

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re:

Case No. 2012-0064

**STEVEN BRZEZINSKI,
CASINO GAMING EMPLOYEE LICENSE
APPLICANT**

Applicant.

ORDER DENYING CASINO KEY EMPLOYEE LICENSE APPLICATION

On or about December 14, 2011, Applicant Steven Brzezinski, filed with the Ohio Casino Control Commission ("Commission") an application for licensure as a key employee of Atlantic City Coin and Slot Company. Thereafter, the Commission conducted a suitability investigation of Brzezinski to determine his eligibility for such a license.

A key employee license applicant is eligible for licensure upon meeting the following criteria: (1) being at least 21 years of age, R.C. 3772.13(D); (2) filing a true and complete Multi-Jurisdictional Personal History Disclosure Form, R.C. 3772.13(E) and Ohio Adm. Code 3772-5-02(A); (3) submission of two sets of the applicant's fingerprints and a photograph, R.C. 3772.13(F); (4) payment of the nonrefundable application fee of \$2,000.00, R.C. 3772.13(F) and Ohio Adm. Code 3772-5-03(A), and all fees necessary to cover the cost of the background investigation in excess of the application fee, Ohio Adm. Code 3772-5-03(B); (5) reimbursement of the costs for the background check, including the criminal records check, R.C. 3772.07 and 3772.13(F); (6) not having been convicted of or pled guilty or no contest to a disqualifying offense, R.C. 3772.07; and (7) otherwise is suitable for licensure, R.C. 3772.10(B) and (C)(7).

During the suitability investigation, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Intent to Deny and Opportunity for Hearing ("Notice"), dated June 14, 2012. (Exhibit A.) The Notice, sent via certified mail, was returned to the Commission as unclaimed. (Exhibit B.) Therefore, the Commission reissued the Notice via Ordinary Mail and obtained a Certificate of Mailing on July 19, 2012. (Exhibit C.) Service by ordinary mail was complete because the order was not returned showing failure of delivery. R.C. 3772.04(G)(3)(c). Pursuant to R.C. 119.07 and 3772.04, Brzezinski had the right to a hearing if requested within 30 days of the Notice's mailing. Brzezinski failed to do so. Accordingly, no hearing was held and the matter was brought before the Commission on September 12, 2012, for final adjudication. R.C. 119.07 and 3772.04(A).

WHEREFORE, in consideration of the foregoing and upon a quorum and majority vote of the members, the Commission **FINDS** as follows:

- 1) The results of the criminal records check obtained by the Commission pursuant to R.C. 3772.07 and the results of the Commission's licensing investigation revealed that Brzezinski:
 - a. Stated that he attended Schoolcraft College between 1990 and 1993 and graduated with an Associate in Arts Degree from Schoolcraft College in 1993,

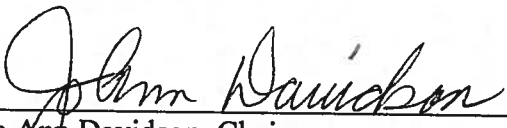
while Schoolcraft College's records show he attended between 1990 and 1997 and graduated with an Associate in Arts Degree in Liberal Arts in 1997;

- b. Stated that he attended Madonna University between 1994 and 1998 and graduated with a Bachelor of Arts Degree in Public Relations in 1998, while Madonna University's records show he attended between 1997 and 2000 and majored in Journalism and Public Relations, but failed to obtain a degree; and/or
 - c. Failed to provide all information required by Question 28 in the Multi-Jurisdictional Personal History Disclosure Form, including:
 - i. An arrest in 1992 for which he pled guilty to Driving Under the Influence; and/or
 - ii. An arrest in 1995 for which he pled guilty to Driving While Impaired, in violation of R.C. 3773.10(C)(2)and(F).
- 2) The results of the Commission's licensing and investigation revealed that Brzezinski, failed to set forth in his Commission Key Employee License Application all of the information required by the Commission, to wit, he:
- a. Failed to provide all information required by Question 28 in the Multi-Jurisdictional Personal History Disclosure Form, including:
 - i. An arrest in 1992 for which he pled guilty to Driving Under the Influence; and/or
 - ii. An arrest in 1995 for which he pled guilty to Driving While Impaired, in violation of R.C. 3772.10(C)(2) and (5), 3772.13(D) and (F), and/or O.A.C. 3772-5-02(A).
- 3) Based on the above finding, which resulted from the criminal records check obtained by the Commission pursuant to R.C. 3772.07 and the Commission's licensing investigation, Brzezinski failed to establish, by clear and convincing evidence, his suitability for licensure as a casino gaming employee, as required by R.C. 3772.10(B) and (C)(7).

