

Board Meeting LGCB 12-10-15, (Pages 1:1 to 43:24)

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3 LOUISIANA GAMING CONTROL BOARD

4

5 BOARD OF DIRECTORS' MEETING

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9 THURSDAY, DECEMBER 10, 2015

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11 LOUISIANA STATE CAPITOL

12 HOUSE COMMITTEE ROOM 6

13 BATON ROUGE, LOUISIANA

14

15

16

17 TIME: 10:00 A.M.

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2

1 APPEARANCES

2 RONNIE JONES

3 Chairman (At Large)
4 Third Congressional District
5 June 30, 2019
6
7 FRANKLIN AYRES BRADFORD
8 (Economic Planner)
9 Fifth Congressional District
10 June 30, 2019
11
12 MARK STIPE
13 (Attorney)
14 Seventh Congressional District
15 June 30, 2014
16
17 JAMES SINGLETON
18 (Public/Business Administration)
19 Second Congressional District
20 June 30, 2014
21
22 MAJOR CLAUDE MERCER
23 (Law Enforcement)
24 Fifth Congressional District
25 June 30, 2018

3

1 APPEARANCES CONTINUED
2 CLAUDE D. JACKSON
3 (At Large)
4 Fourth Congressional District
5 June 30, 2018

6
7 ROBERT W. GASTON, III
8 (At Large)
9 Sixth Congressional District
10 June 30, 2015
11
12 WANDA L. THERIOT
13 (Attorney)
14 First Congressional District
15
16 LANA TRAMONTE
17 Principal Assistant
18
19 MAJOR MIKE NOEL
20 Ex-Officio Board Member
21 Louisiana State Police
22
23 JARROD CONIGLIO
24 Deputy Secretary
25 Department of Revenue

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7	A. Consideration of Certificate of Compliance for the	

8 Alternate Riverboat Inspection
of the gaming vessel of
9 Red River Entertainment of
Shreveport Partnership in
10 Commendam d/b/a Sam's Town
Shreveport, No. R016500097 15

11

B. Consideration of Certificate

12 of Compliance for the
Alternate Riverboat Inspection
13 of the gaming vessel of
Eldorado Casino Shreveport
14 Joint Venture d/b/a Eldorado
Resort Casino Shreveport,
15 No. R013600005 19

16 C. Consideration of Certificate

of Compliance for the
17 Alternate Riverboat Inspection
of the gaming vessel of PNK
18 Bossier City, Inc. d/b/a
Boomtown Casino Bossier City,
19 No. R016500701 21

20 D. Consideration of Certificate

of Compliance for the
21 Alternate Riverboat Inspection
of the gaming vessel of
22 St. Charles Gaming Company,
LLC d/b/a Isle of Capri
23 Lake Charles, No. R011700174 25

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E. Consideration of Certificate

of Compliance for the

3

Alternate Riverboat Inspection

of the gaming vessel of

4

Golden Nugget Lake Charles,

LLC, No. R016502995 28

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6 VI. CONSIDERATION OF PROPOSED SETTLEMENTS/

APPEALS IN THE FOLLOWING:

7

1. In Re: Ortego Oil & Supply

8

Co., Inc. d/b/a Beau Chene

Truckstop, No. 4907507873

9

(proposed settlement) 32

10

2. In Re: Johnny's TTT, LLC

d/b/a TTT's - No. 5500114063

11

(proposed settlement) 34

12

3. In Re: S & L Slots, LLC

d/b/a The Upper Deck,

13

No. 5000116255 (proposed

settlement) 36

14

4. In Re: Michael S. Howard,

15

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16

5. In Re: Donovan L. Goins,

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1 I. CALL TO ORDER

2 CHAIRMAN JONES: Good morning, and
3 welcome to the December meeting of the
4 Louisiana Gaming Control Board. Sorry we
5 had to change the date. We have to be a
6 little bit flexible. We know that so far
7 we are still set on our regular meeting in
8 January. We don't know precisely when the
9 Special Session is going to be called. At
10 least I read yesterday it might be after
11 Mardi Gras, and that could impact where our
12 next meeting is and the date, but so far so
13 good. And if Committee Room 1 has been
14 properly renovated by then, we'll be back
15 home in Committee Room 1. Ms. Tramonte,
16 can you call roll?

17 MS. TRAMONTE: Chairman Jones?

18 CHAIRMAN JONES: Here.

19 MS. TRAMONTE: Mr. Bradford?
20 MR. BRADFORD: Here.
21 MS. TRAMONTE: Mr. Stipe?
22 MR. STIPE: Here.
23 MS. TRAMONTE: Mr. Singleton?
24 MR. SINGLETON: Here.
25 MS. TRAMONTE: Major Mercer?

7

1 MAJOR MERCER: Here.
2 MS. TRAMONTE: Mr. Jackson?
3 MR. JACKSON: Here.
4 MS. TRAMONTE: Mr. Gaston?
5 MR. GASTON: Here.
6 MS. TRAMONTE: Ms. Berry? [No
7 response.] Ms. Theriot?
8 MS. THERIOT: Here.
9 MS. TRAMONTE: Colonel Edmonson?
10 MAJOR NOEL: Major Mike Noel for
11 Colonel Edmonson.
12 MS. TRAMONTE: Secretary Barfield?
13 MR. CONIGLIO: Deputy Secretary
14 Coniglio here for Secretary Barfield.
15 CHAIRMAN JONES: We have a quorum.

