

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re: :
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 :
 Lekh Kharel, : Case No. 2020-SLIC-085
 Skill-Based Amusement :
 Machine Conditionally :
 Approved Applicant. :

OCTOBER 20, 2021 FINAL ORDER
CLOSING SKILL-BASED AMUSEMENT MACHINE LICENSE APPLICATION

On July 23, 2019, Lekh Kharel filed a Skill-Based Amusement Machine Key Employee Application (“Application”) with the Ohio Casino Control Commission (“Commission”). Thereafter, the Commission conducted a suitability investigation to determine Kharel’s eligibility for licensure.

Having found Kharel suitable, the Commission granted Kharel a conditional license at a public meeting. This approval was subject to continued compliance with Ohio law, including payment of a non-refundable licensing fee (“Licensing Fee”). Failure to remit payment of the Licensing Fee warranted issuance of a Notice of Outstanding License Fee & Opportunity for Hearing (“Notice”) to Kharel.

Kharel remained eligible to receive a License if the License Fee was paid within 30 days of the mailing date of the Notice. Kharel failed to do so. Further, pursuant to R.C. 119.07 and 3772.04, upon proper service, Kharel had the right to a hearing if requested within 30 days of the Notice’s mailing. Having properly served Kharel without receiving a request for a hearing during the statutorily prescribed time period, no hearing was held and the matter was brought before the Commission on October 20, 2021 for final adjudication. R.C. 119.07 and 3772.04(A).

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

Kharel failed to pay the applicable Licensing Fee, as required by Ohio law and the conditional license approval previously adopted at a public meeting.

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

- 1) Kharel’s conditional license approval previously adopted at a public meeting is **VOID** for want of the applicable, requisite License Fee payment.
- 2) The previously filed Application is **CLOSED** for failure to comply with the law or a condition of licensure.
- 3) This Order **PROHIBITS** Kharel from being employed or serving in any capacity or manner that requires a license under Ohio Adm.Code Chapter 3772-50.

- 4) A certified copy of the Order will be served upon Kharel, via certified mail, return receipt requested, and his 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 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.