

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:

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MINUTES

September 18, 2018

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 Tuesday September 18, 2018, at 3:00 p.m.: Jeffrey R. Rodefer, Chairman; P. Gregory Giordano, Vice Chairman; A.C. Ansani; Michael Brunet; Gregory R. Gemignani; Erica Okerberg; Maren Parry; Karl F. Rutledge; and Scott Scherer.

ITEMS DISCUSSED.

1. **Welcome Karl Rutledge to the Executive Committee.** The Committee welcomed Karl Rutledge as its newest member. Karl thanked the Committee and looked forward to serving.
2. **Review and Approve the Minutes of May 23, 2018.** Upon a motion made and duly seconded, the Committee unanimously approved the Minutes of May 23, 2018.
3. **Review and Approve the 2019 GLS Budget.** After some discussion, and upon a motion made and duly seconded, the Committee unanimously approved the 2019 GLS Budget.
4. **Pro Bono GLS Gaming Employee Registration Program – Update.** Scott Scherer advised the Committee that program has been well received to date. However, he did indicate there are only a few cases that qualify for the program each year. Scott further provided that the program suffers from a lack of exposure. To this end, Scott stated a brochure had been development that will assist lawyers who volunteer for a case. The brochure provides a brief overview of the procedures in appeals process, FAQs and factors to consider in evaluating a case. The brochure has currently be posted to the GLS webpage and will printed as a trifold format to be distributed to the GLS members and members of the judiciary, as well as bulk mailings to legal aid centers throughout the state and Jennifer Roberts at UNLV.
5. **2018 Nevada Gaming Lawyer – Discuss.** Jeff Rodefer reviewed the Revenue-Expenses Report for the Committee. He further indicated that although revenues had increased by 100% over prior years, the magazine was significantly larger. In turn, the expenses related to the graphic design and layout increased to keep the size of the issue to 100 pages or less to ensure it could be produced in a more cost effective

staple-bound manner. The printing expense also increased to accommodate the size of the publication and a larger print-run of 2,100 copies. In turn, the magazine was \$2,120.95 in the red compared to most years where the magazine operated on average with an annual net loss of more than \$6,000.00. The Committee members also indicated the feedback they had received on the magazine this year was very positive.

6. Discuss the 2018 Gaming Law Conference – Update. The Committee reviewed a copy of the agenda and speaker profiles for the November 16th conference. Jeff Rodefer stated that the State Bar’s CLE Department had yet to confirm Dayvid Figler to present the one-hour problem gaming topic “Playing Against the Odds: Problem Gambling in Law Practice.” The Committee agreed that they would like to meet for dinner following the opening reception on November 15th and requested Jeff to work with the State Bar to secure a reservation at T-Bones Chophouse at the Red Rock Casino Resort.
7. Ratify Sponsorships. Jeff Rodefer stated that he authorized the issuance of the following checks for three GLS sponsorships:
 - \$2,000.00 – Silver Hole Sponsor at the 5th Annual UNLV Law Alumni Chapter Golf Tournament;
 - \$5,000.00 – Global Gaming Women’s “Kick Up Your Heels” event; and
 - \$600.00 – William S. Boyd School of Law’s Gaming Law Speaker Series.

Jeff further advised that the sponsorships for the UNLV Law Alumni golf tournament and the Kick Up Heels event were at the same amount as the 2017 sponsorships. With regard to the Gaming Law Speaker Series, he indicated that Tony Cabot had requested the sponsorship in time for the first speaker on September 20, 2018, Terry Johnson, Member, Nevada Gaming Control Board. Upon a motion made and duly seconded, the Committee unanimously approved the sponsorships.

8. 2019 Scholarships, Sponsorships or Events – Discuss. The Committee discussed past sponsorships, as well as the GLS Scholarship for students in the Boyd School of Law’s LL.M. in Gaming Law and Regulation program that were funded in 2016 for the period of 2016-2019. Maren Parry raised for discussion whether the Committee would continue to fund this scholarship. Jeff Rodefer stated that the initial scholarship was predicated upon the GLS’ ability to fund the scholarships. Furthermore, the scholarships were currently funded at \$10,000.00 year with the law school authorized to award the scholarships as it deemed appropriate to as many students it chose. Jeff indicated this topic would be placed on the Committee’s next agenda for further discussion.
9. Nevada Gaming Law Index (2nd ed.) – Update. Jeff Rodefer stated that the William S. Boyd School of Law was interested in producing the 2nd edition of the *Nevada Gaming Law Index*. However, Dean Hamilton has indicated the law school would only produce the publication in an electronic version and had no resources to do a soft-bound printing of the *Index* similar to the *Nevada Gaming Law Practice and Procedure Manual* (1st ed. 2016). Jeff advised that Jenni Smith, Director of Publications for the State Bar of Nevada provided that the unit cost to produce each *Manual* was approximately \$26.00 per printed copy. The Committee discussed whether the GLS would be willing to pay for the publication of 100-200 copies of the *Index* to distribute free of charge to regulators and other officials. The Committee felt there was value to producing a limited number of copies to help further publicize the GLS.
10. GLS Membership Decline – Discuss. Jeff Rodefer advised the Committee that the GLS membership had declined in recent years from its high of 212 members to its present membership of 176. A.C. Ansani