16 II. PUBLIC COMMENTS

17 CHAIRMAN JONES: Does anyone want to
18 come up for any public comments or matters
19 in front of the Board?
20 Good morning.
21 MR. DUTY: Good morning, Mr. Chairman,

22 Board Members, Wade Duty, Executive
23 Director Louisiana Casino Association. I
24 just want to take a few seconds to advise
25 the Board that we have set the date for our

8

1 fourth consecutive Minority Business Fair,
2 which will be conducted March 7th and 8th
3 at the Opelousas facility of Evangeline
4 Downs. And this will obviously be a 2016
5 event, so we're trying to get the word out
6 a little earlier than we did last year and
7 improve -- continue to improve our
8 participation. But that date is now set.
9 In response to vendor comments, we're doing
10 it -- it's a day-and-a-half event.

11 MR. CHAIRMAN: What day of the week is
12 that?

13 MR. DUTY: That's a Monday and
14 Tuesday.

15 MR. CHAIRMAN: Monday and Tuesday,
16 okay. Maybe I'll try and get by there. I
17 don't know if Major Noel told you, but when
18 we were at the Expo in September in Vegas,
19 he was walking through the Expo area and
20 there was a young man there with a booth
21 set up from Westwego offering to sell
22 seafood. Mike said, well, we have some
23 casinos; are you interested? I think they
24 exchanged business cards. So we have a

25 minority from Westwego that's a seafood

9

1 dealer. So the Board is committed to
2 making the economic impact as widespread in
3 the state as possible, making sure that
4 minorities get their fair share. And I
5 look forward to coming over and seeing some
6 participation in Lafayette.

7 MR. DUTY: Well, thank you. And we'd
8 be happy to address anything that the Board
9 has. But this is part of our continued
10 effort on this issue, so we will continue
11 to move forward.

12 THE CHAIRMAN: And there was
13 improvement last month -- or last quarter,
14 excuse me. Please convey our thanks to
15 your association members.

16 MR. DUTY: I will do that. Thank you.

17 III. APPROVAL OF MINUTES

18 CHAIRMAN JONES: Could I ask for a
19 motion to waive the reading and approve the
20 minutes?

21 MR. STIPE: So moved.

22 MAJOR MERCER: Second.

23 CHAIRMAN JONES: By Mr. Stipe and a
24 second by Major Mercer. All in favor?

25 [Collective "aye."] Opposed? [No

10

1 response.] Motion carries. Minutes have

2 been approved.

3 IV. REVENUE REPORTS

4 CHAIRMAN JONES: Revenue reports.

5 MS. JACKSON: Good morning, Chairman
6 Jones, Board Members. My name is Donna
7 Jackson with the Louisiana State Police
8 Gaming Enforcement Division. The riverboat
9 revenue report for November 2015 is shown
10 on page one of your handout.

11 During November, the 15 operating
12 riverboats generated Adjusted Gross
13 Receipts of \$149,418,708, down 12 million
14 dollars or 7.5 percent from October, but up
15 11.5 million dollars or 8 percent from
16 November 2014 when there were only 14
17 riverboats in operations.

18 Adjusted Gross Receipts for fiscal
19 year 2015-2016 today are 806.6 million
20 dollars, an increase of 94 million dollars
21 or 13 percent from fiscal year 2014-2015.

22 During November, the State collected
23 fees of \$32,125,022. As of November 30th,
24 2015, the State has collected 173 million
25 dollars in fees during this fiscal year.

11

1 Next is a summary of the November
2 2015 gaming activity for Harrah's
3 New Orleans found on page three. During
4 November, Harrah's generated \$22,709,050 in

5 gross gaming revenue, a decrease from
6 October of 3.8 million dollars or
7 14 percent and a decrease of 4 million
8 dollars or 15 percent from last November.

9 Fiscal year to date gaming revenues
10 for 2015-2016 are 132 million dollars, a
11 slight decrease of 1.6 million dollars or
12 1 percent from last fiscal year.

13 During November, the State received
14 4.9 million dollars in minimum daily
15 payments. As of November 30th, 2015, the
16 State has collected 25 million dollars in
17 fees during this fiscal year.

18 Slots at the Racetrack revenue are
19 shown on page four. During November, the
20 four racetrack facilities combined
21 generated Adjusted Gross Receipts of
22 \$28,016,779, a slight increase of
23 1.4 percent for last month, but a decrease
24 of 2.4 million dollars or 7.8 percent from
25 last November.

12

1 Adjusted Gross Receipts for fiscal
2 year 2015-2016 to date are 145 million
3 dollars, a decrease of 11 million dollars
4 or 7 percent from last fiscal year.

5 During November, the State collected
6 fees totalling \$4,250,145. As of
7 November 30th, 2015, the State has

8 collected 22 million dollars in fees during
9 this fiscal year.

10 Overall, in November, Riverboats,
11 Landbased and Slots at the Racetracks
12 combined, generated 200 million dollars in
13 Adjusted Gross Receipts and 41 million
14 dollars in state fees.

