STATE OF OHIO CASINO CONTROL COMMISSION

In re:

Case No. 2017-LIC-037

Derrick Reid

CASINO GAMING EMPLOYEE LICENSE

APPLICANT

:

Applicant.

ORDER DENYING CASINO GAMING EMPLOYEE LICENSE APPLICATION

On December 28, 2016, Derrick Reid filed with the Ohio Casino Control Commission ("Commission") an application for a Casino Gaming Employee License. Thereafter, the Commission conducted a suitability investigation of Reid 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 Reid, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing ("Notice"), dated June 22, 2017. (Exhibit A.) Reid received the Notice, sent via certified mail, on June 24, 2017. (Exhibit B.) Pursuant to R.C. 119.07 and 3772.04, Reid had the right to a hearing if requested within 30 days of the Notice's mailing. Reid 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. Reid 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 Leaving Scene of Property Damage Accident and Resisting Law Enforcement, and he was convicted of, or pled guilty or no contest to, Fleeing Scene of an Accident-Property Other than Vehicles on July 14, 1999 in the Dearborn County Court in Dearborn County, Indiana; or
- B) Answering "NO" to Question 16 when he should have answered "YES";
 - i. He had a civil complaint and resulting May 3, 2010 lien or judgment filed against him in the Dearborn Superior Court 2 in Dearborn County, Indiana.
- 2. Reid failed to timely notify the Commission of information impacting his suitability to obtain or maintain a casino gaming employee license, in violation of R.C. 3772.10 and Ohio Adm. Code 3772-8-04, including:
 - i. A January 6, 2017 petition for Chapter 7 bankruptcy in the United States Bankruptcy Court-Southern District of Indiana.
- 3. Reid 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 Theft on May 13, 1986 in the Circuit Court of Cook County, Illinois;
 - B) He was arrested for or charged with Domestic/Battery, on September 2, 1996 in the Circuit Court of Cook County, Illinois;
 - C) He was arrested for or charged with Assault, Resisting Peace Office, Obstruct P.O., Flee Elude P.O., and two counts of Battery, which he was convicted of or pled guilty or no contest to Resisting Peace Office, on October 18, 1996, in the Circuit Court of Cook County, Illinois;
 - D) He was arrested for or charged with Battery, on November 23, 1996 in the Circuit Court of Cook County, Illinois;
 - E) He was arrested for or charged with Battery, which he was convicted of, or pled guilty or no contest to, on February 6, 1997, in the Circuit Court of Cook County, Illinois;
 - F) He was arrested for or charged with Battery, on December 25, 1997 in Cook County, Illinois;
 - G) He was arrested for or charged with Chemical Test Refusal, Resisting Law Enforcement, and Reckless Driving, and he was convicted of, or pled guilty or no contest to, OWI, on July 12, 2001 in the Dearborn County Superior Court, Indiana;

- H) He was arrested for or charged with Invasion of Privacy, which he was convicted of, or pled guilty or no contest to, on July 14, 2008, in the Dearborn County Superior Court, Indiana;
- I) His November 8, 2016 termination from Hollywood Casino Lawrenceburg, in Lawrenceburg, Indiana; or
- J) His February 22, 2017 permanent ban from the Hollywood Casino Lawrenceburg and all properties owned or operated by Penn National Gaming Company in the United States for disruptive and disorderly behavior.
- 4. Based on the above allegations, Reid has 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) Reid's Application is **DENIED**.
- 2) Reid is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772.
- 3) Reid 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 Reid, via certified mail, return receipt requested, and his counsel of record, if any, via ordinary mail.

IT IS SO ORDERED.

une 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.