

**ORDER 2010-104**

**AN ORDER REGARDING THE REQUEST FOR HEARING RE: THE  
VOLUNTARY EXCLUSION REMITTANCE OF JOHN DOE #09-60**

On September 17, 2009, in Order 2009-117, the Indiana Gaming Commission (“Commission”) approved remittance of \$1,700.00 that Casino Aztar owed to John Doe #09-60 for the reason that John Doe #09-60 was a participant in the Voluntary Exclusion Program at the time he/she was owed those monies while in the gaming area of Casino Aztar in Evansville, Indiana.

Subsequently, John Doe #09-60 filed with the Commission a request for a hearing on Order 2009-117. On or about April 20, 2010, Commission staff agreed to settle the appeal with John Doe #09-60. On April 21, 2010, Commission staff filed a Motion to Dismiss with Administrative Law Judge Michael D. Cook for the reason that the underlying dispute had been settled and there was no material dispute remaining for the Judge to consider. On April 28, 2010, Judge Cook issued his confidential Order in this matter, which included a recommendation that the Commission grant the Motion to Dismiss.

**COMMISSION ACTION**

After reviewing the foregoing, and in accordance with IC 4-21.5-3-29, the Commission hereby:

**AFFIRMS**

the Administrative Law Judge’s Order. Pursuant to IC 4-21.5-3-6, this Order will become effective fifteen (15) days after it is served.

**IT IS SO ORDERED THIS THE 17<sup>th</sup> DAY OF JUNE, 2010.**

**THE INDIANA GAMING COMMISSION:**

  
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Timothy Murphy, Chair

ATTEST:

  
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Thomas Swihart, Vice Chair