

**STATE OF OHIO  
CASINO CONTROL COMMISSION**

<i>In re:</i>	:	
	:	Case No. 2017-LIC-017
<b>Tierra Lofton</b>	:	
<b>CASINO GAMING EMPLOYEE LICENSE</b>	:	
<b>APPLICANT</b>	:	
	:	
Applicant.	:	

**ORDER DENYING CASINO GAMING EMPLOYEE LICENSE APPLICATION**

On June 23, 2016, Tierra Lofton filed with the Ohio Casino Control Commission (“Commission”) an application for a Casino Gaming Employee License. Thereafter, the Commission conducted a suitability investigation of Lofton to determine her 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 a suitability investigation of Lofton, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing (“Notice”), dated February 23, 2017. (Exhibit A.) Lofton received the Notice, sent via certified mail, on February 25, 2017. (Exhibit B.) Pursuant to R.C. 119.07 and 3772.04, Lofton had the right to a hearing if requested within 30 days of the Notice’s mailing. Lofton failed to do so. Accordingly, no hearing was held, and the matter was brought before the Commission on May 17, 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. Lofton 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) She was arrested for or charged with Criminal Trespass, which she was convicted of, or pled guilty or not contest to, on May 20, 2008 in the Cleveland Municipal Court; and
  - B) She was arrested for or charged with Possession of Controlled Substance, Driving Under Influence of Alcohol/Drug Or Combination of Them, and Driving Under Influence Alcohol/Drug .08-.17 Breath, and she was convicted of, or pled guilty or not contest to, Driving Under Influence of Alcohol/Drug Or Combination of Them, on January 6, 2014 in the Cleveland Municipal Court.
2. Based on the above allegations, Lofton has failed to establish, by clear and convincing evidence, her 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) Lofton's Application is **DENIED**.
- 2) Lofton is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772.
- 3) Lofton is **PROHIBITED** from reapplying for licensure under R.C. Chapter 3772 for three years from the date the Order is served upon her, 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 Lofton, via certified mail, return receipt requested, and her 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.