

**From:** London, Sarah  
**Sent:** Tuesday, February 20, 2018 4:27 PM  
**To:** Katy Savage <nhvtnews@gmail.com>  
**Subject:** RE: Your Request

Katy, thank you for your patience, attached please find the missing complaint referenced in my email below. We retrieved these records from the Secretary of State's Record Center today. This completes production of potentially responsive records in response to your request. If you have questions or concerns, please let us know. Thanks,  
Sarah

**From:** London, Sarah  
**Sent:** Tuesday, January 30, 2018 4:35 PM  
**To:** 'Katy Savage' <[nhvtnews@gmail.com](mailto:nhvtnews@gmail.com)>  
**Subject:** RE: Your Request

My hope would be about a week to receive the file back from the State Record Center. I am away next week. We could try to get this to you in mid-February. The record is also likely available to you through the Judiciary, if you would like to try there. Attached is the docket sheet. Hope that's helpful,  
Sarah

**From:** Katy Savage [<mailto:nhvtnews@gmail.com>]  
**Sent:** Tuesday, January 30, 2018 4:30 PM  
**To:** London, Sarah <[Sarah.London@vermont.gov](mailto:Sarah.London@vermont.gov)>  
**Subject:** Re: Your Request

Sarah,

Thanks for sending this. Can you give me a time estimate for retrieving this record and others:

**This production does not include at least one matter in which the State of Vermont/ Lottery Commission was a plaintiff in a lawsuit seeking return of property (including lottery tickets) following the closure of a business.**

On Tue, Jan 30, 2018 at 4:25 PM, London, Sarah <[Sarah.London@vermont.gov](mailto:Sarah.London@vermont.gov)> wrote:

Katy, attached please find a response to your public record act request dated January 16, 2018. Thank you,

Sarah

Sarah London

Chief, General Counsel and Administrative Law Division

Vermont Attorney General's Office

WR

WILLIAM H. SORRELL  
ATTORNEY GENERAL

J. WALLACE MALLEY, JR.  
DEPUTY ATTORNEY GENERAL

WILLIAM E. GRIFFIN  
CHIEF ASST. ATTORNEY GENERAL



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<http://www.state.vt.us/atg>

STATE OF VERMONT  
OFFICE OF THE ATTORNEY GENERAL  
109 STATE STREET  
MONTPELIER  
05609-1001

September 13, 2002

Claire Mee, Clerk  
Washington Superior Court  
65 State Street  
Montpelier, VT 05602

Re: *Vermont Lottery Commission v. Gregory Knapp, Jr., et al.*  
Docket No. \_\_\_\_\_

Dear Ms. Mee:

Enclosed please find the original Motion for Temporary Restraining Order, Temporary Restraining Order, Motion for Preliminary Injunction, Affidavit of Frances McAvoy, and Complaint in the above-captioned matter. Also enclosed are copies of the Summons, Notice of Hearing on Motion for a Temporary Restraining Order, and Acceptance of Service.

Thank you.

Sincerely,

William H. Rice  
Assistant Attorney General

/ks

Enclosures

cc: John J. Welsh, Jr., Esq.  
Vermont Lottery Commission

STATE OF VERMONT  
WASHINGTON COUNTY, SS.

SUPERIOR COURT  
DOCKET NO.

VERMONT LOTTERY )  
COMMISSION )  
                  PLAINTIFF )  
                  v. )  
                  ) )  
GREGORY KNAPP, JR AND )  
BARBARA J. KNAPP, d/b/a )  
CASTLETON REDEMPTION )  
CENTER and CIGARETTE )  
WAREHOUSE )  
                  DEFENDANTS )

**MOTION FOR TEMPORARY RESTRAINING ORDER**

Now come William H. Sorrell, Attorney General and William H. Rice, Assistant Attorney General on behalf of the Vermont Lottery Commission and hereby move for a Temporary Restraining Order in the above-entitled matter pursuant to V.R.C.P. 65(a).

**MEMORANDUM OF LAW IN SUPPORT OF MOTION**

Pursuant to V.R.C.P. 65(a) the Court may enter a Temporary Restraining Order based upon an affidavit if it determines that "irreparable injury, loss, or damage will result to the applicant before verification of such affidavit or verified complaint."