15 CHAIRMAN JONES: Board members, any
16 questions? [No response.] You may
17 proceed.

18 MS. JACKSON: The November employee
19 information for Harrah's New Orleans will
20 be presented with the December data at next
21 month's meeting.

22 CHAIRMAN JONES: Thank you.

23 MS. JACKSON: Thank you.

24 CHAIRMAN JONES: Jim?

25 MR. BOSSIER: Good morning

13

1 Chairman Jones and Board Members. My name
2 is Jim Bossier with the Louisiana State
3 Police Gaming Audit Section. I'm reporting
4 video gaming statistics for November 2015
5 as shown on page one of your handout. Ten
6 new video gaming licences were issued
7 during November: Six bars, three
8 restaurants and one truck stop.

9 Eight new applications were received
10 by the Gaming Enforcement Division during

11 November and are currently pending in the
12 field: Four bars, three restaurants and
13 one truck stop. The Gaming Enforcement
14 Division assessed \$11,000 and collected
15 \$9,350 in fines during November and there
16 are currently \$5,000 outstanding fines.
17 Please refer to page two of your handout.

18 There are presently 14,123 video
19 gaming devices activated at 1,856
20 locations.

21 Net device revenue for November 2015
22 was 45.6 million dollars. This is a
23 2.7 million dollar or 5.7 percent decrease
24 when compared to October 2015 and a
25 1.6 million decrease or 3.5 percent when

14

1 compared to November 2014. The net device
2 revenue so far for fiscal year 2016 is
3 234.9 million dollars, a 3.2 million dollar
4 or 1.4 percent decrease when compared to
5 fiscal year 2015. Page three of your
6 handout shows a comparison of net device
7 revenue.

8 Total franchise fees collected for
9 November 2015 were 13.6 million dollars, a
10 \$900,000 decrease when compared to
11 October 2015 and a \$500,000 decrease when
12 compared to November 2014. Total franchise
13 fees collected for fiscal year 2016 are

14 70.3 million dollars, a 1 million dollar
15 decrease or 1.4 percent when compared to
16 fiscal year 2015. Page four of your
17 handout shows the comparison of franchise
18 fees.

19 Does anybody have any questions?

20 CHAIRMAN JONES: Board Members, any
21 questions? [No response.] The Board is
22 clear.

23 MR. BOSSIER: Thank you.

24 CHAIRMAN JONES: Thank you, Jim.

25 V. CASINO GAMING ISSUES

15

1 A. Consideration of Certificate of Compliance for
2 the Alternate Riverboat Inspection of the gaming
3 vessel of Red River Entertainment of Shreveport in
4 partnership in Commendam d/b/a Sam's Town Shreveport,
5 No. R016500097.

6 CHAIRMAN JONES: We will then move to
7 Casino Gaming Issues. First up is
8 Consideration of Certificate of Compliance
9 for the Alternate Riverboat Inspection of
10 the gaming vessel of Red River
11 Entertainment of Shreveport in partnership
12 in Commendam doing d/b/a Sam's Town
13 Shreveport, No. R016500097.

14 Good morning, gentlemen.

15 MR. FRANCIC: Good morning.

16 MR. THOMPSON: Good morning.

17 Mr. Chairman, Board Members, I'm Assistant
18 Attorney General Buddy Thompson. With me
19 is John Francic of ABSC. We're here in the
20 matter of the issuance of the renewal
21 Certificate of Compliance to Red River
22 Entertainment of Shreveport, LLC d/b/a
23 Sam's Town Casino.

24 On October the 28th, 2014, ABSC began
25 the inspection process for the renewal of

16

1 Sam's Town Casino's Certificate of
2 Compliance. For more on this, I now turn
3 the presentation over to John Francic.

4 MR. FRANCIC: Good morning, Chairman,
5 Board Members. John Francic with ABS
6 Consulting here to report the annual
7 certification for Sam's Town Casino. The
8 inspectors, Doug Chapman and Pete Bullard,
9 did, on October 28th, attend the riverboat
10 Shreve Star to conduct the annual
11 inspection in accordance with the
12 alternative inspection of riverboat gaming
13 vessels in the State of Louisiana.

14 The inspectors reviewed fire
15 protection measures and equipment,
16 egress routes, mooring system, machinery
17 spaces and conducted a fire drill. The
18 deficiencies found in the inspection are
19 found on page six of your report. A

20 follow-up to all deficient items were
21 corrected and found satisfactory and they
22 can be found in the supplemental report
23 dated November 29th.

24 The 2015 annual survey, as required
25 by the Louisiana Gaming Control Board, is

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1 complete and presents no safety concerns to
2 its patrons or employees aboard the
3 riverboat. It's the recommendation of ABS
4 Consulting that Sam's Town Casino be issued
5 a Certificate of Compliance.

6 MR. THOMPSON: We now present these
7 findings to the Board and request that upon
8 the Board accepting the report submitted by
9 ABSC, the Board will move for the renewal
10 of Sam's Town Casino's Certificate of
11 Compliance.

12 THE CHAIRMAN: Board Members, do you
13 have any questions? Mr. Stipe, I see your
14 light. Go ahead, please.

15 MR. STIPE: How far in advance of
16 October 28th was this inspection set?

17 MR. FRANCIC: We start 90 days -- we
18 give the notification 90 days out.
19 Usually, the surveyor contacts the casino.
20 So we try to get everything done in
21 October, if not November, before the end of
22 the certificate.

