



State of Louisiana

Gaming Control Board

M. J. "MIKE" FOSTER, JR.
GOVERNOR

HILLARY J. CRAIN
CHAIRMAN

IN RE: SUSAN A. MOYERS D/B/A COUNTRY KITCHEN NO. VP0801206930

ORDER


This matter was considered by the Louisiana Gaming Control Board at its meeting of May 15, 2001. The Hearing Officer's order dated April 12, 2001, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of "The Notice of Violation and Hearing," by and between Susan A. Moyers d/b/a Country Kitchen, No. VP0801206930, and the Department of Public Safety and Corrections, Office of State Police, Video Gaming Division, which is attached hereto and incorporated herein, is **APPROVED**.

THUS DONE AND SIGNED on this the 16th day of May, 2001.

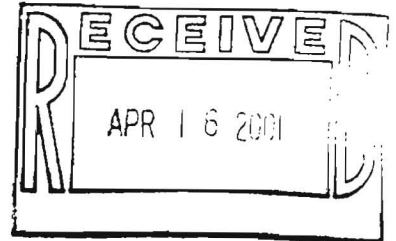
LOUISIANA GAMING CONTROL BOARD

BY:


HILLARY J. CRAIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 17th DAY
OF May, 2001
APPEAL DOCKET CLERK


STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE



IN RE: SUSAN A. MOYERS
d/b/a COUNTRY KITCHEN

CASE NO.: 0801206930

JOINT MOTION FOR ENTRY OF STIPULATIONS AND
APPROVAL OF PROPOSED SETTLEMENT

ON THE JOINT MOTION OF:

1. the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division (hereinafter "Division"), and
2. Susan A. Moyers d/b/a Country Kitchen, License No. 0801206930 (hereinafter "licensee"),

who respectfully represent the following:

WHEREAS:

1. On or about October 26, 1998, Buford L. Moyers filed a "Designated Representative/Manager Report Form" with the Division;
2. On or about January 5, 1999, the Division informed the licensee in writing that a suitability investigation of Buford L. Moyers revealed information that would preclude Mr. Moyers from participating in the video gaming industry as a manager;
3. A field investigation of Buford L. Moyers revealed that Mr. Moyers was arrested on July 9, 1988 and charged with felony theft;
4. Furthermore, the investigation revealed that on or about January 2, 1989, Mr. Moyers was sentenced to pay a \$100.00 fine and undergo one year of supervised probation the theft;
5. Buford L. Moyers' probation ended on January 3, 1990;
6. The licensee permitted Buford L. Moyers to act in a managerial capacity and/or have significant influence over the activities of the licensee from January 5, 1999 to January 3, 2000, a period during which Mr. Moyers was unsuitable to participate in video gaming, as evidenced by the following:

TRUE COPY

[Signature]
Representative

Louisiana Gaming Control Board

- a) on or about June 14, 2000, the Division interviewed Buford L. Moyers on the premises of the licensee's establishment - during this interview Mr. Moyers stated that he served as the manager of the establishment;
 - b) the licensee leases the establishment from Moyers, L.L.C., of which Buford L. Moyers is a member;
 - c) the licensee made at least one payment on behalf of Buford L. Moyers to a bankruptcy trustee;
 - d) the licensee made life insurance and medical expense payments on behalf of Buford L. Moyers;
 - e) the licensee made cash advances to Buford L. Moyers;
 - f) Buford L. Moyers has signed video gaming settlement sheets on behalf of the licensee;
7. Based on the foregoing, the Louisiana Gaming Control Board (hereinafter "Board") issued a Notice of Recommendation of Suspension to the licensee on or about February 1, 2001, citing the violation of LAC 42:XI.2417(B), specifically subsection (2)(a);
 8. The licensee timely requested a hearing in this matter, which is scheduled for April 12, 2001 before Hearing Officer J. E. Anzalone, Jr.,

NOW THEREFORE, in consideration of the foregoing stipulations, the Division and the licensee, having had the occasion to review all of the facts and circumstances attendant to the violations, agree and stipulate as follows:

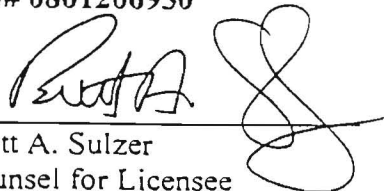
1. The licensee acknowledges that it was in violation of LAC 42:XI.2417(B)(2)(a), in that it employed in a managerial capacity/had a business association with a person who was unsuitable to participate in video gaming, namely Buford L. Moyers, during the period of January 5, 1999 through January 3, 2000;
2. In lieu of suspension of the licensee's video gaming license, the licensee shall pay a civil penalty in the amount of \$9,119.50, which represents the licensee's share of 30 days of video gaming revenue;

