (d)(2) (unlawful payments to a union official - 1 count)

INFORMATION

COUNT ONE

**TAX EVASION
26 U.S.C. § 7201**

THE ACTING UNITED STATES ATTORNEY CHARGES THAT:

At all times material to this Information:

1. Defendant GEORGE PELTZ was an owner and operator of MJK Electric ("MJK"), an electrical contracting company with offices in the Eastern District of Pennsylvania and New Jersey. MJK served customers primarily in Philadelphia and employed approximately 40 people.

2. MJK was an S corporation, which filed a yearly Internal Revenue Service ("IRS") Form 1120S, U.S. Income Tax Return for an S Corporation, but which passed corporate revenue, income, losses, deductions, and credits through to its shareholders for federal tax purposes. Thus, defendant GEORGE PELTZ, a shareholder, was required to report the

corporate income he earned from MJK on his yearly Internal Revenue Service Form 1040, U.S. Individual Income Tax Return.

3. Defendant GEORGE PELTZ kept payments to MJK of less than \$10,000 off the books and records of MJK, and he cashed these checks payable to MJK, in the total amount of approximately \$1,504,399, at a check cashing service. Defendant PELTZ retained some of the cash for personal use, and used some to pay MJK employees in cash.

4. Defendant GEORGE PELTZ used a corporate credit card issued to MJK to make approximately \$101,099 in personal expenditures, all of which constituted income to defendant PELTZ.

5. Defendant GEORGE PELTZ did not inform MJK accountants and his personal tax preparers about the cash he took from MJK, the cash payroll, and the personal expenditures he made with the MJK credit card.

6. From in or about January 2012, through in or about December 2015, in the Eastern District of Pennsylvania and elsewhere, defendant

GEORGE PELTZ

willfully evaded and defeated, and attempted to evade and defeat, the payment of approximately \$336,807 in personal income tax due and owing by him for the tax years 2012, 2013, 2014, and 2015.

In violation of Title 26, United States Code, Section 7201.

COUNT TWO

FAILING TO PAY OVER PAYROLL TAXES 26 U.S.C. § 7202

THE ACTING UNITED STATES ATTORNEY FURTHER CHARGES THAT:

1. Paragraphs 1 through 3 of Count One are incorporated here.
2. As an employer, defendant GEORGE PELTZ was required by federal law to collect, truthfully account for, and pay over to the United States, certain payroll taxes. These included MJK employees' withheld federal income taxes ("FIT") and Federal Insurance Contribution Act taxes ("FICA"), that is, Social Security and Medicare taxes. Defendant PELTZ also was required by federal law to report and pay over to the United States, through MJK, a matching amount of the FICA taxes for each employee. During 2012 through 2015, PELTZ failed to pay over \$173,040 in payroll taxes.
3. Defendant GEORGE PELTZ paid certain MJK employees cash wages for overtime and weekend work, and he paid other MJK employees cash wages for all work performed for MJK.
4. Defendant GEORGE PELTZ instructed his bookkeeper to report to MJK's payroll service providers only the hours worked by MJK employees during the regular 40-hour work week, excluding all work hours for which MJK employees were paid in cash. Thus, the payroll service provider withheld and paid over to the Internal Revenue Service only the federal income taxes and Social Security and Medicare taxes for the employee wages disclosed to it by MJK, but not the taxes for the cash wages PELTZ paid his employees. Additionally, defendant PELTZ instructed the bookkeeper not to pay over to the United States MJK's matching amount of the FICA taxes that should have been withheld, but were not.

5. Defendant GEORGE PELTZ did not inform MJK accountants and his personal tax preparers about the cash wages he paid to his employees.

6. From in or about January 2012, through in or about December 2015, in the Eastern District of Pennsylvania and elsewhere, defendant

GEORGE PELTZ

failed to deduct and collect MJK employees' federal income taxes ("FIT") and Federal Insurance Contribution Act taxes ("FICA"), that is, Social Security and Medicare taxes, and willfully failed to account truthfully for and pay over to the Internal Revenue Service, approximately \$173,040, which represented MJK employees' FIT and FICA taxes, and the required matching employer-paid FICA taxes, for tax years 2012, 2013, 2014, and 2015.

