

5. On February 12, 2020, the Respondent was found guilty by a jury after a trial on charges of Larceny Under \$1500 in Case No. P3-2019-1484A; Respondent currently awaits sentencing.

Applicable Law

6. According to 230-RICR-30-30-3, *Criminal Background Investigation* regulation (“CRI”) §3.5, Criminal History Record Information (“CHRI”) is to be considered when taking disciplinary action on an individual’s gaming license. CRI specifically describes that denial is warranted with “arrests and/or charges that occurred within the last ten (10) years,” and mandates consideration of aggravating factors including but not limited to “relevance and seriousness of the Applicant’s CHRI record to the type of license or permit sought.”
7. Pursuant to R.I. Gen. Laws § 41-4-9.1(c), the Division may “suspend or revoke, for good cause, any license issued by it after a hearing held in accordance with chapter 35 of title 42 and subject to further appeal procedures provided by § 41-2-3.”

Conditions

8. Though the Division maintains that it has the requisite good cause to suspend or revoke Respondent’s License pursuant to R.I. Gen. Laws § 41-4-9.1(c), the parties have agreed to an amicable resolution of the matter without an administrative hearing and its attendant time and costs. As such, the Respondent agrees that the matter will be resolved upon the following term and condition:
 - a. Respondent shall surrender her License on or before July 31, 2020, causing it to be delivered to the Department, 1511 Pontiac Ave., Building 68, Cranston, Rhode Island 02920.
9. The Department and the Respondent agree that this Consent Agreement and its terms represent the final determination of this matter.
10. *Waiver of Hearing and Appeal.* By agreeing to resolve this matter through the execution of this Consent Agreement, Respondent knowingly and voluntarily waives any right to an administrative hearing and waives any right to pursue an appeal to the Superior Court under the Rhode Island Administrative Procedures Act, R.I. Gen. Laws § 42-35-1, *et seq.*
11. *Enforcement.* If the Respondent fails to comply with any term or condition of this Consent Agreement within any applicable time period set forth herein, the Respondent will be in violation hereunder and the Department shall be entitled to immediately take enforcement or other action in accordance with applicable law.
12. *Compliance; Laws.* Compliance with the terms of this Consent Agreement does not relieve the Respondent of any obligation to comply with other applicable laws or regulations administered by or through the Department or any other governmental agency.

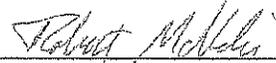
[THIS SPACE INTENTIONALLY LEFT BLANK.]

For the Department:


Signature
Christina Tobiasz
Gaming and Athletics Administrator
Date: 7/21/2020

Respondent Nicole Cookson:


Signature
Date: 7-20-2020


Signature
Date: 7/20/2020
Robert McNelis, Esq.
Counsel for the Respondent