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By Jasmine Dunklin at 1:25 pm, Jan 18, 2024

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RE: LA BRANCH TOO INC. OF LAKE CHARLES
d/b/a LA BRANCH CAFÉ & FROSTY

CASE NO.:1001104013

JOINT MOTION FOR APPROVAL OF COMPROMISE AND
SETTLEMENT AGREEMENT

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

NOW COME the Louisiana State Police, Gaming Enforcement Division (hereinafter, the "Division") and LA Branch Too Inc. of Lake Charles d/b/a LA Branch Café & Frosty (hereinafter, "Licensee"), who file this Joint Motion for Approval of Compromise and Settlement Agreement regarding the administrative action of Licensee's permit under Case No: 1001104013 and the Notice of Recommendation of Administrative Action issued by the Louisiana Gaming Control Board on or about November 30, 2023, based on the provisions found in La. R.S. 27:435(A)(6), La. R.S. 27:435(H)(3), La. R.S. 27:435(K)(4)(a), La. R.S. 27:435(K)(4)(d) and LAC 42:III.2405(B)(4)(a) and (b) and in support thereof would respectively show unto the Hearing Officer as follows:

1.

The Division and 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 Office and the Louisiana Gaming Control Board.

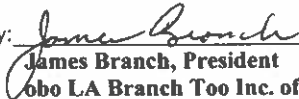
2.

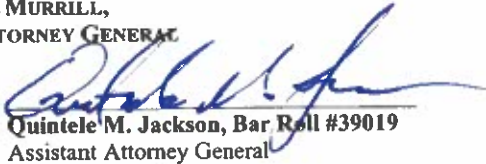
A true and correct copy of the proposed Compromise and Settlement Agreement is attached hereto as Exhibit "A" and incorporated by reference for all purposes.

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

Respectfully Submitted,

**LIZ MURRILL,
ATTORNEY GENERAL**

By: 
James Branch, President
c/o LA Branch Too Inc. of Lake Charles
d/b/a LA Branch Café & Frosty

By: 
Quintele M. Jackson, Bar Roll #39019
Assistant Attorney General
1885 North Third Street, 5th 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**

**RE: LA BRANCH TOO INC. OF LAKE CHARLES
d/b/a LA BRANCH CAFÉ & FROSTY**

CASE NO.: 1001104013

COMPROMISE AND SETTLEMENT AGREEMENT

Louisiana State Police, Gaming Enforcement Division (hereinafter, the "Division") and LA Branch Too Inc. of Lake Charles d/b/a LA Branch Café & Frosty (hereinafter, "Licensee"), do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has sent a Notice of Recommendation of Administrative Action to Licensee, which Notice contains allegations of certain violations of Louisiana Gaming Control Law; and

WHEREAS, the Division and Licensee are desirous of fully and finally compromising and settling all issues and disputes arising out of and in connection with said Notice;

NOW, THEREFORE, in consideration of the foregoing, the parties hereto do hereby agree and stipulate as follows:

STIPULATIONS

1. The Licensee is a Type 1 licensed establishment located at 4688 Common St. Lake Charles, LA, 70607.
2. On March 15, 2023, the Division emailed an Advisory Notice to the Licensee advising them of the requirement to submit their Annual Licensee forms and fees no later than July 1, 2023.

3. On November 8, 2023, the Division received the Licensee's completed Annual Licensee Form and accompanying documents.

4. Licensee failed to timely submit its Annual Licensee Form, annual fee, and supporting documents, in violation of in La. R.S. 27:435(A)(6), La. R.S. 27:435(H)(3), La. R.S. 27:435(K)(4)(a), La. R.S. 27:435(K)(4)(d) and LAC 42:III.2405(B)(4)(a) and (b).

TERMS AND CONDITIONS

1. In lieu of administrative action, Licensee will pay a penalty of **SEVEN HUNDRED FIFTY and 00/100 (\$750.00) DOLLARS** for its violation of La. R.S. 27:435(A)(6), La. R.S. 27:435(H)(3), La. R.S. 27:435(K)(4)(a), La. R.S. 27:435(K)(4)(d) and LAC 42:III.2405(B)(4)(a) and (b).

2. The Division hereby agrees that payment of a total penalty of **SEVEN HUNDRED FIFTY and 00/100 (\$750.00) DOLLARS** 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 this admitted violation in connection with any future investigation, violation or assessment of penalty and in connection with any future assessments of Licensee'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 Licensee, pertaining to the subject matter contained herein and

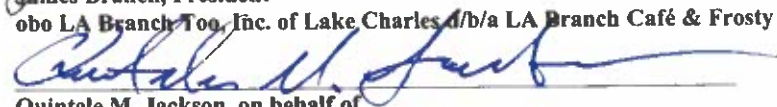
supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

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, Licensee agrees to make full payment of the civil penalty within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board. Licensee agrees that failure to meet this requirement shall result in immediate suspension of its 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 and Settlement Agreement and agree to all stipulations and terms and conditions hereof.


James Branch, President
obo LA Branch Too, Inc. of Lake Charles d/b/a LA Branch Café & Frosty


Quintele M. Jackson, on behalf of
Louisiana State Police, Gaming Enforcement Division

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RE: LA BRANCH TOO INC. OF LAKE CHARLES
d/b/a LA BRANCH CAFÉ & FROSTY

CASE NO.: 1001104013

ORDER

BE IT REMEMBERED that on the 17th day of January, 2024, came 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 or representing themselves, and the Hearing Officer having considered the pleadings on file, the proposed Compromise and 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 Licensee must pay **SEVEN HUNDRED FIFTY and 00/100 (\$750.00) DOLLARS** 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 Licensee's gaming permit without the necessity of any further administrative action until such time as the penalty is paid in full.

SIGNED AND ENTERED this 17th day of January, 2024, in Baton Rouge, Louisiana.



SUZAN S. PONDER
HEARING OFFICER

LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE

I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON

ALL PARTIES THIS 18 DAY
OF January, 2024

Cheryll Broussard

DOCKET CLERK, ADMIN. HEARING OFFICE

cc. LA Branch Too Inc. of Lake Charles
d/b/a LA Branch Café & Frosty

Quintela Jackson

Sgt. Ruben Brown

A TRUE COPY ATTEST

LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE

BATON ROUGE, LA 11/18/24

Cheryll Broussard

DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE