



DAVE YOST

OHIO ATTORNEY GENERAL

Charitable Law Section
Office 614-466-3181
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November 10, 2025

The Fraternal Order of Eagles Post No. 213
451 Miller Street
Youngstown, Ohio 44502
Certified Mail Receipt No. 7018 1830 0000 2708 8058

Sent via certified mail to address above and via Kiteworks to Douglas Saffell at:
Douglas.saffell@gmail.com and foe213@neohio.twcbc.com

Re: **Notice of Intent to Revoke and Opportunity for Hearing**

Fraternal Order of Eagles Board Members:

Enclosed is a Notice of Intent to Revoke and Opportunity for Hearing. Please read it carefully as the information contained within concerns your bingo license. Be advised if you would like to request a hearing on this matter, **you must do so within 30 days of the service of this Notice.**

Thank you for your time and attention to this matter.

Very respectfully yours,

DAVE YOST
Ohio Attorney General

Amy Davison
Senior Assistant Attorney General
Ohio Attorney General's Office
Charitable Law Section
30 E. Broad Street, 25th Floor
Columbus, Ohio 43215
(614) 466-3181

Enclosure



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November 10, 2025

The Fraternal Order of Eagles Post No. 213
451 Miller Street
Youngstown, Ohio 44502
EIN:34-0233163

Sent via certified mail to address listed above and via Kiteworks to Douglas Saffell at:
Douglas.saffell@gmail.com and foe213@neohio.twcbc.com

**Notice of Intent to Deny the Application for a
2025 Type I and III Electronic/Paper Instant Bingo License**

For purposes of this Notice, the terms “you” or “your” shall refer to the organization “Fraternal Order of Eagles Post No. 213 or FOE #213”.

The Ohio Attorney General’s Office hereby informs you that it intends to reject and deny your 2025 Electronic Bingo License Application for the following reasons:

1. Ohio Revised Code (“O.R.C.”) 2915.07 prohibits any charitable organization from conducting bingo without a license issued under O.R.C. 2915.08.

In 2024, your organization conducted weekly bingo games as defined in O.R.C. 2915.01 (O)(1) without a license.

In 2025, your organization conducted paper instant bingo without a license.

2. O.R.C. 2915.10(A) states “[n]o charitable organization that conducts bingo or a game of chance pursuant to division (D) of section 2915.02 of the Revised Code shall fail to maintain the following records for at least three years from the date on which the bingo or game of chance is conducted.”

Your organization failed to maintain bank statements and instant ticket trackers for the statutory 3-year retention period.

3. O.R.C. 2915.101(A)(1) requires Veterans and Fraternal Organizations to distribute a percentage of the net profit from the proceeds of the sale of instant bingo or electronic instant bingo to an organization described in Revised Code Section 2915.01(V)(1).

In violation of O.R.C. 2915.101(A)(1), you underpaid your designated and/or contracting charities by \$1,556.62 in 2022, \$3,858.72 in 2023, and \$7,440.24 in 2024.

4. O.R.C. 2915.10(C) requires the gross profit from each bingo session, “be deposited into a checking account devoted exclusively to the bingo session or game. Payments for allowable expenses incurred in conducting the bingo session or game and payments to recipients of some or all of the net profit of the bingo session or game shall be made only by checks or electronic fund transfers drawn on the bingo session or game account.”

You did not follow this requirement and therefore the following denotes the status of your instant bingo accounts.

- Paper instant bingo account: 2022 (\$576); 2023 \$8,515; 2024 \$7,006.
- Electronic instant bingo account: 2022 (\$7,138); 2023 (\$22,476); 2024 (\$16,465).

Additionally, unallowable expenses and withdrawals from your bingo accounts were discovered. These include but are not limited to; checks payable to Amazon, various office supply stores, and the Bureau of Worker’s Compensation. Prohibited cash withdrawals were made by R. Gay and R. Penk.

5. O.R.C. 2915.08(F)(2)(e) authorizes the Attorney General to deny a bingo license if it “has good cause to believe that the organization will not conduct bingo in accordance with sections 2915.07 to 2915.15 of the Revised Code or with any rule adopted by the attorney general pursuant to this chapter.”

In addition to paragraphs 1-4, the Attorney General also considers the following factors in the denial of your application:

- Instant bingo tickets were sold after receiving a cease-and-desist letter from the Attorney General sent on April 3, 2025.
- Instant bingo tickets sold without a license came from the home of an FOE #213’s family member. Also, you have not shown that you purchased the tickets from a distributor licensed in the State of Ohio.
- Electronic instant bingo machines and bingo kiosks were not properly maintained, which led to theft of funds.

6. Pursuant to O.R.C. 2915.08(F)(3), “[i]f the attorney general has good cause to believe that any director or officer of the organization has breached the director's or officer's fiduciary duty to... the organization or any other charitable organization that has been issued a bingo license under this chapter, the attorney general may refuse to grant a license to the organization, may impose limits, restrictions, or probationary conditions on the license, or may revoke or suspend the organization's license for a period not to exceed five years.”

- Following the discovery of the theft at the Post, the President of FOE #213 reported that his frequent absences due to work prevent him from knowing what occurs at the Post.
- The President of FOE #213 routinely signed blank checks for the organization because he was not present to oversee most financial

transactions. Although FOE #213's bylaws require two signatures on all checks, this policy was not followed.

- FOE #213 reported that a Post officer was responsible for managing most bingo activities, despite not being listed on the organization's bingo application.
- FOE #213's President stated that he was unaware their former Post officer had illegally sold instant tickets and believed the Trustees were pressured to sell the tickets due to financial difficulties.

Pursuant to Section 119.07 of the Revised Code, you are entitled to a hearing on this matter if you timely request one. If you wish to request a hearing, the Attorney General's Office must receive the request from you within 30 days of the date you are served with this notice. You may email a request for a hearing to the Ohio Attorney General's Charitable Law Section at kimberly.bossman@ohioago.gov. Alternatively, you may mail a request to:

Ohio Attorney General's Office
Attn: Bingo Unit, Charitable Law Section
30 East Broad Street, 25th Floor
Columbus, Ohio 43215

In the event you timely request a hearing, you may appear in person and represent yourself or be represented by an attorney that is permitted to practice law in the State of Ohio.* At the hearing, you may present evidence and examine witnesses appearing for and against you. In lieu of attending the hearing, you may also present your position, arguments, or contentions in writing. At all times, you have the burden of demonstrating to the attorney general, by clear and convincing evidence, that you are eligible, qualified, and suitable for licensure under Chapter 2915 of the Revised Code and Agency 109:1 of the Administrative Code.

***Be advised that, under Ohio law, corporations must be represented by an attorney authorized to practice law in this State and that individuals not so authorized may not appear and represent those entities. If you have any questions regarding your status, you should contact an attorney for further guidance.**

Respectfully,

DAVE YOST
Ohio Attorney General



Daniel W. Fausey
Section Chief
Ohio Attorney General's Office
Charitable Law Section

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Columbus, Ohio 43215
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