

**ORDER 2009-28**

**AN ORDER DISMISSING THE APPEAL OF VOLUNTARY EXCLUSION  
REMITTANCE OF JOHN DOE #2 (VEP 08-02)**

On March 31, 2008, in Order 2008-2, the Indiana Gaming Commission (“Commission”) approved remittance of \$199 as a fine against John Doe #2 for the reason that John Doe #2 was a participant in the Voluntary Exclusion Program at the time he/she had \$199.00 in his/her possession while in the gaming area of Argosy Casino in Dearborn County, Indiana.

Subsequently, John Doe #2 filed with the Commission an appeal of Order 2008-2. On or about December 1, 2008, Commission staff settled the appeal with John Doe #2 and filed a Motion to Dismiss with Administrative Law Judge Mary Lee Comer for the reason that the underlying dispute had been settled. On December 5, 2008, Administrative Law Judge Mary Lee Comer issued her confidential Findings in this matter, which included a recommendation that the Commission grant the Motion to Dismiss.

**COMMISSION ACTION**

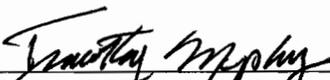
After reviewing the foregoing, the Commission hereby:

**DISMISSES**

the appeal of the voluntary exclusion remittance of John Doe #2. 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 19<sup>th</sup> DAY OF MARCH, 2009.**

**THE INDIANA GAMING COMMISSION:**

  
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Timothy Murphy, Chair

ATTEST:

  
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Thomas Swihart, Secretary