

# LOUISIANA GAMING CONTROL BOARD

## Minutes of June 18, 2002

The Louisiana Gaming Control Board held a meeting on Tuesday, June 18, 2002, 10:00 a.m., House Committee Room 1 of the Louisiana State Capitol. Present at this meeting were: Hillary J. Crain, Chairman; Robert M. Fleming, Vice-Chairman; James G. Boyer, Secretary/Treasurer; Gen. Sherian Cadoria, Dennis Kinchen, Dudley Lastrapes, Rupert Richardson, and Kelly Simoneaux. Absent was board member Marcia Morgan, and ex-officio members, Col. Terry Landry, and Sec. Cynthia Bridges.

The meeting was called to order. It was moved by General Cadoria to waive the reading and approve the minutes of the May meeting. That motion was seconded by Sec. Boyer and unanimously approved by the Board.

Ms. Donna Jackson, State Police Gaming Audit, presented the revenue reports for the riverboats, landbased casino and slots at the tracks. Ms. Stacey Madden, also with the State Police Audit Division, reported on the employee numbers and salaries of the landbased casino, and Ms. Donna Stevens, reported on the statistics for video poker.

The Board acted on the following truckstop applications.

1. **T & D Ventures, L.L.C. d/b/a Lucky Dollar Casino - No. 4701512880** - Motion by Ms. Richardson to approve the application. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.
2. **Grand Paradise, Inc. d/b/a Grand Paradise #2 - No. 4600512937** - Motion by Mr. Kinchen to approve the application. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.
3. **Winner's Choice Casino, Inc. d/b/a Winner's Choice Casino - No. 1002503597** - Motion by Vice-Chairman Fleming to continue this matter in order to obtain additional information. That motion was seconded by Sec. Boyer and unanimously approved by the Board.
4. **O.M. Operating, L.L.C. d/b/a Four Deuces Truck Stop & Casino - No. 0109512950** - Motion by Sec. Boyer to approve the application. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

Next on the agenda was an update concerning El Chico Restaurants of America, Inc. It was moved by Sec. Boyer to remand the case to the Hearing Office to comply with the remand order of the Louisiana First Circuit Court of Appeal, through the District Court. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

The Board acted on a request by Isle of Capri for approval of Transfer of Interest within the

Goldstein family. Follow the presentation, it was moved by Mr. Lastrapes to approve the request. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

The next item dealt with a Petition by Louisiana-1 Gaming for a name change and modification of ownership structure. Following discussion, it was moved by Gen. Cadoria to allow the modification of ownership structure. That motion was seconded by Sec. Boyer and unanimously approved by the Board.

It was moved by Ms. Richardson to allow the name change from Louisiana-1 Gaming, to PNK (Harvey), L.P. The name change would occur when the appropriate documents are filed with the Secretary of State's Office. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

Mr. Leonce Gautreaux, Asst. Attorney General in the Gaming Division, updated Board members on the compliance plan submitted by Argosy Gaming. Mr. Gautreaux stated that upon completion of the review of the plans submitted, the item would be placed on the agenda.

There was an oral presentation concerning proposed rules LAC 42:III.301(E)(1)(I) and 304 (C)(4)(b), Compulsive and Problem Gambling. Mr. Wade Duty, Executive Director of the Casino Association, addressed the Board concerning these rules. Following discussion, the Board decided to keep rule 301 (E)(1)(I) as it was proposed; however, it was moved by Mr. Lastrapes to change proposed rule LAC 42:III.304(C)(4)(b) to include the casino licensee's in the waiver and release of liability by persons self-excluded. That motion was seconded by Sec. Boyer and unanimously approved by the Board.

Mr. Brett Sulzer, on behalf of LAMOA (Louisiana Amusement & Music Operators Association, Inc.), and Ms. Melinda Fayard, lobbyist for the video gaming industry, addressed the Board with reference to proposed rule LAC 42:III.305, Advertising, Compulsive Gambling Information and XI.2417(B)(6), Video Poker, Code of Conduct of Licensees. Following discussion, it was moved by Sec. Boyer to adopt the language contained in LAC 42:III.302 (E) dealing with violations and penalties and include it in LAC 42:III.305. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

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

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

The request for a Declaratory Ruling filed by Mr. Paul West, on behalf of PAR Investment Partners, was continued.

The Board acted on proposed settlements/appeals from hearing officers' decisions in the following:

1. **In Re: Embassy Sales, L.L.C. - No. P080802096** - Motion by Mr. Lastrapes to remand the appeal back to the Hearing Office to conduct a hearing on the allegations for denial of the non-gaming supplier permit application, prior to deciding the question of withdrawal of the application.

That motion was seconded by Ms. Richardson and unanimously approved by the Board.

There being no public comments, it was moved by Vice-Chairman Fleming to adjourn the meeting. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

The meeting was adjourned.