

Notice to new clients regarding the Unlawful Internet Gambling Enforcement Act (UIGEA) of 2006

The Unlawful Internet Gambling Act (UIGEA) of 2006 (the “Act”) prohibits Commerzbank AG, New York Branch (the “New York Branch”), from processing so-called “restricted transactions”. Restricted transactions are prohibited transactions or transmittals in which a person accepts credit, funds, instruments or proceeds from another person in connection with unlawful Internet gambling.

The Act prohibits any person engaged in the business of betting or wagering (as defined in the Act) from knowingly accepting credits, funds, instruments or proceeds in connection with the participation of another person in unlawful Internet gambling. The United States Department of the Treasury and the Federal Reserve Board issued Regulation GG to implement the Act.

As defined in Regulation GG, unlawful Internet gambling means to "place, receive or otherwise knowingly transmit a bet or wager by any means which involves the use, at least in part, of the Internet where such bet or wager is unlawful under any applicable federal or state law in the state or tribal lands in which the bet or wager is initiated, received or otherwise made.”

Please be aware that restricted transactions are prohibited from being processed through an account or relationship with the New York Branch. If we are unable to determine whether you pose a minimal risk of engaging in an Internet gambling business, we will require you to certify to us that you do not engage in an Internet gambling business. If, on the other hand, you do engage in an Internet gambling business and wish to open or maintain an account with us, you must provide us with the following: (i) evidence of your legal authority to engage in such business; (ii) a written commitment to notify the New York Branch of any changes in your legal authority to engage in such Internet gambling business; and (iii) a third party certification that your systems for engaging in such Internet gambling business are reasonably designed to ensure that such Internet gambling business will remain within the licensed or otherwise lawful limits.

Best regards,
COMMERZBANK AG
NEW YORK BRANCH