WHEREFORE, in consideration of the foregoing and upon a quorum and majority vote of the members, the Commission **ORDERS** as follows:

- 1) Brzezinski's Key Employee License Application is **DENIED**;
- 2) Brzezinski is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772;
- 3) Hunt is **PROHIBITED** from reapplying for licensure under R.C. Chapter 3772 for three years from the date this Order is served upon him, absent a waiver granted by the Commission commensurate with Ohio Adm. Code 3772-1-04; and
- 4) A certified copy of this Order shall be served upon Brzezinski, via certified mail, return receipt requested, and his counsel of record, if any, via ordinary mail.

IT IS SO ORDERED.



Jo Ann Davidson, Chair
Ohio Casino Control Commission

NOTICE OF APPEAL RIGHTS

Applicant is hereby notified that pursuant to R.C. 119.12, this Commission Order may be appealed by filing a Notice of Appeal with the Commission setting forth the Order that Applicant is appealing from and stating that the Commission's Order is not supported by reliable, probative, and substantial evidence and is not in accordance with law. The Notice of Appeal may also include, but is not required to include, the specific grounds for the appeal. The Notice of Appeal must also be filed with the appropriate court of common pleas in accordance with R.C. 119.12. In filing the Notice of Appeal with the Commission or court, the notice that is filed may be either the original Notice of Appeal or a copy thereof. The Notice of Appeal must be filed within 15 days after the date of mailing of this Commission Order.

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re:

**BRANDON WALKER,
CASINO GAMING EMPLOYEE LICENSE
APPLICANT**

Applicant.

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Case No. 2012-0059
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ORDER DENYING CASINO GAMING EMPLOYEE LICENSE APPLICATION

On or about April 17, 2012, Applicant Brandon Walker, filed with the Ohio Casino Control Commission (“Commission”) an application for a casino gaming employee license. Thereafter, the Commission conducted a suitability investigation of Walker to determine his eligibility for such a license.

A casino gaming employee license applicant is eligible for licensure upon meeting the following criteria: (1) being at least 21 years of age, R.C. 3772.131(C); (2) filing a true and complete Casino Gaming Employee License Application, R.C. 3772.131(D) and Ohio Adm. Code 3772-8-02(A); (3) submission of two sets of the applicant’s fingerprints and a photograph, R.C. 3772.131(E); (4) payment of the nonrefundable application fee of \$250.00, R.C. 3772.131(E) and Ohio Adm. Code 3772-8-03(A), and all fees necessary to cover the cost of the background investigation in excess of the application fee, Ohio Adm. Code 3772-8-03(B); (5) reimbursement of the costs for the background check, including the criminal records check, R.C. 3772.07 and 3772.131(E); (6) not having been convicted of or pled guilty or no contest to a disqualifying offense, R.C. 3772.07; and (7) otherwise is suitable for licensure, R.C. 3772.10(B) and (C)(7).

During the suitability investigation, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Intent to Deny and Opportunity for Hearing (“Notice”), dated May 17, 2012. (Exhibit A.) The Notice was returned to the Commission as “unclaimed – unable to forward” on or around June 6, 2012 (Exhibit B.) A second Notice was mailed to Walker’s P.O. Box on June 12, 2012. (Exhibit C.) Walker received the Notice, sent via certified mail, on or about June 15, 2012. (Exhibit D.) Pursuant to R.C. 119.07 and 3772.04, Walker had the right to a hearing if requested within 30 days of the Notice’s mailing. Walker failed to do so. Accordingly, no hearing was held and the matter was brought before the Commission on August 15, 2012, for final adjudication. R.C. 119.07 and 3772.04(A).

