State of Louisiana
Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

ANNE LACOUR NEEB
EXECUTIVE DIRECTOR

IN RE: MARTHA P. BASCO D/B/A BACKDOOR LOUNGE NO. 0500111226

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of July 20, 2004. The Hearing Officer's order dated June 24, 2004, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Administrative Action", between Martha P. Basco d/b/a Backdoor Lounge, No. 0500111226, 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 20 day of July, 2004.

LOUISIANA GAMING CONTROL BOARD

BY: _____

H. CHARLES GAUDIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED COPY HAS BEEN MAILED OR SERVED ON ALL PARTIES THIS 22nd DAY OF July, 2004
APPEAL DOCKET CLERK

9100 Bluebonnet Centre, Suite 300, Baton Rouge, LA 70809
Phone: (225) 295-8450 Fax: (225) 295-8479

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STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: MARTHA P. BASCO d/b/a BACK DOOR LOUNGE **CASE NO. 0500111226**

JOINT MOTION FOR ENTRY OF STIPULATIONS AND APPROVAL OF PROPOSED SETTLEMENT

ON THE JOINT MOTION OF:

1. the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "Division"), and

2. Martha P. Basco d/b/a Back Door Lounge, License No. 0500111226 (hereinafter "licensee"),

who respectfully represent the following:

WHEREAS:

1. On December 18, 2003, an agent of the Division observed a billboard sign located on LA Highway 114 that advertised the licensee's establishment;

2. The billboard did not include a toll-free gambling hotline telephone number;

3. The licensee is mandated by La. R.S. 27:27.3 to place the toll-free telephone number of the National Council on Problem Gambling (or other similar, Board-approved toll-free telephone number) in any advertisement of its gaming activities or licensed establishment;

4. Pursuant to its agent's observations, the Division issued Violation/Inspection Report #012644 to the licensee on or about December 18, 2003, citing violation of La. R.S. 27:27.3. Attendant to this Violation/Inspection Report, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to the licensee on May 10, 2004;

5. This is the licensee's first cited violation of La. R.S. 27:27.3; and

6. This matter has been scheduled for hearing on June 28, 2004 at 9:30 a.m. before the Honorable J. E. Anzalone, Jr.,

TRUE COPY
Representative
Louisiana Gaming Control Board

NOW THEREFORE, in consideration of the foregoing stipulations, the Division and the licensee hereby propose the following settlement, that:

1. The licensee acknowledges that it was in violation of La. R.S. 27:27.3, in that it failed to include the required problem gambling toll-free telephone number on the aforementioned billboard;

2. The billboard having been brought into compliance with La. R.S. 27:27.3, and in lieu of further administrative action against the licensee's video gaming license, the licensee shall pay a $250.00 civil penalty;

3. The Division hereby agrees to accept the licensee's payment of the above stated penalty in full and final settlement of Violation/Inspection Report No. 012644 and this Notice of Recommendation of Administrative Action;

4. The Division reserves the right to take into consideration these violations in connection with any future violation;

5. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;

6. This settlement constitutes the entire agreement between the Division and Marth P. Basco d/b/a Back Door Lounge pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;

7. This settlement is subject to approval by the Hearing Officer of the Louisiana Gaming Control Board; it is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not executory and will be submitted to the Board for its determination as to whether the matter should be heard by the Hearing Officer; if approved, however, payment of the above penalties must be submitted to the Division within fifteen (15) days of approval of this settlement by the Board; the failure to submit the civil penalty within fifteen (15) days of approval by the Board shall result in the video gaming license of the licensee being suspended and its gaming devices being disabled until the penalty is paid in full; and

8. The Division and the licensee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

Respectfully submitted,

MARTHA P. BASCO
d/b/a BACK DOOR LOUNGE

BY:

Martha "Denise" Pearson
Sole Proprietor
P. O. Box 305
Hessmer, LA 71341
Telephone: (318) 563-4795

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STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: MARTHA P. BASCO d/b/a BACK DOOR LOUNGE CASE NO. 0500111226

ORDER

Considering the foregoing Joint Motion For Entry of Stipulations and Approval of Proposed Settlement, IT IS HEREBY ORDERED that such proposed settlement be approved, to wit:

1. the licensee acknowledges that it was in violation of La. R.S. 27:27.3, in that the required problem gambling toll-free telephone number was not posted on the aforementioned billboard;

2. the billboard now being in compliance with La. R.S. 27:27.3, the licensee shall pay a $250.00 civil penalty;

3. payment of the above penalty shall be submitted to the state within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board; and

4. the failure to submit the above penalty within fifteen (15) days of approval of this settlement by the Board shall result in the video gaming license of the licensee being suspended and its gaming devices being disabled until the penalty is paid in full.

THUS DONE AND SIGNED this 24 day of June, 2004 in Baton Rouge, Louisiana.

J. E. Anzalone, Jr.
Hearing Officer

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED COPY HAS BEEN MAILED OR SERVED ON ALL PARTIES THIS 24th DAY OF June, 2004
Lorraine Hayes
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE
cc: Martha Basco
Karen White
Sabrina Ballard

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 6-24-04
Lorraine Hayes
BY: CLERK