

OHIO CASINO CONTROL COMMISSION

RESOLUTION 2012-75

**CONSIDERATION OF THE APPLICATION OF AC SLOTS, INC. KEY EMPLOYEE SEAN EVANS FOR LICENSURE**

**WHEREAS**, Article XV, Section 6(C)(4) of the Ohio Constitution created the Ohio Casino Control Commission (“Commission”) to ensure the integrity of casino gaming by, among other things, licensing and regulating all gaming authorized by Article XV, Section 6(C) of the Ohio Constitution;

**WHEREAS**, R.C. 3772.09(A) prohibits, among others, any key employee from conducting or participating in conducting casino gaming without first being licensed by the Commission;

**WHEREAS**, R.C. 3772.10(B) requires, among others, key employees seeking licensure under R.C. Chapter 3772 to establish their suitability by clear and convincing evidence;

**WHEREAS**, R.C. 3772.13(B) and A.C. 3772-5-02(A) require any key employee seeking licensure to submit a Key Employee License Application;

**WHEREAS**, a key employee license applicant is eligible for licensure upon meeting the following criteria:

- (A) Being at least 21 years of age, as required by R.C. 3772.13(C);
- (B) Submission of a true and complete Key Employee License Application, as required by R.C. 3772.10(C) and 3772.131(D) and A.C. 3772-6-02(A);
- (C) Submission, on a form provided by the Commission, of two sets of the applicant’s fingerprints and a photograph, as required by R.C. 3772.13(E);
- (D) Payment of the nonrefundable application fee of \$2,000.00, as required by R.C. 3772.13(E) and 3772.17(D) and A.C. 3772-5-03(A), and all fees necessary to cover the cost of the background investigation in excess of the application fee set forth by A.C. 3772-5-03(A), if any;
- (E) Reimbursement of the costs for the background check, including the criminal records check, as required by R.C. 3772.07 and 3772.13(E);
- (F) Not having been convicted of or pled guilty or no contest to a disqualifying offense, as defined and required by R.C. 3772.07; and
- (G) Otherwise is suitable for licensure, as required by R.C. 3772.10(B) and (C);

**WHEREAS**, Sean Evans submitted his application for licensure as key employee to the Commission in accordance with R.C. 3772.13(B) and A.C. 3772-5-02(A);

**WHEREAS**, Sean Evans received a provisional key employee license on July 18, 2012, pursuant to Resolution 2012-67;

**WHEREAS**, a provisional license shall be valid not longer than three months, pursuant to R.C. 3772.03(D)(15);

**WHEREAS**, the Commission's Division of Licensing and Investigation has reviewed the submitted Key Employee License Application, other materials and information, and conducted a thorough suitability investigation of Sean Evans;

**WHEREAS**, the Commission's Division of Licensing and Investigation has prepared a report to the members of the Commission dated August 28, 2012, captioned *Recommendation to Grant a Casino Key Employee License to Sean Evans* ("Licensing Report") recommending that the Commission grant a key employee license to Sean Evans;

**WHEREAS**, the Licensing Report concludes that based upon the investigation no derogatory information that adversely impacts upon the suitability of the Key Employee was uncovered and Sean Evans is qualified to be approved as a key employee;

**WHEREAS**, the Commission has reviewed the Licensing Report and considered the matter at its public meeting on September 12, 2012.

**NOW, THEREFORE, BE IT RESOLVED**, by the Commission that the Key Employee License Application of the natural person Sean Evans is **APPROVED** and Sean Evans is hereby **LICENSED** as a key employee for a period not to exceed three years from July 18, 2012 (i.e., the date of provisional licensure), subject to continued compliance with R.C. Chapter 3772 and the rules adopted thereunder, including payment of the nonrefundable license fee of \$500.00 per key employee license as required by R.C. 3772.17(D) and A.C. 3772-5-03(C).

**BE IT FURTHER RESOLVED**, that Resolution 2012-75 does not in any way affect, negate, or otherwise absolve the Key Employee of his duty to update information in accordance with A.C. 3772-5-04.

**BE IT FURTHER RESOLVED**, that Resolution 2012-75 does not restrict or limit the Commission's future exercise of authority and discretion with respect to imposing additional conditions or taking further action upon the Key Employee under R.C. Chapter 3772 and the rules adopted thereunder.

Adopted:

