

## NAGRA NEWS

Spring 2005

# A Parting Message From the President

I'd like to take one last opportunity to thank everyone associated with NAGRA for their hard work and support during my term as president.

As I prepare to enter that esteemed group of folks commonly referred to as "Past Presidents," I have to confess that I am truly inspired by the high caliber of professionalism that our members bring to the field of gaming regulation. I have learned much during my years with NAGRA and I appreciate everyone who has so generously shared their knowledge and experience with me.

I want to wish Kathy Baertsch and all of the incoming officers and board members much success in the coming year. Having had the opportunity to work closely with Kathy, I can assure you her "can do" spirit is contagious which will most certainly contribute to ongoing development and success of the organization.

**"The price of greatness is responsibility."**

**Winston Churchill**



**Billy Atkins**  
**NAGRA President 2004-2005**

I look forward to being of any assistance, in any capacity that I can, to the incoming officers and board. One of the many great things about NAGRA is there are always opportunities for everyone to contribute and assist and I encourage all of you to do so!

Finally, on a personal note, I want to thank everyone for being so gracious to my wife and mother in Halifax. Even though I was often busy with the conference and unable to spend a lot of time with them, the gracious hospitality extended to them by everyone

made their trip a very special experience. It was a real treat for them to be able to attend and they have spoken very highly of everyone they had an opportunity to get to know.

In closing, I'd like to thank everyone again for their support over the last year. I'm looking forward to another great year with NAGRA and hope all of you will join me in actively contributing to the ongoing development of a great organization.

Sincerely,

Billy Atkins

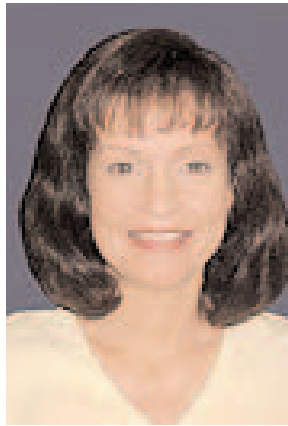
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# NAGRA'S Newly Elected Board Members and Officers

The election results are in, and NAGRA is pleased to announce to you those who have been elected to the offices of vice president, secretary, treasurer and regional directors.

Please extend a warm welcome to them as they work hard to promote and grow this organization.



*Vice President*  
**Kevin Mullally**  
Missouri Gaming  
Commission

*Secretary*  
**Penny Taylor Moore - Arizona**  
Department of  
Gaming

*Treasurer*  
**Georgine Zalesky**  
Colorado  
Division of  
Gaming

*Western Region  
Director*  
**Don Dutton**  
New Mexico  
Gaming Control  
Board

*Midwestern  
Region Director*  
**James Haynes**  
Nebraska  
Charitable  
Gaming Division

## Board of Directors

**President**  
Kathy Baertsch  
President (to 6/06; Past Pres  
to 6/07)

**Vice President\***  
Kevin Mullally (to 6/06; Pres to  
6/07; Past Pres to 6/08)

**Past President**  
William "Billy" Atkins  
(to 06/06)

**Secretary**  
Penny Taylor Moore  
(term ends 06/06)

**Treasurer**  
Georgine Zalesky  
(term ends 06/06)

**Eastern US Regional Director**  
William Yorke  
(term ends 06/06)

**Midwestern US Regional Director\***  
James Haynes  
(term ends 6/06)

**Western US Regional Director \***  
Don Dutton  
(term ends 6/06)

**Canadian Regional Director**  
Rick Saville  
(term ends 6/06)

*\*Featured Board Members*

# Meet Your New Board Members

**Kevin P. Mullally**  
**Executive Director**  
**Missouri Gaming**  
**Commission**

Kevin Mullally is the Executive Director of the Missouri Gaming Commission. He is responsible for overseeing the daily activities of the Commission, which include licensing and regulation of riverboat gaming operations and charitable bingo. As Executive Director, Mullally oversees a budget of more than \$13 million and a staff of over 200 employees.



Mullally is a 1988 graduate of the University of Missouri-Columbia School of Law. His undergraduate degree is also from the University of Missouri where he graduated with honors with a degree in Political Science and a minor in English Literature.

From 1984 to 1993, Mullally served as Chief of Staff for Missouri State Senator Harry Wiggins. In this capacity, he staffed the Senate Ways & Means Committee, Public Health Committee and Joint Committee on Administrative Rules.

Mullally is a frequent teacher, author and speaker on administrative and business law topics, public policy development, regulatory issues and problem gambling.

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**Don Dutton**  
**Board Member**  
**New Mexico Gaming**  
**Control Board**

Dominic E. Dutton, known as "Don" was born in New Orleans, Louisiana and relocated to New Mexico in 1973. He received his Bachelor of Science degree in Government from Lamar University and was awarded a Jurist Doctorate degree from Bates College of Law, University of Houston. Don is also a Senior Executive Fellow of the Kennedy School of Government, Harvard University. He has practiced law in Southern New Mexico with offices in Las Cruces and later in Ruidoso, NM.



Don was appointed by New Mexico Governor Bill Richardson to fill the Attorney position on the New Mexico Gaming Control Board in January 2003. He serves as a Board Member at the pleasure of the Governor until May 1, 2006. He will be eligible at that time for another appointment to a five-year term.

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**Jim Haynes**  
**Director**  
**Charitable Gaming and**  
**Investigations,**  
**Nebraska Department**  
**of Revenue**

Haynes is a Graduate of the University of Nebraska, with a B.S., in Business Administration. He currently serves as the Director of Charitable Gaming and Investigations within the Nebraska Department of Revenue and has done so for the past 5 years. Haynes is also acting Director for the Nebraska State Lottery. Haynes served as Lincoln Police Officer for 16 years and retired in 1990.



Haynes is a Graduate of the University of Nebraska, with a B.S., in Business Administration. He currently serves as the Director of Charitable Gaming and Investigations within the Nebraska Department of Revenue and has done so for the past 5 years. Haynes is also acting Director for the Nebraska State Lottery. Haynes served as Lincoln Police Officer for 16 years and retired in 1990.

**Ability  
is what you're  
capable of doing.**

**Motivation  
determines what  
you do.**

**Attitude  
determines how  
well you do it.**

# Get to Know Your Committee Chairs

In our past issues of the *NAGRA News*, we have shared with you some information regarding the officers and board members of NAGRA and will continue to do so. We are all indebted to the men and women who volunteer their time to make NAGRA the success that it is. Coordinating conference breakout sessions that meet the interest of diverse and international groups of gaming regulators is at times very challenging.

This issue and the following will present to you these dedicated individuals who we commend and applaud for the fine job that they do to make our conference and breakout session of value to each one of us [they also welcome any help or suggestions that you may offer].

## Larry Eliason

Larry Eliason (South Dakota), serves as the Chair of the Casino/Electronic Gaming Committee. At one time, Larry served as Co-Chair of the Indian Gaming Committee. Larry has found his involvement in NAGRA to be an excellent opportunity to stay current with changes in technology and gaming law.



## Norman H. DesRosiers

Norm DesRosiers, Commissioner of the Viejas Gaming Commission (California) serves as Chair of the Indian Gaming Committee and has served in that capacity since 1991. He considers the task of coming up with new training topics and getting speakers to be the most challenging part of his job as Committee Chair. He encourages Native American Tribal regulators to join NAGRA for the networking and training benefits.



Norm DesRosiers has a BA in Law and Justice from Central Washington State University, with a 10-year law enforcement background. Currently Norm is the Commissioner of the Viejas Tribal Gaming Commission. Norm is a member and former Secretary/Treasurer of the San Carlos Tribal Bar Association, was Inspector and Training Supervisor at Fort McDowell Tribal Gaming Commission in 1993-94 and served as Vice President of the Arizona Tribal Gaming Regulators Alliance. He also was Executive Director of the San Carlos Apache Tribal Gaming Commission from 1994-98. Among his credentials Norm was a former member of the Federal Advisory

Committee to the National Indian Gaming Commission for Environmental, Health and Safety Regulation, member of the Federal Advisory committee to the National Indian Gaming Commission for Regulatory Technical Specifications for Class II Gaming Technological aids, as well a member of NIGA Faculty for Tribal Gaming Commissioner Certification Training. Norm also serves as chairman and former vice chairman of the National Tribal Gaming Commissioners/Regulators Organization and has authored numerous nationally published papers and is an associate member of the International Masters of Gaming Law.

**“The quality of a person's life is in direct proportion to their commitment to excellence, regardless of their chosen field of endeavor.”**

**Vince Lombardi**

# Where Are They Now?

## Leslie Espinoza Garvey – 1985 NAGRA President

I was delighted to hear from Dale Fuga, but also surprised. It was a long time ago that I was president of NAGRA, which at that time was the National Association of Gambling Regulatory Agencies. The telephone call took me back, perhaps too quickly, to the exciting but often fly-by-the-seat-of-my-pants work I did as an Assistant Attorney General in Massachusetts.

I began work in 1982 in the Division of Public Charities. My Division basically tried to make sure that the money given to charities went there. We did everything from reviewing (and at time opposing) reorganizations of hospitals to intervention in the probate of wills involving charitable interests to review board of director governance to regulation of fundraising.

I was given the responsibility of being the point person for the regulation of charities engaged in fundraising gambling. I was also the point person for the enforcement of laws governing wrongs done by charities or, as was more often the case, wrongs done in the name of charity by low-life charitable pretenders.

The fundraising that charities did was Bingo and Las Vegas Nights. The Massachusetts Lottery Commission regulated Bingo as it was their responsibility to collect a percentage state tax. The Lottery Commission had the resources and expertise to keep Bingo under control. Las Vegas Nights were a whole other ball of wax.



