

**STATE OF OHIO
CASINO CONTROL COMMISSION**

In re: :
 : Case No. 2019-LIC-030
Vito Altavilla, :
CASINO GAMING EMPLOYEE LICENSE :
APPLICANT :
 :
Applicant. :

ORDER DENYING CASINO GAMING EMPLOYEE LICENSE APPLICATION

On January 17, 2019, Vito Altavilla filed a Casino Gaming Employee License Application (“Application”) with the Ohio Casino Control Commission (“Commission”). Thereafter, the Commission conducted Altavilla’s suitability investigation 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 June 20, 2019. Pursuant to R.C. 119.07 and 3772.04, Altavilla had the right to a hearing if requested within 30 days of the Notice’s mailing. Altavilla so requested, and the Commission scheduled a hearing for July 18, 2019; and upon its own motion, the Commission continued the hearing until August 22, 2019. Altavilla appeared *pro se*, in addition to providing written contentions, and the Commission held the hearing as scheduled before Hearing Examiner Andrew Cooke (“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 he submitted on September 30, 2019. Therein, the Examiner recommended that the Commission deny Altavilla’s Application.

On October 3, 2019, the Commission sent Altavilla, via certified mail, return receipt requested, a copy of the R&R, which he received on October 9, 2019. Therefore, Altavilla had until November 8, 2019, to file objections. *See* R.C. 3772.04(A)(2). Altavilla did not do so.

In accordance with R.C. 119.07 and 3772.04, the matter was submitted to the Commission on December 18, 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) Altavilla’s Application is **DENIED**.

- 2) Altavilla is **PROHIBITED** from working or otherwise serving in any capacity that requires a license under R.C. Chapter 3772.
- 3) Altavilla is **PROHIBITED** from reapplying for licensure under R.C. Chapter 3772 for three years from the date the Order is served upon him, 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 Altavilla, 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.