STATE OF OHIO
CASINO CONTROL COMMISSION

In re:	:	
	:	Case No. 2018-LIC-019
David Linville,	:	
CASINO GAMING EMPLOYEE LICENSE	:	
APPLICANT	:	
	:	
Applicant.	:	

ORDER DENYING CASINO GAMING EMPLOYEE LICENSE APPLICATION

On February 23, 2018, David Linville filed a Casino Gaming Employee License Application ("Application") with the Ohio Casino Control Commission ("Commission"). Thereafter, the Commission conducted Linville's suitability investigation to determine his eligibility for such a license.

An applicant is eligible for licensure as a Casino Gaming Employee upon meeting the following criteria: **(1)** being at least 21 years of age, R.C. 3772.131(C); **(2)** filing a true and complete Application, R.C. 3772.131(D) and Ohio Adm.Code 3772-8-02(A); **(3)** submitting two sets of fingerprints and a photograph, R.C. 3772.131(E); **(4)** paying the nonrefundable application fee, R.C. 3772.131(E) and Ohio Adm.Code 3772-8-03, 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)** reimbursing 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 3772.10(C)(1); and **(7)** otherwise being suitable and eligible for licensure, R.C. 3772.10(B) and (C)(7).

During the investigation, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing ("Notice"), dated August 23, 2018. Linville received the Notice, sent via certified mail, on August 30, 2018. Pursuant to R.C. 119.07 and 3772.04, he had the right to a hearing if requested within 30 days of the Notice's mailing. He failed to do so. Accordingly, no hearing was held, and the matter was brought before the Commission on October 17, 2018, 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) Linville is ineligible for licensure because he submitted an Application that contained false information or that failed to set forth all of the information required by the Commission, in violation of R.C. 3772.10, 3772.131, Ohio Adm.Code 3772-8-02, or 3772-8-05; and

2) Linville is not suitable or otherwise eligible to be granted or to hold a license, as required by R.C. 3772.10 or 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) Linville's Application is **DENIED**.

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

3) Linville is **PROHIBITED** from reapplying for licensure under R.C. Chapter 3772 for three years from the date the Order is served upon his, 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 Linville, 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 filing 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.