

LOUISIANA GAMING CONTROL BOARD

Minutes of March 15, 2004

The Louisiana Gaming Control Board held a meeting on Monday, March 15, 2004, 10:00 a.m., at the LaSalle Building, 617 N. Third Street, Baton Rouge. Present at this meeting were: Hillary J. Crain, Chairman; Robert M. Fleming, Vice-Chairman; James G. Boyer, Secretary/Treasurer; Gen. Sherian Cadoria, Marcia Morgan, Rupert Richardson and Kelly Simoneaux. Absent were board members Dennis Kinchen, Dudley Lastrapes and ex-officio members, Col. Henry Whitehorn and Sec. Cynthia Bridges.

The meeting was called to order. It was moved by Gen. Cadoria to waive the reading and approve the minutes of the February meeting. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

Ms. Donna Jackson, State Police Gaming Audit Division, presented the revenue reports for the riverboats, landbased casino, and slots at the tracks. Ms. Constance Wallace with the State Police Audit Division, reported on the employee numbers and salaries for the landbased casino, and Ms. Donna Stevens, also with the Audit Division, reported on the statistics for video poker.

The Board acted on the following truckstop applications:

1. **Houma Track Plaza & Casino, L.L.C. d/b/a Pelican Palace Casino - No. 5501511337**
2. **Raceland Truck Plaza & Casino L.L.C. d/b/a Raceland Casino - No. 2900512137**
3. **Lucky Magnolia Truck Stop & Casino, L.L.C. d/b/a Lucky Magnolia Casino - No. 4600511567**
4. **Bayou Vista Truck Plaza & Casino, L.L.C. d/b/a Bayou Vista Truck Plaza & Casino - No. 5100511651**
5. **JACE, Inc. d/b/a Colonel's Truck Plaza & Casino - No. 5500511812**
6. **Winner's Choice Casino, Inc. d/b/a Winner's Choice Casino - No. 1002503597**

The above six truckstops were handled in globo. All six dealt with stock transfers of the truckstop. It was moved by Ms. Richardson to approve the suitability and stock transfers on all six applications. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

7. **USA Speedmax Casino, L.L.C. d/b/a USA Speedmax Casino - No. 4907513919** -Motion by Sec. Boyer to approve the application. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.
8. **Nitro Gaming, Inc. d/b/a Mansfield Travel Plaza & Casino - No. 1600513773** - Motion by Gen. Cadoria to approve the application. That motion was seconded by Sec. Boyer and unanimously approved by the Board.

9. **LTSKC, Inc. d/b/a Fat Tuesday's Casino - No. 2400513932** - Motion by Gen. Cadoria to approve the application. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

The Board acted on a Joint Petition for Transfer of Interest between Harrah's Operating Co. Inc. Harrah's New Orleans Management Co., Harrah's Bossier City Investment Co., L.L.C., Red River Entertainment of Shreveport Partnership in Commendam, Downs Entertainment Group-1 and Downs Entertainment Group-2.

Mr. Patrick Jackson, attorney for Bossier Parish addressed the Board concerning his opposition against the pending petition by Harrah's for the acquisition of Horseshoe Casino.

Following Mr. Jackson's comments, it was moved by Sec. Boyer to approve the transfer of interest. That motion was seconded by Ms. Richardson and unanimously approved by the Board by authorizing the Chairman to execute the Order, which is attached hereto as Appendix A.

The Board acted on the extension of the Unconditional Minimum Payment Guaranty Agreement of Harrah's landbased casino. The period covered by this guaranty would include the fiscal year ending March 31, 2007. The same guarantors are included in this extension as with the original guaranty.

Following discussion, it was moved by Sec. Boyer to approve the guaranty agreement and authorize the Chairman to execute the documents on behalf of the Board. That motion was seconded by Mr. Simoneaux and unanimously approved by the Board.

The Board acted on a request from Harrah's to include employees in their employee count that were previously excluded because they worked for JCC Holding and Harrah's Management Company and did not actually work for the casino. Since Harrah's now owns 100 percent of the casino and these employees work directly for Harrah's, they have requested that these employees be considered in the monthly employee count.

