

- 1) Smith submitted a casino gaming employee license application that contained false information or failed to set forth all of the information required by the Commission, in violation of R.C. 3772.10, R.C. 3772.131, Ohio Adm. Code 3772-8-02, and 3772-8-05, including:

A) He failed to disclose information under Question 8;

- i. He was arrested for or charged with F.R.A. Suspension, which he was convicted of, or pled guilty or no contest to, on February 8, 2006, in the Sandusky County Court District No. 2;
- ii. He was arrested for or charged with Drove While License Suspended 2nd Or Subsequent Offense, and he was convicted of, or pled guilty or no contest to, Drove While License Suspended/Revoked/Denied or Susp Fin Resp, on October 2, 2007, in the 41-A Judicial District Court, Michigan;
- iii. He was arrested for or charged with Knowingly Driv Wh Lic Susp/Revoked, which he was convicted of, or pled guilty or no contest to, on September 7, 2011, in the Polk County Circuit Court, Florida;
- iv. He was arrested for or charged with Driving Under Suspended License for Failing to Appear or Pay Fine or for Default in Payment of Child Support, and he was convicted of, or pled guilty or no contest to, No Operator's License, on June 11, 2014, in the Norwalk Municipal Court; or
- v. He was arrested for or charged with Driving Under Suspension, which he was convicted of, or pled guilty or no contest to, on November 2, 2015, in the Perrysburg Municipal Court.

B) Failing to disclose information under Question 16;

- i. He had a civil complaint and resulting April 1, 2010 lien or judgment, filed against him in the 52-3 Judicial District Court, Michigan.

C) Answering "NO" to Question 18 when he should have answered "YES";

- i. He had writs of garnishment issued against him on October 2, 2010, November 2, 2011, April 12, 2012, October 1, 2012, November 1, 2012, March 7, 2013, September 6, 2013, August 20, 2014, August 21, 2015, and October 4, 2016, in the 52-3 Judicial District Court, Michigan.

- 2) Smith is not suitable or otherwise eligible to be granted or to maintain a casino gaming employee license, as required by R.C. 3772.10 and Ohio Adm. Code 3772-8-05, based on the above allegations, including the underlying conduct, and the following:

A) He had a 2003 child support lien obligation filed against him, in Minnesota;

- B) He was arrested for or charged with Assault/Bodily Harm Less Than Murder on April 14, 2011, in the 37th District Court, Michigan; or
 - C) He was arrested for or charged with Assault and Domestic Violence, and he was convicted of, or pled guilty or no contest to, Domestic Violence, on January 10, 2017, in the Sandusky Municipal Court.
- 3) Based on the above allegations, Smith has failed to establish, by clear and convincing evidence, his suitability for licensure as a casino gaming employee, as required by R.C. 3772.10 and Ohio Adm. Code 3772-8-05.

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

- 1) Smith's Application is **DENIED**.
- 2) Smith is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772.
- 3) Smith is **PROHIBITED** from reapplying for licensure under R.C. Chapter 3772 for three 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 Smith, via certified mail, return receipt requested, and his counsel of record, if any, via ordinary mail.

IT IS SO ORDERED.


June E. Taylor, 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 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 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.