



# State of Louisiana

KATHLEEN BABINEAUX BLANCO  
GOVERNOR

Gaming Control Board

H. CHARLES GAUDIN  
CHAIRMAN

ANNE LACOUR NEEB  
EXECUTIVE DIRECTOR

## NOTICE OF DECISION

IN RE: EARNIE L. WELLS  
NO. P040038604

TO: Earnie L. Wells  
10313 Cortez Drive  
Shreveport, LA 71115

CERTIFIED MAIL: 7003 3110 0000 4642 9189  
RETURN RECEIPT REQUESTED

Charmaine Y. Moore, AAG  
1885 North 3<sup>rd</sup> Street; Suite 500  
Baton Rouge, LA 70802

CERTIFIED MAIL: 7003 3110 0000 4642 9196  
RETURN RECEIPT REQUESTED

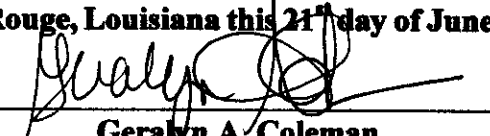
Sgt. Troy Leonard, LSP  
7919 Independence Boulevard  
Baton Rouge, LA 70806

CERTIFIED MAIL: 7003 3110 0000 4642 9202  
RETURN RECEIPT REQUESTED

**NOTICE IS HEREBY** given that on June 20, 2005, the decision of the Louisiana Gaming Control Board was signed in the above entitled matter. (SEE COPY OF THE ENCLOSED DECISION)

An appeal from a decision of the Board shall be filed within ten (10) days of notice of the decision in the Nineteenth Judicial District Court and shall be reviewed solely on the record as provided by La. R.S. 27:26.

Louisiana Gaming Control Board, Baton Rouge, Louisiana this 21<sup>st</sup> day of June, 2005.

  
Gerilyn A. Coleman  
Appeal Docket Clerk

**NOTIFIED:**

Earnie L. Wells  
Charmaine Y. Moore, AAG  
Sgt. Troy Leonard, LSP-Casino Gaming Division

6/21/05

9100 Bluebonnet Centre, Suite 500, Baton Rouge, LA 70809  
Phone: (225) 295-8450 Fax: (225) 295-8479



# State of Louisiana

KATHLEEN BABINEAUX BLANCO  
GOVERNOR

Gaming Control Board

H. CHARLES GAUDIN  
CHAIRMAN

ANNE LACOUR NEEB  
EXECUTIVE DIRECTOR

## IN RE: EARNIE L. WELLS NO. P040038604

### ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of June 20, 2005. The Hearing Officer's order dated June 9, 2005, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Suspension and Penalty," Permit No. P040038604 by and between Earnie L. Wells and the State of Louisiana, Department of Public Safety and Corrections, Office of State Police, which is attached hereto and incorporated herein, is **APPROVED**.

THUS DONE AND SIGNED on this the 20 day of June, 2005.

LOUISIANA GAMING CONTROL BOARD

BY:

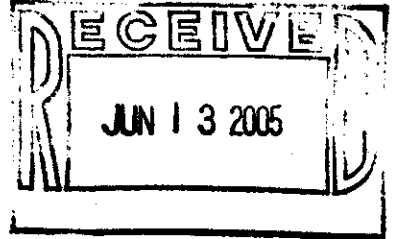
  
H. CHARLES GAUDIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 28<sup>th</sup> DAY  
OF June, 2005

APPEAL DOCKET CLERK  


9100 Bluebonnet Centre, Suite 500, Baton Rouge, LA 70809  
Phone: (225) 295-8450 Fax: (225) 295-8479

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE



IN RE: Earnie L. Wells

NO. P040038604

JOINT MOTION FOR ENTRY OF STIPULATIONS AND  
APPROVAL OF PROPOSED SETTLEMENT


ON THE JOINT MOTION OF:

1. the State of Louisiana, Department of Public Safety and Corrections, Office of State Police, (hereinafter "Division"), and
2. EARNIE L. WELLS, Permit No. P040038604 (hereinafter "permittee"), who respectfully represent the following:

WHEREAS:

1. In May 2004, the Division received notification from the Louisiana Department of Revenue that permittee was not current in the filing of all applicable tax returns or in the payment of all taxes owed. Permittee was notified on May 27, 2004, by certified mail that permittee had thirty (30) days to provide the Division with documentation that a tax clearance had been issued. The permittee did not provide documentation of a tax clearance to the Division until on or about May 9, 2005.
2. The permittee is mandated by La. R.S. 27:28(B)(3) to remain current with all tax filings and payments owed to the State of Louisiana.
3. The permittee was issued a *Notice of Recommendation of Suspension and Penalty* by the Louisiana Gaming Control Board on or about March 9, 2005.
4. This matter has been scheduled for hearing on May 12, 2005, at 9:30 a.m. before the Honorable Joseph E. Anzalone, Jr..

