

ORDER 2012-40

**APPROVING THE SETTLEMENT AGREEMENT BETWEEN
THE INDIANA GAMING COMMISSION AND SAMANTHA FORMAN**

On October 7, 2011, Samantha Forman was issued a permanent occupational license to work as a cook at Indiana Live! Casino in Shelbyville, Indiana.

On January 26, 2012, Ms. Forman disclosed she was arrested on February 24, 2011 for Criminal Conversion in Shelby County, Indiana. On January 26, 2012, Ms. Forman provided documents showing that her prosecution in 73D02-0711-CM-239 was withheld due to an Agreement for community service, a fine and probation for a period of twelve (12) months. On January 26, 2012, Ms. Forman disclosed she was arrested on November 10, 2011 for Battery, a Class B Misdemeanor in Shelby County, Indiana.

68 IAC 2-3-9.1(a)(5) requires all occupational licensees to notify the Commission in writing any time the licensee has been arrested, indicted, charged, convicted, or plead guilty to any felony or misdemeanor offense within ten (10) calendar days of the event. Ms. Forman violated this provision by failing to disclose her arrest for Criminal Conversion to the Commission until three hundred and thirty-six (336) days after the arrest took place. Ms. Forman again violated this provision by failing to disclose her arrest for Battery to the Commission until seventy-seven (77) days later.

Commission staff sent a letter to Ms. Forman which offered to settle the matter in lieu of Commission staff filing a complaint and pursuing disciplinary action.

Commission staff and Ms. Forman have agreed to settle this matter. The terms of the settlement agreement have been reduced to writing, and in pertinent part, provide that Ms. Forman's occupational license shall be voluntarily relinquished for three (3) working days at a time to be determined by the parties in cooperation with Indiana Live! Casino. Ms. Forman agrees that no vacation or paid leave time shall be used while serving this voluntary relinquishment.

Having considered the foregoing, the Commission hereby **APPROVES** the proposed terms of the settlement agreement.

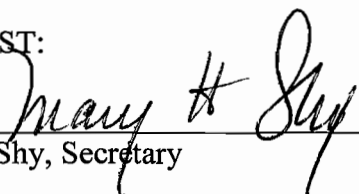
IT IS SO ORDERED THIS THE 15TH DAY OF MARCH, 2012:

THE INDIANA GAMING COMMISSION:



Timothy Murphy, Chair

ATTEST:



Mary Shy, Secretary