

Executive Committee:

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

* 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

October 1, 2021

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, October 1, 2021 at 9:00 a.m.: Jeffrey R. Rodefer, Chairman; P. Gregory Giordano, Vice Chairman; A.C. Ansani; Michael R. Brunet; Jaime K. Black; Lou Dorn; Erica L. Okerberg; Maren Parry; Jennifer Roberts; Karl F. Rutledge; and Robert B. Ziems. Also present at the meeting were Ann Morgan, President of the State Bar of Nevada; Robert Horne, Communications Manager for the State Bar of Nevada; and Eric Johnson, CLE Director for the State Bar of Nevada.

ITEMS DISCUSSED.

1. **Review and Approve the Minutes of May 21, 2021.** After reviewing a draft of the minutes, the Committee, upon a motion made and duly seconded, unanimously approved the Minutes of May 21, 2021.
2. **Review and Approve the 2022 Budget.** The Committee discussed the draft of the 2022 Budget. Rob Ziems inquired whether the annual membership dues were included in revenue section of the Budget. The Committee was informed that it was accounted for under Account Number 4605 entitled "Dues & 2021 Year End Account Balance Carry Forward" and further explained in the related Footnote # 1. Maren Parry commented that the revenue streams for the section are limited to annual membership dues and net revenues from the conference. An amount that varies from year-to-year, but is approximately \$20,000. The section is spending more than its revenues on annual basis between funding scholarships at the UNLV Boyd School of Law, miscellaneous sponsorships and publications that are lost leaders. As such, the Committee, absent new revenue streams, will need to reconsider its commitment to its current philanthropic endeavors on a go forward basis. Upon a motion made and duly seconded, the Committee unanimously approved the 2022 Budget.
3. **GLS eNewsletter – Update.** Erica Okerberg advised the Committee that the Q3 2021 edition of the *GLS eNewsletter* would be published by October 18th. She further indicated that the authors of this issue would be Jaime Black, Michael Brunet and Karl Rutledge. Drafts of the articles are due on October 4th.

Erica stated that Karl had already submitted his article. Jaime and Michael informed the Committee that their articles would be submitted on Monday, October 4th.

Additionally, Erica stated that Listserve.com messages had been sent to the section members in the past asking if the *GLS eNewsletter* should be continued or not. No feedback was received. In light of the Committee's discussion on the 2022 Budget, she stated that it may be an item that the Committee will need to further consider regarding its commitment to this publication since it is a lost leader to the section similar to the *Nevada Gaming Lawyer* magazine. President Morgan stated that she was largely unaware of the *GLS eNewsletter's* existence and promised to help raise awareness of the publication and the section in general. Jeff Rodefer indicated that the *GLS eNewsletter* is uploaded to the section's webpage and, thereafter, Robert Horne ensures that it is included the State Bar's corresponding weekly email to the members of the Bar and posted to the State Bar's LinkedIn site. He further advised that the general costs for the publication are \$250-\$300 per issue or around \$1,000-\$1,200 per year.

4. Pro Bono Gaming Employee Registration Program – Update. Jennifer Roberts stated there had been no recent gaming employee registration cases assigned from one of the legal aid agencies in the state. Jeff Rodefer commented that the new Pro Bono Director at the Legal Aid Center of Southern Nevada, Michael Wendlberger was unaware that the section had published a tri-fold brochure that provided lawyers accepting a case with helpful hints about the process. He was directed to the digital version of the section's webpage. In turn, Jeff asked Jennifer if the brochure needed to be revised and/or another print run ordered? She stated that she would meet with Mr. Wendlberger to further discuss.
5. Global Gaming Women's Kick Up Your Heels Sponsorship – Ratify. Upon a motion made and duly seconded, the Committee unanimously ratified its \$5,000 sponsorship of this event.
6. UNLV Women's Research Institute of Nevada (WRIN) Craffthaus Friendraiser Sponsorship – Ratify. The Committee discussed its \$2,500 sponsorship of this event. Lou Dorn stated that the section would be better served supporting events that had a gaming law function or educational purpose. Maren Parry commented that this would be area that the Committee will need to probably cut its funding to in the future as it addresses budgetary constraints. Upon a motion made and duly seconded, the Committee by majority vote ratified its \$2,500 sponsorship of this event (Lou Dorn – No, for the reasons stated).
7. Nevada Gaming Lawyer magazine - Update. The Committee reviewed the Revenue-Expense Report for the 2021 edition of the *Nevada Gaming Lawyer* magazine, and was provided the Revenue-Expense Reports from 2019 and 2020 for comparison. Jeff Rodefer stated that similar to last year there were no advertisers to help offset the production costs for 2,000 copies of the magazine to be printed and shipped. He further advised that the issue was delayed by more than three weeks from its scheduled publication date of September 1st due to production equipment breaking down twice with the printer, Taylor Print Impressions. He stated the logistics issues concerning the photoshoot for the cover further complicated matters too. President Morgan stated that the publication is remarkable and is valued by

those who receive it. She further complimented that section for its activities and publications as being one of the best sections for the State Bar of Nevada.

