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**STATE OF MARYLAND**  
**OFFICE OF THE ATTORNEY GENERAL**  
**MARYLAND STATE LOTTERY AND**  
**GAMING CONTROL AGENCY**

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

**FROM:** Holly L. Knepper, Principal Counsel

**DATE:** May 19, 2026

**RE:** Recent and Upcoming Legal Tasks

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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 occurred on May 7 in the 4<sup>th</sup> Circuit Court of Appeals. Contact AAG Erik Delfosse at [erik.delfosse@maryland.gov](mailto: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 now, two appeals to the Maryland State Board of Contract Appeals. May 4, 2026, MSBCA 3338, 3341, and 3346 motions to dismiss were granted. Remaining is MSBCA 3337 and 3344 concerning the LCMCS RFP #2024-01. A merits hearing is scheduled for June 2. Contact Deputy Principal Counsel Jennifer Tosky with any questions.
- Represented the Agency in an OAH Hearing involving an individual's placement on the Mandatory Exclusion List. Contact AAG Alan Goodwich with any questions: [alan.goodwich1@maryland.gov](mailto:alan.goodwich1@maryland.gov).

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