

**ORDER 2024-38  
IN RE SETTLEMENT AGREEMENT**

**BETFAIR INTERACTIVE US, LLC  
d/b/a FANDUEL SPORTSBOOK  
24-FD-01**

After having reviewed the attached Settlement Agreement, the Indiana Gaming Commission hereby:

**APPROVED**

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APPROVES OR DISAPPROVES

the proposed terms of the Settlement Agreement.

**IT IS SO ORDERED THIS THE 21<sup>st</sup> DAY OF MARCH, 2024.**

**THE INDIANA GAMING COMMISSION:**

  
Milton Thompson, Chair

ATTEST:

  
Jason Dudich, Secretary

**STATE OF INDIANA  
INDIANA GAMING COMMISSION**

<b>IN RE THE MATTER OF:</b>	)	
	)	<b>SETTLEMENT</b>
<b>BETFAIR INTERACTIVE US, LLC</b>	)	<b>24-FD-01</b>
<b>d/b/a FANDUEL SPORTSBOOK</b>	)	

**SETTLEMENT AGREEMENT**

The Indiana Gaming Commission (“Commission”) by and through its Executive Director Greg Small and Betfair Interactive US, LLC d/b/a FanDuel Sportsbook (“FanDuel”), (collectively, the “Parties”) desire to enter into this settlement agreement (“Agreement”) prior to the initiation of a disciplinary proceeding pursuant to 68 IAC 13-1-18(a). The Parties stipulate and agree that the following facts are true:

**FINDINGS OF FACT**

1. 68 IAC 27-2-16(d) provides except as outlined in this section, occupational licensing of an employee, independent contractor, agent or subagent of a sports wagering operator shall be governed by IC 4-33-8 and 68 IAC 2-3.
2. 68 IAC 2-3-8(b) provides an occupational licensee must request renewal of the license on a form prescribed by the commission no less than thirty (30) days before the expiration of the occupational license.
3. The manual for the Commission’s occupational licensing system, LAM, provides guidance on renewing a license including how to submit payment to the Commission for the license renewal. The manual also provides that the Commission will not approve the renewal until payment has been received.
4. On August 7, 2023, FanDuel requested renewal in LAM for an Enterprise IT Support Manager, a level two (2) licensee. The Enterprise IT Support Manager’s license expired on May 20, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately seventy-nine (79) days.
5. On August 10, 2023, FanDuel requested renewal in LAM for a Fraud Prevention Manager, a level two (2) licensee. The Fraud Prevention Manager’s license expired on June 5, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately sixty-six (66) days.
6. On August 10, 2023, FanDuel requested renewal in LAM for an Enterprise IT Lead Engineer, a level two (2) licensee. The Enterprise IT Lead Engineer’s license expired on May 11, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.

7. On August 10, 2023, FanDuel requested renewal in LAM for a Security Engineer Senior Director, a level two (2) licensee. The Security Engineer Senior Director's license expired on May 20, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately eighty-two (82) days.
8. On August 10, 2023, FanDuel requested renewal in LAM for a Compliance Associate, a level two (2) licensee. The Compliance Associate's license expired on June 2, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately sixty-nine (69) days .
9. On August 10, 2023, FanDuel requested renewal in LAM for a Software Engineering Director, a level two (2) licensee. The Software Engineering Director's license expired on July 8, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately thirty-three (33) days.
10. On August 10, 2023, FanDuel requested renewal in LAM for a Compliance Senior Associate, a level two (2) licensee. The Compliance Senior Associate's license expired on May 11, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.
11. On August 10, 2023, FanDuel requested renewal in LAM for a Fraud and Risk Supervisor, a level two (2) licensee. The Fraud and Risk Supervisor's license expired on May 11, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.
12. On August 10, 2023, FanDuel requested renewal in LAM for an IT Support Engineer, a level two (2) licensee. The IT Support Engineer's license expired on May 11, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.
13. On August 10, 2023, FanDuel requested renewal in LAM for a Lead IT Platforms Engineer, a level two (2) licensee. The Lead IT Platforms Engineer's license expired on May 11, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.
14. On August 10, 2023, FanDuel requested renewal in LAM for a Learning and Development Lead Associate, a level two (2) licensee. Learning and Development Lead Associate's license expired on May 11, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.
15. On August 10, 2023, FanDuel requested renewal in LAM for a Fraud and Risk Associate, a level two (2) licensee. The Fraud and Risk Associate's license expired on July 7, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately thirty-four (34) days.

