



*State of Louisiana*  
*Gaming Control Board*

KATHLEEN BABINEAUX BLANCO  
GOVERNOR

H. CHARLES GAUDIN  
CHAIRMAN

**IN RE: CINDY L. LAGARDE D/B/A CROSSING BAR  
NO. 2900112183**

**ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of October 16, 2007. The Hearing Officer's order dated September 19, 2007, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Revocation," No. 2900112183, by and between Cindy L. Lagarde d/b/a Crossing Bar, 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 16<sup>th</sup> day of October, 2007.**

LOUISIANA GAMING CONTROL BOARD

BY:

  
H. CHARLES GAUDIN, CHAIRMAN

HJC/gac

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 17<sup>th</sup> DAY  
OF October, 2007

APPEAL DOCKET CLERK



**RECEIVED**

SEP 19 2007

LGCB  
ADMINISTRATIVE HEARING OFFICE

STATE OF LOUISIANA

LOUISIANA GAMING CONTROL BOARD

ADMINISTRATIVE HEARING OFFICE

IN RE: CINDY L. LAGARDE D/B/A CROSSING BAR

NO. 2900112183

**JOINT MOTION FOR APPROVAL OF COMPROMISE AND  
SETTLEMENT AGREEMENT**

**TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:**

**NOW COMES** the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division"), and Cindy L. Lagarde d/b/a Crossing Bar, License No. 2900112183 (hereinafter, "Licensee"), who file this Joint Motion for Approval of Compromise and Settlement Agreement, and in support thereof would respectively show unto the Hearing Officer as follows:

1.

The Division and Licensee are desirous of compromising and settling all disputes between them relative to the referenced administrative proceeding. In connection therewith, the parties have entered into a compromise and settlement agreement which by its terms will become effective upon approval by the Administrative Hearing Office and the Louisiana Gaming Control Board.

2.

A true and correct copy of the proposed Compromise and Settlement Agreement is attached hereto as Exhibit "A" and incorporated by reference for all purposes.

TRUE COPY  
*[Handwritten signature]*  
of st

WHEREFORE, PREMISES CONSIDERED, the Division and Licensee respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully submitted,

CINDY L. LAGARDE D/B/A CROSSING BAR

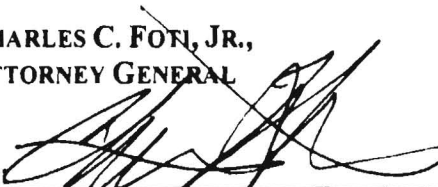
CHARLES C. FOTI, JR.,  
ATTORNEY GENERAL

By:



**Brad K. Naquin #25194**  
Post Office Box 127  
Thibodeaux, Louisiana 70302  
Telephone: (985) 447-9554  
Facsimile: (985) 447-9550  
*Counsel for Cindy L. Lagarde d/b/a  
Crossing Bar*

By:



**Christopher B. Hebert, Bar Roll #29044**  
Assistant Attorney General  
1885 North Third Street, 5<sup>th</sup> Floor  
Baton Rouge, Louisiana 70802  
Telephone: (225) 326-6500  
Facsimile: (225) 326-6599  
*Counsel for the Office of Louisiana State  
Police*

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

**IN RE: CINDY L. LAGARDE D/B/A CROSSING BAR**

**NO. 2900112183**

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Cindy L. Lagarde d/b/a Crossing Bar License, No. 2900112183 (hereinafter, "Licensee"), do hereby represent and agree as follows:

**WHEREAS**, the Louisiana Gaming Enforcement Division has issued a Notice of Recommendation of Revocation to Licensee, alleging certain violations of Louisiana Gaming Control Law; and

**WHEREAS**, the issues raised by the said Notice of Recommendation of Revocation are set for hearing on August 22, 2007, before the Louisiana Gaming Control Board Administrative Hearing Office; and

**WHEREAS**, the Division and Licensee are desirous of fully and finally compromising and settling all issues and disputes arising out of and in connection with the said Notice of Recommendation of Revocation;

**NOW, THEREFORE**, in consideration of the foregoing, the parties hereto do hereby agree and stipulate as follows:

**STIPULATION**

1. Licensee stipulates that it has been delinquent in the payment of sales and use taxes to Lafourche Parish on and off since 2004.

2. The Division received information on or about August 30, 2004, from the Lafourche Parish School Board Sales and Use Tax Department that Licensee was delinquent in the filing and/or paying of local sales and use taxes. On or about September 3, 2004, the Division mailed a letter via certified mail to Licensee with instructions to settle the delinquent tax account within ten (10) days of receipt. The letter was returned to the Division stamped "unclaimed." On or about September 28, 2004, an agent of the Division hand delivered the letter to Licensee's lounge. As of October 11, 2004, Licensee's taxes remained delinquent.

