Federal & Indian Gaming	Law
Internet Part 3	
wish Grag Consignant	of Federally Reco

Online Gaming in t	he U.S.	Counties > 45,000 but less than 700,000 people	Other counties
Restricts operators licenses to the following table:	<ul> <li>A resort hotel that holds a nonestricted gaming license.</li> <li>A resort hotel is my building or maintained as and held out to the public to be a hotel where sleeping accommodations are furnished to the transient public and that has 1. More than 200 accommodations 2. At least one bar with permanent seating capacity for more than 30 partons that servery alrobid consumption on the premisers 3. At least one restaurant with permanent seating capacity for more than 60 patrons that is more than 60 patrons that is day and 7 days each week and 4. A gaming area within the day and 7 days each week and 4.</li> </ul>	Holds a nonrestricted gaming license     Has more than 120 crosses available for an expension available for an expension accommodations accommodations accommodations are sating capacity for 20 patrons are sating capacity for 20 patrons with the satisfact of the expension o	Holds a nonrestricted gaming license that has been active for at least 5 years     Meets the definition of a Group 1 license pursuant to Commission regulations     Operates either more than 50 rooms for sleeping accommedation or 50 gaming devices.

### AB466 – 2001 – In sum:

 Permits the Nevada Gaming Commission to issue regulations and license for licensing interactive gaming operations to casino operators of sufficient size, and to issue licenses for the manufacture and distribution of interactive gaming systems, if the Commission determines the activity can be conducted in compliance with all applicable laws.

Online Gaming in the U.S.  Asses - 2001 - In surv.  - The 2003 Acts envisioned an online parning market similar to the casion market with two basic areas of licensing:  - Operation  - Nanufacturer's Bibitrisators  Online Gaming in the U.S.  Asses - 2001 - In surv.  - The Commission begins hearing and learning about technologies for geodensing, age verification, fraid prevention, accounting, player protections, problem gambling.  Online Gaming in the U.S.  Online Gaming in the U.S.  Can you guess the outcome?		1
AB466 – 2001 – In sum:  The 2001 Act, envisioned an online gaming market similar to the casin or mirks with two basic areas of licensing:  Manufacturers & Distributors  Online Gaming in the U.S.  AB466 – 2001 – In sum:  The Commission begins hearings and learning about technologies for geofencia, gas eventicating, radur prevention, accounting, player protections, problem gambling  Online Gaming in the U.S.		
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Online Gaming in the U.S.		-
Online Gaming in the U.S.	for geofencing, age verification, fraud prevention, accounting,	
	player protections, problem gambling	
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	Online Gaming in the U.S.	
Can you guess the outcome?		
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Mr. Denzis K. Neilander, Chairman Newala Garring Control Board P. O. Box 1000	I trust that this is responsive to your inquiry. Please do not besitate to contact us if we can be of any further assistance in this or any other matter.	
Carson CD, Nordak 8706  Drar Chairman Niclander: Your office rooming spoke to Mr. Mathew Martons, who is the Criminal Division's Chief ORAIT to the Anniseas Attempts General; regarding the approlection of forlent late to the more gained gain of the earlier of general people in North Act their regioned by Mr.  Martine gained gain of the earlier of general gained gain North Act that we represent by Mr.	Sincerdy,  Michael Chiroli  Addissant Altorony General	
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resolution of Egal questions until it is conflicted with a concrete situation requiring action in a platical forum.  We may, however, provide general politices are in relevant attentory provisions that are applicable to interrup publishing. And of them in prior Companisation interioristics, the Department of Justice believes that forbiral law publishing purching over the Internal, including casino-replie generality. While several forbiral states are applicable to femeral genifiting, the main stanton.		
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utilised is activity and thereafter performing or attentifies to perform oach in al. The term "utilised activity of chefuel in Section 1993b) to man "may be insect enterprise involving granibingin violation of the law of the State is which they are committed or of the United States." Section 1995 of Title 18, United States in which they are committed or of the United States." Section 1995 of Title 18, United States (One, probine) single granibing involves; which involve 1) a violation of state law, 23 fire or more persons who conduct, feature, manage,		

Nevada's initial efforts to draft regulations and issue licenses for interactive gaming end with the receipt of the DOJ letter.

## Online Gaming in the U.S.

- Time marches on...
  - 2006 UIGEA is enacted
  - 2007 Publicly traded companies in the U.K. abandon the U.S. online poker market
  - 2008 While the major providers of online poker exited the market, demand was strong and it was filled by three major private companies – Poker Stars, Full Tilt, and Absolute Poker with several other smaller operators
  - 2009 NY and IL begin online lottery subscriptions
  - 2011 Senator's Reid and Kyl reach a preliminary agreement on a federal online poker bill

Online Gaming in the U.S.	
* ABA258 — 2011 Session  **March I BL No 28 - Conservation or household March I Self Self Self Self Self Self Self Self	
UIGEA  • The background • The timing • The bill	
• What is the rule of construction?  • 31 U.S.C. 5361(b) Rule of constructionNo provision of this subchapter shall be construed as altering, limiting, or extending any Federal or State law or Tribal-State compact prohibiting, permitting, or regulating gambling within the United States.	