16. On August 10, 2023, FanDuel requested renewal in LAM for an Enterprise IT Support Senior Manager, a level two (2) licensee. The Enterprise IT Support Senior Manager's license expired on May 11, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.
17. On August 10, 2023, FanDuel requested renewal in LAM for a Lead IT Support Engineer, a level two (2) licensee. The Lead IT Support Engineer's license expired on May 11, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.
18. On August 10, 2023, FanDuel requested renewal in LAM for a Customer Relations Manager, a level two (2) licensee. The Customer Relations' license expired on June 2, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately sixty-nine (69) days.
19. On August 10, 2023, FanDuel requested renewal in LAM for an Enterprise IT Knowledge and Report Analyst, a level two (2) licensee. The Enterprise IT Knowledge and Report Analyst's license expired on May 11, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.
20. On August 10, 2023, FanDuel requested renewal in LAM for an Enterprise IT Knowledge and Report Analyst, a level two (2) licensee. The Enterprise IT Knowledge and Report Analyst's license expired on May 11, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.
21. On August 10, 2023, FanDuel requested renewal in LAM for an Enterprise IT Desktop Support Lead Engineer, a level two (2) licensee. The Enterprise IT Desktop Support Lead Engineer's license expired on May 19, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately eighty-three (83) days.
22. On August 10, 2023, FanDuel requested renewal in LAM for an Enterprise IT Retail Director, a level two (2) licensee. Enterprise IT Retail Director's license expired on May 20, 2023. eighty-two (82) days.
23. On August 10, 2023, FanDuel requested renewal in LAM for a Compliance Associate, a level two (2) licensee. A Compliance Associate's license expired on May 11, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.
24. On August 10, 2023, FanDuel requested renewal in LAM for an IT Support Engineer, a level two (2) licensee. The IT Support Engineer's license expired on May 11, 2023.

FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.

25. On August 10, 2023, FanDuel requested renewal in LAM for an Enterprise IT Incident Specialist, a level two (2) licensee. The Enterprise IT Incident Specialist's license expired on May 11, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.
26. On August 10, 2023, FanDuel requested renewal in LAM for a SW Engineering Director, a level two (2) licensee. The SW Engineering Director's license expired on May 11, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.
27. On August 10, 2023, FanDuel requested renewal in LAM for a Lead SW Engineer, a level two (2) licensee. The Lead SW Engineer's license expired on May 13, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately eighty-nine (89) days.
28. On August 10, 2023, FanDuel requested renewal in LAM for a Lead IT Support Engineer, a level two (2) licensee. The Lead IT Support Engineer's license expired on May 11, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately ninety-one (91) days.
29. On August 10, 2023, FanDuel requested renewal in LAM for a VIP Accounts Senior Director, a level two (2) licensee. The VIP Accounts Senior Director's license expired on January 31, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately one hundred ninety-one (191) days .
30. On August 10, 2023, FanDuel requested renewal in LAM for a Fraud and Risk Senior Analyst, a level two (2) licensee. The Fraud and Risk Senior Analyst's license, expired on February 9, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately one hundred eighty-two (182) days.
31. On August 10, 2023, FanDuel requested renewal in LAM for an Associate Delivery Manager, a level two (2) licensee. The Associate Delivery Manager's license expired on April 21, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately one hundred eleven (111) days.
32. On August 10, 2023, FanDuel requested renewal in LAM for an Enterprise IT Desktop Support Senior Engineer, a level two (2) licensee. The Enterprise IT Desktop Support Senior Engineer's license expired on May 19, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately eighty-three (83) days.

