

Executive Committee:

*Jeffrey R. Rodefer, Chairman
*P. Gregory Giordano, Vice Chairman
A.C. Ansani | Jaime K. Black | Michael R. Brunet | *Lou Dorn
Gregory R. Gemignani | *Erica L. Okerberg | Maren Parry
*Jennifer Roberts | Karl F. Rutledge | *Scott Scherer

*Co-editors of the *Nevada Gaming Lawyer*

Reply to:

Jeffrey R. Rodefer, Chairman, Gaming Law Section
c/o Robert Horne, Programs & Services Manager
State Bar of Nevada
3100 W. Charleston Blvd., Suite 100
Las Vegas, Nevada 89102
Phone: 702.317.1436



MINUTES

February 15, 2019

Attendance. After being duly noticed, the following members of the Executive Committee (Committee), constituting a quorum pursuant to Section 4.5 of the Third Amended Bylaws (as approved May 9, 2001, amended October 18, 2006 and July 9, 2014), participated in a telephonic only meeting on Friday, February 15, 2019 at 3:00 p.m.: Jeffrey R. Rodefer, Chairman; P. Gregory Giordano, Vice Chairman; Michael Brunet; Lou Dorn; Erica Okerberg; Jennifer Roberts; and Scott Scherer.

ITEMS DISCUSSED.

1. **Review and Approve the Minutes of December 6, 2018.** Upon a motion made and duly seconded, the Committee unanimously approved the Minutes of December 6, 2018.
2. **Ratify Sponsorships.** Upon a motion made and duly seconded, the Committee unanimously approved the following sponsorships that had already be paid:
 - \$250.00 – Nevada High School Mock Trial Competition
 - \$2,500.00 – Frank A. Schreck Gaming Moot Court Competition
 - \$5,000.00 – UNLV William S. Boyd School of Law, Gaming Law Journal
3. **General Discussion of Other 2019 Sponsorships.** Jennifer Roberts summarized for the Committee past sponsorships that she would follow-up on for 2019:
 - Robert D. Faiss Lecture on Gaming Law and Policy
 - UNLV Alumni Chapter Golf Tournament
 - American Gaming Association, Global Gaming Women’s annual educational fundraiser, *Kick Up Your Heels*

The Committee was also reminded that its four-year funding of \$40,000 for the annual Gaming Law Section Scholarship to benefit LL.M. students in Gaming Law and Regulation at UNLV would expire after 2019 and would be area to potentially require funding in 2020.

4. GLS e-Newsletter - Update. Erica Okerberg advised that the first quarter *e-Newsletter* would be published on April 21st and the topic would address the U.S. Department of Justice's recently published opinion on the interpretation of the federal Wire Act that effectively reverses its 2011 opinion. Erica further stated that the publication would also contain some additional informational items regarding GLS events, including the *2019 Gaming Law Conference*.
5. GLS Pro Bono Gaming Employee Registration Program - Update. Scott Scherer reminded the Committee that the brochure regarding the program, both printed trifold pamphlet and digital format, has been completed, mailed and posted on the GLS webpage. He further indicated that there appear to be few, if any, recent cases in this area. Jennifer Roberts stated that law students could be easily assigned to assist with any case. Greg Giordano asked if Nevada Gaming Control Board Chair Sandra Morgan had been advised about the program. Scott stated he has not had specific discussions with her, but she would have received a courtesy copy of the brochure in the mail as a member of the Nevada Gaming Commission last year.
6. 2019 Gaming Law Conference - Discussion. The Committee was advised that the conference would be held on Friday, November 22, 2019 at the Red Rock Casino Resort. The event had been reduced by one hour and would start at 9:00 a.m., rather than at 8:00 a.m. The Committee was further notified that the following topics were set:
 - (1-hour) Cybersecurity – Jon Bottarini, HackerOne
 - (1-hour) Problem Gaming – Judge Cheryl Moss, 8th Judicial District Court, Family Division

The Committee unanimously agreed to retain Jack Marshall to present 2 hours of *Ethics Rock Extreme*. Jeff Rodefer stated he would inform the State Bar of Nevada's CLE Department of the decision. The Committee further discussed potential overlap from the proposed panels on *Regulators Roundtable* and *2019 Legislative Update on Gaming Bills*. In turn, Lou Dorn suggested that the latter topic be modified to cover non-gaming bills impacting the gaming industry and suggested that Jeff contact Virginia Valentine, President of the Nevada Resorts Association to speak on the topic. As for the *Regulators Roundtable*, it was suggested that potentially Chiefs of the Audit and Investigations Divisions and/or Special Agent, Dave Staley of the Compliance Unit for the Nevada Gaming Control Board be invited to speak on the panel with Chair Morgan and Nevada Gaming Commission Chairman Tony Alamo. Finally, Jeff advised that Governor Sisolak has yet to respond regarding his availability to be the keynote lunch speaker.

7. Nevada Gaming Lawyer (2019) - Discussion. The Committee was informed that the following articles are committed for the 2019 issue:
 - Loot Boxes – Elijah Tredup
 - U.S. Department of Justice's Reversal of its 2011 Opinion Regarding the Interpretation of the Federal Wire Act – Erica Okerberg & Mark Clayton
 - Gaming Diversion Court – Judge Cheryl Moss, 8th Judicial District Court, Family Division
 - Gaming Compliance Trends – Dave Staley & Luke Rippee

The Committee also discussed additional topics. Michael Brunet and Jennifer Roberts both expressed interest in writing articles on yet to be determined topics. Scott Scherer agreed to write an article summarizing the gaming bills heard by the 2019 Legislature. Greg Giordano requested Jeff to send out a Listserve.com message to the GLS members asking for articles.

8. Nevada Gaming Index (2nd ed. 2019) – Update. Jeff Rodefer stated that a draft of the second edition was completed in late November 2018. He further relayed that Jenni Smith, Publications Director for the State Bar of Nevada stated, upon the advice of the Publications Committee, that the State Bar would not assist with the publication in light of the poor sales of the *Nevada Gaming Law Practice and Procedure Manual* (1st ed. 2016). She did, however, provide Jeff with a list of potential individuals to contact regarding contract work to assist with proofreading, legal cite check, creation of the keyword/table of contents and legal cite appendices. Jeff informed the Committee that everyone on the list was contacted and, in turn, each person declined the offer either due to retirement or that the project was beyond his or her capabilities even though many on the list assisted with the publication of the *Manual*. He also stated that Jennifer Roberts had been trying to locate law students interested in this contract work, but to date no one had been secured. Although time consuming, Jeff stated, if necessary, he could create the keyword/table of contents and legal cite appendices. He was uncertain if anyone could be retained to help create a companion digital version with hyperlinks. Finally, he was equally uncertain if the *Index* could be published by his desired timeframe of June/July 2019.
9. Other Items of Interest. Jeff reminded the Committee that the terms for the following Committee members would expire the end of May and, as such, he would send out a Listserve.com message in late March requesting interest GLS members submit their resumes in time for the Committee to considered at its May meeting: Greg Giordano; Jaime Black; Maren Parry; and Jennifer Roberts.
10. Adjourn. With no other business to discuss, the Committee, upon a motion made and duly seconded, unanimously agreed to adjourn the meeting.

DATED this 9th day of April 2019.

State Bar of Nevada
Gaming Law Section



Jeffrey R. Rodefer, Chairman