



*State of Louisiana*  
*Gaming Control Board*

*BOBBY JINDAL*  
GOVERNOR

*DANE K. MORGAN*  
CHAIRMAN

**IN RE: PRIME EXAMPLE, INC. D/B/A  
PRIME EXAMPLE  
NO. 3601112046**

**ORDER**

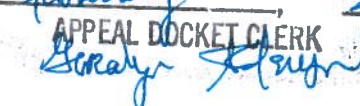
This matter was considered by the Louisiana Gaming Control Board at its meeting of February 16, 2012. The Hearing Officer's order dated February 8, 2012, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action" by and between Prime Example, Inc. d/b/a Prime Example, No. 3601112046, 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 16<sup>th</sup> day of February, 2012.**

**LOUISIANA GAMING CONTROL BOARD**

BY:

  
\_\_\_\_\_  
**DANE K. MORGAN, CHAIRMAN**

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 16<sup>th</sup> DAY  
OF February, 2012  
APPEAL DOCKET CLERK  


LGCB-1291-12-B

**RECEIVED**

By Natalie B Thurman at 12:17 pm, Feb 08, 2012

**RECEIVED**

FEB 08 2012

LCCB  
ADMINISTRATIVE HEARING OFFICE

STATE OF LOUISIANA

LOUISIANA GAMING CONTROL BOARD

ADMINISTRATIVE HEARING OFFICE

IN RE: PRIME EXAMPLE, INC.  
d/b/a PRIME EXAMPLE

LICENSE No. 360 1112046

**JOINT MOTION FOR APPROVAL OF COMPROMISE AND  
SETTLEMENT AGREEMENT**

**TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:**

COME NOW the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Prime Example, Inc. d/b/a Prime Example (hereinafter, the "Licensee") 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 the 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 Officer and the Louisiana Gaming Control Board.

2.

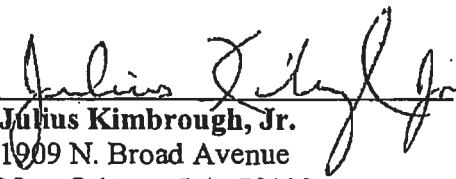
A true and correct copy of the proposed Compromise and Settlement Agreement is attached hereto as Exhibit "A" and incorporated by reference for all purposes.

TRUE COPY  
*Natalie B Thurman*  
Representative


Louisiana Gaming Control Board

**WHEREFORE, PREMISES CONSIDERED**, the Division and the Licensee respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,

  
**Julius Kimbrough, Jr.**  
1909 N. Broad Avenue  
New Orleans, LA 70119  
*President of Prime Example, Inc.*

**JAMES D. "BUDDY" CALDWELL**  
**ATTORNEY GENERAL**

By:   
**Olga M. Bogran, Bar Roll #24302**  
Assistant Attorney General  
Gaming Division  
400 Royal St. Suite 1230  
New Orleans, LA 70130  
Telephone: (504)599-1153  
Facsimile: (504) 599-1163  
*Counsel for the Division*

**EXHIBIT "A"**

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

**IN RE: PRIME EXAMPLE, INC. LICENSE No. 360-1112046  
d/b/a PRIME EXAMPLE**

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Prime Example, Inc. d/b/a Prime Example (hereinafter, the "Licensee") do hereby represent and agree as follows:

**WHEREAS**, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to the Licensee, which notice contains allegations of 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 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. The Licensee stipulates that it failed to timely submit the annual license form and annual License fee by July 1, 2011, as required by Louisiana gaming law.
2. The Division stipulates that it received the Licensee's required annual license form, annual fee and other required documents on October 4, 2011.<sup>1</sup>

## TERMS AND CONDITIONS

1. The Licensee agrees to pay, within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board, a civil penalty of seven hundred and fifty and 00/100 Dollars (\$750.00) for violation of La. R.S. 27:311(K)(4)(a) and (d) and LAC 42:XI.2417(C)(1)(i).
2. The Division hereby agrees that payment of a civil penalty of seven hundred and fifty and 00/100 Dollars (\$750.00) shall be in full and final settlement of all matters set forth in the Notice of Recommendation of Administrative Action.
3. The Division reserves the right to take into consideration these admitted stipulations and violations in connection with any future investigation, violation or assessment of penalty, and in connection with any future determination of the suitability of the Licensee.
4. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and the Licensee pertaining to the Licensee's failure to timely submit the annual form and fees as required by gaming law and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

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<sup>1</sup> Exhibit 1 (Copy of Annual License Form date stamped October 4, 2011).

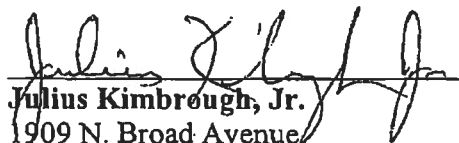
5. This Compromise and Settlement Agreement is subject to approval by the Hearing Officer and the Louisiana Gaming Control Board. It is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not thereby executory, but will be submitted to the Louisiana 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.

6. If approved, the Licensee must make full payment of the civil penalty to the Division within fifteen (15) 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.


