STATE OF OHIO CASINO CONTROL COMMISSION

In re:

Case No. 2014-LIC-016

ALLEN JONES, CASINO GAMING EMPLOYEE LICENSEE

:

Respondent.

ORDER REVOKING CASINO GAMING EMPLOYEE LICENSE

On June 5, 2012, Allen Jones filed with the Ohio Casino Control Commission ("Commission") a Casino Gaming Employee License Application. The Commission conducted a suitability investigation of Jones to determine his eligibility for such a license. Having found Jones suitable for licensure, the Commission issued a Casino Gaming Employee License ("License") to him on June 13, 2012.

During an administrative investigation of Jones, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing ("Notice"), dated March, 19, 2014. (Hr'g Ex. A.) Jones received the Notice, sent via certified mail, on March 26, 2014. (Hr'g Ex. B.)

Pursuant to R.C. 119.07 and 3772.04, Jones had the right to a hearing if requested within 30 days of the Notice's mailing. Jones so requested, and the Commission scheduled a hearing for April 15, 2014; and upon its own motion, the Commission continued the hearing until May 20, 2014. (Hr'g Ex. C.) Jones appeared at the hearing without counsel. Accordingly, the Commission held the hearing as scheduled before Hearing Examiner Bryan Faller ("Examiner").

After presentation and submission of the evidence at the hearing, the Examiner closed the record. (Tr. 66-67). The Examiner prepared a Report and Recommendation ("R&R"), which he submitted on June 4, 2014. Therein, the Examiner concluded that Jones: 1) is no longer suitable to hold a License as a result of the incident that occurred on May 23, 2013, because he was arrested for domestic violence, assault, and resisting arrest and later entered a plea of no contest to an amended charge of disorderly conduct on June 20, 2013; and 2) violated his duty to update the Commission when he failed to notify the Commission of his arrest, charge, finding of guilt, and sentence related to the incident described above and because these events constitute information that affects Jones' suitability to maintain his License. (R&R 11-12.) As a result of his findings and conclusions, the Examiner recommended that the Commission revoke Jones' License. (Id. at 12-13.)

On June 5, 2014, the Commission sent Jones, via certified mail, a copy of the R&R. (App. #1; App.#2). Jones received the R&R on June 9, 2014, (App. #3), giving him until July 9, 2014 to file objections with the Commission, see R.C. 3772.04(A)(2). Jones did not do so, however.

In accordance with R.C. 119.07 and 3772.04, the matter was submitted to the Commission on August 20, 2014, for final adjudication.

WHEREFORE, in consideration of the foregoing and upon a quorum and majority vote of the members, the Commission ADOPTS the Examiner's R&R without modification.

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

- 1) Jones' Casino Gaming Employee License is **REVOKED**;
- 2) Jones shall immediately SURRENDER his license credential to the Commission;
- Jones is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772;
- 4) Jones 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
- 5) A certified copy of this Order shall be served upon Jones, 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

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NOTICE OF APPEAL RIGHTS

Respondent 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 Respondent 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.