



State of Louisiana

Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

HILLARY J. CRAIN
CHAIRMAN

NOTICE OF DECISION

**IN RE: PATRICIA ROSBOTTOM D/B/A AUTOMATIC AMUSEMENT
NO. VP0801609737**

TO: Jeffrey E. Faludi, Jr. Esq.
5937 Jones Creek Road
Baton Rouge, LA 70817

CERTIFIED MAIL: 7003 1680 0000 7626 8024
RETURN RECEIPT REQUESTED

Tammy Matzke, AAG
1885 North 3rd Street, Suite 500
Baton Rouge, LA 70802

CERTIFIED MAIL: 7003 1680 0000 7626 8031
RETURN RECEIPT REQUESTED

Lt. Jules Pinero, LSP
7919 Independence Boulevard
Baton Rouge, LA 70806

CERTIFIED MAIL: 7003 1680 0000 7626 8048
RETURN RECEIPT REQUESTED

NOTICE IS HEREBY given that on March 16, 2004, 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 17th day of March, 2004.



Geraldyn A. Coleman
Appeal Docket Clerk

NOTIFIED:

Jeffrey E. Faludi, Jr., Esq.
Tammy Matzke, AAG
Lt. Jules Pinero, LSP-Video Gaming Division

3117104



State of Louisiana

Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

HILLARY J. CRAIN
CHAIRMAN

**IN RE: PATRICIA ROSBOTTOM D/B/A
AUTOMATIC AMUSEMENT
NO. VP0801609737
VIOLATION/INSPECTION REPORT NO. 012656**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of March 15, 2004. The Hearing Officer's order dated February 10, 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" by and between Patricia Rosbottom d/b/a Automatic Amusement, No. VP0801609737, Violation/Inspection Report No. 012656, 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 15 day of March, 2004.

LOUISIANA GAMING CONTROL BOARD

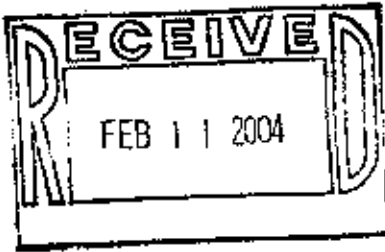
BY:


HILLARY J. CRAIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 17 DAY
OF March 2004

APPEAL DOCKET CLERK





STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RECEIVED

FEB 10 2004

LGCB
ADMINISTRATIVE HEARING OFFICE

IN RE: PATRICIA ROSBOTTOM
d/b/a AUTOMATIC AMUSEMENT

NO. 0801609737
INSPECTION NO. 012656

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. Patricia Rosbottom d/b/a Automatic Amusement, License No. 0801609737 (hereinafter "licensee"),

who respectfully represent the following:

WHEREAS:

1. On July 3, 2003, an agent of the Division conducted an on-site inspection at The Touch, 4105 East Texas Street, Bossier City, Louisiana (Type-1 gaming establishment). During the course of the inspection the agent observed that each of three (3) video gaming devices (hereinafter VGDs) located on the premises had been damaged. The damage rendered the locking mechanism on each door inoperable which allowed access by the bar owner, Tracy Gilliam, (who is not a certified technician) to the interior of the VGDs.
2. In a written statement dated July 22, 2003, Tracy Gilliam stated that she notified the technician for the device owner about the break-in and damage to the VGDs; in a written statement dated August 1, 2003, Stephen. Henderson, the technician for the device owner, confirmed that he was aware of the break-in and damage and that he decided not to repair or replace the doors.
3. In accordance with La. R.S. 27:302(A)(5)(f) all VGDs must have separate secure areas with locked doors for the game logic board and software, the cash compartment, and the mechanical meters. These areas must be locked and separated. Access to one from the other must not be allowed at any time.

TRUE COPY

Representative
Louisiana Gaming Control Board

4. In accordance with LAC 42:XI:2413(E)(1), only certified technicians may access the interior of an enrolled and enabled VGD.
5. Pursuant to its agent's observations, the Division issued Violation/Inspection Report #012656 to the licensee on August 4, 2003, citing violation of La. R.S. 27:302(A)(5)(f) and LAC 42:XI:2413(E)(1). 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 October 14, 2003.
6. This matter has been scheduled for hearing on February 10, 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. 27:302(A)(5)(f) and LAC 42:XI:2413(E)(1), in that the VGDs did not have separate and secure areas with locked doors and access was allowed to the interior by persons other than a certified technician;
2. In lieu of further administrative action against the licensee's video gaming license, the licensee shall pay a \$1000.00 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. 012656 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 Patricia Rosbottom d/b/a Automatic Amusement 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

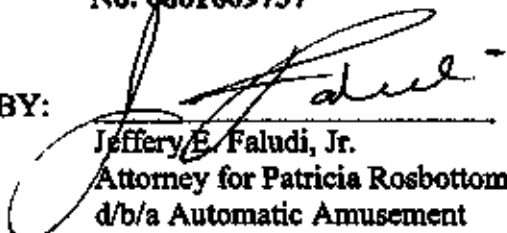
failure to submit the civil penalty within fifteen (15) days of approval by the Board shall result in the video gaming license of the licensee being suspended and its gaming devices being disabled; and

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,

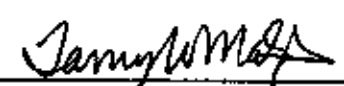
PATRICIA ROSBOTTOM
d/b/a AUTOMATIC AMUSEMENT
No. 0801609737

BY:


Jeffery E. Faludi, Jr.
Attorney for Patricia Rosbottom
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CHARLES C. FOTI, JR.
ATTORNEY GENERAL

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STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: PATRICIA ROSBOTTOM
d/b/a AUTOMATIC AMUSEMENT

NO. 0801609737
INSPECTION NO. 012656

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. 27:302(A)(5)(f) and LAC 42:XI:2413(E)(1), in that the VGDs did not have separate and secure areas with locked doors and access was allowed to the interior by persons other than a certified technician;
2. the licensee shall pay a \$1,000.00 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 until such time as the penalty is paid in full.

THUS DONE AND SIGNED this 10 day of Feb, 2004 in
Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 10 DAY
February 10, 2004
Rosanne Hayes
ADMINISTRATIVE HEARING OFFICE
cc: Jeffery E. Salva
Sandy Mathe
Sabrina Ballard


William H. Brown
Hearing Officer

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 2/10/04
Rosanne Hayes
BY: CLERK