UIGEA	
What is the rule of construction?  31 U.S.C. 5361(b) Rule of construction.—No provision of this subchapter shall be constructed as alleged.  be constructed as alleged.	
<ul> <li>31 U.S.C. 5361(b) Rule of construction.—No provision of this subchapter shall be construed as altering, innum, or extending any Federal or State law or Tribal-State compact prohibiting, permitting, or regulating gambling within the United States.</li> </ul>	
UIGEA	
Based on the rule of construction, does the UEIGA make online poker illegal?	
	1
UIGEA	
Exceptions to the definition of Bet or Wager	

Business of Betting or Wagering     The term "business of betting or wagering" does not include the activities of a financial transaction provider, or any interactive computer service or telecommunications service.	
UIGEA  • Unlawful Internet Gambling  • The term "unlawful Internet gambling" means to place, receive, or otherwise knowingly transmit a bet or wager by any means which involves the use, at least in part, of the Internet	
applicable federal of State law in the State of Frical lands in which the fed or wager is initiated, received, as otherwise made.	
UIGEA	
Unlawful Internet Gambling - Exceptions Intrastate wagers where such wagering is legal, provided there is appropriate data security and age verification Intra-tribal transactions Interstate horseracing in compliance with the IHRA	

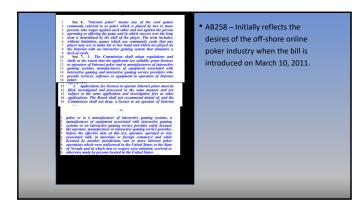
UIGEA	
<ul> <li>The operative language (31 USC 5363)</li> <li>No person engaged in the business of betting or wagering may knowingly accept, in connection with the participation of another person in unlawful</li> </ul>	
Internet gambling —  •anything of common value	
	_
UIGEA	
• Regs	
	1
UIGEA	
Regulatory Definition of Bet or Wager	
<ul> <li>(c) Bet or wager. (1) Means the staking or risking by any person of something of value upon the outcome of a contest of others, a sporting event, or a game subject to</li> </ul>	
<ul> <li>chance, upon an agreement or understanding that the person or another person will receive something of value in the event of a certain outcome;</li> <li>(2) Includes the purchase of a chance or opportunity to win a lottery or other prize</li> </ul>	
<ul> <li>(which opportunity to win is predominantly subject to chance);</li> <li>(3) Includes any scheme of a type described in 28 U.S.C. 3702;</li> <li>(4) Includes any instructions or information pertaining to the establishment or</li> </ul>	
movement of funds by the bettor or customer in, to, or from an account with the business of betting or wagering (which does not include the activities of a financial transaction provider, or any interactive computer service or telecommunications	
service); and	

UIGEA	
<ul> <li>Regulatory Definition of Unlawful Internet Gambling</li> <li>Unlawful Internet gambling means to place, receive, or otherwise knowingly transmit a bet or wager by any means which involves the use, at least in part,</li> </ul>	
of the Internet where such bet or wager is unlawful under any applicable Federal or State law in the State or Tribal lands in which the bet or wager is initiated, received, or otherwise made. The term does not include placing,	
receiving, or otherwise transmitting a bet or wager that is excluded from the definition of this term by the Act as an intrastate transaction or an intra-tribal transaction, and does not include any activity that is allowed under the	
Interstate Horseracing Act of 1978 (15 U.S.C. 3001 et seq. ; see §132.1(a)). The intermediate routing of electronic data shall not determine the location or	
locations in which a bet or wager is initiated, received, or otherwise made.	
UIGEA	
Other provisions     Regulations to make financial organizations the enforcers of the statute	
LUCEA	
UIGEA	
Discussion     What does the UIGEA prohibit?	
Does the UIGEA make online casino wagering illegal?	
Does the UIGEA make funding skill gaming illegal?	
<ul> <li>What are the parameters for acceptable online fantasy sports exempted from the Act?</li> </ul>	
•	

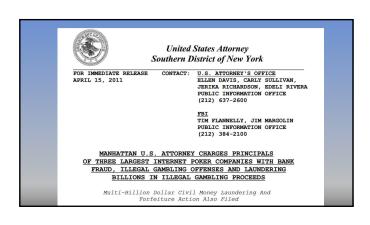
UIGEA  • Discussion • http://www.informationweek.com/news/showArticle.jhtml?articleID=215801 153	
HICEA	
Interactive Media Entertainment and Gaming Association v. US  IMEGA is a non-profit that collects and disseminates information related to electronic and Internet-based gaming.  Its members are primarily off-shore gaming businesses.  IMEGA challenges the constitutionality of the UIGEA.	
	1
UIGEA  • IMEGA'S ARGUMENTS	

• IMEGA'S ARGUMENTS  • The Act is unconstitutionally vague  • The Act violates treaty obligations  • The Act violates the First Amendment  • The Act violates privacy rights	
UIGEA  • GOVERNMENT'S ARGUMENTS  • IMEGA lacks standing	
• DISTRICT COURT HOLDING  • IMEGA has standing (in part)  • The Act does not limit the members of IMEGA from expressing themselves  • The Act only prohibits financial transfers which are not speech  • There is no overbreadth problem as the Act does not implicate any form of protected expression  • IMEGA lacks standing to assert privacy violations on behalf of bettors  • IMEGA also lacks standing to bring treaty violation claims	

UIGEA	
IMEGA Appeals on two Grounds     The Act is too vague to be constitutional	
IMEGA has standing to bring privacy claims	
UIGEA	
• 3 <sup>rd</sup> Circuit Holding - Vagueness	
<ul> <li>The statute is not vague</li> <li>"It is true, as Interactive notes, that the Act does not itself outlaw any gambling activity, but rather incorporates other Federal or State law related to gambling"</li> </ul>	
"Interactive also raises a hypothetical in which a gambler in a state that prohibits all gambling makes a bet over the Internet with a gambling business in a foreign jurisdiction that permits such activity. According to Interactive, if the law of the foreign jurisdiction provides that the bet is deemed to be placed and received in that jurisdiction, the Act becomes unconstitutionally	
vague herause it is impossible to know where the het was placed as a matter of law	-
However, interactive does not point to anything in the language of the Act to suggest that Congress meant anything other than the physical location of a bettor or gambling usiness in the definition of 'uniawful internet gambling.' Further, to the extent that interactive's hypothetical raises a vagueness problem, it is not with the Act, but rather with the underlying state law.	
Whether the transaction in Interactive's hypothetical constitute's unlawful internet; gambling turns on how the law of the state from which the bettor initiates the bet would treat that bet, i.e., if it is illegal under that state's law, it constitutes "unlawful internet gambling" under the Act."	
ACT.	
UIGEA	
3 <sup>rd</sup> Circuit Holding - PRIVACY     No Standing Upheld	-
<ul> <li>"To successfully assert third-party standing: (1) the plaintiff must suffer injury; (2) the plaintiff and the third party must have a `close relationship'; and (3) the third party must</li> </ul>	
face some obstacles that prevent it from pursuing its own claims."	









