

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re: :
 : Case No. 2018-LIC-039
Tecora Colbert, :
CASINO GAMING EMPLOYEE LICENSE :
APPLICANT :
 :
 Applicant. :

ORDER DENYING CASINO GAMING EMPLOYEE LICENSE APPLICATION

On August 16, 2018, Tecora Colbert filed a Casino Gaming Employee License Application (“Application”) with the Ohio Casino Control Commission (“Commission”). Thereafter, the Commission conducted Colbert’s suitability investigation to determine her 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 December 13, 2018. Colbert received the Notice, via certified mail, return receipt requested, on December 17, 2018.

Pursuant to R.C. 119.07 and 3772.04, Colbert had the right to a hearing if requested within 30 days of the Notice’s mailing. Colbert so requested, and the Commission scheduled a hearing for December 27, 2018; and upon its own motion, the Commission continued the hearing until January 31, 2019. Colbert did not appear at the hearing, and the Commission held the hearing as scheduled before Hearing Examiner Margaret A. Brewer (“Examiner”).

After presentation and submission of the evidence at the hearing, the Examiner closed the hearing record. The Examiner prepared a Report and Recommendation (“R&R”), which she submitted on March 13, 2019. Therein, the Examiner recommended that the Commission deny Colbert’s Application.

On March 15, 2019, the Commission attempted service of the R&R to Colbert via certified mail, return receipt requested. Upon discovery of a clerical error, the Commission re-issued the R&R on March 19, 2019, via certified mail, return receipt requested, and also provided a courtesy copy to Colbert, via email that same day. Colbert filed written objections, via email, on April 3, 2019. After determination that the March 19, 2019, certified mail had been lost, the Commission re-sent the R&R on May 21, 2019, via certified mail, return receipt requested, and Colbert received it on May 24, 2019. Therefore, Colbert had until June 23, 2019, to file objections. *See* R.C. 3772.04(A)(2). Colbert filed no additional objections.

In accordance with R.C. 119.07 and 3772.04, the matter was submitted to the Commission on July 17, 2019, 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) Colbert's Application is **DENIED**.
- 2) Colbert is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772.
- 3) Colbert 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 Colbert, 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 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.