

Maryland Lottery and Gaming Control Agency

Wes Moore, Governor • John Martin, Director



Montgomery Park Business Center
1800 Washington Blvd., Ste. 330
Baltimore, Maryland 21230

Tel: 410-230-8800
TTY users call Maryland Relay
www.mdlottery.com

SENT VIA EMAIL ONLY: support@mcluck.com

May 7, 2024

RE: McLuck's Business in Maryland

Dear Legal Counsel:

It has come to the Maryland Lottery and Gaming Control Agency's ("MLGCA") attention that McLuck, is offering and conducting online gaming activity in Maryland without legal authority to do so. Maryland has enumerated laws in order to offer gambling in the State, if the game does not fit within one of those enumerated provisions, then that game is not permitted in the State. The laws and regulations governing the operation of sports wagering in Maryland are found at State Government Article ("SG") § 9-1E-01, Annotated Code of Maryland, and Code of Maryland Regulations ("COMAR") 36.10 and 36.11. The laws and regulations governing the operation of casino gaming in Maryland are found in SG §§ 9-1A *et seq.* and COMAR 36.03. The laws and regulations governing the operation of fantasy competitions in Maryland are found at SG §§ 9-1D-01 *et seq.*, and COMAR 36.09.

In Maryland, sports wagering and casino gaming is prohibited unless the operator has first been issued a sports wagering license and/or casino gaming license by the Maryland Lottery and Gaming Control Commission ("Commission"). The Commission has no record of McLuck being issued a sports wagering license, a casino gaming license, or registration as a fantasy competition operator.

Please send me a responsive email no later than 5:00 pm ET on May 31, 2024. If McLuck is not offering sports wagering, casino gaming or fantasy competitions in Maryland, please include in your responsive email a statement confirming that McLuck is not offering any sports wagering, casino gaming or fantasy competitions in Maryland.

If McLuck is offering any sports wagering, casino gaming or fantasy competition activity in Maryland, please include in your responsive email:

- 1) A detailed description of the name of each casino game offering, along with its mobile link, or its retail location and trade name, as applicable;
- 2) A detailed description of each sports wagering offering, along with its mobile link, or its retail location and trade name, as applicable; and
- 3) Any legal analysis or opinion that concludes, advises, or suggests that McLuck may legally offer sports wagering, casino games or fantasy competition games in Maryland without Commission registration or licensure.

If McLuck is offering in Maryland any sports wagering or casino gaming activity for which it has not been licensed, or is operating fantasy competition games without being registered please include in your responsive email a statement that McLuck will cease offering all sports wagering and casino game activity and operating fantasy competitions in Maryland, and a date within 10 days from the date of this letter to cease such operations.

Your failure to provide the required information may jeopardize the ability of McLuck to ever be issued: a license for sports wagering or gaming, registration as a fantasy competition operator, any other license, registration, or certification from the Commission in the future.

I look forward to your prompt response to me at michael.eaton@maryland.gov. If you have any questions, you may reach me by phone at 410-230-8821.

Sincerely,

Michael Eaton
Managing Director, Gaming