

RESOLUTION 1994-9

**A RESOLUTION CONCERNING THE REQUEST
OF IMPERIAL PALACE OF INDIANA,
INC. TO WITHDRAW ITS APPLICATION
FOR A RIVERBOAT OWNER'S LICENSE**

WHEREAS, the Indiana Gaming Commission, ("the Commission") has the power and duty under IC 4-33-4-1 to fully and effectively execute IC 4-33 ("the Riverboat Gambling Law");

WHEREAS, the Commission has the power and duty to take any reasonable or appropriate action to enforce the Riverboat Gambling Law;

WHEREAS, pursuant to IC 4-33-6-2(a) and RESOLUTION 1993-4, the Commission established that the nonrefundable application fee is Fifty Thousand Dollars (\$50,000);

WHEREAS, the Commission is required under IC 4-33-4-5 to adopt standards for the licensing of persons regulated under the Riverboat Gambling Law;

WHEREAS, pursuant to IC 4-33-4-17, the Commission is to "decide promptly and in reasonable order all license applications"; and

WHEREAS, on March 23, 1994, the Commission received a written request from Imperial Palace of Indiana, Inc., to withdraw its application for a Riverboat Gambling License to have a home dock site in Lawrenceburg, Dearborn County, Indiana, and a request for the refund of the Fifty Thousand Dollar (\$50,000) nonrefundable application fee.

NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA GAMING COMMISSION, THAT THE FOLLOWING RESOLUTION IS ADOPTED:

SECTION 1. DEFINITIONS.

The definitions set forth in IC 4-33-2 apply to this resolution.

SECTION 2. REQUEST TO WITHDRAW.

The Request to Withdraw application for Indiana Riverboat Gambling License received on March 23, 1994, is hereby granted, effective April 8, 1994.

SECTION 3. REQUEST FOR REFUNDS OF THE APPLICATION FEE.

Pursuant to IC 4-33-6-2(a), the request for refund of the application fee is hereby DENIED.

SECTION 4. EFFECTIVE DATE.

This resolution is effective immediately.

ADOPTED, THIS THE 8TH DAY OF APRIL, 1994:

THE INDIANA GAMING COMMISSION:



Alan I. Klineman, Chair

ATTEST:



Gilmer Gene Hensley, Secretary