



State of Louisiana

Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

ANNE LACOUR NEEB
EXECUTIVE DIRECTOR

IN RE: WOLFMAN, INC. D/B/A
CHICKEN BOX FORSTALL
NO. 3601212657

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of August 17, 2004. The Hearing Officer's order dated July 28, 2004, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Administrative Action", between Wolfman, Inc. d/b/a Chicken Box Forstall, No. 3601212657, 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 17 day of August, 2004.

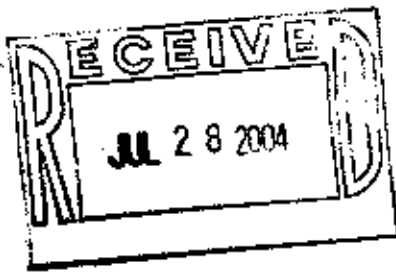
LOUISIANA GAMING CONTROL BOARD

BY:


H. CHARLES GAUDIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 19 DAY
OF August 2004
APPEAL/DOCKET CLERK





STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE



IN RE: WOLFMAN, INC.
d/b/a CHICKEN BOX FORSTALL

NO. 3601212657
INSPECTION NO. 013401

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. Wolfman, Inc. d/b/a Chicken Box Forstall, License No. 1001213399 (hereinafter "licensee"),

who respectfully represent the following:

WHEREAS:

1. On or about January 27, 2004, an agent of the Division conducted an inspection of the premises of licensee and observed a uniform logo, measuring approximately 6 feet by 6 feet, on the roof of the establishment advertising video gaming which did not display 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. While inspecting the establishment the agent additionally observed that the door between the Chicken Box and a connecting business, Wagner's Meat, was open and was not automatically closing;
4. The licensee is mandated by LAC 42:XI:2415(D)(3)(a) to have a door or doors which automatically close between the gaming establishment and any other business establishment connected by a doorway or any other opening;

TRUE COPY
[Signature]
Representative
Louisiana Gaming Control Board

5. This is licensee's second violation of LAC 42:XI:2415(D)(3)(a); licensee was previously cited with a violation of this regulation in Violation/Inspection Report No. 13524, dated August 27, 2003 for which licensee paid a \$200.00 fine on September 22, 2003;
6. During the inspection the agent requested a copy of the establishment's administrative rulebook, and the manager was unable to locate current copy of the rules and regulations contained in Title 42, Part XI of the Louisiana Administrative Code;
7. The licensee is mandated by LAC 42:XI:2407(A)(16) to maintain a readily accessible and current copy of the rules and regulations contained in Title 42, Part XI of the Louisiana Administrative Code;
8. Pursuant to its agent's observations, the Division issued Violation/Inspection Report #013401 to the licensee on or about January 27, 2004, citing violations of La. R.S. 27:27.3, LAC 42:XI:2415(D)(3), and LAC 42:XI:2407(A)(16). Attendant to this Violation/Inspection Report, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to the licensee on or about March 17, 2004;
9. This matter has been scheduled for hearing on July 27, 2004 at 9:00 a.m. before the Honorable William H. Brown.

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 display the required problem gambling toll-free telephone number on the uniform logo located on the roof of its establishment advertising video gaming;
2. The licensee further acknowledges a second violation of LAC 42:XI:2415(D)(3) in that the door between the Chicken Box and a connecting business, Wagner's Meat, was open and was not automatically closing;
3. The licensee further acknowledges that it was in violation of LAC 42:XI:2407(A)16 in that it did not have a readily accessible copy of the administrative rulebook present at the establishment;
4. In lieu of further administrative action against the licensee's video gaming license, the licensee shall pay a \$750.00 civil penalty;
3. 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. 013401 and this Notice of Recommendation of Administrative Action;

4. The Division reserves the right to take into consideration these violations in connection with any future violation;
5. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
6. This settlement constitutes the entire agreement between the Division and Wolfman, Inc. d/b/a Chicken Box Forstall pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
7. 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 until such time as the penalty is paid in full;
8. 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,

WOLFMAN, INC.
d/b/a CHICKEN BOX FORSTALL
No. VP3601212657


BY:



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ATTORNEY GENERAL

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STATE OF LOUISIANA

LGCB
ADMINISTRATIVE HEARING OFFICE

LOUISIANA GAMING CONTROL BOARD

ADMINISTRATIVE HEARING OFFICE

IN RE: WOLFMAN, INC.
d/b/a CHICKEN BOX FORSTALL

NO. 3601212657
INSPECTION NO. 013401

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 display the required problem gambling toll-free telephone number on the uniform logo located on the roof of its establishment advertising video gaming and agrees to pay a \$250.00 penalty;
2. The licensee further acknowledges a second violation of LAC 42:XI:2415(D)(3) in that the door between the Chicken Box and a connecting business, Wagner's Meat, was open and was not automatically closing and agrees to pay a \$400.00 penalty;
3. The licensee further acknowledges that it was in violation of LAC 42:XI:2407(A)16 in that it did not have a readily accessible copy of the administrative rulebook present at the establishment and agrees to pay a \$100.00 penalty;
4. The licensee shall pay a total of \$750.00 in civil penalties for the above violations;
5. 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
6. 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 until such time as the penalty is paid in full;

THUS DONE AND SIGNED this 20th day of July, 2004 in

Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MADE OR SERVED ON

ALL PARTIES THIS 20th DAY
OF July 2004
[Signature]
DOCKEN CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Scott Wolfe
Tammy Matzke
Sabrina Ballard

[Signature]
William H. Brown
Hearing Officer

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL
HEARING OFFICE
BATON ROUGE, LA 7/27/04

[Signature]
BY: CLERK