



State of Louisiana
Gaming Control Board

**IN RE: DAIQUIRIS SPORTS & GRILL, LLC D/B/A
DAIQUIRIS SPORTS & GRILL
NO. 0505116246**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of March 26, 2012. The Hearing Officer's order dated March 19, 2012, 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 Daiquiris Spots & Grill, LLC d/b/a Daiquiris Sports & Grill, No. 0505116246, 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 26th day of March, 2012.

LOUISIANA GAMING CONTROL BOARD

BY:

Tema Rogers

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 27 DAY
OF March 2012
APPEAL DOCKET CLERK
[Signature]

LGCB-1365-12-B

4307 Bluebonnet Boulevard, Suite A, Baton Rouge, LA 70809
Phone: (225) 295-8450 Fax: (225) 295-8479

RECEIVED

By Geralyn Coleman at 3:01 pm, Mar 19, 2012

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RECEIVED

FEB 24 2012

LGCB
ADMINISTRATIVE HEARING OFFICE

IN RE: DAIQUIRIS SPORTS & GRILL, LLC
D/B/A DAIQUIRIS SPORTS & GRILL

CASE NO.: 0505116246

**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 Daiquiri Sports & Grill, LLC d/b/a Daiquiris Sports & Grill (hereinafter, "Daiquiri Sports"), 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 Daiquiri Sports 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.

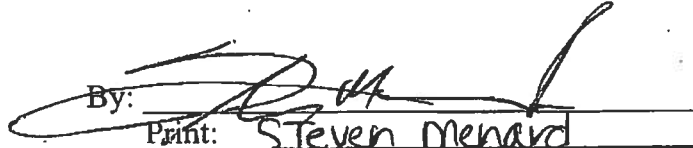
TRUE COPY

Representative
Louisiana Gaming Control Board

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

Respectfully Submitted,

**JAMES D. "BUDDY" CALDWELL,
ATTORNEY GENERAL**

By: 
Print: Steven Menard

418 Green Street
Marksville, Louisiana 71351
Telephone: (337) 852-0047
*Authorized Representative for
Daiquiris Sports & Grill, LLC*


By: 
Katie D. Chabert, Bar Roll #30465
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

EXHIBIT A

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RECEIVED

FEB 24 2012

LGCB
ADMINISTRATIVE HEARING OFFICE

**IN RE: DAIQUIRIS SPORTS & GRILL, LLC
D/B/A DAIQUIRIS SPORTS & GRILL**

CASE NO.: 0505116246

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Daiquiris Sports & Grill, LLC d/b/a Daiquiris Sports & Grill (hereinafter, "Daiquiris Sports") do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has sent a Notice of Recommendation of Administrative Action to Daiquiris Sports, 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 March 12, 2012; and

WHEREAS, the Division and Daiquiris Sports 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. Daiquiris Sports holds a Type 1 Video Poker License and is located at 418 Green Street Marksville, LA 71351.

2. Daiquiris Sports failed to submit a completed Annual Licensee Form, the appropriate annual fee, a completed Record Update Certificate, a copy of the current ATC permit, a current Local Sales Tax Clearance Certificate, and a current State Sales Tax Clearance Certificate by July 1, 2011, in violation of **La. R.S. 27:311(K)(4)(a) and (d) and LAC 42:XI.2405(B)(4)(a) and (b)**.

3. The Division received a completed Annual Licensee Form, the appropriate annual fee, a completed Record Update Certificate, a copy of the current ATC permit, a current Local Sales Tax Clearance Certificate, and a current State Sales Tax Clearance Certificate from Daiquiris Sports on September 13, 2011.

TERMS AND CONDITIONS

1. In lieu of Administrative Action of its Gaming License, Daiquiris Sports will pay a civil penalty of SEVEN HUNDRED FIFTY DOLLARS (\$750.00) for its violations of **La. R.S. 27:311(K)(4)(a) and (d) and LAC 42:XI.2405(B)(4)(a) and (b)**.

2. The Division hereby agrees that payment of a civil penalty of SEVEN HUNDRED FIFTY DOLLARS (\$750.00) 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 **La. R.S. 27:311(K)(4)(a) and (d) and LAC 42:XI.2405(B)(4)(a) and (b)**.

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 Daiquiris Sports' suitability.

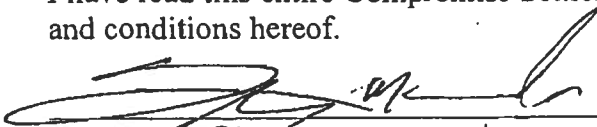
4. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

5. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and Daiquiris Sports, 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, Daiquiris Sports agrees to make full payment of the civil penalty to the Division within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board. Daiquiris Sports agrees that failure to meet this requirement shall result in immediate suspension of the gaming license 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.



Name: Steven Menard

Title: member

On behalf of Daiquiris Sports Bar & Grill, LLC



Katie D. Chabert, 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: DAIQUIRIS SPORTS BAR & GRILL, LLC
DAIQUIRIS SPORTS BAR & GRILL

CASE NO.: 0505116246

ORDER


BE IT REMEMBERED that on the 19th day of March, 2012, 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 Daiquiris Sports Bar & Grill, LLC must pay SEVEN HUNDRED FIFTY DOLLARS (\$750.00) 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.

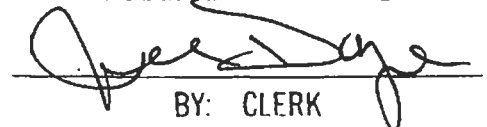
SIGNED AND ENTERED this 19th day of March, 2012, in Baton

Rouge, Louisiana
LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 19th DAY
OF March, 2012.
DUCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Steven Mancus
Nicotette Coley
Sgt. Monell Sibley


RICHARD REYNOLDS
HEARING OFFICER

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA D. L. Clark


BY: CLERK