In violation of Title 26, United States Code, Section 7202.

COUNT THREE

**THEFT FROM EMPLOYEE BENEFIT PLANS
18 U.S.C § 664**

THE ACTING UNITED STATES ATTORNEY FURTHER CHARGES THAT:

1. Paragraphs 1 through 5 of Count Two are incorporated here.
2. The International Brotherhood of Electrical Workers ("IBEW") was a labor union headquartered in Washington, D.C. that represented electricians. Defendant GEORGE PELTZ and MJK employed union electricians who were members of IBEW Locals 98, 351, and 654. The IBEW Local Unions were labor organizations engaged in an industry affecting commerce within the meaning of Sections 402(i) and 402(g) of Title 29, United States Code.
3. Defendant GEORGE PELTZ, on behalf of MJK, agreed to be bound by collective bargaining agreements between management and these IBEW Locals. These collective bargaining agreements governed all aspects of the labor-management relationship between MJK and the unions, including working conditions, wages, union dues, employment procedures, and contributions to employee benefit plans.
4. The collective bargaining agreements required MJK: 1) to submit monthly payroll reports to the local unions, which identified MJK's union workers and the hours they worked; and 2) to make contributions on behalf of the employees to various employee benefit plans and funds, based upon those working hours and the workers' pay rate and experience, as set forth in the collective bargaining agreements described above.
5. Each plan and fund was subject to Title I of the Employee Retirement Income Security Act of 1974, ("ERISA"), as amended Title 29, United States Code, Section 1001, *et seq.*, a federal law enacted to protect employee pension and welfare benefit plans and their

participants and beneficiaries by regulating reporting, record keeping, disclosure, and other matters affecting the operations of such plans.

6. Defendant GEORGE PELTZ directed his employees to prepare false monthly payroll reports for the local unions, which identified MJK's union workers but only reported their hours within the regular 40-hour week, not the overtime hours for which defendant PELTZ paid his employees cash, and not the hours of certain employees PELTZ paid entirely with cash. PELTZ also directed that MJK's contributions to the unions' benefit funds be based upon only the reported work hours, not the hours paid in cash. By doing so, PELTZ stole hundreds of thousands of dollars, which he should have contributed to his employees' union benefit plans and funds.

7. During 2012 through 2015, PELTZ failed to pay approximately \$468,234 in contributions to union benefit plans on behalf of his union employees.

8. During in or about January 2012 through in or about December 2015, in the Eastern District of Pennsylvania and elsewhere, defendant

GEORGE PELTZ

embezzled, stole, and unlawfully and willfully converted to his own use, approximately \$468,234 of the moneys and funds of the employee benefit plans of IBEW Locals 98, 351, and 654 which were subject to Title I of the Employee Retirement Income Security Act (ERISA) of 1974, or connected to a fund that was subject to ERISA.

In violation of Title 18, United States Code, Section 664.

COUNT FOUR

**MAKING UNLAWFUL PAYMENTS TO A UNION OFFICIAL
29 U.S.C. § 186**

THE ACTING UNITED STATES ATTORNEY FURTHER CHARGES THAT:

1. Paragraphs 1 and 2 of Count Three are incorporated here.
2. Section 302 of the Labor Management Relations Act ("LMRA" or "Taft-Hartley Act"), 29 U.S.C. § 186, prohibited certain financial transactions involving the payment and delivery of money and other things of value from employers and persons acting in the interest of employers to the officers and employees of labor organizations. Employers were permitted to engage in financial transactions with officers and employees of labor organizations, but only if the transaction was "at the prevailing market price in the regular course of business."
3. Local Union 98 of the International Brotherhood of Electrical Workers (hereafter "Local 98") was a labor organization which was engaged in commerce and which represented, sought to represent and would admit to membership, employees who were employed in an industry affecting commerce as those terms are defined in 29 U.S.C. §142 and §152, that is, the electrical construction industry in eastern Pennsylvania. Local 98 Official No. 1, whose identity is known to the Acting United States Attorney, was an officer and employee of Local 98.
4. MJK Electric was an electrical construction employer whose employees were employed in the electrical construction industry, in eastern Pennsylvania and elsewhere, and whose employees Local 98 represented, sought to represent and would admit to membership, pursuant to labor agreements between MJK Electric and Local 98. As the owner and operating officer of MJK Electric, defendant GEORGE PELTZ was a person acting in the interest of employer MJK Electric.
5. Defendant GEORGE PELTZ provided the following things of value, free of