In this case, the loss to the State of Vermont is irreparable because, according to the affidavit of Frances McAvoy, Lottery Commission loses revenue with each day that it cannot sell its supply of instant scratch tickets, which are in the possession of the Defendants and each day that it cannot

place the Tri-State Lotto on-line ticket sales machine with another licensed agent. Moreover, ticket purchasers are being denied the opportunity to win whatever prizes are contained in the instant scratch tickets being held by the Defendants. And, ultimately, the tickets will go stale if the games are ended before the tickets can be sold resulting in revenue that may never be collectable by the State and potential prizes that will never be awardable.

There is no potential harm to the Defendants from the granting of a Temporary Restraining Order. They have given up their licenses and are no longer authorized to sell the lottery products in question. Further, the property in question is not theirs and should be returned to the State.

There is a high likelihood of success on the merits to the State. The Defendants have given up their licenses and are no longer authorized to sell the lottery products in question. And, the property sought by the State does not belong to the Defendants.

A Temporary Restraining Order is clearly in the public interest. The State of Vermont loses revenue with each day that it cannot sell its supply of instant scratch tickets, which are in the possession of the Defendants and each day that it cannot place the Tri-State Lotto on-line ticket sales machine with another licensed agent. Moreover, ticket purchasers are being denied the opportunity to win whatever prizes are contained in the instant scratch tickets being held by the Defendants. And, ultimately, the tickets will go stale if the games are ended before the tickets can be sold resulting in revenue that may

never be collectable by the State and potential prizes that will never be awardable.

Finally, although the Lottery Commission has no information indicating the property is at risk, granting of the Order will allow the Vermont Lottery to secure the property and assure both the State and the Defendants that there has not been and will not be any inadvertent loss of the property. It will also allow the Lottery Commission to inventory the tickets, equipment and supplies and to prepare the property for use in Lottery sales.

Wherefore, the State of Vermont respectfully requests that the Court issue a Temporary Restraining Order which:

1. Requires the Defendants to immediately return the remaining supply of the Vermont Lottery's instant scratch-off tickets for the various lottery games, as well as the remaining supplies and displays provided by the Lottery for their use while they were licensed to sell instant scratch tickets;

2. Requires the Defendants to immediately return the Tri-State Megabuck's on-line terminal, the cash drawer, and any remaining ticket paper stock and other supplies and displays provided by the Lottery for their use while they were licensed to sell Tri-State Lotto Lottery Tickets;

3. Allows the Sheriff, or other agent of the Lottery, to enter the Defendants place(s) of business and to remove the aforementioned property, and

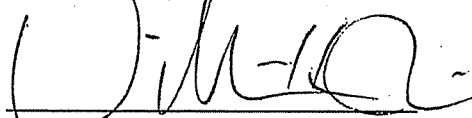
4. Allows the Vermont Lottery Commission to inventory the property in question and, after inventoried, to make it available to other licensed agents for

sale, or use in the sale of lottery products, as appropriate – subject to the proviso that in the event the Court should rule against the Vermont Lottery on the merits, equivalent tickets, equipment, display materials, and supplies would be made available by the Lottery as directed by the Court.

Dated at Montpelier, Vermont this 13<sup>th</sup> day of September, 2002.

STATE OF VERMONT

WILLIAM H. SORRELL  
ATTORNEY GENERAL

A handwritten signature in black ink, appearing to read "William H. Rice", written over a horizontal line.

by: William H. Rice  
Assistant Attorney General

WR

STATE OF VERMONT  
WASHINGTON COUNTY, SS.

SUPERIOR COURT  
DOCKET NO.

VERMONT LOTTERY	)
COMMISSION	)
PLAINTIFF	)
v.	)
	)
GREGORY KNAPP, JR AND	)
BARBARA J. KNAPP, d/b/a	)
CASTLETON REDEMPTION	)
CENTER and CIGARETTE	)
WAREHOUSE	)
DEFENDANTS	)

**TEMPORARY RESTRAINING ORDER**

This matter was heard on \_\_\_\_\_, with written notice of the hearing having been served on Counsel for the Defendants. It appears from the Motion and Affidavit supplied by the State that the Vermont Lottery Commission irreparably loses revenue with each day that it cannot sell its supply of instant scratch tickets, which are in the possession of the Defendants and each day that it cannot place the Tri-State Lotto on-line ticket sales machine with another licensed agent. Moreover, ticket purchasers are being denied the opportunity to win whatever prizes are contained in the instant scratch tickets being held by the Defendants. And, ultimately, the tickets will go stale if the games are ended before the tickets can be sold resulting in revenue that may never be collectable by the State and potential prizes that will never be awardable.

