

**STATE OF OHIO  
CASINO CONTROL COMMISSION**

*In re:* :  
 : Case No. 2019-LIC-051  
**James Bates, Jr.,** :  
**CASINO GAMING EMPLOYEE LICENSE** :  
**APPLICANT** :  
 :  
 :  
 :  
 Applicant. :

**ORDER DENYING CASINO GAMING EMPLOYEE LICENSE APPLICATION**

On June 13, 2019, James Bates, Jr., filed a Casino Gaming Employee License Application (“Application”) with the Ohio Casino Control Commission (“Commission”). Thereafter, the Commission conducted Bates’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 August 22, 2019. Bates received the Notice, sent via certified mail, return receipt requested, on August 24, 2019.

Pursuant to R.C. 119.07 and 3772.04, Bates had the right to a hearing if requested within 30 days of the Notice’s mailing. Bates so requested, and the Commission scheduled a hearing for September 26, 2019; and upon its own motion, the Commission continued the hearing until October 17, 2019. Bates did not appear at the hearing, and the Commission held the hearing as scheduled before Hearing Examiner Andrew P. 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 November 26, 2019. Therein, the Examiner recommended that the Commission deny Bates’s Application.

On November 27, 2019, the Commission sent Bates, via certified mail, return receipt requested, a copy of the R&R, which he received on November 30, 2019. Therefore, Bates had until December 30, 2019, to file objections. *See* R.C. 3772.04(A)(2). Bates filed his objections on December 27, 2019.

In accordance with R.C. 119.07 and 3772.04, the matter was submitted to the Commission on January 15, 2020, for final adjudication.

**WHEREFORE**, the Commission **ADOPTS** the Examiner’s R&R without modification.

**WHEREFORE**, the Commission **ORDERS** as follows:

- 1) Bates’s Application is **DENIED**.

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