23 MR. STIPE: So sometime in the summer,
24 late in the summer, they know that the
25 inspection is going to be the end of

18

1 October?

2 MR. FRANCIC: Well, no. We notify
3 them in the beginning of October, in fall.
4 That's 90 days out from the expiration of
5 the --

6 MR. STIPE: Oh, I'm sorry. So it's
7 about 30 days before the actual inspection
8 you're scheduling and letting them know
9 that you're going to be there?

10 MR. FRANCIC: Yes. And then we also
11 do a midterm inspection six months into it.
12 So we do it twice a year.

13 MR. STIPE: All right. That's all.

14 CHAIRMAN JONES: Any other questions
15 from the Board? [No response.] Do the
16 state police or the licensee wish to add
17 anything? [No response.] If not, do I
18 have a motion to issue the Certificate of
19 Compliance?

20 MR. BRADFORD: Move.

21 CHAIRMAN JONES: By Mr. Bradford. Do
22 I have a second?

23 MS. THERIOT: Second.

24 CHAIRMAN JONES: By Ms. Theriot. All
25 in favor? [Collective "aye."] Opposed?

1 [No response.] Motion carries.

2 B. Consideration of Certificate of Compliance for
3 the Alternate Riverboat Inspection of the gaming
4 vessel of Eldorado Casino Shreveport Joint Venture
5 d/b/a Eldorado Resort Casino Shreveport,
6 No. R013600005.

7 CHAIRMAN JONES: Next up is the
8 Consideration of Certificate of Compliance
9 for the Alternate Riverboat Inspection of
10 the gaming vessel of Eldorado Casino
11 Shreveport Joint Venture d/b/a Eldorado
12 Resort Casino Shreveport, No. R013600005.

13 Gentlemen.

14 MR. THOMPSON: Mr. Chairman, Board
15 Members, I'm Assistant Attorney General
16 Buddy Thompson. With me is John Francic of
17 ABSC. We're here in the matter of the
18 issuance of the renewal of the Certificate
19 of Compliance to Eldorado Shreveport Joint
20 Venture d/b/a Eldorado Resort Casino
21 Shreveport.

22 On October 29, 2015, ABSC began the
23 inspection process for the renewal of
24 Eldorado Resort Casino's Certificate of
25 Compliance. For more on this, I now turn

1 the presentation over to John Francic.

2 MR. FRANCIC: Chairman, Board Members,

3 John Francic of ABS Consulting here to
4 report the annual certification for
5 Eldorado Resort Casino.

6 The inspectors, Doug Chapman and Pete
7 Bullard, did attend, on October 29th, the
8 riverboat Hollywood Dreams to conduct the
9 annual inspection in accordance with the
10 alternative inspection of riverboat gaming
11 vessels in the State of Louisiana.

12 The inspectors reviewed fire
13 protection measures and equipment, egress
14 routes, recordkeeping and conducted a fire
15 drill. The deficiencies that were found
16 during the inspection can be found on
17 page six of your report.

18 A follow-up of all deficient items
19 were corrected and found satisfactory.
20 This can be found on the supplemental
21 report dated November 29th.

22 The annual survey, as required by the
23 Louisiana Gaming Control Board, is complete
24 and presents no safety concerns to its
25 patrons and employees onboard the

21

1 riverboat. It is the recommendation of ABS
2 Consulting that the Eldorado Resort Casino
3 be issued a Certificate of Compliance.

4 MR. THOMPSON: We now present these
5 findings to the Board and request that

6 upon the Board accepting the report
7 submitted by ABSC, the Board will move
8 for the renewal of Eldorado Resort Casino's
9 Certificate of Compliance.

10 CHAIRMAN JONES: Board Members, any
11 questions? [No response.] There appear to
12 be no questions. Anything to add by the
13 state police or the licensee? [No
14 response.] If not, do I have a motion to
15 issue the Certificate of Compliance?

16 MR. JACKSON: Move.

17 CHAIRMAN JONES: By Mr. Jackson.

18 MR. GASTON: Second.

19 CHAIRMAN JONES: Second by Mr. Gaston.

20 All in favor? [Collective "aye."] Opposed?

21 [No response.] The motion carries. The
22 certificate is issued.

23 C. Consideration of Certificate of Compliance for
24 the Alternate Riverboat Inspection of the gaming
25 vessel of PNK Bossier City, Inc. d/b/a Boomtown

22

1 Casino Bossier City, No. R016500701.

2 CHAIRMAN JONES: Next up,
3 Consideration of Certificate of Compliance
4 for the Alternate Riverboat Inspection of
5 the gaming vessel of PNK Bossier City, Inc.
6 d/b/a Boomtown Casino Bossier City,
7 No. R016500701.

8 MR. THOMPSON: Again, Mr. Chairman,

9 I'm Assistant Attorney General Buddy
10 Thompson. With me is John Francic. We're
11 here in the matter of the issuance of the
12 renewal Certificate of Compliance to PNK
13 Bossier City, Inc. d/b/a Boomtown Bossier
14 City. On October the 26th, 2015, ABSC
15 began the inspection process for the
16 renewal of Boomtown Bossier's Certificate
17 of Compliance. At the present time, there
18 are a few remaining discrepancies to be
19 completed, and for more on this, I turn it
20 over to John Francic.