8. 2021 Gaming Law Conference – Discussion. Jeff Rodefer introduced Eric Johnson the new CLE Director for the State Bar of Nevada. Eric informed the Committee that as of today, there were 112 individuals registered for the conference. He also stated that he sent out a survey to the section members at Jeff Rodefer's request. The survey inquired whether they would prefer to have an in-person event as planned at the Red Rock Casino Resort for November 5th or to move the conference to a Zoom format to be held over consecutive days. Eric advised that 53 responses were received; 28 individuals preferred an in-person event and 25 wanted a virtual conference. He further noted for the Committee his recent conversations with the Red Rock Casino Resort, who was willing to grant a refund if the section had ongoing concerns about holding an in-person conference during the COVID-19 pandemic. Finally, he stated that the Intellectual Property Section recently decided to move its annual conference to a virtual format.

The Committee engaged in a robust conversation about the pros and cons of an in-person vs. a virtual conference. Eric commented that the section's net revenue from the Zoom conference in 2020 was \$24,000 and the last in-person event in 2019 resulted in net revenues of \$18,000. The Committee discussed holding a hybrid event that would allow attendees to decide if they wanted to attend at Red Rock or join via Zoom. This would place a cap on the number of individuals who could attend in-person. Thus, raising questions on how to decide who attends – *e.g.*, first-come-first-serve or allowing speakers, Committee members, regulators/VIPs to attend in-person. Wherever the line was drawn some potential attendees would undoubtedly be upset. The Committee noted that one of the biggest factors that probably drives attendance in past years to an in-person event is the opportunity for attendees to network with regulators and colleagues. The Committee was then reminded that under a hybrid scenario there would still be the standard location expenses – room set up, food and beverage, as well as audio and visual. Greg Giordano stated that the recent International Masters of Gaming Law (IMGL) conference provided a hybrid approach, but indicated that the additional expense for a Zoom connection was fairly costly. Erica Okerberg commented that if attendees were given the choice it might create a waterfall effect that might further reduce the number of people who would otherwise attend the event in-person.

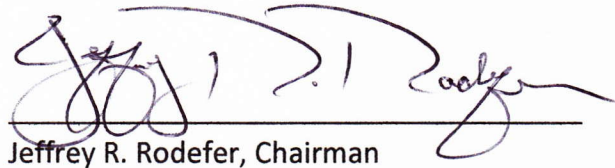
Jeff asked Eric to provide the location expense figures for the 2019 conference. He indicated that Red Rock Casino Resort charged approximately \$35,000 for food and beverage, audio/visual and room set up. Jeff indicated to the Committee that a Zoom connection would be an additional expense. The unknown factor was whether a sufficient number of people would attend in-person to ensure that the conference revenues covered the location fees. If not, it could be a significant lost leader. Rob Ziems agreed with Erica's comments that a hybrid format would probably further reduce the number of attendees. Lou Dorn felt it would be more appropriate to have a virtual conference this year and

revisit this item for the *2022 Gaming Law Conference*. Upon a motion made and duly seconded, the Committee unanimously agreed to move the *2021 Gaming Law Conference* to Zoom format.

9. Other Items of Interest. Jeff Rodefer advised the Committee that Robert Horne indicated that the last printed copy of the *Nevada Gaming Law Index* (2nd ed. 2019) was recently sold. In turn, Jeff stated that a digital version would be uploaded to the section's webpage and shared with the Nevada Gaming Control Board and the UNLV Boyd School of Law. Jaime Black stated she would assist in getting the link on the Board's website. No other items were raised for discussion.
10. Adjourn. With no other business to discuss, the Committee, upon a motion made and duly seconded, unanimously agreed to adjourn the meeting.

DATED 2nd day of February 2022.

State Bar of Nevada
Gaming Law Section



Jeffrey R. Rodefer, Chairman