*Leslie Espinoza Garvey*

By statute, charities were allowed to have Las Vegas Nights by applying for a license from the city or town clerk. Things had been pretty quiet in the Las Vegas Night world, so my point person responsibility was initially only a small part of my job responsibilities.

Soon that would change. The Attorney General's office started to be barraged with calls from town clerks who had charities who were pulling permits for 300 or more Las Vegas Nights a year they were setting up virtual standing casinos.

Some of the groups were legitimate charities who were lured by gaming operators to sponsor for a percentage of the profit. Most charities had no ability to ascertain if they were receiving even the percentage promised

the gaming group ran everything and handled all the money.

In other towns, charities of convenience were formed by gaming operators. These sham charities had no real purpose other than running a casino. They would usually grant make a small amount of money to some good cause to try to seem legitimate. There were all sorts of other problems too cheating, skimming, underage participation, etc.

When I began, my experience was limited to knowledge of card games Bridge and Hearts. Necessity was the mother of a very steep learning curve. I had to field calls about everything from licensing to whether or not poker was a game of chance, and thus allowable under the statute. What really saved me was the formation of a national organization that brought together all the disparate regulators from across the country who were dealing with the same kinds of issues.

As our regulatory experience grew in Massachusetts, and as we learned from other states both their problems and their solutions we ultimately had a conference of all city and town clerks, public hearings on Las Vegas Nights and public outreach. Based on all this, the Attorney General issued regulations that greatly assisted in the elimination of abusive charitable gambling.

Many issues still remain, as all of you know better than I. I still occasionally

*>>Espinoza to p. 4*

>>Espinoza from p. 3

get a call from my old office because someone wants to understand why the regulations include certain provisions, or how to treat poker! The issues remain of interest to me.

Meanwhile, I have many life changes to share with you. I left the Attorney General's office in 1987 to teach at the University of Arizona School of Law. I received tenure and a full professorship in 1991. In 1992, I moved to Boston College Law School to teach civil litigation in their legal services clinic. I retired in June 2004. Well, I am going back to teach next Spring, but only for a semester.

Why retire now? This is the other big change. In 1999, I married an Irishman born in County Kerry. Timothy Garvey is an United States citizen as well as being an Irish citizen. In 2004, I also became a dual citizen. We have a house in Ireland and now are able to spend much more time there. We are taking up golf and doing more traveling. I should also add, that the picture I enclose is one I recently took for a brochure for a Harvard Business School Alum program.

Why am I speaking there? Well, along with being a law professor, my husband and I have been involved in real estate development, pretty extensively over the last eight years. You will see in the background architectural drawings from one of our developments.

Thank you for contacting me, and I have very much enjoyed remembering my years regulating charitable gambling.

All the best,  
Leslie Espinoza Garvey

February 2005

# Let's Hear It for...

## Our Past President Kay Gaines and Midwest Region Director Gerald "Odie" Otoupal

NAGRA would like to thank outgoing Past President, Kay Gaines, and Midwest Region Director, Gerald "Odie" Otoupal, for their leadership and commitment to NAGRA.

Their service to this organization has been second to none. They have always generously shared their expertise as gaming regulators and, while networking, become friends to us all.

Thank you both for a job well done!!!



## Welcome to Our New Members

**Broward County Sheriff's Office**

**Connecticut State Police**

**Pennsylvania Gaming Control Board ([www.pgcb.state.pa.us](http://www.pgcb.state.pa.us))**

**Rhode Island Lottery ([www.rilot.com](http://www.rilot.com))**

**Surete du Quebec (Quebec Provincial Police) ([www.surete.qc.ca](http://www.surete.qc.ca))**

## Welcome New Trade Affiliates

**SGC - Link Corporation - ([www.sgccorp.ca](http://www.sgccorp.ca))**

**Wilk Shirt Co.**

# NAGRA Conference in Halifax a Wonderful Success

We were very pleased to have so many of our members join us in Halifax Nova Scotia. Over 150 regulators gathered in Halifax from jurisdictions throughout North America to make the conference a fantastic place to effectively share the latest regulatory techniques and trends. Each year this three-day conference goes beyond the successes of previous years to maintain the reputation as the premier conference for professional gaming regulators to learn from high quality presenters and each other. The information shared at NAGRA conferences goes far to increase the overall efficacy and professionalism of the gaming regulatory community.

You can view many of the presentations from the conference at [www.nagra.org](http://www.nagra.org). There is a link right off the front page to approximately 20 presentations on the latest regulatory techniques and trends in gaming. You can also view many photos from the conference and you might note that while we have full business agendas with loads of learning, we have a little fun too.

Please make plans to join us in Phoenix Arizona in 2006! Bookmark and visit [www.nagra.org](http://www.nagra.org) for information updates on this important conference.



**Top:** President Billy Atkins addresses conference attendees.

**Bottom Left:** Incoming President Kathy Baertsch enjoys some social time with conference attendees.

**Bottom Right:** Kay Gaines, Don Dutton, Rick Saville and Penny Taylor-Moore enjoy their lobster feast and entertainment.