

LOUISIANA GAMING CONTROL BOARD

Minutes of October 20, 2009

The Louisiana Gaming Control Board conducted a meeting on Tuesday, October 20, 2009 in House Committee Room 1 of the Louisiana State Capitol. Present at the meeting were: Dane K. Morgan, Chairman; Velma Rogers, Ayres Bradford, Robert Jones, Mark Stipe, Gerald Juneau, James Singleton and Jackie Berthelot. Absent was board member Major Claude Mercer and ex-officio members Col. Mike Edmonson and Sec. Cynthia Bridges.

The meeting was called to order. Chairman Morgan stated he, Mr. Bradford and Mr. Juneau toured north Louisiana Casinos and met with the General Managers of each facility. He stated that tours of the different gaming regions with the respective board members of those regions would continue.

It was moved by Ms. Rogers to waive the reading and approve the minutes of the September meeting. That motion was seconded by Mr. Juneau 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. Mr. Jim Bossier, also with the Gaming Audit Division, presented the statistics for video poker.

Mr. Norbert Courville, Network Technician Supervisor with State Police, presented an overview on the electronic monitoring system used by the state with reference to gaming machines.

The next item was consideration of the renewal of the riverboat gaming license of Louisiana Riverboat Gaming Partnership d/b/a DiamondJacks Casino & Resort. Following discussion, it was moved by Mr. Bradford to approve the five-year renewal of the license for DiamondJacks Casino and Resort. That motion was seconded by Mr. Juneau and unanimously approved by the Board.

The Board acted on a petition by PNK (Baton Rouge) for a third amendment to License Condition 15(b) for Extension of Time regarding completion of the Approved Project. This matter was originally presented to the Board at the September meeting, but was continued to October following Chairman Morgan's request that the petition contain definitive milestones for the approved project. Following discussion, it was moved by Mr. Jones to approve the petition for the extension of time. That motion was seconded by Mr. Juneau and unanimously approved by the Board.

The Board considered a Certificate of Compliance for Louisiana-1 Gaming L.P. d/b/a Boomtown Harvey. Mr. John Francic, ABS Consulting, Maritime Services, stated the inspection

of the vessel was conducted and recommended that a Certificate of Compliance be issued to Boomtown Harvey for a one-year period. It was moved by Ms. Rogers to issue the Certificate of Compliance. That motion was seconded by Mr. Berthelot and unanimously approved by the Board.

The next item was consideration of a petition by Columbia Properties New Orleans, L.L.C. for transfer of interest in Belle of Orleans, L.L.C. d/b/a Amelia Belle Casino to AB Casino Acquisition L.L.C., a subsidiary of Peninsula Gaming Partners, L.L.C. There were questions about numerous administrative violations dealing with day-to-day operations at Peninsula's other Louisiana property and their ability to effectively manage a casino. In response to these questions, Peninsula representatives stated they had recently implemented a compliance program, with oversight of the State Police Gaming Division, which will conduct training of employees to ensure that it can effectively manage casinos. Following discussion, it was moved by Mr. Bradford to approve the petition for transfer of interest. That motion was seconded by Mr. Juneau and approved by Chairman Morgan, Ms. Rogers, Mr. Bradford, Mr. Stipe, Mr. Juneau, Mr. Singleton and Mr. Berthelot. Mr. Jones abstained from voting because of Wells Fargo's involvement with this transaction. Major Mercer was absent.

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

1. **In Re: American's Cajun Restaurant, Inc. d/b/a Copeland's – No. 5500209686** - Motion by Mr. Stipe to approve the \$500 penalty for failure to timely disclose to the Division all arrests of Vice-President and 25% shareholder. That motion was seconded by Ms. Rogers and unanimously approved by the Board.
2. **In Re: Tracy D. Williams – No. P040039653** – Motion by Mr. Juneau to approve the \$250 penalty for failure to timely notify the Division of an arrest. That motion was seconded by Mr. Jones and unanimously approved by the Board.
3. **In Re: Holmes Seafood, Inc. d/b/a Holmes Seafood Restaurant – No. 2600215484** – Motion by Mr. Stipe to approve the \$4000 penalty for operating without an ATC permit. That motion was seconded by Mr. Juneau and unanimously approved by the Board.
4. **In Re: Nan, Incorporated d/b/a Randazzo's Deli & Catering – No. 2600213600A** – Motion by Mr. Bradford to continue the matter to the November meeting. That motion was seconded by Ms. Rogers 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. Stipe and unanimously approved by the Board.

The meeting was adjourned.