Furthermore, granting of the Order will allow the Vermont Lottery to secure the property and assure both the State and the Defendants that there have not been and will be no inadvertent loss of the property. It will also allow

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Montpelier, VT  
05609

the Lottery Commission to inventory the tickets, equipment and supplies and to prepare the property for use in Lottery sales.

Based upon the foregoing, this Court hereby issues a TEMPORARY RESTRAINING ORDER, which requires that:

1. The Defendants immediately return the remaining supply of the Vermont Lottery's instant scratch-off tickets for the various lottery games, as well as the remaining supplies and displays provided by the Lottery for their use while they were licensed to sell instant scratch tickets;

2. Requires the Defendants to immediately return the Tri-State Megabuck's on-line terminal, the cash drawer, and any remaining ticket paper stock and other supplies and displays provided by the Lottery for their use while they were licensed to sell Tri-State Lotto Lottery Tickets;

3. In the event that the Defendants do not immediately return the aforementioned property upon service of this ORDER, the Sheriff, or other agent of the Lottery, is authorized to enter the Defendants place(s) of business and to remove the aforementioned property, and

4. The Vermont Lottery Commission shall inventory the property required to be turned over to the Lottery under this Order and, after inventoried, may make that property available to other licensed agents for sale, or use in the sale of lottery products, as appropriate – subject to the proviso that in the event the Court should rule against the Vermont Lottery on the merits, the Lottery would make available equivalent tickets, equipment, display materials, and supplies as directed by the Court.



5. This Order shall remain in effect until such time as the Court shall rule on the Vermont Lottery's Motion for Preliminary Injunction, or as otherwise directed by the Court.

Dated at Montpelier, Vermont this \_\_\_\_ day of September, 2002.

WASHINGTON SUPERIOR  
COURT

---

Honorable Mary Miles Teachout  
Superior Court Judge

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GENERAL  
109 State Street  
Montpelier, VT  
05609

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STATE OF VERMONT  
WASHINGTON COUNTY, SS.

SUPERIOR COURT  
DOCKET NO.

VERMONT LOTTERY	)
COMMISSION	)
PLAINTIFF	)
v.	)
	)
GREGORY KNAPP, JR AND	)
BARBARA J. KNAPP, d/b/a	)
CASTLETON REDEMPTION	)
CENTER and CIGARETTE	)
WAREHOUSE	)
DEFENDANTS	)

**MOTION FOR PRELIMINARY INJUNCTION**

Now come William H. Sorrell, Attorney General and William H. Rice, Assistant Attorney General on behalf of the Vermont Lottery Commission and hereby move for a Preliminary Injunction in the above-entitled matter pursuant to V.R.C.P. 65(b).

**MEMORANDUM OF LAW IN SUPPORT OF MOTION**

Pursuant to V.R.C.P. 65(b) the Court may enter a Preliminary Injunction Order. In issuing a preliminary injunction the Court should take into account: (1) the threat of irreparable harm to the movant; (2) the potential harm to the other parties; (3) the likelihood of success on the merits; and (4) the public interest.

*See, In re J.G.*, 160 Vt. 250, 627 A.2d 362, fn. 2 (1993).

In this case, the threat of irreparable harm is clear. The State of Vermont loses revenue with each day that it cannot sell its supply of instant scratch tickets, which are in the possession of the Defendants and each day that it

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cannot place the Tri-State Lotto on-line ticket sales machine with another licensed agent. Moreover, ticket purchasers are being denied the opportunity to win whatever prizes are contained in the instant scratch tickets being held by the Defendants. And, ultimately, the tickets will go stale if the games are ended before the tickets can be sold resulting in revenue that may never be collectable by the State and potential prizes that will never be awardable.

There is no potential harm the Defendants. They have given up their licenses and are no longer authorized to sell the lottery products in question. Further, the property in question is not theirs and should be returned to the State.

There is a high likelihood of success on the merits to the State. The Defendants have given up their licenses and are no longer authorized to sell the lottery products in question. And, the property sought by the State does not belong to the Defendants.

