

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re: :
 : Case No. 2014-LIC-020
TESHENA ACKERMAN, :
CASINO GAMING EMPLOYEE LICENSEE :
 :
 Licensee. :

ORDER REVOKING CASINO GAMING EMPLOYEE LICENSE

On September 17, 2012, Teshena Ackerman filed with the Ohio Casino Control Commission (“Commission”) an application for a Casino Gaming Employee License. Thereafter, the Commission conducted a suitability investigation of Ackerman to determine her eligibility for such a license. Having found Ackerman suitable for licensure, the Commission issued her a Casino Gaming Employee License on September 26, 2012.

During an administrative investigation of Ackerman, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing (“Notice”), dated April 23, 2014. (Exhibit A.) The Notice was sent via certified mail, return receipt requested, but was returned to the Commission marked “RETURN TO SENDER,” “UNDELIVERABLE AS ADDRESSED,” and “UNABLE TO FORWARD” on May 7, 2014. (Exhibit B.) The Commission issued an Amended Notice of Opportunity for Hearing (“Amended Notice”), dated May 22, 2014. (Exhibit C.) The Amended Notice was sent via certified mail, return receipt requested, to a separate address attributed to Ackerman, but it was returned to the Commission marked “UNCLAIMED” and “RETURN TO SENDER” on June 20, 2014. (Exhibit D.) The Commission re-sent the Amended Notice on June 23, 2014, via ordinary mail with a certificate of mailing. (Exhibit E.) The Amended Notice was not returned to the Commission for failure of delivery.

Pursuant to R.C. 119.07 and 3772.04, Ackerman had the right to a hearing if requested within 30 days of the Amended Notice’s mailing. Ackerman failed to do so, however. Accordingly, no hearing was held and the matter was brought before the Commission on August 20, 2014, for final adjudication. *See* 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) Based on the results of the Commission’s administrative investigation, Ackerman failed to notify the Commission that:

- A) On September 19, 2013, she was arrested for and charged in Franklin County, Ohio, with violating R.C. 2925.11(C)(4) – Possession of Drugs – Cocaine, a fifth-degree felony;
 - B) On September 20, 2013, she pled guilty or no contest to an amended charge of R.C. 2925.37(A) – Possession Fake Drugs,” a first-degree misdemeanor, in the Franklin County Municipal Court;
 - C) As a result of her September 20, 2013 plea, and the Court’s finding of guilt, she received the following sentence:
 - i.) 180 days of confinement with 177 days suspended, totaling three days of confinement; and
 - ii.) One year of community control; and
 - D) Her home address on file with the Commission had changed, in violation of Ohio Adm. Code 3772-8-04(A)(2), (5), (8) and/or (B).
- 2) Based on the results of the Commission’s administrative investigation, Ackerman is no longer suitable to maintain or otherwise eligible to hold a license issued under R.C. Chapter 3772, as required by 3772.10(B), (C)(7), and/or (D)(1). In addition, Ackerman is no longer suitable for licensure as a Casino Gaming Employee in this state, as required by R.C. 3772.10(B), (C)(7), and (D)(1), because:
- A) On September 19, 2013, she was arrested for and charged in Franklin County, Ohio, with violating R.C. 2925.11(C)(4) – Possession of Drugs – Cocaine, a fifth-degree felony;
 - B) On September 20, 2013, she pled guilty or no contest to an amended charge of R.C. 2925.37(A) – Possession Fake Drugs,” a first-degree misdemeanor, in the Franklin County Municipal Court; and
 - C) As a result of her September 20, 2013 plea, and the Court’s finding of guilt, she received the following sentence:
 - i.) 180 days of confinement with 177 days suspended, totaling three days of confinement; and
 - ii.) One year of community control.

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

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

IT IS SO ORDERED.



Jo Ann Davidson, Chair
Ohio Casino Control Commission

NOTICE OF APPEAL RIGHTS

The Party 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 the Party 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.