



State of Louisiana
Gaming Control Board

BOBBY JINDAL
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

IN RE: LA I-20 EAST TRAVEL CENTER, INC.
NO. 3301500226

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of July 15, 2008. The Hearing Officer's order dated June 25, 2008, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Revocation," No. 3301500226, by and between LA I-20 East Travel Center, Inc., and the State of Louisiana, Department of Public Safety and Corrections, Office of State Police, which is attached hereto and incorporated herein, is **APPROVED**.

THUS DONE AND SIGNED on this the 15th day of July, 2008.

LOUISIANA GAMING CONTROL BOARD

BY: H. Charles Gaudin
H. CHARLES GAUDIN, CHAIRMAN

HJC/gac

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 16th DAY
OF July 2008
APPEAL DOCKET # 1167
Cheryl K. Swan

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RECEIVED

JUN 25 2008

LGCB
ADMINISTRATIVE HEARING OFFICE

IN RE: LA I-20 EAST TRAVEL CENTER, INC.

NO. 3301500226

**JOINT MOTION FOR APPROVAL OF COMPROMISE AND
SETTLEMENT AGREEMENT**

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

NOW COME the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and LA I-20 East Travel Center, Inc. (hereinafter "LA I-20"), who file this Joint Motion for Approval of Compromise and Settlement Agreement, and in support thereof would respectively show unto the Hearing Officer as follows:

1.

The Division and LA I-20 are desirous of compromising and settling all disputes between them relative to the referenced administrative proceeding. In connection therewith, the parties have entered into a compromise and settlement agreement which by its terms will become effective upon approval by the Administrative Hearing Office and the Louisiana Gaming Control Board.

2.

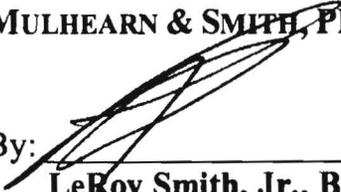
A true and correct copy of the proposed Compromise and Settlement Agreement is attached hereto as Exhibit "A" and incorporated by reference for all purposes.


Representative
Louisiana Gaming Control Board

WHEREFORE, PREMISES CONSIDERED, the Division and LA I-20 respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

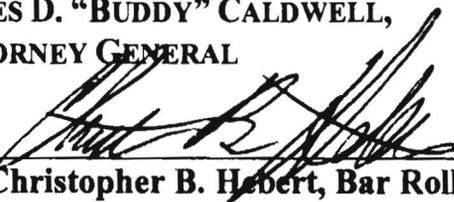
Respectfully Submitted,

MULHEARN & SMITH, PLC

By: 

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*Counsel for LA I-20 East Travel
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**JAMES D. "BUDDY" CALDWELL,
ATTORNEY GENERAL**

By: 

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Counsel for the Office of State Police

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: LA I-20 EAST TRAVEL CENTER, INC.

NO. 3301500226

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and LA I-20 East Travel Center, Inc. (hereinafter, "LA I-20") do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Revocation to LA I-20 alleging certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by the said Notice of Recommendation of Revocation are set for hearing before the Louisiana Gaming Control Board Administrative Hearing Office; and

WHEREAS, the Division and LA I-20 are desirous of fully and finally compromising and settling all issues and disputes arising out of and in connection with the said Notice of Recommendation of Revocation;

NOW, THEREFORE, in consideration of the foregoing, the parties hereto do hereby agree and stipulate as follows:

STIPULATIONS

1. On March 15, 1997, LA I-20, as lessee of the truck stop, executed a management agreement with TA Operating Corporation (hereinafter, "TA"), who is the lessor and property owner. This agreement granted TA the right and duty to manage and operate all the

non-gaming activities at the truckstop in consideration for all revenues from the truckstop operation, except those from the sale of lottery, powerball and Greyhound bus tickets which were retained by LA I-20. Kyle Dorbeck was employed by TA to serve in the capacity of its video gaming designated representative and general manager of the truck stop.

