

# State of Louisiana

BOBBY JINDAL GOVERNOR Gaming Control Board

H. CHARLES GAUDIN CHAIRMAN

IN RE: CAFÉ "LAN-YAP", L.L.C. D/B/A GOODY'S CAFÉ II- No. 2600213327 GOODY'S CAFÉ, L.L.C. D/B/A GOODY'S CAFÉ - No. 2600213577 GRAND SPORTS CAFÉ, L.L.C. D/B/A MAMA ROSA'S- No. 2605213611 PROGRESSIVE GAMING SYSTEMS, L.L.C. D/B/A PROGRESSIVE GAMING SYSTEMS- No. 5200612836

# **ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of January 15, 2008. The Hearing Officer's order dated December 19, 2007, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," No. 2600213327, No. 2600213577, No. 2605213611, and No. 5200612836, by and between Café "Lan-Yap", L.L.C. d/b/a Goody's Café II, Goody's Café, L.L.C. d/b/a Goody's Café, Grand Sports Café, L.L.C. d/b/a Mama Rosa's, and Progressive Gaming Systems, L.L.C. d/b/a Progressive Gaming Systems, 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 15th day of January, 2008.

BY:

H. CHARLES GAUDIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD

I HEREBY CERTIFY THAT A BERTIFIED

COPY HAS BEEN MAILED OR SERVED ON

ALL PARTIES THIS DAY

OF DAY

HJC/gac

# RECEIVED

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

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Café "Lan-Yap", L.L.C. d/b/a Goody's Café II License No. 2600213327

Goody's Café, L.L.C. d/b/a Goody's Cafe

License No. 2600213577

Grand Sports Café, L.L.C. d/b/a Mama Rosa's

License No. 2605213611

Progressive Gaming Systems, L.L.C. d/b/a Progressive Gaming Systems

License No. 5200612836

# JOINT MOTION FOR APPROVAL OF COMPROMISE AND SETTLEMENT AGREEMENT

#### TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

COME NOW the State of Louisiana, Department of Public Safety and Corrections, Office of State Police ("Division") and Café "Lan-Yap", L.L.C. d/b/a Goody's Café II, Goody's Café, L.L.C. d/b/a Goody's Café, Grand Sports Café, L.L.C. d/b/a Mama Rosa's and Progressive Gaming Systems, L.L.C. d/b/a Progressive Gaming Systems, who file this, their 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 Café "Lan-Yap", L.L.C. d/b/a Goody's Café II, Goody's Café, L.L.C. d/b/a Goody's Café, Grand Sports Café, L.L.C. d/b/a Mama Rosa's and Progressive Gaming Systems, L.L.C. d/b/a Progressive Gaming Systems are desirous of

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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.

WHEREFORE, PREMISES CONSIDERED, The Division and Café "Lan-Yap", L.L.C. d/b/a Goody's Café II, Goody's Café, L.L.C. d/b/a Goody's Café, Grand Sports Café, L.L.C. d/b/a Mama Rosa's and Progressive Gaming Systems, L.L.C. d/b/a Progressive Gaming Systems respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,

CHARLES C. FOTI, JR. ATTORNEY GENERAL

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d/b/a Goody's Café, Grand Sports Café,

LLC d/b/a Mama Rosa's and Progressive
Gaming Systems d/b/a Progressive

Gaming Systems

Rv

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Counsel for the Office of

State Police

# **EXHIBIT "A"**

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

Café "Lan-Yap", L.L.C. d/b/a Goody's Café II

License No. 2600213327

Goody's Café, L.L.C. d/b/a Goody's Cafe

License No. 2600213577

Grand Sports Café, L.L.C. d/b/a Mama Rosa's

License No. 2605213611

Progressive Gaming Systems, L.L.C. d/b/a Progressive Gaming Systems

License No. 5200612836

### COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "the Division") and Café "Lan-Yap", L.L.C. d/b/a Goody's Café II, Goody's Café, L.L.C. d/b/a Goody's Café, Grand Sports Café, L.L.C. d/b/a Mama Rosa's and Progressive Gaming Systems, L.L.C. d/b/a Progressive Gaming Systems (hereinafter collectively referred to as "the Licensees"), do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to the Licensees, which notice alleges certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by the said Notice of Recommendation of Administrative Action are set for hearing on December 19, 2007, before the Louisiana Gaming Control Board Administrative Hearing Office; and

WHEREAS, the parties hereto are desirous of fully and finally compromising and settling all disputes and issues raised in connection with the said Notice of Recommendation of Administrative Action;

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

### **STIPULATIONS**

- 1. Laura and Gilbert Copeland are the Managers/Members of the Licensees.
- 2. The Licensees submitted various improperly notarized documents to the Division. Among these, documents notarized by a disbarred attorney and documents purportedly notarized by the disbarred attorney which were in actuality signed and sealed by an employee who is not a notary. Additionally, Laura and Gilbert Copeland admit that some of the Documents were not notarized in the Affiant's presence. Thus, these Documents were improperly notarized.
- On October 15, 2007, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to the Licensees, alleging certain violations of Louisiana Gaming Control Law.
- 4. The Licensees admit in the submission of improperly notarized documents, they were in violation of LAC 42:XI.2405(A)(15).
- 5. Laura and Gilbert Copeland represent that all of the statements, responses, disclosures and representations provided in documents submitted to the Division bearing their signatures, are true and correct to the best of their knowledge, information and belief, and represent a complete and accurate account of the requested information.

#### TERMS AND CONDITIONS

- 1. Any and all information discovered throughout the course of this or any other investigation may be used in connection with any future violation(s), assessment of penalty or in any future determination of the suitability of Laura and Gilbert Copeland or the Licensees.
- 2. Each Licensee agrees to pay a civil penalty of Five Thousand Dollars (\$5,000.00) for a combined total of Twenty Thousand Dollars (\$20,000.00).
- 3. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and Laura and Gilbert Copeland and the Licensees, pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.
- 4. 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.
- 5. If approved, the Licensees must make payment of the civil penalty to the Division within ten (10) days of approval by the Louisiana Gaming Control Board. Failure to do so shall result in the immediate suspension of the licenses without the necessity of any further administrative action until such time as the penalty is paid in full.
  - 6. The terms of this Compromise and Settlement Agreement shall be

interpreted under the laws of the State of Louisiana.

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

Brett Sulzer, counsel for Café "Lan-Yap", L.L.C. d/b/a Goody's Café II, Goody's Café, L.L.C. d/b/a Goody's Café, L.L.C. d/b/a Mama Rosa's and Progressive Gaming Systems, L.L.C. d/b/a Progressive Gaming Systems and Laura and Gilbert Copeland

Olga M. Bogran, 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

Café	"Lan-Yap", L.L.C	•
d/b/a	Goody's Café II	

License No. 2600213327

Goody's Café, L.L.C. d/b/a Goody's Cafe

License No. 2600213577

Grand Sports Café, L.L.C. d/b/a Mama Rosa's

License No. 2605213611

Progressive Gaming Systems, L.L.C. d/b/a Progressive Gaming Systems

License No. 5200612836

#### **ORDER**

came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, 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.

ORDERED, 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

day of

Akc, 2007, in Baton

**HEARING OFFICER**