

OFFICE OF THE ATTORNEY GENERAL
MARYLAND STATE LOTTERY AND GAMING CONTROL AGENCY

TO: Maryland Lottery and Gaming Control Commission
Gordon Medenica, Director

FROM: Robert T. Fontaine, Assistant Attorney General **RTF**
Principal Counsel

DATE: June 17, 2019

SUBJECT: Report for the June Commission Meeting

This is a status update of ongoing and special projects in the Office of the Attorney General.

I. Contracts, Human Resources, and Administrative

a. Key accomplishments last period:

- i. Reviewed several contracts for the Communications Division for promotion of public affairs events.
- ii. Reviewed several contracts for the Marketing Division.
- iii. Reviewed various employment issues and documents for the Human Resources Division, and assisted Staff in resolving several issues.
- iv. Filed several liens against retailers on behalf of the AFO Division.
- v. Assisted Staff in responding to Public Information Act requests from: (1) a marketing group, seeking the evaluations and winning proposals for the Advertising, Marketing, Media, and Related Services RFP; and (2) a law firm for a union, seeking recent records pertaining to the Agency's issuance of an amended directive on casino surveillance footage and photographs.
- vi. Assisted Staff in responding to a subpoena seeking retailer records.
- vii. Assisted Staff in ongoing procurement issues.

b. Upcoming tasks for this period:

- i. Assist Staff with matters related to contracts and personnel.
- ii. Assist Staff in preparing records and testimony for a deposition in the Circuit Court for Frederick County regarding a lottery player.
- iii. Assist Staff in responding to a PIA request from Virginia's Joint Legislative Audit and Review Committee for records pertaining to the Agency's expenditures and staffing of casino operations.

c. Issues:

- i. N/A

II. Lottery

a. Key accomplishments last period:

- i. Reviewed several requests from Product Development relating to new Lottery scratch-off games.

- ii. Reviewed several new XCAP Agreements.
- iii. Reviewed several promotions from Product Development.
- iv. Reviewed several contracts for Lottery sponsorship and advertising campaigns.
- v. Continued to assist Creative Services and Communications Divisions in developing and implementing the My Lottery Rewards Program by reviewing and revising license agreements.
- vi. Worked with Staff on a license and merchandise agreement for a Baltimore Ravens scratch-off game and second chance promotion.
- vii. Worked with Staff on two licensed Ravens instant ticket lottery games.
- viii. Assisted Staff with notifying retailers that the Agency intends to revoke their retailer licenses.
- ix. Assisted Staff in reviewing and addressing specific procurement related questions.
- x. Assisted Staff in reviewing a promotion for retailers, including reviewing the rules and procedures.
- xi. Assisted staff in reviewing rules regarding delaying entrance into Cash4Life.
- xii. Received notice from the U.S. Patent and Trademark office that the registration of the Lottery's "stacked" logo has been renewed.
- xiii. Worked with Staff on issues associated with the emergency suspension of a retailer located in Baltimore County.
- xiv. Worked with Staff on contract for the Maryland State Fair.
- xv. Assisted staff regarding Mega Millions generally and in possible revision of the Mega Millions Agreement addressing financial responsibility if a State leaves the Mega Millions Consortium.
- xvi. Worked with Staff to resolve issues with how Lottery liens are recorded in the Circuit Court for Prince George's County.

b. Upcoming tasks for this period:

- i. Continue to work with Staff to resolve the Lottery lien issue.
- ii. Work with Staff on implementing a paperless application process.
- iii. Continue to assist Staff as needed on working with the Mega Millions Consortium on issues related to exploring use of the Mega Million trademark in international sales.
- iv. Work with Staff to prepare a new Ravens sponsorship agreement.

c. Issues:

- i. N/A

III. Gaming

a. Key accomplishments last period:

- i. Continued to assist Staff on enforcement and licensing issues associated with casino operations.
- ii. Assisted Staff with reviewing two recommended denials of video lottery employee licenses for applicants who have requested hearings on the denials, and which were referred to the Office of Administrative Hearings for full evidentiary hearings to be held on July 30 and August 6, 2019.

- iii. Assisted Staff with drafting proposed amendments to several gaming regulations as the result of the Maryland casino industry's annual proposals for amendments. The Agency's Managing Director of Gaming will present the proposed amendments.
- iv. On May 24, the Circuit Court for Prince George's County denied the application for judicial review of the Agency's termination of an individual's temporary video lottery employee license.
- b. Upcoming tasks for this period:**
 - i. Continue to assist Staff on enforcement and licensing issues associated with casino operations.
 - ii. Assist Staff with preparing for two hearings at OAH for the recommended denials of two video lottery employee applications.
- c. Issues:**
 - i. N/A

IV. Electronic Gaming Devices

- a. Key accomplishments last period:**
 - i. N/A
- b. Upcoming tasks for this period:**
 - i. Work with Staff as needed concerning the Commission's regulation of electronic gaming devices.
- c. Issues:**
 - i. N/A

V. Amusement Gaming Licenses

- a. Key accomplishments last period:**
 - i. N/A
- b. Upcoming tasks for this period:**
 - i. Work with Staff as needed concerning the Commission's regulation of skills-based amusement devices and amusement gaming licenses.
- c. Issues:**
 - i. N/A

VI. Fantasy Competition

- a. Key accomplishments last period:**
 - i. Worked with Staff to prepare proposed amendments to the Fantasy Competition regulations, which will be presented by the Agency's Managing Director of Gaming.
- b. Upcoming tasks for this period:**
 - i. Work with Staff as needed concerning the Commission's regulation of fantasy competitions.
- c. Issues:**
 - i. N/A