



State of Louisiana  
Gaming Control Board

KATHLEEN BABINEAUX BLANCO  
GOVERNOR

H. CHARLES GAUDIN  
CHAIRMAN

IN RE: LOUISIANA I GAMING PARTNERSHIP IN COMMENDAM  
D/B/ABOOMTOWN CASINO, WESTBANK  
NO. CGD050246

ORDER


This matter was considered by the Louisiana Gaming Control Board at its meeting of May 16, 2006. The Hearing Officer's order dated May 3, 2006, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," Violation No. CGD050246, by and between Louisiana I Gaming Partnership in Commendam d/b/a Boomtown Casino, Westbank, License No. R012600196, and the State of Louisiana, Department of Public Safety and Corrections, Office of State Police, which is attached hereto and incorporated herein, is **APPROVED**.

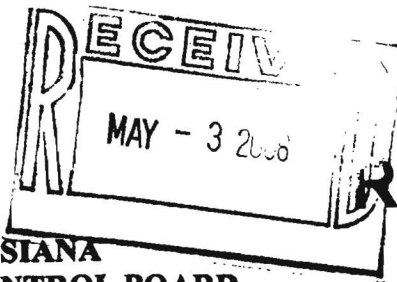
THUS DONE AND SIGNED on this the 16 day of May, 2006.

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 17th DAY  
OF May, 2006  
APPEAL DOCKET CLERK  




**RECEIVED**

**MAY 03 2006**

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

LGCB  
ADMINISTRATIVE HEARING OFFICE

**IN RE: LOUISIANA 1 GAMING PARTNERSHIP  
IN COMMENDAM D/B/A BOOMTOWN  
CASINO, WESTBANK**

**NO. CGD050246**

**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 (hereinafter the "Division") and Louisiana 1 Gaming Partnership in Commendam d/b/a Boomtown Casino, Westbank (hereinafter "Boomtown Casino"), 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 Boomtown Casino 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.

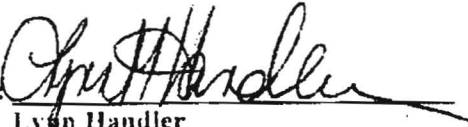
A true and correct copy of the proposed Compromise and Settlement Agreement is attached hereto as Exhibit "A" and incorporated by reference for all purposes.

**TRUE COPY**  
*[Signature]*  
Representative

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

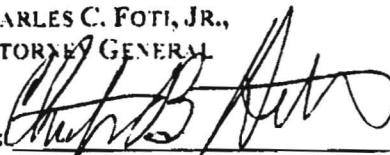
Respectfully submitted.

**PINNACLE ENTERTAINMENT**

By: 

**Lynn Handler**  
Associate General Counsel  
3800 Howard Hughes Parkway  
Las Vegas, Nevada 89109  
*Counsel for Boomtown Casino*

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

By: 

**Christopher B. Hebert, Bar Roll #29044**  
Assistant Attorney General  
1885 North Third Street, 5<sup>th</sup> Floor  
Baton Rouge, Louisiana 70802  
Telephone: (225) 326-6500  
Facsimile: (225) 326-6599  
*Counsel for the Office of State Police*

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

**IN RE: LOUISIANA 1 GAMING PARTNERSHIP  
IN COMMENDAM D/B/A BOOMTOWN  
CASINO, WESTBANK**

**NO. CGD050246**

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter the "Division") and Louisiana 1 Gaming Partnership in Commendam d/b/a Boomtown Casino, Westbank (hereinafter "Boomtown Casino") do hereby represent and agree as follows:

**WHEREAS**, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to Boomtown Casino 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 May 3, 2006, before the Louisiana Gaming Control Board Administrative Hearing Office; and

**WHEREAS**, the Division and Boomtown Casino 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. On or about March 7, 2005, Division agents sent an advisory notice to Boomtown Casino informing that casino advertising billboards must post the "1-800 Problem Gambling" hotline number (the "Hotline Number").

2. On April 15, 2005, the Division began enforcing the Advisory Notice. On April 21, 2005, a Division agent traveled to the following Boomtown Casino billboard locations and determined that the Hotline Number was shown on the billboards. The Division agent determined that the Hotline Number was not posted in a manner such that a reasonable man could read it at normal highway speeds:

- a) La. Highway 3017 at the 600 Block - North Bound
- b) US 90-B at Terry Parkway – East Bound
- c) US 90-B at Bridge Toll Area – East Bound
- d) US 90-B at Manhattan Blvd. – West Bound
- e) US 90-B at Ames – East Bound
- f) US 90-B at West Traffic Circle – West Bound
- g) Lapalco at Harvey Canal – East Bound
- h) Lapalco Exit to La. Hwy 3017 - West Bound
- i) La. Hwy 3017 at 3000 Block - South Bound
- j) La. Hwy 3017 at 3000 Block – North Bound
- k) La. Hwy 3017 at Harvey Bridge - South Bound
- l) I-10 at Loyola Blvd. – East Bound

3. On March 6, 2006, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to Boomtown Casino alleging certain violations of Louisiana Gaming Control Law.

#### **TERMS AND CONDITIONS**

1. Boomtown Casino agrees to pay to the Division the aggregate and complete sum of SIX THOUSAND AND NO/100 (\$6,000.00) DOLLARS.


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

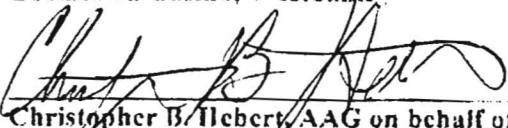
3. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

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

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. Failure to pay SIX THOUSAND AND NO/100 (\$6,000.00) DOLLARS within fifteen (15) days of approval of this settlement shall result in the immediate suspension of Boomtown Casino's license.

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

  
\_\_\_\_\_  
*Ryan D. Handler*, Duly Authorized Representative  
of Louisiana 1 Gaming Partnership in Commendam d/b/a  
Boomtown Casino, Westbank.

  
\_\_\_\_\_  
Christopher B. Hebert, 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: LOUISIANA 1 GAMING PARTNERSHIP  
IN COMMENDAM D/B/A BOOMTOWN  
CASINO, WESTBANK

NO. CGD050246

ORDER

BE IT REMEMBERED that on the 3<sup>rd</sup> day of May, 2006, 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,

**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 3<sup>rd</sup> day of May, 2006, in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 3<sup>rd</sup> DAY  
OF May 18 2006  
Full Domingue  
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

William H. Brown  
WILLIAM H. BROWN  
HEARING OFFICER

A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 5/3/06  
Full Domingue  
BY: CLERK

cc: Lynn Hemler  
Christopher Hobbes  
Sgt. Ireland Yalem