

## LOUISIANA GAMING CONTROL BOARD

### Minutes of April 17, 2007

The Louisiana Gaming Control Board conducted a meeting on Tuesday, April 17, 2007, 10:00 a.m., in Senate Room A of the Louisiana State Capitol. Present at this meeting were: H. Charles Gaudin, Chairman; Judge Robert Fleming, Marcia Morgan, M.J. "Kelly" Simoneaux, and Major Claude Mercer. Absent were board members James Boyer, William Lastrapes, Rupert Richardson, and ex-officio members, Col. Henry Whitehorn and Sec. Cynthia Bridges.

The meeting was called to order. It was moved by Judge Fleming to waive the reading and approve the minutes of the March meeting. 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 tracks. Ms. Donna Stevens, also with the Audit Division, reported on the video poker statistics.

The Board considered contracts with court reporters for fiscal year 2007-2008. It was moved by Mr. Simoneaux to approve the contracts with United Court Reporters and Kaiser Court Reporting. That motion was seconded by Judge Fleming and unanimously approved by the Board.

The Board acted on the following truckstop applications:

1. **Riverbend Truckstops & Palace Casinos, Inc. d/b/a Crowley Truckstop & Casino – No. 0101514033**
2. **Riverbend Truckstops & Palace Casinos, Inc. d/b/a Minden Truckstop & Casino – No. 6000514525**
3. **Riverbend Truckstop & Palace Casinos, Inc. d/b/a Patterson Truckstop & Casino – No. 5105514132**
4. **Riverbend Truckstops & Palace Casinos, Inc. d/b/a Riverbend Truckstops & Palace Casino of Reserve – No. 4800511834**
5. **Riverbend Truckstops & Palace Casinos, Inc. d/b/a Riverbend Truckstops and Palace Casino of St. Rose – No. 4500512203**
6. **Riverbend Truckstops & Palace Casinos, Inc. d/b/a St. Martin Truckstop & Casino – No. 5000514161**

The above six truckstops dealt with transfers of stock to a new owner and were handled in globo. It was moved by Ms. Morgan to approve the stock transfer in each truckstop. That motion was seconded by Judge Fleming and unanimously approved by the Board.

The Board acted on a petition by Delta Downs for reconfiguration of gaming space. Following discussion, it was moved by Judge Fleming to approve the reconfiguration. That motion was seconded by Mr. Simoneaux and unanimously approved by the Board.

The next item dealt with a petition by Churchill Downs for approval of plans for a temporary slots facility at the Fair Grounds Race Course. Following discussion, it was moved by Mr. Simoneaux to approve the petition for the operation of a temporary slots facility. That motion was seconded by Major Mercer and unanimously approved by the Board.

Mr. Tom Warner, Assistant Attorney General in the Gaming Division, addressed the Board with reference to the adoption of amendments to LAC 42:VII.2325, Penalty Schedule, VII.2927, Advertising, IX.2919, Advertising Mandatory Signage, IX.4103, Enforcement Actions of the Board, XI.2407, Operation of Video Draw Poker Devices, XIII.2325, Penalty Schedule, and XIII.2927, Advertising.

Following discussion, it was moved by Ms. Morgan to approve the adoption of amendments to the above stated rules. That motion was seconded by Major Mercer and unanimously approved by the Board.

The Board acted on proposed settlements/appeals from Hearing Officers' decisions in the following:

1. **In Re: Isaih Baldwin d/b/a Vick's Place – No. 3601114683**
2. **In Re: P & P Pizza Co., LLC d/b/a Sicily's Pizza – No. 5500211671**
3. **In Re: Diem Thuy Hoang Nguyen d/b/a False River Seafood – No. 3902213822**
4. **In Re: MML Enterprises, Inc. d/b/a MML Enterprises, Inc. – No. 2601609652**
5. **In Re: Earl L. Stark d/b/a Starz Casino – No. 1000514009**
6. **In Re: Cypress Cove Marina, Inc. d/b/a Cypress Cove Marina, Inc. – No. 3800206782**
7. **In Re: Percy L. Huff, Jr. – No. P040015625**

The above stated cases were handled in globo because they each dealt with the same issue. Each licensee was assessed a \$250 penalty for failure to timely submit tax clearances. Number (2) **P & P Pizza Co. d/b/a Sicily's Pizza** and number (4) **MML Enterprises, Inc. d/b/a MML Enterprises, Inc.** were assessed an additional penalty of \$250 for a total of \$500.00 each for failure to submit their annual form and annual fee in addition to their tax clearances. It was moved by Judge Fleming to approve the penalty for each licensee. That motion was seconded by Ms. Morgan and unanimously approved by the Board.

8. **In Re: Atlas Blowpipe Sheet Metal Works, Inc. – No. P082602582** – Motion by Major Mercer to approve the \$5,000.000 penalty for failure to timely notify the Division of an arrest. That motion was seconded by Mr. Simoneaux and unanimously approved by the Board.
9. **In Re: George M. Raymond Company – No. P086502411** – Motion by Judge Fleming to approve the \$5,000.00 penalty for failure to timely notify the Division of a

- key employee change. That motion was seconded by Mr. Simoneaux and unanimously approved by the Board.
10. **In Re: American Gaming Co., Inc. d/b/a American Gaming Company – No. 26000611578** – It was moved by Judge Fleming to approve the \$1,250.00 penalty to timely submit their annual form, fee and tax clearances. That motion was seconded by Mr. Simoneaux and unanimously approved by the Board.
  11. **In Re: 2-Cajun Mike’s, Inc. d/b/a Cajun Mike’s – No. 3601112218** – Motion by Judge Fleming to approve the \$250.00 penalty for failure to timely submit their tax clearance. That motion was seconded by Mr. Simoneaux and unanimously approved by the Board.
  12. **In Re: Hector Mora d/b/a Telephone and Computer Wiring – No. P083601622** - Motion by Judge Fleming to approve the settlement for failure to timely submit their annual fee and annual affidavit. Mr. Simoneaux noted a correction needed to be made in the amount of the penalty. The settlement should have stated \$562.50 as the amount of the penalty and not \$562.52. Following the correction the motion was seconded by Mr. Simoneaux and unanimously approved by the Board.
  13. **In Re: Trisha Salome – No. P040019282** – Motion by Judge Fleming to affirm the Hearing Officer’s decision revoking Ms. Salome’s permit. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
  14. **In Re: Tydis R. Marshall, Jr. – No. P040045077** – Motion by Judge Fleming to reverse the Hearing Officer’s decision which overturned the Division’s denial of Mr. Marshall’s renewal application. That motion was seconded by Major Mercer and unanimously approved by the Board.

Melinda Fayard wanted to thank the Tech and Audit Departments of Louisiana State Police for their work with assisting licensees.

There being no further comments, it was moved by Judge Fleming to adjourn the meeting. That motion was seconded by Ms. Morgan and unanimously approved by the Board.