- ABA258 2011 Session Major Changes after April
   The language initially sought by off-shore online poker sites was dropped
  - The bill established a new class of licenses for "service providers"
  - The bill required the Control Board to Draft and the Commission to Adopt regulations for online poker licenses by the end of January 2012
  - The bill removed the requirement that the Commission determine that licensing would comply with federal law
     The bill left it up to the Commission determine suitability

  - The bill left it up to the Commission whether or not to issue licenses

AN ACT relating to gaining; requiring the Nevada Gaming Commission to adopt regulations relating to the licensing and operation of interactive gaining; providing a penalty; and providing other matters properly relating thereto.	46.1016425 1. "Interactive garning" means the conduct of garnhing games interupis the use of communications technically that allows a person, utilizing messy, checks, electronic checks, electronic trunsfers of money, credit cards, debit cashs or any other checks.	
Legislative Canadri Rigical  group and proper prope	instrumentally, to transmit to a computer information to assist in the placing of a bet or wager and corresponding information related information. The term takes 1 consecution or their standard information. The term takes 2 consecution or other standard and the consecution of the standard consecution or the standard consecution.	
SISTA NO ASSISSION DO INACT AS TOLLOWS.  Series 1. Chapter 46 of NS is heavy aemoded by adding thereo the provision set forth as actions 2 to 7, inclusive, of the size.  2. The Lighter where fight and cleares that the state of inguistic provision and enforcement, such that the State of Verwalls senior and enforcement, such that the State of Verwalls is suigistly and enforcement regulatory insections related to interesting using the state of th	(a) Pachelo, «sibiori filializitos, Internet pales. (b) Pachelo, «sibiori filializitos, Internet pales. (c) Germania de la consecución relación general y los liborios de la concentration including para del para mais tragalativa adepute la fec. comission to accept experiencies. (c) Esta de la conferencia del para del par	_
and as prepare for possible federal legislation, the State of Nevada and develop the accessory structure, for feature, regulation and Sect. 3-10. (Deleted by amendment). Sec. 13-6. NS 4-03/16425 is berely smooded to read as feet of the section of the section of the section of the ASS 10-625 i. "Interactive garning" means the coulsel or garning agrees thereof the use of communications technology that the section of the section of the section of the section of the electronic transfers of money, credit cards, debit cards or any other white.		
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Sec. 12. NSS 483.790 is benely annoted to read as follows:  Sec. 12. NSS 483.790 is benely annoted to read as follows:  Sec. 13. NSS 483.790 is benely annoted to read as follows:  Sec. 14. (4) Found the authorities for specific type of interestive  and 3. (4) A follow line authorities for specific type of interestive  gamelie for which the license was greated a ensuring or section of the  Line of the contractive of the contract	
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-the descriptions are consistent with the public project of the State of Inter-description of the State of Inter-description of Inter-d	
(i) A license for a manufacturer of equipment associated with interactive gaming.  (ii) A proson must hold a license for a manufacturer of interactive gaming systems to supply or provide any niteractive gaming system, including, without limitation, any piece of proprietions without earl hardware, and	
(a) thus a feaces to openic interactive garing to an affiliate of an establishment if.  (b) these a feaces to openic interactive garing to an affiliate of an establishment in a second of the second	
(b) Regire an affiliate that receives a license pursuant to this subsection to comply with any applicable provision of this chapter.  [4-3 S. The Commission may like a license to appear underway in Washington D.C. to provide a	
** It is usubstiff for any proximal clients as wrant, losses or equipose, whether for the ord one, clients soldy an is conquented in the control of the cont	
than the creation and adoption of regulations, thus preserving the discretionary powers of Nevada's gaming regulators	
AB258 is enrolled and enacted in May 2011	-
Online Gaming in the U.S.	
December 23, 2011     The DOJ issues its Federal Wire Act Opinion     A memorandum is issued that that DOJ Opinion is sufficient notice from	
the Federal Government that Interactive Gaming can be regulated and operated within Nevada	

## Online Gaming in the U.S. Assembly Bill No. 114-Assemblymes Blone, Kidqurick, Frieron, Blody, Boltone, Day Assembly Bill No. 114-Assemblymes Blone, Kidqurick, Frieron, Blody, Boltone, Day Assembly Bill No. 114-Assemblymes Blone, Kidqurick, Frieron, Blody, Boltone, Day Assembly Bill No. 114-Assemblymes Blone, Kidqurick, Frieron, Blody, Boltone, Day, Sainh, Maccack, Fred, Harmond and Settleneyer \* ABI14 — 2013 Session — \* ART relating to gaming, defining certain terms related to statescare gaming, and growing and terms of the structure and statescare gaming, and growing of the matter and statescare gaming to certain present, revising growings and gaming and the statescare gaming and certain present gaming and certain present gaming and certain present gaming and gaming g

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AB 114 Introduced in the Assembly By (bloked same industria Fores Kingstrick, Fourses Sottember		
Revises provisions governing.	theractive germag (BDR #1-87)	
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Most Recent History Action; (See full tot below)	Approved by the Governor Chapter 2.	
Upcoming Hearings		
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# Online Gaming in the U.S. Assembly Bill No. 114—Assemblymore Home, Kickpatrick, Pherson, Holdy, Haldyn and Krone Holdy, Haldyn and Krone Joint Septement, Stanty, Edition, Planty, Linking, Managed, Port, Marmond and Stetlerburg or Managed or Managed, Port, Marmond and Stetlerburg or Managed or Managed

- AB114 2013 Session -
  - On February 21, 2013 the Bill was introduced, subject to a joint hearing of both chambers of the Nevada legislature, approved out of committee, approved by both chambers and signed by the Governor.

