

NEW JERSEY ECONOMIC DEVELOPMENT AUTHORITY

September 13, 2005

MINUTES OF THE MEETING

Members of the Authority present: Al Koepp, Chairman, Joseph McNamara, Vice Chairman; Joseph Grossi representing the Secretary of the NJ Commerce, Economic Growth and Tourism Commission; Daniel Levine representing the State Treasurer; Joseph Latoof representing the Commissioner of the Department of Labor and Workforce Development; Michael Sheridan representing the Commissioner of the Department of Banking and Insurance; Bernie Piaia representing the Commissioner of Education; Timothy Carden, Charles Sarlo, and Ciro Scalera, Public Members; Raymond Burke, Alternate Public Member; and Rodney Sadler, Non-Voting Member.

Absent from the meeting: Jack Koscis, Jr., Carlos A. Medina, and Philip Kirschner, Public Members; Cecil House, Alternate Public Member.

Also present: Caren S. Franzini, Chief Executive Officer of the Authority; bond counsel for the Authority; Bette Renaud, Deputy Attorney General, and guests.

Chairman Koepp called the meeting to order at 10:02.

Pursuant to the Internal Revenue Code of 1986, Ms. Franzini announced that this was a public hearing and comments are invited on any Private Activity bond projects presented today.

In accordance with the Open Public Meetings Act, Ms. Franzini announced that notice of this meeting has been sent to the *Star Ledger* and the *Trenton Times* at least 48 hours prior to the meeting, and that a meeting notice has been duly posted on the Secretary of State's bulletin board at the State House.

MINUTES OF AUTHORITY MEETING

The first item of business was the approval of the August 9, 2005 meeting minutes and Executive Session minutes of the Board. A motion was made to approve the minutes by Mr. Latoof, seconded by Mr. Piaia and was approved by the 10 Members present.

Mr. Levine entered the meeting at this time.

The next item was the presentation of the Chief Executive Officer's Monthly Report to the Board. **(For Informational Purposes Only)**

PROJECT: Jersey City Community Charter School **APPL.#16663**
LOCATION: Jersey City/Hudson Cty. **BUSINESS:** Not for profit charter school
PROCEEDS FOR: refunded bond
FINANCING: \$660,000 Tax-exempt Bond
MOTION TO APPROVE: Mr. Piaia **SECOND:** Mr. Scalera **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 4
PUBLIC HEARING: Yes
PUBLIC COMMENT: None

PROJECT: New Jersey Natural Gas Company **APPL.#16683**
LOCATION: Various/Morris Cty. **BUSINESS:** Exempt Public Facility -
Natural gas utility
PROCEEDS FOR: construction of pipeline infrastructure
FINANCING: \$15,000,000 Tax-exempt Bond

PROJECT: New Jersey Natural Gas Company **APPL.#16684**
LOCATION: Various/Morris Cty. **BUSINESS:** Exempt Public Facility -
Natural gas utility
PROCEEDS FOR: refunded bond
FINANCING: \$10,300,000 Tax-exempt Series A Bond and \$10,500,000 Tax-exempt Series B
Bond
MOTION TO APPROVE: Mr. McNamara **SECOND:** Mr. Piaia **AYES:** 10
RESOLUTION ATTACHED AND MARKED EXHIBIT 5 **Mr. Koeppe recused**
PUBLIC HEARING: Yes **himself because he is**
PUBLIC COMMENT: None **a member of their**
board.

PROJECT: S.P.C.I. Realty, L.L.C. for the benefit of Superior **APPL.#16631**
Powder Coating, Inc.
LOCATION: Elizabeth City/Union Cty. **BUSINESS:** Powder coating processer
PROCEEDS FOR: bldg. acqui. & renov.
FINANCING: \$3,482,500 Tax-exempt Bond
MOTION TO APPROVE: Mr. Carden **SECOND:** Mr. Piaia **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 6

PROJECT: TheraGen, Inc. **APPL.#16498**
LOCATION: East Windsor Twp./Mercer Cty. **BUSINESS:** Pharmaceutical company
PROCEEDS FOR: bldg. acqui. & renov./equip. purch.
FINANCING: \$8,500,000 Tax-exempt Bond (Max)
MOTION TO APPROVE: Mr. Piaia **SECOND:** Mr. McNamara **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 7