21 MR. FRANCIC: Chairman, Board Members,
22 John Francic of ABS Consulting here to
23 report the renewal certification for
24 Boomtown Casino.

25 Inspectors, Doug Chapman and Pete

23

1 Bullard, did, on October 26th, attend the
2 riverboat Mary's Prize to conduct the
3 annual inspection in accordance with the
4 alternative inspection of riverboat gaming
5 vessels in the State of Louisiana.

6 The inspectors reviewed fire
7 protection measures and equipment, egress
8 routes, mooring systems, machinery spaces,
9 and conducted a fire drill. The
10 deficiencies that were found during the
11 inspection are found on page six of your

12 report. A follow-up to all deficient items
13 were corrected with the exception of a fire
14 screen door and sprinkler system. The fire
15 screen door needs to be replaced and is on
16 special order. The sprinkler system was
17 spring tagged by Azuris (phonetic) Company.
18 However, it's fully operational. It's just
19 that the air receiver needs to be replaced.

20 The 2015 annual survey as required by
21 the State of Louisiana Gaming Control Board
22 is not complete until the fire spring door
23 and the sprinkler system are complete. It
24 is the recommendation of ABS Consulting
25 that Boomtown Casino be issued a

24

1 Certificate of Compliance for 30 days.

2 MR. THOMPSON: We now present these
3 findings to the Board and request that upon
4 the Board accepting the reports submitted
5 by ABSC, the Board will move for a 30-day
6 extension of Boomtown Bossier's Certificate
7 of Compliance until January 31st, 2016.

8 CHAIRMAN JONES: Board Members, any
9 questions? [No response.] Mr. Francic,
10 you're satisfied there are no life safety
11 issues?

12 MR. FRANCIC: No. The sprinkler
13 system is a life safety issue, but it's
14 fully operational. It's just that the air

15 receiver is leaking, but the compressor
16 keeps up with it. It's a matter of trying
17 to find a replacement or, if they need to
18 modify it, we have to make sure it meets
19 with the intended purposes. So it's taking
20 a while.

21 CHAIRMAN JONES: But you're satisfied
22 with making a favorable recommendation?

23 MR. FRANCIC: Yes, sir.

24 CHAIRMAN JONES: Okay. Any questions
25 from the Board Members? [No response.]

25

1 Anything else? Any questions from the
2 state police or licensee? [No response.]
3 If not, do I have a motion to issue a
4 30-day Certificate of Compliance set to
5 expire on January 31st, 2016?

6 MAJOR MERCER: So move.

7 CHAIRMAN JONES: By Major Mercer.
8 Second?

9 MR. STIPE: Second.

10 CHAIRMAN JONES: Second by Mr. Stipe.

11 All in favor? [Collective "aye."] Opposed?

12 [No response.] Motion carries. A

13 temporary certificate will be issued.

14 D. Consideration of Certificate of Compliance for
15 the Alternate Riverboat Inspection of the gaming
16 vessel of St. Charles Gaming Company, L.L.C. d/b/a
17 Isle of Capri Lake Charles, No. R011700174.

18 CHAIRMAN JONES: Next up,
19 Consideration of Certificate of Compliance
20 for the Alternate Riverboat Inspection of
21 the gaming vessel of St. Charles Gaming
22 Company, L.L.C. d/b/a Isle of Capri
23 Lake Charles, No. R011700174.

24 MR. THOMPSON: This is Assistant
25 Attorney General Buddy Thompson and John

26

1 Francic of ABSC. We're here in the matter
2 of the issuance of the renewal Certificate
3 of Compliance to St. Charles Gaming
4 Company, L.L.C., d/b/a Isle of Capri
5 Casino, Lake Charles.

6 On October 7th, 2015, ABSC began the
7 inspection process for the renewal of Isle
8 of Capri's Certificate of Compliance. For
9 more on this, I now turn the presentation
10 over to John Francic.

11 MR. FRANCIC: Chairman, Board Members,
12 John Francic from ABS Consulting here to
13 report the annual certification for Isle of
14 Capri Casino.

15 The inspectors, Doug Chapman and Pete
16 Bullard, did, on October 7th, attend the
17 riverboat Grand Palais to conduct the
18 annual inspection in accordance with the
19 alternative inspection riverboat gaming
20 vessels in the State of Louisiana. The

21 inspectors reviewed fire protection
22 measures and equipment, egress routes,
23 mooring system, machinery spaces and
24 conducted a fire drill.

25 The deficient items found during the
27

1 inspection are found on page six of your
2 report. A follow-up to all deficient items
3 were corrected and found satisfactory.

4 This can be found in the supplemental
5 report dated December 3rd.

6 The 2015 annual survey, as required
7 by the Louisiana Gaming Control Board, is
8 complete and presents no safety concerns to
9 its patrons or employees aboard the
10 riverboat. It's the recommendation of ABS
11 Consulting that Isle of Capri be issued the
12 Certificate of Compliance.

13 MR. THOMPSON: We now present these
14 findings to the Board and request upon the
15 Board accepting the reports submitted by
16 ABSC, the Board will move for the renewal
17 of Isle of Capri's Certificate of
18 Compliance.

