

BOBBY JINDAL GOVERNOR State of Louisiana Gaming Control Board

DANE K. MORGAN CHAIRMAN

# IN RE: GREATLAND COACH, INCORPORATED NO. P086502107

## **ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of October 20, 2011. The Hearing Officer's order dated October 10, 2011, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," by and between Greatland Coach, Incorporated, No. P086502107, 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 20th day of October, 2011.

LOUISIANA GAMING CONTROL BOARD

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DANE K. MORGAN, CHAIRMAN

APPEAL DOCKET GLERK

LGCB-1023-11-B

### RECEIVED

By Geralyn Coleman at 3:02 pm, Oct 10, 2011

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#### STATE OF LOUISIANA

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LOUISIANA GAMING CONTROL BOARD

LGCB Administrative Hearing Office

ADMINISTRATIVE HEARING OFFICE

IN RE: GREATLAND COACH, INCORPORATED

CASE NO.: P086502107

# JOINT MOTION FOR APPROVAL OF COMPROMISE AND SETTLEMENT AGREEMENT

### TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

NOW COME the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Greatland Coach, Incorporated (hereinafter, "Greatland"), 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 Greatland 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 Greatland respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,

EZELL LAW FIRM, LLC

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Counsel for Greatland Coach,

Incorporated

JAMES D. "BUDDY" CALDWELL,

ATTORNEY GENERAL

By!

Dawn M. Himel, Bar Roll #31007

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: GREATLAND COACH, INCORPORATED

CASE NO.: P086502107

#### COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Greatland Coach, Incorporated (hereinafter, "Greatland") do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to Greatland, which Notice contains allegations of 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 before the Louisiana Gaming Control Board Administrative Hearing Office on October 10, 2011; and

WHEREAS, the Division and Greatland 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. Greatland is a non-gaming supplier located at 8800 W. Sam Houston Pkwy. S. #141, Houston, Texas 77099.

- 2. Greatland officially relocated and changed its physical address on or about February 14, 2011. Greatland did not notify the Division of this change in physical address until June 1, 2011, in violation of LAC 42:VII.2901(B)(4), LAC 42:IX.2901(B)(4), and LAC 42:XIII.2901(B)(4).
- 3. Greatland changed its mailing address in March 2011. Greatland did not notify the Division of this change in mailing address until June 1, 2011, in violation of LAC 42:VII.2901(B)(4), LAC 42:IX.2901(B)(4), and LAC 42:XIII.2901(B)(4).

#### TERMS AND CONDITIONS

- 1. In lieu of Administrative Action of its Gaming License, Greatland will pay a civil penalty of ONE THOUSAND AND NO/100 (\$1,000.00) DOLLARS for its violations of LAC 42:VII.2901(B)(4), LAC 42:IX.2901(B)(4), and LAC 42:XIII.2901(B)(4).
- 2. The Division hereby agrees that payment of a civil penalty of ONE THOUSAND AND NO/100 (\$1,000.00) DOLLARS shall be in full and final settlement of all matters set forth in the Notice of Recommendation of Administrative Action for the licensee's violations of LAC 42:VII.2901(B)(4), LAC 42:IX.2901(B)(4), and LAC 42:XIII.2901(B)(4).
- 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 Greatland'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 Greatland, 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. Failure to pay the penalty within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board, and to comply with each term and condition listed herein, shall result in the immediate suspension of Greatland's license without the necessity of 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 bereof	1		

Name:

On behalf of Greatland Coach, Incorporated

Dawn M. Himel, 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: GREATLAND COACH, INCORPORATED

CASE NO.: P086502107

#### **ORDER**

BE IT REMEMBERED that on the John day of October, 2011, 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 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 Greatland Coach, Incorporated must pay ONE THOUSAND AND NO/100 (\$1,000.00) 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 the gaming license without the necessity of any further administrative action until such time as the penalty is paid in full.

SIGNED AND ENTERED this Details day of Colors.

Louisian Roomer Lorisia mango

Cc: Andrew B. Ezell / Serah Lambremont

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HEARING OFFICER

A TRUE COPY ATTEST

LOUISIANA GAMING CONTROL BOARE

BATON ROUGE, LA -