Finally, a preliminary injunction is clearly in the public interest. The State of Vermont loses revenue with each day that it cannot sell its supply of instant scratch tickets, which are in the possession of the Defendants and each day that it cannot place the Tri-State Lotto on-line ticket sales machine with another licensed agent. Moreover, ticket purchasers are being denied the opportunity to win whatever prizes are contained in the instant scratch tickets being held by the Defendants. And, ultimately, the tickets will go stale if the games are ended before the tickets can be sold resulting in revenue that may never be collectable by the State and potential prizes that will never be awardable.

Wherefore, the State of Vermont respectfully requests that the Court issue a Preliminary Injunctive Order which:

1. Requires the Defendants to immediately return the remaining supply of the Vermont Lottery's instant scratch-off tickets for the various lottery games, as well as the remaining supplies and displays provided by the Lottery for their use while they were licensed to sell instant scratch tickets;

2. Requires the Defendants to immediately return the Tri-State Megabuck's on-line terminal, the cash drawer, and any remaining ticket paper stock and other supplies and displays provided by the Lottery for their use while they were licensed to sell Tri-State Lotto Lottery Tickets;

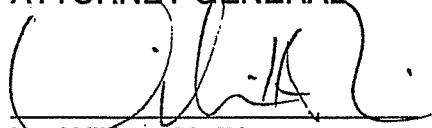
3. Allows the Sheriff, or other agent of the Lottery, to enter the Defendants place(s) of business and to remove the aforementioned property, and

4. Allows the Vermont Lottery Commission to immediately place the aforementioned property with other licensed Lottery agents for use and sale in connection with the operation of the Vermont Lottery and the Tri-State Lotto.

Dated at Montpelier, Vermont this 12<sup>th</sup> day of September, 2002.

STATE OF VERMONT

WILLIAM H. SORRELL  
ATTORNEY GENERAL



by: William H. Rice  
Assistant Attorney General

WJC

STATE OF VERMONT  
WASHINGTON COUNTY, SS.

SUPERIOR COURT  
DOCKET NO.

VERMONT LOTTERY	)
COMMISSION	)
PLAINTIFF	)
v.	)
	)
GREGORY KNAPP, JR AND	)
BARBARA J. KNAPP, d/b/a	)
CASTLETON REDEMPTION	)
CENTER and CIGARETTE	)
WAREHOUSE	)
DEFENDANTS	)

AFFIDAVIT OF FRANCES McAVOY

Now come Frances McAvoy, who under oath deposes and says the following upon my own knowledge, information and belief:

1. My name is Frances McAvoy and I am a resident of Barre, Vermont.
2. I am an employee of the Vermont Lottery Commission and my title is Agent Specialist. In that role I am responsible for the licensing of and communications with Lottery agents who sell both Vermont Lottery instant scratch tickets and Tri-State game tickets.
3. The Vermont Lottery Commission licenses agents for the sale of Vermont Lottery instant scratch off tickets. As designee of the Tri-State Lotto Commission, it also licenses agents to sell Tri-State Lotto game tickets.
4. Agents licensed by the Vermont Lottery to sell instant scratch tickets are provided with a supply of the Vermont Lottery's instant tickets for the various games. They are also provided with various supplies and displays to aid in the

sale of the lottery tickets. Until the time of sale, the tickets are the property of the Vermont Lottery and, if unsold, are required to be returned to the Lottery. Any unused supplies and displays are also the property of the Lottery and are to be returned at the conclusion of the applicable game, or at the termination of the licensee's license.

5. Agents licensed by the Lottery to sell Tri-State game tickets are provided with the use of an on-line terminal, which is used to dispense the Tri-State Lotto tickets and to verify instant ticket prizes. They are also provided with a cash drawer, ticket paper stock and other supplies and displays to aid in the sale of Tri-State Lotto Lottery Tickets. The on-line terminal, cash drawer, ticket paper stock and other displays and supplies are not the property of the licensed agents and must be returned to the Lottery when the license is terminated.

6. Gregory Knapp, Jr., and Barbara J. Knapp, d/b/a Castleton Redemption Center and Cigarette Warehouse, were licensed by the Vermont Lottery Commission to sell Vermont Lottery instant scratch off tickets. The Vermont Lottery Commission also licensed them as agents to sell Tri-State Lotto game tickets. The Knapps' business was located at Lake Bomoseen, Vermont.

7. As Licensees, the Knapps were provided with a supply of the Vermont Lottery's instant scratch-off tickets for the various lottery games. They are also provided with various supplies and displays to aid in the sale of the instant scratch lottery tickets. In addition, they were provided with an on-line terminal, a cash drawer, ticket paper stock and other supplies and displays to aid in the sale of Tri-State Lottery Tickets. Unsold instant tickets, the on-line terminal, the cash

drawer, ticket paper stock and other supplies and displays supplied to the Knapps are not their property and are to be returned to the Lottery upon termination of their license.

