



State of Louisiana
Gaming Control Board

JOHN BEL EDWARDS
GOVERNOR

RONNIE JONES
CHAIRMAN

**IN RE: A.N. COLLETTE OIL CO., INC.
D/B/A GRAND BAYOU CASINO
NO. 2401508817**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of May 18, 2020. The Hearing Officer's order dated February 19, 2020, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action", by and between A.N. Collette Oil Co., Inc. d/b/a Grand Bayou Casino, No. 2401508817, 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 *18th* day of *May*, 2020.

LOUISIANA GAMING CONTROL BOARD

BY:

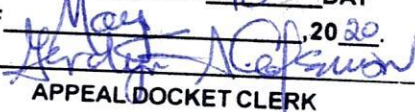


RONNIE JONES, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD

I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 18th DAY

OF May, 2020.



APPEAL DOCKET CLERK

LGCB-5499-20-C

RECEIVED

By GERALYN A. COLEMAN at 2:35 pm, Feb 19, 2020

RECEIVED

FEB 13 2020

LA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RE: A.N. COLLETTE OIL CO., INC.
D/B/A GRAND BAYOU CASINO

CASE NO.: 2401508817

JOINT MOTION FOR APPROVAL OF COMPROMISE AND
SETTLEMENT AGREEMENT

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

NOW COME the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and A.N. Collette Oil Co., Inc. d/b/a Grand Bayou Casino (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
Jerry [Signature]
Representative
Louisiana Gaming Control Board

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

Respectfully Submitted,

By: 
Allison U. Rovira Modicut, Bar Roll# 27634
730 North Street
Baton Rouge, Louisiana 70802
Telephone: (225) 381-0019
Facsimile: (225) 381-0178
*Counsel for and on behalf of
A.N. Collette Oil Co., Inc.
d/b/a Grand Bayou Casino*

JEFF LANDRY
ATTORNEY GENERAL
By: 
Jeremy Gathe, La. Bar Roll# 34557
Assistant Attorney General
1885 North Third Street, 5th Floor
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*Counsel for and on behalf of the Office
of State Police*

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RE: A.N. COLLETTE OIL CO., INC.
D/B/A GRAND BAYOU CASINO

CASE NO.: 2401508817

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and A.N. Collette Oil Co., Inc. d/b/a Grand Bayou Casino (hereinafter, "Licensee"), do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has sent a Notice of Recommendation of Administrative Action to Licensee, which Notice contains allegations of certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by said Notice are set for hearing before the Louisiana Gaming Control Board Administrative Hearing Office.

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 said Notice;

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

STIPULATIONS

1. Licensee is a Type 5 licensed establishment located at 9523 Shoe Creek Drive, Baton Rouge, Louisiana 70818.

2. On May 30, 2019, an electrical fire inside the electrical panels of the main breaker box caused a power outage at the licensed establishment.
3. On May 31, 2019, the Division attempted to conduct a compliance inspection of the licensed establishment and discovered that the fuel facility, restaurant, and convenience store did not maintain electricity because of the outage.
4. Licensee failed to notify the Division that the fuel facility, convenience store, and restaurant were not in operation due to the outage, in violation of gaming law.
5. Licensee kept the game room open and allowed patrons to game on the video draw poker devices while the fuel facility, convenience store, and restaurant were not operational, in violation of gaming law.
6. The Division directed Licensee to close the game room and not reopen it until after the Division conducted a second compliance inspection at the establishment once repairs to the electrical panels were complete.
7. Licensee failed to comply with the Division's directions by reopening the game room after completing repairs on May 31, 2019, and before the Division could conduct a second inspection to confirm compliance with gaming law.
8. The Division subsequently conducted an auditor's inspection at the licensed establishment and found that for approximately 18 hours, spanning from May 30, 2019 through May 31, 2019, Licensee operated the game room without an operational restaurant, convenience store, and fuel facility.
9. On June 3, 2019, the Division conducted a follow-up inspection and confirmed that the issues regarding the electrical fire were resolved and the restaurant, convenience store and fuel facility were operational; however, the security officer on duty did not possess a security

identification card, and Licensee only had two (permanent fuel storage and trucker supplies) of the four required amenities, in violation of gaming law.

10. On October 29, 2019, Licensee participated in a compliance conference with the Division and assured its agents that it corrected the violations discovered during the inspections on May 31, 2019 and June 3, 2019.

11. On October 31, 2019, the Division conducted a follow-up inspection at the licensed establishment and found that Licensee corrected all previous violations; however, while reviewing the surveillance recordings, the Division discovered that the security cameras recorded less than 14 days of gaming activities in violation of gaming law.

12. On November 13, 2019, the Division re-inspected the licensed establishment and found that Licensee corrected the security camera issues.

13. Licensee is now compliant with Louisiana Gaming Law.

TERMS AND CONDITIONS

1. In lieu of administrative action, Licensee will pay a penalty of **FIVE THOUSAND and NO/100 (\$5,000.00) DOLLARS** for its violation of La. R.S. 27:416(C)(1), La. R.S. 27:417(A)(2), La. R.S. 27:417(A)(6), La. R.S. 27:417(C), LAC 42:XI.2415(B)(1), LAC 42:XI.2415(B)(2), LAC 42:XI.2417(A)(1), and LAC 42:XI.2417(B)(4).

2. The Division hereby agrees that payment of a total penalty of **FIVE THOUSAND and NO/100 (\$5,000.00) DOLLARS** shall be in full and final settlement of all matters set forth in the Notice of Recommendation of Administrative Action.

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

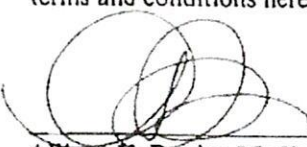
4. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

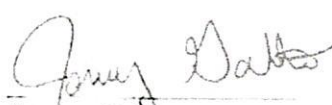
5. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and Licensee, pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

6. 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.

7. If approved, Licensee agrees to make full payment of the civil penalty within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board. Licensee agrees that failure to meet this requirement shall result in immediate suspension of the gaming license without the necessity of any further administrative action until such time as the penalty is paid in full.

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


Allison U. Rovira Modicut,
Counsel for and on behalf of
A.N. Collette Oil Co., Inc.
d/b/a Grand Bayou Casino


Jeremy Gathe,
Counsel for and on behalf of
the Office of State Police

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RE: A.N. COLLETTE OIL CO., INC.
D/B/A GRAND BAYOU CASINO

CASE NO.: 2401508817

ORDER

BE IT REMEMBERED that on the 19th day of February, 2020, came 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 or representing themselves, and the Hearing Officer having considered the pleadings on file, the proposed Compromise and 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**; that A.N. Collette Oil Co., Inc. d/b/a Grand Bayou Casino must pay **FIVE THOUSAND AND NO/100 (\$5,000.00) DOLLARS** to the Division within fifteen (15) days of approval by the Louisiana Gaming Control Board. Failure to do so shall result in the immediate suspension of the gaming license without the necessity of any further administrative action until such time as the penalty is paid in full.

SIGNED AND ENTERED this 19th day of February, 2020, in Baton

Rouge, Louisiana
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE

I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 19 DAY
OF February, 20 20.

Ebony Batisse
DOCKET CLERK, ADMIN. HEARING OFFICE

C: Allison U. Rovira Modicut
Jeremy Gathe
Sgt. Eddie Daigle

Suzan S. Ponder
SUZAN S. PONDER
HEARING OFFICER

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 2/19/20
Ebony Batisse
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE