

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

Gaming Control Board

HILLARY J. CRAIN CHAIRMAN

IN RE: PARADISE POKER, INC. D/B/A PARADISE POKER, INC. NO. VP2600609480

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of December 16, 2003. The Hearing Officer's order dated November 24, 2003, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Administrative Action," by and between Paradise Poker, Inc. d/b/a Paradise Poker, Inc., No. VP2600609480, and the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division, which is attached hereto and incorporated herein, is **APPROVED**.

THUS DONE AND SIGNED on this the day of December, 2003.

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 _

DAY

APPEAL DOCKETICHERK

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



STATE OF LOUISIANA LOUISIANA GAMING CONTROL BOARD ADMINISTRATIVE HEARING OFFICE

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ADMINISTRATIVE HEARING OFFICE

IN RE: PARADISE POKER, INC.

CASE NO. 2600609480 Violation/Inspection Report No. 14453

JOINT MOTION FOR ENTRY OF STIPULATIONS AND APPROVAL OF PROPOSED SETTLEMENT

ON THE JOINT MOTION OF:

- 1. the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division (hereinafter "Division"), and
- 2. Paradisc Poker, Inc., License No. 2600609480 (hereinaster "licensee"),

who respectfully represent the following:

WHEREAS:

- 1. On or about March 1, 2003, the Division mailed the annual form, which must be submitted annually by all licensees, to the licensee;
- 2. The licensee was mandated by La. R.S. 27:311(K)(4), LAC 42:X1.2405(B)(4) and (7) to submit the above annual form to the Division, along with all appropriate fees and current tax clearance certificates, on or before July 1, 2003;
- 3. On or about July 1, 2003, the Division received the licensee's annual form, fees and local tax clearance; however, the state tax clearance certificate was not included;
- 4. On July 9, 2003, the Division sent the licensee certified notification of its failure to submit the required state tax clearance;
- 5. On July 29, 2003, the Division issued Violation/Inspection Report #14453 to the licensee, citing violation of LAC 42:X1.2405(B)(7);
- 6. Attendant to the Violation/Inspection Report, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to the licensec on or about October 9, 2003; and

Representative
Louisiana Gaming Control Board

7. This matter has been scheduled for hearing on December 2, 2003 at 9:00 a.m. before the Honorable William II. Brown,

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

- 1. The licensee acknowledges that it was in violation of LAC 42:XI.2405(B)(7), in that it did not submit the state tax clearance certificate to the Division by July 1, 2003;
- 2. In lieu of further administrative action, the licensee shall pay a \$250.00 civil penalty;
- 3. The Division hereby agrees to accept the licensee's payment of the above stated penalty in full and final settlement of Violation/Inspection Report No. 14453 and this Notice of Recommendation of Administrative Action;
- 4. The Division reserves the right to take into consideration these violations in connection with any future violation;
- 5. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
- 6. This settlement constitutes the entire agreement between the Division and Paradisc Poker, Inc. pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
- 7. 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 within fifteen (15) days of approval by the Board shall result in the video gaming license of the licensee being suspended and its gaming devices being disabled; and
- 8. The Division and the licensec waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

Respectfully submitted,

PARADISE POKER, INC. VG#2600609480

Fabien V. Mang

Owner

4933 Folse Drive

Metairie, Louisiana 70006 Telephone: (504) 889-0756 RICHARD P. IEYOUB ATTORNEY GENERAL

BY:

Karen Day White

Assistant Atterney General La. Bar Roll No. 25933 339 Florida Street, Stc. 500 Baton Rouge, Louisiana 70801 Telephone: (225) 342-2465 Facsimile: (225) 342-4244

STATE OF LOUISIANA LOUISIANA GAMING CONTROL BOARD ADMINISTRATIVE HEARING OFFICE

IN RE: PARADISE POKER, INC.

CASE NO. 2600609480

<u>ORDER</u>

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 licensee acknowledges that it was in violation of LAC 42:X1.2405(B)(7), in that it did not submit the state tax clearance certificate to the Division by July 1, 2003:
- 2. the licensee shall pay a civil penalty in the amount of \$250.00;
- 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
- the failure to submit the above penalty within fifteen (15) days of approval of this 4. settlement by the Board shall result in the video gaming license of the licensee being suspended and its gaming devices being disabled.

THUS DONE AND SIGNED this ______ day of _______, 2003 in Baton Rouge, Louisiana.

> William H. Brown Hearing Officer

LOUISIANA GAMING CONTROL BOARD I HEREBY CERTIFY THAT A CERTIFIED

..... COPY ATTEST

JISIANA GAMING CONTROL BOARD

HEARING OFFICE BATON ROUGE, LA

STATE OF LOUISIANA	
PARISH OF	

AFFIDAVIT

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

FABIEN MANG,

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

that affiant is an owner of Paradise Poker, Inc. ("licensee"), whose address is 4933 Folse Drive, Metairie, Louisiana 70006;

that the licensee received a Notice of Recommendation of Administrative Action (Violation/Inspection Report No. 14453) from the Louisiana Gaming Control Board, citing violation of LAC 42:X1.2405(B)(7);

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 Motarie, Louisiana, on this [4th day of November, 2003.

Fabien Mang, Alliant

Notary Public
My commission extres left me