

## LOUISIANA GAMING CONTROL BOARD

### Minutes of November 15, 2005

The Louisiana Gaming Control Board held a meeting on Tuesday, November 15, 2005, 10:00 a.m., at the Livingston Building, Baton Rouge, La. Present at this meeting were: H. Charles Gaudin, Chairman; Judge Robert Fleming, James Boyer, Gen. Sherian Cadoria, Dennis Kinchen, William Lastrapes, Marcia Morgan, Rupert Richardson and Mervin Simoneaux. Absent was ex-officio member, Sec. Cynthia Bridges.

The meeting was called to order. It was moved by Gen. Cadoria to waive the reading and approve the minutes of the October meeting. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

Ms. Donna Jackson, State Police Gaming Audit Division, presented the revenue reports for the riverboats and slots at the tracks. Ms. Donna Stevens, also an auditor in the Gaming Division, reported on the statistics for video poker.

Mr. Reece Middleton, Executive Director of the Louisiana Association on Compulsive Gambling, provided an update on problem gamblers. He stated the New Orleans treatment facility had to be closed due to the hurricane and all patients were safely evacuated to Shreveport or released to their homes. Mr. Middleton also stated that they were currently working on an intensive outpatient treatment program in Shreveport.

Following Mr. Middleton's update, the Board acted on the following video poker matters:

1. **Ozdon Investments, Inc. d/b/a I-49 Trust Stop & Restaurant – No. 4900503354**
2. **OM Operating, LLC d/b/a Four Deuces Truck Stop & Casino – No. 0109512950**
3. **OM Operating, LLC d/b/a 167 Truck Stop & Restaurant – No. 4900512751**
4. **River Port Truck Stop, LLC d/b/a River Port Casino – No. 6100511383**

All four of the above cases were handled in globo. Each case dealt with a transfer of ownership interest in the truck stop. It was moved by Gen. Cadoria to approve the transfers of interests for each truck stop.

The Board acted on a request for approval of a second amendment to a loan agreement by Peninsula Gaming partners, LLC (Old Evangeline Downs). Following discussion, it was moved by Mr. Lastrapes to approve the 65 million dollar amendment. That motion was seconded by Ms. Morgan and unanimously approved by the Board.

The next item dealt with a request by Horseshoe Entertainment, L.L.P. for approval of gaming space reconfiguration. Following discussion, it was moved by Judge Fleming to approve the reconfiguration. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

The Board acted on Proposed Settlements/Appeals from Hearing Officers' Decisions in the following:

1. **In Re: Virgen Advertising Corporation – No. P086502416**

4. **In Re: Electric Supply Company, Inc. – No. P080901210**

The above two cases were handled in globo because they dealt with the same issue. Both licensees failed to timely submit their annual fee and annual affidavit. It was moved by Gen. Cadoria to approve the \$562.50 penalty for each licensee. That motion was seconded by Mr. Boyer and unanimously approved by the Board.

2. **In Re: Master Video Poker, Inc. d/b/a MVP – No. 2600600115**

3. **In Re: Nat's Gaming Company, Inc. – No. 2600600104**

These two cases were also handled in globo because they dealt with the same issue. Both licensees agreed to surrender with prejudice their Type 6 license, are ineligible to apply for any approval for five years, and they will not participate in the gaming industry for five years. It was moved by Ms. Richardson to approve the settlement for each licensee. That motion was seconded by Mr. Lastrapes and approved eight to one. Voting against the motion was Judge Fleming.

5. **In Re: Wolfman, Inc. d/b/a Jackpot Deli – No. 3601213164** – Motion by Ms. Morgan to approve the \$3,000 penalty and surrender of licenses of Wolfman, Inc. d/b/a Jackpot Deli and Wolfman, Inc. d/b/a Chicken Box Forstall, in lieu of revocation or suspension for failure to keep business records and books separate and failure to meet all requirements for a restaurant for purposes of the video gaming law. That motion was seconded by Mr. Lastrapes and unanimously approved by the Board.

6. **In Re: Harrah's Bossier City Investment Company, LLC d/b/a Harrah's Louisiana Downs – No. CGD 040519** – Motion by Mr. Simoneaux to approve the \$20,000 settlement for failure to submit amended internal controls for Division approval. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

7. **In Re: Unifocus, LP – No. P086502203**

8. **In Re: Aquatic Creations – No. P080901915**

The above two cases were handled in globo. Both licensees failed to timely submit their annual fee and annual affidavit. It was moved by Gen. Cadoria to approve the \$562.50 penalty for each licensee. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

9. **In Re: Marsha Frank – No. P040043335** – Motion by Mr. Boyer to approve the \$250.00 penalty for late submission of tax clearances. That motion was seconded by Mr. Simoneaux and unanimously approved by the Board.

10. **In Re: David Crochet – No. P04001483** – Motion by Judge Fleming to affirm the decision of the hearing officer suspending the non-key permit of Mr. Crochet and imposing a \$250.00 penalty for failure to timely submit his tax clearances.

Gen. Cadoria announced to the Board that she was retiring effective November 30. She thanked everyone for their hard work. The Board members stated it was a pleasure working with her and wished her well.

Following the public comments, it was moved by Gen. Cadoria to adjourn the meeting. That motion was seconded by Judge Fleming and unanimously approved.

The meeting was adjourned.