



State of Louisiana
Gaming Control Board

BOBBY JINDAL
GOVERNOR

DANE K. MORGAN
CHAIRMAN

**IN RE: CATFISH QUEEN PARTNERSHIP IN COMMENDAM
D/B/A BELLE OF BATON ROUGE CASINO
LICENSE NO. R011700009
SAR 10-2-03-248-4408**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of February 16, 2012. The Hearing Officer's order dated January 23, 2012, 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 Catfish Queen Partnership In Commendam d/b/a Belle of Baton Rouge Casino, License No. R011700009, SAR 10-2-03-248-4408, 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 16th day of February, 2012.

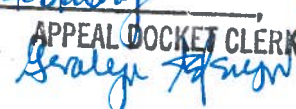
LOUISIANA GAMING CONTROL BOARD

BY:


DANE K. MORGAN, CHAIRMAN

LGCB-1257-12-B

4307 Bluebonnet Boulevard, Suite A, Baton Rouge, LA 70809
Phone: (225) 295-8450 Fax: (225) 295-8479

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 16th DAY
OF February, 2012
APPEAL DOCKET CLERK


RECEIVED

By GERALYN COLEMAN at 4:28 pm, Jan 23, 2012

RECEIVED

JAN 23 2012

LGCB
ADMINISTRATIVE HEARING OFFICE

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: CATFISH QUEEN PARTNERSHIP IN COMMENDAM CASE NO. R011700009
D/B/A BELLE OF BATON ROUGE CASINO SAR 10-2-03-248-4408

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

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

COMES NOW the State of Louisiana, Department of Public Safety and Corrections, Office of State Police ("the Division") and Catfish Queen Partnership in Commendam d/b/a Belle of Baton Rouge 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.

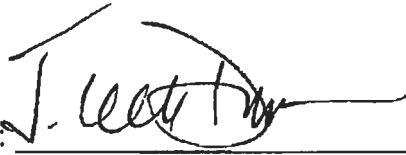
TRUE COPY

Representative
Louisiana Gaming Control Board

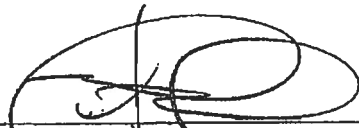
WHEREFORE, PREMISES CONSIDERED, The Division and Licensee respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,

**JAMES D. "BUDDY" CALDWELL
ATTORNEY GENERAL**

By: 

J. Kelly Duncan, No. 05170
Jones, Walker, Waechter, Poitevent,
Carrere & Denegre, LLP
201 St. Charles Avenue, 48th Floor
New Orleans, Louisiana 70170
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Facsimile: (504) 589-8218
*Counsel for Belle of Baton Rouge
Casino*

By: 

Michael L. Tyler, No. 29463
Assistant Attorney General
1885 North Third Street, 5th Floor
Baton Rouge, Louisiana 70802
Telephone: (225) 326-6500
Facsimile: (225) 326-6599
Counsel for the Division

EXHIBIT "A"

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

**IN RE: CATFISH QUEEN PARTNERSHIP IN COMMENDAM CASE NO. R011700009
D/B/A BELLE OF BATON ROUGE CASINO SAR 10-2-03-248-4408**

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "the Division") and Catfish Queen Partnership in Commendam d/b/a Belle of Baton Rouge Casino (sometimes hereinafter referred to as "Licensee") do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has sent a Notice of Recommendation of Administrative Action, SAR 10-2-03-248-4408, to Catfish Queen Partnership in Commendam d/b/a Belle of Baton Rouge Casino, which Notice contains allegations of certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by said Notice of Recommendation of Administrative Action, SAR 10-2-03-248-4408, are set for hearing on January 23, 2012, 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 said Notice of Recommendation of Administrative Action, SAR 10-2-03-248-4408.

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

STIPULATIONS

1. On June 12, 2010, security officers of Belle of Baton Rouge Casino used the eight-digit electronic key-box access code of another security officer to create and cancel key-box alarms and verify key removals and returns of sensitive keys, in total twenty-one (21) false security key log entries were made.

2. On June 12, 2010, a security officer removed vault room, count room and trolley keys from the electronic-key box. The security officer gave the three (3) keys to another security officer who later shared the keys with a third security officer. The security officer that originally removed the keys later returned the keys to the electronic-key box.

3. Between June 12, 2010 and June 13, 2010, employees of Belle of Baton Rouge Casino removed and returned sensitive keys from the electronic-key box some forty-three (43) times without using the hand scanner.

4. On June 13, 2010, a lead security officer removed a kiosk key from the electronic-key box and gave the key to another security officer. The security officer that originally removed the keys later returned the keys to the electronic-key box.

5. On June 14, 2010, a lead security officer of Belle of Baton Rouge Casino shared her access code with another security officer, resulting in a false security key log entry for a vault key return.

6. Between June 13, 2010 and July 7, 2010, various employees of Belle of Baton Rouge Casino were aware or made aware of possible violations with regard to the sharing of eight-digit electronic key-box access codes and the sharing of sensitive keys, and failed to notify the Division of these matters.