2. On April 16, 2004, Mark Fleming, the District Manager for TA, visited LA I-20 and conducted a funds count at the site. The investigation revealed several deposit discrepancies. A Division agent interviewed Mark Fleming, who stated that Kyle Dorbeck, alone, was held accountable for the missing funds at the truck stop and was immediately relieved of his duties and placed on administrative leave without pay on April 16, 2004. On May 3, 2004, TA and Kyle Dorbeck entered into a restitution agreement. No criminal or civil claims were brought against Kyle Dorbeck. On May 7, 2004, TA terminated the employment of Kyle Dorbeck.

3. On February 15, 2005, subsequent to his termination by TA, Kyle Dorbeck entered into a transaction which transferred his interest in LA I-20 to James M. Cummins. Kyle Dorbeck was to retain 50% of all the lottery, powerball and Greyhound bus ticket revenues for ten years. LA-I 20 submitted documents to the Division showing that LA-I-20 cancelled the contract with Greyhound bus tickets and sent notification to the Louisiana Lottery Commission that LA I-20 was terminating the sale of lottery tickets and asking that Lottery machines be removed from LA I-20.

4. Kyle Dorbeck no longer holds an interest in LA I-20, nor does he receive any revenue from LA I-20. LA I-20 is currently owned 50% by Tod Dorbeck and 50% by James M. Cummings. Tod O. Dorbeck is listed as President and James Cummings is listed as Secretary and Treasurer of LA I-20. The corporation records on the website of the Iowa Secretary of State previously revealed that LA I-20 East Travel Center, Inc., an Iowa corporation, was in inactive status. The corporation records on the website of the Iowa Secretary of State corporation records now indicate that the corporation is currently in active status.

5. The Division was not timely notified of the dismissal of Kyle Dorbeck nor the circumstances prompting the sale of LA I-20 to James Cummings.

TERMS AND CONDITIONS

1. In lieu of Revocation of its Type 5 Video Gaming License, LA I-20 will pay a civil penalty of FIFTY THOUSAND AND NO/100 (\$ 50,000.00) DOLLARS.

2. The Division hereby agrees to accept LA I-20's payment of the above stated penalty in full and final settlement of the Notice of Recommendation of Revocation.

3. The Division reserves the right to take into consideration these admitted violations in connection with any future investigation, violation or assessment of penalty and in connection with any future assessments of LA I-20's suitability.

4. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

5. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and LA I-20, pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

6. This Compromise and Settlement Agreement is subject to approval by the Hearing Officer and the Louisiana Gaming Control Board. It is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not thereby executory, but will be submitted to the Louisiana Gaming Control Board for its determination as to whether to approve same or to remand the matter to the Hearing Officer for a full hearing on the merits. Failure to pay the penalty within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board, and to comply with each term and condition listed herein, shall result in

the immediate suspension of LA I-20's license without the necessity of further administrative action, until such time as the penalty is paid in full .

I have read this entire Compromise Settlement Agreement and agree to all stipulations and terms and conditions hereof.



LeRoy Smith, Jr., on behalf of LA I-20 East Travel Center, Inc.



Christopher Hebert, AAG, on behalf of State of Louisiana, Department of Public Safety & Corrections, Office of State Police

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

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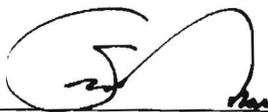
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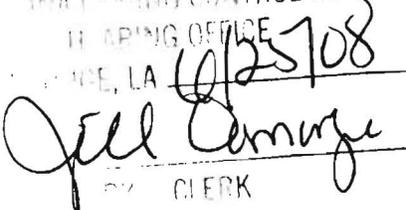
BE IT REMEMBERED that on the 25 day of June, 2008, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared by and through their respective attorneys of record, and the Hearing Officer having considered the pleadings on file, the proposed Settlement Agreement, and the said Motion, and it appearing to the Hearing Officer that the said Compromise and Settlement Agreement should be approved; it is, therefore,

ORDERED, ADJUDGED, AND DECREED that the Compromise and Settlement Agreement attached to the parties' Joint Motion for Approval of Compromise and Settlement Agreement be, and the same is hereby, **APPROVED**.

SIGNED AND ENTERED this 25 day of June, 2008, in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE
CLERK
Jill O'Connell
25 June 2008
cc: LeRoy Smith Jr.
Christopher Hebert
Sgt. Dino Carbonegro


WILLIAM H. BROWN
HEARING OFFICER

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE
BATON ROUGE, LA
6/25/08

CLERK