



# State of Louisiana

KATHLEEN BABINEAUX BLANCO  
GOVERNOR

Gaming Control Board

H. CHARLES GAUDIN  
CHAIRMAN

ANNE LACOUR NEEB  
EXECUTIVE DIRECTOR

## NOTICE OF DECISION

IN RE: CONSTANCE SALDANA  
NO. P040019638

**TO:** Constance Saldana  
2120 Clooney Street  
Lake Charles, LA 70601

CERTIFIED MAIL: 7003 3110 0000 4642 7208  
RETURN RECEIPT REQUESTED

Gail C. Holland, AAG  
1885 North 3<sup>rd</sup> Street, Suite 500  
Baton Rouge, LA 70802

CERTIFIED MAIL: 7003 3110 0000 4642 7215  
RETURN RECEIPT REQUESTED

Lt. Rhett Trahan, LSP  
7919 Independence Boulevard  
Baton Rouge, LA 70806

CERTIFIED MAIL: 7003 3110 0000 4642 7222  
RETURN RECEIPT REQUESTED

**NOTICE IS HEREBY** given that on February 15, 2005, the decision of the Louisiana Gaming Control Board was signed in the above entitled matter. (SEE COPY OF THE ENCLOSED DECISION)

An appeal from a decision of the Board shall be filed within ten (10) days of notice of the decision in the Nineteenth Judicial District Court and shall be reviewed solely on the record as provided by La. R.S. 27:26.

Louisiana Gaming Control Board, Baton Rouge, Louisiana this 16<sup>th</sup> day of February, 2005.

Geralyn A. Coleman  
Appeal Docket Clerk

**NOTIFIED:**

Constance Saldana  
Gail C. Holland, AAG  
Lt. Rhett Trahan, LSP-Casino Gaming Division

2/16/05



# State of Louisiana

Gaming Control Board

KATHLEEN BABINEAUX BLANCO  
GOVERNOR

H. CHARLES GAUDIN  
CHAIRMAN

ANNE LACOUR NEEB  
EXECUTIVE DIRECTOR

## IN RE: CONSTANCE SALDANA NO. P040019638

### ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of February 15, 2005. The Hearing Officer's order dated January 19, 2005, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Suspension and Penalty," Permit No. P040019638, by and between Constance Saldana, 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 15 day of February, 2005.

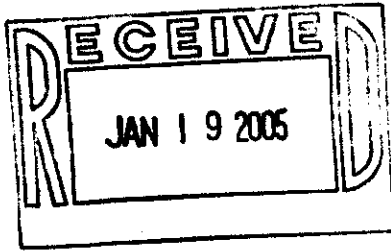
LOUISIANA GAMING CONTROL BOARD

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 16th DAY  
OF February 2005  
APPEAL DOCKET CLERK





RECEIVED

JAN 12 2005

STATE OF LOUISIANA

LOUISIANA GAMING CONTROL BOARD

LGCB  
ADMINISTRATIVE HEARING OFFICE

ADMINISTRATIVE HEARING OFFICE

IN RE: CONSTANCE SALDANA

NO. P040019638

**JOINT MOTION FOR ENTRY OF STIPULATIONS AND  
APPROVAL OF PROPOSED SETTLEMENT**

ON THE JOINT MOTION OF:

1. the State of Louisiana, Department of Public Safety and Corrections, Office of State Police, (hereinafter "Division"), and
2. Constance Saldana, Permit No. P040019638 (hereinafter "permittee"),

who respectfully represent the following:

**WHEREAS:**

1. On August 16, 2004, the Division received notification from the Internal Revenue Service that permittee was not current in the filing of all applicable state tax returns or in the payment of all taxes owed. Permittee was notified by certified mail that permittee had thirty (30) days to provide the Division with documentation that a tax clearance had been issued; permittee received and signed for this letter on August 26, 2004. Permittee did not provide documentation of a tax clearance to the Division until on or about January 4, 2005.
2. The permittee is mandated by La. R.S. 27:28B(3) to remain current with all tax filings and payments owed to the state of Louisiana, any political subdivision of Louisiana, or the Internal Revenue Service.
3. Permittee was issued a *Notice of Recommendation of Suspension* by the Louisiana Gaming Control Board on or about November 24, 2004.
4. This matter has been scheduled for hearing on January 20, 2005 at 9:30 a.m. before the Honorable Joseph E. Anzalone, Jr.

