



*State of Louisiana*  
*Gaming Control Board*

*BOBBY JINDAL*  
GOVERNOR

*DANE K. MORGAN*  
CHAIRMAN

**IN RE: EARL L. STARK D/B/A EARL L. STARK  
NO. 0106613110**

**ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of January 20, 2011. The Hearing Officer's order dated January 3, 2011, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," No. 0106613110, by and between Earl L. Stark d/b/a Earl L. Stark, and the State of Louisiana, Department of Public Safety and Corrections, Office of State Police, which is attached hereto and incorporated herein, is **APPROVED**.

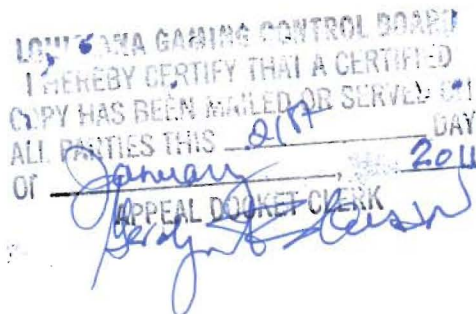
**THUS DONE AND SIGNED on this the 20<sup>th</sup> day of January, 2011.**

**LOUISIANA GAMING CONTROL BOARD**

BY:

  
\_\_\_\_\_  
**DANE K. MORGAN, CHAIRMAN**

DKM/gac



LGCB-0333-11

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

RECEIVED

JAN 03 2011

LGCB  
ADMINISTRATIVE HEARING OFFICE

RE: EARL STARK D/B/A EARL STARK

LICENSE NO.: 0106613110

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 Earl Stark d/b/a Earl Stark (hereinafter, "Earl Stark"), 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 Earl Stark 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.

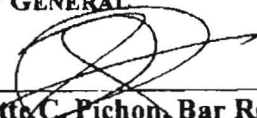
A true and correct copy of the proposed Compromise and Settlement Agreement is attached hereto as Exhibit "A" and incorporated by reference for all purposes.

TRUE COPY  
*J. Bradley Hines*  
Representative  
Louisiana Gaming Control Board

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

Respectfully Submitted,

By:   
Allison U. Rovira, Bar Roll #27634  
343 Third Street, Suite 500  
Baton Rouge, Louisiana  
Telephone: 225-383-9993  
*Counsel for Earl Stark d/b/a Earl Stark*

**JAMES D. "BUDDY" CALDWELL,**  
**ATTORNEY GENERAL**  
By:   
Nicolette C. Pichon, Bar Roll #31527  
Assistant Attorney General  
1885 North Third Street, 5<sup>th</sup> Floor  
Baton Rouge, Louisiana 70802  
Telephone: (225) 326-6500  
Facsimile: (225) 326-6599  
*Counsel for the Office of State Police*

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



**RE: EARL STARK D/B/A EARL STARK**

**LICENSE NO.: 0106613110**

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Earl Stark d/b/a Earl Stark (hereinafter, "Earl Stark"), do hereby represent and agree as follows:

**WHEREAS**, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to Earl Stark 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 before the Louisiana Gaming Control Board Administrative Hearing Office on January 3, 2011; and

**WHEREAS**, the Division and Earl Stark 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:



## STIPULATIONS

From approximately May 25, 2009 through September 23, 2009, the fifty (50) video gaming devices, owned and operated by Earl Stark, and located at Studebakers Truckstop Casino and Bar were accessed 6,929 times without the Licensee entering the required information in the corresponding log books in violation of LAC 42:XI.2413.E.2.

## TERMS AND CONDITIONS

1. In lieu of administrative action, Earl Stark will pay a civil penalty of Fifteen Thousand and No/100 (\$15,000.00) Dollars.
2. The Division hereby agrees to accept Earl Stark's payment of the above stated penalty in full and final settlement of the Notice of Recommendation of Administrative Action.
3. The Division hereby agrees to dismiss the Notice of Recommendation of Administrative Action against Earl Stark.
4. 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 Earl Stark's suitability.
5. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.
6. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and Earl Stark, pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.
7. 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. Failure to pay the penalty within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board, and to comply with each term and condition listed herein, shall result in the immediate suspension of Earl Stark'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 and Settlement Agreement and agree to all stipulations and terms and conditions hereof.



**Allison U. Rovira, on behalf of Earl Stark d/b/a Earl Stark**



**Nicolette C. Pichon, 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: EARL STARK D/B/A EARL STARK

LICENSE NO.: 0106613110

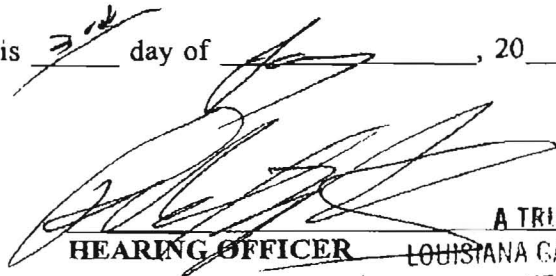
ORDER

BE IT REMEMBERED that on the 3rd day of January, 2011 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**; that the Licensee must pay Fifteen Thousand and No/100 (\$15,000.00) 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 3rd day of Jan, 2011, in Baton

Baton Rouge, Louisiana



HEARING OFFICER

A TRUE COPY ATTEST

LOUISIANA GAMING CONTROL BOARD

HEARING OFFICE

BATON ROUGE, LA 1.3.11



BY: CLERK

cc: Alison U. Rouza  
Nicolette Prehon  
Sgt. Lunell Subray