## Online Gaming in the U.S.

- AB114 2013 Session -
  - On February 21, 2013 the Bill was introduced, subject to a joint hearing of both chambers of the Nevada legislature, approved out of committee, approved by both chambers and signed by the Governor.



Online Gaming in the U.S. – Nevada Today	
NRS 463.016425 "Interactive gaming" defined.  1. "Interactive gaming" means the conduct of gambling games through the use of communications technology that allows a person, utilizing money, checks, electronic checks, electronic translers of money, credit cardy, debit cards or any other person, utilizing money, check cardy, debit cards or any other interactions of the cardy cardy of the cardy cardy controlled to the cardy. Cardy controlled to the cardy of the same, same outcomes or other similar information. The terms	
(a) Includes, without limitation, Internet poker.	
(b) Does not include the operation of a race book or sports pool that uses communications technology approved by the Board pursuant to regulations adopted by the Commission to accept wagers originating within this state for races, or sporting events or other events.	
<ol> <li>As used in this section, "communications technology" means any method used and the components employed by an establishment to facilitate the transmission of information, including, without limitation, transmission and reception by sytems based on wire, cable, radio, microwave, light, optics or computer data networks, including, without limitation, the Internet and intranets.</li> </ol>	
NRS 463.016427 "Interactive gaming facility" defined.	
<ol> <li>"Interactive gaming facility" means any Internet website, or similar communications facility in which transmissions may cross any state's boundaries, through which any person operates interactive gaming through the use of communications technology.</li> </ol>	
<ol><li>As used in this section, "communications technology" has the meaning ascribed to it in NRS 463.016425.</li></ol>	

Online Gaming in the U.S.	
INTERACTIVE GAMING	
NRS 463.745 Legislative findings and declarations. The Legislature hereby finds and declares that:  1. The State of Newada leads the aution in grazing regulation and enforcement, such that the State of Newada is uniquely positioned to develop an effective and comprehensive resolutor; total receive related to interestive sension.	
<ol> <li>A congenheavier regulatory structure, coppled with strict licensing standards, will ensure the gentertion of consumers, including minors and viniberable persons, prevent floud, great against standards and regulatory and greater standards and regulatory structures from the control of the contr</li></ol>	
NRS 463-71. Governor may enter has agreement with certain governament for purposes of interactive gastings regulations.  1. Upon recommendation of the Common, the Governor, or hald off the base of Perkain, a undistantive or the proposed of the section, which is a supersective or the proposed of the section, with other governments whether persons who are physically located in a signatory jurisdiction may only the proposed of the section of the section, which is the proposed of the section of the s	
2. The Communical near Communication of the Ones, and the Communication of the Ones of the Communication of the Ones of the Communication of the Communicati	
(i) Diagnosts with gathous are to be resolved.  (ii) The information to be formissed for Board and that Commission by a government that proposes to enter into an agreement with this State gurmant to this section.  (ii) The submission to be formissed for the Board of the Commission to earlier that Commission to any out the purposes of this section.  (iii) The suscess and procedure for beinging confucied by the Board and Commission pursues to this section, excluding, without infination, the need for any special rules or distribution of the section of the se	
(e) The information to be furnished by the Commission to the Governor that supports the recommendations of the Commission made pursuant to this section.	

## Online Gaming in the U.S. WE 417% Learn replaced to price to approve interesting panling or in manufacture interesting panling systems; registeration required to act as swriter previder, person and plant of Canadian and personnel continues interesting and the state of the personnel of the personnel of the state of the personnel of the per

Online Gaming in the U.S.	
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confide the highest A. A could not han opplicate.  1. "Authorized polar" seases a passes not han engineed with the opposite of interesting group to  1. "Authorized polar" seases a passes not have eight seed on the copy and or factorized polar group.  1. "Authorized polar" seases a passes not have eight seed to the Copy of seases.  2. "One" means for our first headed Copy of contribution or that Copy of seases.  3. "One" means for our first headed polar seases a passes when the date in the left of an opposite of the copy of the c	(Adaptic Chiff)  (Adapt