PROJECT: Triangle Manufacturing Co. Inc. **APPL.#16555**
LOCATION: Upper Saddle River Boro./Bergen Cty. **BUSINESS:** Mfr. of precision machine parts
PROCEEDS FOR: bldg. renov./equip. purch.
FINANCING: \$2,262,500 Tax-exempt Bond (Max)
MOTION TO APPROVE: Mr. Piaia **SECOND:** Mr. Sheridan **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 8

AMENDED BOND RESOLUTIONS

PROJECT: Foundation for Education Administration, Inc. **APPL.#14079**
LOCATION: Monroe Twp./Middlesex Cty. **BUSINESS:** Not for profit educational research and training foundation
AMENDED RESOLUTION TO: modify the Bond and Note to reduce the fixed interest rate from 5.3% to 4.85% for the next ten years.
MOTION TO APPROVE: Mr. Carden **SECOND:** Mr. Piaia **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 9

COMBINATION PRELIMINARY AND BOND RESOLUTIONS

PROJECT: Capitol Ornamental Concrete Specialties, Inc. and South Amboy Concrete Specialties, Inc. **APPL.#16788**
LOCATION: South Amboy City/Middlesex Cty. **BUSINESS:** Mfr. of architectural elements
PROCEEDS FOR: bldg. renov./equip. purch.
FINANCING: \$3,950,000 Tax-exempt Bond
MOTION TO APPROVE: Mr. Piaia **SECOND:** Mr. Scalera **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 10
PUBLIC HEARING: Yes
PUBLIC COMMENT: None

PRELIMINARY RESOLUTIONS

PROJECT: American Baked Ingredients, LLC **APPL.#16725**
LOCATION: Flemington Boro./Hunterdon Cty. **BUSINESS:** Mfr. of ice cream wafers
PROCEEDS FOR: working capital/equip. purch.
MOTION TO APPROVE: Mr. Carden **SECOND:** Mr. Grossi **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 11

PROJECT: Sahara Sand, Inc. **APPL.#16803**
LOCATION: Monroe Twp./Gloucester Cty. **BUSINESS:** Mining company
PROCEEDS FOR: equip. purch.
MOTION TO APPROVE: Mr. Piaia **SECOND:** Mr. McNamara **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 12

PROJECT: Sil-Kemp Concrete, Inc. & Silvi Concrete of Brick, Inc. **APPL.#16802**
LOCATION: Various/Monmouth Cty. **BUSINESS:** Mfr. & Dist. of ready mix concrete
PROCEEDS FOR: equip. purch.
MOTION TO APPROVE: Mr. Piaia **SECOND:** Mr. Sheridan **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 13

PROJECT: Star Soap/Star Candle/Prayer Candle Co, LLC **APPL.#16813**
LOCATION: Ridgefield Boro./Bergen Cty. **BUSINESS:** Mfr. & Dist. of candles
PROCEEDS FOR: bldg. acqui., constr. & renov./equip. purch. & renov.
MOTION TO APPROVE: Mr. Piaia **SECOND:** Mr. Grossi **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 14

STATEWIDE LOAN POOL PROGRAM

PROJECT: 130 Ferry Avenue, LLC or Nominee for the benefit of Root 24 Hours Plumbing, Inc. and Root 24 Hrs., Inc. **APPL.#16774**
LOCATION: Collingswood Boro./Camden Cty. **BUSINESS:** Plumbing company
PROCEEDS FOR: bldg. acqui.
FINANCING: \$467,000 bank loan with a \$116,750 (25%) Authority participation.
MOTION TO APPROVE: Mr. Scalera **SECOND:** Mr. Carden **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 15

PROJECT: Mental Health Clinic of Passaic **APPL.#16745**
LOCATION: Passaic City/Passaic Cty. **BUSINESS:** Not for profit mental health clinic

PROCEEDS FOR: bldg. acqui.
FINANCING: \$575,000 bank loan with a \$143,750 (25%) Authority participation.
MOTION TO APPROVE: Mr. Piaia **SECOND:** Mr. Scalera **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 15

Subject to Attorney General's approval that the application complies with the Authority's definition of an eligible project and the receipt of a satisfactory reference from the Passaic School Board.

