



DAVE YOST

OHIO ATTORNEY GENERAL

Charitable Law Section
Office 614-466-3181
Fax 614-466-9788

SETTLEMENT AGREEMENT

This SETTLEMENT AGREEMENT is made by and between American Legion Northridge Post No. 746 Memorial Building, Inc. (hereinafter “AL #746”), located at 7015 North Dixie Drive, Dayton, Ohio 45414 and the Attorney General of Ohio (“Attorney General”), for the purpose of resolving issues regarding AL #746’s charitable bingo operations. Together, the Attorney General and AL #746 are referred to hereinafter as “the parties.”

1. The Attorney General is responsible for the administration and enforcement of Ohio Revised Code Section 2915 (“ORC 2915 *et seq.*”), and the Ohio Administrative Code rules adopted thereunder, which regulate the conduct of charitable bingo in the State of Ohio.
2. The Attorney General is responsible for the enforcement of Ohio Revised Code Section 1716 (“ORC 1716 *et seq.*”), and the Ohio Administrative Code rules adopted thereunder, which requires, among other things, that every charitable organization, unless exempt, who intends to solicit contributions in this state by any means or have contributions solicited in this state on its behalf by any person or entity, prior to engaging in any solicitation, shall file a registration statement and other documentation with the Attorney General.
3. The Attorney General is responsible for the enforcement of Ohio Revised Code Section 109 (“ORC 109.23-33”), and the Ohio Administrative Code rules adopted thereunder, and, in particular, ORC 109.24, which reads, “[t]he Attorney General shall institute and prosecute a proper action to enforce the performance of any charitable trust and to restrain the abuse of it”.
4. The Attorney General has authority to refuse to grant a bingo license to an organization, may revoke or suspend the organization’s license, or may place limits, restrictions, or probationary conditions on the organization’s license for a limited or indefinite period.
5. AL #746 is a 501(c)(19) tax exempt organization with the Internal Revenue Service (“IRS”). AL #746 is registered with the Attorney General as required under ORC Sections 1716 and 109.
6. In 2023, AL #746 last held a Type III paper and electronic instant bingo license (License #0340-27).

7. On October 26, 2023, AL #746's 2023 Type III electronic instant bingo temporary permit was summarily suspended by an adjudication order due to the organization's lack of federal tax-exempt status. Revocation of the federal tax-exempt status disqualified it as a 'charitable organization' eligible to conduct charitable bingo.
8. On December 17, 2024, AL #746 submitted a 2025 paper and electronic instant bingo application. That application was rejected through an adjudication order on July 21, 2025, for failing to maintain federal tax-exempt status.
9. On July 21, 2025 (after the adjudication order was executed) this Office received IRS documentation reflecting that AL #746's tax exempt status was retroactively reinstated effective November 2017.
10. Given that the adjudication order was fully in effect and in light of the newly obtained evidence of IRS reinstatement, the Office allowed AL #746 to submit another 2025 bingo application.
11. On July 22, 2025, AL #746 submitted a second 2025 paper and electronic instant bingo application.
12. Over the past three years, the Attorney General's Office has not received adequate or timely responses to multiple inquiries sent to AL #746. A prime example of this issue occurred when the organization failed to respond to the Notice of Intent to reject their bingo application, which ultimately led to an adjudication order.
13. Mr. Ronnie Ball has been the contact person responsible for managing bingo at the organization. Mr. Ball was aware that AL #746's federal tax-exempt status had been revoked for two years, yet efforts to resolve the matter with this Office were repeatedly unsuccessful.
14. AL #746 has a new Post Commander, Dennison Kelly Jr., who is the Bingo Records Custodian and contact person for our Office.
15. Mr. Ball has been removed from the 2025 application filed July 22, 2025.

