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

FROM: Holly L. Knepper, Principal Counsel

DATE: April 09, 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:

- Pending legislation.
- 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. Argument is set for May 7 in the 4th Circuit Court of Appeals. Contact AAG Erik Delfosse at erik.delfosse@maryland.gov with any questions regarding this litigation.
- Although the case is currently stayed, 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.
- Coordination with CLU in defending five appeals to the Maryland State Board of Contract Appeals, MSBCA 3337, 3338, 3344, 3341, and 3346 concerning the LCMCS RFP #2024-01. A motions hearing is scheduled for April 28. Contact Deputy Principal Counsel Jennifer Tosky with any questions.

The OAG is available to discuss your legal issues and concerns. Please feel free to contact me at holly.knepper@maryland.gov or (410) 230 - 8942.