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

TRUE COPY  
*[Signature]*  
Representative

Louisiana Gaming Control Board

1. The permittee acknowledges that La. R.S. 27:28B(3) mandates permit holders to remain current with all tax filings and payments owed to the state of Louisiana, any political subdivision of Louisiana, or the Internal Revenue Service;
2. The permittee further acknowledges that permittee was notified on August 26, 2004 by certified mail that permittee had thirty (30) days to provide the Division with documentation that a tax clearance had been issued. Permittee did not provide documentation of a tax clearance to the Division until on or about January 4, 2005.
3. In consideration of the previous and aforementioned delay in submission of the mandatory Louisiana state tax clearance and in lieu of further administrative action against the permittee's gaming permit, the permittee shall pay a \$250.00 civil penalty;
4. The Division hereby agrees to accept the permittee's payment of the above stated penalty in full and final settlement of this Notice of Recommendation of Administrative Action;
5. The Division reserves the right to take into consideration these violations in connection with any future violation;
6. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
7. This settlement constitutes the entire agreement between the Division and Constance Saldana pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
8. 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 permittee being suspended until such time as the penalty is paid in full;

9. The Division and the permittee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

**CONSTANCE SALDANA**  
No. P040019638

BY: Constance Saldana  
Constance Saldana  
2120 Clooney Street  
Lake Charles, LA 70601

Respectfully submitted:  
**CHARLES C. FOTI, JR.**  
**ATTORNEY GENERAL**

CC Foti  
Assistant Attorney General  
Gail C. Holland La. Bar Roll No. 23783  
1885 North Third Street, 5<sup>th</sup> Floor  
Baton Rouge, Louisiana 70802  
Telephone: (225) 326-6500  
Facsimile: (225) 326-6599

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

**IN RE: CONSTANCE SALDANA**

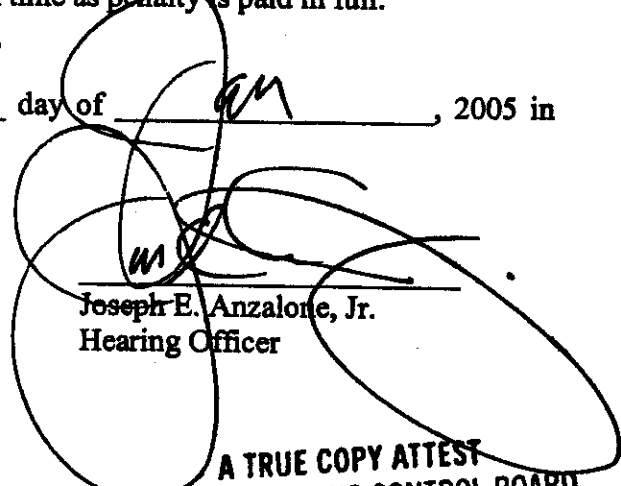
**NO. PO40019638**

**ORDER**

Considering the foregoing Joint Motion for Entry of Stipulations and Approval of Proposed Settlement, IT IS HEREBY ORDERED that such proposed settlement is approved, to wit:

1. The permittee acknowledges that she was notified on August 26, 2004 by certified mail that permittee had thirty (30) days to provide the Division with documentation that a tax clearance had been issued and that he did not provide documentation of a tax clearance to the Division until January 4, 2005.
2. the permittee shall pay a \$250.00 civil penalty;
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
4. the failure to submit the above penalty within fifteen (15) days of approval of this settlement by the Board shall result in the Non Key Gaming Employee Permit of the permittee being suspended until such time as penalty is paid in full.

THUS DONE AND SIGNED this 19 day of Jan, 2005 in  
Baton Rouge, Louisiana.

  
\_\_\_\_\_  
Joseph E. Anzalone, Jr.  
Hearing Officer

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 19th DAY  
OF January, 192005  
Bill Gerneyer  
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Constance Saldana  
Cecil Holland  
Tommy Ponepinto

A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 1/19/05  
Bill Gerneyer  
BY: CLERK

STATE OF LOUISIANA

PARISH OF Caldesia

**AFFIDAVIT**

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

**CONSTANCE SALDANA**

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

that affiant is the holder of Non-Key Gaming Employee Permit No. P040019638;

that the permittee received a Notice of Recommendation of Administrative Action from the Louisiana Gaming Control Board, citing violation of La. R.S. 27:28B(3);

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 permittee, 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 Lake Charles, Louisiana, on this 10 day of January, 2005.

Constance Saldana  
CONSTANCE SALDANA, Affiant

Janet Duff  
Notary Public  
My commission expires at Life.