Volume 6, Number 1

Spring 2015

SYMPOSIUM: PROBLEM GAMBLING & THE LAW

EDITOR'S NOTE

Kerry E. Kleiman

INTRODUCTION

Stacey A. Tovino JD, PhD

ARTICLES

PROBLEM GAMBLING: COSTS AND BEST PRACTICES FOR MITIGATION

Erica L. Okerberg & William N. Thompson

THE UTILITY AND LIMITS OF SELF-EXCLUSION PROGRAMS *Keith C. Miller*

PROBLEM GAMBLING IS FUNNY

David M. Ranscht

NOTES

KEEPING CASINOS CLEAN:
THE PROBLEM WITH DIRTY MONEY AND INTERNATIONAL DIFFERENCES IN ANTI-MONEY
LAUNDERING REGULATIONS FOR CASINOS

Kerry E. Kleiman

GAMING CORPORATIONS GAMBLE WITH THE FCPA *Joseph Grusman*

The *UNLV Gaming Law Journal* is published by students of the William S. Boyd School of Law, University of Nevada, Las Vegas, in conjunction with the International Masters of Gaming Law. Editorial and general offices are located at 4505 South Maryland Parkway, Box 451003, Las Vegas, Nevada, 89154-1003; 702-895-2370.

Domestic subscription rate: \$40.00 per year. Foreign subscription rate: \$50.00 per year. Subscription requests may be sent to the *UNLV Gaming Law Journal* at the general office address listed above. Checks should be made payable to "Board of Regents." Subscriptions will be renewed automatically unless notice of cancellation is received. Changes of address notices should include old and new addresses and zip codes.

The *UNLV Gaming Law Journal* welcomes unsolicited manuscripts on topics regarding gaming law. Footnotes should conform to the standards as set forth in *The Bluebook* (19th ed. 2010). Manuscripts can be submitted to the general office address listed above; manuscripts will not be returned unless accompanied by a self-addressed, postage-paid envelope. Manuscripts can also be submitted to the Journal's Business Editor at business.editor@unlvgaminglawjournal.org. Manuscripts accepted for publication must subsequently be submitted in Word format.

Unless otherwise noted, all articles are copyrighted © 2015 by the UNLV Gaming Law Journal.

Volume 6	Spring 2015	Number 1
Symposium	M: PROBLEM GAMBLING & THE LA	W
Editor's Note		
Kerry E. Kl	leiman	i
Introduction		
Stacey A. To	'ovino	iii
	Articles	
	Costs and Best Practices for Mitigation kerberg & William N. Thompson	1
	mits of Self-Exclusion Programs iller	29
Problem Gambling David M. R	is Funny Panscht	59
	Notes	
	LEAN: THE PROBLEM WITH DIRTY MONEY AND DIFFERENCES IN ANTI-MONEY LAUNDERING DR CASINOS	
Kerry E. Kl	leiman	81
Gaming Corporatio	ONS GAMBLE WITH THE FCPA	
Joseph Gru.	sman	117

Published by the
William S. Boyd School of Law
University of Nevada, Las Vegas
in conjunction with the
International Masters of Gaming Law

BOARD OF EDITORS

Editor-in-Chief Kerry E. Kleiman

Managing Editor
JOSEPH GRUSMAN

Business Editor
Tonya Henderson

Lead Articles Editor RYAN SAXE

Articles Editors

Andrew Dunning Amanda Stevens KEELY PERDUE BRITTANY CERMAK

Notes Editors

Melissa Goldstein

NICHOLAS ZICARI

Senior Staff

MICHAEL ALIRES IZAAC ROWE

MICHAEL TRIPPIEDI ROBERT LOFTUS

Junior Staff

STEPHANIE GETLER KELSEY STEGALL KEVIN SCHWEITZER HENRY KIM CHASE WHITTEMORE HALEY LEWIS
MATTHEW TSAI
ELIJAH TREDUP
JACQUELYN WITT
BROOKE LUNA