(b) The procedures to be used to determine the nature and scope of all personally identification and reference or the control of the control	(b) The individuals date of bith showing that the individual is 21 years of age or older; (c) The physical abdress where the individual resides. (d) The physical abdress where the individual resides. (e) The the individual should providually with enclosed and the physical and officients invaries on the operator and enclosures invaries on the operator and entered in the physical and otherwise invaries on the operator and entered in the operator an	4
occarries, including required indifficulties to the basics's entirectioned classes, said.  If the occarries the complacement will be about, state and observed laws concerning privacy and security of  "Processing's identification information" means any information about an individual maintenant by an operator including off party information" means any information about an individual maintenant by an operator including off party information officers and control as individual maintenant by an one and according another control of the control of	3. Before registering an individual is an authorized player, the operator must have the individual affems the following: <ul> <li>(a) That the information provided is the operator by the individual to register is accurate.</li> <li>(b) That the individual has reviewed and acknowledged access to the house rules for interactive control of the individual has been informed and has advormedaged that, as an authorized player, the individual are problemed from a selection gray other persons occess to or such this not hardward as provided from advance up on their persons out or use of this in the interactive graying.</li> </ul>	
<ul> <li>The Chair may determine additional areas that require internal controls having minimum standards. The One shall slope and publish say such additional internal controls and their minimum standards pursuant to be provisions of Regulation 6.000. [Adopting LD115]</li> </ul>	ecount.  (III) That the individual has been informed and has advinowingled that, as an authorized player, the individual is prohibited from engaging in interactive gaming from a state or foreign jurisdiction in which interactive gaming is fleegal and that the operation is prohibited from elegeng such referenche gaming.  (iii) That the individual has been informed and has advinowed got that, if the operator is unable to verify the information consided by the individual practice to subsection 2 with 20 dues of reconsistance, are	in N
ALRO Detection and Prevention of Criminal Activities. Each operator shall implement procedures that are designed to defined and prevent tresentations that may be associated with money bandwing, floud and other criminal activities and to ensure compliance with all federal lives related to money introducing. [Adopted: 1211.]	winnings attributable to the individual will be retained by the operator and the individual shall have no right to such alterings.  (Consents to the monitoring and recording by the operator and the Board of any wagering communications, and ((ii) Consents to the jurisdiction of the State of Nevada to resolve disputes arising out of interactive	ric No
A 369. Access to Premises and Production of Records; Revolving investigation Fund.  1. Operation Policies is terms insuled by the Convenience are subject to the provisions of NISI 483.148, 8 shall be an association method of operation for an operative holding is learned insuled by the Commission for early only only office or operation for an operative holding is learned insuled by the Commission for early only office only operation for expect of operation proper and learned, access in impaction or deathers of any portion or expect of their operations.  2. Uses their control at Convenience by the Commission, operation shall dozend with the finiset and	gaining.  4. An operator may allow an individual to register as an authorized player either remotely or in person.  5. Within 30 days of the registration of the authorized player, the operator shall writy the information provided by the authorized player, the operator shall writy the information provided by the authorized or authorized or authorized player may not depend more than 50 class the forther intensive paring procure.  (a) The authorized disease may not withdraw any hands from this or the intensive paring account.	
<ul> <li>Open force granted as facilities for contribution of the contribution of</li></ul>	<ol> <li>If verification of the information provided pursuant to subsection 2 has not occurred within 30 days.</li> <li>(a) Internediating suspend the interactive garning account and not allow any further interactive garning.</li> <li>(b) Retea any winnings attributable to the authorized player, and</li> <li>(c) Return the bolance of deposits made to the interactive garning account to the source of such</li> </ol>	g.
governing wagering brancations by and between authorized players that are available for review at all tense by and/incred players through a conspicuously displayed lest. Such house rules shall include, but not be Instell in, specifying the following:  2. The having of play of a good of all foes:  2. The lave of play of a good.	dopoid of by insource of a check and then permanently close the account.  7. Any evening due to an authorizing daying not to completion of the verification process shall be used as the authorized player's interactive gaining account immediately upon successful verification.  (Adopted 1211. Amended 5/17; 1/19)  5A129. Interactive Gaming Accounts. In addition to the requirements established pursuant to	
<ol> <li>Any monetary waspersignate, and</li> <li>Any tent interpretaining the spile of a game.</li> <li>Prior to adopting or amending such flower rules, an operator shall sudmit such rules to the Chief for the Order's sepremi.</li> <li>[Mospited: 1211.)</li> <li>An 119. Recipitation of Authorized Planer.</li> </ol>	Rejulation 5:25% an operator shall comply with the following for interactive gaming accounts:  1. An operator shall record and marketine the physical focation, by state or fowing jurisdiction, of the authorised player while logged in is the interactive gaming account.  2. An operator shall answer the following:  (a) That an individual registered as an authorized player holds only one interactive gaming account with the operator; and	
to the registration or industrial registration of institute that it is enough to the control of	(b) That no authorized player shall coopy more than one position at a general army plann free. 3. Netter brindrating subsection of the Regulation 5.25 in a meant shall entire cartied regulation for an attendance gaining sipaer nor about the disposit of front, inch an interactive gaining about more about the disposit of front, inch an interactive gaining about more cartier from the celestron of certificity failures. In the case of the celestron of certificity failures are cartier from the celestron of certificity failures have been deposited into an interactive gaining account, the operator is aweating about section of course from a celestron of celes	9
Regulation 5A, Operation of Interactive Gaming Page 3 (No. 1019)	Regulation 5A, Operation of Interactive Gaming Page 4 (the 1914)	