7. 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.

Respectfully Submitted,

  
Julius Kimbrough, Jr.  
1909 N. Broad Avenue  
New Orleans, LA 70119  
*President of Prime Example, Inc.*

**JAMES D. "BUDDY" CALDWELL**  
**ATTORNEY GENERAL**

By:   
Olga M. Bogran, Bar Roll #24302  
Assistant Attorney General  
Gaming Division  
400 Royal St. Suite 1230  
New Orleans, LA 70130  
Telephone: (504)599-1153  
Facsimile: (504) 599-1163  
*Counsel for the Division*

**LOUISIANA GAMING CONTROL BOARD**  
**DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONS**  
**VIDEO GAMING DIVISION (Mail Slip #A-28)**  
 P. O. BOX 66614  
 BATON ROUGE, LA. 70896-6614



OCT 04 2011

**ANNUAL LICENSEE FORM**

(MUST BE TYPED)

Name (including d/b/a) and Mailing Address of Licensee  <b>PRIME EXAMPLE INC PRIME EXAMPLE 1909 N BROAD AVE NEW ORLEANS , LA 70119</b>		Name (including d/b/a) and Physical Address of Licensee  <b>PRIME EXAMPLE INC PRIME EXAMPLE 1909 N BROAD AVE NEW ORLEANS , LA 70119</b>	
10-Digit Video Gaming License No. <b>3601112046</b>	Federal Tax ID. No. [REDACTED]	La. State Tax ID. No. [REDACTED]	Business Telephone No. <b>(504) 701-9007</b> <b>(504) 947-0763</b>
Parish (Physical Location of Licensee) <b>ORLEANS</b>	Is Physical Location Within City Limits? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	State Alcoholic Beverage Control (ABC) Permit No. <b>360006237</b>	
Contact Person for Company <b>JULIUS KIMBROUGH</b>		Title/Position Held <b>PRESIDENT</b>	
Daytime Contact phone # <b>(504) 701-9007</b>	Contact Cell Phone # <b>(504) 701-9007</b>	Email Address <b>N/A</b>	

(Place an "X" by one (1) box only. Submit a separate form for each type of license held.)

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> 1 Bar/Tavern \$200 | <input type="checkbox"/> 4 OTB/Race Track \$ 200 | <input type="checkbox"/> 7 Service Entity \$ 2,000 |
| <input type="checkbox"/> 2 Restaurant \$200            | <input type="checkbox"/> 5 Truck Stop \$1,100    | <input type="checkbox"/> 8 Distributor \$10,000    |
| <input type="checkbox"/> 3 Hotel/Motel \$200           | <input type="checkbox"/> 6 Device Owner \$2,000  | <input type="checkbox"/> 9 Manufacturer \$20,000   |

AFFIDAVIT

I, Julius Kimbrough, do hereby attest and set forth as truth to the best of my  
 (Authorized Representative for Business)

knowledge that the business structure and ownership are the same as previously filed with the Louisiana State Video Gaming Division. I understand and accept full knowledge and responsibility under penalty of applicable law for any and all intentional written and/or verbal conveyance, misguidance or misrepresentation of the facts or circumstances regarding any and all previously disclosed information and/or documents to the Division.

8/23/2011

Prime Example, Inc.

Date

Licensee's Name (Print)

Julius Kimbrough  
 Licensee's or Authorized Representative's Signature

Sworn to and subscribed before me this 23 Day of August in the Year 2011

**LOUIS A. GERDES JR.**

**NOTARY # 23500**

Notary Public

My Commission Expires: AT DEATH  
 Date

FOR OFFICE USE ONLY

Receipt No.:

3601112046

Entered By:

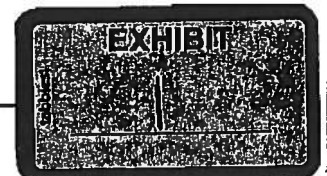
RB

Date:

10-4-11

DPSSP 6643

(Requirements and Instructions on Reverse Side).



STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

IN RE: PRIME EXAMPLE, INC.  
d/b/a PRIME EXAMPLE

LICENSE No. 360.1112046

ORDER

BE IT REMEMBERED that on the 8<sup>th</sup> Feb, 2012, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared in person or 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,

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**; that the Licensee must pay seven hundred and fifty and 00/100 Dollars (\$750.00) to the Division within fifteen (15) days of approval by the Louisiana Gaming Control Board. Failure to do so shall result in the immediate suspension of the gaming License without the necessity of any further administrative action.

SIGNED AND ENTERED this 8<sup>th</sup> day of Feb -, 2012, in

Baton Rouge, Louisiana.  
ALL COPIES MUST BE IDENTIFIED  
BY DATE RECEIVED ON  
OF February 8th 2012 DAY  
Paul Dunge  
DEPUTY CLERK, ADMINISTRATIVE HEARING OFFICE  
cc: Julius Kimbrough, Jr.  
Olga Popov  
Sgt. Kenneth Subky

[Signature]  
HEARING OFFICER  
A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 02.08.12  
[Signature]  
BY: CLERK