



*State of Louisiana*  
*Gaming Control Board*

*KATHLEEN BABINEAUX BLANCO*  
GOVERNOR

*H. CHARLES GAUDIN*  
CHAIRMAN

**IN RE: BLUE SKY MARKETING GROUP, LTD.  
NO. P086502322**

**ORDER**

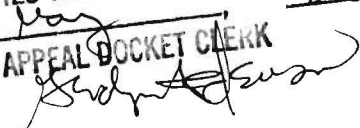
This matter was considered by the Louisiana Gaming Control Board at its meeting of May 16, 2007. The Hearing Officer's order dated April 25, 2007, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Suspension and Penalty," No. P086502322, by and between Blue Sky Marketing Group, Ltd., 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 May, 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 17<sup>th</sup> DAY  
OF May, 2007  
APPEAL DOCKET CLERK  


STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

**RECEIVED**

APR 25 2007

LGCB  
ADMINISTRATIVE HEARING OFFICE

IN RE: BLUE SKY MARKETING GROUP LTD

PERMIT NO. P086502322

**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 Blue Sky Marketing Group LTD (hereinafter "Permittee"), 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 Permittee 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  
Gaming Control Board

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

Respectfully submitted,

**BLUE SKY MARKETING GROUP LTD**

By: 

**Elliot Zirlin**  
633 Skokie Blvd Ste 100 LL  
Northbrook, IL 60062  
*Chairman of Blue Sky Marketing  
Group LTD*

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

By: 

**Mesa T. Brown, Bar Roll #30567**  
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: BLUE SKY MARKETING GROUP LTD

PERMIT NO. P086502322

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter the "Division") and Blue Sky Marketing Group LTD Permit No. P086502322 (hereinafter "Permittee") 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 April 25, 2007, before the Louisiana Gaming Control Board Administrative Hearing Office; and

**WHEREAS**, the Division and Permittee 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 Permittee stipulates that it failed to submit the annual affidavit form and permit fee by October 8, 2006, the anniversary date of Blue Sky Marketing Group LTD's Non Gaming Supplier Permit, in violation of La. R.S 27:29(3)(F).

2. The Permittee also stipulates that it did not send the annual affidavit form and annual permit fee until on or about February 26, 2007.

## **TERMS AND CONDITIONS**

1. Within fifteen (15) days of the approval of this settlement by the Louisiana Gaming Control Board, the Permittee shall pay a civil penalty of Five Hundred Dollars (\$500.00) for the violation of La. R.S 27:29.3(F) and Sixty two Dollars and Fifty Cents (\$62.50) pursuant to La. R.S. 27:29.5 for a total of Five Hundred Sixty-Two Dollars and Fifty Cents (\$562.50)

2. The Division hereby agrees to accept the payment of Five Hundred Sixty-Two Dollars and Fifty Cents (\$562.50) 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 assessments of the Permittee'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 Permittee 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, the Permittee must pay Five Hundred Sixty-Two Dollars and Fifty Cents (\$562.50) within fifteen (15) calendar days of such approval. Any failure to meet this requirement will result in immediate suspension of the gaming permit 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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**Elliot Zirlin**  
**Blue Sky Marketing Group LTD**



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**Mesa T. Brown, 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: BLUE SKY MARKETING GROUP LTD

PERMIT NO. P06502322

ORDER

BE IT REMEMBERED that on the 26 day of April, 2007, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, 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 26 day of April, 2007, in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD  
ALL COPIES MUST BE A CERTIFIED  
COPY OR BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 25 DAY  
OF APRIL 19 2007  
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

Edie Zirkler  
Mesa Brown  
G. Edward Tolson



HONORABLE WILLIAM H. BROWN  
HEARING OFFICER

TO COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 4/25/07  
Jill Demay  
BY: CLERK