



Lottery and Gaming Control Commission

1800 Washington Boulevard, Suite 330, Baltimore, MD 21230

**In Re the Application of
CZR Maryland Mobile
Opportunity, LLC**

**MOBILE SPORTS WAGERING
LICENSE APPLICANT**

License Applicant Number SW-2022-25

Report Date: October 17, 2022

**EXECUTIVE SUMMARY
OF BACKGROUND INVESTIGATION**

“Commission Presentation”

INTRODUCTION

Role of the Maryland Lottery and Gaming Control Commission (“Commission”)

The Commission is required to determine whether sports wagering applicants have proven, by clear and convincing evidence, that they meet the qualifications for licensure under the Sports Wagering Law. Requirements for qualification include: (1) applicant’s financial stability and integrity; (2) integrity of any financial backers related to the application; (3) applicant’s good character, honesty, and integrity; (4) applicant’s business ability; and (5) whether there are any mandatory disqualifiers that prevent the applicant from proving its qualifications by clear and convincing evidence. The Commission cannot issue a license unless it determines that the applicant is qualified.

The Licensing Division of the Maryland Lottery and Gaming Control Agency (“Agency”) conducts the required background investigation of an applicant’s qualifications. A report of the background investigation is provided to the Commission to assist it in determining whether the applicant described in this Report has proven that it is qualified.

The Executive Summary that will be presented by Staff at the Commission meeting is a public document, which will be provided in the Commission packets, and is also available on the Agency website with other Commission meeting documents. If the applicant is found qualified, the decision statement of the Commission will be forwarded to the Sports Wagering Application Review Commission for it to determine whether to award a license.

Process

As a prerequisite to being eligible for a Mobile Sports Wagering License, an applicant must submit a Mobile Sports Wagering License Application to the Commission. The applicant must prove to the Commission, by clear and convincing evidence, that it meets the qualification criteria set forth in the Annotated Code of Maryland, State Gov't Article (“SG”), § 9-1E and the Commission’s sports wagering regulations in Code of Maryland Regulations (“COMAR”) 36.10 (collectively, “the Sports Wagering Law”). The Sports Wagering Law also includes and incorporates applicable licensing requirements in SG § 9-1A, and COMAR 36.03 (collectively, “the Gaming Law”), which establishes requirements for all casino-related licenses.

Specifically, the applicant must prove that it is qualified under SG § 9-1E-07(e) and COMAR 36.10.03.02 and 36.10.05 and not disqualified under SG § 9-1E-07(g)(1). An applicant must provide all information to the Commission that is necessary for a qualification determination as to the applicant, its principals, and its principal entities.

The Applicant

The Agency (“MLGCA,” “we” or “our”), conducted a suitability background license investigation of CZR Maryland Mobile Opportunity, LLC (“Applicant”) in connection with its application for a Mobile Sports Wagering License.

CZR Maryland Mobile Opportunity, LLC is a Delaware limited liability company that was formed on September 27, 2022 for the purpose of holding a Mobile Sports Wagering License in Maryland. The parent company of the

Applicant is CBAC Borrower, LLC, d/b/a Horseshoe Casino Baltimore (“CBAC”). CBAC’s parent company and ultimately a parent company of the Applicant is Caesars Entertainment, Inc. (“Caesars”). CBAC has been a Video Lottery Operation Licensee since August 24, 2014 and was also qualified by the Commission by application of alternative licensing standards for a Sports Wagering Facility License on October 6, 2021.

ALTERNATIVE LICENSING

Application of Alternative Licensing Standards

The Sports Wagering Law authorizes the Commission to establish an abbreviated process for qualifying and licensing an applicant that holds a valid license in this State or another state, if the Commission determines that the licensing standards of the issuing agency in the other state are comprehensive and thorough, and provide similar safeguards to those in the Sports Wagering Law. SG 9-1E-05(c). Staff has identified several states with acceptable sports wagering license standards: Arkansas, Colorado, Illinois, Kansas, Louisiana, Massachusetts, Michigan, Mississippi, Missouri, Nevada, New Jersey, New York, Pennsylvania, Rhode Island, Virginia and Wisconsin.

Because Maryland’s qualification standards for other sports wagering-related licenses are identical to and are a part of the Sports Wagering Law, they are therefore, clearly sufficient for qualifying an applicant for a different sports wagering license on that basis.

Alternative Licensing Process

An applicant for a sports wagering-related license may submit a written request for the Commission to find it qualified for a Maryland license under the alternative licensing process permitted under SG § 9-1E-05(c) and described in COMAR 36.10.02.12. If the request is granted, the applicant may be qualified for a license before the Agency conducts a full background investigation.

