



State of Louisiana

Gaming Control Board

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

HILLARY J. CRAIN
CHAIRMAN

DECISION OF THE LOUISIANA GAMING CONTROL BOARD

IN RE: PHILLIP GUILLORY D/B/A KING'S HIGH NO. VP4901110735

This is a timely appeal by licensee, Phillip Guillory d/b/a King's High, from the decision of the Hearing Officer ordering revocation of his video gaming license.

This administrative proceeding was initiated against the licensee because of licensee's failure to submit the annual fee, the processing fee and state and local tax clearances. Mr. Guillory was personally served on October 25, 2001, with the notice of immediate suspension and proposed revocation and notice of hearing on the suspension which was set for October 30, 2001. Mr. Guillory did not appear at the hearing on the immediate suspension which was conducted in his absence. The suspension was upheld and the hearing on the recommended revocation was set for December 4, 2001. On December 4th, because the Division had not yet received return information from the Postal Service regarding the scheduled hearing, the Division requested that the hearing be continued to December 19th. The motion was granted. Notice of the rescheduled hearing date was mailed to the 140 Francois Drive, Mr. Guillory's personal mailing address and it was returned by the Postal Service stamped with the notation "unclaimed." Mr. Guillory did not attend that hearing either. The hearing was conducted in his absence and the Hearing Officer ordered that the license be revoked. Mr. Guillory apparently received the Hearing Officer's

decision because this appeal was timely filed.

On appeal he alleges that he was unsure why his gaming license was being revoked; he signed something at the Division's Video Gaming Office about 2 months prior and doesn't "remember what it was about;" he closed the business approximately 18 months ago and contacted the Division before the gaming devices were moved; the building which housed the business had since been moved to his back yard and he plans to use it for a new video gaming location in the future, which is why he is concerned about having his license revoked.

After review of the record we conclude that the Hearing Officer's decision should be affirmed.

ORDER

This matter having been considered by the Louisiana Gaming Control Board in open meeting of February 19, 2002:

IT IS ORDERED THAT the Hearing Officer's decision is **AFFIRMED**.

THUS DONE AND SIGNED this 20th day of February, 2002.

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 21st DAY
OF February 2002
APPEAL DOCKET CLERK
