



State of Louisiana

Gaming Control Board

M. J. "MIKE" FOSTER, JR.
GOVERNOR

HILLARY J. CRAIN
CHAIRMAN

IN RE: POWER GAMING, L.L.C. D/B/A
POWER GAMING
NO. VP0904611000


ORDER

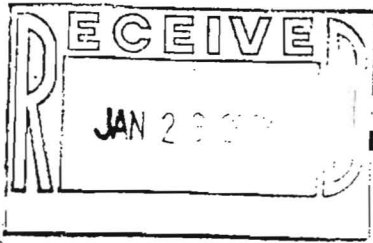
This matter was considered by the Louisiana Gaming Control Board at its meeting of February 18, 2003. The Hearing Officer's order dated January 22, 2003, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Suspension," by and between Power Gaming, L.L.C. d/b/a Power Gaming, No. VP0904611000, and the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division, which is attached hereto and incorporated herein, is **APPROVED**.

THUS DONE AND SIGNED on this the 20th day of February, 2003.

LOUISIANA GAMING CONTROL BOARD

BY: 
HILLARY J. CRAIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 21st DAY
OF February, 2003
APPEAL DOCKET CLERK




STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RECEIVED

JAN 2 2 2003
ADMINISTRATIVE
DOCKET CLERK

IN RE: POWER GAMING, L.L.C.
d/b/a POWER GAMING

CASE NO. 0904611000

JOINT MOTION FOR ENTRY OF STIPULATIONS AND
APPROVAL OF PROPOSED SETTLEMENT

ON THE JOINT MOTION OF:

1. the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division (hereinafter "Division"), and
2. Power Gaming, L.L.C. d/b/a Power Gaming, License No. 0904611000 (hereinafter "licensee"),

who respectfully represent the following:

WHEREAS:

1. On or about March 8, 2002, the Division mailed the annual form, which must be submitted annually by all licensees, to the licensee;
2. The licensee was mandated by La. R.S. 27:311(K)(4), LAC 42:XI.2405(B)(4) and (7) to submit the above annual form to the Division, along with all appropriate fees and current tax clearance certificates, on or before July 1, 2002;
3. On or about March 7, 2002, the Division received the licensee's annual form and fees; however, the local and state tax clearance certificates were not included. The licensee's local and state tax clearance certificates were not received by the Division prior to July 1, 2002.
4. Pursuant to this information, the Division issued Violation/Inspection Report #13897 to the licensee on or about September 23, 2002, citing violation of LAC 42:XI.2405(B)(7). Attendant to this Violation/Inspection Report, the Louisiana Gaming Control Board issued a Notice of Recommendation of Suspension to the licensee on or about December 3, 2002.
5. This matter has been scheduled for hearing on February 19, 2003 at 9:00 a.m. before the Honorable William H. Brown.

TRUE COPY
[Signature]
Representative

Louisiana Gaming Control Board

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 LAC 42:XI.2405(B)(7), in that it did not submit the local and state tax clearance certificates to the Division by July 1, 2002;
2. The licensee has submitted the delinquent local and state tax clearances, a copy of which is attached hereto;
3. In lieu of suspension of the licensee's 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 Violation/Inspection Report No. 13897 and this Notice of Recommendation of Suspension;
5. The Division reserves the right to take into consideration these violations in connection with any future violation;
6. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
7. This settlement constitutes the entire agreement between the Division and the licensee pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
8. 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 Division 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 and its gaming devices being disabled; and
9. 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,

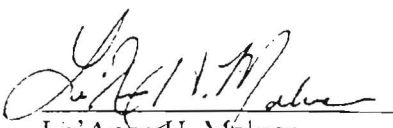
POWER GAMING, L.L.C.
d/b/a POWER GAMING
VG# 0904611000

BY: _____

Gregory J. Barro
Owner
400 Travis Street, Suite 1006
Shreveport, La. 71101
Telephone: (318) 226-8511

RICHARD P. IEYOUB
ATTORNEY GENERAL

BY: _____


Le'Anne H. Malnar
Assistant Attorney General
La. Bar Roll No. 28082
339 Florida Street, Ste. 500
Baton Rouge, Louisiana 70801
Telephone: (225) 342-2465
Facsimile: (225) 342-4244

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: POWER GAMING, L.L.C. d/b/a
POWER GAMING

CASE NO. 0904611000

ORDER

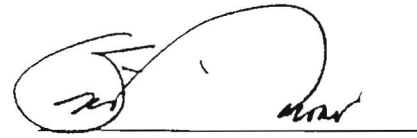
Considering the foregoing Joint Motion For Entry of Stipulations and Approval of Proposed Settlement, IT IS HEREBY ORDERED that such proposed settlement be approved, to wit:

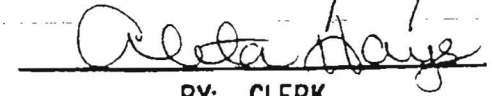
1. the licensee acknowledges that it was in violation of LAC 42:XI.2405(B)(7), in that it did not submit the local and state tax clearance certificates to the Division by July 1, 2002;
2. having submitted the delinquent local and state tax clearances to the Division, the licensee shall pay a civil penalty in the amount of \$250.00;
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 Power Gaming, L.L.C. d/b/a Power Gaming being suspended and its gaming devices being disabled.

