



State of Louisiana
Gaming Control Board

JOHN BEL EDWARDS
GOVERNOR

MICHAEL NOEL
CHAIRMAN

**IN RE: COCA-COLA BOTTLING COMPANY UNITED GULF COAST, LLC
D/B/A BATON ROUGE COCA-COLA; LAFAYETTE COCA-COLA
NO. P081702712**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of July 16, 2020. The Hearing Officer's order dated July 1, 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 Coca-Cola Bottling Company United Gulf Coast, LLC d/b/a Baton Rouge Coca-Cola, No. P081702712, 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 *July, 2020.*

LOUISIANA GAMING CONTROL BOARD

BY:



MICHAEL NOEL, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD

I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON

ALL PARTIES THIS 16th DAY

OF July 16, 2020.



APPEAL DOCKET CLERK

LGCB-5594-20-B

RECEIVED

By Geralyn A. Coleman at 11:39 am, Jul 01, 2020

RECEIVED

JUN 30 2020

LA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

COCA-COLA BOTTLING COMPANY
UNITED GULF COAST, LLC
D/B/A BATON ROUGE COCA-COLA;
LAFAYETTE COCA-COLA

CASE NO.: P081702712

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 Coca-Cola Bottling Company United Gulf Coast, LLC d/b/a Baton Rouge Coca-Cola; Lafayette Coca-Cola (hereinafter, "Non-Gaming Supplier"), 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 Non-Gaming Supplier 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
[Signature]
Representative
Louisiana Gaming Control Board

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

Respectfully Submitted,

JEFF LANDRY,
ATTORNEY GENERAL

By: 

Michael S. Walsh, Bar Roll #8500
Taylor Porter
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Michael.walsh@taylorporter.com
*Counsel for Coca-Cola Bottling Company
United Gulf Coast, LLC d/b/a Baton
Rouge Coca-Cola; Lafayette Coca-Cola*

By: 

Alonna C. Murray, Bar Roll #37962
Assistant Attorney General
1885 North Third Street, 5th Floor
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STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RE: COCA-COLA BOTTLING COMPANY
UNITED GULF COAST, LLC
D/B/A BATON ROUGE COCA-COLA;
LAFAYETTE COCA-COLA

CASE NO.: P081702712

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Coca-Cola Bottling Company United Gulf Coast, LLC d/b/a Baton Rouge Coca-Cola; Lafayette Coca-Cola (hereinafter, "Non-Gaming Supplier"), do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has sent a Notice of Recommendation of Administrative Action to Non-Gaming Supplier, 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 Non-Gaming Supplier 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. Coca-Cola Bottling Company United Gulf Coast, LLC d b a Baton Rouge Coca-Cola; Lafayette Coca-Cola is a Non-Gaming Supplier located at 4600 East Lake Blvd., Birmingham, AL 35217.
2. Helen Smith Price was elected to the Board of Directors on April 24, 2018. Ms. Price assumed her position on the Board of Directors on June 19, 2018. The Division was not notified of this change until August 28, 2019, in violation of LAC 42:III.2901(B)(4)(b) and (c).
3. Ms. Price submitted to suitability on August 28, 2019, in violation of LAC 42:III.2112(B) and (D).
4. Lucas B. Gambino was appointed as a Vice President on September 10, 2018. The Division was not notified of this change until August 28, 2019, in violation of LAC 42:III.2901(B)(4)(b) and (c).
5. Jay Grinney resigned from the Board of Directors on March 1, 2018. The Division was not notified until June 18, 2019, in violation of LAC 42:III.2901(B)(4)(b) and (c).
6. John Noland resigned from the Board of Directors on April 23, 2019. The Division was not notified of this change until October 28, 2019, in violation of LAC 42:III.2901(B)(4)(b) and (c).

TERMS AND CONDITIONS

1. In lieu of administrative action, Non-Gaming Supplier will pay a penalty of **THREE THOUSAND FIVE HUNDRED and 00/100 (\$3,500.00) DOLLARS** for its violation of LAC 42:III.2112(B) and (D), and LAC 42:III.2901(B)(4)(b) and (c).

2. The Division hereby agrees that payment of a total penalty of **THREE THOUSAND FIVE HUNDRED and 00/100 (\$3,500.00) 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 Non-Gaming Supplier's suitability.

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

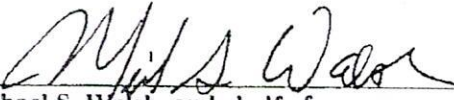
5. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and Non-Gaming Supplier, pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

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, Non-Gaming Supplier agrees to make full payment of the civil penalty within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control

Board. Non-Gaming Supplier 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.



Michael S. Walsh, on behalf of
Coca-Cola Bottling Company United Gulf Coast, LLC
d/b/a Baton Rouge Coca-Cola; Lafayette Coca-Cola



Alonna C. Murray, 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

RE: COCA-COLA BOTTLING COMPANY
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ORDER

BE IT REMEMBERED that on the 1st day of July, 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 Coca-Cola Bottling Company United Gulf Coast, LLC d/b/a Baton Rouge Coca-Cola; Lafayette Coca-Cola must pay **THREE THOUSAND FIVE HUNDRED and 00/100 (\$3,500.00) 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 1st day of July, 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 1st DAY

OF July, 2020

Ebony Batiste

DOCKET CLERK, ADMIN. HEARING OFFICE

C: Michael S. Walsh
Alonna C. Murray
Sat. Eddie Diale

Suzan S. Ponder
SUZAN S. PONDER
HEARING OFFICER

A TRUE COPY ATTEST

LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE

BATON ROUGE, LA 7/1/20

Ebony Batiste

DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE