

**ORDER 2016-054**  
**AN ORDER OF THE INDIANA GAMING COMMISSION**  
**APPROVING THE SETTLEMENT AGREEMENT WITH BRIAN THOMAS**

Brian Thomas ("Licensee") has held a Level 3 occupational license as a Steward at Horseshoe Hammond since October 16, 2013. On September 28, 2015, Licensee submitted an application to the Indiana Gaming Commission ("Commission") for a Level 2 occupational license to work at Horseshoe Hammond as a Dealer. During the background investigation, the Commission investigators determined that Licensee failed to disclose and/or update the Commission on two arrests, indictments, charges, or convictions as required by 68 Ind. Admin. Code § 2-3-9.

Any misrepresentation or omission made with respect to an application may be grounds for denial of the application. 68 Ind. Admin. Code § 2-3-4(b)(2). An applicant for a Level 2 occupational license shall include the applicant's criminal history in the application. 68 Ind. Admin. Code § 2-3-4(e)(14).

All occupational licensees have a continuing duty to maintain suitability for licensure and must notify the Commission of any changes in the information submitted in the licensee's application or any information that could render the licensee ineligible to hold an occupational license. 68 Ind. Admin. Code § 2-3-9. Further, all occupational licensees are under a continuing duty to advise the Commission if the occupational licensee has been arrested for, indicted of, charged with, convicted of, or plead guilty to any felony or misdemeanor offense within ten calendar days of the occurrence. 68 Ind. Admin. Code § 2-3-9.1.

In lieu of disciplinary proceedings, Commission staff and Licensee have agreed to settle this matter pursuant to 68 Ind. Admin. Code § 2-3-5(f)(2). The terms of the settlement have been reduced to writing, and in pertinent part, provide that Licensee agrees to an unpaid voluntarily relinquishment of Licensee's occupational license and identification badge for a period of three regularly scheduled working days, without using vacation or any other paid leave time.

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

**IT IS SO ORDERED THIS 24<sup>th</sup> DAY OF FEBRUARY, 2016.**

**THE INDIANA GAMING COMMISSION:**

  
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Cris Johnston, Chair

ATTEST:

  
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Joseph Stefanoff, Secretary