



State of Louisiana

KATHLEEN BABINEAUX BLANCO
GOVERNOR

Gaming Control Board

H. CHARLES GAUDIN
CHAIRMAN

ANNE LACOUR NEEB
EXECUTIVE DIRECTOR

IN RE: R&M, INC. D/B/A THE BRICK HOUSE NO. VP5501112650

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of May 16, 2005. The Hearing Officer's order dated April 26, 2005, 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," Permit No. VP5501112650 by and between R&M, Inc. d/b/a The Brick House and the Office of State Police, which is attached hereto and incorporated herein, is **APPROVED.**

THUS DONE AND SIGNED on this the 16 day of May, 2005.

LOUISIANA GAMING CONTROL BOARD

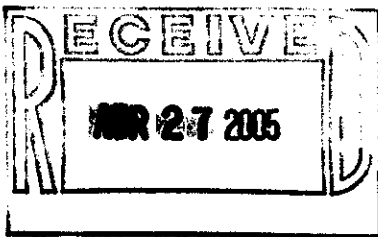
BY:


H. CHARLES GAUDIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 16 2005
OF May

APPEAL DOCKET CLERK


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



STATE OF LOUISIANA

RECEIVED

LOUISIANA GAMING CONTROL BOARD

APR 26 2005

ADMINISTRATIVE HEARING OFFICE

LGCB
ADMINISTRATIVE HEARING OFFICE

IN RE: R & M, INC. d/b/a
THE BRICK HOUSE

NO. 550112650

ON THE JOINT MOTION OF:

1. the Office of State Police (hereinafter "Division"), and
2. R & M, Inc. d/b/a The Brick House, license number 550112650 (hereinafter "licensee"), who respectfully represent the following:

WHEREAS:

1. On June 22, 2004, the Division received notice from the Internal Revenue Service that the corporation and two co-owners of R & M, Inc. d/b/a The Brick House were delinquent in the filing/payment of federal taxes and therefore ineligible for a tax clearance;
2. On July 26, 2004 the Division notified Kendal J. Brunet, Licensee contact person of the tax clearance problems. The letter gave a ten (10) day period to resolve the tax issues;
3. On August 25, 2004, the IRS advised the Division that the corporation and one of the co-owners were eligible for tax clearances;
4. On September 30, 2004, the Division issued Violation/Inspection report #012505 because the tax issue remained unresolved for one of the co-owners, Darrin J. Dominguez;
5. On November 1, 2004, the Division was notified that Mr. Dominguez was still ineligible for a tax clearance;
6. On February 23, 2005, Kendal Brunet attended the compliance conference offered by the Division. As of February 23, 2005, Mr. Dominguez was still ineligible for a tax clearance.
7. On March 3, 2005 the Division received notification that Mr. Dominguez was eligible for a tax clearance.

TRUE COPY

Representative

Louisiana Gaming Control Board

8. On March 17, 2005, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to address the period of the Licensee's non-compliance.
9. A request for hearing was timely submitted and this matter has been set for hearing on April 26, 2005 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:

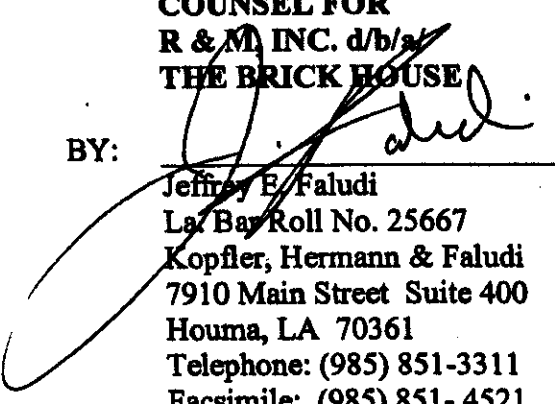
1. The licensee acknowledges that it was in violation of La. R.S. 27:310(B)(1)(c) and (e), in that it did not remain current in the filing/payment of taxes with the Internal Revenue Service for a portion of the existence of the its license;
2. The licensee has since become current in the filing/payment of its taxes with the Internal Revenue Service;
3. In lieu of further administrative action against the licensee's Type 1 video gaming license, the licensee shall pay a \$250.00 civil penalty;
4. The Division hereby agrees to accept the licensee's payment of the above stated penalty in full and final settlement of this Notice of Recommendation of Administrative Action;
5. 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 R & M, Inc. d/b/a The Brick House 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 Board 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 until the civil 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,

JEFFREY E. FALUDI
COUNSEL FOR
R & M INC. d/b/a
THE BRICK HOUSE

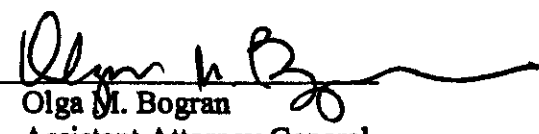
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STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: R & M, INC. d/b/a
THE BRICK HOUSE

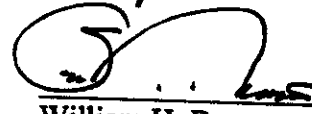
NO. 550112650

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. 27:310(B)(1)(c) and (e);
2. the licensee, having become current in the filing/payment of its Internal Revenue Service taxes 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 video gaming license of the licensee being suspended until the civil penalty is paid in full.

THUS DONE AND SIGNED this 26th day of April,
2005 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
ALL PARTIES THIS 26th DAY
OF April 19 2005
Michelle Domingue
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Jeffrey Faludi
Olga Bogren
St. Jules Pines

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 4-26-05

BY: CLERK