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TO: Maryland Lottery and Gaming Control Commission
John Martin, Director, MLGCA

FROM: Holly L. Knepper, Principal Counsel

DATE: January 13, 2026

RE: Recent and Upcoming Legal Tasks

Our unit of the Office of the Attorney General (OAG) is assigned to provide legal advice and counsel to the Maryland Lottery and Gaming Control Agency (Agency) and the Maryland Lottery and Gaming Control Commission (Commission).

The legal advice and counsel that our attorneys provide is generally considered confidential and legally privileged, so we cannot provide specific details about our work in this publicly available memorandum. However, we strive to provide updates on special projects or notable issues for which the OAG has recently provided, or anticipates providing, legal support with:

- The Agency's procurement processes.
- Lottery games and promotions.
- Licensing-related matters for regulated gaming activities.
- The Agency's ongoing efforts to address unauthorized gaming activity in the State.
- Defending the Commission in the *KalshiEx v. John Martin, et al.* in federal court. Contact AAG Erik Delfosse at erik.delfosse@maryland.gov with any questions regarding this ongoing litigation. Recognizing his successful defense in this case that made Maryland the first state to prevail against a preliminary injunction in the national Kalshi litigation, Mr. Delfosse was presented with the Attorney General's Award for Distinguished Service, Trial of Defense Cases at its Dec. 12 statewide OAG gathering.
- Coordination with the OAG Contract Litigation Unit (CLU) in defending the Agency, Commission, and named Agency employees in *Scientific Games v. MLGCA, et al.*, C-02-CV-25-003034 filed on October 17, 2025 in the Circuit Court for Anne Arundel County. Contact AAG Erik Delfosse with any questions regarding this ongoing litigation.
- Coordination with CLU in defending two appeals to the Maryland State Board of Contract Appeals concerning the LCMCS RFP #2024-01. Contact Deputy Principal Counsel Jennifer Tosky with any questions.

We are available to discuss your legal issues and concerns. Please feel free to contact me at holly.knepper@maryland.gov or Jennifer Tosky at Jennifer.tosky@maryland.gov.
