

**STATE OF ILLINOIS
ILLINOIS GAMING BOARD**

IN RE THE DISCIPLINARY ACTION OF:

**THE HIDEAWAY INN LLC
d/b/a THE HIDEAWAY INN**

**Licensed Establishment
License No. 190701065**

DC-V-22-01

COMPLAINT FOR PROPOSED DISCIPLINARY ACTION

The Illinois Gaming Board, for its Complaint against THE HIDEAWAY INN LLC d/b/a THE HIDEAWAY INN, states as follows:

NATURE OF ACTION

1. The Illinois Gaming Board (the “Board” or “IGB”) brings this action against licensed establishment THE HIDEAWAY INN (“Hideaway”) for having an owner and PSIC who has been convicted of a felony.
2. Hideaway’s conduct violates provisions of the Video Gaming Act (the “VGA”) and the Board’s Adopted Rules for Video Gaming (the “Rules”) prohibiting Board licensees from engaging in any conduct that would discredit, or tend to discredit, or reflect adversely on the integrity of the Illinois gaming industry, including but not limited having a owner and PSIC who is not licensable per Section 9 of the Illinois Gambling Act (“IGA”).
3. The Board brings this action pursuant to Sections 55, 78(a)(2), 78(a)(3) and 80 of the VGA; Sections 5(b)(2), 5(b)(13), 5(c)(5), 9, and 17 of the Illinois Gambling Act; and Sections 1800.270, 1800.310, and 1800.420, of the Rules. 230 ILCS 40/55; 230 ILCS 40/78; 230 ILCS 40/80; 230 ILCS 10/5; 230 ILCS 10/9; 230 ILCS 10/17; 11 Ill. Adm. Code 1800.270; 11 Ill. Adm. Code 1800.310; 11 Ill. Adm. Code 1800.420.
4. Through this action, the Board seeks to revoke Hideaway’s establishment license.

5. Additionally, per Section 17 of the Illinois Gambling Act, Hideaway's video gaming license is summarily suspended pending a final Board order.

PARTIES AND RELEVANT ENTITIES

6. The Board is the Illinois regulatory agency charged with the responsibility of administering, regulating and enforcing the system of video gaming in Illinois. The Board's jurisdiction extends to every person, association, corporation, partnership, and trust involved in Illinois video gaming operations.

7. Respondent Hideaway is a licensed establishment (License No. 190701065) and was first licensed by the Board on August 8, 2019. As a licensee, Hideaway, its employees, and its agents are required to comply with the VGA and the Rules at all times.

RELEVANT FACTUAL BACKGROUND

8. Hideaway operates in Richmond, Illinois.

9. On December 18, 2021, Hideaway updated its application to disclose Garrett Horn ("Horn") as Hideaway's Video Gaming Manager.

10. On February 16, 2022, Hideaway updated its application to disclose that Horn purchased 100% of the interest in Hideaway.

11. Per Rule 430, any individual holding a direct ownership interest in a licensed location is a person of significant influence or control ("PSIC").

12. Rule 430 also makes anyone who can influence a licensed location's video gaming operations a PSIC.

13. Horn is a PSIC of Hideaway because of his status as its 100% owner and Video Gaming Manager.

14. On March 23, 1998, Horn was convicted Aggravated DUI in the Circuit Court for Lake County, Illinois.

15. Aggravated DUI is a Class 4 Felony in Illinois.

COUNT I
Having a Felon as a PSIC
In Violation 11 Ill. Adm. Code 1800.310

16. The Board re-alleges and incorporates Paragraphs 1 through 15 above as if fully alleged herein.

17. Rule 310(a)(23) subjects a licensee to discipline for any cause that would have disqualified the licensee from licensure if that cause was known to the Board.

18. Rule 310(a)(1) subjects a licensee to discipline for failing to comply with any Board rule.

19. Rule 420 disqualifies any entity from licensure if any of its owners are not licensable under Section 9 of the Illinois Gambling Act.

20. Section 9 of the Illinois Gambling Act disqualifies individuals who have been convicted of a felony from holding a license.

21. Because Horn, who has a felony conviction, is a PSIC of Hideaway, Hideaway is not licensable under Rule 420.

22. Had the Board known that Hideaway would have a PSIC who has a felony conviction, Hideaway would have been disqualified for licensure.

23. Hideaway violated Rule 420 by having an individual with a felony conviction as a PSIC.

By engaging in the conduct described above, Hideaway is subject to discipline pursuant to 11 Ill. Adm. Code 1800.310(a)(23).

WHEREFORE, based on the foregoing, Hideaway's licensed establishment license should be revoked. Per Section 17 of the Illinois Gambling Act, Hideaway's license is summarily suspended pending a final Board order.

Respectfully submitted,



Dated: April 21, 2022

Daniel Gerber
Deputy General Counsel
Illinois Gaming Board

***ISSUED UNDER THE AUTHORITY OF THE ADMINISTRATOR OF
THE ILLINOIS GAMING BOARD***

NOTIFICATION OF PROPOSED DISCIPLINARY ACTION

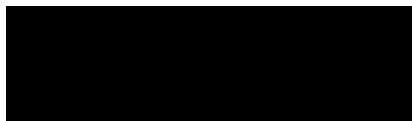
Pursuant to Rule 715 [11 Ill. Adm. Code 1800.715] the Administrator finds facts sufficient to authorize the issuance of a Disciplinary Complaint against THE HIDEAWAY INN LLC d/b/a THE HIDEAWAY INN seeking revocation of its license. Pursuant to Section 17 of the Illinois Gambling Act, The Hideaway Inn's license is SUMMARILY SUSPENDED until there is a final order addressing this discipline.

If you choose to file an Answer, it will not be accepted unless it complies with every requirement listed in Section 720 of the Rules [11 Ill. Adm. Code 1800.720]. If you file an Answer that complies with all requirements under Rule 720, a hearing officer will be appointed to conduct a hearing. Failure to file an Answer within 21 days of receiving this Complaint will result in the proposed disciplinary action becoming effective and final. The Answer shall be mailed to:

Illinois Gaming Board
Attn: Legal Department
160 N. LaSalle St., Suite 300
Chicago, IL 60601

OR IGB.Legal@Illinois.Gov

Date: April 21, 2022



Daniel Gerber
Deputy General Counsel
Illinois Gaming Board