

## **LOUISIANA GAMING CONTROL BOARD**

### **Minutes of August, 16, 2012**

The Louisiana Gaming Control Board conducted a meeting on Thursday, August 16, 2012, 10:00 a.m. in House Committee Room 5 of the Louisiana State Capitol. Present at the meeting were: Dale Hall, Chairman; Velma Rogers, Ayres Bradford, Robert Jones, Mark Stipe, James Singleton, Denise Noonan and Claude Mercer. Absent were ex-officio members, Col. Mike Edmonson and Sec. Jane Smith.

The meeting was called to order. Ms. Donna Grodner, attorney, addressed the Board with public comments in reference to an Illinois news article concerning Nicky Nichols and the Illinois Gaming Board.

It was moved by Ms. Rogers to waive the reading and approve the minutes of the July meeting. That motion was seconded by Ms. Noonan and unanimously approved by the Board.

Ms. Donna Jackson, State Police Gaming Audit Division, presented revenue reports for the riverboats, landbased casino, slots at the track, video poker, and employment numbers for the landbased casino.

Ms. Mesa Brown, Assistant Attorney General, presented the Compliance Reports for the period ending June 30, 2012.

The Board acted on a request by Margaritaville Resort Casino, No. R011000841, for a waiver of location of the ship service generator. Following discussion, it was moved by Mr. Singleton to adopt the resolution which allowed a deviation from the Guide to the Alternate Inspection of Riverboat Gaming Vessels to provide for locating a ship service generator landside. That motion was seconded by Major Mercer and unanimously approved by the Board.

The Board considered a petition by Creative Casinos, No. R016502995, for approval of name change of licensee from Creative Casinos, L.L.C. to Ameristar Casino Lake Charles, LLC. Following discussion, it was moved by Mr. Bradford to approve the name change from Creative Casinos, L.L.C. to Ameristar Casino Lake Charles, LLC. That motion was seconded by Ms. Noonan and unanimously approved by the Board.

Representatives from PNK (Baton Rouge) d/b/a L'auberge Baton Rouge provided an update on the status of the casino which is scheduled to open on August 29.

The Board acted on the Certificate of Compliance for the Alternate Riverboat Inspection of the gaming vessel of PNK (Baton Rouge) Partnership d/b/a L'auberge Baton Rouge, No. R011000801. Following discussion, it was moved by Ms. Noonan to adopt the resolution stating that upon satisfactory completion of all life safety systems testing and the recommendation of ABSC, PNK (Baton Rouge) Partnership would be issued a temporary Certificate of Compliance

which would expire three months from the date of issuance, or the date a final Riverboat Gaming Vessel Certificate of Compliance is issued. That motion was seconded by Mr. Jones and unanimously approved by the Board.

The Board acted on the petition by PNK (Baton Rouge) Partnership for determination of substantial completion, commencement of gaming operations and release of escrowed funds. Following discussion, it was moved by Major Mercer, seconded by Mr. Jones and unanimously approved by the Board to adopt the Resolution attached as Exhibit A to these minutes.

Lieutenant Chris Baron, State Police Gaming Division, provided a presentation on the implementation by Louisiana State Police with respect to the gaming aspect of Act 161 of the 2012 Legislative Session.

The Board acted on Proposed Settlements/Appeals in the following:

1. **In Re: Stingray's Inc. d/b/a Stingray's Restaurant – No. 2605209704** – Motion by Mr. Bradford to approve the \$1,000 penalty for failure to remain in good standing with the Louisiana Secretary of State's Office, and failure to remain eligible for tax clearances. That motion was seconded by Mr. Singleton and unanimously approved by the Board.
2. **In Re: Allied Communications, LLC d/b/a Allied Communications – No. P086502868** - Motion by Mr. Jones to approve the \$500 penalty for failure to timely notify the Division of a change in address. That motion was seconded by Ms. Rogers and unanimously approved by the Board.
3. **In Re: 818 Incorporated d/b/a The Bachelors III – No. 2600114011** – Motion by Major Mercer to affirm the Hearing Officer's decision revoking the video gaming license and finding Leah Smoak unsuitable. That motion was seconded by Ms. Rogers and unanimously approved by the Board.

Chairman Hall announced that the Governor's Office appointed Claude Jackson as the newest member of the Gaming Control Board effective August 17, 2012.

There being no further comments, it was moved by Mr. Singleton to adjourn. That motion was seconded by Ms. Noonan and unanimously approved by the Board.

The meeting was adjourned.



*State of Louisiana*  
*Gaming Control Board*

BOBBY JINDAL  
GOVERNOR

DALE A. HALL  
CHAIRMAN

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**In the Matter of the PNK (Baton Rouge) Partnership  
No. R011000801**

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**RESOLUTION**

**On the 16<sup>th</sup> day of August, 2012**, the Louisiana Gaming Control Board ("Board") did, in a duly noticed public meeting, consider the issue of PNK (Baton Rouge) Partnership's Petition for Determination of Substantial Completion, Commencement of Gaming Operations and Release of Escrow Funds and upon motion duly made and seconded, the Board adopted the following Resolution:

**BE IT RESOLVED** that the Chairman be authorized to accept the architect's Certificate of Substantial Completion and Readiness for Occupancy and Use, as confirmed by the Division, and to determine substantial completion of the Approved Project on behalf of the Board.

**BE IT FURTHER RESOLVED** that PNK(Baton Rouge) Partnership's request to commence gaming operations on August 29, 2012, be approved subject to (1) successful completion of the preoperative inspection to be conducted by the Louisiana State Police, Gaming Enforcement Division and (2) the determination of substantial completion of the Approved Project by the Chairman.

**BE IT FURTHER RESOLVED** that the Chairman be authorized to execute the notice to the escrow agent for release of the escrow funds upon receipt of confirmation from the Division that gaming operations have commenced at the Approved Project.

**THUS DONE AND SIGNED IN BATON ROUGE, LOUISIANA THIS 16<sup>th</sup> DAY OF AUGUST, 2012.**

A handwritten signature in blue ink, appearing to read "Dale", written over a horizontal line.

**DALE A. HALL, CHAIRMAN  
LOUISIANA GAMING CONTROL BOARD**