LOCAL DEVELOPMENT FINANCING FUND

PROJECT: Laura Mody Holdings, Inc. for the benefit of Rajghog Foods **APPL.#16715**
LOCATION: Jersey City/Hudson Cty. **BUSINESS:** Mfr. & Dist. of Indian food products
PROCEEDS FOR: bldg. acqui. & renov./equip. purch.
FINANCING: \$750,000 Local Development Financing Fund loan
MOTION TO APPROVE: Mr. Piaia **SECOND:** Mr. Sheridan **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 16

PROJECT: Charlie & Sons, LLC **APPL.#15943**
LOCATION: Camden City/Camden Cty.
PROCEEDS FOR: site remediation
FINANCING: \$26,951 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Linda Coppola **APPL.#16655**
LOCATION: East Brunswick Twp./Middlesex Cty.
PROCEEDS FOR: site remediation
FINANCING: \$6,093 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Roberto Cortez and Iliana Cortez **APPL.#14943**
LOCATION: Perth Amboy City/Middlesex Cty.
PROCEEDS FOR: site remediation
FINANCING: \$2,626 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: James Gambacorto for the benefit of Jimmie's **APPL.#16694**
Raceway Service Station
LOCATION: Red Bank Boro./Monmouth Cty.
PROCEEDS FOR: site remediation
FINANCING: \$530,000 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Anthony Giannotta and Ruth Giannotta **APPL.#16780**
LOCATION: Passaic Twp./Morris Cty.
PROCEEDS FOR: site remediation
FINANCING: \$7,166 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: James E. Godwin for the benefit of Mahdi **APPL.#16422**
Service Center
LOCATION: Newark City/Essex Cty.
PROCEEDS FOR: site remediation
FINANCING: \$67,334 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Melissa Kaye **APPL.#16792**
LOCATION: Franklin Twp./Somerset Cty.
PROCEEDS FOR: site remediation
FINANCING: \$8,114 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: George C. Knoblock, Inc. **APPL.#16616**
LOCATION: Jersey City/Hudson Cty.
PROCEEDS FOR: site remediation
FINANCING: \$10,330 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: John Kowalchuk and Deborah Kowalchuk **APPL.#16709**
LOCATION: Sparta Twp./Sussex Cty.
PROCEEDS FOR: site remediation
FINANCING: \$11,051 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: William T. McElarney for the benefit of 6th Ward **APPL.#16662**
Service Station
LOCATION: New Brunswick City/Middlesex Cty.
PROCEEDS FOR: site remediation
FINANCING: \$85,478 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Hooper Monk for the benefit of Richard's **APPL.#16739**
Rapid Repair
LOCATION: Camden City/Camden Cty.
PROCEEDS FOR: site remediation
FINANCING: \$86,287 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Monmouth University **APPL.#16737**
LOCATION: West Long Branch Boro./Monmouth Cty.
PROCEEDS FOR: site remediation
FINANCING: \$372,790 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: James Murphy for the benefit of Jim's **APPL.#15173**
Auto Service
LOCATION: Lower Twp./Cape May Cty.
PROCEEDS FOR: site remediation
FINANCING: \$18,411 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Roberto Noristz **APPL.#16804**
LOCATION: Kearny Town/Hudson Cty.
PROCEEDS FOR: site remediation
FINANCING: \$124,039 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Vince Ordini **APPL.#13144**
LOCATION: Ewing Twp./Mercer Cty.
PROCEEDS FOR: site remediation
FINANCING: \$7,047 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Gaetano Pagnozzi for the benefit of Sprint Auto **APPL.#15923**
Service Center
LOCATION: North Bergen Twp./Hudson Cty.
PROCEEDS FOR: site remediation
FINANCING: \$55,822 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Vincent Paternoster and Brianna Paternoster **APPL.#16676**
LOCATION: Montague Twp./Sussex Cty.
PROCEEDS FOR: site remediation
FINANCING: \$26,037 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Joseph Rinaldi and Patricia Rinaldi **APPL.#16779**
LOCATION: North Hanover Twp./Burlington Cty.
PROCEEDS FOR: site remediation
FINANCING: \$10,982 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: William Robinson and Lillian Robinson **APPL.#16741**
LOCATION: Linden City/Union Cty.
PROCEEDS FOR: site remediation
FINANCING: \$6,590 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Anna Romeo **APPL.#16793**
LOCATION: Hampton Boro./Hunterdon Cty.
PROCEEDS FOR: site remediation
FINANCING: \$8,078 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Robert Sinkevich and Doreen Sinkevich **APPL.#16778**
LOCATION: Belleville Town/Essex Cty.
PROCEEDS FOR: site remediation
FINANCING: \$21,214 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Stephen Skinner and Marie Skinner **APPL.#16649**
LOCATION: Pitman Boro./Gloucester Cty.
PROCEEDS FOR: site remediation
FINANCING: \$2,416 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Arkady Starikovskiy **APPL.#16710**
LOCATION: Cherry Hill Twp./Camden Cty.
PROCEEDS FOR: site remediation
FINANCING: \$6,493 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