JESSICA BROWN

Faculty Advisors

ANTHONY CABOT NGAI PINDELL NANCY RAPOPORT RACHEL ANDERSON

Editorial Office

William S. Boyd School of Law, UNLV Faculty and Administration for 2014-2015

ADMINISTRATION

Daniel W. Hamilton, Dean and Richard J. Morgan Professor of Law

Frank Durand, Associate Dean for Student Affairs

Thomas Main, Associate Dean for Faculty Development and Research, William S. Boyd Professor of Law

Ngai Pindell, Associate Dean for Academic Affairs, Professor of Law

Christine Smith, Associate Dean for Administration and External Relations

LAW FACULTY

- Rachel J. Anderson, J.D., University of California, Berkeley, School of Law, *Professor of Law*
- Ian C. Bartrum, LL.M., Yale Law School; J.D., Vermont Law School, Associate Professor of Law
- Peter Brandon Bayer, LL.M., Harvard Law School; J.D., New York University School of Law, Associate Professor of Law
- Linda L. Berger, J.D., Case Western Reserve University School of Law, Family Foundation Professor of Law
- Mary E. Berkheiser, J.D., University of Arizona College of Law, *Director, Juvenile Justice Clinic and Professor of Law*
- Bret C. Birdsong, J.D., University of California, Hastings College of the Law, *Professor of Law*
- Christopher L. Blakesley, J.S.D., and LL.M., Columbia University School of Law; J.D., University of Utah College of Law, *The Cobeaga Law Firm Professor of Law*
- Jennifer Carr, J.D., William S. Boyd School of Law, *Director, Academic Success Program*
- Robert I. Correales, LL.M., Georgetown University Law Center; J.D., University of Kansas School of Law, *Professor of Law*
- Linda Edwards, J.D., University of Tennessee College of Law, E.L. Cord Foundation Professor of Law
- Eric Franklin, J.D., Cornell University Law School, Director, Community Economic Development Clinic and Associate Professor of Law
- Ruben J. Garcia, LL.M., University of Wisconsin Law School; J.D., University of California, Los Angeles, School of Law, *Professor of Law*
- Sara Gordon, J.D., University of Arizona College of Law, Associate Professor of Law Leslie C. Griffin, J.D., Stanford Law School, William S. Boyd Professor of Law
- Daniel W. Hamilton, J.D., George Washington University, Dean and Richard J. Morgan Professor of Law
- Lori D. Johnson, J.D., Northwestern University School of Law, Lawyering Process Professor of Law
- Michael Kagan, J.D., University of Michigan Law School, Co-Director, Immigration Clinic and Associate Professor of Law
- Kay P. Kindred, J.D., Columbia University School of Law, Ralph Denton Professor of Law
- Mary LaFrance, J.D., Duke University School of Law, IGT Professor of Intellectual Property Law
- Sylvia Lazos, J.D., University of Michigan Law School, *Justice Myron Leavitt Professor of Law*
- Francine J. Lipman, LL.M., New York University School of Law; J.D., University of California, Davis, School of Law, William S. Boyd Professor of Law
- Elizabeth L. MacDowell, J.D., University of California, Berkeley, School of Law, Director, Family Justice Clinic and Associate Professor of Law
- Thomas O. Main, J.D., Northeastern University School of Law, Associate Dean for Faculty Development and Research and William S. Boyd Professor of Law
- Fatma Marouf, J.D., Harvard Law School, Co-Director, Immigration Clinic and Associate Professor of Law
- Thomas B. McAffee, J.D., University of Utah College of Law, William S. Boyd Professor of Law

