

State of Louisiana
Gaming Control Board

BOBBY JINDAL GOVERNOR H. CHARLES GAUDIN CHAIRMAN

# IN RE: RIVERBEND TRUCKSTOP & PALACE CASINOS, INC. D/B/A BREAUX BRIDGE TRUCKSTOP AND CASINO NO. 5002515016

# **ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of July 15, 2008. The Hearing Officer's order dated June 25, 2008, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," No. 5002515016, by and between Riverbend Truckstop & Palace Casinos, Inc. d/b/a Breaux Bridge Truckstop and Casino, 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 15th day of July, 2008.

LOUISIANA GAMING CONTROL BOARD

H. CHARLES GAUDIN, CHAIRMAN

I HEREBY CERTIFY THAT A CERTIFIED

COPY HAS BEEN MAILED OR SERVED ON

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#### STATE OF LOUISIANA

## LOUISIANA GAMING CONTROL BOARD

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ADMINISTRATIVE HEARING OFFICE

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IN RE: RIVERBEND TRUCKSTOP &

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LICENSE NO. 5002515016

PALACE CASINOS, INC. D/B/A BREAUX BRIDGE TRUCKSTOP

AND CASINO

JOINT MOTION FOR APPROVAL OF COMPROMISE AND SETTLEMENT AGREEMENT

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

NOW COMES the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Riverbend Truckstop & Palace Casinos, Inc. d/b/a Breaux Bridge Truckstop and 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 this 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.

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

Respectfully submitted,

RIVERBEND TRUCKSTOP & PALACE CASINOS, INC. D/B/A BREAUX BRIDGE TRUCK STOP AND CASINO

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Counsel for the Office of State Police

#### STATE OF LOUISIANA

### LOUISIANA GAMING CONTROL BOARD

## ADMINISTRATIVE HEARING OFFICE

IN RE: RIVERBEND TRUCKSTOP &

PALACE CASINOS, INC. D/B/A BREAUX BRIDGE TRUCKSTOP

AND CASINO

LICENSE NO. 5002515016

### COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Riverbend Truckstop & Palace Casinos, Inc. d/b/a Breaux Bridge Truckstop and Casino, License No. 5002515016 (hereinafter, "Licensee"), do hereby represent and agree as follows:

WHEREAS, on April 21, 2008, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to the Licensee, alleging certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by the said Notice of Recommendation of Administrative Action, are set for hearing June 25, 2008, 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 the said Notice of Recommendation of Administrative Action;

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

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### **STIPULATIONS**

- 1. On November 18, 2005, Redman Gaming of Louisiana, LLC ("Redman") entered into an agreement ("Revenue Recipient Agreement") with A&D Gaming, LLC, which states that A&D Gaming, LLC would receive 20%, 25%, or 30% of the revenue that Redman receives from Riverbend Truckstop & Palace Casinos, Inc. d/b/a Breaux Bridge Truckstop and Casino ("Licensee"). The percentage was to be adjusted monthly depending on the "coin-in" revenue of the truck stop.
- 2. On October 17, 2006, the Licensee submitted a Type 5 Truck Stop License application to the Division. The Licensee failed to submit the previously referenced Revenue Recipient Agreement with the Type 5 Truck Stop license application.
- 3. On January 19, 2007, the Louisiana Gaming Control Board approved the Licensee's truck stop license application.
- 4. The Revenue Recipient Agreement was not disclosed to the Division until February 8, 2007, after the truck stop license had been approved.
- 5. The Licensee failed to timely disclose the Revenue Recipient Agreement to the Division in violation of La. R.S. 27:310(D) and LAC 42: XI.2411(A)(9).

#### 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 Five Thousand Dollars (\$5,000.00) for the violations of La. R.S. 27:310(D) and LAC 42: XI.2411(A)(9). The Division hereby agrees to accept the payment of Five Thousand Dollars (\$5,000.00) in full and final settlement of the Notice of Recommendation of Administrative Action.

- 2. The Division reserves the right to take into consideration these admitted violations in connection with any future investigation, violation or assessment of penalty, and in connection with any future assessments of the Licensee's suitability.
- 3. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.
- 4. 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.
- 5. 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.
- 6. If approved by the Louisiana Gaming Control Board, the Licensee must pay Five Thousand Dollars (\$5,000.00) within fifteen (15) calendar days of such approval. Any failure to meet this requirement will 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 Settlement Agreement and agree to all stipulations

and terms and conditions hereof.

Wesley M. Plaisance, on behalf of, Riverbend

Truckstop & Palace Casinos, Inc. d/b/a
Breaux Bridge Truckstop and Casino

Mesa T. Brown, 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: RIVERBEND TRUCKSTOP & PALACE CASINOS, INC. D/B/A BREAUX BRIDGE TRUCKSTOP AND CASINO

LICENSE NO. 5002515016

## ORDER

BE IT REMEMBERED that on the 23 day of Ou. , 2008, 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 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 21 day of Jone, 2008, in Baton Rouge,

Louisiana.

WILLIAM H. BROWN **HEARING OFFICER** 

A TRUE COPY ATTEST