8. On September 3, 2002, I had occasion to speak with Jack Welch, Esq., who is the attorney for the Knapps. He represented to me that the Knapps have closed their business. I believe this information to be true, because I have received the same information from other Lottery employees.

9. On September 11, 2002, the Knapps voluntarily surrendered their Instant Ticket License and their On-Line License. A copy of that document is attached to this Affidavit and made a part hereof.

10. In my conversation with Attorney Welch I asked that the Knapps return the remaining supply of the Vermont Lottery's instant scratch-off tickets for the various lottery games, as well as the remaining supplies and displays provided by the Lottery for their use while they were licensed to sell instant scratch tickets. I also asked that they return to the Lottery the on-line terminal, the cash drawer, and any remaining ticket paper stock and other supplies and displays provided by the Lottery for their use while they were licensed to sell Tri-State Lottery Tickets.

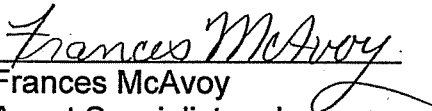
11. Attorney Welch indicated that for legal reasons the Knapps could not do so.

12. As a consequence, every day that goes by the Lottery and the State of Vermont are deprived of the revenue that might be derived from the sale of the instant scratch tickets in question and from the sale of Tri-State Lotto Tickets

which might be derived from the on-line terminal if it were placed with another authorized agent. This is revenue that may never be recovered. Moreover, players of the instant scratch ticket games are deprived of the opportunities for prizes that might be derived from the sale of the instant tickets being held by the Knapps. Further, there is a danger that the games will end with the tickets never being sold and any prizes that may be contained in those tickets going unawarded.

Dated at Barre, Vermont this 13<sup>th</sup> day of September, 2002.

STATE OF VERMONT  
LOTTERY COMMISSION

  
Frances McAvoy  
Agent Specialist and  
Affiant

On September 13, 2002, Fran McAvoy personally appeared before me and swore that the foregoing was true to the best of her own knowledge information and belief and that to the extent that the foregoing is based upon information and belief, she believes the information to be true.

  
Notary Public  
My Commission Expires: 2/16/03



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STATE OF VERMONT  
WASHINGTON COUNTY, SS.

SUPERIOR COURT  
DOCKET NO.

VERMONT LOTTERY	)
COMMISSION	)
PLAINTIFF	)
v.	)
	)
GREGORY KNAPP, JR. and	)
BARBARA J. KNAPP, d/b/a	)
CASTLETON REDEMPTION	)
CENTER and CIGARETTE	)
WAREHOUSE	)
DEFENDANTS	)

**COMPLAINT**

Now come William H. Sorrell, Attorney General, and William H. Rice, Assistant Attorney General, on behalf of the Vermont Lottery Commission and hereby complain and move against the defendants Gregory Knapp, Jr., and Barbara J. Knapp, d/b/a Castleton Redemption Center and Cigarette Warehouse as follows:

1. The Vermont Lottery Commission ("the Lottery") is an agency of the State of Vermont constituted pursuant to 31 V.S.A. Chapter 14. It is authorized by law to establish and operate a State Lottery.

2. The State of Vermont is also a member of the Tri-State Lotto Commission, which is an interstate body, both corporate and politic, which is authorized by the States of Vermont, New Hampshire and Maine to operate the Tri-State Lotto lottery game. The Tri-State Lotto Commission operates several lottery games in the three states forming the compact.

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3. The Vermont Lottery Commission licenses agents for the sale of Vermont Lottery instant scratch-off tickets. As designee of the Tri-State Lotto Commission, it also licenses agents to sell Tri-State Lotto game tickets.

4. Agents licensed by the Vermont Lottery to sell instant scratch tickets are provided with a supply of the Vermont Lottery's instant tickets for the various games. They are also provided with various supplies and displays to aid in the sale of the lottery tickets. Until the time of sale, the tickets are the property of the Vermont Lottery and, if unsold, are required to be returned to the Lottery. Any unused supplies and displays are also the property of the Lottery and are to be returned at the conclusion of the applicable game, or at the termination of the licensee's license.

