

**STATE OF OHIO
CASINO CONTROL COMMISSION**

<i>In re:</i>	:	
	:	Case No. 2017-LIC-031
Joseph Maus	:	
CASINO GAMING EMPLOYEE LICENSE	:	
APPLICANT	:	
	:	
Applicant.	:	

ORDER DENYING CASINO GAMING EMPLOYEE LICENSE APPLICATION

On January 30, 2017, Joseph Maus filed with the Ohio Casino Control Commission (“Commission”) an application for a Casino Gaming Employee License. Thereafter, the Commission conducted a suitability investigation of Maus 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) submitting two sets of the applicant’s fingerprints and a photograph, R.C. 3772.131(E); (4) paying the nonrefundable application fee, R.C. 3772.131(E) and Ohio Adm. Code 3772-8-03, 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) reimbursing 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 3772.10(C)(1); and (7) being otherwise suitable for licensure, R.C. 3772.10(B) and (C)(7).

During an administrative investigation of Maus, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing (“Notice”), dated June 15, 2017. (Exhibit A.) Maus received the Notice, sent via certified mail, on June 22, 2017. (Exhibit B.) Pursuant to R.C. 119.07 and 3772.04, Maus had the right to a hearing if requested within 30 days of the Notice’s mailing. Maus failed to do so. Accordingly, no hearing was held, and the matter was brought before the Commission on August 16, 2017, 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) Maus submitted a casino gaming employee license application that contained false information or failed to set forth all of the information required by the Commission, in violation of R.C. 3772.10, R.C. 3772.131, Ohio Adm. Code 3772-8-02, and 3772-8-05, including:

- A) He was arrested for or charged with Operating Motor Vehicle w/o Valid License, which he was convicted of, or pled guilty or no contest to, on May 4, 2006, in the Clermont County Municipal Court;
 - B) He was arrested for or charged with Failure to Appear, which he was convicted of, or pled guilty or no contest to, on January 7, 2009, in the Fairfield Municipal Court;
 - C) He was arrested for or charged with Failure to Appear, which he was convicted of, or pled guilty or no contest to, on January 15, 2009, in the Fairfield Municipal Court;
 - D) He was arrested pursuant to a bench warrant for Fail to Comply on February 12, 2011, in the Warren County Court;
 - E) He was arrested for or charged with Contempt of Court and Failure to Appear, which he was convicted of, or pled guilty or no contest to, on July 8, 2015, in the Fairfield Municipal Court;
 - F) He was charged with Probation Violation, for which an active warrant was issued on December 11, 2015, in the Fairfield Municipal Court;
 - G) He was arrested for or charged with Probation/Community Control Violation, which he was convicted of, or pled guilty or no contest to, on November 2, 2016, in the Hamilton County Municipal Court;
 - H) He was arrested for or charged with Probation Violation, which he was convicted of, or pled guilty or no contest to, on December 5, 2016, in the Hamilton County Municipal Court; or
 - I) Answering “NO” to Question 16 when he should have answered “YES”;
 - i. He had a civil complaint and resulting June 15, 2009 lien or judgment filed against him in the Hamilton County Municipal Court.
- 2) Maus 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) He was arrested for or charged with Underage Purchase/Consumption Liquor, which he was convicted of, or pled guilty or not contest to, on November 2, 2006, in the Warren County Court;
 - B) He was convicted of Obstruction in 2009, in or around Norwood, Ohio;
 - C) He was arrested for or charged with Domestic Violence, and he was convicted of, or pled guilty or no contest to, Disorderly Conduct, on December 9, 2009;

- D) He was arrested for or charged with Pur/Posses. Alco. Underage in any Public/Private Place, which he was convicted of, or pled guilty or no contest to, on July 8, 2015, in the Fairfield Municipal Court; or
 - E) He was arrested for or charged with Domestic Violence, and he was convicted of, or pled guilty or no contest to, Disorderly Conduct, on November 2, 2016, in the Hamilton County Municipal Court.
- 3) Based on the above allegations, Maus 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) Maus's Application is **DENIED**.
- 2) Maus is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772.
- 3) Maus 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 Maus, 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.