

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re:

Danny Rigney,
Casino Gaming Employee
License Applicant

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Case No. 2020-LIC-002

ORDER DENYING CASINO GAMING EMPLOYEE LICENSE APPLICATION

On August 29, 2019, Danny Rigney filed a Casino Gaming Employee License Application (“Application”) with the Ohio Casino Control Commission (“Commission”). Thereafter, the Commission conducted Rigney’s suitability investigation to determine his eligibility for such a license.

An applicant is eligible for licensure as a Casino Gaming Employee upon meeting the following criteria: (1) being at least 21 years of age, R.C. 3772.131(C); (2) filing a true and complete Application, R.C. 3772.131(D) and Ohio Adm.Code 3772-8-02(A); (3) submitting two sets of 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) otherwise being suitable and eligible for licensure, R.C. 3772.10(B) and (C)(7).

During the investigation, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing (“Notice”), dated February 6, 2020. Rigney received the Notice, sent via certified mail, return receipt requested, on February 8, 2020. Pursuant to R.C. 119.07 and 3772.04, Rigney had the right to a hearing if requested within 30 days of the Notice’s mailing. Rigney failed to do so. Accordingly, no hearing was held, and the matter was brought before the Commission on September 16, 2020, for final adjudication. R.C. 119.07 and 3772.04(A).

WHEREFORE, the Commission **FINDS** and **CONCLUDES** as follows:

Rigney failed to establish his suitability for licensure by clear and convincing evidence, as required by R.C. 3772.10 or Ohio Adm.Code 3772-8-05, for the reasons set forth in the Notice.

WHEREFORE, the Commission **ORDERS** as follows:

- 1) Rigney’s Application is **DENIED**.

- 2) Rigney is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772.
- 3) Rigney is **PROHIBITED** from reapplying for licensure under R.C. Chapter 3772 for three years from entry of this Order, 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 Rigney, via certified mail, return receipt requested, and his counsel of record, if any, via ordinary mail.

IT IS SO ORDERED.


Julie 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 filing 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.