THUS DONE AND SIGNED this 22 day of January, 2002 in
Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
CERTIFIED
COPIES
ALL PAID
OF January 22nd 2003 DAY
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Gregory J. Burro, Esq.
Letim Malnar, Esq.
Sabrina Ballard


William H. Brown
Hearing Officer

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 1/22/03

BY: CLERK

STATE OF LOUISIANA
PARISH OF CADDO

AFFIDAVIT

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified within and for the State and Parish aforesaid, PERSONALLY CAME AND APPEARED:

GREGORY J. BARRO.

who, after first being duly sworn, declared and acknowledged to me, Notary, under oath:

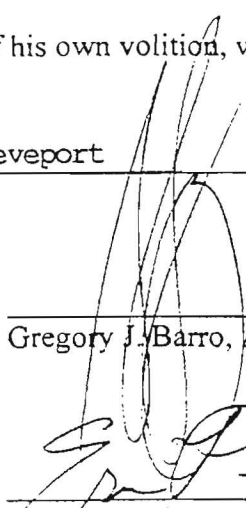
that affiant is an owner of Power Gaming, L.L.C. d/b/a Power Gaming ("licensee"), whose establishment is located at 400 Travis Street #1006, Shreveport, Louisiana 71101;

that Power Gaming, L.L.C. d/b/a Power Gaming received a Notice of Recommendation of Suspension (Violation/Inspection Report No. 13923) from the Louisiana Gaming Control Board, citing violation of LAC 42:XI.2405(B)(7);

that in the interest of settling this matter, affiant has willfully entered into a Joint Motion for Entry of Stipulations and Approval of Proposed Settlement with the Division on behalf of the licensee, via the Attorney General's Office; and

that affiant signed the above-cited motion of his own volition, without duress or coercion.

THUS DONE AND PASSED in Shreveport, Louisiana, on this
15th day of January, 20023



Gregory J. Barro, Affiant

Notary Public

My commission expires

ERIN P. LINN, NOTARY PUBLIC
CADDO PARISH, LOUISIANA
MY COMMISSION IS FOR LIFE



DeSoto Parish Police Jury

P.O. Box 898 Mansfield, Louisiana 71052
PHONE: (318) 872-0738 FAX: (318) 872-5343

January 2, 2003

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Dewayne Mitchell
President

Huey P. Evans, Sr.
Vice President

William C. Smith
Parish Administrator

Shirley C. Wheless
Secretary

Betty A. Woods
Treasurer

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District 1C

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Stonewall, LA 71078
District 2

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Stonewall, LA 71078
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Mansfield, LA 71052
District 4A

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Mansfield, LA 71052
District 4B

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Mansfield, LA 71052
District 4C

Sylvester Mayweather
Mansfield, LA 71052
District 4D

Huey P. Evans, Sr.
Mansfield, LA 71052
District 5

Fred Jones
Pelican, LA 71063
District 6

Mr. Gregory J Barro, PLC
Attorney at Law
400 Travis Street, Suite 1006
Shreveport, Louisiana 71101

Re: Video Poker Machine Fees/Taxes
Power Gaming LLC, d/b/a Power Gaming

Dear Greg:

Enclosed is your Occupational License for 39 video poker machines owned by Power Gaming LLC and located at Eagles Truck Stop in DeSoto Parish.

Payment of the Occupational License fee satisfies all taxes and fees due the DeSoto Parish Police Jury associated with video poker machines located at Eagles Truck Stop.

If you should have any questions, please let me know.

Sincerely,

DESOTO PARISH POLICE JURY

Malisa D. Laffitte
Administrative Assistant

MDL/ml

Enclosure

cc: File

Jan-07-2003 01:40pm From:Barro Law Firm
3182225453

OCCUPATIONAL LICENSE

DeSoto Parish Police Jury
P.O. Box 898
Mansfield, Louisiana 71052

LICENSE MUST BE
PUBLICLY DISPLAYED

No. 2951
2002

KIND OF BUSINESS

Video Poker

FEE IS LISTED IN TABLE

NON-TRANSFERABLE

If you change the name, sell or close this business, please note the information on the back of this form and return to the above address:

LICENSE TO CONDUCT BUSINESS AS INDICATED
DURING THE PERIOD ENDING DECEMBER 31ST.

Power Gaming LLC
Loc: Eagles Truck Stop
1239 Evans Loop
Mansfield, LA 71052

DATE: Jan 2, 2003

BY: M. Jaffelle

DESOTO PARISH POLICE JURY RECEIPT FOR PAYMENT OF OCCUPATIONAL LICENSE

GROSS SALES/RECEIPTS..... 39 Machines @ \$50⁰⁰ = \$1950⁰⁰

AMOUNT OF FEE (Due prior to March 1st).....

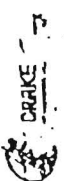
INTEREST AT 1% PER MONTH FROM MARCH 1st.....

PENALTY: 5% PER MONTH (not to exceed 25%).....

TOTAL FEE PAID..... \$1950⁰⁰

RECEIVED BY: [Signature] DATE 1/2/2003

XC 04/2000 002



3182225453

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