Addressing the Board on this matter was Mr. Jeff Traylor, an audit manager with Louisiana State Police. Following discussion, it was moved by Ms. Morgan that Harrah's be able to include the Harrah's New Orleans Management Company employees who live in New Orleans and work solely for Jazz Casino Corporation in their monthly employee count. That motion was seconded by Sec. Boyer and unanimously approved by the Board.

The Board acted on Proposed Settlements/Appeals in the following:

1. **In Re: Michael J. Hebert d/b/a Tropical Island - No. 5002204972** - Motion by Vice-Chairman Fleming to approve the settlement suspending the license for 30 days. That motion was seconded by Ms. Morgan and unanimously approved by the Board.

2. **In Re: Manuel's I-10 Auto/Truck Stop, Inc. d/b/a Manuel's I-10 Auto/Truck Stop - No. 0100501042** - Motion by Gen. Cadoria to approve the settlement of \$250.00 for failure to include the toll-free gambling number in advertising. That motion was seconded by Ms. Richardson and unanimously approved by the Board.
3. **In Re: Patricia Rosbottom d/b/a Automatic Amusement - No. 0801609737** - Motion by Gen. Cadoria to approve the settlement of \$1000.00 for having the locking doors on the machines inoperable. That motion was seconded by Ms. Richardson and unanimously approved by the Board.
4. **In Re: Bayou Vista Truck Plaza & Casino, L.L.C. d/b/a Bayou Vista Truck Place & Casino - No. 5100511651** - Motion by Sec. Boyer to approve the settlement in the amount of \$43,331.00 for employing an unsuitable designated representative. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.
5. **In Re: The Tropicana Club, Inc. d/b/a The Tropicana Club - No. 5000110819**
6. **In Re: Big Daddy's Sports Restaurant, L.L.C. d/b/a Big Daddy's Sports Grill - No. 1001213399**

These above two cases were handled in globo because they dealt with the same issue. Both licensees failed to include the toll-free gambling number in advertising. It was moved by Ms. Morgan to approve a \$250.00 settlement for each licensee. That motion was seconded by Vice-Chairman Fleming and unanimously approved by the Board.

7. **In Re: Michael A. Nelson - No. P040042236** - Motion by Gen. Cadoria to approve the settlement in the amount of \$250.00 for failure to timely provide a tax clearance. That motion was seconded by Ms. Richardson and unanimously approved by the Board.
8. **In Re: Dorothy Boyd d/b/a Fred's Amusement - No. 0300600107** - Motion by Gen. Cadoria to approve the settlement of \$500.00 for purchasing video gaming supplies from a non-licensed entity. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
9. **In Re: Michael P. Ortego d/b/a Subway - No. 5002212772** - Motion by Gen. Cadoria to approve the settlement of \$250.00 for failure to timely provide his tax clearances. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
10. **In Re: Miss Pat's Pub & Deli, Inc. d/b/a Miss Pat's Pub & Deli - No. 1001112254**
11. **In Re: Mel's Diner Part II, Inc. d/b/a Mel's Diner - No. 5006210202**

These above two cases were handled in globo because they dealt with the same issue. Both licensees failed to include the toll-free gambling number in advertising. It was moved by Ms. Richardson to approve the \$250.00 settlement for each licensee. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

12. **In Re: Miyon N. Wilson - No. P040041953**
13. **In Re: Victoria Edwards-Tatum - No. P040029647**
14. **In Re: Dung T. Nguyen - No. P040042457**

The above three cases were handled in globo because they dealt with the same issue. The licensees all failed to timely provide their tax clearances. It was moved by Ms. Richardson to approve the settlement of \$250.00 for each licensee. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

15. **In Re: Mink, P., L.L.C. d/b/a Parlay's- No. 3601112150** - Motion by Sec. Boyer to affirm the decision of the Hearing Officer denying the license. That motion was seconded by Vice-Chairman Fleming and unanimously approved by the Board.

There being no public comments, it was moved by Gen. Cadoria to adjourn the meeting. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

The meeting was adjourned.