

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: November 12, 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 a Public Information Act request for schematics and other records pertaining to Horseshoe Casino's outdoor gaming area.
- vi. Assisted Staff in ongoing procurement issues.
- vii. Continued to assist Staff in preparing and providing Agency records about a lottery player in response to a subpoena for records and testimony that was issued by the Circuit Court for Frederick County.
- viii. Assisted Staff in responding to an inquiry from an individual in the Voluntary Exclusion Program.

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.
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.

- v. Assisted Staff with notifying retailers that the Agency intends to revoke their retailer licenses.
 - vi. Worked with staff on license for James Bond 007 instant ticket lottery game.
 - vii. Worked with Staff on issues associated with the emergency suspension of a retailer in Prince George's County.
 - viii. Continued to work with Staff to resolve issues with how Lottery liens are recorded in the Circuit Court for Prince George's County.
 - ix. Worked with Staff on matters related to implementing coupons.
 - x. Assisted Staff in drafting amendments to Lottery regulations limiting retailers from offering games of chance other than Lottery or a promotional game. The proposed amendments will be presented by the Managing Director/ Chief Revenue Officer.
 - xi. Filed with the United States Patents and Trademarks Office to continue three Maryland Lottery registered trademarks.
 - xii. Assisted Staff in drafting Finance and Operations Procedures for Double Play, an add-on Mega Millions game.
 - xiii. Assisted Staff in drafting Pollard Game Specifications.
 - xiv. Assisted Staff in revising the My Lottery Rewards Officials Rules and Terms of Use, as well as the Overall Procedures, which are to be effective starting December 1, 2019.
- 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 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.
 - iii. Continue to work with Staff on the Fast Play implementation process.
 - iv. Continue to work with Staff on matters related to implementing coupons.
- 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. Awaiting a decision in the hearing held at the Office of Administrative Hearings ("OAH") on August 23, 2019, regarding the recommended revocation of a non-gaming video lottery employee license.
- iii. Assisted Staff with reviewing gaming-related legislation that may be proposed during the 2020 session of the General Assembly.
- iv. On October 22, represented the Commission in the Circuit Court for Baltimore City at a hearing on the petition for judicial review of a former temporary licensee whose license was terminated. The Commission prevailed; the court denied and dismissed the petition.

b. Upcoming tasks for this period:

- i. Continue to assist Staff on enforcement and licensing issues associated with casino operations.
- ii. Continue to assist Staff with reviewing gaming-related legislation that may be proposed during the 2020 session of the General Assembly.
- iii. Assist Staff with preparing for a hearing before the OAH scheduled for November 19, concerning the recommended revocation of a gaming video lottery employee license.
- iv. Prepare the Commission's response to a new petition for judicial review of the termination of a temporary license filed in the Circuit Court for Baltimore County on October 30.

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. N/A

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