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


TRUE COPY  
  
Representative  
Louisiana Gaming Control Board

1. The permittee acknowledges that La. R.S. 27:28(B)(3) mandates permit holders to remain current with all tax filings and payments owed to the State of Louisiana.
2. The permittee further acknowledges that he was notified on May 27, 2004 by certified mail that he had thirty (30) days to provide the Division with documentation that a tax clearance had been issued. He did not provide documentation of a tax clearance to the Division until on or about May 9, 2005.
3. In consideration of the previous and aforementioned delay in submission of the Louisiana state tax clearance and in lieu of further administrative action against the permittee's gaming permit, he shall pay a \$250.00 civil penalty;
4. The Division hereby agrees to accept the permittee's payment of the above stated penalty in full and final settlement of this Notice of Recommendation of Suspension and Penalty;
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 Earnie L. Wells 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 penalty 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 permittee being suspended until such time as the penalty is paid in full;
9. The Division and the permittee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

Respectfully submitted,

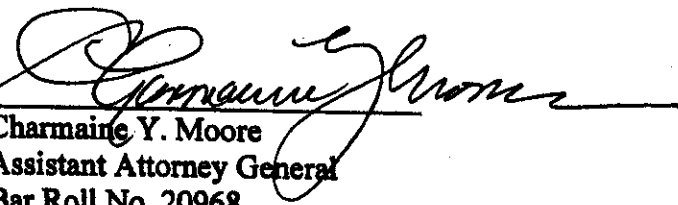
**EARNIE L. WELLS**  
No. P040038604

BY:

  
Earnie L. Wells  
10313 Cortez Drive  
Shreveport, Louisiana 71115

**CHARLES C. FOTI, JR.**  
ATTORNEY GENERAL

BY:

  
Charmaine Y. Moore  
Assistant Attorney General  
Bar Roll No. 20968  
1885 North Third Street, 5<sup>th</sup> Floor  
Baton Rouge, Louisiana 70802  
Telephone: (225) 326-6500  
Facsimile: (225) 326-6599

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

**IN RE: Earnie L. Wells**

**NO. P040038604**

**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 permittee acknowledges that he was notified on or about May 27, 2004, by certified mail that he had thirty (30) days to provide the Division with documentation that a tax clearance had been issued and that he did not provide documentation of a tax clearance to the Division until May 9, 2005.
2. the permittee 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 Non-Key Gaming Employee Permit of the permittee being suspended until such time as penalty is paid in full.

THUS DONE AND SIGNED this 9 day of June, 2005 in  
Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 9th DAY  
OF June 2005  
Bill Domingue  
SOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Earnie Wells  
Charmaine Moore  
Tammy Panepinto

  
Joseph E. Anzalone, Jr.  
Hearing Officer

A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 6/9/05

Bill Domingue  
BY: CLERK

STATE OF LOUISIANA  
PARISH OF Caddo

**RECEIVED**  
MAY 19 2005

OFFICE OF THE  
ATTORNEY GENERAL  
BATON ROUGE, LA

**AFFIDAVIT**

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

**EARNIE L. WELLS**

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


that affiant is the holder of Non-Key Gaming Employee Permit No. P040038604;

that the permittee received a Notice of Recommendation of Suspension and Penalty from the Louisiana Gaming Control Board, citing violation of La. R.S. 27:28(B)(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 on behalf of the permittee, via the Attorney General's Office; and

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

THUS DONE AND PASSED in Shreveport, Louisiana, on this 17th day of MAY, 2005.

  
EARNIE L. WELLS, Affiant

  
Notary Public  
My commission expires FOR LIFE

 LOUISE ROBINSON  
NOTARY PUBLIC, CADDO PARISH  
MY COMMISSION IS FOR LIFE

#4694