

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re: :
 : Case No. 2017-LIC-059
Terra Similien :
CASINO GAMING EMPLOYEE LICENSE :
APPLICANT :
 :
 Applicant. :

ORDER DENYING CASINO GAMING EMPLOYEE LICENSE APPLICATION

On March 22, 2017, Terra Similien (“Similien”) filed with the Ohio Casino Control Commission (“Commission”) an application for a Casino Gaming Employee License. Thereafter, the Commission conducted a suitability investigation of Similien to determine her eligibility for such a license.

A casino gaming employee license applicant is eligible for licensure upon meeting the following criteria: (1) being at least 21 years of age, R.C. 3772.131(C); (2) filing a true and complete Casino Gaming Employee License Application (“Application”), R.C. 3772.131(D) and Ohio Adm. Code 3772-8-02(A); (3) submitting two sets of the applicant’s 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) being otherwise suitable for licensure, R.C. 3772.10(B) and (C)(7).

During an administrative investigation of Similien, the Commission discovered sufficient derogatory information to warrant issuance of a Notice of Opportunity for Hearing (“Notice”), dated November 30, 2017. (Exhibit A.) Similien received the Notice, sent via certified mail, on December 4, 2017. (Exhibit B.) Pursuant to R.C. 119.07 and 3772.04, Similien had the right to a hearing if requested within 30 days of the Notice’s mailing. Similien failed to do so. Accordingly, no hearing was held, and the matter was brought before the Commission on January 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) Similien 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:

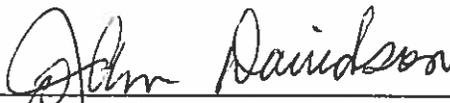
- A) She had a civil complaint and resulting October 3, 2008 lien or judgment filed against her in the District Court for Wicomico County, Maryland;
 - B) She had a civil complaint and resulting August 15, 2012 lien or judgment filed against her in the District Court for Wicomico County, Maryland; or
 - C) She had a civil complaint and resulting June 13, 2014 writ of restitution filed against her in the Hamilton County Municipal Court.
- 2) Similien 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 following:
- A) She had a civil complaint and resulting August 15, 2001 lien or judgment filed against her in the District Court for Wicomico County, Maryland;
 - B) She had a civil complaint and resulting April 17, 2003 lien or judgment filed against her in the District Court for Wicomico County, Maryland;
 - C) She was arrested for or charged with Child Abuse: Parent, Assault - Second Degree, Deadly Weapon: Wear and Carry with Intent to Injure, Reckless Endangerment, and Contribute to Condition of Child/Delinquent, Etc., and she was convicted of, or pled guilty or no contest to, Assault - Second Degree, on February 17, 2004, in the Circuit Court for Wicomico County, Maryland;
 - D) She had a January 31, 2005 petition for Chapter 7 bankruptcy, which resulted in a May 18, 2005 Discharge, in the United States Bankruptcy Court, District of Maryland;
 - E) She disclosed at least two separate 2011 civil complaints filed against her by Central Collection Unit and/or the IRS for debt collection;
 - F) She was arrested for or charged with Person Driving Motor Vehicle While License Suspended Under 17-106, 26-204, 26-206, 27-103, which she was convicted of, or pled guilty or no contest to, on October 4, 2011, in the District Court for Somerset County, Maryland;
 - G) She was arrested for or charged with Intimidate/Influ Juror - Felony Off, Intimidate/Influence Juror, Obstruct Justice, and Contribute to Condition of Child, and four counts of Constructive Crim Contempt, and she was convicted of, or pled guilty or no contest to, Intimidate/Influence Juror, and one count of Constructive Crim Contempt, on December 6, 2011, in the Circuit Court for Wicomico County, Maryland;
 - H) She had a March 2013 civil complaint filed against her by Stevens-Henager College for debt collection; or

- 1) She was arrested in Hamilton County, Ohio, pursuant to a warrant for Violation of Probation, out of the Circuit Court of Wicomico County, Maryland, which resulted in a November 15, 2016, order for her extradition to the State of Maryland.
- 3) Based on the above allegations, Similien 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) Similien's Application is **DENIED**.
- 2) Similien is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772.
- 3) Similien 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.
- 4) A certified copy of the Order shall be served upon Similien, via certified mail, return receipt requested, and her counsel of record, if any, via ordinary mail.

IT IS SO ORDERED.



Jo Ann Davidson, Vice-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.