

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re: :
 : Case No. 2017-LIC-027
Darlene Jefferson, :
CASINO GAMING EMPLOYEE APPLICANT :
 :
Applicant. :

ORDER DENYING CASINO GAMING EMPLOYEE LICENSE

On October 17, 2016, Darlene Jefferson filed with the Ohio Casino Control Commission (“Commission”) an application for a Casino Gaming Employee License. Thereafter, the Commission conducted a suitability investigation of Jefferson to determine her eligibility for such a license.

During a suitability investigation of Jefferson, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing (“Notice”), dated April 12, 2017. (State’s Ex. 2 at 2-3.) Jefferson received the Notice, sent via certified mail, on April 14, 2017. (State’s Ex. 2 at 4-6.)

Pursuant to R.C. 119.07 and 3772.04, Jefferson had the right to a hearing if requested within 30 days of the Notice’s mailing. Jefferson so requested, (State’s Ex. 2 at 7.) and the Commission scheduled a hearing for May 23, 2017; and upon its own motion, the Commission continued the hearing until July 13, 2017. (State’s Ex. 2 at 9-12.) Jefferson did not appear at the hearing, and the Commission held the hearing as scheduled before Hearing Examiner John Williams (“Examiner”).

After presentation and submission of the evidence at the hearing, the Examiner closed the record. (Tr. 27.) The Examiner prepared a Report and Recommendation (“R&R”), which he submitted on August 18, 2017. Therein, the Examiner found that Jefferson: (1) submitted an application to the Commission that contained false information, in violation of R.C. 3772.10, R.C. 3772.131, and Ohio Adm. Code 3772-8-02; and (2) failed to establish by clear and convincing evidence her suitability for licensure as a Casino Gaming Employee, as required by R.C. 3772.10(B) and Ohio Adm. Code 3772-8-05. (R&R at 15.) As a result of these findings, the Examiner recommended that the Commission deny Jefferson’s application for a Casino Gaming Employee License. (*Id.* at 16.)

On August 23, 2017, the Commission sent Jefferson, via certified mail, a copy of the R&R, and Jefferson received the R&R on August 25, 2017. (App. 1; App. 2.) Therefore, Jefferson had until September 24, 2017 to file objections. *See* R.C. 3772.04(A)(2). Jefferson did not do so.

In accordance with R.C. 119.07 and 3772.04, the matter was submitted to the Commission on October 18, 2017, for final adjudication.

WHEREFORE, in consideration of the foregoing and upon a quorum and majority vote of the members, the Commission **ADOPTS** the Examiner's R&R without modification.

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

- 1) Jefferson's application is **DENIED**;
- 2) Jefferson is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772;
- 3) Jefferson 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; and
- 4) A certified copy of this Order shall be served upon Jefferson, via certified mail, return receipt requested, and her 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 this Commission Order.