PROJECT: Zendaki's Foreign & American Auto Repairs, LLC **APPL.#16708**
LOCATION: New Brunswick City/Middlesex Cty.
PROCEEDS FOR: site remediation
FINANCING: \$81,905 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund grant

HAZARDOUS DISCHARGE SITE REMEDIATION FUND PROGRAM

The following projects presented were municipal grants under the Hazardous Discharge Site Remediation Fund Program.

MOTION TO APPROVE: Mr. Piaia **SECOND:** Mr. Sheridan **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 21

PROJECT: City of Camden **APPL.#16797**
(HWR Corporation Facility)
LOCATION: Camden City/Camden Cty.
PROCEEDS FOR: site remediation
FINANCING: \$39,789 NJDEP Hazardous Discharge Site Remediation municipal grant

PROJECT: City of Clifton **APPL.#16796**
(Fmr. National Standard Co.)
LOCATION: Clifton City/Passaic Cty.
PROCEEDS FOR: site remediation
FINANCING: \$636,712 NJDEP Hazardous Discharge Site Remediation municipal grant

PROJECT: Township of Hillsborough **APPL.#16782**
(The Corner)
LOCATION: Hillsborough Twp./Somerset Cty.
PROCEEDS FOR: site remediation
FINANCING: \$75,196 NJDEP Hazardous Discharge Site Remediation municipal grant

PROJECT: Paterson City (Leader Dye and Finishing) **APPL.#16798**
LOCATION: Paterson City/Passaic Cty.
PROCEEDS FOR: site remediation
FINANCING: \$109,331 NJDEP Hazardous Discharge Site Remediation municipal grant

TECHNOLOGY
TECHNOLOGY BUSINESS TAX CERTIFICATE TRANSFER PROGRAM

The next item was approval of 271 applications which have been evaluated according to the criteria established by the Members of the Board. Disapproval is recommended for 39 applications that failed any of the threshold criteria. In addition, the Members are requested to approve the return of application fees to those applicants not being approved for assistance based on having net income in either of the last two years, a total of 18 applications.

Ms. Franzini commended EDA Assistant Director John Rosenfeld and staff for their intensive due diligence and thorough review of applications to the program. She noted that a change was made to the recommendations regarding one company, Multispectral Imaging, Inc. , a new program applicant. The business had clarified information for staff resulting in a recommendation to approve their application.

She then summarized an accompanying memo regarding legal issues related to a returning and recertification applicant, Cape Systems Group Inc. In 2002, the company which was operating in seven states at the time, experienced difficulties in meeting payroll obligations for several months. Staff due diligence has revealed that the company has been found in violation of New Jersey Department of Labor rules for failure to pay wages. Office of the Attorney General's review of the matter has indicated that the violations could be considered by the Members as grounds for debarment of the company under EDA rules. In New Jersey the violations are considered to be a disorderly persons offense under the criminal code. The company has ceased doing business in states other than NJ. Staff will confirm how many NJ employees there are. A settlement was reached between the company and per the New Jersey Department of Labor the company has made installment payments on the amount of arrears but the company is currently four months behind on payments. Staff has recommended that should the Board wish to approve the company for benefits, that approval be subject to the firm's compliance with the settlement agreement and notice to the EDA of any further legal proceedings. Ms. Franzini then asked Deputy Attorney General Bette Renaud to advise the Members on her review of the matter.

