

## **LOUISIANA GAMING CONTROL BOARD**

### **Minutes of June 17, 2008**

The Louisiana Gaming Control Board conducted a meeting on Tuesday, May 20, 2008, 10:00 a.m. at the Livingston Building, Baton Rouge, LA. Present at the meeting were: H. Charles Gaudin, Chairman; Marcia Morgan, William Lastrapes, Major Claude Mercer, Velma Rogers, Ray Todd, Rose Bromell and Claryce Minor. Absent were ex-officio members, Col. Mike Edmonson and Sec. Cynthia Bridges.

The meeting was called to order. It was moved by Mr. Lastrapes to waive the reading and approve the minutes of the May meeting. That motion was seconded by Mr. Todd and unanimously approved by the Board.

Mr. Leonce Gautreaux, Deputy Director of the Attorney General's Gaming Division, Mr. Michael Tyler, Asst. Attorney General, and Sgt. James Cormier of Louisiana State Police, provided an update on American Bureau of Shipping (ABS) concerning alternate inspections for riverboats. They stated a draft of the proposed guidelines would be sent to industry and would provide a timeline for response.

Ms. Donna Jackson, State Police Gaming Audit Division, presented the revenue reports for the riverboats, landbased casino and slots at the track. Ms. Donna Stevens, also with the Gaming Audit Division, reported on the statistics for video poker.

The Board acted on a request by Evangeline Downs for approval of a Fifth Amendment to their Loan and Security Agreement. Following discussion, it was moved by Mr. Lastrapes to approve the amendment. That motion was seconded by Ms. Morgan and unanimously approved by the Board.

Mr. Brian McCullough, Asst. Attorney General, addressed the Board with reference to institution of rulemaking procedures for adoption of amendments to: LAC 42:VII.1701, 2108, 2116, 2159, 2524, 2701, 2707, 2709, 2711, 2715, 2723, 2730, 2731, 2735, 2901, 2953, 2954, 3301, 3302, 3311, 4201, 4204, 4205, 4206, 4209, 4211, 4214, and 4220; IX.1303, 1907, 2159, 2165, 2166, 2167, 2169, 2524, 2701, 2707, 2709, 2711, 2715, 2717, 2721, 2723, 2730, 2731, 2735, 2901, 2907, 2922, 2923, 3301, 3302, 3311, 4204, 4205, 4206, 4209, 4211, 4214, 4220, 4301, 4303, 4305, 4313, 4321, and 4325; and XIII.1701, 2108, 2116, 2159, 2524, 2701, 2707, 2709, 2711, 2715, 2717, 2721, 2723, 2730, 2731, 2735, 2901, 2937, 2953, 2954, 3301, 3302, 3311, 4003, 4009, 4201, 4204, 4205, 4206, 4209, 4211, 4214, 4301, 4303, 4305, 4313, 4315, 4321, and 4325.

Following discussion, it was moved by Mr. Lastrapes to institute the rulemaking procedures for the adoption of amendments to the above listed rules. That motion was seconded by Ms. Morgan and unanimously approved by the Board.

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

1. **In Re: Great American Base Company – P086502680** – Motion by Mr. Todd to approve the \$500.00 penalty for failure to provide requested documents. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
2. **In Re: Juneau Marine Refrigeration & Air Conditioning, Inc. – No. P085502548** – Motion by Ms. Morgan to approve the \$1,125.00 penalty for failure to timely submit their annual fee and annual affidavit for two years. That motion was seconded by Ms. Bromell and unanimously approved by the Board
3. **In Re: Cat, Inc. d/b/a Coach’s Corner – No. 2600101038** – Motion by Mr. Todd to approve the \$1,000.00 penalty for failure to provide required information and documents. That motion was seconded by Ms. Minor and unanimously approved by the Board.
4. **In Re: Cleveland Myers, III d/b/a Playboy’s Lounge – No. 6100107656** – Motion by Ms. Bromell to approve the \$250.00 penalty for failure to remain eligible for tax clearances. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
5. **In Re: All Star Pontiac-GMC Truck Inc. – No. P081002745** – Motion by Mr. Lastrapes to approve the \$562.50 penalty for failure to timely submit their annual fee and annual affidavit. That motion was seconded by Major Mercer and unanimously approved by the Board.
6. **In Re: HMR, Inc. d/b/a O’Henry’s Food & Spirit #6 – No. 2600207383; HMR, Inc., d/b/a O’Henry’s Food & Spirit #2 – 3601203057B; HMR, Inc. d/b/a O’Henry’s Food & Spirit #3 – 3601204108A; HMR, Inc. d/b/a O’Henry’s Food & Spirit #5 - 2600204118; HMR, Inc. d/b/a O’Henry’s Food & Spirit #8 - 2600211472; Henry M. Rosenblat – No. 07012; Susan P. Rosenblat – No. 07013** – Motion by Mr. Todd to approve the \$5,000.00 penalty for failure to provide information. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
7. **In Re: Keith M. Murphy – No. P040025954** – Continued until August.
8. **In Re: Rachika L. Harris – No. P040049817** – Motion by Mr. Lastrapes to remand the case to the Hearing Officer for additional evidence and to render a decision. That motion was seconded by Mr. Todd and unanimously approved by the Board.

There were public comments by Mr. Chris Young, counsel on behalf of Speedway Super America. Mr. Young stated he would like the board to set a deadline for State Police to complete their investigation and submit their report to the Board.

Captain Joe Lentini responded by stating that Speedway does not submit the documents that are requested. Mr. Young responded that Capt. Lentini’s statement was incorrect.

There being no further comments, it was moved by Mr. Lastrapes to adjourn the meeting. That motion was seconded by Mr. Todd and unanimously approved.

The meeting was adjourned.