



State of Louisiana  
Gaming Control Board

KATHLEEN BABINEAUX BLANCO  
GOVERNOR

H. CHARLES GAUDIN  
CHAIRMAN

**IN RE: DIEM THUY HOANG NGUYEN  
D/B/A FALSE RIVER SEAFOOD  
NO. 3902213822**

**ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of April 17, 2007. The Hearing Officer's order dated March 22, 2007, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," No. 3902213822, by and between Diem Thuy Hoang Nguyen d/b/a False River Seafood, 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, 2007.**

**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 18th DAY  
OF April 2007**

**APPEAL DOCKET CLERK**  


## STATE OF LOUISIANA

## LOUISIANA GAMING CONTROL BOARD

## ADMINISTRATIVE HEARING OFFICE

**RECEIVED**

MAR 19 2007

LGCB  
ADMINISTRATIVE HEARING OFFICEIN RE: DIEM THUY HOANG NGUYEN  
D/B/A FALSE RIVER SEAFOOD

LICENSE NO. 3902213822

**JOINT MOTION FOR APPROVAL OF  
COMPROMISE AND SETTLEMENT AGREEMENT****TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:**

NOW COMES the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter the "Division") and Diem Thuy Hoang Nguyen d/b/a False River Seafood, License No. 3902213822 (hereinafter "Licensee"), who file this 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 Licensee 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 Licensee respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.


Respectfully submitted,

**DIEM THUY HOANG NGUYEN D/B/A  
FALSE RIVER SEAFOOD**

By: 

**Diem T. H. Nguyen**  
300 ½ Hospital Road  
New Roads, Louisiana 70760  
Telephone: (225) 638-7511  
*Sole Proprietor of False River Seafood*

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

By: 

**O. Young Bonner, Bar Roll #24969**  
Assistant Attorney General  
365 Canal Street, Suite 2730  
New Orleans, Louisiana 70130  
Telephone: (504) 599-1149  
Facsimile: (504) 599-1163  
*Counsel for the Office of State Police*

## STATE OF LOUISIANA

**Exhibit A**LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICEIN RE: DIEM THUY HOANG NGUYEN  
D/B/A FALSE RIVER SEAFOOD

LICENSE NO. 3902213822

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter the "Division") and Diem Thuy Hoang Nguyen d/b/a False River Seafood, License No. 3902213822 (hereinafter "Licensee") do hereby represent and agree as follows:

**WHEREAS**, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action, alleging 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 22, 2007, before the Louisiana Gaming Control Board Administrative Hearing Office; and

**WHEREAS**, the Division and Licensee are desirous of fully and finally compromising and settling all issues and disputes arising out of and 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. The Licensee submitted the Annual Licensee Form and fee prior to July 1, 2006, but submitted the required tax clearance certificates on February 7, 2007, in violation of **L.A.C. 42:XI.2405(B)(4)(b)**.

## TERMS AND CONDITIONS

1. Within fifteen (15) days of the approval of this settlement by the Louisiana Gaming Control Board, the Licensee shall pay Two Hundred Fifty and No/100 Dollars (\$250.00) for the violation of **L.A.C 42:XI.2405(B)(4)(b)**.

2. The Division hereby agrees to accept the Licensee's payment of the above stated penalty in full and final settlement of the Notice of Recommendation of Administrative Action.

3. The Division reserves the right to take into consideration these admitted violations in connection with any future investigation, violation or assessment of penalty, and in connection with any future assessment of the Licensee's suitability.

4. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

5. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and the Licensee pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

6. 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.

7. If approved by the Louisiana Gaming Control Board, Licensee must pay Two Hundred Fifty and No/100 Dollars (\$250.00) within fifteen (15) calendar days of such approval. Any failure to meet this requirement will result in immediate suspension of the gaming license without the necessity of any further administrative action until such time as the penalty is paid in full.

I have read this entire Compromise Settlement Agreement and agree to all stipulations and terms and conditions hereof.



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**Diem Thuy Hoang Nguyen, Sole Proprietor  
 False River Seafood**



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**O. Young Bonner, 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: DIEM THUY HOANG NGUYEN  
D/B/A FALSE RIVER SEAFOOD

LICENSE NO. 3902213822

ORDER

BE IT REMEMBERED that on the 22 day of March, 2007, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared by and through their respective attorneys of record, 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,

**ORDER, 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 March, 2007, in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 22 DAY  
OF March, 2007.  
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE  
Diem T. H. Nguyen  
Young Byner  
W. Ireland Falcon

Joseph E. Anzalone, Jr.  
JOSEPH E. ANZALONE, JR.  
HEARING OFFICER

A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 3/22/07  
Jeff Domingue  
BY: CLERK