Ms. Renaud stated that her legal analysis was focused on two areas: 1) the violations reviewed within the context of debarment criteria and 2) the firm's inability to make payroll reviewed within the context of the Tech Tax Certificate Transfer Program eligibility criteria. In the event the firm did not comply with the settlement agreement, she would be examining whether the disapproval would be based on debarment or whether the non-payment be also considered a failure to meet specific program eligibility criteria, for instance, that the proposed financial assistance will result in a significant growth in permanent , full-time employment in the State.

Mr. Burke asked if staff had addressed the ability of the company to pay the arrears and to create jobs. Sudi Solomon, Deputy Attorney General said that the company was attempting to secure an equity investment of \$120,000. Mr. Scalera asked what the value of the program benefit would be. Ms. Franzini stated approximately \$300,00 - \$400,000.

Mr. Latoof, representative of the Department of Labor and Workforce Development, stated that he had not had much time to review the matter with his department's staff but that in matters such as these in addition to wage and hour penalties there were often other violations and fees owed. He observed that it is rare for wage and hour violations to result in a company having a complaint filed against it because companies usually enter into an agreement as soon as they are contacted by the Department of Labor.

Mr. Levine asked if when EDA conducts its review of the application against the eligibility criteria if staff analyzes the probability of the company's ability to succeed? Ms. Renaud stated that staff usually does this evaluation based on a series of questions that had been developed at the program's initiation, but that in all likelihood they could also take into account specific facts that arose in their review. Mr. Levine observed that if there is legal basis, the EDA should exercise its judgement to approve one applicant over the other if a company's success appears uncertain in order for the EDA to be a better guardian of program resources.

Mr. Scalera stated that while it was his opinion that the company's actions were not egregious enough for him to approve debarment, the inability to comply with the payroll settlement and other facts presented seems to indicate that the company would be unable to succeed going forward and meet the eligibility criteria. Mr. Koepp concurred and asked Ms. Renaud what the process would be for the Board to approve the list of recommended approvals with the exclusion of Cape Systems inc. Ms. Renaud stated that an appeal process, solely within the EDA and directly to the Board exists. Any companies whose application is denied have the right to appeal to the EDA within 20 days. If an appeal is made, the Board will be presented with the facts of the appeal and staff review at the October Board meeting.

Ms. Franzini then summarized the revised recommendation to approve a total of 270 applicants and disapproval for 40 applicants, including Cape Systems Inc. that failed any of the threshold criteria or scored below eight points in the scoring evaluation.

MOTION TO APPROVE: Mr. Carden **SECOND:** Mr. Scalera **AYES:** 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 22

New Applications

Recommended for Approval:

Algorx Pharmaceuticals Inc.
Antenna Software Inc.
Atinav LLC
Authx Inc.

Automated Threat Detection
Cardinal Components, Inc.
CerionX Inc.
China Quantum Communications
Chiral Quest Inc.
Compliance & Ethics Learning Solutions
Corente Inc.
Diopsys Inc.
Excom Inc.
Genelink
Global Photonic Energy Corporation
Innovative Photonic Solutions
Izar Associates Inc.
Juvent Inc.
Linguagen Corp.
Mikronite Technologies Inc.
Multispectral Imaging, Inc.
Netforensics Inc.
Paperlink.Com
PCHEM Associates, Inc.
PD-LD
Premier Specialties Inc
Quick Tel, Inc.
Red Sky Systems Inc.
Semorex, Inc.
Shining Surface Systems Inc
Signum Biosciences Inc.
Time and Cross Inc.
Trey Resources, Inc.
Utz Technologies
Whale Communications
WPT

Recommended for Disapproval:

Circulite Inc.
Compro Technologies Inc.
Crown Financial Group
DOBI Medical Systems, Inc.
ECI Technology Inc.
Hanover Fairs USA Inc.
Icarz Inc.
InTEST Corporation
Invidi Technologies Corp
Janis Group, The

Medeikon Corporation
Princeton Softech Inc.
Pure Energy Corporation
Times Zero

Re-certification Applications

Recommended for Approval:

