

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re: :
 : Case No. 2014-LIC-031
LUTHER DOLBY, :
CASINO GAMING EMPLOYEE LICENSEE :
 :
 :
 Licensee. :

ORDER REVOKING CASINO GAMING EMPLOYEE LICENSE

On August 29, 2012, Luther Dolby filed with the Ohio Casino Control Commission (“Commission”) an application for a Casino Gaming Employee License. The Commission conducted a suitability investigation of Dolby to determine his eligibility for such a license. Having found Dolby suitable for licensure, the Commission issued a Casino Gaming Employee License to Dolby on September 15, 2012.

During an administrative investigation of Dolby, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing (“Notice”), dated October 6, 2014. (Exhibit A.) Dolby received the Notice, sent via certified mail, on October 10, 2014. (Exhibit B.) Pursuant to R.C. 119.07 and 3772.04, Dolby had the right to a hearing if requested within 30 days of the Notice’s mailing. Dolby failed to do so. Accordingly, no hearing was held, and the matter was brought before the Commission on December 17, 2014, for final adjudication. R.C. 119.07 and 3772.04(A).

WHEREFORE, in consideration of the foregoing and upon a quorum and majority vote of the members, the Commission **FINDS** and **CONCLUDES** as follows:

- 1) Based on the results of the Commission’s administrative investigation, Dolby failed to notify the Commission that:
 - A) On September 18, 2012, he was arrested for an R.C. 2907.322(A)(2) – Pandering Sexually Oriented Material violation, a second-degree felony, in Franklin County, Ohio;
 - B) On September 18, 2014, he was charged with an R.C. 2907.322 – Pandering Sexually Oriented Matter Involving a Minor violation, a second-degree felony, in the Franklin County Municipal Court; and
 - C) His home address on file with the Commission changed,
- in violation of Ohio Adm. Code 3772-8-04 (A)(2), (5), (8) and (B).

2) Based on the results of the Commission's administrative investigation, Dolby is no longer suitable to maintain or otherwise eligible to hold a license issued under R.C. Chapter 3772, as required by 3772.10(C)(5) and (7) and (D)(1). In addition, Dolby is no longer suitable for licensure as a Casino Gaming Employee in this state, as required by R.C. 3772.10(C)(5) and (C)(7) and (D)(1), to wit:

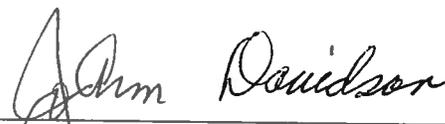
A) On September 18, 2012, he was arrested for an R.C. 2907.322(A)(2) – Pandering Sexually Oriented Material violation, a second-degree felony, in Franklin County, Ohio; and

B) On September 18, 2014, he was charged with an R.C. 2907.322 – Pandering Sexually Oriented Matter Involving a Minor violation, a second-degree felony, in the Franklin County Municipal Court.

WHEREFORE, in consideration of the foregoing and upon a quorum and majority vote of the members, the Commission **ORDERS** as follows:

- 1) Dolby's Casino Gaming Employee License is **REVOKED**.
- 2) Dolby shall immediately **SURRENDER** his license credential to the Commission.
- 3) Dolby is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772.
- 4) Dolby is **PROHIBITED** from reapplying for licensure under R.C. Chapter 3772 for three years from the date this Order is served upon him, absent a waiver granted by the Commission commensurate with Ohio Adm. Code 3772-1-04.
- 5) A certified copy of this Order shall be served upon Dolby, via certified mail, return receipt requested, and his counsel of record, if any, via ordinary mail.

IT IS SO ORDERED.



Jo Ann Davidson, Chair
Ohio Casino Control Commission

NOTICE OF APPEAL RIGHTS

The Party is hereby notified that pursuant to R.C. 119.12, this 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 appropriate 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 this Commission Order.