4. An operator shall ensure that an authorized player has the ability, through the authorized player's elementure gaming account, to select responsible gambling options that include authorize installation; (a) Loss limit establishing the rates that can occur within a specifice gampoid filmer,	<ul> <li>(e) Using an inter-operator polar network except as otherwise allowed by the Commission, or</li> </ul>	
A. An opportune of the second for an advanced price on the district, Proceed for advanced pricery international processing control of pricery and pricery and processing control of pricery international pricery inter	(c) Unique chi seng control prime minima franzia silamina di informati di informati di prime chi segli control prime di finali di informati di in	
In Play two limits estillating the last amount of time available for play during a specified period of time.  The conference of the confer	and whom may or may not use that own funds is engage in triancities garring.  (Applied: 1/211, Amended: 1/211/14)  8. A48. Progressive payoff schedules.  1. As used in the section.  (a) "Sue amount" means the amount of a progressive payoff schedule initially offered before it.	
(Adaptit to 11 American Ind 15 arri	(a) "Base amount" means the amount of a progressive payoff subsidial initiality offered before it increases.  Increases amount amount" means the difference between the amount of a progressive payoff subsidial and its base amount.  (b) "Progressive payoff schedule" means any payoff schedule associated with a game played on an	
IA.155. Reserve Requirements. In addition to the reserve required pursuant to Regulation 5.225, and other requirements that rap the prospect programs to Regulation 5.00, this exposure of managements in the sum of the Schowing.  1. 20% of the size because of all formation of pingers funds held in interactive gaving accounts, excluding a contract of the size of the	and its base service.  (1) This quarties support already "mans are pupil submiss associated with a game jusped out on the controlled point of the cont	
The full annuard of any progressive judgots related to interactive garning. (Adopted: 1271. Amended 5/17.)  SA 130 Self-Exclusion.  SA 130 Self-E	authorities players play or a grant to which the pupil subside appear. Addition operates a record the paper. Explanations for making decreases shall be invariented with the projections large. When the reduction is difficultied to a payoff, the operator shall record the payoff from number on the log or have the number reasonably consider.	
IA 10 EM Existen. <ol> <li>Openiors not them and put into effect policies and procedures for self-exclusion and bile all reasonable steps to innecessary violates service or to otherwise prevent an exhibition in the self-exclusion from procedure in procedure in procedure procedure and procedures subject without instruction of the title responsible of the control of the self-exclusion of the responsibility of those policitation and have self-excluded that includes the name, anderes and concrete facility of the description for the self-excluded that includes the name, anderes and concrete facilities of the excluded responsibilities.</li> </ol>	notice of the limit during an authorized player's play of a game to which the limit applies.	
(b) The closing of the interactive gaming account held by the individual who has self-excluded. (c) Employee training to ensure enforcement of these policies and procedures; and	progressive poyoff shreshile virties:  (a) An authorized spirar wins the progressive playoff schedule;  (b) The operator adjusts the progressive playoff schedule;  (c) The operator adjusts the progressive playoff schedule to creed a methuncidon or to prevent the dislayor of an amount ground that a first improved pursuant to authorize the progressive documents.	
<ol> <li>Operations must take at reasonable steps to prevent any marketing material from being sent to an individual who has self-excluded. (Adopted: 12/11.)</li> </ol>	(c) The Chair, upon a showing of exceptional circumstances, approves a reduction, elementation, destination, or procedure and eitherwise described in this subsection, within approval to confirmed in writing. 7: Except us otherwise provided by this section, the incremental amount of a progressive payer?  The operation, if the operation cleases operation of the progressive payer, to simple substitction of that obligation operation, if the operation of their obligation.	
6A.135 Compensation. Any compensation received by an operator for conducting any game in which the operator is not purely to wager shall be no more than 10% of all sums wagered in each hand. (Acopted: 1211). 5A.446 Acceptance of Wager. 1. Overhim which not accept or facilitative amore:	\$A 150 Information Displayed on Website. Operators must provide for the prominent display of the	
A. 14 Acceptance of Wigner.  I operation send or longer including a vagor: (a) On any game other from the game of pulse and its derivatives an approved by the Chair and published on the South Vestige of the Chair and published on the South Vestige of the Chair and C	Moving influence on a sign which, by what of the construction of the website, individual player must  include the control of t	
(ig From a gentor who the operator knows or reasonably should know is placing the wager in violation of state or federal law;  Regulation SA. Operation of Interactive Claming Page 5	<ol> <li>A statement that persons located in a jurisdiction where interactive gaining is not legal are not permitted to expept in threadening among and an area of the person of the Regulation SA. Operation of Interactive Genning</li> </ol> Page 6.	
		-
Active links to the following:     (a) Information explaining how disputes are resolved:     (b) A problem granishing whatell hot is designed to offer information pertaining to responsible gaming;     (c) The Busin's website;     (d) A whotele that labels is an authorized player to choose to be excluded from engaging in interactive.	known for the operator's proportional when of the looser fees paid by the difficult occentrical looseres private that IMS 453.75?.  4. For such game in which this operator is not a pay by the sepac, great revenue equal all moting revenuels by the logical set contentional consociating the pain. As or moderling any owners or section of the content of the content of the contenting that is not moderated private or 15. The nonventration loosess holding an operator of instruction ground prompts for section of the content of the section of the relation pumps (see non-sectional for response) and private for the content of the content of the relation pumps (see non-sectional for response) and private for the content of the content of the relation pumps (see non-sectional for response).	
gaming; and (ii) A link to the house rules adopted by the operator. (Adopted: 1271.)		
SA-55. Anventioning and Presonations. An operator, including the employees or agents, shall be shall be of no-divergion or allocate of the Annual Section of the Annual Section of the Sec	6A.150 Resolution of Disputes. <ol> <li>In the event that an authorized player has a dispute with an operator regarding interactive gaming, the operator may freech the disbursement of all disputed amounts until resolution of the dispute.</li> <li>In the superator may be a first order of the dispute of the dispute of the dispute.</li> <li>In the purpose of the dispute of the</li></ol>	
