



State of New Jersey

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

PHILIP D. MURPHY
Governor

TAHESHA L. WAY
Lt. Governor

MATTHEW J. PLATKIN
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MARY JO FLAHERTY
Interim Director

October 14, 2025

Jeremy Kleiman, Esq.
Saiber, LLC
7 Giralda Farms, Suite 360
Madison, New Jersey 07940

Re: Action in Lieu of Complaint – Digital Gaming Corporation

Dear Jeremy Kleiman:

The Division of Gaming Enforcement (“Division”) brings this Action in Lieu of Complaint against Digital Gaming Corporation (“DGC”) concerning failures to comply with *N.J.S.A. 5:12-71.2(a)* and *(b)*, *N.J.A.C. 13:69G-2.2(a)*, *N.J.A.C. 13:69G-2.3(b)*, and *N.J.A.C. 13:690-1.4(n)* by permitting self-excluded individuals to maintain active accounts through DGC’s websites, failing to properly add self-excluded individuals to the Division’s Self-Exclusion List, and permitting patrons to exceed their established deposit limits.

From March 2024 through January 2025, DGC failed to timely add self-excluded individuals to the Division’s Self-Exclusion List. Of those not added, multiple patrons, who should have been self-excluded, were able to wager on other internet gaming and sports wagering platforms after their self-exclusion date.

From July 18, 2024, through August 7, 2024, DGC failed to properly process the Division’s Self-Exclusion List, allowing self-excluded patrons to access or create accounts on its websites.

In separate incidents on June 6, 2025, and July 23, 2025, DGC permitted patrons to exceed their established responsible gaming deposit limits.

These incidents reflect failures in DGC’s internal controls and compliance procedures and constitute violations of the above referenced statutes and regulations. Such failures are contrary to the policies of the Casino Control Act, *N.J.S.A. 5:12-1 et seq.*, and therefore are impermissible.

The Division accepts the offer of DGC to render a civil monetary penalty payment in the total amount of \$112,188.96. Additionally, DGC must remit \$5,278.73, which is a disgorgement for the funds that DGC won from self-excluded persons because of DGC’s errors.



While the Division will not institute further regulatory action beyond this Action in Lieu of Complaint with regard to the above-described matters, any additional violations of *N.J.S.A. 5:12-71.2(a)* and (b), *N.J.A.C. 13:69G-2.2(a)*, *N.J.A.C. 13:69G-2.3(b)*, and *N.J.A.C. 13:690-1.4(n)*, no matter how de minimis, will result in further disciplinary action by the Division.

Sincerely,
Mary Jo Flaherty
Interim Director

Louis S. Rogacki

By: Louis S. Rogacki
Deputy Director

Cc: Henil Patel, Golden Nugget

File: D-614-25-029
D-614-24-039
D-614-25-002