7. Belle of Baton Rouge Casino violated LAC 42:XIII.2325(C), LAC 42:XIII.2715(A)(1), (3) and (5), LAC 42:XIII.2717(L)(6)(a), LAC 42:XIII.2723(Q)(31)(a), and LAC 42:XIII.2931(A).

8. In response to these violations, Belle of Baton Rouge Casino has revised its policies and procedures to where security officers are required to provide a pin code and scan their hand prior to any sensitive key being removed or returned to the electronic-key box. In addition, Belle of Baton Rouge Casino terminated a shift manager and a security guard.

TERMS AND CONDITIONS

1. In lieu of Administrative Action, Catfish Queen Partnership in Commendam d/b/a Belle of Baton Rouge Casino will pay a civil penalty of Forty-Five Thousand Dollars and No/100 (\$45,000.00) for its violations of LAC 42:XIII.2325(C), LAC 42:XIII.2715(A)(1), (3) and (5), LAC 42:XIII.2717(L)(6)(a), LAC 42:XIII.2723(Q)(31)(a), and LAC 42:XIII.2931(A).

2. The Division hereby agrees that payment of a civil penalty of Forty-Five Thousand Dollars and No/100 (\$45,000.00) shall be in full and final settlement of all matters set forth in the Notice of Recommendation of Administrative Action, SAR 10-2-03-248-4408.

3. The Division reserves the right to take into consideration these violations in connection with any future investigations, violations or assessments of a penalty.

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, regarding 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

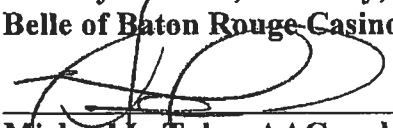
proposed settlement is approved by the Hearing Officer, this agreement is not thereby executory, but will be submitted to the Louisiana Gaming Control Board for its determination as to whether to approve the same or to remand the matter to the Hearing Officer for a full hearing on the merits.

7. If approved, Catfish Queen Partnership in Commendam d/b/a Belle of Baton Rouge Casino agrees to make full payment of the civil penalty to the Division within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board. Catfish Queen Partnership in Commendam d/b/a Belle of Baton Rouge Casino agrees that failure to meet this requirement shall result in the immediate suspension of Catfish Queen Partnership in Commendam d/b/a Belle of Baton Rouge Casino's license without the necessity of further administrative action, until such time as the penalty is paid in full.

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



J. Kelly Duncan, Attorney, on behalf of Catfish Queen Partnership in Commendam d/b/a Belle of Baton Rouge Casino



**Michael L. Tyler, 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: CATFISH QUEEN PARTNERSHIP IN COMMENDAM CASE NO. 011700009
D/B/A BELLE OF BATON ROUGE CASINO SAR NO. 10-2-03-248-4408**

CERTIFICATION

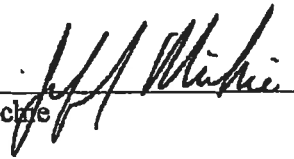
I, Jeffrey Michie, am the General Manager for Belle of Baton Rouge and hereby certify the following:

1. That Belle of Baton Rouge Casino is the licensee referenced in the above captioned administrative action;
2. That the licensee received the Notice of Administrative Action dated May 25, 2011, citing alleged violations of the Louisiana Gaming Control Law;
3. That any violations cited in the Notice that actually occurred have been cured and no longer exist;
4. That the licensee remains in compliance with all other applicable provisions of the Louisiana Gaming Control Law;
5. That in the interest of settling the captioned matter, the licensee has willfully entered into a settlement with the Louisiana Office of State Police; and

6. The settlement has been freely negotiated and executed with the licensee's knowledge and consent.

Baton Rouge, Louisiana, this 18th day of January, 2012.

Jeffrey Michie

A handwritten signature in black ink, appearing to read "Jeff Michie", is written over a horizontal line. The signature is cursive and somewhat stylized.

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: CATFISH QUEEN PARTNERSHIP IN COMMENDAM CASE NO. R011700009
D/B/A BELLE OF BATON ROUGE CASINO SAR 10-2-03-248-4408


ORDER

BE IT REMEMBERED that on this the 23rd day of January, 2012, 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 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 Licensee must pay a civil penalty of Forty-Five Thousand Dollars and No/100 (\$45,000.00) to the Division within fifteen (15) days of the approval by the Louisiana Gaming Control Board. Failure to do so shall result in the immediate suspension of the license of Catfish Queen Partnership in Commendam d/b/a Belle of Baton Rouge Casino without the necessity of any further administrative action, until such time as the penalty is paid in full.

SIGNED AND ENTERED this 23rd day of January, 2012, in Baton Rouge,

Louisiana.



HEARING OFFICER A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 01.23.12

[Signature]
BY: CLERK

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MADE OR SERVED ON
ALL PARTIES ON 23rd DAY
OF January, 2012
BY: [Signature]
ADMINISTRATIVE HEARING OFFICE
cc: J. Kelly Duncan
Michael Tyler
Sgt. Monell Subley