

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
Principal Counsel

RTF/HKC

DATE: September 17, 2019

SUBJECT: Report for the 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 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 media outlet, seeking records pertaining to retailer suspensions; (2) The Maryland Center for Excellence on Problem Gambling, seeking records pertaining to the Voluntary Exclusion Program; and (3) an individual, seeking records related to the Skee-Ball instant ticket licenses.
- vi. Assisted Staff in ongoing procurement issues.
- vii. Assisted Staff in responding to a request from the State's PIA Ombudsman pertaining to the numbers and dispositions of PIA requests submitted to the Agency.
- viii. Assisting Staff in preparing and providing Agency records about a lottery player in response to a subpoena issued by the Circuit Court for Frederick County.
- ix. Assisted Staff in preparing a response to a subpoena issued by the Circuit Court for Cecil County seeking records of a lottery player's winnings.

b. Upcoming tasks for this period:

- i. Assist Staff with matters related to contracts and personnel.

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 with ongoing reviews and revisions of license agreements, and assisted Staff in developing coupons and voucher discounts.
- vi. Worked with Staff on a sponsorship contract with the Baltimore Ravens to promote Lottery products.
- 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 a promotion for retailers, including reviewing the rules and procedures.
- x. Continued to work with Staff on issues associated with the emergency suspension of a retailer in Baltimore County.
- xi. Continued to work with Staff to resolve issues with how Lottery liens are recorded in the Circuit Court for Prince George's County.
- xii. Assisted Staff in finalizing agreements related to the New Year's Rockin' Eve Powerball Promotion

b. Upcoming tasks for this period:

- i. 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.
- ii. Continue to work with Staff on the Ravens sponsorship agreement.
- iii. Continue to work with Staff on preparing documents that would satisfy audit requirements if a Maryland player wins a \$1 Million Dollar prize in the New Year's Rockin' Eve Powerball Promotion.
- iv. Continue to work with Staff on the Fast Play implementation process.
- v. Continue to work with Staff on matters related to implementing coupons and voucher discounts.
- vi. Assist Staff in drafting rules for Double Play, an add-on Mega Millions game.

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. The final order of default issued by the Office of Administrative Hearings ("OAH") on August 2, 2019 on the revocation of a video lottery employee license stands, because the petitioner did not file a motion to modify or vacate the order or a petition for judicial review.

iii. Represented the Agency at an OAH hearing on August 23, 2019, regarding the recommended revocation of a non-gaming video lottery employee license; we are awaiting a decision.

iv. Assisted Staff with reviewing gaming-related legislation that may be proposed during the 2020 session of the General Assembly.

b. Upcoming tasks for this period:

i. Continue to assist Staff on enforcement and licensing issues associated with casino operations.

ii. In a case pending in the Circuit Court for Baltimore City where a former temporary licensee challenges the Commission's decision to terminate her temporary license, file a motion to dismiss for the former licensee's failure to follow court rules.

iii. Continue to assist Staff with reviewing gaming-related legislation that may be proposed during the 2020 session of the General Assembly.

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:

b. N/A

c. Upcoming tasks for this period:

i. Work with Staff as needed concerning the Commission's regulation of fantasy competitions.

c. Issues:

i. N/A