5. Agents licensed by the Lottery to sell Tri-State game tickets are provided with the use of an on-line terminal, which is used to dispense the Tri-State Lotto tickets and to verify instant ticket prizes. They are also provided with a cash drawer, ticket paper stock and other supplies and displays to aid in the sale of Tri-State Lotto lottery tickets. The on-line terminal, cash drawer, ticket paper stock and other displays and supplies are not the property of the licensed agents and must be returned to the Lottery when the license is terminated.

6. Defendants Gregory Knapp, Jr., and Barbara J. Knapp, d/b/a Castleton Redemption Center and Cigarette Warehouse, were licensed by the Vermont Lottery Commission to sell Vermont Lottery instant scratch-off tickets. The Vermont Lottery Commission also licensed them as agents to sell Tri-State Lotto game tickets. Defendants' business was located at Lake Bomoseen in the Town of Castleton, Vermont.

7. As Licensees, the Defendants were provided with a supply of the Vermont Lottery's instant scratch-off tickets for the various lottery games. They were also provided with various supplies and displays to aid in the sale of the instant scratch lottery tickets. They were also provided with an on-line terminal, a cash drawer, ticket paper stock and other supplies and displays to aid in the sale of Tri-State Lotto lottery tickets. Unsold instant tickets, the on-line terminal, the cash drawer, ticket paper stock and other supplies and displays supplied to the defendants are not their property and are to be returned to the Lottery upon termination of their license.

8. The Defendants have closed their business.

9. On September 11, 2002, the Defendants voluntarily surrendered their Instant Ticket License and their On-Line License.

10. They have refused, however, to return the remaining supply of the Vermont Lottery's instant scratch-off tickets for the various lottery games, as well as the remaining supplies and displays provided by the Lottery for their use while they were licensed to sell instant scratch tickets. They have also refused to return to the Lottery the on-line terminal, the cash drawer, and any remaining ticket paper stock and other supplies and displays provided by the Lottery for their use while they were licensed to sell Tri-State Lotto lottery tickets.

11. As a consequence, the Lottery and the State of Vermont are deprived of the revenue that might be derived from the sale of the instant scratch tickets in question and from the sale of Tri-State Lotto lottery tickets which might be derived from the on-line terminal if it were placed with another authorized agent. Moreover, players of the instant scratch ticket games are deprived of the opportunities for prizes that might be

derived from the sale of the instant tickets being held by the Defendants. Further, there is a danger that the games will end with the tickets never being sold and any prizes that may be contained in those tickets going unawarded.

12. Defendants are unlawfully withholding property which does not belong to them and which should be returned to the Vermont Lottery Commission. Their actions will cause irreparable harm to the State. There is no potential harm to the Defendants if an injunction is issued. There is a high likelihood that the State will succeed on the merits. And, an injunction is in the public interest.

**WHEREFORE**, the State of Vermont asks the Court to grant a temporary restraining order:

1. Requiring the Defendants to immediately return the remaining supply of the Vermont Lottery's instant scratch-off tickets for the various lottery games, as well as the remaining supplies and displays provided by the Lottery for their use while they were licensed to sell instant scratch tickets;

2. Requiring the Defendants to immediately return the Tri-State Megabuck's on-line terminal, the cash drawer, and any remaining ticket paper stock and other supplies and displays provided by the Lottery for their use while they were licensed to sell Tri-State Lotto lottery tickets;

3. Allowing the Sheriff, or other agent of the Lottery, to enter the Defendants place(s) of business and to remove the aforementioned property, and

4. Allowing the Vermont Lottery Commission to immediately place the  
aforementioned property with other licensed Lottery agents for use and sale in  
connection with the operation of the Vermont Lottery and the Tri-State Lotto.

Dated at Montpelier, Vermont this 13<sup>th</sup> day of September, 2002.

STATE OF VERMONT

WILLIAM H. SORRELL  
ATTORNEY GENERAL

by:

  
William H. Rice  
Assistant Attorney General  
109 State Street  
Montpelier, VT 05609  
Tel: 802-828-5500

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109 State Street  
Montpelier, VT  
05609

WR

STATE OF VERMONT  
WASHINGTON COUNTY, SS.

SUPERIOR COURT  
DOCKET NO.

