

LOUISIANA GAMING CONTROL BOARD

Minutes of March 15, 2012

The Louisiana Gaming Control Board conducted a meeting on Thursday, March 15, 10:00 a.m. in the Natchez Room of the Galvez Building. Present at the meeting were: Velma Rogers, Vice-Chairman; Ayres Bradford, Robert Jones, Mark Stipe, James Singleton and Denise Noonan. Absent were ex-officio members, Col. Mike Edmonson and Sec. Cynthia Bridges.

The meeting was called to order. Vice-Chairman Rogers announced an additional board meeting would be held on Monday, March 26, 2:00 p.m. also in the Natchez Room.

It was moved by Mr. Stipe to waive the reading and approve the minutes of the February meeting. That motion was seconded by Mr. Bradford 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, and employment numbers for the landbased casino. Mr. Jim Bossier, also with the Gaming Audit Division, reported on the video poker statistics.

Ms. Mesa Brown, Asst. Attorney General in the Gaming Division, reported on the Compliance Reports for the fourth quarter of 2011.

It was moved by Mr. Stipe to authorize the Vice-Chairman to sign the notices, time & attendance sheets, and disbursements previously reviewed by board members. That motion was seconded by Mr. Jones and unanimously approved by the Board.

The Board acted on the following truckstop casinos:

1. **Galliano Truck Plaza and Casino, LLP d/b/a Galliano Truck Plaza and Casino – No. 2900513574** – Motion by Ms. Noonan to approve the stock transfer. That motion was seconded by Mr. Jones and unanimously approved by the Board.
2. **Wag A Pak, Inc. d/b/a Cash Wag'n Casino – No. 2900515907** – Motion by Mr. Bradford to approve the stock transfer. That motion was seconded by Mr. Singleton and unanimously approved by the Board.

The Board considered licensing of the following restaurants:

1. **Kookado's BBQ & Booze, LLC d/b/a Kookado's BBQ & Booze – No. 4400216519** – Motion by Mr. Stipe to approve issuance of the license. That motion was seconded by Mr. Jones and unanimously approved by the Board.
2. **Jambalaya from the Bayou, LLC d/b/a Jambalaya from the Bayou – No. 4903216543** – Motion by Mr. Stipe to approve issuance of the license. That motion was seconded by Ms. Noonan and unanimously approved by the Board.

The Board acted on a petition by Tropicana Entertainment Inc. to enter into a Term Loan Facility to refinance their Existing Credit Facility. Following discussion, it was moved by Mr. Jones to approve Tropicana Entertainment Inc.'s Credit Agreement consisting of a \$175 Million Term Loan, \$75 Million Incremental Facility and \$15 Million Letters of Credit Facility. That motion was seconded by Mr. Bradford and unanimously approved by the Board.

The Board acted on a request by PNK (Baton Rouge), L.L.C. d/b/a L'Auberge Baton Rouge, No. R011000801, for approval of floor plan. Following discussion, it was moved by Ms. Noonan to approve the floor plan for PNK (Baton Rouge), L.L.C. d/b/a L'Auberge Baton Rouge. That motion was seconded by Mr. Bradford and unanimously approved by the Board.

The Board considered a petition by Creative Casinos of Louisiana, L.L.C. d/b/a Mojito Pointe Casino Resort, No. R016502995, relative to Ownership and to Amend License Conditions. Objections were filed to the petition by John Godfrey, Executive Vice President, Secretary & General Counsel for Pinnacle Entertainment, Debra Harkins, counsel on behalf of St. Gabriel Downs, LLC, and Paul West, counsel on behalf of Penn National Gaming. Ms. Harkins and Mr. West addressed the Board with their concerns in reference to the petition. Mr. Mike Dees, counsel on behalf of the Port of Lake Charles, spoke in favor of the petition.

Following discussion, it was moved by Mr. Bradford to adopt the resolution attached to these minutes relative to Ownership and Amendment of License Conditions. That motion was seconded by Mr. Singleton and approved by Mr. Bradford, Mr. Stipe, Mr. Singleton, Ms. Noonan and Vice-Chairman Rogers. Mr. Jones abstained from voting.

The Board considered conditional permits for the following:

1. **Michael John DeMoss – No. P020043152**
2. **Robert LaMont Brown – No. P020054083**

It was moved by Mr. Jones to issue the conditional permits to the above stated individuals. That motion was seconded by Mr. Bradford and unanimously approved by the Board.

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

1. **In Re: Tommy Gagliano – No. P040001166** – Motion by Mr. Bradford to approve the \$250 penalty for failure to notify the Division of an arrest. That motion was seconded by Ms. Noonan and unanimously approved by the Board.
2. **In Re: Bellon Investments, L.L.C. d/b/a Bellon Investments, L.L.C. – No. 0100615417** – Motion by Ms. Noonan to approve the \$1,500 penalty for failure to timely file annual license form, annual fee, record update form, and tax

clearances. That motion was seconded by Mr. Jones and unanimously approved by the Board.

3. **In Re: 3D Island Enterprises, Inc. d/b/a Eight Ball Game Room – No. 4800114906** - Motion by Mr. Jones to approve the \$500 penalty for failure to remain eligible for tax clearance. That motion was seconded by Mr. Stipe and unanimously approved by the Board.
4. **In Re: Carlos T. Bryant – No. P040057344**
5. **In Re: Otto J. Zoller, III – No. P040057971**
6. **In Re: William S. Murray – No. P040057581**

The above three cases were handled in globo because they dealt with the same issue. It was moved by Mr. Bradford to approve the \$250 penalty for each permittee for failure to remain eligible for tax clearances. That motion was seconded by Ms. Noonan and unanimously approved by the Board.

7. **In Re: Doux Over, L.L.C. d/b/a Sidney's Sports Bar – No. 2600116161** – Motion by Mr. Singleton to approve the \$750 penalty for failure to timely submit the annual license form, annual fee and other required documents. That motion was seconded by Mr. Bradford and unanimously approved by the Board.
8. **In Re: XXVII, LLC d/b/a Doors Uptown Pizza – No. 3601215601** - Motion by Ms. Noonan to affirm the Hearing Officer's decision imposing a \$750 penalty for failure to timely file the annual license form, pay the annual license fee and submit tax clearance. That motion was seconded by Mr. Jones and unanimously approved by the Board.
9. **In Re: Freddie D. Knox – No. P040039760** – Motion by Mr. Bradford to affirm the Hearing Officer's decision denying the revocation of Mr. Knox's non-key permit. That motion was seconded by Mr. Singleton and unanimously approved by the Board.

It was moved by Ms. Noonan to authorize the Vice-Chairman to sign all Resolutions, Orders and Decisions made by the Board during the meeting. That motion was seconded by Mr. Bradford and unanimously approved by the Board.

There being no further business, it was moved by Mr. Singleton to adjourn the meeting. That motion was seconded by Mr. Bradford and unanimously approved by the Board.

The meeting was adjourned.