



State of Louisiana
Gaming Control Board

BOBBY JINDAL
GOVERNOR

RONNIE JONES
CHAIRMAN

**IN RE: THE PALMS CASINO & TRUCK STOP, INC.
D/B/A THE PALMS CASINO
NO. 4400512740**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of January 15, 2015. The Hearing Officer's order dated December 22, 2014, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action", by and between The Palms Casino & Truck Stop, Inc. d/b/a The Palms Casino, No. 4400512740, 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 *January, 2015.*

LOUISIANA GAMING CONTROL BOARD

BY:



RONNIE JONES, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD

I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 16th DAY

OF January, 2015.



APPEAL DOCKET CLERK
LGCB-3157-14-B

RECEIVED

By GERALYN at 11:21 am, Dec 22, 2014

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RECEIVED
DEC 17 2014
LGCB
ADMINISTRATIVE HEARING OFFICE

IN RE: THE PALMS CASINO & TRUCK STOP, INC.
d/b/a THE PALMS CASINO

CASE NO.: 4400512740

**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 The Palms Casino & Truck Stop, Inc. d/b/a The Palms Casino (hereinafter, the "Palms"), 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 the Palms are desirous of settling all disputes between them relative to the referenced administrative proceeding. In connection therewith, the parties have entered into a settlement agreement, which by its terms will become effective upon approval by the Administrative Hearing Office and the Louisiana Gaming Control Board.

2.

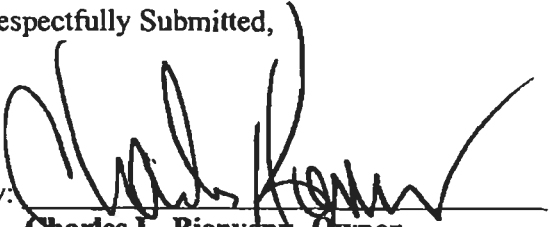
A true and correct copy of the proposed Compromise and Settlement Agreement is attached hereto as Exhibit "A" and incorporated by reference for all purposes.


Louisiana Gaming Control Board

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

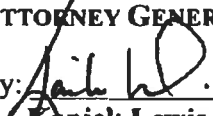
Respectfully Submitted,

By: _____


Charles L. Bienvenu, Owner
8301 West Judge Perez Drive
Chalmette, LA 70043
Telephone: (504) 271-6515
*Authorized Representative for The Palms
Casino & Truck Stop, Inc. d/b/a The Palms
Casino*

**JAMES D. "BUDDY" CALDWELL,
ATTORNEY GENERAL**

By: _____


Kanick Lewis, Jr., La Bar Roll No. 32890
Assistant Attorney General, Gaming Division
1885 North Third Street, 5th Floor
Baton Rouge, Louisiana 70802
Telephone: (225) 326-6500
Fax: (225) 326-6599
Counsel for the Office of State Police

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: THE PALMS CASINO & TRUCK STOP, INC.
d/b/a THE PALMS CASINO

CASE NO.: 4400512740

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and The Palms Casino & Truck Stop, Inc. d/b/a The Palms Casino (hereinafter, the "Palms") do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to the Palms, which Notice contains allegations of certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issue raised by the said Notice of Recommendation of Administrative Action has been set for hearing before the Louisiana Gaming Control Board Administrative Hearing Office; and

WHEREAS, the Division and the Palms are desirous of fully and finally 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

1. The Palms operates a Casino and Truck Stop located at 8301 West Judge Perez Drive, Chalmette, Louisiana 70043.

2. Mr. John R. Bienvenu (hereinafter, "Mr. Bienvenu) was listed as a fifty (50%) percent owner of the business.

3. Mr. Bienvenu died on October 4, 2013.

4. The Palms did not notify the Division of the death of Mr. Bienvenu until November 18, 2013, forty-five days later.

5. The Palms failed to timely notify the Division of a transfer of ownership, a violation of **LAC 42:XI.2417(B)(4)**.

TERMS AND CONDITIONS

1. In lieu of Administrative Action of its Gaming License, the Palms will pay a civil penalty of TWO HUNDRED AND FIFTY AND NO/100 (\$250.00) DOLLARS for its violation of **LAC 42:XI.2417(B)(4)**.

2. The Division hereby agrees to accept the Palms' payment of the above stated penalty in full and final settlement of the Notice of Recommendation of Administrative Action for the licensee's violation of **LAC 42:XI.2417(B)(4)**.

3. The Division reserves the right to take into consideration this admitted violation in connection with any future investigation, violation or assessment of penalty and in connection with any future assessments of the Palms' suitability.

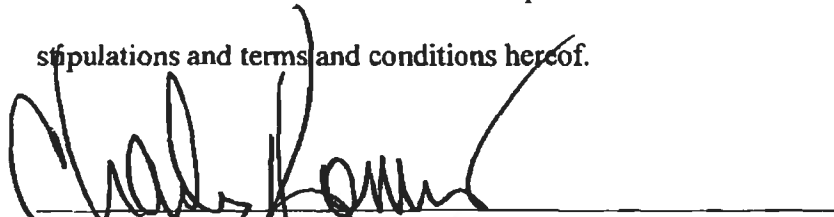
4. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

5. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and the Palms, 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, the Palms agrees to make full payment of the civil penalty to the Division within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board. The Palms agrees that failure to meet this requirement shall 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 and Settlement Agreement and agree to all stipulations and terms and conditions hereof.



Charles L. Bienvenu, on behalf of The Palms Casino & Truck Stop, Inc. d/b/a The Palms Casino



Kanick Lewis, Jr., 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 PALMS CASINO & TRUCK STOP, INC.
d/b/a THE PALMS CASINO

CASE NO.: 4400512740

ORDER

BE IT REMEMBERED that on the 22nd day of December, 2014, came 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 or representing themselves, and the Hearing Officer having considered the pleadings on file, the proposed Compromise and 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 Palms Casino & Truck Stop, Inc. d/b/a The Palms Casino must pay TWO HUNDRED AND FIFTY AND NO/100 (\$250.00) 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.

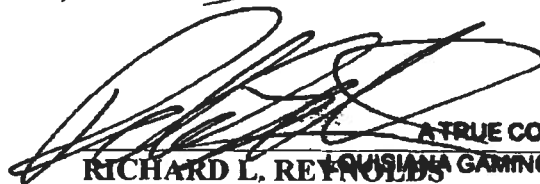
SIGNED AND ENTERED this 22nd day of December, 2014, in Baton

~~Rouss, Louisiana~~
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE

I HEREBY CERTIFY THAT A CERTIFIED COPY HAS BEEN MAILED OR SERVED ON ALL PARTIES THIS 22 DAY OF December, 2014.

Michelle M. Hatcher
DOCKET CLERK, ADMIN. HEARING OFFICE

cc: Charles L. Brecken
Kenneth Lewis, Jr.
Jeffrey D. Dibley



TRUE COPY ATTEST
RICHARD L. REYNOLDS
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICER

HEARING OFFICE
BATON ROUGE, LA 70802-2714

Michelle M. Hatcher
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE