

Gaming Control Board

BOBBY JINDAL GOVERNOR DANE K. MORGAN CHAIRMAN

IN RE: JOEL C. JONES NO. P040015029

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of July 21, 2009. The Hearing Officer's order dated June 17, 2009, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action" No. P040015029, by and between Joel C. Jones, 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 21st day of July, 2009.

LOUISIANA GAMING CONTROL BOARD

BY:

DANE K. MORGAN, CHAIRMAN

DKM/gac

> 9100 Bluebonnet Centre, Suite 500, Baton Rouge, LA 70809 Phone: (225) 295-8450 Fax: (225) 295-8479

RECEIVED

STATE OF LOUISIANA

JUN 17 2009

LOUISIANA GAMING CONTROL BOARD

LGCB Administrative Hearing Office

ADMINISTRATIVE HEARING OFFICE

IN RE: JOEL C. JONES

PERMIT NO. P040015029

JOINT MOTION FOR APPROVAL OF COMPROMISE AND SETTLEMENT AGREEMENT

JUN 17 2009

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 Joel C. Jones (hereinafter, "Permittee"), 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 Permittee 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 Permittee respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully submitted,

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4606 Donnie Avenue Bossier City, LA 71111 Telephone: (318) 741-0116 JAMES D. "BUDDY" CALDWELL ATTORNEY GENERAL

By: _

Mesa T. Brown, #30567 Assistant Attorney General 1885 North Third Street, 5th Floor Baton Rouge, Louisiana 70802

Telephone: (225) 326-6500 Facsimile: (225) 326-6599

Counsel for the Office of State Police

Exhibit "A"

STATE OF LOUISIANA

LOUISIANA GAMING CONTROL BOARD

ADMINISTRATIVE HEARING OFFICE

IN RE: JOEL C. JONES

PERMIT NO. P040015029

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Joel C. Jones (hereinafter, "Permittee"), do hereby represent and agree as follows:

WHEREAS, on March 26, 2009, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action 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 on June 17, 2009, before the Louisiana Gaming Control Board Administrative Hearing Office; and

WHEREAS, the Division and Permittee 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

The Permittee stipulates that he was arrested by Bossier City Police on February
2009.

2. The Permittee stipulates that he failed to timely notify the Division of his arrest, in violation of LAC 42:XIII.2901(B)(4).

TERMS AND CONDITIONS

- 1. Within fifteen (15) days of the approval of this settlement by the Louisiana Gaming Control Board, the Permittee shall pay Two Hundred and Fifty Dollars (\$250.00) for the violation of LAC 42:XIII.2901(B)(4).
- 2. The Division hereby agrees to accept a Two Hundred and Fifty Dollar (\$250.00) penalty for the Permittee's violation of LAC 42:XIII.2901(B)(4).
- 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. 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.
- 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 by the Louisiana Gaming Control Board, the Licensee must pay Two Hundred Fifty Dollars (\$250.00) within fifteen (15) calendar days of such approval. Any failure

to meet this requirement will result in immediate suspension of the gaming permit 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.

State of Louisiana, Department of Public

Safety & Corrections, Office of State Police

STATE OF LOUISIANA

LOUISIANA GAMING CONTROL BOARD

ADMINISTRATIVE HEARING OFFICE

IN RE: JOEL C. JONES

PERMIT NO. P040015029

ORDER

BE IT REMEMBERED that on the 17 day of ______, 2009, 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, that the Licensee must pay Two Hundred Fifty Dollars (\$250.00) to the Division within fifteen (15) days of the approval by the Louisiana Gaming Control Board. Failure to do so shall result in the immediate suspension of the permit of Joel C. Jones without the necessity of any further administrative action until such time as the penalty is paid in full.

SIGNED AND ENTERED this 17 day of June 2009, in Baton Rouge,

Louisiana.

LOUISIANA GAMING CONTROL BOARD

I HEREBY CERTIFY THAT A CERTIFIED

WILLIAM H. BROWN **HEARING OFFICER**

> A TRUE COPY ATTEST ISIANA GAMING CONTROL BOARD