



State of New Jersey

DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF GAMING ENFORCEMENT
1300 ATLANTIC AVENUE
ATLANTIC CITY, NJ 08401

MIKIE SHERRILL
Governor

DR. DALE G. CALDWELL
Lt. Governor

JENNIFER DAVENPORT
Attorney General

MARY JO FLAHERTY
Interim Director

June 29, 2026

Lynne Levin Kaufman
Cooper Levenson, Attorneys at Law
1125 Atlantic Avenue
Atlantic City, NJ 08401

Re: Action in Lieu of Complaint

Dear Lynne Levin Kaufman:

The Division of Gaming Enforcement ("Division") brings this Action in Lieu of Complaint against Bally's Interactive LLC d/b/a Bally's Interactive ("Bally's Interactive") concerning its non compliance with N.J.A.C. 13:69G-2.4(a)(2) in August 2023, when it did not prevent self-excluded patrons from wagering. After identifying the error, Bally's Interactive blocked the associated self-excluded accounts and updated its software to prevent the recurrence of similar errors.

N.J.A.C. 13:69G-2.4(a)(2) requires that gaming providers "refuse wagers from and deny any gaming privileges to any self-excluded person." Based upon this incident, Bally's Interactive violated this regulation by failing to prevent self-excluded patrons from wagering. This failure also violates the policies of the Casino Control Act, N.J.S.A. 5:12-1 et seq.

To address this matter, the Division accepts the offer of Bally's Interactive to render a civil monetary penalty in the total amount of \$7,050. While the Division agrees that it will not institute further regulatory action beyond this Action in Lieu of Complaint based on the above-described matter, any additional violations of N.J.A.C. 13:69G-2.4(a)(2), no matter how de minimis, will result in further disciplinary action by the Division.

Sincerely,

Mary Jo Flaherty
Interim Director

By: Louis S. Rogacki
Louis S. Rogacki
Deputy Director

cc: Rosalie Lopez, Bally's



bcc: Afshien Lashkari, Senior Executive Service, Division
File No. D-86-23-068