

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re: :
: Case No. 2017-LIC-058
Mohan Gurung, :
CASINO GAMING EMPLOYEE LICENSE :
RENEWAL APPLICANT :
: Applicant. :

ORDER RENEWING CASINO GAMING EMPLOYEE LICENSE

On July 6, 2017, Mohan Gurung filed an application to renew his Casino Gaming Employee License (“License”) with the Ohio Casino Control Commission (“Commission”). Thereafter, the Commission conducted a suitability investigation of Gurung to determine his eligibility for such a license.

During the investigation, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing (“Notice”), dated November 2, 2017. (State’s Ex. 2 at CCC 2-5.) Gurung received the Notice, sent via certified mail, on November 9, 2017. (State’s Ex. 2 at 5.)

Pursuant to R.C. 119.07 and 3772.04, Gurung had the right to a hearing if requested within 30 days of the Notice’s mailing. He so requested, (State’s Ex. 2 at 6-7), and the Commission scheduled a hearing for December 5, 2017; and upon its own motion, pursuant to R.C. 119.09, continued the hearing to January 4, 2018. (State’s Ex. 2 at 8-10.) Gurung appeared at the hearing, which was held as scheduled before Hearing Examiner Marc E. Myers (“Examiner”).

After presentation and submission of the evidence at the hearing, the Examiner closed the record. (Tr. 32.) The Examiner prepared a Report and Recommendation (“R&R”), which he submitted on February 20, 2018. Therein, the Examiner made certain findings of fact and conclusions of law and recommended that the Commission renew Gurung’s License. (R&R at 7.)

On February 22, 2018, the Commission sent Gurung, via certified mail, a copy of the R&R, and he received the R&R on February 26, 2018. (App. 1; App. 2.) Therefore, he had until March 28, 2018 to file objections. *See* R.C. 3772.04(A)(2). Gurung did not do so.

In accordance with R.C. 119.07 and 3772.04, the matter was submitted to the Commission on April 18, 2018, 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) Gurung's Casino Gaming Employee License Application is **APPROVED**;
- 2) Gurung's License is **RENEWED** for a period not to exceed three years, effective upon expiration of his previous license;
- 3) An updated license credential will be issued to Gurung, but, in the meantime, he is permitted to continue working with his present credential; and
- 4) A certified copy of this Order shall be served upon Gurung, 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 this Commission Order.