- Ann C. McGinley, J.D., University of Pennsylvania Law School, William S. Boyd Professor of Law
- Rebecca Nathanson, Ph.D., University of California, Santa Barbara, James E. Rogers Professor of Education and Law
- Lydia Nussbaum, J.D., University of Maryland Francis King Carey School of Law, Director, Strasser Mediation Clinic; Associate Director, Saltman Center for Conflict Resolution and Associate Professor of Law
- Ngai Pindell, J.D., Harvard Law School, Associate Dean for Academic Affairs, Professor of Law
- Terrill Pollman, J.D., University of Arizona College of Law, *Professor of Law* Jeanne F. Price, M.L.S., University of Maryland; J.D., University of Texas School of
- Law, Director, Wiener-Rogers Law Library and Associate Professor of Law
- Nancy B. Rapoport, J.D., Stanford Law School, Gordon Silver Professor of Law
- Addie C. Rolnick, J.D., University of California, Los Angeles, School of Law, Associate Professor of Law
- Keith A. Rowley, J.D., University of Texas School of Law, William S. Boyd Professor of Law
- Rebecca Scharf, J.D., Harvard Law School, Associate Professor of Law
- Elaine Shoben, J.D., University of California, Hastings College of the Law, Judge Jack and Lulu Lehman Professor of Law
- Jeffrey W. Stempel, J.D., Yale Law School, Doris S. and Theodore B. Lee Professor of Law
- Jean Sternlight, J.D., Harvard Law School, Director, Saltman Center for Conflict Resolution and Michael and Sonja Saltman Professor of Law
- David Tanenhaus, Ph.D, University of Chicago Law School, James E. Rogers Professor of History and Law
- Stacey Tovino, Ph.D., University of Texas Medical Branch; J.D., University of Houston Law Center, *Lincy Professor of Law*
- Anne R. Traum, J.D., University of California, Hastings College of the Law, Associate Professor of Law
- Marketa Trimble, J.S.D. and J.S.M., Stanford Law School; JUDr., Ph.D, Law School of Charles University in Prague, Associate Professor of Law
- John V. White, J.D., Yale Law School, Executive Vice President and Provost and Professor of Law
- Jean M. Whitney, J.D., William Mitchell College of Law, *Interim Director, Externship Program*

EMERITI FACULTY

- Richard L. Brown, J.D., Indiana University School of Law, *Emeritus Professor of Law* (1998-2013)
- Douglas Grant, J.D., University of Colorado School of Law, *Emeritus Professor of Law* Lynne Henderson, J.D., Stanford Law School, *Emerita Professor of Law*
- Richard J. Morgan, J.D., University of California, Los Angeles, School of Law, *Dean Emeritus*, William S. Boyd School of Law

LIBRARY FACULTY

- Jennifer Gross, J.D., Pace University School of Law; M.L.I.S., University of Washington, Reference and Collection Management Librarian and Associate Professor
- Andrew Martineau, J.D., DePaul University College of Law, Research Librarian and Assistant Professor
- David McClure, J.D., University of Nebraska College of Law, *Head of Research and curriculum Services and Assistant Professor*
- Sean Saxon, M.L.I.S., Wayne State University, Head of Cataloging and Innovative Systems and Associate Professor
- Chad Schatzle, LL.M., University of Florida, Fredric G. Levin College of Law; J.D., University of Miami School of Law, Student Services Librarian and Associate Professor
- Matthew Wright, J.D., University of Utah; M.L.I.S., University of Washington, *Head of Collections and Associate Professor*

VISITING LAW FACULTY

Hal Abramson, LL.M., Harvard Law School; J.D., Syracuse University College of Law (2012-2013)

Marc H. Greenberg, J.D., University of California, Hastings College of the Law (2013-2014)

Victoria Haneman, LL.M., New York University School of Law; J.D., California Western School of Law (2012-2013)

Angela Morrison, J.D., University of Nevada, Las Vegas, William S. Boyd School of Law (2012-2014)

Karen Sneddon, J.D., Tulane University, Tulane University Law School (2013-2014)

SENIOR FELLOWS

Honorable Jay S. Bybee, J.D., Brigham Young University Law School, Senior Fellow in Constitutional Law

Honorable Bruce A. Markell, J.D., University of California, Davis, School of Law, Senior Fellow in Bankruptcy and Commercial Law

ADJUNCT FACULTY

Greg Brower, J.D., The George Washington University Law School

Matthew J. Christian, J.D., University of Nevada, Las Vegas, William S. Boyd School of Law

Sean Claggett, J.D., University of Nevada, Las Vegas, William S. Boyd School of Law