charge, to, or at the request of, Local 98 Official No. 1:

a. During 2012 and 2013, MJK Electric purchased and installed a security system, and LED displays, with a retail value of \$37,377, in a business partially owned by Local 98 Official No. 1.

b. Between January 2012 and July 2016, MJK Electric performed electrical maintenance work, with a value of approximately \$2,900, at the home of a relative of Local 98 Official No. 1.

c. In March 2014, MJK Electric purchased and installed large screen televisions, with a retail value of \$4,207, in the home of Local 98 Official No. 1.

d. In December 2015 and January 2016, MJK Electric purchased and installed large screen televisions and a security system, with a retail value of \$19,882, in the home of a family member of Local 98 Official No. 1.

e. Between April 2013 and April 2016, defendant GEORGE PELTZ gave Local 98 Official No. 1 gift cards and gift certificates worth \$5,500 from Boyd's, a clothing store in Philadelphia.

6. From in or about January 2012 to in or about July 2016, in the Eastern District of Pennsylvania and elsewhere, defendant

GEORGE PELTZ

unlawfully and willfully paid, lent and delivered money and other things of value exceeding \$1,000, as described in paragraphs 5a through 5e, above, from MJK Electric and persons acting in the interest of MJK Electric to Local 98 Official No. 1, an officer and employee of Local 98,

which represented, sought to represent, and would admit to membership, employees of MJK Electric, who were employed in an industry affecting commerce.

In violation of Title 29, United States Code, Sections 186(a)(2) and (d)(2).

A handwritten signature in black ink, appearing to read "Jennifer Arbittier Williams", is written over a horizontal line.

JENNIFER ARBITTIER WILLIAMS
Attorney for the United States, Acting Under
Authority Conferred by 28 U.S.C. § 515

ILS

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

INFORMATION

DESIGNATION FORM to be used by counsel to indicate the category of the case for the purpose of assignment to appropriate calendar.

Address of Plaintiff: 615 Chestnut Street, Suite 1250, Philadelphia, PA 19106-4476

Post Office: Philadelphia

County: Philadelphia

City and State of Defendant: Ocean City, NJ

County: Cape May County

Register number: N/A

Place of accident, incident, or transaction: Eastern District of Pennsylvania

Post Office: Philadelphia

County: Philadelphia

RELATED CASE, IF ANY:

Criminal cases are deemed related when the answer to the following question is "yes".

Does this case involve a defendant or defendants alleged to have participated in the same action or transaction, or in the same series of acts or transactions, constituting an offense or offenses?

YES/NO: No

Case Number: No

Judge: No

CRIMINAL: (Criminal Category - FOR USE BY U.S. ATTORNEY ONLY)

1. ☐ Antitrust
2. ☒ Income Tax and other Tax Prosecutions
3. ☐ Commercial Mail Fraud
4. ☐ Controlled Substances
5. ☐ Violations of 18 U.S.C. Chapters 95 and 96 (Sections 1951-55 and 1961-68) and Mail Fraud other than commercial
6. ☐ General Criminal

(U.S. ATTORNEY WILL PLEASE DESIGNATE PARTICULAR CRIME AND STATUTE CHARGED TO BE VIOLATED AND STATE ANY PREVIOUS CRIMINAL NUMBER FOR SPEEDY TRIAL ACT TRACKING PURPOSES)

