

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re: :
 : Case No. 2017-LIC-010
Jackie Mitchell :
CASINO GAMING EMPLOYEE LICENSEE :
 :
 :
 :
 Licensee. :

ORDER REVOKING CASINO GAMING EMPLOYEE LICENSE

On April 14, 2016, Jackie Mitchell filed with the Ohio Casino Control Commission (“Commission”) a renewal application for a Casino Gaming Employee License. Thereafter, the Commission conducted a suitability investigation of Mitchell to determine her eligibility for such a license. Having found her suitable for licensure, the Commission, on April 27, 2016, issued a renewal Casino Gaming Employee License to Mitchell, and effective June 5, 2016.

During an administrative investigation of Mitchell, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing (“Notice”), dated January 26, 2017. (Exhibit A.) The Notice was sent via certified mail, return receipt requested, but was returned to the Commission marked “Unclaimed” on February 23, 2017. (Exhibit B.) The Commission re-sent the Notice on February 24, 2017, via ordinary mail with a certificate of mailing. (Exhibit C.) The Notice was not returned to the Commission for failure of delivery.

Pursuant to R.C. 119.07 and 3772.04, Mitchell had the right to a hearing if requested within 30 days of the Notice’s mailing. Mitchell failed to do so. Accordingly, no hearing was held, and the matter was brought before the Commission on April 19, 2017, 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. Mitchell has been convicted of, or pled guilty or no contest to, one or more “disqualifying offenses,” as defined by R.C. 3772.07 and in violation of R.C. 3772.10, including:
 - A) A November 7, 2016 conviction for, or plea of guilty or no contest to, two counts of Petty Theft and two counts of Theft, in the Cuyahoga County Court of Common Pleas.
2. Mitchell failed to notify the Commission of information impacting her suitability to obtain or maintain a casino gaming employee license, in violation of R.C. 3772.10 and Ohio Adm. Code 3772-8-04, including:

- A) An indictment for two counts of Petty Theft, three counts of Tampering with Evidence, and two counts of Theft, for which she was convicted of or pled guilty or no contest to, two counts of Petty Theft and two counts of Theft, on November 7, 2016, in the Cuyahoga County Court of Common Pleas; and
 - B) Her May 5, 2016 termination from JACK Cleveland Casino.
3. Based on the above allegations, Mitchell has failed to establish, by clear and convincing evidence, her 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) Mitchell's Casino Gaming Employee License is **REVOKED**.
- 2) Mitchell shall immediately **SURRENDER** her license credential to the Commission.
- 3) Mitchell is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772.
- 4) Mitchell is **PROHIBITED** from reapplying for licensure under R.C. Chapter 3772 for three years from the date the 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 the Order shall be served upon Mitchell, 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 the Commission Order.