3. A violation notice was submitted to Licensee, which was signed for on October 12, 2004. On or about October 15, 2004, the Division received notification that Licensee's taxes were current.

4. On or about January 10, 2005, the Division received notification from Lafourche Parish Sales and Use Tax Department that Licensee was again delinquent in the payment of taxes owed.

5. On or about March 15, 2006, the Division received notification from the Lafourche Parish Sales and Use Tax Department stating that Licensee was delinquent in the filing and paying taxes. The notice advised that the Parish Tax Department has been unsuccessful in their attempts to have Licensee pay their delinquent taxes.

6. On or about July 6, 2006, the Division was advised by the Lafourche Parish Government Office that Licensee failed to renew its parish occupational license, which expired on December 31, 2005.

7. On or about July 8, 2006, the Division was advised that Licensee remained delinquent in the filing and/or paying of taxes owed to the Lafourche Parish Sales and Use Tax Office. The Sales and Use Tax Office stated that Licensee had made a partial payment in June 2006 up to the point where it could obtain a clearance letter. Since receiving the clearance letter, Licensee has failed to pay any additional taxes. Licensee was delinquent for the months of May and June 2006.

8. On or about July 18, 2006, the Division was notified by the Louisiana Revenue and Taxation Office in Thibodaux, Louisiana that Licensee was delinquent in the payment of taxes with the state taxing office.

9. The Division confirmed on August 1, 2007 that licensee is current in the payment of all taxes owed to the Louisiana Revenue and Taxation Office and the Lafourche Parish Sales and Use Tax Department.

10. Licensee admits it violated La. R.S. 27: 310(B) (1) (a), (b), (c) and (e), La. R.S: 27:310 (B)(2), La. R.S: 27:310 (C), LAC 42:XI. 2405(B) (1)(a) and (b), and LAC 42:XI.2417 (B)(4)

### **TERMS AND CONDITIONS**

1. Within fifteen (15) days of the approval of this settlement by the Louisiana Gaming Control Board, Licensee shall pay Three Thousand and No/ 100 (\$3,000.00) Dollars.

2. The Division hereby agrees to accept Three Thousand and No/ 100 (\$3,000.00) Dollars for the Licensee's violation of La. R.S. 27: 310(B) (1) (a), (b), (c) and (e), La. R.S: 27:310 (B)(2), La. R.S: 27:310 (C), LAC 42:XI. 2405(B) (1)(a) and (b), and LAC 42:XI.2417 (B)(4).



3. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

4. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and Licensee, pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

5. This Compromise and Settlement Agreement is subject to approval by the Hearing Officer and the Louisiana Gaming Control Board. It is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not thereby executory, but will be submitted to the Louisiana Gaming Control Board for its determination as to whether to approve same or to remand the matter to the Hearing Officer for a full hearing on the merits.

6. If approved by the Louisiana Gaming Control Board, Licensee must pay Three Thousand and No/ 100 (\$3,000.00) Dollars within fifteen (15) calendar days of such approval. Any failure to meet this requirement will result in immediate suspension of the gaming license until such payment is made without the necessity of any further administrative action.

7. The Division reserves the right to take into consideration these committed violations in connection with any future investigation, violation or assessment of penalty, and in connection with any future assessments of the Licensee's suitability.

I have read this entire Compromise Settlement Agreement and agree to all stipulations and terms and conditions hereof.

  
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Brad K. Naquin, on behalf of Cindy L. Lagarde  
d/b/a Crossing Bar

  
\_\_\_\_\_  
Christopher B. Hebert, AAG on behalf of  
State of Louisiana, Department of Public Safety & Corrections, Office of State Police

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

IN RE: CINDY L. LAGARDE D/B/A CROSSING BAR


NO. 2900112183

ORDER

BE IT REMEMBERED that on the 19 day of Sept, 2007, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared by and through their respective attorneys of record, and the Hearing Officer having considered the pleadings on file, the proposed Settlement Agreement, and the said Motion, and it appearing to the Hearing Officer that the said Compromise and Settlement Agreement should be approved; it is, therefore,

ORDER, ADJUDGED, AND DECREED that the Compromise and Settlement Agreement attached to the parties' Joint Motion for Approval of Compromise and Settlement Agreement be, and the same is hereby, APPROVED.

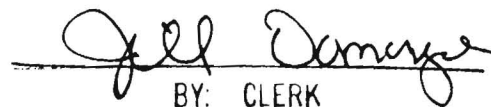
SIGNED AND ENTERED this 19<sup>th</sup> day of Sept, 2007, in Baton Rouge, Louisiana.

  
WILLIAM H. BROWN  
HEARING OFFICER

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
THIS 19th DAY  
September 19, 2007  
BY Jill Dameyer  
ADMINISTRATIVE HEARING OFFICE

cc: Brad Nagun  
Christopher Higbert  
Lt. Ireland Falcon

A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 9/19/07

  
BY: CLERK