26 U.S.C. § 7201 (tax evasion - 1 count); 26 U.S.C. § 7202 (failing to pay over payroll taxes - 1 count); 18 U.S.C. § 664 (theft from employee benefit plans - 1 count); 29 U.S.C. § 186(a)(2) & (d)(2) (unlawful payments to a union official - 1 count)

DATE: January 22, 2019


Frank R. Costello, Jr./Paul L. Gray
Assistant United States Attorneys

File No. 2019R00
U.S. v. George Peltz

Exhibit B

Case Summary

2:19-cr-00048-JLS All Defendants USA v. PELTZ

Date filed: 01/22/2019

Date of last filing: 01/28/2019

GEORGE PELTZ (1)

Office: Philadelphia

County: Philadelphia

Other Court Case: None

Filed: 01/22/2019

Terminated:

Reopened:

Count: 1

26:7201 - TAX EVASION

Citation: 26:7201.F

Offense Level: 4

Count: 2

26:7202 - FAILING TO PAY OVER PAYROLL TAXES

Citation: 26:7202.F

Offense Level: 4

Count: 3

18:664 - THEFT FROM EMPLOYEE BENEFIT PLANS

Citation: 18:664.F

Offense Level: 4

Count: 4

29:186(a)(2) AND (d)(2) - UNLAWFUL PAYMENTS TO A UNION OFFICIAL

Citation: 29:186A.F

Offense Level: 4

Defendant Custody Status: Released

Defendant: GEORGE PELTZ **represented by** BARRY GROSS(Designation Retained)

Phone: 215-988-2872

Fax: 215-988-2757

Email: barry.gross@dbr.com

Plaintiff: USA **represented by** RICHARD P. BARRETT(Designation Assistant US Attorney)

Phone: 215-861-8420

Fax: 215-861-8618

Email: richard.barrett3@usdoj.gov

Plaintiff: USA **represented by** FRANK R. COSTELLO(Designation Assistant US Attorney)

Phone: 215-861-8442

Email: frank.costello@usdoj.gov

Plaintiff: USA **represented by** PAUL L. GRAY(Designation Assistant US Attorney)

Phone: TEL 215-861-8257

Fax: FAX 215-861-8618

Email: paul.gray@usdoj.gov

Plaintiff: USA **represented by** JENNIFER A. WILLIAMS(Designation Assistant US Attorney)

Phone: 215-861-8474

Email: jennifer.a.williams@usdoj.gov

PACER Service Center			
Transaction Receipt			
01/30/2019 11:15:41			
PACER Login:	gc1689:3067650:0	Client Code:	gc1689
Description:	Case Summary	Search Criteria:	2:19-cr-00048-JLS
Billable Pages:	1	Cost:	0.10

Exhibit C

FILED UNDER SEAL
FILED UNDER SEAL

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	
	:	
vs.	:	CRIMINAL ACTION
	:	NO. 19-48
GEORGE PELTZ	:	
USM#	:	January 24, 2019
NOT IN CUSTODY	:	

NOTICE OF ARRAIGNMENT/GUILTY PLEA HEARING

TAKE NOTICE that an **ARRAIGNMENT AND GUILTY PLEA HEARING** in the above case is scheduled for **MONDAY, JANUARY 28, 2019 AT 10:00 A.M.** before the Honorable Jeffrey L. Schmehl **at the James A. Byrne United States Courthouse, 601 Market Street, courtroom 11-A, Philadelphia, Pennsylvania.**

DEFENDANTS ARE DIRECTED TO REPORT TO THE COURTROOM ON THE DATE AND TIME STATED ABOVE. IF A DEFENDANT FAILS TO APPEAR AS DIRECTED, THE BAIL MAY BE FORFEITED AND A BENCH WARRANT ISSUED.

If a defendant is presently in jail, the defendant or his counsel shall notify the undersigned in writing immediately so that the necessary procedures can be taken to have the defendant present in the courtroom.