VERMONT LOTTERY	)
COMMISSION	)
PLAINTIFF	)
v.	)
	)
GREGORY KNAPP, JR. and	)
BARBARA J. KNAPP, d/b/a	)
CASTLETON REDEMPTION	)
CENTER and CIGARETTE	)
WAREHOUSE	)
DEFENDANTS	)

**SUMMONS**

**TO: GREGORY KNAPP, JR. and BARBARA J. KNAPP,  
d/b/a CASTLETON REDEMPTION CENTER and  
CIGARETTE WAREHOUSE**

You are hereby summoned and required to serve upon William H. Rice, the Plaintiff's attorney, whose address is 109 State Street, Montpelier, Vermont 05609-1001, an answer to the Complaint, which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default can be taken against you for the relief demanded in the Complaint. Your answer must be filed with the court. Unless otherwise provided in Rule 13(a), your answer must state as a counterclaim any related claim which you may have against the plaintiff, or you will thereafter be barred from making such claim in any other action. **YOUR ANSWER MUST STATE SUCH A COUNTERCLAIM WHETHER OR NOT THE RELIEF DEMANDED IN THE COMPLAINT IS FOR DAMAGE COVERED BY A LIABILITY INSURANCE POLICY UNDER WHICH THE INSURER HAS THE RIGHT OR OBLIGATION TO CONDUCT THE DEFENSE.** If you believe that the plaintiff is not entitled to all or part of the claim set forth in the complaint, or if you believe that you have a counterclaim against the plaintiff, you may wish to consult an attorney. If you feel that you cannot afford to pay an attorney's fees, you may ask the clerk of the court for information about places where you may seek legal assistance.

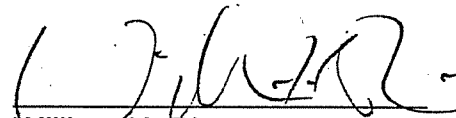
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GENERAL  
109 State Street  
Montpelier, VT  
05609

Dated: September 13, 2002.

STATE OF VERMONT

WILLIAM H. SORRELL  
ATTORNEY GENERAL

by:



William H. Rice  
Assistant Attorney General  
109 State Street  
Montpelier, VT 05609-1001  
Tel: 802-828-5500

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STATE OF VERMONT  
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CASTLETON REDEMPTION	)
CENTER and CIGARETTE	)
WAREHOUSE	)
DEFENDANTS	)

**NOTICE OF HEARING ON MOTION FOR A  
TEMPORARY RESTRAINING ORDER**

You are hereby notified that a hearing will be held to consider the State of Vermont's Motion for a Temporary Restraining Order in the above-entitled matter on the \_\_\_\_\_ day of September, 2002, at \_\_\_\_\_ (AM/PM) o'clock.

Dated at Montpelier, Vermont, this \_\_\_\_ day of September, 2002.

WASHINGTON SUPERIOR COURT

by: \_\_\_\_\_  
Claire Mee  
Court Clerk

Office of the  
ATTORNEY  
GENERAL  
109 State Street  
Montpelier, VT  
05609



WR

STATE OF VERMONT  
WASHINGTON COUNTY, SS.

SUPERIOR COURT  
DOCKET NO.

VERMONT LOTTERY	)
COMMISSION	)
PLAINTIFF	)
v.	)
	)
GREGORY KNAPP, JR. and	)
BARBARA J. KNAPP, d/b/a	)
CASTLETON REDEMPTION	)
CENTER and CIGARETTE	)
WAREHOUSE	)
DEFENDANTS	)

**ACCEPTANCE OF SERVICE**

I, John J. Welch, Esq., attorney for defendants Gregory Knapp, Jr., and Barbara J. Knapp, d/b/a Castleton Redemption Center and Cigarette Warehouse, hereby accept service on behalf of defendants Gregory Knapp, Jr., and Barbara J. Knapp, d/b/a Castleton Redemption Center and Cigarette Warehouse of the Summons, a copy of the Complaint, Motion for a Temporary Restraining Order and Memorandum of Law in Support of Motion, Affidavit of Frances McAvoy, Proposed Temporary Restraining Order, Notice of Hearing on Motion for a Temporary Restraining Order, and Motion for Preliminary Injunction in the above-entitled matter and do hereby waive any and all other manner of service whatsoever on behalf of my clients.

Dated at Rutland, Vermont, this \_\_\_\_ day of September, 2002.

Office of the  
ATTORNEY  
GENERAL  
109 State Street  
Montpelier, VT  
05609

\_\_\_\_\_  
JOHN J. WELCH, JR.  
Attorney for Defendants