

ORDER 2013-101

**APPROVING THE SETTLEMENT AGREEMENT BETWEEN THE INDIANA
GAMING COMMISSION AND WILLIAM NELSON**

On or about May 9, 2012, William Nelson submitted an application and received a temporary license to work as a security officer at Casino Aztar, now known as Tropicana Evansville, in Evansville, Indiana. On his application, Mr. Nelson disclosed three arrests and misdemeanor convictions.

Following a routine background investigation, in a letter dated July 5, 2012, Commission staff requested more information regarding past arrests from Mr. Nelson. Mr. Nelson promptly provided the information requested. The information provided by Mr. Nelson showed several arrests and misdemeanor convictions that Mr. Nelson did not disclose on his application.

68 IAC 2-3-4 provides that an applicant for a level 2 license must disclose his criminal history on the application. The same section provides that any misrepresentation or omission may be grounds for denial of the application. 68 IAC 2-3-10(b) states: “[i]f the commission determines that an occupational licensee is in violation of this rule or IC 4-33-8, the commission may initiate a disciplinary proceeding to revoke, restrict, or take any other disciplinary action with respect to the occupational license pursuant to 68 IAC 13.” 68 IAC 13-1-18 provides that settlement offers may be made at any time prior to the final disposition of an action, including prior to the initiation of proceedings.

Commission staff and Mr. Nelson have agreed to settle this matter in lieu of Commission staff filing a complaint and pursuing disciplinary action. The terms of the settlement have been reduced to writing, and in pertinent part, provide that Mr. Nelson’s temporary license shall be voluntarily relinquished for a period of one (1) working day at a time to be determined by the parties in cooperation with Tropicana Evansville. Mr. Nelson 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 27TH DAY OF JUNE, 2013:

THE INDIANA GAMING COMMISSION:



Matt Bell, Chair

ATTEST:



Marc Fine, Vice-Chair