

**STATE OF OHIO  
CASINO CONTROL COMMISSION**

*In re:*

**JERMAINE JONES,  
CASINO GAMING EMPLOYEE LICENSE  
APPLICANT**

Applicant.

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Case No. 2015-LIC-001  
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**ORDER DENYING CASINO GAMING EMPLOYEE LICENSE APPLICATION**

On October 16, 2014, Jermaine Jones, filed with the Ohio Casino Control Commission (“Commission”) an application for a casino gaming employee license. Thereafter, the Commission conducted a suitability investigation of Jones to determine his eligibility for such a license.

A casino gaming employee license applicant is eligible for licensure upon meeting the following criteria: (1) being at least 21 years of age, R.C. 3772.131(C); (2) filing a true and complete Casino Gaming Employee License Application (“Application”), R.C. 3772.131(D) and Ohio Adm. Code 3772-8-02(A); (3) submission of two sets of the applicant’s fingerprints and a photograph, R.C. 3772.131(E); (4) payment of the nonrefundable application fee of \$250.00, R.C. 3772.131(E) and Ohio Adm. Code 3772-8-03(A), and all fees necessary to cover the cost of the background investigation in excess of the application fee, Ohio Adm. Code 3772-8-03(B); (5) reimbursement of the costs for the background check, including the criminal records check, R.C. 3772.07 and 3772.131(E); (6) not having been convicted of or pled guilty or no contest to a disqualifying offense, R.C. 3772.07; and (7) otherwise is suitable for licensure, R.C. 3772.10(B) and (C)(7).

During a suitability investigation of Jones, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing (“Notice”), dated January 14, 2015. (Exhibit A.) Jones received the Notice, sent via certified mail, on January 27, 2015. (Exhibit B.) Pursuant to R.C. 119.07 and 3772.04, Jones had the right to a hearing if requested within 30 days of the Notice’s mailing. Jones failed to do so, however. Accordingly, no hearing was held and the matter was brought before the Commission on March 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) The results of the criminal records check obtained by the Commission pursuant to R.C. 3772.07 and the results of the Commission’s licensing investigation revealed

that Jones submitted an Application that contained false information and failed to set forth all of the information required by the Commission, to wit, he:

A) Failed to disclose in Question 8 of the Application that:

**a) January 2006 – Toledo, Ohio**

- a) On January 23, 2006, he was arrested, cited for, and charged with violating Toledo Municipal Code 537.03(a) – Assault, a first-degree misdemeanor, in Toledo, Ohio;
- b) On April 21, 2006, he pled guilty or no contest to, or was found guilty of, violating Toledo Municipal Code 537.03(a) – Assault, a first-degree misdemeanor, in the Toledo Municipal Court; and
- c) As a result of the Court’s finding of guilt, he was sentenced on April 21, 2006, to a \$100.00 fine plus \$79.00 in court costs;

**b) August 2009 – Toledo, Ohio**

- a) On August 22, 2009, a complaint and warrant were filed against him for violating Toledo Municipal Code 537.03(a) – Assault and Toledo Municipal Code 537.19(a) – Domestic Violence, both first-degree misdemeanors, in the Toledo Municipal Court;

**c) December 2010 – Bowling Green, Ohio**

- a) On December 10, 2010, he was arrested, cited for and charged with violating R.C. 4511.19(H) – Operating vehicle under the influence of alcohol or drugs - OVI, a first-degree misdemeanor, in Bowling Green, Ohio;
- b) On January 26, 2011, he pled guilty or no contest to, or was found guilty of, violating R.C. 4511.19(A)(1)(h) – Operating vehicle under the influence of alcohol or drugs – OVI, a first-degree misdemeanor, in the Bowling Green Municipal Court; and
- c) As a result of the Court’s finding of guilt, he was sentenced on January 26, 2011 to:
  - i. A \$1,075.00 fine with \$475.00 suspended, plus court costs;