WHEREFORE, in consideration of the foregoing and upon a quorum and majority vote of the members, the Commission **FINDS** as follows:

- 1) The results of the criminal records check obtained by the Commission pursuant to R.C. 3772.07 and the results of the Commission’s licensing investigation revealed that Walker has been convicted of, or pleaded guilty or no contest to, one or more offenses that have an element of moral turpitude, constituting one or more “disqualifying offenses,” as defined by R.C. 3772.07(D), to wit: Walker was convicted of Driving Under the Influence of Alcohol or Drugs in 1992, Driving Under the Influence of

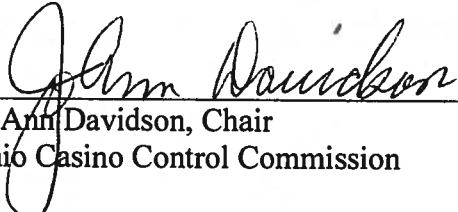
Alcohol or Drugs in 1997, Possession of Marijuana in 1999, and Indecent Exposure in 2000, in violation of R.C. 3772.07(D) and 3772.10(C)(1); and

- 2) Based on the above findings, which resulted from the criminal records check obtained by the Commission pursuant to R.C. 3772.07 and the Commission's licensing investigation, Walker failed to establish, by clear and convincing evidence, his suitability for licensure as a casino gaming employee, as required by R.C. 3772.10(B) and (C)(7).

WHEREFORE, in consideration of the foregoing and upon a quorum and majority vote of the members, the Commission **ORDERS** as follows:

- 1) Walker's Casino Gaming Employee License Application is **DENIED**;
- 2) Walker is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772; and
- 3) Walker is **PROHIBITED** from reapplying for licensure under R.C. Chapter 3772 for three years from the date this Order is served upon him, absent a waiver granted by the Commission commensurate with Ohio Adm. Code 3772-1-04; and
- 4) A certified copy of this Order shall be served upon Walker, via certified mail, return receipt requested, and his counsel of record, if any, via ordinary mail.

IT IS SO ORDERED.



Jo Ann Davidson, Chair
Ohio Casino Control Commission

NOTICE OF APPEAL RIGHTS

Applicant is hereby notified that pursuant to R.C. 119.12, this Commission Order may be appealed by filing a Notice of Appeal with the Commission setting forth the Order that Applicant is appealing from and stating that the Commission's Order is not supported by reliable, probative, and substantial evidence and is not in accordance with law. The Notice of Appeal may also include, but is not required to include, the specific grounds for the appeal. The Notice of Appeal must also be filed with the appropriate court of common pleas in accordance with R.C. 119.12. In filing the Notice of Appeal with the Commission or court, the notice that is filed may be either the original Notice of Appeal or a copy thereof. The Notice of Appeal must be filed within 15 days after the date of mailing of this Commission Order.

that it would issue an amended Notice of Intent to Deny and Opportunity for Hearing shortly. (Ex. G.)

On or about June 29, 2012, the Commission sent Henry, via certified mail, a First Amended Notice of Intent to Deny and Opportunity for Hearing (“Amended Notice”). (Ex. H.) Henry received the Amended Notice on or about July 9, 2012. (Ex. I.) Again, pursuant to R.C. 119.07 and 3772.04, Henry had the right to a hearing if requested within 30 days of the Amended Notice’s mailing. Henry failed to do so. Accordingly, no hearing was held and the matter was brought before the Commission on September 12, 2012, for final adjudication. R.C. 119.07 and 3772.04(A).

