

ORDER 2011-167

**AN ORDER DENYING THE APPEAL OF VOLUNTARY EXCLUSION
REMITTANCE OF JOHN DOE #52 (VEP 11-52).**

On June 2, 2011, in Order 2011-91, the Indiana Gaming Commission (“Commission”) approved remittance of \$2,310.50.00 against John Doe #52 for the reason that John Doe #52 was a participant in the Voluntary Exclusion Program at the time John Doe #52 won a \$2,310.50 jackpot while in the gaming area of the Rising Star Casino in Rising Sun, Indiana.

On June 10, 2011, John Doe #52 filed with the Commission a request for hearing to review Order 2011-91. Administrative Law Judge Michael Cook was assigned to the case, and set a telephonic Preliminary Hearing for August 2, 2011. John Doe #52 failed to attend the August 2, 2011 telephonic hearing. On August 5, 2011, pursuant to IC 4-21.5-3-24(a)(2), the Commission staff made a Motion for Issuance of Proposed Order of Default Judgment in light of John Doe #52’s failure to attend the telephonic hearing. On August 18, 2011, a Proposed Order of Default Judgment was served on all parties by the Administrative Law Judge pursuant to I.C. 4-21.5-3-24(a). On September 7, 2011, after failing to receive a written response from John Doe #52, the Administrative Law Judge issued an order of Default Judgment against John Doe #52

COMMISSION ACTION

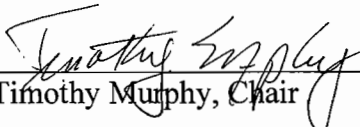
After reviewing the foregoing and in accordance with IC 4-21.5-3-29, the Commission hereby:

AFFIRMS

the Administrative Law Judge’s Order. Pursuant to IC 4-21.5-3-6, this Order will become effective fifteen (15) days after it is served.

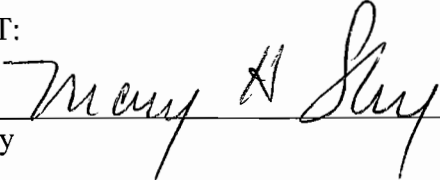
IT IS SO ORDERED THIS THE 15th DAY OF SEPTEMBER, 2011.

THE INDIANA GAMING COMMISSION:



Timothy Murphy, Chair

ATTEST:



Secretary