

LOUISIANA GAMING CONTROL BOARD

Minutes of October 21, 2008

The Louisiana Gaming Control Board conducted a meeting on Tuesday, October 21, 2008, 10:00 a.m. in Senate Room A of the Louisiana State Capitol, Baton Rouge, LA. Present at the meeting were: H. Charles Gaudin, Chairman; Marcia Morgan, Major Claude Mercer, Velma Rogers, Claryce Minor, Ayres Bradford, Robert Jones and Mark Stipe. Absent were ex-officio members Col. Mike Edmonson and Sec. Cynthia Bridges.

The meeting was called to order. Chairman Gaudin introduced the two new board members, Mr. Robert Jones and Mr. Mark Stipe.

It was moved by Ms. Morgan to waive the reading and approve the August and September minutes. That motion was seconded by Major Mercer and unanimously approved by the Board.

The next item dealt with approval of the 2009-2010 budget for the Gaming Control Board. It was moved by Ms. Morgan to approve the budget. That motion was seconded by Major Mercer and unanimously approved by the Board.

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 presented the statistics for video poker.

Ms. Mesa Brown, Asst. Attorney General in the Gaming Division, presented the Compliance Reports for Slots at the Track.

The Board acted on the following truckstop casinos:

1. **Tall Timbers Truckstop & Casino – No. 4600616641** – Motion by Ms. Morgan to approve the application. That motion was seconded by Ms. Rogers and unanimously approved by the Board.
2. **Outpost Minden – No. 6000515633** – Motion by Major Mercer to approve the application. That motion was seconded by Mr. Jones and unanimously approved by the Board.
3. **Logansport Truck Stop – No. 1601502532** – Motion by Major Mercer to approve the change in ownership. That motion was seconded by Ms. Minor and unanimously approved by the Board.

4. **Diamond Jim's Casino – No. 0400505524** – Motion by Ms. Minor to approve the transfer of stock. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
5. **Minden Truck Stop & Casino – No. 600515429** – Motion by Ms. Morgan to approve the change in ownership. That motion was seconded by Ms. Rogers and unanimously approved by the Board.

The next item dealt with Guidelines for Alternate Inspections of Riverboat Gaming Vessels. It was moved by Ms. Morgan to approve the American Bureau of Shipping (ABS) Guidelines for Alternate Inspections of Riverboat Gaming Vessels in Louisiana. That motion was seconded by Major Mercer and unanimously approved by the Board.

The Board acted on a petition by Penn National Gaming, Inc. for approval of a Transfer of Economic Stock between Louisiana Casino Cruises, Inc, Penn National Gaming, Inc., Fortress Investment Group LLC, and Centerbridge Partners, L.P. It was moved by Mr. Bradford to approve the petition concerning the 9,750 shares of Penn National Gaming Series B Stock. That motion was seconded by Ms. Morgan and approved by a vote of seven to zero. Mr. Jones abstained from voting.

It was moved by Ms. Morgan that the plans submitted to the Board by PNK Baton Rouge Partnership d/b/a Riviere be accepted, authorizing the licensee to proceed with the project. That motion was seconded by Mr. Bradford and unanimously approved by the Board.

The Board acted on a petition by Churchill Downs Horse Racing Company, LLC d/b/a Fair Grounds Race Course, for Approval of Floor Plan and Opening of Permanent Slots Facility. It was moved by Ms. Morgan to approve the petition. That motion was seconded by Ms. Minor and unanimously approved.

It was moved by Mr. Bradford to approve the petition by Horseshoe Casino for a Reconfiguration of Gaming Space. That motion was seconded by Major Mercer and unanimously approved.

Upon motion of Major Mercer, the Board also approved a petition by Evangeline Downs for a Reconfiguration of Gaming Space. The motion was seconded by Ms. Minor and unanimously approved by the Board.

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

1. **In Re: AlSCO, Incorporated – No. P086502755** – Motion by Ms. Morgan to approve the \$562.50 penalty for failure to timely submit their annual fee and annual affidavit. That motion was seconded by Ms. Rogers and unanimously approved by the Board.

2. **In Re: South Park Tavern, Inc. d/b/a South Park Tavern, Inc. – No. 4500110521**
3. **In Re: The Little Brown Bag, Inc. d/b/a The Little Brown Bag, Inc. – No. 4500610332**

The above stated cases were handled in globo because they dealt with the same issue. It was moved by Mr. Jones to approve the \$500.00 penalty for each licensee for failure to timely provide required information regarding an arrest. That motion was seconded by Mr. Bradford and unanimously approved by the Board.

4. **In Re: Youree Speed – No. P40037570** - Motion by Mr. Stipe to approve the \$250.00 penalty for failure to timely provide required information regarding the issuance of summonses. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
5. **In Re: Lagarde Enterprises, LLC d/b/a Hamco New Orleans – No. P082602729**
6. **In Re: Roger Duong d/b/a Wing Tai Oriental Grocery – No. P081002767**

The above stated cases were also handled in globo because they dealt with the same issue. It was moved by Major Mercer to approve the \$562.50 penalty for failure to timely submit their annual fee and annual affidavit. That motion was seconded by Mr. Jones and unanimously approved by the Board.

7. **In Re: Freddie D. Knox – No. P040039760 – Continued.**
8. **In Re: Grace Bauer Interiors, Inc. and Grace Bauer – No. P083602827 –** Motion by Major Mercer to deny the rehearing request. That motion was seconded by Mr. Stipe and unanimously approved by the Board.
9. **In Re: Keith M. Murphy – No. P040025954** - Motion by Ms. Rogers to affirm the decision of the hearing officer which revoked Mr. Murphy's non-key gaming permit. That motion was seconded by Ms. Rogers and unanimously approved by the Board.

There being no public comments, it was moved by Ms. Morgan to go into Executive Session to discuss pending litigation. That motion was seconded by Ms. Rogers and unanimously approved by the Board.

Following the Executive Session, it was moved by Mr. Bradford to return to the Regular Session. That motion was seconded by Ms. Rogers and unanimously approved by the Board.

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

The meeting was adjourned.