

IMGL OFFICERS

Michael E. Zatezalo
President

Jamie Nettleton
1st Vice President

D. Michael McBride III
2nd Vice President

Quirino Mancini
Secretary

Justin Franssen
Assistant Secretary

Marc H. Ellinger
Treasurer

Marie Jones
Assistant Treasurer

Douglas Florence Sr.
VP Affiliate Members

Keith C. Miller
VP Educator Members

Joerg Hofmann
Immediate Past President

EXECUTIVE DIRECTOR

Sue McNabb

**DIRECTOR OF EDUCATION
AND ASSOCIATION
DEVELOPMENT**

Morten Ronde

EDITOR

Sue McNabb

CONTRIBUTING WRITERS

Scott E. Andress

Jason Bacigalupi

Bo Bernhard

Stephanie Chomentowski

Alexia Couccoullis

Tara P. Ellis

Eric Fikry

Christian J. Fisher

Glenn Light

Yahaya Maikori

Lauren O'Donnell

Karl Rutledge

Hugo Luz dos Santos

Stephen Schrier

DISTRIBUTION

GLOBAL
GamingBusiness

AD SPACE RESERVATIONS

Contact Sue McNabb at
sue@imgl.org



INTERNATIONAL MASTERS OF GAMING LAW

www.imgl.org

© 2016 International Masters of Gaming Law. All Rights Reserved. American Gaming Lawyer is a registered trademark of the IMGL. No portion of this publication may be reproduced without expressed written permission of the Publisher. Not responsible for typographical errors.

>> **Letter from the Editor**

Each autumn, the IMGL Regulators of the Year are recognized in a feature article and at the IMGL awards reception at G2E. This year, IMGL takes great pleasure in recognizing Allen Godfrey of the Mississippi Gaming Commission as the Regulator of the Year for North America. Executive Director Godfrey is the sole honoree for 2016, and the article describing his notable achievements and leadership of Mississippi gaming are illustrated by attorneys, educators, other regulators and gaming leaders across the state who offer their perspective on his leadership of Mississippi gaming. Congratulations, Director Godfrey, on a well-deserved honor.

As in every issue of *American Gaming Lawyer* (AGL), this issue contains articles on the latest developments in gaming, reflecting the present international interest in gaming technology and how technology is changing and influencing the games and, on the casino floor, the demographics of today's customers and the evolution of non-casino gaming.

First in our presentation of the latest developments in gaming is an excellent overview of how millennial gaming consumers are driving both the market and the regulations regarding skill-based games. Author Christian J. Fisher covers developments in skill-based gaming regulations in multiple jurisdictions, focusing on Nevada and New Jersey regulations.

Next, Jason Bacigalupi, Glenn Light and Karl Rutledge further the discussion of technology and gaming, addressing the new explosion in eSports or competitive gaming. As in the previous article, this article discusses the current fascination with skill-based games. This thorough explanation of the eSports market covers the games, potential risk for operators and inconsistency in jurisdiction regulations of the games, some with potential criminal gambling liability.

Changing to New Developments in Gaming Law, authors Stephen Schrier, Eric Fikry, Stephanie Chomentowski and Lauren O'Donnell discuss the U.S. Department of the Treasury's Financial Crimes Enforcement Network (FinCEN), the Bank Secrecy Act and anti-money laundering requirements with an excellent review of several notable enforcement actions. The authors review the compliance issues, stringent filing requirements, and recordkeeping rules—citing the Yates Memo—all of major importance to casino executives and operators, among others.

Authors Scott Andress and Tara Ellis present an excellent discussion of preserving privilege when dealing with regulatory requirements and the selective waiver doctrine. The

authors discuss the stance of various jurisdictions regarding selective waiver, citing the Mississippi statutory protections that maintain privilege despite disclosure to a governmental agency.

Moving to international developments in gaming, Alexia Couccoullis provides an update on present gaming regulations in Cyprus and Greece, discussing how the regulatory framework affects future growth in the region. Next author Yahaya Maikori discusses the Nigerian gaming industry, citing misconceptions of gaming in Nigeria. The author emphasizes the unique character of gambling games, attitudes of Nigerians toward gambling and the future of gaming in Nigeria.

In an excellent discussion of the University of Nevada, Las Vegas (UNLV) and its contribution to the gaming industry, Professor Bo Bernhard emphasizes UNLV's research, education and worldwide collaborations in the gaming area. Bo Bernhard indeed is carrying forth the vision and mission of Bill Eadington at the university and elsewhere, working with Nevada Governor Sandoval and all the great educators, researchers and "brightest minds" in gaming. He emphasizes the practical contributions of UNLV's International Gaming Institute and the new Center for Gaming Innovation, the university's incubator for invention of new games.

This issue of AGL ends with an article on responsible gaming in Indian Country. In his article, Hugo Luz dos Santos relies heavily on former researchers in the field, focusing on electronic gaming machines and a recommended approach to minimize harm.

As always, AGL thanks its supporters—writers and sponsors—for their articles and for the generous financial support to continue the IMGL mission of education in gaming law. ♣

Sue McNabb has worked with the state legislature and served as Assistant Attorney General for the Louisiana Department of Justice and as an attorney for the Louisiana Legislative Auditor. She has an extensive background in corporate law in the private sector where she worked as General Counsel of an INC 500 Company and as Vice President of Administration with a national not-for-profit corporation.

Sue served on the board of directors of the Louisiana Association on Compulsive Gambling and was formerly a member of the board of the National Council on Problem Gambling. She also serves on the board of the Louisiana Center for Women in Government and Business and was appointed by Governor Bobby Jindal to serve on the Louisiana Women's Policy and Research Commission. She received the IMGL president's award for 2013. She currently serves as the Executive Director of the IMGL.



Sue McNabb