

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re: :
 : Case No. 2014-LIC-023
LAKENDA TOMBLIN, :
CASINO GAMING EMPLOYEE LICENSEE :
 :
 :
 Licensee. :

ORDER REVOKING CASINO GAMING EMPLOYEE LICENSE

On May 23, 2013, Lakenda Tomblin filed with the Ohio Casino Control Commission (“Commission”) an application for a Casino Gaming Employee License. The Commission conducted a suitability investigation of Tomblin to determine her eligibility for such a license. Having found Tomblin suitable for licensure, the Commission issued a Casino Gaming Employee License to Tomblin on May 31, 2013.

During an administrative investigation of Tomblin, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Intent to Revoke, Suspend, Limit, Condition, Restrict, Penalize, and/or Fine and Opportunity for Hearing (“Notice”), dated April 29, 2014. (Exhibit A.) Tomblin received the Notice, sent via certified mail, on May 3, 2014. (Exhibit B.) Pursuant to R.C. 119.07 and 3772.04, Tomblin had the right to a hearing if requested within 30 days of the Notice’s mailing. Tomblin failed to do so. Accordingly, no hearing was held and the matter was brought before the Commission on June 18, 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, Tomblin was convicted of, or pled guilty or no contest to, one or more “disqualifying offenses” as defined by R.C. 3772.07 and in contravention of R.C. 3772.10(C)(1), to wit, she was convicted of, or pled guilty or no contest to, two counts of City of Cleveland Ordinance 625.05 – Petty Theft, first – degree misdemeanors, on March 3, 2014, in the Cleveland Municipal Court;
- 2) Based on the results of the Commission’s administrative investigation, Tomblin failed to notify the Commission that:
 - A) On January 30, 2014, she was charged with eight counts of City of Cleveland Ordinance 625.05 – Petty Theft, first-degree misdemeanors, in the Cleveland Municipal Court;

B) On March 3, 2014, she was convicted of, and pled guilty or no contest to, two counts of City of Cleveland Ordinance 625.05 – Petty Theft, first-degree misdemeanors, in the Cleveland Municipal Court; and

C) As a result of the Court’s finding of guilt, she received the following sentence on March 3, 2014:

- i) A \$1,000.00 fine;
- ii) Placement on active probation for a period of two years, or the equivalent of 730 days, to end on March 1, 2016;
- iii) Completion of Petty Theft Class;
- iv) No contact with Horseshoe Casino Cleveland (“Horseshoe”); and
- v) Restitution in the amount of \$750.00 to be paid to Horseshoe at \$50.00 per month beginning April 1, 2014 and to be paid on the first of each month until paid in full; and

D) On January 1, 2014, she was terminated from Horseshoe as a Cage Cashier for shorting payments to patrons and taking money from patrons and Horseshoe:

- i) On December 2, 2013, in the amount of \$10.00;
- ii) On December 9, 2013, in the amount of \$100.00;
- iii) On December 10, 2013, in the amount of \$100.00;
- iv) On December 13, 2013, in the amount of \$120.00;
- v) On December 20, 2013, in the amount of \$220.00;
- vi) On December 21, 2013, in the amount of \$100.00;
- vii) On December 24, 2013, in the amount of \$100.00; and
- viii) On December 27, 2013, in the amount of \$100.00;

in violation of her duty to update pursuant to Ohio Adm. Code 3772-8-04 (A)(5), (8) and/or (B).

3) Based on the results of the Commission’s administrative investigation, Tomblin is no longer suitable to maintain and/or otherwise eligible to hold a license issued under

R.C. Chapter 3772, as required by 3772.10(B), (C)(7), and/or (D)(1). In addition, Tomblin is no longer suitable for licensure as a Casino Gaming Employee in this state, as required by R.C. 3772.10(C), (C)(7), and (D)(1), to wit:

- A) On and between December 2, 2013 and December 27, 2013, while working as a horseshoe Cage Cashier, she shorted payments to patrons and took money from patrons and Horseshoe. Specifically, in the amount of:
- i) \$10.00 on December 2, 2013;
 - ii) \$100.00 on December 9, 2013;
 - iii) \$100.00 on December 10, 2013;
 - iv) \$120.00 on December 13, 2013;
 - v) \$220.00 on December 20, 2013;
 - vi) \$100.00 on December 21, 2013;
 - vii) \$100.00 on December 24, 2013; and
 - viii) \$100.00 on December 27, 2013,

resulting in a total combined loss of \$850.00 to patrons and Horseshoe;

- B) On January 30, 2014, she was charged with eight counts of City of Cleveland Ordinance 625.05 – Petty Theft, first-degree misdemeanors, in the Cleveland Municipal Court;
- C) On March 3, 2014, she was convicted of, and pled guilty or no contest to, two counts of City of Cleveland Ordinance 625.05 – Petty Theft, first-degree misdemeanors, in the Cleveland Municipal Court;
- D) As a result of the Court’s finding of guilt, she received the following sentence on March 3, 2014:
- i) A \$1,000.00 fine;
 - ii) Placement on active probation for a period of two years or the equivalent of 730 days to end on March 1, 2016;
 - iii) Participation and completion of Petty Theft Class;
 - iv) No contact with Horseshoe; and

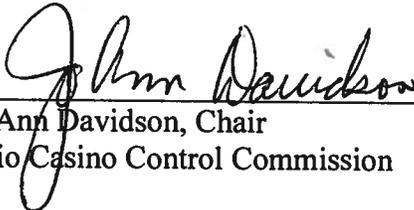
v) Restitution in the amount of \$750.00 to be paid to Horseshoe at \$50.00 per month, beginning April 1, 2014, and to be paid on the first of each month until paid in full; and

E) She failed to notify the Commission of her termination from Horseshoe, which resulted from her misconduct, as alleged above, while she was a Horseshoe Cage Cashier, in violation of her duty to update pursuant to Ohio Adm. Code 3772-8-04(A)(8) and/or (B)

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

- 1) Tomblin's Casino Gaming Employee License is **REVOKED**.
- 2) Tomblin shall immediately **SURRENDER** her license credential to the Commission.
- 3) Tomblin is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772.
- 4) Tomblin is **PROHIBITED** from reapplying for licensure under R.C. Chapter 3772 for three years from the date this Order is served upon her, 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 Tomblin, via certified mail, return receipt requested, and her 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.