

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: December 10, 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 ongoing procurement issues.

b. Upcoming tasks for this period:

- i. Assist Staff with matters related to contracts and personnel.
- ii. Assist Staff with responding to subpoenas issued by the: (1) Circuit Court for Baltimore City, for records pertaining to a former employee of MGM National Harbor Casino; (2) District Court of Maryland, for records pertaining to a lottery retailer; and (3) U.S. District Court for the District of Maryland, for records of a lottery player's winnings.

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.
- vi. Assisted Staff with notifying retailers that the Agency intends to revoke their retailer licenses.

- vii. Worked with staff on preparing documentation for sole source for James Bond 007 instant ticket lottery game.
 - 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 Finance and Operations Procedures for Double Play, an add-on Mega Millions game.
- 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 implementing Fast Play.
 - iv. Continue to work with Staff on 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. Pursuant to the 2016 Memorandum of Understanding between the Commission and the Office of Administrative Hearings ("OAH") that delegated the Commission's final decision-making authority to the OAH for certain licensing matters, on November 13 the OAH issued a final decision revoking an individual's non-gaming video lottery employee license. The individual has 30 days from November 13 within which to file a petition for judicial review of that order in circuit court. As of the date of this memorandum, no appeal has been filed and, if no appeal is received, the revocation will be deemed final and the case closed.
 - iii. Assisted Staff with reviewing gaming-related legislation that may be proposed during the 2020 session of the General Assembly.
 - iv. In the Circuit Court for Baltimore County, filed the Commission's response to a petition for judicial review of the termination of a temporary license.
 - v. Awaiting a decision in the hearing held at OAH on November 19, concerning the recommended revocation of a gaming 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. Continue to assist Staff with reviewing gaming-related legislation that may be proposed during the 2020 session of the General Assembly.
 - iii. In the Circuit Court for Baltimore County, file the administrative record for a petition for judicial review of the termination of a temporary license.

- iv. In the Circuit Court for Howard County, file the Commission's response to a petition for judicial review of the termination of a temporary license.

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