

KATHLEEN BABINEAUX BLANCO GOVERNOR H. CHARLES GAUDIN CHAIRMAN

IN RE: BBBJ, LLC D/B/A JOE'S CAFÉ 2 NO. 2600212727

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of March 21, 2006. The Hearing Officer's order dated February 22, 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 BBBJ, LLC d/b/a Joe's Café 2, No. 2600212727, 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 alat day of March, 2006.

LOUISIANA GAMING CONTROL BOARD

BY:

H. CHARLES GAUDIN, CHÁIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS

9100 Bluebonnet Centre, Suite 500, Baton Rouge, LA 70809 Phone: (225) 295-8450 Fax: (225) 295-8479

RECEIVED

STATE OF LOUISIANA LOUISIANA GAMING CONTROL BOARD ADMINISTRATIVE HEARING OFFICE

FEB 2 1 2006

LGCB

IN RE: BBBJ, LLC

d/b/a JOE'S CAFÉ 2

ADMINISTRATIVE HEARING OFFICE

ECE IV

FEB 2 2 2006

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "the Division") and BBBJ, LLC d/b/a Joe's Café 2, VGL 2600212727, do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to BBBJ, LLC d/b/a Joe's Café 2, 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 February 22, 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:

el Board

STIPULATIONS

- 1. BBBJ, LLC d/b/a Joe's Café 2, a licensed video gaming establishment, previously entered into a video poker device agreement with Master Video Poker.
- 2. Master Video Poker sent video gaming documents ("the Documents") to Stacey Armand for execution, including but not limited to the Individual Consent to Disclosure of Tax Information form, dated July 18, 2002, which was signed by Stacey Armand.
 - 3. Stacey Armand is the sole member of Joe's Café 2.
- 4. Stacey Armand admits that she did not sign the Documents in the presence of a notary and 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. On December 7, 2005, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to BBBJ, LLC d/b/a Joe's Café 2, VGL 2600212727 alleging certain violations of Louisiana Gaming Control Law.
- 6. Stacey Armand represents that all of the statements, responses, disclosures and representations provided in documents submitted to the Division bearing her 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 Stacey Armand.
- 2. BBBJ, LLC d/b/a Joe's Café 2 agrees to pay a civil penalty of One Thousand Dollars (\$1,000.00).
- 3. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and BBBJ, LLC d/b/a Joe's Café 2, 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, BBBJ, LLC d/b/a Joe's Café 2 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.

Stacey Armand, Sole member of BBBJ, LLCd/b/a Joe's Café 2, VGL 2600212727

Sworn to and subscribed before me, the undersigned notary, in the Parish of Jefferson this 10+day of factors.

A.D. 2006.

My Notary Commission expires at my death.

RONALD P. WHITTINGTON - LSBA 13446

Notary Name and Number

Olga M. Bogran, 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: BBBJ, LLC

d/b/a JOE'S CAFÉ 2

NO. 2600212727

ORDER

BE IT REMEMBERED that on this the day of February, 2006, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and 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 22 day of February, 2006, in Baton Rouge. Louisiana.

LOUISIANA GAMING CONTROL BOARD

HEARING OFFICER

A TRUE COPY ATTEST LOUISIANA GAMING CONTROL BOARD

BATON ROUGE, LA

STATE OF LOUISIANA LOUISIANA GAMING CONTROL BOARD ADMINISTRATIVE HEARING OFFICE

IN RE: BBBJ, LLC d/b/a JOE'S CAFÉ 2 NO. 2600212727

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 BBBJ, LLC d/b/a Joe's Café 2, VGL 2600212727 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 BBBJ, LLC d/b/a Joe's Café 2 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 BBBJ, LLC d/b/a Joe's Café 2 respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,

AVXII

2536 Deutsch-Road

Marrero, Louisiana 70072

on behalf of BBBJ, L.L.C.

d/b/a Joe's Café 2

CHARLES C. FOTI, JR. ATTORNEY GENERAL

By:

Olga M. Bogran, #24302

Assistant Attorney General

1885 North Third Street, 5th Floor

Baton Rouge, Louisiana 70802 Telephone: (504) 599-1153

Facsimile: (504) 599-1163

Counsel for the Office of State Police