

ORDER 2006-89
ORDER OF THE INDIANA GAMING COMMISSION
APPROVING SETTLEMENT AGREEMENT
RE: MICHAEL J. MCENELLY

On October 4, 2006, the staff of the Indiana Gaming Commission ("Commission") sent a letter to Mr. Michael J. McEnelly, Occ. Lic. No. CA2768-L2, which offered to settle a possible disciplinary matter before filing a complaint and pursuing disciplinary action. The matter necessitated consideration of disciplinary action due to the fact that Mr. McEnelly was arrested on or about August 28, 2005 for the alleged commission of purchase of more than three (3) grams of ephedrine in a week's time, a misdemeanor offense, and failed to report the arrest to the Commission or Caesars officials until approximately February 1, 2006. By failing to report the arrest in a timely fashion, Mr. McEnelly violated 68 IAC 2-3-9.1.

Commission staff and Mr. McEnelly have agreed to settle this matter. The terms of the settlement agreement have been reduced to writing, and in pertinent part, provide the following:

The above described actions of Licensee constitute a violation of Title 68 of the Indiana Administrative Code. The Commission and Licensee agree that a period of suspension of Licensee's occupational license shall be imposed on Licensee in settlement of this action. By agreement, Licensee's occupational license shall be suspended for three (3) working days at a time to be determined by the parties in cooperation with the Human Resources Department of Caesars Indiana. Licensee will not work his regularly scheduled shifts as a Floor Supervisor at Caesars Indiana during this period of suspension.

Having considered the foregoing, the Commission hereby:

~~APPROVES OR REJECTS~~

the proposed terms of the settlement agreement.

IT IS SO ORDERED THIS THE 9TH DAY OF NOVEMBER, 2006:

THE INDIANA GAMING COMMISSION:



William W. Barrett, Chair

ATTEST:



Donald Vowels, Secretary