Claudia Cormier, J.D., University of Arizona, School of Law

David Doto, J.D., Villanova University School of Law

John Entsminger, J.D., University of Colorado Law School

Robert D. Faiss, J.D., American University, Washington College of Law

Franny Forsman, J.D., Notre Dame Law School

John W. Garman, LL.M., McGeorge School of Law; J.D., University of LaVerne College of Law

Greg Gemignani, J.D., University of Wisconsin Law School

Brin Gibson, J.D., J. Reuben Clark Law School, Brigham Young University

Stanley C. Hunterton, J.D., Syracuse University College of Law

Michelle Juan, J.D., University of San Diego Law School

George Kelesis, LL.M., New York University School of Law; J.D., McGeorge School of Law

Eleissa Lavelle, LL.M., Pepperdine University School of Law; J.D., University of Utah College of Law

Leon Mead, J.D., Loyola Law School of Los Angeles, California

Honorable Mike K. Nakagawa, J.D., University of California, Davis, School of Law

Stanford B. Owen, J.D., Stanford Law School

Jose Padilla, J.D., University of Pennsylvania Law School

Tom Pitaro, J.D., University of California, Los Angeles, School of Law

Jennifer Roberts, J.D., University of Utah College of Law

Susan Roske, J.D., California Western School of Law

David P. Schwartz, J.D., Brooklyn Law School

Cassie Stratford, J.D., University of Nevada, Las Vegas, William S. Boyd School of Law

Frank P. Sullivan, J.D., DePaul University College of Law

Gregory Walch, J.D., Lewis and Clark Northwestern School of Law

Honorable Gregg Zive, J.D., University of Notre Dame Law School

ADVISORY BOARD

Marita Carnelley Professor, University of KwaZulu-Natal

JAMES B. DEUTSCH
Partner, Blitz Bardgett & Deutsch L.C.

J. KELLY DUNCAN
Partner, Jones Walker LLP

Justin Franssen Head of Gaming, Sports & Entertainment Practice Group Kalff Katz & Franssen

THOMAS JINGOLI
Sr. Vice President / Chief Compliance Officer, Konami Gaming Inc.

Jamie Nettleton
Partner, Addisons Lawyers

NICK NOCTON

Director, Jeffrey Green Russell Limited

KERRY PATTERSON
Partner, Lewis Roca Rothgerber LLP

DAN R. REASER Director, Fennemore Craig, P.C.

CARLOS FONSECA SARMIENTO
Partner, Varela & Fonseca Abogados

STEPHEN D. SCHRIER Partner, Blank Rome LLP

ROBERT W. STOCKER II Member, Dickinson Wright PLLC

Gaming Law Advisory Council William S. Boyd School of Law 2014-2015

Joseph Asher

President, Brandywine Gaming

Mark Amodei

Former State Senator and Nevada GOP

Chairman

Dr. Bo Bernhard

Associate Professor, William F. Harrah College of Hotel Administration, University

of Nevada, Las Vegas

Dr. Tony Alamo

Chairman, Nevada Gaming Commission

Anthony N. Cabot

Lewis Roca Rothgerber LLP

Mark Clayton

Greenberg Traurig

JACOB COIN

Director of Public Affairs, San Manuel

Band of Mission Indians

CATHERINE CORTEZ MASTO

Former Attorney General, State of Nevada

SEAN T. HIGGINS

Of Counsel, Gordon Silver

A.G. Burnett

Chairman, Nevada State Gaming Control

Board

Franklin H. Levy

Counsel to Las Vegas Sands Corp.

ROBERT C. MELENDRES

Chief Legal Officer

International Game Technology

MICHAEL NEILSON

General Counsel and Company Secretary,

Crown Limited

Maren Parry

Ballard Spahr Andrews & Ingersoll

The *UNLV Gaming Law Journal* would like to recognize the following sponsors for their generous contributions to the *Journal*.

PLATINUM SPONSORS



LEWIS ROCA ROTHGERBER

SILVER SPONSORS

JEFFREY GREEN RUSSELL

BRONZE SPONSORS

SANTIAGO ASENSI

