

LOUISIANA GAMING CONTROL BOARD

Minutes of April 15, 2002

The Louisiana Gaming Control Board held a meeting on Monday, April 15, 2002, 10:00 a.m., at the LaSalle Building, 617 N. Third Street, Baton Rouge. Present at this meeting were: Hillary J. Crain, Chairman; Robert M. Fleming, Vice-Chairman; James G. Boyer, Secretary/Treasurer; Gen. Sherian Cadoria, Dennis Kinchen, Dudley Lastrapes, Marcia Morgan, Rupert Richardson, Kelly Simoneaux, and ex-officio member, Sec. Cynthia Bridges. Absent was ex-officio member, Col. Terry Landry.

The meeting was called to order. It was moved by Gen. Cadoria to waive the reading and approve the minutes of the March meeting. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

Ms. Donna Jackson, State Police Gaming Audit, presented the revenue reports for the riverboats, landbased casino and slots at the tracks. Ms. Stacey Madden, also with the State Police Audit Division, reported on the employee numbers and salaries of the landbased casino, and Ms. Donna Stevens, reported on the statistics for video poker.

The Board acted on the following truckstop applications.

1. **Minnows, L.L.C., d/b/a Lucky Dollar Casino - No. 5000512212** - Motion by Mr. Lastrapes to approve the application. That motion was seconded by Sec. Boyer and unanimously approved by the Board.
2. **State Oil Fuel Center, Inc. d/b/a State Oil Fuel Center - No. 3800512397** - Motion by Vice-Chairman Fleming to approve the application. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.
3. **Mid-River Truck Stop, Inc. d/b/a Lucky Pierre's - No. 3902505855** - Motion by Sec. Boyer to approve the application. That motion was seconded by Ms. Richardson and unanimously approved by the Board.
4. **Houma Truck Plaza & Casino, L.L.C. d/b/a Pelican Palace Casino - No. 5500511337** Motion by Sec. Boyer to approve the application. That motion was seconded by Mr. Lastrapes and approved by an 8 to 1 vote. Voting against the application was Vice-Chairman Fleming.

Mr. Brett Sulzer, attorney on behalf of The Downs Entertainment Group, filed a Petition for Approval to Submit Application for Advanced Suitability Determination. It was moved by Sec. Boyer to authorize State Police to conduct the requested pre-suitability investigation. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

Louisiana Casino Cruises, Inc., filed a Petition to Modify certain Specific Economic and

Procurement Conditions that had been placed on their license. The conditions, Nos. One, Two, Three, Four and Eleven, dealt with pre-opening construction, financing, cruising and day-to-day operations of the vessel. Following discussion, it was moved by Ms. Morgan to cancel those conditions. That motion was seconded by Mr. Simoneaux and unanimously approved by the Board.

The Board also acted on a Petition filed by Isle of Capri Casinos, Inc. for an Amended and Restated Credit Facility. It was moved by Gen. Cadoria to approve the request . That motion was seconded by Sec. Boyer and unanimously approved by the Board.

The next item on the agenda, report on the Conditional License Renewal of Horseshoe Entertainment, was continued to May.

Mr. Tom Warner, Asst. Attorney General in the Gaming Division, addressed the Board concerning Rules LAC 42:IX.2174, Supplier Permit Criteria (Landbased); IX.2931 and XIII.2955, and amendments to VII.2325, 2955, XIII.2325, Managerial Representative on Premises, Imposition of Sanctions (Riverboat, Landbased, Slots at the Racetracks), and IX.4103, Enforcement Actions of the Board (Landbased). Following discussion, it was moved by Vice-Chairman Fleming to adopt the rules as stated. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

It was moved by Gen. Cadoria to go into Executive Session. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

Following the Executive Session, the Board returned to the Regular Session.

Mr. Paul West, attorney representing Vending Data Corporation, filed a Petition for Declaratory Ruling involving beneficiaries of a trust and whether they should have to execute Part B suitability applications. Following discussion, it was moved by Vice-Chairman Fleming that the Board require Part B suitability applications from the individuals deemed necessary by State Police. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

Mr. Brett Sulzer, attorney on behalf of Nitro Gaming Inc., filed a Petition for Declaratory Ruling involving obtaining a video poker truckstop license without obtaining an alcohol license. The establishment in question is located in an area that is zoned no alcohol. Following discussion, it was moved by Sec. Boyer to declare in this particular instance that the establishment is eligible for a video poker license without an alcohol license because the zoning restriction precludes obtaining a liquor license. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

The Board acted on settlements/appeals from Hearing Officers' decisions in the following:

1. **In Re: Louisiana Casino Cruises d/b/a Casino Rouge - No. CGD010082** - Motion by Gen. Cadoria to approve the settlement of \$5,000.00. That motion was seconded by Sec.

Boyer and unanimously approved by the Board.

2. **In Re: Boyd Gaming d/b/a Treasure Chest Casino - No. RGS010133** - Motion by Ms. Morgan to amend the Hearing Officer's decision and impose a fine of \$10,000.00. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

There being no public comments, it was moved by Gen. Cadoria to adjourn. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

The meeting was adjourned.