



State of Louisiana
Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

**IN RE: THE OLD EVANGELINE DOWNS, LLC D/B/A
EVANGELINE DOWNS RACETRACK & CASINO
NO. CGD040506**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of June 20, 2006. The Hearing Officer's order dated May 31, 2006, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Violation and Penalty," Violation No. CGD040506, by and between The Old Evangeline Downs, LLC d/b/a Evangeline Downs Racetrack & Casino, License No. T012802160, 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 20 day of June, 2006.

LOUISIANA GAMING CONTROL BOARD

BY:

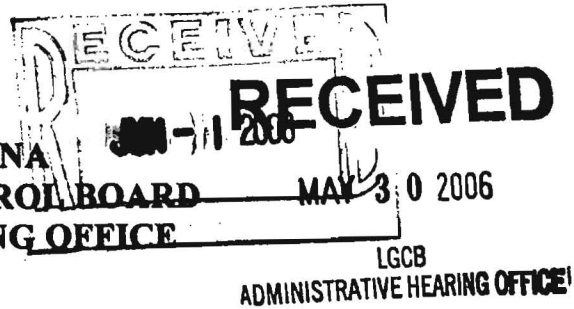

H. CHARLES GAUDIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 21st DAY
OF June, 2006

APPEAL DOCKET CLERK



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



**IN RE: THE OLD EVANGELINE DOWNS, LLC
d/b/a EVANGELINE DOWNS RACETRACK
AND CASINO**

NO. CGD040506

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

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

COME NOW State of Louisiana, Department of Public Safety and Corrections, Office of State Police, Casino Gaming Division ("the Division") and The Old Evangeline Downs, LLC d/b/a Evangeline Downs Racetrack and Casino, license no. T012802160 ("EDRC"), 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 EDRC 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

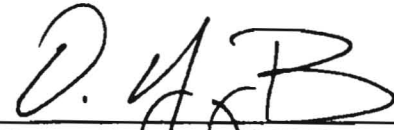
Representative
Louisiana Gaming Control Board

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

Respectfully Submitted,

CHARLES C. FOTI, JR.
ATTORNEY GENERAL

By: 
Joseph P. Brantley, IV-LSBA #03401
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RECEIVED

MAY 30 2006

**LGCB
ADMINISTRATIVE HEARING OFFICE**

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

**IN RE: THE OLD EVANGELINE DOWNS, LLC
d/b/a EVANGELINE DOWNS RACETRACK
AND CASINO**

NO. CGD040506

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "the Division") and The Old Evangeline Downs, LLC d/b/a Evangeline Downs Racetrack and Casino (hereinafter "EDRC"), do hereby represent and agree as follows:

WHEREAS, on February 1, 2006, the Division issued a Notice of Violation and Penalty ("the Notice") designated as CGD040506 to EDRC alleging certain violations of Louisiana gaming regulations, all as more fully set forth in the Notice, and arising out of an inspection of the EDRC Sensitive and Duplicate Key Control Procedures, conducted by the Division on April 14, 2004.

WHEREAS, the issues raised by said Notice of Violation and Penalty are set for hearing on May 31, 2006, before the Louisiana Gaming Control Board Administrative Hearing Office; and

WHEREAS, the Division and the Licensee are desirous of fully and finally compromising and settling all issues and disputes arising out of and in connection with the said Notice of Violation;

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

STIPULATIONS

1. EDRC does admit that it violated LAC 42:VII.2715(A)(1), LAC 42:VII.2715(A)(9), and LAC 42:VII.2715(A)(10) and no longer employs the individuals who had the responsibility for and oversight of such activities.

TERMS AND CONDITIONS

1. Within fifteen (15) days of the approval of this settlement by the Louisiana Gaming Control Board, the Licensee shall pay a civil penalty of FORTY TWO THOUSAND FIVE HUNDRED DOLLARS (\$42,500.00).

2. The Division hereby agrees to accept the payment of the above stated penalty in full and final settlement of all violations alleged in the Notice of Violation and Penalty, CGD040506.

3. The Division reserves the right to take into consideration these admitted violations in connection with any future investigation, violation, assessment of penalty or the ongoing suitability of EDRC.

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

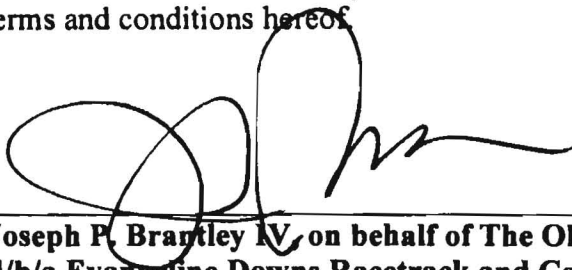
5. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and the Licensee pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

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,

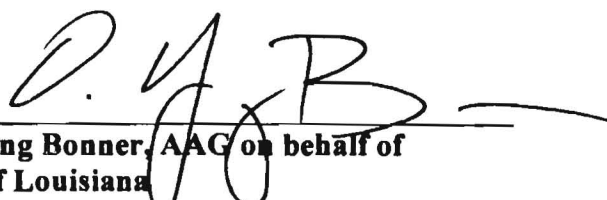
but will be submitted to the Louisiana Gaming Control Board for its determination as to whether to approve same or to remand the matter to the Hearing Officer for a full hearing on the merits.

7. If approved, however, payment of the above penalty must be submitted to the Division within (15) fifteen 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 immediate suspension of the license 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



**Joseph P. Brantley IV, on behalf of The Old Evangeline Downs, LLC
d/b/a Evangeline Downs Racetrack and Casino**



**O. Young Bonner, 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: THE OLD EVANGELINE DOWNS, LLC
d/b/a EVANGELINE DOWNS RACETRACK
AND CASINO

NO. CGD040506

ORDER

BE IT REMEMBERED that on this ^{31st} day of ~~June~~ ^{May}, 2006, came on 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, and the Hearing Officer having considered the pleadings on file, the proposed 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**.

SIGNED AND ENTERED this ^{31st} day of ~~June~~ ^{May}, 2006, in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 31st DAY
OF May 2006
BY Jeff Commy
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE



WILLIAM H. BROWN
HEARING OFFICER

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 5/31/06
Jeff Commy
BY: CLERK

cc: Joseph Brantley IV
Young Binner
Sgt. Deland Yelam