Access Bio Inc.
Advanced Logic Systems, Inc.
Airtrax Inc.
Akers Bio Sciences, Inc.
Albridge Solutions, Inc.
Alfacell Corporation
Alphion Corporation
American Beryllia, Inc.
Amicus Therapeutics
Amplidyne
Antyra, Inc.
Astralis, Ltd.
AT Information Products Inc.
Automated Media Services
Avotus, Inc.
Barrier Therapeutics, Inc.
BioDelivery Sciences International
Blacklight Power Inc.
Bullrun Financial Inc.
CareGain Inc.
Cieos Inc.
Cirqit.com, Inc.
Coates International
Coates Motorcycle Company, Ltd.
Columbia Laboratories, Inc.
Conolog
CyberPath, Inc.
CyberShift, Inc.
Deltronic Crystal Industries
DOV Pharmaceuticals
Eduneering Holdings
E13 Corporation
Elcom Technologies Inc.
Elite Laboratories, Inc.
EluSys Therapeutics Inc
EpiCept Corporation

Exsar Corporation
Fifth Generation Computer Corp.
Flash Networks, Inc.
Formation, Inc.
Global Safety Surveillance
Great American Technologies Inc.
IGI, Inc.
ImpactRX, Inc.
Inmat, Inc.
Inplane Photonics Inc.
Intercure, Inc.
Intra, Inc.
Inventa Technologies, Inc.
Iridian Technologies
IVoice, Inc.
KIRUSA, Inc.
Knite Inc.
Lamina Ceramics Inc
Laser Energetics
Leapstone Systems Inc.
Lumeta Corp.
Magnitude, Inc.
Magnolia Broadband
mFormation Technologies, Inc.
MGI OM INC. (F/K/A Aesgen Inc)
MGM Computer Systems Inc.
Millenium Biotechnologies
Millenium Cell, Inc.
Navisys, Inc.
NexMed (USA), Inc.
Nofire Technologies Inc.
NovaDell Pharma, Inc.
NuVim, Inc.
Ocean Power Technologies, Inc.
ONG Corporation
Outercurve Technologies, Inc.
Pacifichhealth Labs
Palatin Technologies, Inc.
Panhealth
Parelec, Inc.
Passport Corporation
Pharmacopeia Drug Discovery, Inc.
Pharmaseq
Pharmos Corporation

Phytomedics Inc.
PlasmaSol Corporation
Plasmion Corporation
PMI Imaging Systems, Inc.
PPI (Time Zero)
Princeton Optronics, Inc.
ProCath Corporation
Provid Pharmaceuticals
PTC Therapeutics, Inc.
Quantum A1 Corp
Restricted Stock Systems
Science Dynamics
Sela 2, Inc.
Smarter Agent
Software Synergy Inc.
Structured Web, Inc.
Supertron Technologies Inc.
Timecruiser Computing Corp.
Transave, Inc.
Tymac Controls Corp.
Udc, Inc.
Ureach
Vectramed Inc.
Visible Tech-Knowledge, Inc.
Voxware
VPI Systems Corporation
Worldscape Inc.
Worldwater Corp.
Xechem International
Xechem, Inc.
Xenogen Biosciences Corporation

Recommended for Disapproval:

Advanced Biomaterial Systems, Inc.
Audible, Inc.
AXS-One
Azog, Inc.
Cape Systems, Inc.
Dot Photo
EP Medsystems Inc.
Everest Broadband Networks, Inc.
Expert Plan Inc.
Inc Networks
Kodeos Communications Inc.

Lavipharm Laboratories, Inc.
Mark Lighting Fixture Co., Inc.
Molecuwire Corp.
Munics
Polymerix Corp.
Senesco, Inc.
Synergy Pharmaceuticals, Inc.
Tetragenix Pharmaceuticals Inc.
Wellgen Inc.
Xtellus Inc.

Returning Applications

Recommended for Approval:

Advanced Biomaterial Systems, Inc.
Advanced Logic Systems, Inc.
Akers Bio Sciences, Inc.
Albridge Solutions, Inc.
Alfacell Corporation
Alphion Corporation
Alteon, Inc.
Antyra, Inc.
Astralis, Ltd.
Audible, Inc.
Avotus, Inc.
Barrier Therapeutics Inc.
BioDelivery Sciences International
Biomira USA Inc.
Blacklight Power Inc.
Bullrun Financial Inc.
Camanco Communications, Inc.
Cirqit.com, Inc.
Coates International
Columbia Laboratories, Inc.
CyberPath, Inc.
CyberShift, Inc.
Cytogen Corporation
Deltronic Crystal Industries
Digital 5
DOV Pharmaceuticals
DVTEL, INC.
Dynamic Mobile Data Systems, Inc.
Dynamicsoft
Eduneering Holdings

