**STATE OF OHIO**
**CASINO CONTROL COMMISSION**

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| *In re*: | : | |
| | : | Case No. 2015-LIC-010 |
| **SARAH KERN,** | : | |
| **CASINO GAMING EMPLOYEE LICENSEE** | : | |
| | : | |
| Licensee. | : | |

**ORDER REVOKING CASINO GAMING EMPLOYEE LICENSE**

On March 5, 2012, Sarah Kern filed with the Ohio Casino Control Commission ("Commission") an application for a Casino Gaming Employee License. Thereafter, the Commission conducted a suitability investigation of Kern to determine her eligibility for such a license. Having found Kern suitable for licensure, the Commission issued a Casino Gaming Employee License to Kern on April 18, 2012.

During an administrative investigation of Kern, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing ("Notice"), dated September 16, 2015. (Exhibit A.) Kern received the Notice, sent via certified mail, on September 18, 2015. (Exhibit B.) Pursuant to R.C. 119.07 and 3772.04, Kern had the right to a hearing if requested within 30 days of the Notice's mailing. Kern failed to do so. Accordingly, no hearing was held, and the matter was brought before the Commission on November 18, 2015, 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 Commission's administrative investigation, Kern is no longer suitable to maintain or otherwise eligible to hold a license issued under R.C. Chapter 3772, as required by R.C. 3772.07 and R.C. 3772.10(C)(1), (C)(7), and (D)(1). In addition, Kern is no longer suitable for licensure as a Casino Gaming Employee in this state, as required by R.C. 3772.10(D)(1), because:

   A) On July 19 and 20, 2015, she was arrested for and charged with violating R.C. 2919.22(A) – Endangering Children Create Substantial Risk to the Health or Safety, a first-degree misdemeanor, R.C. 2925.03(A)(1) – Trafficking in Drugs, a fourth-degree felony, R.C. 2925.04 – Illegal Manufacture of Drugs or Cultivation of Marijuana, a fourth-degree felony, and R.C. 2925.11(A) – Possession of Drugs Knowingly Obtain Possess or Use a Controlled Substance, a fourth-degree misdemeanor or minor misdemeanor, R.C. 2925.13(B) – Permitting Drug Abuse, a first-degree misdemeanor, respectively, in Wood County, Ohio;

   B) On August 10, 2015, she pled guilty or no contest to one count of R.C. 2919.22(A) – Endangering Children Create Substantial Risk to the Health or Safety, a first-

degree misdemeanor, and one count of R.C. 2925.13(B) – Permitting Drug Abuse, a first-degree misdemeanor, in the Bowling Green Municipal Court; and

C) As a result of the Court's finding of guilt, on August 10, 2015, she was sentenced to:

i) Two fines, each in the amount of $1,000.00, with $1,000.00 suspended, plus court costs;

ii) Confinement in jail for 90 days for each count, with 180 days suspended; and

iii) Three years of probation with conditions to end on August 10, 2018.

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

1) Kern's Casino Gaming Employee License is **REVOKED**.

2) Kern shall immediately **SURRENDER** her license credential to the Commission.

3) Kern is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772.

4) Kern 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 Kern, 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.