The Commission may only apply the alternative licensing process:

1. If an applicant holds a current, valid Maryland sports wagering-related license issued by this Commission. That alone is a sufficient basis upon which Staff may grant a request to apply alternative licensing standards to satisfy qualification requirements. Maryland’s qualification standards for all sports wagering-related licenses are identical, so they are clearly sufficient for qualifying an applicant for a mobile sports wagering license on that basis.
2. If an applicant holds a current, valid Maryland casino-related license issued by this Commission. That alone is a sufficient basis upon which Staff may grant a request to apply alternative licensing standards to satisfy qualification requirements. Maryland’s qualification standards for casino-related licenses are identical to, and specifically incorporated in, the Sports Wagering Law, so they are clearly sufficient for qualifying an applicant for a sports wagering license on that basis; or
3. If an applicant does not hold a current, valid Maryland casino-related license, but the applicant has a current, valid license in at least 3 of the 16 Commission-approved states that have licensing standards which are comprehensive and thorough, and provide similar and adequate

safeguards to those in the Sports Wagering Law.

An applicant that submits a request for the application of alternative licensing standards specifically acknowledges that a full background investigation will be conducted, and that if Staff ever determines that the Applicant or licensee, if licensed, does not meet a Commission standard, the Commission may take enforcement action, up to and including revocation of the license. These acknowledgements are memorialized in the Affidavit in Support of Applicant’s Request to Apply Alternative Licensing Standards in Support of an Application for a Sports Wagering License (“Affidavit”) the Applicant has submitted.

The Commission’s decision to abbreviate an applicant’s licensing process on this basis is discretionary. The Commission may exercise its discretion to deny the request, place conditions on the license, or take any other necessary action to protect the State’s interests.

INVESTIGATION INTO APPLICANT

Regulatory History of Applicant

On August 24, 2014, the Commission awarded a Video Lottery Operation License to CBAC, which expires on August 23, 2029. CBAC was found qualified by the Commission for a Sports Wagering Facility License by application of alternative licensing standards on October 6, 2021. CBAC was issued a Sports Wagering Facility License on December 10, 2021.

Staff is not aware of any unresolved issues that negatively impact the Applicant’s qualifications and the Agency has otherwise found no derogatory information regarding CZR Maryland Mobile Opportunity, LLC or its parent

companies that would disqualify it from holding a Mobile Sports Wagering License.

Ownership of Applicant

Horseshoe Casino Baltimore is owned by CBAC, a group led by Caesars. CZR Maryland Mobile Opportunity, LLC is a subsidiary of CBAC.

Principal Qualifiers

The following individuals have been identified as principals of the Applicant. Each has been issued a Principal Employee License or Temporary Principal License by the Commission:

- Thomas R. Reeg, Director / Chief Executive Officer (Principal License Approved: 02/27/2020);
- Anthony L. Carano, Director / President / Chief Operating Officer (Principal License Approved: 02/27/2020);
- Bret D. Yunker, Chief Financial Officer (Principal License Approved: 02/27/2020);
- Edmund L. Quatmann, Executive VP / Chief Legal Officer / Secretary (Principal License Approved: 02/27/2020); and
- Leathe Mae Christian, Owner - Timeless Management, LLC (Temporary Principal License Approved: 10/15/2022).

Licensing Inquiry

CZR Maryland Mobile Opportunity, LLC submitted a Request for Application of Alternative Licensing Standards in support of its request for a

Mobile Sports Wagering License. Although the Applicant’s parent company, CBAC, holds a Maryland-issued Sports Wagering Facility License, because it was qualified by application of alternative licensing standards in Maryland, its current licenses in the Commission-approved states are pertinent. CZR Maryland Mobile Opportunity, LLC’s ultimate parent company Caesars stated that it holds a current license in these Commission-approved states:

- Nevada Gaming Control Board
 - Type of License: Sports Wagering
 - Active Date: 04/22/2021
 - Status: Valid and In Good Standing

- Mississippi Gaming Commission
 - Type of License(s): Sports Wagering
 - Active Date: 08/16/2021
 - Status: Valid and In Good Standing

- Pennsylvania Gaming Control Board
 - Type of License: Sports Wagering Operation
 - Expiration Date: 05/19/2025
 - Status: Valid and In Good Standing

CONCLUSION AND RECOMMENDATIONS

Along with the Request for Application of Alternative Licensing Standards and Affidavit, the Applicant has submitted: a completed Mobile Sports Wagering License Application, an affidavit attesting to the minority- and women-owned interests of the Applicant, adequate proof of bond, and all required fees.

The Agency’s inquiry with the states identified above confirms that the licenses issued by those states are current and valid. Staff is not aware of information that would indicate CZR Maryland Mobile Opportunity, LLC fails to meet the Commission’s qualification requirements.

Staff recommends that the Commission find CZR Maryland Mobile Opportunity, LLC qualified for a Mobile Sports Wagering License based on application of the alternative licensing standards provisions in the Sports Wagering Law by clear and convincing evidence.

Staff recommends that the Commission entertains motions to:

1. Find that CZR Maryland Mobile Opportunity, LLC has established by application of alternative licensing standards that it is qualified for a Mobile Sports Wagering License by clear and convincing evidence;
2. Delegate to Staff the authority to draft the Commission's decision statement on the qualification of CZR Maryland Mobile Opportunity, LLC; and
3. Direct the Secretary of the Commission to transmit the decision statement to the Sports Wagering Application Review Commission.