64. No Enaplation Transaction Region. 1. As used in this section. Section between in means a breasticn which an operant formore bronce, or in the judgment of or the devotors, offices a residence or agent, and enapose to support the control of the control of the devotors. The control of the contr	LALTS Pseudofined of Singuine.  The Committee of Singuine is the should will be operative regarding interacting garring. The operation may be the discharacter of all discharacter should be resident of the dispute.  To operation we present the should be an experiment of the should be replaced by the should be a should	
authorized player would increasily be expected to perform, and the licenses brows of no reasonable explanation for the businessizes after exemining the avoidable facility, including this buckground of the throughout and the properties of the properties of the properties of the amount, if the operation befores it is relevant to the properties voluntee of any line or regulation.	A 198 Record. In addition to any other record required to be marketined pursuant to this regulation of being recording to the second of all notions received to their recording entirely activity, schooling entirely introduced instance to the following.  1. The formity of all owners are given activities grapers.  2. A noticed of any changes seeked to an infection for entirely account of the control of the cont	
expension for the formation of the country to make the law country of the make the country of th	<ol> <li>All information used to register an authorized player.</li> <li>A record of any changes and be an interactive genting account.</li> <li>A record of any changes and be an interactive genting account.</li> <li>All opening the authorized of all persons to person contact, by saleghone or otherwise, with an information of persons and withdrawns to an inference person account.</li> <li>All deposits and withdrawns to an inference genting account.</li> </ol>	
of any supporting documentation for a principl of the years from the claim of firing the region. Supporting documentation shall be defined, and maximum day the operation as such and shall be determed to have seen fined with the region. An operation and make all supporting documentation variables to the South and seen fined with the supporting documentation variables to the South and	Information dependence of the process of the proces	
	Such records may be stored by electronic means, but must be maintained on the premises of the operator or must otherwise be immediately available for respection. (Adoption: 1291. Amenical: 5917). \$A,200 Geomotis for Englishmary Action.	
the same license fee promotion of ARS 463.370 is the games and gaming devices of the institutionary, unless factoral law orderwise provides for a similar fee or law.  2. For a conventional inconsec games an operator of instructive gaming locense pursuant to the provides of the control of	IA.300 Grounds for Encyclorey Action.  1. Plane to comply with the provisions of this regulation shall be an unsulable method of operation and grounds for discipringly action.  2. The Commission may letter, domaine, supposed, revisite or fire any lonear, registrates, finding of the commission of the	
The Act of Course Section Course for Articlesco, Individuos, Individuos for Section Course for Act of	SA.11 Power of Commission and Board.  1. The Chast shall have the power to issue an interioculary stop crede to an operator suspending the operation of as therecting against system to allow the examination and respection of the interaction gaming	
sciences and colorated as part or the groat inversal or the ambiest foundations between the profession of the colorated and colorated as part or the groat inversal or the ambiest foundations. It is not the profession of secondary as or a share of the revenue from interactive gaming, is lable to the affiliated nonrestricted	ALTIP. Please of Commission and Based.  1. The Chart will have the planet to be based an interiouslary stips order to an operator acapembring the operator dis streaming parties grapher to acceptance and respection of the interiously grapher grapher to acceptance and respection of the interiously grapher graph	
Regulation SA, Operation of Interactive Gaming Page 7 (fee: 1916)	Regulation 5. Coperation of Interactive Caming Page 8	
		]
54.220 Interactive Garning Service Providers. <ol> <li>Findings. The Commission hereby finds that interactive gaming service providers are relable, do not upon sea Threat to the interprity of gaming, and are consistent with the public policy pursuant to NRS 463.0120.</li> <li>An interactive gaming service provider that acts on behalf of an operator to perform the</li> </ol>	Pursuant to statutory and regulatory of his State changes, Nevada recognizes that online	
an interactive gaming service provider shall be subject to the provisions of this regulation applic services to the same extent as the operator. An operator continues to have an obligation to	garring requires expertise in several	
service provider.  3. A person may act as an interactive gaming service provider only if that person hold specifically permitting the person to act as an interactive gaming service provider. Once I extend the person provider may act to behalf of one on more operations, and person provider may act to behalf of one on more operations.  (a) An operation may only use the services of an interactive gaming service provider that is worthly yet occumination.	online gaming operations that are not areas in which traditional gaming	
(b) Applications for an interactive gaming service provider license shall be made, pro- determined in the same manner as applications for nonrestricted gaming licenses, using such fi Chair may require or approve.	sessed, and orms as the	
(c) An against for an interestive gening source procedin. Some see that we the during the company of the compan	These "service providers" to a licensed operator (casino), must go through the non-restricted licensing process, just as	
(b) All interactive gaming service provider licenses shall be issued for the calendar year businary I and expiring or Docember 31. If the operation is continuing, the fee prescribed by suitable but on referre Docember 31 of the ensuing calendar year. Regardless of the date or insusince of the license, the fee charged and collected under this section is the full annual fee. 6. Any reprojected on in protection anniversal resolution acreation section.	egining on non-restricted licensing process, just as terrestrial casino operators and enterprise of terrestrial casino operators and enterprise operators and enterprise of terrestrial casino operators and enterprise operators and enterpr	
supervisory control of the interactive gaming system or the games that are part of the interactive gaming system or the games that are part of the interac- system are subject to the provisions of NRS 463.335 and 463.337 and Regulations 5.100 through the same catches as gaming engines.  7. Interactive gaming service providers holding a license issued by the Commission are so	the gaming gh 5.109 to Alject to the	
	er or agent, ect of their the services	
the licensee. (Adopted: 12/11, Amended: 10/19.)		
5A.230 Waiver of Requirements of Regulation. Upon written request and good cause Chair may waive one or more of the requirement of 56.070, SA 100, SA 110, SA 120, SA 150 if a waiver is grained, the Chair may impose alternative requirements. (Adopted: 1211.)	or SA, 190.	
End – Regulation SA		

