

## **LOUISIANA GAMING CONTROL BOARD**

### **Minutes of December 19, 2006**

The Louisiana Gaming Control Board held a meeting on Tuesday, December 19, 2006, 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, James Boyer, Marcia Morgan, William Lastrapes, Rupert Richardson and M.J. "Kelly" Simoneaux. Absent were board member Dennis Kinchen and ex-officio members, Sec. Cynthia Bridges and Col. Henry Whitehorn.

The meeting was called to order. It was moved by Ms. Richardson to waive the reading and approve the minutes of the November meeting. That motion was seconded by Mr. Boyer 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.

Mr. Young Bonner, Asst. Attorney General, reported on Compliance Reports for Slots at Qualified Racing Facilities.

Mr. Reece Middleton, Executive Director of the Louisiana Association on Compulsive Gaming, provided an update on Louisiana's Compulsive Gaming Program. He stated that since 2000, the hotline has answered over 350,000 telephone calls and has admitted and treated over 350 people at the Core Center. Additional plans call for a 6 to 8 bed halfway house.

The next item was an update on the Amelia Belle Casino. Mr. Kelly Duncan, counsel for Amelia Belle, and Mr. Brian Anderson, General Manager, provided an update on the status of the casino. Mr. Duncan stated that the work on the vessel at Bender Shipyard was almost complete and the vessel was scheduled to be moved to its new location on December 27<sup>th</sup>. In addition, Mr. Duncan requested the Board approve two revisions to the originally approved site plan. The revisions include plans for a 2000 square foot kitchen in a building immediately adjacent to the casino, and the building of a 4000 square foot administrative building on the southwest corner of the site.

It was moved by Mr. Boyer to approve the changes as presented in the diagram. That motion was seconded by Ms. Morgan and approved with six members voting. The Chairman abstained from voting.

The Board acted on a request by Peninsula Gaming, LLC (Old Evangeline Downs) for approval of financing transactions. Ms. Evie Ficklin, State Police Gaming Audit Division, provided board members with information involving these transactions.

Following discussion, it was moved by Mr. Simoneaux to approve the financing transactions. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

The next item dealt with a request by Bally Technologies, Inc. f/k/a Bally Gaming, for removal of a 2003 condition on their license restricting Bally Gaming from manufacturing or selling video draw poker devices in the state of Louisiana since Video Services, Inc., an affiliate of Bally Gaming, held a distributor's license. Louisiana video poker law prohibits manufacturers of video draw poker devices from being device owners. Because Bally Technologies, Inc. f/k/a Bally Gaming is no longer affiliated with Bally Technologies, Inc. it was moved by Mr. Lastrapes to approve the removal of the license condition. That motion was seconded by Judge Fleming and unanimously approved by the Board.

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

1. **In Re: BRA Investments, Inc. d/b/a Club House Too – No. 0904211338** – Motion by Judge Fleming to approve the \$250.00 penalty for failure to include the toll-free problem gambling phone number on advertisements. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
2. **In Re: Wild Tchoupitoulas, Inc. d/b/a Dos Jefes – No. 3601108897** – Motion by Mr. Simoneaux to approve the \$10,000.00 penalty and 10-day suspension of their video gaming license for submission of improperly notarized documents and misleading statements to Division agents by owners of the licensee. That motion was seconded by Ms. Richardson and unanimously approved by the Board.
3. **In Re: Saul Bollat, Inc. d/b/a Salvatore's Ristorante – No. 2600212570** – Motion by Ms. Morgan to approve the \$1,750.00 penalty for failure to remain eligible for an IRS tax clearance and for submission of improperly notarized documents. That motion was seconded by Mr. Lastrapes and unanimously approved by the Board.
4. **In Re: Global Payments Gaming Service – No. P086501876** – Motion by Mr. Simoneaux to approve the \$562.50 penalty for failure to timely submit annual fee and annual affidavit. That motion was seconded by Mr. Boyer and unanimously approved by the Board.
5. **In Re: M and M Gaming, Inc. – No. 4400600125A** – Motion by Ms. Richardson to approve the \$1,000.00 penalty for submission of improperly notarized documents. That motion was seconded by Mr. Boyer and unanimously approved by the Board.
6. **In Re: ID Group of LA, Inc. – No. P082601401; Phillip King – No. 06013; Nora T. King – No. 06014; Samuel C. King – No. 06015** – Motion by Mr. Simoneaux to approve the \$35,000.00 penalty, surrender of the non-gaming supplier permit, and withdrawal of renewal application for misrepresentation of status as Louisiana and

woman-owned business, and failure to disclose information to the Division. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

7. **In Re: Veronica Lively – Cert. No. I040013254** – Motion by Mr. Boyer to reverse the Hearing Officer’s denial of the Motion to Dismiss and dismiss Ms. Lively’s appeal as untimely. That motion was seconded by Mr. Simoneaux and passed by a vote of four to three. Voting for the motion were: Judge Fleming, Mr. Boyer, Mr. Simoneaux and Chairman Gaudin. Voting against the motion were: Mr. Lastrapes, Ms. Morgan and Ms. Richardson.

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

The meeting was adjourned.