19 CHAIRMAN JONES: Board Members, do you
20 have any questions? [No response.] The
21 Board appears to be clear. Do the licensee
22 or state police have anything to add? [No
23 response.] If not, do I have a motion to

24 issue the Certificate of Compliance?

25 MR. GASTON: I'll move.

28

1 CHAIRMAN JONES: Mr. Gaston. Second?

2 MR. JACKSON: I'll second.

3 CHAIRMAN JONES: Second by

4 Mr. Jackson. All in favor? [Collective

5 "aye."] Opposed? [No response.] The

6 certificate is issued.

7 E. Consideration of Certificate of Compliance for

8 the Alternate Riverboat Inspection of the gaming

9 vessel of Golden Nugget Lake Charles, LLC,

10 No. R016502995.

11 CHAIRMAN JONES: And the final casino

12 matter, Consideration of Certificate of

13 Compliance for the Alternate Riverboat

14 Inspection of the gaming vessel of Golden

15 Nugget Lake Charles, LLC, No. R016502995.

16 MR. THOMPSON: Again, this is

17 Assistant Attorney General Buddy Thompson.

18 With me is John Francic. We're here in the

19 matter of the issuance of the renewal

20 Certificate of Compliance to Golden Nugget

21 Lake Charles, LLC, d/b/a Golden Nugget

22 Casino.

23 On October 21, 2015, ABSC began the

24 inspection process for the renewal of

25 Golden Nugget Casino's Certificate of

29

1 Compliance. I now turn this over to
2 John Francic.

3 MR. FRANCIC: Chairman and Board
4 Members, I'm John Francic from ABS
5 Consulting. I'm here to report the first
6 annual certification for Golden Nugget
7 Casino.

8 Inspectors, Jeff Boyle and Doug
9 Chapman, did, on October 21st and 22nd,
10 attend the riverboat to conduct the annual
11 inspection in accordance with the
12 alternative inspection of gaming vessels in
13 the State of Louisiana.

14 The inspectors reviewed life safety
15 measures, fire equipment, egress routes,
16 the emergency generator and conducted a
17 fire drill. The deficiencies found during
18 the inspection are found on page six of
19 your report. A follow-up to the deficient
20 items were corrected and found satisfactory
21 and can be found in the supplemental report
22 dated December 1st.

23 The 2015 annual survey, as required
24 by the Louisiana Gaming Control Board, is
25 complete and presents no safety concerns to

30

1 patrons or employees aboard the riverboat.
2 It is the recommendation of ABS Consulting
3 that Golden Nugget be issued a Certificate

4 of Compliance.

5 MR. THOMPSON: We now present these
6 findings to the Board and request upon the
7 Board accepting the reports submitted by
8 ABSC, the Board will move for the renewal
9 of Golden Nugget Casino's Certificate of
10 Compliance.

11 CHAIRMAN JONES: A question from
12 Mr. Stipe.

13 MR. STIPE: Who are the participants
14 in the fire drills that you have?

15 MR. FRANCIC: They're on the Safety
16 Village Board, and it's usually the
17 security personnel and the riverboat gaming
18 person that's in charge. So they make up
19 that fire drill. So basically, it's -- you
20 know, we cover like incipient fires like a
21 trash can fire or something small that they
22 can put out real quick. And then they need
23 to evacuate the people and get the people
24 out of the area.

25 So not only are they questioned about

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1 their duties and what they're
2 responsibilities are, you know, running
3 through the drill, but they also check
4 their training records to make sure that
5 they can, you know, handle a fire
6 extinguisher, basically.

7 MR. STIPE: Okay.

8 CHAIRMAN JONES: Any other questions

9 from the Board? [No response.] There are

10 no other questions on the Golden Nugget.

11 Do the licensee or state police have

12 anything to add? [No response.] If not,

13 do I have a motion to issue the Certificate

14 of Compliance?

15 MR. SINGLETON: I move.

16 CHAIRMAN JONES: By Mr. Singleton.

17 Second?

18 MR. STIPE: Second.

19 CHAIRMAN JONES: Second by Mr. Stipe.

20 All in favor? [Collective "aye."] Opposed?

21 [No response.] The certificate is issued.

22 Thank you, gentlemen.

23 MR. THOMPSON: Thank you.

24 MR. FRANCIC: Thank you.

25 VI. CONSIDERATION OF PROPOSED SETTLEMENTS/APPEALS

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1 1. In Re: Ortego Oil & Supply Co., Inc. d/b/a

2 Beau Chene Truckstop, No. 4907507873 (proposed

3 settlement).

4 CHAIRMAN JONES: We move to

5 Consideration of Proposed

6 Settlements/Appeals in the following

7 matters. First up is in regard to Ortego

8 Oil & Supply Co., Inc. d/b/a Beau Chene

9 Truckstop. That's No. 4907507873.

10 Good morning.

11 MR. HEBERT: Good morning, Chairman,
12 Members of the Board. I'm Christopher
13 Hebert. I'm representing the Louisiana
14 Office of the State Police in the matter of
15 Ortego Oil & Supply Company, Inc., d/b/a
16 Beau Chene Truckstop.