NOW THEREFORE, in consideration of the mutual promises herein expressed, and with intent to be legally bound, the Parties agree as follows:

- A. The Attorney General shall issue a 2025 electronic/paper instant bingo license to AL #746 within 14 days after the execution of this agreement subject to the following restrictions:

All persons listed as officers, custodian of bingo records, primary bingo game operators, volunteers and electronic instant bingo game operators shall complete the Attorney General's Webinar "Charitable University" prior to the issuance of a bingo license or permit.

Mr. Ronnie Ball shall not participate, conduct or volunteer in any form of charitable gambling listed in O.R.C. 2915.

Mr. Ronnie Ball shall not control, manage, possess, or handle any financial assets, accounts, vouchers, or funds related in any way to charitable gambling.

Mr. Ronnie Ball's exclusion from these activities shall be for an indefinite period or until permission is granted by the Attorney General.

- B. AL #746 agrees not to conduct any other form of gambling including but not limited to "bar bingo";
- C. AL #746 agrees to comply with all state and federal laws relating to charitable gaming, and to fully cooperate with all state and federal authorities conducting investigations of AL #746's charitable gaming operations;
- D. AL #746 agrees to comply with the requirements of ORC 2915 *et seq.*, and any Ohio Administrative Code rules adopted thereunder;
- E. AL #746 agrees to comply with the requirements of ORC 1716 *et seq.* (the Ohio Charitable Organizations Act), and any Ohio Administrative Code rules adopted thereunder;
- F. AL #746 agrees to comply with the requirements of ORC 109.23-109.33 (the Charitable Trust Act), and any Ohio Administrative Code rules adopted thereunder;
- G. AL #746 agrees that any evidence of a violation of this SETTLEMENT AGREEMENT shall be *prima facie* evidence of AL #746's violation of the applicable laws related to charitable gaming, ORC 2915 *et seq.*, ORC 1716 *et seq.*, ORC 109.23-109.33, or any Ohio Administrative Code rules adopted thereunder, in any subsequent action or proceeding brought by the Attorney General;
- H. This SETTLEMENT AGREEMENT is binding upon the parties, any and all successors, assigns, subsidiaries, agents, employees, or representatives of the parties or any other affiliates. Any breach of this SETTLEMENT AGREEMENT by AL #746 will discharge the Attorney General from any obligations under the terms of this SETTLEMENT AGREEMENT, but will not discharge AL #746 from any obligation it has under this SETTLEMENT AGREEMENT;
- I. By signing this SETTLEMENT AGREEMENT, the Attorney General may consider the facts of this settlement and is not waiving any rights he has to conduct further investigations of AL #746 and to initiate an action against AL #746 for further violations of ORC 2915 *et seq.*, ORC 1716 *et seq.*, ORC 109.23-33, or any Ohio Administrative Rules adopted thereunder;
- J. This SETTLEMENT AGREEMENT may be modified in writing by the parties. Modifications are at the sole discretion of the Attorney General;

K. The parties have read and understand this SETTLEMENT AGREEMENT and have entered into the same knowingly, voluntarily, and with the opportunity to gain advice of counsel;

L. This SETTLEMENT AGREEMENT supersedes any and all prior agreements between the Parties; and

M. This SETTLEMENT AGREEMENT is entered into by both parties and may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument. It shall be considered binding and effective upon the date of the last signature of all requisite parties and individuals.

The Parties to this SETTLEMENT AGREEMENT have either executed it or caused it to be executed by their duly authorized representatives as evidenced by the signatures below:

AL #746



8-27-25

Date

By: DENNISON W KELLY JR (Print Name)

Its: POST COMMANDER (Organizational Title)



8-27-2025

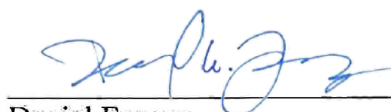
Date

By: DENNISON W, KELLY SR (Print Name)

Its: 3RD VICE COMMANDER (Organizational Title)

OHIO ATTORNEY GENERAL, DAVE YOST

By:



09/02/25

Daniel Fausey
Section Chief, Charitable Law Section

Date