WHEREFORE, in consideration of the foregoing and upon a quorum and majority vote of the members, the Commission **FINDS** as follows:

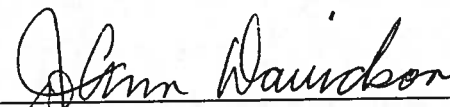
- 1) The results of the criminal records check obtained by the Commission pursuant to R.C. 3772.07 and the results of the Commission’s licensing investigation revealed that Henry has been convicted of, or pleaded guilty or no contest to, one or more offenses that have an element of moral turpitude, constituting one or more “disqualifying offenses,” as defined by R.C. 3772.07(D), to wit, Henry was found guilty of violating: (1) City of Cleveland, Ohio, Municipal Code 607.03 [Drug Abuse] on or about May 25, 2010; (2) City of Strongsville, Ohio, Codified Ordinance 624.030 [Cont. Substance/Marijuana] on or about October 28, 2010; (3) R.C. 2917.11(A)(2) [Persistent Disorderly Conduct] on or about March 11, 2011; (4) City of Strongsville, Ohio, Codified Ordinance 624.030 [Cont. Substance/Marijuana] on or about May 5, 2011; and (4) City of Strongsville, Ohio, Codified Ordinance 434.010 [OVI] on May 10, 2012, in violation of R.C. 3772.10(C)(1);
- 2) The results of the criminal records check obtained by the Commission pursuant to R.C. 3772.07 and of the Commission’s licensing investigation revealed that Henry failed to notify the Commission that: he had been arrested and charged with violating City of Strongsville, Ohio, Codified Ordinances 434.010(A)(1)(D) [B.A.C. – Breath .08 Less than .17], 434.010(A)(1)(A) [OVI], and 432.080 [Driving in Continuous Lanes], on or about May 9, 2012; and that he had been found guilty of violating City of Strongsville, Ohio, Codified Ordinance 434.010(A)(1)(A) [OVI], and that the charges for violating City of Strongsville, Ohio, Codified Ordinances 434.010(A)(1)(D) [B.A.C. – Breath .08 Less than .17] and 432.080 [Driving in Continuous Lanes] were dismissed, on or about May 10, 2012, in violation of Ohio Adm. Code 3772-8-04(A)(5), (8) and (B);
- 3) Based on Finding #2, which resulted from the criminal records check obtained by the Commission pursuant to R.C. 3772.07 and the Commission’s licensing investigation, Henry violated a specific rule adopted by the Commission related to denial of licensure, to wit: Ohio Adm. Code 3772-8-04, in violation of R.C. 3772.10(C)(5); and

- 4) Based on the above findings, which resulted from the criminal records check obtained by the Commission pursuant to R.C. 3772.07 and the Commission's licensing investigation, Henry failed to establish, by clear and convincing evidence, his suitability for licensure as a casino gaming employee, as required by R.C. 3772.10(B) and (C)(7).

WHEREFORE, in consideration of the foregoing and upon a quorum and majority vote of the members, the Commission **ORDERS** as follows:

- 1) Henry's Casino Gaming Employee License Application is **DENIED**;
- 2) Henry is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772; and
- 3) A certified copy of this Order shall be served upon Henry, via certified mail, return receipt requested, and his counsel of record, if any, via ordinary mail.

IT IS SO ORDERED.



Jo Ann Davidson, Chair
Ohio Casino Control Commission

NOTICE OF APPEAL RIGHTS

Applicant is hereby notified that pursuant to R.C. 119.12, this Commission Order may be appealed by filing a Notice of Appeal with the Commission setting forth the Order that Applicant is appealing from and stating that the Commission's Order is not supported by reliable, probative, and substantial evidence and is not in accordance with law. The Notice of Appeal may also include, but is not required to include, the specific grounds for the appeal. The Notice of Appeal must also be filed with the appropriate court of common pleas in accordance with R.C. 119.12. In filing the Notice of Appeal with the Commission or court, the notice that is filed may be either the original Notice of Appeal or a copy thereof. The Notice of Appeal must be filed within 15 days after the date of mailing of this Commission Order.

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re:

**DOMINIQUE BROWN,
CASINO GAMING EMPLOYEE LICENSE
APPLICANT**

Applicant.

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Case No. 2012-0004
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ORDER DENYING CASINO GAMING EMPLOYEE LICENSE APPLICATION

On or about February 27, 2012, Applicant Dominique Brown, filed with the Ohio Casino Control Commission (“Commission”) an application for a casino gaming employee license. Thereafter, the Commission conducted a suitability investigation of Brown to determine his eligibility for such a license.