Teri L. Lefkowitz
Deputy Clerk to Judge Schmehl
(610) 320-5030

[] INTERPRETER REQUIRED -NO
[] THIS PROCEEDING HAS BEEN RESCHEDULED FROM:

served on: John Gallagher, AUSA
Barry Gross, Esq.
U.S. Marshal
Probation Office
Pretrial Services
Defendant (through counsel)

Exhibit D

UNITED STATES DISTRICT COURT
FOR THE
EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

v.

GEORGE PELTZ

:

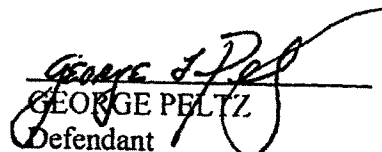
:

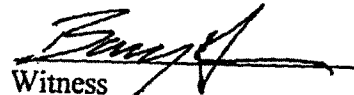
:

CRIMINAL NO.

19-48

GEORGE PELTZ, the above named defendant, who is accused of
26 U.S.C. § 7201 (tax evasion – 1 count); 26 U.S.C. § 7202 (failing to pay over payroll taxes --
1 count); 18 U.S.C. § 664 (theft from employee benefit plans -- 1 count);
29 U.S.C. § 186(a)(2) & (d)(2) (unlawful payments to a union official – 1 count)
being advised of the nature of the charge and his rights, hereby waives in open court prosecution
by indictment and consents that the proceeding may be by information instead of by indictment.


GEORGE PELTZ
Defendant


Witness

Date

1/28/19



BARRY GROSS, ESQUIRE
JOSEPH A. RILLOTTA, ESQUIRE
Counsel for Defendant

Exhibit E

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	
	:	
vs.	:	CRIMINAL ACTION
	:	NO. 19-48
GEORGE PELTZ	:	
USM#	:	January 28, 2019
NOT IN CUSTODY	:	

NOTICE OF SENTENCING HEARING

TAKE NOTICE that a SENTENCING HEARING in the above case is scheduled for **TUESDAY, MAY 21, 2019 AT 10:00 A.M.** before the Honorable Jeffrey L. Schmehl **THE READING STATION, THE MADISON BUILDING, 400 WASHINGTON STREET, 4TH FL., READING, PA.**

DEFENDANTS ARE DIRECTED TO REPORT TO THE COURTROOM ON THE DATE AND TIME STATED ABOVE. IF A DEFENDANT FAILS TO APPEAR AS DIRECTED, THE BAIL MAY BE FORFEITED AND A BENCH WARRANT ISSUED.

If a defendant is presently in jail, the defendant or his counsel shall notify the undersigned in writing immediately so that the necessary procedures can be taken to have the defendant present in the courtroom.

Teri L. Lefkowitz
Deputy Clerk to Judge Schmehl
(610) 320-5030

[] INTERPRETER REQUIRED -NO
[] THIS PROCEEDING HAS BEEN RESCHEDULED FROM:

served on: John Gallagher, AUSA
Paul Gray, AUSA
Barry Gross, Esq.
U.S. Marshal
Probation Office
Pretrial Services
Defendant

BEFORE THE
PENNSYLVANIA GAMING CONTROL BOARD

MJK ELECTRICAL CORPORATION
GAMING SERVICE PROVIDER
CERTIFICATION

: COMMONWEALTH OF
: PENNSYLVANIA
:
: EMERGENCY
: SUSPENSION
:
: PGCB GAMING ID# 77125-2
:
: Investigation ID: 77125-E4813-19

REQUEST FOR AN EMERGENCY ORDER
OF SUSPENSION FOR
GAMING SERVICE PROVIDER CERTIFICATION

PROOF OF SERVICE

On 2/1/19, 2019, at 12:10 a.m.(p.m), the undersigned hereby
certifies that a copy of the Request For An Emergency Order of Suspension for Gaming Service
Provider Certification and the Order of Emergency Suspension of Gaming Service Provider
Certification was served upon MJK Electrical Corporation at
5957 ADDISON ST PHILADELPHIA PA 19143

[Signature]
(Signature of server)

AGENT BIE
(Title)

(Signature of recipient)

(Title)