

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

Gaming Control Board

HILLARY J. CRAIN CHAIRMAN

## IN RE: HOLLYWOOD CASINO SHREVEPORT LICENSE NO. R013600005 VIOLATION NO. CGD020487

## **ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of September 16, 2003. The Hearing Officer's order dated September 3, 2003, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Violation and Penalty," Violation No. CGD020487, by and between Hollywood Casino Shreveport, License No. R013600005 and the Louisiana Department of Public Safety and Corrections, Office of State Police, Casino Gaming Division, which is attached hereto and incorporated herein, is **APPROVED**.

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

LOUISIANA GAMING CONTROL BOARD

BY:

HILLARY S. CRAIN, CHAIRMAN





## STATE OF LOUISIANA LOUISIANA GAMING CONTROL BOARD ADMINISTRATIVE HEARING OFFICE

SEP 0 3 2003

LGCB Administrative Hearing Office

IN RE: HOLLYWOOD CASINO SHREVEPORT G. P.

CASE NO. CGD020487

# 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, Casino Gaming Division (hereinafter "Division"), and
- 2. Hollywood Casino Shreveport G.P., License No. R01300005 (hereinafter "licensee"), who respectfully represent the following:

#### WHEREAS:

- On or about September 3, 2002, the Division received written notification from the licensee regarding its violation of videotape retention procedures, which occurred on or about August 29, 2002 at the licensee's premises;
- On June 11, 2003, the Division issued a Notice of Violation and Penalty to the licensee, alleging that the licensee failed to retain twenty-three (23) surveillance videotapes for at least fifteen (15) days in violation of LAC 42:XIII.3311(C), and assessing a penalty in the amount of \$40,000.00;
- Pursuant to this Notice, this matter is currently scheduled for hearing on September 3,
   2003 at 9:00 a.m. before Judge William H. Brown;
- 4. The licensee was previously issued a Notice of Violation and Penalty (CGD020229) on September 9, 2002, alleging the violation of LAC 42:XIII.3311(A); the licensee paid a \$20,000.00 civil penalty,

Representative

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 violated LAC 42:XIII.3311(C), in that it did not retain twenty-three (23) surveillance videotapes for the required fifteen (15) days;
- 2. Having considered the particular circumstances of this matter, specifically the fact that the September 9, 2002 and June 11, 2003 Notices of Violation and Penalty alleged violations of two different subsections of LAC 42:XIII.3311 ((A) and (C), respectively), the Division agrees to accept a civil penalty in the amount of THIRTY THOUSAND DOLLARS (\$30,000.00) in full and final settlement of this Notice of Violation and Penalty (CGD020487);
- 3. The Division reserves the right to take into consideration these violations in connection with any future violation;
- 4. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
- 5. This settlement constitutes the entire agreement between the Division and Hollywood Casino Shreveport pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
- 6. 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 gaming license of the licensee being suspended; and

7. 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,

HOLLYWOOD CASINO SHREVEPORT G. P.

RICHARD P. IEYOUB ATTORNEY GENERAL

BY:

Jeffey M. Barbin Counsel for licensee Phelps Dunbar LLP P. O. Box 4412

Baton Rouge, Louisiana 70821-4412

Telephone: (225) 346-0285 Facsimile: (225) 381-9197 BY:

Karen Day White

Assistant Attorney General
La. Bar Roll No. 25933
339 Florida Street, Stc. 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: HOLLYWOOD CASINO SHREVEPORT G. P.

CASE NO. CGD020487

#### 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 violated LAC 42:XIII.3311(C), in that it did not retain twenty-three (23) surveillance videotapes for the statutorily-required fifteen (15) days;
- 2. the licensee shall pay a civil penalty in the amount of THIRTY THOUSAND DOLLARS (\$30,000.00);
- 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 gaming license of the licensee being suspended.

THUS DONE AND SIGNED this	3 day of Sept	2003 in Baton
Rouge, Louisiana.		

William H. Brown Hearing Officer

LOUISIANA GAMING CONTROL BOARD

I HEREBY CERTIFY THAT A CERTIFIED

COPY HAS BEEN MAILED OBSERVED ON

LL PARTIES THIS

DAY

DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc. Jeffrey Barlan Karan White A TRUE COPY ATTEST LOUISIANA GAMING CONTROL BOARD

HEARING OFFICE BATON ROUGE, LA

BY: CLERK