17 On February 2nd, 2015, the Division
18 mailed a video gaming advisory notice to
19 the licensee informing the licensee that it
20 was required to submit an annual licensee
21 form and annual fee, along with supporting
22 documents no later than July 1st, 2015.
23 The notice also advised the licensee that
24 its failure to submit the annual licensee
25 form with the annual fee and required

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1 documents by August 31st, 2015 would result
2 in suspension, revocation and/or imposition
3 of a civil penalty.

4 On September 16th, 2015, the licensee
5 submitted an annual licensee form, fee and
6 supporting documents. However, this was
7 outside of the time allowable by the Office
8 of the State Police.

9 The licensee failed to submit the
10 documents and pay the fee in a timely
11 manner. And, therefore, in lieu of
12 administrative action, the licensee will

13 pay the civil penalty of \$1,500 for its
14 violation of gaming law.

15 The hearing officer has signed off on
16 the settlement and we're here this morning
17 seeking the Board's approval.

18 CHAIRMAN JONES: Are there any
19 questions from the Board on this proposed
20 settlement? [No response.] There are no
21 questions. Do I have a motion to approve
22 the settlement?

23 MR. BRADFORD: Move.

24 CHAIRMAN JONES: By Mr. Bradford.
25 Second?

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1 MAJOR MERCER: Second.

2 CHAIRMAN JONES: By Major Mercer. All
3 in favor? [Collective "aye."] Opposed?
4 [No response.] The settlement is approved.

5 2. In Re: Johnny's TTT, LLC d/b/a TTT's,
6 No. 5500114063 (proposed settlement).

7 CHAIRMAN JONES: Next up is in regard
8 to Johnny's TTT, LLC d/b/a as TTT's,
9 No. 5500114063.

10 MR. HEBERT: Chairman, Members of the
11 Board, Christopher Hebert, representing the
12 Louisiana Office of the State Police in the
13 matter of Johnny's TTT, LLC d/b/a TTT's.

14 On February 2nd, 2015, the Division
15 mailed a video gaming advisory notice to

16 the licensee informing the licensee that it
17 was required to submit an annual licensee
18 form, annual fee and supporting documents
19 no later than July 1st, 2015. The notice
20 also advised the licensee that its failure
21 to submit the annual licensee form with the
22 annual fee and required documents by
23 August 31st, 2015 would result in a
24 suspension, revocation and/or imposition of
25 a civil penalty.

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1 On September 24, 2015 the licensee
2 submitted an annual licensee form, fee and
3 supporting documents. But, again, it was
4 outside of the time limits allowed. The
5 licensee failed to submit the documents and
6 pay the fee in a timely manner.

7 In lieu of administrative action, the
8 licensee will pay a civil penalty of \$750
9 for its violation of gaming law. The
10 hearing officer has signed off on this
11 settlement. And we're here this morning
12 seeking the Board's approval.

13 CHAIRMAN JONES: Board Members, any
14 questions of Mr. Hebert? [No response.]
15 The Board is clear. Do I have a motion to
16 approve the settlement?

17 MR. JACKSON: So moved.

18 CHAIRMAN JONES: Mr. Jackson. Do I

19 have a second?

20 MR. GASTON: I second.

21 CHAIRMAN JONES: Seconded by
22 Mr. Gaston. All in favor? [Collective
23 "aye."] Opposed? [No response.] The
24 motion carries. The settlement is
25 approved.

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1 3. S & L Slots, LLC d/b/a The Upper Deck,
2 No. 5000116255.

3 CHAIRMAN JONES: And, finally, in
4 regard to S & L Slots, LLC d/b/a The Upper
5 Deck, No. 5000116255.

6 MR. HERBERT: Board Members -- I'm
7 sorry, Chairman, Board Members, I'm
8 Christopher Hebert representing S & L
9 Slots, LLC -- or representing the Division
10 in the matter of S & L Slots, LLC --

11 CHAIRMAN JONES: Don't confuse me.

12 MR. HERBERT: -- doing business as The
13 Upper Deck.

14 On April 23rd, 2015, the licensee
15 advised that Lee Venable, owner of
16 50 percent stock of the licensee, and
17 Stephanie Venable, owner of 50 percent
18 stock of the licensee, had filed for
19 divorce.

20 On August 4th, 2015, the Division
21 received a renewal application from the

22 licensee stating that Stephanie Venable,
23 former owner of 50 percent stock as
24 licensee, was no longer a member. The
25 Division advised they had received no

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1 notification of a stock transfer.

2 On August 12, 2015, the Division
3 received a stock transfer fee along with
4 the judgment, which awarded all community
5 interest of the licensee to Lee Venable on
6 March 3rd of 2015. Therefore, the licensee
7 failed to advise the Division of the
8 transfer of Stephanie Venable's stock to
9 Lee Venable within ten days as required by
10 gaming law.

11 In lieu of administrative action, the
12 licensee will pay a civil penalty of \$500
13 for its violation of gaming law. The
14 hearing officer has signed off on this
15 settlement and we're here this morning
16 seeking the Board's approval.

17 CHAIRMAN JONES: Board Members, any
18 questions in regard to this settlement?
19 [No response.] Do we have a motion to
20 approve the settlement?

21 MR. SINGLETON: So moved.

22 CHAIRMAN JONES: By Mr. Singleton.
23 Second?

24 MR. BRADFORD: Second.

25 CHAIRMAN JONES: Seconded by

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1 Mr. Bradford. All in favor? [Collective
2 "aye."] Opposed? [No response.] Motion
3 carries. The settlement is approved.

