

ORDER 2012-174

AN ORDER REGARDING THE REQUEST FOR HEARING REGARDING THE VOLUNTARY EXCLUSION REMITTANCE OF JOHN DOE #12-66

On August 2, 2012, in Order 2012-100, the Indiana Gaming Commission ("Commission") approved remittance of \$2,100 against John Doe #66 for the reason that John Doe #66 was a participant in the Voluntary Exclusion Program at the time John Doe #66 was discovered with \$2,100 in winnings in the form of gaming chips while in the gaming area of the Ameristar Casino in East Chicago, Indiana.

Subsequently, John Doe #12-66 timely filed with the Commission a request for a hearing on Order 2012-100. Administrative Law Judge Michael Cook was assigned to the case, and set a telephonic Preliminary Hearing for September 7, 2012. John Doe #66 failed to attend the September 7, 2012 telephonic hearing. On October 9, 2012, Commission staff made a Motion for Issuance of Proposed Order of Default Judgment in light of John Doe #66's failure to attend the telephonic hearing. On October 29, 2012, a Proposed Order of Default Judgment was served on all parties by the Administrative Law Judge. On November 7, 2012, after failing to receive a written response from John Doe #66, the Administrative Law Judge issued an order of Default Judgment against John Doe #66.

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 15th DAY OF NOVEMBER, 2012.

THE INDIANA GAMING COMMISSION:



Timothy Murphy, Chair

ATTEST:



Marc Fine, Vice-Chair