wanted to know if this was a result of lawyers being in-house corporate counsel and not paying their annual dues. Karl Rutledge requested a breakdown of the membership by private practice, in-house corporate counsel and government lawyers. Jeff stated he could forward the current membership list, but Karl would have to do a manual review to determine the requested breakdown. Erica Okerberg suggested possibly producing a monthly e-Newsletter to be sent out to the entire membership of the State Bar of Nevada to further publicize the GLS. Erica promised to outline her proposal to Jeff so he could discuss it further with the graphic artist and the State Bar.

11. Other Items of Interest. The following additional items were raised for discussion:

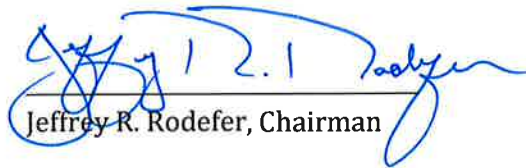
- (a) 2019 Gaming Law Conference. Jeff Rodefer stated that Jon Bottarini of HackerOne had given a very good presentation on cybersecurity at the AML Conference in August and had agreed to speak at the *2019 Gaming Law Conference*. He further stated that the Committee would still need to determine (i) speaker for the one-hour problem gaming presentation, (ii) the speaker for the two-hours ethics presentation, (iii) the keynote lunch speaker, and (iv) fill the two open hours of the conference.
- (b) 2019 Nevada Gaming Lawyer magazine. After being advised of the difficulty in getting authors to submit articles this year—with only three articles being submitted by the end of June, 13 articles by the end of July and the remaining seven articles being submitted the first week of August, over two after the June 1st deadline—the Committee discussed whether the magazine should be published after 2018. Having decided continue the publication for 2019, the Committee set June 30, 2018 as a hard deadline for submission of articles with the exception of any article discussing gaming related bills introduced in the 2019 Legislative Session. Any article submitted after June 30th would not be included in the 2019 issue of the magazine and the author would be informed that the article would be held for the 2020 magazine.
- (c) 12th Annual National AML Conference. The Committee was reminded that the GLS' current three-year Sponsorship Agreement with Casino Essentials would expire after the August 2019 conference. Jeff Rodefer was uncertain if Casino Essentials would renew the agreement. If so, he suggested increasing the GLS' sponsorship fee given the revenues generated by the conference. The Committee concurred.
- (d) Nevada Gaming Law Practice and Procedure Manual (2nd ed.) Greg Giordano raised for discussion publishing a 2nd edition to the *Nevada Gaming Law Practice and Procedure Manual*. He was asked if there had been enough change in the law since 2016 to justify the update. He felt that the 2017 and 2019 Legislative Sessions had and probably would produce several changes in the law, including new regulatory areas being proposed by the Nevada Gaming Control Board such as sexual harassment. Jeff Rodefer advised, similar to the prior discussion on the 2nd edition of the *Nevada Gaming Law Index*, that the State Bar's Publications Department appeared to have little appetite in producing any additional publications from the GLS given the limited market for the *Manual*, which seemed to be contrary to the Bar's longstanding policy of encouraging Sections to produce publications. That policy, as Jeff indicated, appeared to be tempered by whether the publication would generate revenue or even breakeven.
- (e) December 2018 Committee Meeting. Jeff asked the Committee if it would like to hold a final year-end meeting in early December following the *2018 Gaming Law Conference* to get a start on the *Nevada Gaming Lawyer* magazine for 2019, as well as begin discussing in earnest topics and speakers for the

2019 Gaming Law Conference. He advised that waiting to hold the meeting until January or February would make securing articles for the *Nevada Gaming Lawyer* by the new June 30th deadline more difficult or, in the alternative, Jeff stated the initial discussion on next year's magazine could be limited to a meeting of editors and then brought to the full the Committee for further review and approval. The Committee tentatively agreed to convene again in December 2018.

12. Adjourn. With no other business to discuss, the Committee, upon a motion made and duly seconded, unanimously agreed to adjourn the meeting.

DATED 6th day of December 2018.

State Bar of Nevada
Gaming Law Section


Jeffrey R. Rodefer, Chairman