



January 12, 2026

The Fraternal Order of Eagles Post No. 316  
Attn: Albert Shultz, President  
1884 Ellsworth Ave.  
Salem, Ohio 44460  
EIN:34-0232990  
License: 2025 Temp. Permit 0192-32, Expired

**Notice of Intent to Reject and Deny the Application for a  
2026 Type III Paper and Electronic Instant Bingo License**

For purposes of this Notice, the terms “you” or “your” shall refer to the organization Fraternal Order of Eagles Post No. 316 or “FOE #316”.

The Ohio Attorney General’s Office hereby informs you that it intends to reject and deny your 2026 Type III Paper and Electronic Instant Bingo License Application for the following reasons:

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

In violation of ORC 2915.101(A)(1), you have underpaid your designated and/or contracting charities by \$61,012.36 in 2024. You have reported on your 2026 application a charitable distribution shortage of \$45,517.55 in 2025.

2. ORC 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: 2024 shortage of (\$34,157).
- Electronic instant bingo account: 2024 shortage of (\$312,582).

Additionally, in 2024 unallowable expenses were paid or funds were transferred incorrectly from these accounts that totaled over \$260,000.

3. OAC 109:1-5-14 requires Veterans and Fraternal organizations that conduct electronic instant bingo to file a quarterly report with the Attorney General's Office.

In violation of OAC 109:1-5-14, you failed to file complete and timely reports for Quarters 1-4 of 2025.

4. OAC 109:1-4-02 requires applicants and licensees to provide any information requested by the attorney general relating to licensing, endorsement or regulation; cooperate with the attorney general in investigations, hearings, enforcement and disciplinary actions; and comply with all conditions, restrictions, requirements, orders, and rulings of the attorney general in accordance with the ORC and this chapter.

In violation of OAC 109:1-4-02, you:

- Failed to respond to communication from the Attorney General on or about; July 1, 17, 30, September 29, 2025, and October 7 and 13, 2025, respectively.
- Failed to respond to the 2024 Financial Inspection by May 15, 2025.
- Materially misrepresented on your 2025 bingo application that your contracted charity received \$61,012.36 in charitable distributions.

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 the above-mentioned violations, your organization filed a police report alleging theft from a bingo volunteer. Two other bingo volunteers were relieved of their duties because of mishandling bingo funds. As such, the Attorney General does not believe your organization will adhere to the applicable law to legally conduct bingo in the future.

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](mailto: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, 25<sup>th</sup> 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

A handwritten signature in blue ink, appearing to read "Dave Yost".

---

Daniel W. Fausey

Section Chief

Ohio Attorney General's Office

Charitable Law Section

30 E. Broad Street, 25th Floor

Columbus, Ohio 43215

(614) 466-3181