

**FILED BEFORE**  
**THE INDIANA GAMING COMMISSION**  
Administrative Cause No.: IGC-2212-002746

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**CHRISTOPHER CAREY,**  
**Petitioner,**

v.  
**INDIANA GAMING COMMISSION,**  
**Respondent.**

**FINAL ORDER AFFIRMING ALJ'S RECOMMENDED ORDER**

The Indiana Gaming Commission ("Commission") hereby issues this Final Order Affirming the Administrative Law Judge's ("ALJ") Recommended Order against Christopher Carey. ("Respondent"). In support of this Order, the Commission states as follows:

1. The Commission is the Indiana administrative agency that has been granted all powers and duties to administer, regulate, and enforce the systems of riverboat gaming and gambling games at racetracks in the State. Ind. Code § 4-33-4-1, Ind. Code § 4-35-4-1.

2. Pursuant to Ind. Code § 4-33-4-7(a) and Ind. Code § 4-35-4-9(a) the Commission may exclude a person from gambling facilities if the Commission determines that the person's conduct or reputation is such that the person's presence within the riverboat gambling facilities may call into question the honesty and integrity of the gambling operations; or interfere with the orderly conduct of the gambling operations.

3. Under 68 Ind. Admin. Code § 6-1-3(3), the Executive Director of the Commission may place a person on the exclusion list if the person has performed any act that would adversely affect public confidence and trust in gaming. Specifically, if there are facts and circumstances sufficient to cause a prudent person to believe that a person performed any act or had a notorious or unsavory reputation that would adversely affect public confidence and trust in gaming.

4. Petitioner was placed on the Commission Exclusion List on or about December 2, 2022.

5. A notice of exclusion was mailed to Petitioner on December 2, 2022.

6. On August 27, 2022, at Horseshoe Indianapolis Casino Petitioner inappropriately slapped a female dealer's bottom and made her feel uncomfortable. There is a crime report from this incident that details surveillance footage of the incident.

**DISTRIBUTION:**

Opposing Party:  
Christopher Carey  
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7. On December 17, 2022, Petitioner filed a Petition for review of his placement on the Statewide Exclusion List.

8. On January 13, 2023, Respondent filed a Motion for Summary Judgment.

9. On February 7, 2023, the ALJ issued an order denying Respondent's Motion for Summary Judgment.

10. On February 24, 2023, an evidentiary hearing via Zoom was held. Respondent appeared but Petitioner failed to appear.

11. On February 24, 2023, a Notice of Proposed Dismissal was issued.

12. On February 27, 2023, an Amended Order Setting Evidentiary Hearing was issued.

13. On March 10, 2023, an evidentiary hearing was held via Zoom.

14. On April 14, 2023, the ALJ issued a Recommended Order, recommending that the Commission or its designee issue a Final Order denying Petitioner's petition.

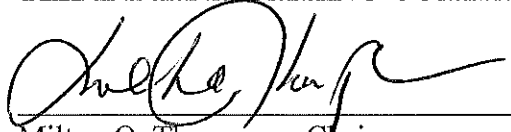
15. Pursuant to Ind. Code § 4-21.5-3-29(d), in order to preserve an objection to an order of an administrative law judge for judicial review, a party must not be in default under Ind. Code § 4-21.5; and must file a reasonably particular written objection within fifteen days after the ALJ order is served on the party.

16. Pursuant to Ind. Code § 4-21.5-3-29(c), in the absence of an objection or notice under Ind. Code § 4-21.5-3-29(d) or (e), the Commission or its designee shall affirm the order of the ALJ.

WHEREFORE, pursuant to Ind. Code § 4-33-3-18(b) and Ind. Code § 4-35-4-1(c), the Indiana Gaming Commission hereby **AFFIRMS** the Administrative Law Judge's Recommended Order. Pursuant to Ind. Code § 4-21.5-3-6, this Order will become effective fifteen (15) days after it is served.

**IT IS SO ORDERED THIS 15TH DAY OF JUNE, 2023.**

**THE INDIANA GAMING COMMISSION:**

  
Milton O. Thompson, Chair

**ATTEST:**

  
Charles Cohen, Commissioner