## Online Gaming in the U.S. – new jersey

In 2013, New Jersey enacted A2578, that permitted casino operators to offer online poker and casino games on an intrastate basis.

The New Jersey law permits casino operators to use internet gaming affiliates to conduct online gaming on behalf of licensees. Internet gaming affiliates are required to be licensed.





Pennsylvania's Expanded Gaming Act of 2017 officially authorized the operation of online gaming regulated by Pennsylvania Gaming Control Board pursuant to appropriate licensing. Regulated online gaming includes online slot machines, online poker, and online banked table games.

Online Gaming in the U.S. – PENNSYLVANIA Pennsylvania's first online casino is live, and more are on the way



U.S. casinos bet on new legalized online gambling.

With legal gambing set to nove this year beyond the casinos and onto the internet, the in suching changes in its history. (April 30)  $A^{\mu}$ 

You don't have to drive all the way to Grantville or even leave your house to play hand of blackjack or pull the lever on a slot machine for a chance to win real

On Monday, Hollywood Casino became the first in Pennsylvania to launch a legonline casino, taking the first bets at 11 a.m. Hollywood vistual effectings includsome of the most popular games of chance, including slots, blackjack, roulette a craps, with live polar matches against other players states-side scheduled to arri in the near future.

Two Philadelphia-area casinos are also expected to go online in the coming da

## The Internet

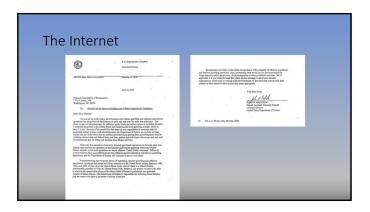
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## The Internet

Can a U.S. company offer services to online gambling sites that take wagers from U.S. residents?



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- Peter Dicks:
- $\begin{array}{c} \bullet \underline{\text{http://www.ft.com/cms/s/d27d424a-c93f-11dc-9807-}} \\ \underline{000077b07658.html} \end{array}$
- http://www.timesonline.co.uk/article/0,,2095-2350224,00.html
- David Carruthers:
- http://www.forbes.com/business/feeds/afx/2006/07/17/afx2883564.

## The Internet

- David Carruthers
  - Racketeering and Conspiracy
     1084 & 1955
  - Scheme to Defraud Mail
  - Use of Communications Facility to Transmit Bets and Betting Information
  - Interstate Transportation of Wagering Paraphernalia
  - Tax Evasion
  - Interference with Administration of Revenue Laws

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The Internet			-	
Anurag Dikshit			-	
The last areas	UNITED STATUS DISTRICT COUNT SOFTHERS DISTRICT OF MEE YORK			
The Internet	UNITED STATES OF AMERICA :  -V-  INCOMPANIES ***  ANIBAG DISHRIT, 04 CY.		-	
Anurag Dikshit	Defendant			
	PACKEROOME  1. Prom in or about 1997 through in or about October  2004, Partydwaring PLC, a Gibralter corporation, and its			
	producesor and affiliated component emitties (collectively 'hertydeming'), operated an infected guebling business that offered casins and poker games, among other games of chance, to customers sho winded to wager online. As all times relevant to			
	thiconties who variety as substantial majority of PertyGening's online this Information, a substantial majority of PertyGening's online gambling customers, representing approximately 85 percent of PertyGening's reverses in 1055, were located in the United States,		_	
	including in the Southern District of New York  2. Between in or about 1998 and October 2006, ANNAG DIESET, the defendant, developed a proprietary software platform		-	
	for PartySawing and directed PartySawing's computer operations.  3. Regimning in or about 1999, and continuing up to and including October 2004, DERMIT was a principal skawholder of PartySawing. At various times relevant to this Information,	-		
	DIEDHIT served as a PartyDeming corporate officer and director.			
The Internet	THE OFFICERS  4. From in or about 1990, up through and including in or about October 2006, in the Southern District of New York			
	and elrewhere, ANURAG DIKSHIT, the defendant, being engaged in the business of betting and wagering, unlawfully, willfully and knowingly used a wire communication facility for the transmission			
Anurag Dikshit	in interstate and foreign commerce of hete and wapers on any sporting event and contest, and a wire communication which entitled the recipient to receive money and reddit as a result of hete and wapers, and for information assisting in the placing of			
	bets and wagers.  (Title 18 United States Code, Sections 1084 and 2.)  PORPEITURE ALLEGATION			
	<ol> <li>As the result of committing the pambling offense alleged in Count One of this Information, ANUPAG DIXENIT shall forfeit to the United States 35to million dollars in United</li> </ol>			
	States currency pursuant to 18 U.S.C. \$5 901(a)(1)(C), 992 and 28 U.S.C. \$ 2461, constituting property, real and personal, involved in the gambling offense, and property, real and personal, that constitutes or is derived from proceeds traceobile to the			
	violation of 18 U.S.C. § 1084. <u>Substitute Asset Provision</u> a. If any of the above-described forfeitable			
	property, as a result of any act or omission of the defendant:			

## The Internet

## Anurag Dikshit

## Time Marches On

- 2018 The DOJ issues another new opinion regarding the Federal Wire Act
- 2020 The First Circuit Court of Appeals, rejects the application of the new interpretation of the Federal Wire Act against the online lottery products of the New Hampshire State Lottery and its vendor
- 2022 The Federal District Court applies the First Circuit Court of Appeals decision to IGT, precluding prosecution of IGT under the 2018 opinion regarding the Wire Act for anything other than sports wagering.

## The Internet

- Antigua, the WTO, GATS and other nations.
  - Antigua won a WTO action against the U.S. regarding online gaming
    - The decision was essentially a default judgment as the U.S.
       The U.S. never responded to the action

    - The U.S. withdrew gaming explicitly from its GATS commitments
      Antigua won a \$21,000,000 judgment to be applied to IP protections (Antigua could statutorily suspend \$21,000,000 of IP rights for U.S. companies in Antigua)

The Internet  • QUESTIONS	
The Internet	
GEOLOCATION Applied to the Federal Wire Act Applied to the Illegal Gambling Business Act	