



State of Louisiana
Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

IN RE: TASTEE BELLE CHASE, INC.
D/B/A TASTEE #84
NO. 2600207964

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of April 17, 2006. The Hearing Officer's order dated April 5, 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 Tastee Belle Chase, Inc. d/b/a Tastee #84, No. 2600207964, 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 17 day of April, 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 18 DAY
OF April, 2006
APPEAL DOCKET CLERK


**STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE**

APR - 6 2015

**IN RE: TASTEE BELLE CHASSE, INC.
d/b/a TASTEE #84**

NO. 2600207964

**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 Tastee Belle Chasse, Inc. d/b/a Tastee #84, VGL 2600207964, 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 Tastee Belle Chasse, Inc. d/b/a Tastee #84 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.

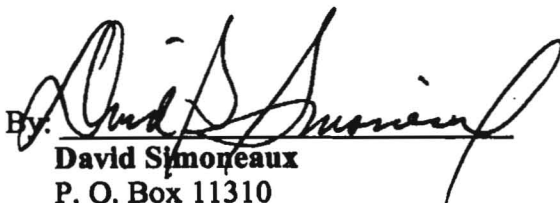
A true and correct copy of the proposed Compromise and Settlement Agreement is attached hereto as Exhibit “A” and incorporated by reference for all purposes.

TRUE COPY
[Signature]
Representative
Louisiana Gaming Control Board

WHEREFORE, PREMISES CONSIDERED, The Division and Tastee Belle Chasse, Inc. d/b/a Tastee #84 respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,

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

By: 

David Simoneaux
P. O. Box 11310
Jefferson, Louisiana 70181
Telephone: (504) 737-1808
On behalf of Tastee Belle Chasse
d/b/a Tastee #84

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

**STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE**

**IN RE: TASTEE BELLE CHASSE, INC.
d/b/a TASTEE #84**

NO. 2600207964

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police ("the Division") and Tastee Belle Chasse, Inc. d/b/a Tastee #84, VGL 2600207964, do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to Tastee Belle Chasse, Inc. d/b/a Tastee #84, 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 March 7, 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. Tastee Belle Chasse, Inc. d/b/a Tastee #84, a licensed video gaming establishment, previously entered into a video poker device agreement with Master Video Poker ("MVP").



2. Master Video Poker sent video gaming documents (“the Documents”) to Tastee Belle Chasse, Inc. d/b/a Tastee #84 for execution, including but not limited to the Annual License Form, dated June 24, 2002, which was signed by David Simoneaux.

3. David Simoneaux is president of Tastee Belle Chasse, Inc. d/b/a Tastee #84

4. David Simoneaux admits that he relied upon the representations of his device owner, MVP, that there would be a notary present during the time the Documents were completed and signed while on the MVP premises. David Simoneaux admits the identity of the notary was not personally known to him nor did he personally verify there was a notary present to witness his signature on the Documents.

5. The investigation revealed that no notary was present during the time the Documents were signed thus, the Documents were improperly notarized in violation of LAC 42:XI.2405(A)(15).

6. On December 7, 2005, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to Tastee Belle Chasse, Inc. d/b/a Tastee #84, VGL 2600207964 alleging certain violations of Louisiana Gaming Control Law.

7. David Simoneaux represents that all of the statements, responses, disclosures and representations provided in documents submitted to the Division 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 David Simoneaux.

2. Tastee Belle Chasse, Inc. d/b/a Tastee #84 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 Tastee Belle Chasse, Inc. d/b/a Tastee #84, 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, Tastee Belle Chasse, Inc. d/b/a Tastee #84 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.

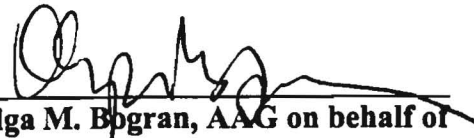

David Simoneaux, President of Tastee Belle Chasse, Inc. d/b/a Tastee #84,
VGL 2600207964

Sworn to and subscribed before me, the undersigned notary, in the parish of Jefferson this 25 day of March A.D. 2006.

My Notary Commission
expires Life


Notary Signature

Michael C. Code #24055
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: TASTEE BELLE CHASSE, INC.
d/b/a TASTEE #84

NO. 2600207964

ORDER

BE IT REMEMBERED that on this the 5 day of April March, 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 5 day of April March, 2006, in Baton Rouge, Louisiana.



WILLIAM H. BROWN
HEARING OFFICER

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 5th DAY
OF April 2006
Jill Donner
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: David Simoneau
Olga Bogdan
Sgt. Robert Rodriguez

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 4/5/06
Jill Donner
BY: CLERK