



# State of Louisiana

Gaming Control Board

M. J. "MIKE" FOSTER, JR.  
GOVERNOR

HILLARY J. CRAIN  
CHAIRMAN

## IN RE: STARK, INC. D/B/A STUDEBAKER'S TEXACO TRAVEL PLAZA NO. VP0100512008 VIOLATION/INSPECTION REPORT 012568

### ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of April 23, 2003. The Hearing Officer's order dated March 28, 2003, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Violation and Hearing," by and between Stark, Inc. d/b/a Studebaker's Texaco Travel Plaza, No VP0100512008, Violation/Inspection Report 012568, and the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division, which is attached hereto and incorporated herein, is **APPROVED**.

THUS DONE AND SIGNED on this the 23 day of April, 2003.

LOUISIANA GAMING CONTROL BOARD

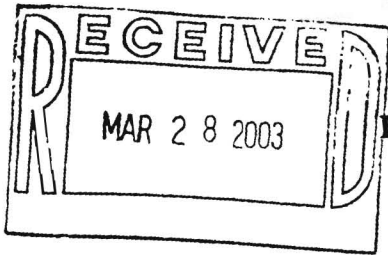
BY:

  
HILLARY J. CRAIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 24th DAY  
OF April, 2003

APPEAL DOCKET CLERK





STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

RECEIVE

MAR 25 2003

LGCB  
ADMINISTRATIVE HEARING OFI

IN RE: STARK, INC. d/b/a STUDEBAKERS  
TEXACO TRAVEL PLAZA

CASE NO. 0100512008

JOINT MOTION FOR ENTRY OF STIPULATIONS AND  
APPROVAL OF PROPOSED SETTLEMENT

ON THE JOINT MOTION OF:

1. the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division (hereinafter "Division"), and
2. Stark, Inc. d/b/a Studebakers Texaco Travel Plaza, License No. 0100512008 (hereinafter "licensee"),

who respectfully represent the following:

WHEREAS:

1. On or about November 14, 2002, an agent of the Division noted that the billboard signs located at interstate I-10 mileposts 89 and 92 in Acadia Parish, which advertised the licensee's gaming establishment, did not include the problem gambling toll-free telephone number;
2. The licensee is mandated by La. R.S. 27:27.3 to place the toll-free telephone number of the National Council on Problem Gambling (or other similar, Board-approved toll-free telephone number) in any advertisement of its gaming activities or gaming establishment;
3. Pursuant to its agent's observations, the Division issued Violation/Inspection Report #012568 to the licensee on or about November 19, 2002, citing violation of La. R.S. 27:27.3. Attendant to this Violation/Inspection Report, the Louisiana Gaming Control Board issued a Notice of Violation and Hearing to the licensee on or about February 4, 2003.
4. This matter has been scheduled for hearing on April 8, 2003 at 9:00 a.m. before the Honorable William H. Brown,

TRUE COPY  
  
Representative  
Louisiana Gaming Control Board


**NOW THEREFORE**, in consideration of the foregoing stipulations, the Division and the licensee hereby propose the following settlement, that:

1. The licensee acknowledges that it was in violation of La. R.S. 27:27.3, in that it did not place the required problem gambling toll-free telephone number on the aforementioned billboards that advertise its gaming establishment;
2. The licensee has since placed the required toll-free number on the billboards. A copy of the photograph confirming the same is attached hereto;
3. In lieu of suspension of the licensee's video gaming license, the licensee shall pay a \$250.00 civil penalty;
4. The Division hereby agrees to accept the licensee's payment of the above stated penalty in full and final settlement of Violation/Inspection Report No. 012568 and this Notice of Violation and Hearing;
5. The Division reserves the right to take into consideration these violations in connection with any future violation;
6. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
7. This settlement constitutes the entire agreement between the Division and Stark, Inc. d/b/a Studebakers Texaco Travel Plaza pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
8. This settlement is subject to approval by the Hearing Officer of the Louisiana Gaming Control Board; it is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not executory and will be submitted to the Board for its determination as to whether the matter should be heard by the Hearing Officer; if approved, however, payment of the above penalties must be submitted to the Division within fifteen (15) days of approval of this settlement by the Board; the failure to submit the civil penalty within fifteen (15) days of approval by the Board shall result in the video gaming license of the licensee being suspended and its gaming devices being disabled; and
9. The Division and the licensee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

Respectfully submitted,

**STARK, INC. d/b/a STUDEBAKERS**  
**TEXACO TRAVEL PLAZA**  
**VG# 0100512008**

BY:

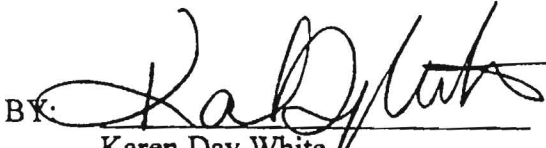


---

Earl Stark  
Owner  
129 Frontage Road  
Rayne, Louisiana 70578  
Telephone: (337) 873-8100

**RICHARD P. IEYOUB**  
**ATTORNEY GENERAL**

BY:



---

Karen Day White  
Assistant Attorney General  
La. Bar Roll No. 25933  
339 Florida Street, Ste. 500  
Baton Rouge, Louisiana 70801  
Telephone: (225) 342-2465  
Facsimile: (225) 342-4244

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

IN RE: STARK, INC. d/b/a STUDEBAKERS  
TEXACO TRAVEL PLAZA

CASE NO. 0100512008

ORDER

Considering the foregoing Joint Motion For Entry of Stipulations and Approval of Proposed Settlement, IT IS HEREBY ORDERED that such proposed settlement be approved, to wit:

1. the licensee acknowledges that it was in violation of La. R.S. 27:27.3, in that it did not place the required problem gambling toll-free telephone number on the billboards that advertise its gaming establishment;
2. having placed the required toll-free number on the billboards, the licensee shall pay a \$250.00 civil penalty;
3. payment of the above penalty shall be submitted to the state within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board; and
4. the failure to submit the above penalty within fifteen (15) days of approval of this settlement by the Board shall result in the video gaming license of the licensee being suspended and its gaming devices being disabled.

THUS DONE AND SIGNED this 28<sup>th</sup> day of March, 2003 in  
Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 28<sup>th</sup> DAY  
OF March 2003  
[Signature]  
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Earl Stark  
Karen White, Esq.  
Sabrina Ballard

[Signature]  
William H. Brown  
Hearing Officer

A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 3/28/03

[Signature]  
BY: CLERK

STATE OF LOUISIANA  
PARISH OF ACADIA

**AFFIDAVIT**

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified within and for the State and Parish aforesaid, PERSONALLY CAME AND APPEARED:

**EARL STARK,**

who, after first being duly sworn, declared and acknowledged to me, Notary, under oath:


that affiant is an owner of Stark, Inc. d/b/a Studebakers Texaco Travel Plaza (license no. 0100512008);


that the licensee received a Notice of Violation and Hearing (Violation/Inspection Report No. 012568) from the Louisiana Gaming Control Board, citing violation of La. R.S. 27:27.3;

that in the interest of settling this matter, affiant has willfully entered into a Joint Motion for Entry of Stipulations and Approval of Proposed Settlement with the Division, via the Attorney General's Office; and

that affiant signed the above-cited motions of his own volition, without duress or coercion.

THUS DONE AND PASSED in RAYNE, Louisiana, on this 14<sup>th</sup> day of MARCH, 2003.

  
Earl Stark, Affiant

  
Notary Public  
My commission expires upon death.