Elcom Technologies Inc.
EluSys Therapeutics Inc
Energy Photovoltaics, Inc.
Enzon, Inc.
EP Medsystems Inc.
EpiCept Corporation
Everest Broadband Networks, Inc.
Evident Software, Inc.
Expert Plan Inc.
Exsar Corporation
Flash Networks, Inc.
Front Porch Digital Inc.
Genta, Inc.
Global Safety Surveillance
GoAmerica Communications Corp.
Golden Bridge
Gynetics, Inc.
IGI, Inc.
Immunomedics
ImpactRX, Inc.
Infocrossing Inc.
Inplane Photonics Inc.
Interferon Sciences
Intra, Inc.
Inventa Technologies, Inc.
Ion Networks, Inc.
Iridian Technologies
Jedai Broadband Networks
Kodeos Communications Inc.
Lamina Ceramics Inc
Lavipharm Laboratories, Inc.
Leapstone Systems Inc.
Lemur Networks Inc.
Lexicon Pharmaceuticals Inc.
Logical Design
Lumeta Corp.
Magnitude, Inc.
Magnolia Broadband
Maloy Risk Svcs.
Memory Pharmaceuticals
Mformation Technologies, Inc.
Microdose Technologies, Inc.
Millenium Biotechnologies
Millenium Cell, Inc.

Mobicom Corporation
Morphochem, Inc.
Nanoopto Corp.
Navisys, Inc.
NexMed (USA), Inc.
Niksun, Inc.
NovaDell Pharma, Inc.
NuVim, Inc.
Omnipoint Communications, Inc
Orchid BioSciences, Inc.
Outercurve Technologies, Inc.
Palatin Technologies, Inc.
Pharmos Corporation
Phytomedics Inc.
Plasmion Corporation
PMI Imaging Systems, Inc.
Polymerix Corp.
Princeton eCom Corporation
Princeton Lightwave, Inc.
Princeton Optronics, Inc.
ProCath Corporation
Prominence Networks
PTC Therapeutics, Inc.
Qmed, Inc.
Ranch Networks Inc.
Scantek Medical, Inc.
Science Dynamics
Sensar
Songbird Hearing
Storage Engine, Inc.
Structured Web, Inc.
Syndata Technologies
Synergy Pharmaceuticals, Inc.
SyntheMed, Inc.
Tacit Networks, Inc.
Tetragenix Pharmaceuticals Inc.
Timecruiser Computing Corp.
Transave, Inc.
Udc, Inc.
Unigene Laboratories, Inc.
Ureach
Valaran Corp.
Vela Pharmaceutical
Vonage Holdings Corporation

VPI Systems Corporation
Vyteris Inc.
Worldwater Corp.
Xechem, Inc.
Xenogen Biosciences Corporation

Recommended for Disapproval:

Cape Systems, Inc.
Coating Technologies Inc.
Formation, Inc.
Mark Lighting Fixture Co., Inc.
New Jersey Microsystems, Inc.

Chairman Koeppe left the meeting at this time.

The next item was the approval to delegate authority in the Technium program for loans up to \$250,000 to the Authority's Senior Vice President and Chief Executive Officer.

MOTION TO APPROVE: Mr. Piaia **SECOND:** Mr. Carden **AYES:** 10
RESOLUTION ATTACHED AND MARKED EXHIBIT 23

BUSINESS EMPLOYMENT INCENTIVE PROGRAM

PROJECT: Lundbeck Research USA, Inc. **APPL.#16800**
LOCATION: Paramus Boro./Bergen Cty. **BUSINESS:** Pharmaceutical company
GRANT AWARD: 75% Business Employment Incentive grant, 10 years
This matter was held from consideration.

