



State of Louisiana

KATHLEEN BABINEAUX BLANCO
GOVERNOR

Gaming Control Board

H. CHARLES GAUDIN
CHAIRMAN

ANNE LACOUR NEEB
EXECUTIVE DIRECTOR

NOTICE OF DECISION

IN RE: OTIS ELEVATOR COMPANY
NO. P080901376

TO: Reed Myers
1527 Bowman Road, Suite A
Little Rock, AR 72211

CERTIFIED MAIL: 7003 3110 0000 4642 9097
RETURN RECEIPT REQUESTED

Olga Bogran, AAG
ONE CANAL PLACE
365 Canal Street, Suite 2730
New Orleans, LA 70130

CERTIFIED MAIL: 7003 3110 0000 4642 9103
RETURN RECEIPT REQUESTED

Sgt. Troy Leonard, LSP
7919 Independence Boulevard
Baton Rouge, LA 70806

CERTIFIED MAIL: 7003 3110 0000 4642 9110
RETURN RECEIPT REQUESTED

NOTICE IS HEREBY given that on June 20, 2005, the decision of the Louisiana Gaming Control Board was signed in the above entitled matter. (SEE COPY OF THE ENCLOSED DECISION)

An appeal from a decision of the Board shall be filed within ten (10) days of notice of the decision in the Nineteenth Judicial District Court and shall be reviewed solely on the record as provided by La. R.S. 27:26.

Louisiana Gaming Control Board, Baton Rouge, Louisiana this 21st day of June, 2005.

GERALYN A. COLEMAN
Appeal Docket Clerk

NOTIFIED:

Reed Myers
Olga Bogran, AAG
Sgt. Troy Leonard, LSP-Casino Gaming Division

6/21/05

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



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Gaming Control Board

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EXECUTIVE DIRECTOR

IN RE: OTIS ELEVATOR COMPANY NO. P080901376

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of June 20, 2005. The Hearing Officer's order dated June 7, 2005, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Suspension," Permit No. P080901376 by and between Otis Elevator Company 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, 2005.

LOUISIANA GAMING CONTROL BOARD

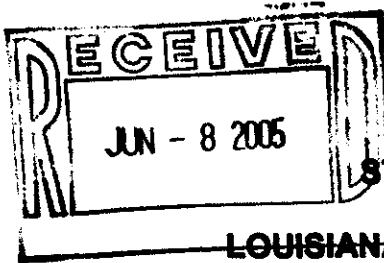
BY:



H. CHARLES GAUDIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 21st DAY
OF June, 2005

APPEAL DOCKET CLERK

RECEIVED

JUN 07 2005

STATE OF LOUISIANA

LOUISIANA GAMING CONTROL BOARD

LGCB
ADMINISTRATIVE HEARING OFFICE

ADMINISTRATIVE HEARING OFFICE

IN RE: OTIS ELEVATOR COMPANY

P080901376

**JOINT MOTION FOR ENTRY OF STIPULATIONS AND
APPROVAL OF PROPOSED SETTLEMENT**

ON THE JOINT MOTION OF:

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "Division"), and Otis Elevator Company, Permit No. 080901376 (hereinafter "permittee"), who respectfully represent the following:


WHEREAS:

1. The permittee was required to submit an annual fee and Annual Affidavit by November 5, 2004, which represents its permit anniversary date.
2. The permittee is mandated by La. R.S. 27:29 and La. R.S. 27:29.3 to pay an annual fee by its anniversary date.
3. Permittee was issued a *Notice of Recommendation of Suspension* by the Louisiana Gaming Control Board.
4. This matter was originally scheduled for hearing on May 25, 2005 and was continued to June 7, 2005 at 9:00 a.m. before the Honorable William H. Brown.

NOW THEREFORE, in consideration of the foregoing stipulations, the Division and the permittee hereby propose the following settlement, that:

1. The permittee acknowledges that La. R.S. 27:29 and La. R.S. 27:29.3 mandates a permittee to pay an annual fee by its anniversary date;
2. The permittee did not provide the annual fee and Annual Affidavit to the Division until May 25, 2005;

TRUE COPY


Representative

Louisiana Gaming Control Board


3. In lieu of suspension of the permittee's non-gaming supplier permit, the permittee shall pay a \$500.00 civil penalty;
4. The Division hereby agrees to accept the permittee's payment of the above stated penalty in full and final settlement of this Notice of Recommendation of Suspension;
5. 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 Otis Elevator Company 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; the failure to submit the civil penalty with fifteen (15) days of approval by the Board shall result in the permittee being suspended until such time as the penalty is paid in full; and,
9. The Division and the permittee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

Respectfully submitted,

Otis Elevator Company


CHARLES C. FOTI, JR.
ATTORNEY GENERAL

BY:



Reed Myers, Manager
Otis Elevator Company
1527 Bowman Road Suite A
Little Rock, AR 72211
Telephone: (501) 312-7600
Facsimile: (501) 312-

BY:



Olga M. Bogran, La. Bar # 24302
Assistant Attorney General
365 Canal St., Suite 2730
New Orleans, LA 70130
Telephone: (504) 599-1149
Facsimile: (504) 599-1163

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: OTIS ELEVATOR COMPANY

P080901376

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. The permittee acknowledges that La. R.S. 27:29 and La. R.S. 27:29.3 mandate a permittee to pay an annual fee by its anniversary date of November 5, 2004 and the permittee did not provide the annual fee and Annual Affidavit to the Division until May 25, 2005;
2. The permittee shall pay a \$500.00 civil penalty;
3. Payment of the above penalty shall be submitted to the state within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board; and
4. The failure to submit the above penalty within fifteen (15) days of approval of this settlement by the Board shall result in the Non-Gaming Supplier Permit of the permittee being suspended until such time as penalty is paid in full.

THUS DONE AND SIGNED this 7th day of June, 2005


in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 17th DAY
June 19 2005
Gill Sommer
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Reed Myers
Olga Bogran
Sgt. Leland Falcon


WILLIAM H. BROWN
Hearing Officer

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 6/7/05


BY: CLERK

STATE OF Arkansas
COUNTY OF Pulaski

AFFIDAVIT

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified within and for the State and County aforesaid, PERSONALLY CAME AND APPEARED:

REED MYERS

who, after first being duly sworn, declared and acknowledged to me, Notary, under oath:


that affiant is manager of Otis Elevator Company and thereby authorized to act on its behalf (permit no. 080901376);

that the permittee received a Notice of Recommendation of Suspension from the Louisiana Gaming Control Board, citing violation of La. R.S. 27:29 and La. R.S. 27:29.3;


that in the interest of settling this matter, affiant has willfully entered into a Joint Motion for Entry of Stipulations and Approval of Proposed Settlement with the Division on behalf of the licensee, via the Attorney General's Office; and

that affiant signed the above-cited motion of his own volition, without duress or coercion.

THUS DONE AND PASSED in Little Rock, Arkansas
on this 2nd day of June, 2005.



REED MYERS, Affiant



NOTARY PUBLIC
My commission expires _____