33. On August 10, 2023, FanDuel requested renewal in LAM for a Sportsbook Assistant Manager, a level two (2) licensee. The Sportsbook Assistant Manager's license expired on June 28, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately Forty-three (43) days.
34. On September 13, 2023, FanDuel requested renewal in LAM for a SVP Sports Commercial, a level one (1) licensee. The SVP Sports Commercial's license expired on June 16, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately eighty-nine (89) days.
35. On September 13, 2023, FanDuel requested renewal in LAM for Chief Financial Officer, a level one (1) licensee. The Chief Financial Officer's license expired on July 7, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately sixty-eight (68) days.
36. On September 13, 2023, FanDuel requested renewal in LAM for Chief Technology Officer, a level one (1) licensee. The Chief Technology Officer's license expired on July 21, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately fifty-four (54) days.
37. On November 27, 2023, FanDuel requested renewal in LAM for five (5) licensees, two (2) VIP Account Managers, a Software Engineer, Release Engineer, Controller and Revenue Control Director, all level two (2) licensees. The VIP Account Manager licenses expired on October 27, 2023. The Software Engineer's license expired on October 28, 2023. The Controller and Revenue Control Director licenses expired on October 29, 2023. FanDuel failed to renew these licenses in a timely manner and allowed the licensees to work on an expired license for approximately thirty-three (33) to thirty-five (35) days.
38. On November 27, 2023, FanDuel requested renewal in LAM for a Senior DevOps Engineer, a level two (2) licensee. The Senior DevOps Engineer license expired on October 28, 2023. FanDuel failed to renew this license in a timely manner and allowed the licensee to work on an expired license for approximately thirty-four (34) days.

### **TERMS AND CONDITIONS**

Commission staff alleges that the acts or omissions of FanDuel by and through its agents as described herein constitute a breach of IC 4-38, 68 IAC, and/or FanDuel's approved internal control procedures. The Commission and FanDuel hereby agree to a monetary settlement of the alleged violations described herein in lieu of the Commission pursuing formal disciplinary action against FanDuel.

FanDuel shall pay to the Commission a total of \$21,000 and participate in a one-on-one training session with the Commission's Gaming Administrator on LAM in consideration for the Commission foregoing disciplinary action based on the facts specifically described in the

Findings of Fact contained in this Agreement. This Agreement extends only to those violations and findings of fact specifically alleged in the findings above. If the Commission subsequently discovers facts that give rise to additional or separate violations, the Commission may pursue disciplinary action for such violations even if the subsequent violations are similar or related to an incident described in the findings above.


Upon execution and approval of this Agreement, Commission staff shall submit this Agreement to the Commission for review and final action. Upon approval of the Agreement by the Commission, FanDuel agrees to 1) promptly remit payment in the amount of \$21,000, 2) and participate in a one-on-one training session with the Commission's Gaming Administrator on LAM and 3) waive all rights to further administrative or judicial review.

This Agreement constitutes the entire agreement between the Parties. No prior or subsequent understandings, agreements, or representations, oral or written, not specified or referenced within this document will be valid provisions of this Agreement. This Agreement may not be modified, supplemented, or amended, in any manner, except by written agreement signed by all Parties.

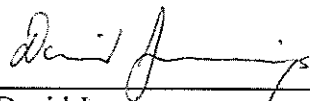
This Agreement may be executed in multiple counterparts, each of which shall be deemed an original agreement and both of which shall constitute one and the same agreement. The counterparts of this Agreement may be executed and delivered by electronic mail, facsimile, or other electronic signature by either of the parties and the receiving party may rely on the receipt of such document so executed and delivered electronically as if the original had been received.

This Agreement shall be binding upon the Commission and FanDuel.

IN WITNESS WHEREOF, the Parties have signed this Agreement on the date and year as set forth below.



\_\_\_\_\_  
Greg Small, Executive Director  
Indiana Gaming Commission



\_\_\_\_\_  
David Jennings  
Chief Financial Officer  
Betfair Interactive US, LLC d/b/a FanDuel  
Sportsbook

3/20/24

\_\_\_\_\_  
Date

03/14/2024

\_\_\_\_\_  
Date