3. The Division hereby agrees to accept the licensee's payment of the above stated penalty in full and final settlement of the February 1, 2001 Notice of Recommendation of Suspension;
4. The Division reserves the right to take into consideration these violations in connection with any future violation;
6. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
7. This settlement constitutes the entire agreement between the Division and Susan A. Moyers d/b/a Country Kitchen pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
8. This settlement is subject to approval by the Hearing Officer of the Louisiana Gaming Control Board; it is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not executory and will be submitted to the Board for its determination as to whether the matter should be heard by the Hearing Officer; if approved, however, payment of the above penalties must be submitted to the Division within fifteen (15) days of approval of this settlement by the Board;
9. The failure of the licensee to submit the above penalty within fifteen (15) days of approval of this settlement by the Board shall result in the suspension of its license; and
10. The Division and the licensee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

Respectfully submitted,

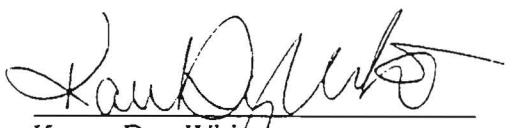
SUSAN A. MOYERS
d/b/a **COUNTRY KITCHEN**
VG# 0801206930

BY:


Brett A. Sulzer
Counsel for Licensee
Blackburn & Sulzer
5937 Jones Creek Road
Baton Rouge, Louisiana 70817
Telephone: (225) 756-9696
Facsimile: (225) 756-9750

RICHARD P. IEYOUB
ATTORNEY GENERAL

BY:


Karen Day White
Assistant Attorney General
La. Bar Roll No. 25933
339 Florida Street, Ste. 500
Baton Rouge, Louisiana 70801
Telephone: (225) 342-2465
Facsimile: (225) 342-4244

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: SUSAN A. MOYERS
d/b/a COUNTRY KITCHEN

CASE NO.: 0801206930

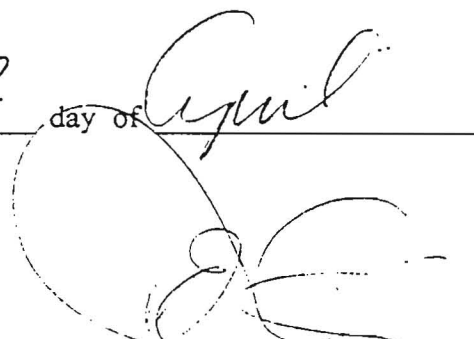
ORDER

Considering the foregoing *Joint Motion For Entry of Stipulations and Approval of Proposed Settlement*, IT IS HEREBY ORDERED that such proposed settlement be approved, to wit:

1. Susan A. Moyers d/b/a Country Kitchen acknowledges its violation of LAC 42:XI.2417(B)(2)(a);
2. Susan A. Moyers d/b/a Country Kitchen shall pay a civil penalty of \$9,119.50, which is the equivalent of the licensee's share of 30 days of video gaming revenue;
3. payment of the above penalty shall be submitted to the Division within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board;
4. failure by Susan A. Moyers d/b/a Country Kitchen to submit the above penalty within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board shall result in the suspension of its license.

THUS DONE AND SIGNED this
2001 in Baton Rouge, Louisiana.

12 day of April




J. E. Anzalone, Jr.
Hearing Officer

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 12th DAY
of April 2001
C. J. DeLoach
CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Brett Sulzer, Esq.
Karen White, Esq.
Sgt. Jules Pinerio

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 4/12/01


BY: CLERK

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

7099 3400 0007 6514 1659

Article Sent To: Country Kitchen

Postage: \$ 0801206930

Certified Fee: _____

Return Receipt Fee (Endorsement Required): _____

Restricted Delivery Fee (Endorsement Required): _____

Total Postage & Fees: \$ _____

Name (Please Print Clearly) (to be completed by mailer): _____

Street, Apt. No., or PO Box No.: _____

City, State, ZIP+4: _____

PS Form 3800, July 1999 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Country Kitchen
Attn: Susana Moyas
4600 E. Taper St.
Bossier City, La. 71111
0801206930

2. Article Number (Copy from service label)
7099 3400 0007 6514 1659

PS Form 3811, July 1999

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) Sharon Cochran

B. Date of Delivery 3-5-01

C. Signature Sharon Cochran Agent Addressee

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below: _____

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

102595-00-M-0952