A casino gaming employee license applicant is eligible for licensure upon meeting the following criteria: (1) being at least 21 years of age, R.C. 3772.131(C); (2) filing a true and complete Casino Gaming Employee License Application, R.C. 3772.131(D) and Ohio Adm. Code 3772-8-02(A); (3) submission of two sets of the applicant’s fingerprints and a photograph, R.C. 3772.131(E); (4) payment of the nonrefundable application fee of \$250.00, R.C. 3772.131(E) and Ohio Adm. Code 3772-8-03(A), and all fees necessary to cover the cost of the background investigation in excess of the application fee, Ohio Adm. Code 3772-8-03(B); (5) reimbursement of the costs for the background check, including the criminal records check, R.C. 3772.07 and 3772.131(E); (6) not having been convicted of or pled guilty or no contest to a disqualifying offense, R.C. 3772.07; and (7) otherwise is suitable for licensure, R.C. 3772.10(B) and (C)(7).

During the suitability investigation, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Intent to Deny and Opportunity for Hearing (“Notice”), dated April 20, 2012. (Exhibit A.) The Notice was returned to the Commission as “unable to forward” on or around April 24, 2012. (Exhibit B.) After contacting Mr. Brown by phone and subsequently sending the notice to an email address confirmed by Mr. Brown on May 8, 2012 (Exhibit C), a final Notice was mailed with a certificate of mailing requested on June 22, 2012. (Exhibit D.) Pursuant to R.C. 119.07 and 3772.04, Brown had the right to a hearing if requested within 30 days of the Notice’s mailing. Brown failed to do so. Accordingly, no hearing was held and the matter was brought before the Commission on August 15, 2012, for final adjudication. R.C. 119.07 and 3772.04(A).

WHEREFORE, in consideration of the foregoing and upon a quorum and majority vote of the members, the Commission **FINDS** as follows:


- 1) The results of the criminal records check obtained by the Commission pursuant to R.C. 3772.07 and the results of the Commission’s licensing investigation revealed that Brown submitted a Casino Gaming Employee License Application that contained false information, to wit: Brown failed to disclose a May 11, 2004 arrest for Gross Sexual Imposition, in violation of R.C. 3772.10(C)(2); and

- 2) Based on the above findings, which resulted from the criminal records check obtained by the Commission pursuant to R.C. 3772.07 and the Commission's licensing investigation, Brown failed to establish, by clear and convincing evidence, his suitability for licensure as a casino gaming employee, as required by R.C. 3772.10(B) and (C)(7).

WHEREFORE, in consideration of the foregoing and upon a quorum and majority vote of the members, the Commission **ORDERS** as follows:

- 1) Brown's Casino Gaming Employee License Application is **DENIED**;
- 2) Brown is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772; and
- 3) Brown is **PROHIBITED** from reapplying for licensure under R.C. Chapter 3772 for three years from the date this Order is served upon him, absent a waiver granted by the Commission commensurate with Ohio Adm. Code 3772-1-04; and
- 4) A certified copy of this Order shall be served upon Brown, via certified mail, return receipt requested, and his counsel of record, if any, via ordinary mail.

IT IS SO ORDERED.



Jo Ann Davidson, Chair
Ohio Casino Control Commission

NOTICE OF APPEAL RIGHTS

Applicant is hereby notified that pursuant to R.C. 119.12, this Commission Order may be appealed by filing a Notice of Appeal with the Commission setting forth the Order that Applicant is appealing from and stating that the Commission's Order is not supported by reliable, probative, and substantial evidence and is not in accordance with law. The Notice of Appeal may also include, but is not required to include, the specific grounds for the appeal. The Notice of Appeal must also be filed with the appropriate court of common pleas in accordance with R.C. 119.12. In filing the Notice of Appeal with the Commission or court, the notice that is filed may be either the original Notice of Appeal or a copy thereof. The Notice of Appeal must be filed within 15 days after the date of mailing of this Commission Order.