

## **LOUISIANA GAMING CONTROL BOARD**

### **Minutes of October 18, 2005**

The Louisiana Gaming Control Board held a meeting on Tuesday, October 18, 2005, 10:00 a.m., in Senate Room A of the Louisiana State Capitol, Baton Rouge, La. Present at this meeting were: H. Charles Gaudin, Chairman; Judge Robert Fleming, James Boyer, Gen. Sherian Cadoria, William Lastrapes, Marcia Morgan, Rupert Richardson and Mervin Simoneaux. Absent was board member Dennis Kinchen and ex-officio members, Col. Henry Whitehorn and 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 September 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. Janice Adolph, also an auditor in the Gaming Division, reported on the statistics for video poker.

Captains Mike Noel and Joseph Lentini, along with Susan Demouy, Audit Director, provided a status on gaming since the hurricanes.

Following their update, representatives of the gaming industry addressed the Board with reference to their respective properties and employees. With the exception of the landbased casino in New Orleans, Harrah's Lake Charles, Bally's and Delta Downs, all casinos are operating.

Captain Mike Noel, Commander of General Gaming, updated board members on the Central Computer System.

The Board acted on a request for approval of transfer of ownership interest in Catfish Queen Partnership in Commendam, and consideration of a \$365 million credit facility for Wimar Tahoe. It was moved by Mr. Simoneaux to approve the transfer of interest and credit facility. That motion was seconded by Mr. Boyer. There was a substitute motion by Ms. Richardson to defer action on this matter until next month. That motion was seconded by Gen. Cadoria but failed by a vote of five to three. Voting for the motion to defer were: Gen. Cadoria, Ms. Morgan and Ms. Richardson. Voting against the motion were: Judge Fleming, Mr. Boyer, Mr. Lastrapes, Mr. Simoneaux and Chairman Gaudin. The Board acted on the original motion by Mr. Simoneaux. That motion passed by a vote of five to three. Voting for the motion were: Judge Fleming, Mr. Boyer, Mr. Lastrapes, Mr. Simoneaux and Chairman Gaudin. Voting against the motion were: Gen. Cadoria, Ms. Morgan and Ms. Richardson.

Mr. Bob Wright, Chairman of the Louisiana Racing Commission and Mr. Charles Gardner, Executive Director of the Racing Commission, addressed the board concerning the damage at the racing facilities and the distribution of purse supplements.

The Board acted on a request for modification of gaming space by Eldorado Casino and Hotel. Following discussion, it was moved by Mr. Boyer to approve the request for modification of gaming space. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

Sam's Town Shreveport also requested approval of modification of gaming space. It was moved by Mr. Lastrapes to approve the request. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

The next item on the agenda was consideration of Compulsive Gaming Programs submitted by Eldorado Resort and L'Augerge du Lac. It was moved by Ms. Richardson to approve both programs. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

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

1. **In Re: Management Services USA, Inc. – P082600825**
3. **In Re: Carlyss BBQ Seafood – No. P081000969**

Numbers one and three above were handled in globo. It was moved by Mr. Boyer to approve the \$562.50 penalty for failure to timely submit the annual fee and annual affidavit. That motion was seconded by Judge Fleming and unanimously approved by the Board.

2. **In Re: Freshko Foodservice, Inc. – No. P081000969** – Motion by Mr. Boyer to approve the \$562.50 penalty for failure to timely submit their annual fee and annual affidavit. That motion was seconded by Judge Fleming and unanimously approved. Ms. Morgan abstained from voting.
4. **In Re: Beau Robichaux – No. P040044101** – Motion by Mr. Lastrapes to approve the \$250.00 penalty for failure to timely submit a tax clearance. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
5. **In Re: Assa Abloy Hospitality Incorporated – No. P086501804** – Motion by Gen. Cadoria to approve the \$562.50 penalty for failure to timely submit their annual fee and annual affidavit. That motion was seconded by Ms. Richardson and unanimously approved by the Board.
6. **In Re: Peter C. Wang – No. P040046719** – Motion by Gen. Cadoria to approve the \$250.00 penalty for failure to timely submit his tax clearance. That motion was seconded by Mr. Simoneaux and unanimously approved by the Board.

7. **In Re: Wolfman, Inc. d/b/a Jackpot Deli – No. 3601213164** – Motion by Mr. Lastrapes to continue this matter until the November meeting. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
8. **In Re: Franklin Southland Printing Co. – No. P082602384** - Motion by Gen. Cadoria to approve the \$562.50 penalty for failure to timely submit their annual fee and annual affidavit. That motion was seconded by Ms. Richardson and unanimously approved by the Board.
9. **In Re: Erika E. Browder – No. P040026926** – Motion by Judge Fleming to affirm the decision of the Hearing Officer revoking the non-key gaming permit. That motion was seconded by Mr. Boyer and unanimously approved by the Board.
10. **In Re: Demetra N. Turner – No. P040009370** – Motion by Mr. Simoneaux to affirm the decision of the Hearing Officer assessing the \$250 penalty for untimely submission of tax clearances. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

It was moved by Ms. Richardson to go into Executive Session. That motion was seconded by Ms. Morgan and unanimously approved by the Board.

Following the Executive Session, the Board returned to the Regular Session.

There being no further comments, it was moved by Judge Fleming to adjourn. That motion was seconded by Ms. Morgan and unanimously approved by the Board.

The meeting was adjourned.