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December 8, 2022

Supreme Court of the United States
1 First Street, NE
Washington, DC 20543

Re: *The Cordish Companies, Inc. v. Affiliated FM Ins. Co.*,
No. 22-424

This firm represents The Cordish Companies in the above-referenced appeal. We write to provide the Court with an update regarding the pending matter before the Maryland Court of Appeals in *Tapestry, Inc. v. Factory Mut. Ins. Co.*, No. COA-MISC-00001-2022 that will establish Maryland law that will be dispositive of the issue presented in this appeal.

Although the Maryland Court of Appeals has yet to issue its opinion in *Tapestry*, it has published decisions in three other cases argued within a few days of the *Tapestry* argument on September 9, 2022. *See Ernest and Maryann Elsberry v. Stanley Martin Cos., LLC*, No. 6, Sept. Term, 2022, 2022 WL 17351619 (Md. Dec. 1, 2022) (argued Sept. 8, 2022); *Access Funding, LLC, et al. v. Chrystal Linton, et al.*, No. 5, Sept. Term, 2022, 2022 WL 17348369 (Md. Dec. 1, 2022) (argued Sept. 9, 2022); *United Parcel Serv., et al. v. David Strothers*, No. 9, Sept. Term, 2022, 2022 WL 17351621 (Md. Dec. 1, 2022) (argued Sept. 13, 2022).

Respectfully,

/s/ Daniel J. Healy

Daniel J. Healy

cc: All Counsel of Record