

**STATE OF OHIO  
CASINO CONTROL COMMISSION**

*In re:*

**WILLIAM SEDGMER,  
CASINO GAMING EMPLOYEE LICENSE  
APPLICANT**

Applicant.

Case No. 2013-061

**ORDER DENYING CASINO GAMING EMPLOYEE LICENSE APPLICATION**

On July 10, 2013, William Sedgmer filed with the Ohio Casino Control Commission ("Commission") an application for a casino gaming employee license. Thereafter, the Commission conducted a suitability investigation of Sedgmer 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 ("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 a suitability investigation of Sedgmer, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Intent to Deny and Opportunity for Hearing ("Notice"), dated October 21, 2013. (Exhibit A.) Sedgmer received the Notice, sent via certified mail, on October 25, 2013. (Exhibit B.) Pursuant to R.C. 119.07 and 3772.04, Sedgmer had the right to a hearing if requested within 30 days of the Notice's mailing. Sedgmer failed to do so. Accordingly, no hearing was held and the matter was brought before the Commission on December 11, 2013, 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** and **CONCLUDES** 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 Sedgmer 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, he was indicted for

first degree felony “rape” on or about November 9, 2009, in violation of R.C. 2907.02 (A)(2) and “kidnapping with a sexual motivation specification” in violation of R.C. 2905.01(A)(4) and R.C. 2941.147(A), which resulted in a conviction of, or plea of guilty or no contest to “sexual imposition” in violation of R.C. 2907.06(A)(1) on or about October 5, 2010, in the Cuyahoga Court of Common Pleas and classification as a Tier 1 sex offender registrant, in violation of R.C. 3772.10(C)(1).

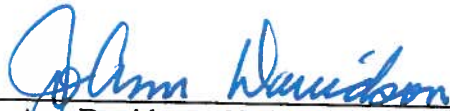
- 2) Based on the above allegation, which resulted from the criminal records check obtained by the Commission pursuant to R.C. 3772.07 and the Commission’s licensing investigation, Sedgmer failed to establish, by clear and convincing evidence his suitability for licensure as a casino gaming employee, as required by R.C. 3772.10(B) and (C)(7). **In addition to the allegations outlined above, :**
  - A) On January 6, 2011, he was found not to be in compliance with the community control sanctions imposed as a result of his 2010 “sexual imposition” conviction in the Cuyahoga County Court of Common Pleas;
  - B) He was convicted of, or pled guilty or no contest to an “operating a vehicle under the influence of alcohol or drugs” violation on February 8, 2011, in the Rocky River Municipal Court;
  - C) On June 1, 2011, he was found not to be in compliance with the community control sanctions imposed as a result of his 2010 “sexual imposition” conviction in the Cuyahoga County Court of Common Pleas;
  - D) On September 14, 2011, he was found not to be in compliance with the community control sanctions imposed as a result of his 2010 “sexual imposition” conviction in the Cuyahoga County Court of Common Pleas;
  - E) On December 14, 2011, he was found not to be in compliance with the community control sanctions imposed as a result of his 2010 “sexual imposition” conviction in the Cuyahoga County Court of Common Pleas; and
  - F) On February 3, 2012, he was found not to be in compliance with the community control sanctions imposed as a result of his 2010 “sexual imposition” conviction in the Cuyahoga County Court of Common Pleas.

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

- 1) Sedgmer’s Application is **DENIED**;
- 2) Sedgmer is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772;

- 3) Sedgmer is **PROHIBITED** from reapplying for licensure under R.C. Chapter 3772 for 3 years from the date the 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 the Order shall be served upon Sedgmer, via certified mail, return receipt requested, and his counsel of record, if any, via ordinary mail.

**IT IS SO ORDERED.**

  
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Jo Ann Davidson, Chair  
Ohio Casino Control Commission

### **NOTICE OF APPEAL RIGHTS**

The Applicant is hereby notified that pursuant to R.C. 119.12, the Commission Order may be appealed by filing a Notice of Appeal with the Commission setting forth the Order that the 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 the Commission Order.