

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re: :
 :
 Casino Gaming Employee : Case Nos. 2020-LIC-022 & -033
 License Applicants. :

MARCH 17, 2021 FINAL ORDER
DENYING CASINO GAMING EMPLOYEE LICENSE APPLICATIONS

The individuals listed in the attached Appendix (“Applicants”) each filed a Casino Gaming Employee License Application (“Application”) with the Ohio Casino Control Commission (“Commission”). Thereafter, the Commission conducted suitability investigations to determine their eligibility for licensure.

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 for licensure, R.C. 3772.10(B) and (C)(7).

During each investigation, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing (“Notice”). Upon proper service of the Notice, each had the right to a hearing if timely requested. Having properly served the Applicants without receiving such a request, no hearings were held. The matters are now before the Commission for final adjudication.

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

The Applicants failed to establish their 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 their Notice.

WHEREFORE, the Commission **ORDERS** as follows with respect to the Applicants:

- 1) Their Applications are **DENIED**.
- 2) They are **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772.

- 3) They are **PROHIBITED** from reapplying for licensure under R.C. Chapter 3772 for three years from entry of this Order, absent a waiver granted pursuant to Ohio Adm.Code 3772-1-04.
- 4) A certified copy of this Order will be served upon those affected, via certified mail, return receipt requested, and their counsel of record, if any, via ordinary mail.

IT IS SO ORDERED.


June E. Taylor, Chair
Ohio Casino Control Commission

NOTICE OF APPEAL RIGHTS

Each 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.

APPENDIX

<u>CASE NUMBER</u>	<u>CASINO GAMING EMPLOYEE LICENSE APPLICANT</u>
2020-LIC-022	Debra Fitzgibbon
2020-LIC-033	Timothy Garrison