- ii. Confinement for 180 days with 174 suspended and six days credited;
- iii. Six points added to driver record;
- iv. License suspension from December 10, 2010 through June 10, 2011; and
- v. Five years of probation to end on January 26, 2016;

**d) January 2011 – Bowling Green, Ohio**

- a) On January 14, 2011, he was arrested, cited, and charged with violating Bowling Green City Ordinance 73.01(A)(1)(a) – Driving Under the Influence of Alcohol or Drugs, 73.01(A)(1)(h) – Driving Under the Influence of Alcohol or Drugs, and 71.16(A) – Driving Under OVI Suspension, first-degree misdemeanors, in Bowling Green, Ohio;
- b) On January 26, 2011, he pled guilty or no contest to, or was found guilty of, violating Bowling Green City Ordinance 73.01(A)(1)(a) – Driving Under the Influence of Alcohol or Drugs and/or 71.16(A) – Driving Under OVI Suspension, both first-degree misdemeanors, in the Bowling Green Municipal Court; and
- c) As a result of the Court’s finding of guilt, he was sentenced on January 26, 2011 to:
  - i. A \$2,075.00 fine with \$925.00 suspended, plus court costs;
  - ii. Confinement for 360 days with 351 suspended and six days credited, for a total of 3 days confinement;
  - iii. Six points added to driver record;
  - iv. License suspension from January 14, 2011 through July 14, 2011; and
  - v. Five years of probation to end on January 19, 2016;

B) Answered “NO” to Question 16 of the Application when he should have answered “YES”; and/or

C) Failed to disclose in Question 16 of the Application that a lien or judgment was filed against him on behalf of Toledo Parking Violations Bureau, in the amount of \$140.00, on March 7, 2011, in Lucas County, Ohio which resulted in a judgment in favor of Toledo Parking Violations Bureau in the amount of \$140.00, on May 3, 2011, in the Toledo Municipal Court,

in violation of R.C. 3772.10(C)(2), (5) and (F), R.C. 3772.131(D), and Ohio Adm. Code 3772-8-02(A).

2) Based on the above allegations, which resulted from the criminal records check obtained by the Commission pursuant to R.C. 3772.07 and the Commission's licensing investigation, Jones failed to establish, by clear and convincing evidence, his suitability for licensure as a casino gaming employee, as required by R.C. 3772.10(B) and/or (C)(5) and/or (7) and/or Ohio Adm. Code 3772-8-05(A). In addition, he failed to establish, by clear and convincing evidence, his suitability for licensure, as required by R.C. 3772.10(B) and/or (C)(5) and/or (7) and/or Ohio Adm. Code 3772-8-05(A), because:

A) On December 15, 2013, he was arrested, cited for, and charged with violating R.C. 4511.19(A)(1)(a) – Operating vehicle under the influence of alcohol or drugs and/or R.C. 4511.19(A)(1)(d) – Operating vehicle under the influence of alcohol or drugs, both first-degree misdemeanors, in Bowling Green, Ohio;

B) On April 30, 2014, he pled guilty or no contest to, or was found guilty of, violating R.C. 4511.19(A)(1)(a) – Operating vehicle under the influence of alcohol or drugs, a first-degree misdemeanor, in the Bowling Green Municipal Court; and

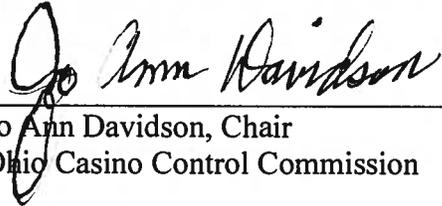
C) As a result of the Court's finding of guilt, he was sentenced on April 30, 2014 to:

- a) A \$2,750.00 fine with \$1,250.00 suspended, plus court costs;
- b) Confinement for 365 days with 275 suspended, for a total of 90 days confinement;
- c) Six points added to driver record;
- d) License suspension from December 15, 2013 through December 15, 2023; and
- e) Five years of probation to end on April 30, 2019.

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

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

**IT IS SO ORDERED.**

  
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Jo Ann Davidson, 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 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 the Commission Order.