



State of Louisiana

Gaming Control Board

M. J. "MIKE" FOSTER, JR.
GOVERNOR

HILLARY J. CRAIN
CHAIRMAN

**IN RE: SHOP RITE, INC. D/B/A
SHOP RITE #82 JENNINGS TRAVEL CENTER
NO. VP270351949
VIOLATION/INSPECTION REPORT 012713**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of June 16, 2003. The Hearing Officer's order dated May 13, 2003, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Violation and Hearing," by and between Shop Rite, Inc. d/b/a Shop Rite #82 Jennings Travel Center, No. VP2703512949, Violation/Inspection Report 012713 and the Louisiana Department of Public Safety and Corrections, Office of the State Police, Video Gaming Division, which is attached hereto and incorporated herein, is **APPROVED.**

THUS DONE AND SIGNED on this the 17 day of June, 2003.

LOUISIANA GAMING CONTROL BOARD

BY:

HILLARY J. CRAIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 18 DAY
OF June 2003
APPEAL DOCKET CLERK

RECEIVED

MAY 09 2003

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

LGCB
ADMINISTRATIVE HEARING OFFICE

IN RE: SHOP RITE, INC.
d/b/a SHOP RITE #82 JENNINGS TRAVEL CENTER

CASE NO. 2703512949

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

ON THE JOINT MOTION OF:

1. the Louisiana Department of Public Safety and Corrections, Office of the State Police, Video Gaming Division (hereinafter "Division") and
2. Shop Rite, Inc., d/b/a Shop Rite #82 Jennings Travel Center, License No. 2703512949 (hereinafter "licensee"),

who respectfully represent the following:

WHEREAS:

1. On or about February 11, 2003, an agent of the Division, observed a highway billboard sign on Interstate 10 at, approximately, milepost 56 in Jefferson Davis Parish, which advertised the licensee's gaming establishment. The billboard did not include the problem gambling toll-free telephone number;
2. The licensee is mandated by La. R.S. 27:27.3 to place the toll-free telephone number of the National Council on Problem Gambling (or other similar, Board approved toll-free telephone number) in any advertisement of its gaming activities or gaming establishment;
3. Pursuant to its agent's observations, the Division issued Violation/Inspection Report #012713 to the licensee on or about February 11, 2003, citing violation of La. R.S. 27:27.3. Attendant to this Violation/Inspection Report, the Louisiana Gaming Control Board issued a Notice of Violation and Hearing to the licensee on or about March 12, 2003.
4. This matter has been scheduled for hearing on May 13, 2003 at 9:00 a.m. before the Honorable William H. Brown.

TRUE COPY

Representative
Louisiana Gaming Control Board

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

1. The licensee acknowledges that it was in violation of La. R.S. 27:27.3, in that it did not place the required problem gambling toll-free telephone number on the aforementioned billboard that advertises its gaming establishment;
2. The licensee has since placed the required toll-free number on this billboard. A copy of a photograph confirming the same is attached hereto;
3. In lieu of suspension of the licensee's video gaming license, the licensee shall pay a \$250.00 civil penalty;
4. The Division hereby agrees to accept the licensee's payment of the above stated penalty in full and final settlement of Violation/Inspection Report No. 012713; and this Notice of Violation and Hearing;
5. The Division reserves the right to take into consideration this violation 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 Shop Rite, Inc., d/b/a Shop Rite #82 Jennings Travel Center, 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 video gaming license of the licensee being suspended and its gaming devices being disabled and;
9. The Division and the licensee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

Respectfully submitted,

Shop Rite, Inc.
d/b/a Shop Rite #82
Jennings Travel Center
VG# 2703512949

RICHARD P. IEYOUB
ATTORNEY GENERAL

BY:



Lazar Gielen
Shop Rite, Inc.
d/b/a Shop Rite #82
Jennings Travel Center
1823 Elton Road
Jennings, LA 70546
Owner

BY:



Kim M. Graham
Assistant Attorney General
La. Bar Roll No. 20932
365 Canal Street, One Canal Place
Suite 2730
New Orleans, Louisiana 70130
Telephone: (504)-599-1175
Facsimile: (504) 599-1163
Attorney for Division

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: SHOP RITE, INC.
d/b/a Shop Rite #82 Jennings Travel Center

CASE NO. 2703512949

ORDER

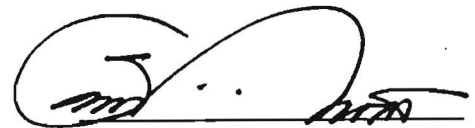
Considering the foregoing Joint Motion For Entry of Stipulations and Approval of Proposed Settlement, IT IS HEREBY ORDERED that such proposed settlement be approved, to wit:

1. the licensee acknowledges that it was in violation of La. R.S.27:27.3, in that it did not place the required problem gambling toll-free telephone number on the billboard that advertises its gaming establishment;
2. having placed the required toll-free number on its billboard, the licensee 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 video gaming license of licensee being suspended and its gaming devices being disabled.

THUS DONE AND SIGNED this 13th day of May, 2003
in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 13th DAY
OF May 2003
Althea Davis
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Lazar Green
Kim Graham Esq.
Sabrina Ballard



William H. Brown

Hearing Officer

A TRUE COPY ATTEST

LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 5/13/03

Althea Davis
BY: CLERK

STATE OF LOUISIANA
PARISH OF André

AFFIDAVIT

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

LAZAR GIELEN

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

that affiant is an owner of Shop Rite, Inc., d/b/a Shop Rite #82 Jennings Travel Center, ("licensee"), whose establishment is located at 1823 Elton Road, Jennings, Louisiana;

that Shop Rite, Inc., d/b/a/ Shop Rite #82 Jennings Travel Center, received a Notice of Violation and Hearing (Violation/Inspection Report No. 012713) from the Louisiana Gaming Control Board, citing violation of La. 27:27.3;

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 licensee, 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 Crowley, Louisiana, on this 8th day of May, 2003.

Shop Rite, Inc.
Lazar Gielen
Affiant
SECRET

John S. Bousquet
Notary Public

My commission expires Death



RICHARD P. LEYOUNG
ATTORNEY GENERAL

State of Louisiana
DEPARTMENT OF JUSTICE
GAMING DIVISION
New Orleans
70130

SUITE 2730 ONE CANAL PLACE
365 CANAL STREET
TELEPHONE (504) 599-1149
FAX (504) 599-1163

May 7, 2003

Mr. Lazar Gielen
1823 Elton Road
Jennings, LA 70546

RECEIVED

MAY 12 2003

LGCB
ADMINISTRATIVE HEARING OFFICE

**Re: Shop Rite, Inc.
d/b/a Shop Rite #82 Jennings Travel Center**

Dear Mr. Gielen:

I have enclosed a settlement proposal for your review and signature. Once you have read and signed the document, please forward it by Federal Express, next day delivery, to:

Louisiana Gaming Control Board
Administrative Hearing Office
State National Life Building
224 Florida Street, Suite 202
Baton Rouge, LA 70801
Attn: Camille Meagher

I will present the document to the hearing officer for approval on Tuesday, May 13, 2003 at 9:00 a.m. There is no need to send the penalty/fine at this time. It will be due within fifteen (15) days after notification of the Louisiana Gaming Control Board's approval of the settlement. Thank you for your prompt attention to this matter.

Sincerely,

Kim M. Graham
Assistant Attorney General

Enclosure

Shay Rite #82

TOPGOLF
PLUS DISCOUNT
QUALITY

Diesel
Private
Showers
Scales

Gambling Hallway
1-877-770-7857

TRAVEL CENTER

24 HOURS

EXIT

8 MIN

CLIMBERS
RESTROOMS

SHOPE
BATTLE
1000 STORES

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