

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re: :
 :
 Italian American War :
 Veterans Post #29, : Case No. 2021-SLIC-039
 Skill-Based Amusement Machine :
 License Applicant. :

FEBRUARY 16, 2022 FINAL ORDER
DENYING SKILL-BASED AMUSEMENT MACHINE LICENSE APPLICATION

Italian American War Veterans Post #29 (“Applicant”) filed a Skill-Based Amusement Machine Type-C Location License Application (“Application”) with the Ohio Casino Control Commission (“Commission”), after which the agency conducted a suitability investigation to determine the Applicant’s eligibility for licensure. As a result of the investigation, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing (“Notice”).

Upon proper service of the Notice, Applicant had the right to a hearing if timely requested. Applicant so requested, and the Commission held a hearing before Hearing Examiner Andrew P. Cooke (“Examiner”). Applicant appeared at the hearing, elected to proceed without counsel, and the Commission held the hearing scheduled before the Examiner.

After presentation and submission of the evidence, the Examiner closed the hearing record and prepared a Report and Recommendation (“R&R”) for Commission consideration. Review of the R&R finds that the Examiner urges denial of the Application. A copy of the R&R was duly served upon Applicant, giving them an opportunity to file objections, *see* R.C. 3772.04(A)(2), which they did.

The matter is now before the Commission for final adjudication.

WHEREFORE, the Commission **ADOPTS** the Examiner’s R&R without modification.

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

- 1) The Application is **DENIED**.
- 2) Applicant is **PROHIBITED** from reapplying for licensure for three years from entry of this Order, pursuant to Ohio Adm.Code 3772-50-03.
- 3)
- 4) Applicant is **PROHIBITED** from starting or continuing to operate in any capacity or manner that requires a license under Ohio Adm.Code Chapter 3772-50.

- 5) A certified copy of this Order will be served upon Applicant, 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 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.