PROJECT: TI Parsippany Inc. **APPL.#16807**
LOCATION: Parsippany-Troy Hills Twp./Morris Cty. **BUSINESS:** Magazine publisher
GRANT AWARD: 60% Business Employment Incentive grant, 10 years
MOTION TO APPROVE: Mr. Piaia **SECOND:** Mr. Scalera **AYES:** 10
RESOLUTION ATTACHED AND MARKED EXHIBIT 24

PROJECT: Freedom Healthcare, L.L.C. **APPL.#16452**
LOCATION: Union City/Hudson Cty.
MODIFICATION: to approve 25 permanent part-time positions in the company's total Business Employment Incentive Program award percentage; and to approve the overall total estimated grant award increase by \$45,000 from \$112,000 to \$157,000.
This matter has been held from consideration.

BOARD MEMORANDUMS

The next item was the approval of a \$2,000,000 investment in the Edison VI Venture Fund and the approval to the Chief Executive Officer to authorize the execution of all documents for this investment subject to the Attorney General's review.

MOTION TO APPROVE: Mr. Piaia **SECOND:** Mr. Scalera **AYES:** 10
RESOLUTION ATTACHED AND MARKED EXHIBIT 25

The next item was the approval of the following loans under the New Jersey Business Growth Fund Program: Applicad, Inc., Bareweb, Inc., and New Jersey Headware Corp.
(For Informational Purposes Only)

PROJECT: South Jersey Performing Arts Center, Inc. **APPL.#08286**
LOCATION: Camden City/Camden Cty.
MODIFICATION: to write off the subject loan without recourse.
MOTION TO APPROVE: Mr. Scalera **SECOND:** Mr. Carden **AYES:** 10
RESOLUTION ATTACHED AND MARKED EXHIBIT 26

REAL ESTATE

The next item was the approval to enter into a lease with Drexel University for up to 20,000 +/- square feet of research and development space at the Waterfront Technology Center Camden in the Tech One building and a funding authorization for a \$300,000 Economic Recovery Board Business Lease Incentive Program grant.

MOTION TO APPROVE: Mr. Grossi **SECOND:** Mr. Latoof **AYES:** 10
RESOLUTION ATTACHED AND MARKED EXHIBIT 27

The next item was the approval to enter into a lease with Gestalt, LLC for up to 20,000 +/- square feet of research and development space at the Waterfront Technology Center Camden in the Tech One building and a funding authorization for a \$300,000 Economic Recovery Board Business Lease Incentive Program grant.

MOTION TO APPROVE: Mr. Scalera **SECOND:** Mr. Carden **AYES:** 10
RESOLUTION ATTACHED AND MARKED EXHIBIT 28

The next item was the approval to execute an Amendment to the Reimbursement Agreement and any other necessary documents, subject to approval from the Attorney General's Office, in connection with the Barnes and Noble Lease Revenue Bonds.

MOTION TO APPROVE: Mr. Carden **SECOND:** Mr. Piaia **AYES:** 10
RESOLUTION ATTACHED AND MARKED EXHIBIT 29

The next item was the approval of the Redevelopment Agreement with the City of Camden Redevelopment Agency through which the Authority will oversee and coordinate the redevelopment of CCRA-owned land located along the Camden waterfront.

MOTION TO APPROVE: Mr. Latoof **SECOND:** Mr. Grossi **AYES: 10**
RESOLUTION ATTACHED AND MARKED EXHIBIT 30

PUBLIC COMMENT

Bruce Dichel of Tax Transfer Corporation of New Jersey mentioned what a great program the Tax Transfer program is and commended staff on the wonderful job they did.

Nate Jones asked about the Foundation for Education Administration, Inc. project. Ms. Franzini provided him with a clarification of the Board's action.

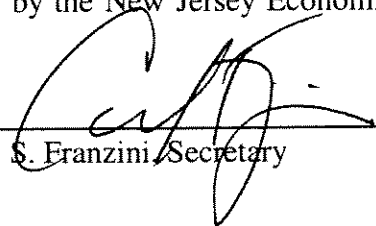
EXECUTIVE SESSION

At this time on a motion made by Mr. Latoof, and seconded by Mr. Piaia, the members adjourned to go into Executive Session to discuss litigation matters .

RESOLUTION ATTACHED AND MARKED EXHIBIT 31

There being no further business on a motion by Mr. Scalera, and seconded by Mr. Latoof, the meeting was adjourned at 12:10.

Certification: The foregoing and attachments represent a true and complete summary of the actions taken by the New Jersey Economic Development Authority at its meeting.



Caren S. Franzini, Secretary