4 4. Michael S. Howard, No. P040063506.

5 CHAIRMAN JONES: We now move to
6 appeals. First up is in regard to
7 Michael S. Howard, No. P040063506.

8 Mr. Howard or your representative,
9 are you in the room? Mr. Howard?

10 MR. HEBERT: Good morning, Chairman,
11 Members of the Board. I'm Mr. Hebert
12 representing the Louisiana Office of State
13 Police. The Division would move that this
14 is Mr. Howard's appeal. He provided no
15 reason for the appeal.

16 The Division would move that the
17 Board affirm the hearing officer's decision
18 and that a civil penalty of \$1,000 be
19 imposed on Mr. Howard.

20 CHAIRMAN JONES: Are there any
21 questions for Mr. Hebert? [No response.]
22 There are no questions. May I have a
23 motion to approve the affirmation?

24 DR. GASTON: Move.

25 MR. JACKSON: Second.

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1 CHAIRMAN JONES: I got the second, who

2 made the motion? Mr. Gaston moved and
3 seconded by Mr. Jackson. All in favor?
4 [Collective "aye."] Opposed? [No
5 response.] The motion carries and the
6 hearing officer's decision is affirmed.

7 5. Donovan L. Goins, P040061709.

8 CHAIRMAN JONES: Last up is in regard
9 to Donovan L. Goins, P040061709. This is
10 an appeal. Mr. Goins or a representative?
11 Mr. Goins or a representative?

12 MR. LEWIS: Good morning. I'm
13 Assistant Attorney General Kanick Lewis,
14 Jr. representing the Office of State Police
15 here in the matter of Donovan L. Goins with
16 a number of P040061709.

17 This is Mr. Goins appeal. And on the
18 date of the revocation hearing, a charge
19 for unlawful possession of a scheduled two
20 prohibitive substance was pending against
21 Mr. Goins. He was therefore unsuitable and
22 disqualified from possessing a gaming
23 employee permit pursuant to Louisiana
24 gaming law.

25 Mr. Goins was represented by counsel

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1 and they provided no evidence to dispute
2 the Division's evidence and testimony
3 showing the pending charges against him.

4 After the hearing officer dictated on

5 this matter, Mr. Goins requested an appeal
6 stating that the charges against him had
7 been dismissed. The evidence was not
8 submitted at the revocation hearing and was
9 not considered in the hearing officer's
10 decision. This appeal is not the correct
11 forum to attempt to introduce or present
12 this information, and the Board should not
13 consider this new information in
14 conjunction with the request for his
15 appeal.

16 The Division respectfully requests
17 that this Honorable Board would uphold
18 Hearing Officer Reynold's decision revoking
19 a non-key gaming employee permit, or in the
20 alternative, remand this matter for the
21 proper introduction in consideration of new
22 evidence.

23 CHAIRMAN JONES: Has staff determined
24 if, in fact, the charges were dropped? Do
25 you know?

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1 MR. LEWIS: Yes. We have the
2 documentation confirming it.

3 CHAIRMAN JONES: And based on what you
4 know, they have been dropped?

5 MR. LEWIS: Yes.

6 CHAIRMAN JONES: Are there any
7 questions? [No response.] Do I have a

8 motion?

9 MR. BRADFORD: Motion to remand for
10 consideration.

11 CHAIRMAN JONES: Motion from
12 Mr. Bradford to remand back to the hearing
13 officer. Do I have a second?

14 MR. SINGLETON: Second.

15 CHAIRMAN JONES: By Mr. Singleton.
16 All in favor? [Collective "aye."] Opposed?
17 [No response.] Motion carries.

18 It shall be remanded. Thank you very
19 much.

20 MR. LEWIS: Thank you.

21 VI. ADJOURNMENT

22 CHAIRMAN JONES: I wish all of you a
23 good Holiday. I think we're at the end of
24 our agenda. Do I have a motion to adjourn?

25 MR. BRADFORD: Move.

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1 CHAIRMAN JONES: By Mr. Bradford.
2 Second?

3 MR. SINGLETON: Second.

4 CHAIRMAN JONES: Second by
5 Mr. Singleton. All in favor? [Collective
6 "aye."] Opposed? [No response.]

7 We stand adjourned. Thank you.

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9 (DEPOSITION CONCLUDED AT 10:32 A.M.)

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1 STATE OF LOUISIANA
2 PARISH OF EAST BATON ROUGE
3 I, Laura Quinette, Certified Court
4 Reporter and Registered Professional Reporter, do
5 hereby certify that the foregoing is a true and
6 correct transcript of the proceedings on December 10,
7 2015, as taken by me in Stenographic machine
8 shorthand, complemented with magnetic tape recording,
9 and thereafter reduced to transcript, to the best of
10 my ability and understanding, using Computer-Aided
11 Transcription.
12 I further certify that I am not an
13 attorney or counsel for any of the parties, that I

14 am neither related to nor employed by any attorney
15 or counsel connected with this action, and that I
16 have no financial interest in the outcome of this
17 action.

18

19 Baton Rouge, Louisiana, this 28th day of

20 December, 2015.

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Laura Quinette, CCR, RPR

24 CCR No. 2014011, RPR No. 7336796