

- a. Answering “NO” to Question 10 when he should have answered “YES”;
 - i. McMahan received a December 18, 2014 suspension of his gaming license by the Muckleshoot Gaming Commission.
2. McMahan is not suitable or otherwise eligible to be granted or to maintain a casino gaming employee license, as required by R.C. 3772.10 and Ohio Adm. Code 3772-8-05, based on the above allegations, including the underlying conduct, and the following:
 - a. McMahan received an Under Honorable Conditions (General) military discharge from active duty from the air force in April 1996 for a “Pattern of Misconduct;”
 - b. McMahan was arrested for or charged with Assault in the Fourth Degree, Domestic Violence, which he was convicted of, or pled guilty or no contest to, on July 6, 2009, in the Federal Way Municipal Court, in Washington; and
 - c. McMahan was arrested for or charged with Assault in the Fourth Degree, Domestic Violence, on November 3, 2014 in Federal Way Municipal Court, in Washington.
3. Based on the above allegations, McMahan failed to establish, by clear and convincing evidence, his suitability for licensure as a casino gaming employee, as required by R.C. 3772.10 and Ohio Adm. Code 3772-8-05.

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

- 1) McMahan’s Application is **DENIED**.
- 2) McMahan is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772.
- 3) McMahan is **PROHIBITED** from reapplying for licensure under R.C. Chapter 3772 for three 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.
- 4) A certified copy of the Order shall be served upon McMahan, via certified mail, return receipt requested, and his counsel of record, if any, via ordinary mail.

IT IS SO ORDERED.



June E. Taylor, Chair
Ohio Casino Control Commission

NOTICE OF APPEAL RIGHTS

The Party 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 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 Franklin County 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.