



State of Louisiana  
Gaming Control Board

KATHLEEN BABINEAUX BLANCO  
GOVERNOR

H. CHARLES GAUDIN  
CHAIRMAN

**IN RE: JOHN H. MAJORIA  
D/B/A COMMERCE RESTAURANT  
NO. 3601207877**

**ORDER**


This matter was considered by the Louisiana Gaming Control Board at its meeting of June 20, 2006. The Hearing Officer's order dated May 26, 2006, 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 John H. Majoria d/b/a Commerce Restaurant, No. 3601207877, 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 day of June, 2006.

**LOUISIANA GAMING CONTROL BOARD**

**BY:**

  
\_\_\_\_\_  
**H. CHARLES GAUDIN, CHAIRMAN**

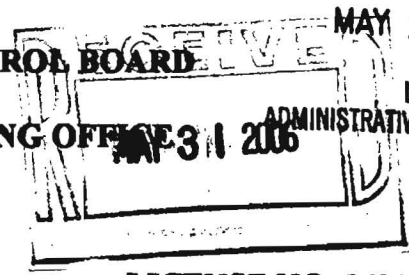
**LOUISIANA GAMING CONTROL BOARD**  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 21<sup>st</sup> DAY  
OF June 2006  
**APPEAL DOCKET CLERK**  


**RECEIVED**

**STATE OF LOUISIANA**

**LOUISIANA GAMING CONTROL BOARD**

**ADMINISTRATIVE HEARING OFFICE**



**MAY 24 2006**

**LCCB  
ADMINISTRATIVE HEARING OFFICE**

**IN RE: JOHN H. MAJORIA D/B/A  
COMMERCE RESTAURANT**

**LICENSE NO. 3601207877**

**JOINT MOTION FOR APPROVAL OF COMPROMISE AND  
SETTLEMENT AGREEMENT**

**TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:**

**COME NOW** State of Louisiana, Department of Public Safety and Corrections, Office of State Police ("Division") and John H. Majoria d/b/a Commerce Restaurant (hereinafter "Commerce Restaurant") VGL 3601207877, who file this their 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 Commerce Restaurant 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.

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

Respectfully submitted,

**FRANK D. BLACKBURN & ASSOCIATES**

By: 

**Allison U. Rovira, Bar Roll #27634**  
5937 Jones Creek Road  
Baton Rouge, Louisiana 70817  
Telephone: (225) 756-9696  
Facsimile: (225) 756-9750  
*Counsel for Commerce Restaurant*

**CHARLES C. FOTI, JR.,  
ATTORNEY GENERAL**

By: 

**Gail C. Holland, Bar Roll #23783**  
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**

**IN RE: JOHN H. MAJORIA D/B/A  
COMMERCE RESTAURANT**

**LICENSE NO. 3601207877**

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "the Division") and John H. Majoria d/b/a Commerce Restaurant (hereinafter "Commerce Restaurant") VGL 3601207877, do hereby represent and agree as follows:

**WHEREAS**, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to Commerce Restaurant, which notice alleges 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 28, 2006, before the Louisiana Gaming Control Board Administrative Hearing Office; and

**WHEREAS**, the parties hereto are desirous of fully and finally compromising and settling all disputes and issues raised 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. Commerce Restaurant is licensed as a Type 2 video gaming establishment.

2. Commerce Restaurant sent improperly notarized video gaming documents, including, but not limited to, the Video Gaming Application (the "Documents") to the Division.

3. On April 18, 2006, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to Commerce Restaurant alleging certain violations of Louisiana Gaming Control Law.

4. John H. Majoria admits that he did not sign the Documents in the presence of a notary and that the Documents were not notarized in the Affiant's presence. Thus, the Documents were improperly notarized in violation of LAC 42:XI.2405 (A)(15).

5. John H. Majoria stipulates that all of the statements, responses, disclosures and representations provided in the Documents bearing his signature, are true and correct to the best of his knowledge, information and belief, and represent a complete and accurate account of the requested information.

#### **TERMS AND CONDITIONS**

1. Any and all information discovered throughout the course of this or any other investigation may be used in any future determination of the suitability of John H. Majoria.

2. Commerce Restaurant agrees to pay a civil penalty of One Thousand and No/100 (\$1,000.00) Dollars.


3. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and Commerce Restaurant pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

4. 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.

5. If approved, Commerce Restaurant must make payment of the civil penalty to the Division within ten (10) days of approval by the Louisiana Gaming Control Board. Failure to do so shall result in the immediate suspension of the license without the necessity of any further administrative action until such time as the penalty is paid in full.

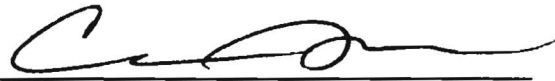
6. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

I have read this entire Compromise Settlement Agreement, understand it, and agree to all stipulations and terms and conditions hereof.


  
\_\_\_\_\_  
**John H. Majoria, on behalf of John H. Majoria  
d/b/a Commerce Restaurant, VGL 3601207877**

Sworn to and subscribed before this 22nd day of May A.D. 2006.

**CASSANDRA SHARPE**  
NOTARY PUBLIC No. 26384  
STATE OF LOUISIANA  
PARISH OF ORLEANS  
My commission is for life.

  
\_\_\_\_\_  
**NOTARY PUBLIC**  
**CASSANDRA SHARPE** 26384  
Printed Name Bar Roll #  
at death  
Notary Commission Expires

My commission is for life.  
PARISH OF ORLEANS  
STATE OF LOUISIANA  
NOTARY PUBLIC No. 26384  
**CASSANDRA SHARPE**

  
\_\_\_\_\_  
**Gail C. Holland, 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: JOHN H. MAJORIA D/B/A  
COMMERCE RESTAURANT**

**LICENSE NO. 3601207877**

**ORDER**


**BE IT REMEMBERED** that on the 26 day of ~~June~~ <sup>May</sup>, 2006, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement. 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,

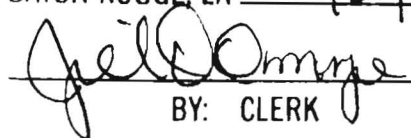
**ORDERED, ADJUDGED, AND DECREED** that the Compromise and Settlement Agreement attached to the parties' Joint Motion for Approval of Compromise and Settlement Agreement be, and the same is hereby, **APPROVED**.

**SIGNED AND ENTERED** this 26<sup>th</sup> day of ~~June~~ <sup>May</sup>, 2006, in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 30<sup>th</sup> DAY  
OF May 2006  
BY: Jill Dommey  
DUCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Allison Plonka  
Eric Halton  
Sgt. Richard Rodriguez

  
\_\_\_\_\_  
**JOSEPH E. ANZALONE, JR.**  
**HEARING OFFICER**  
*William H. Brown*

**A TRUE COPY ATTEST**  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 5/30/06  
  
BY: CLERK