



# State of Louisiana

Gaming Control Board

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

HILLARY J. CRAIN  
CHAIRMAN

**IN RE: O M OPERATING, L.L.C. D/B/A  
167 TRUCK STOP & RESTAURANT  
NO. VP4900512751  
VIOLATION/INSPECTION REPORT 012564**

## ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of May 19, 2003. The Hearing Officer's order dated April 16, 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 O M Operating, L.L.C. d/b/a 167 Truck Stop & Restaurant, No. VP4900512751, Violation/Inspection Report 012564, 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 20<sup>th</sup> day of May, 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 21<sup>st</sup> DAY  
OF May 2003

APPEAL DOCKET CLERK  


**RECEIVED**

APR 16 2003

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

LGCB  
ADMINISTRATIVE HEARING OFFICE

IN RE: OM OPERATING, L.L.C.  
d/b/a 167 TRUCK STOP & RESTAURANT

CASE NO. 4900512751

JOINT MOTION FOR ENTRY OF STIPULATIONS AND  
APPROVAL OF PROPOSED SETTLEMENT

APR 21 2003

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. O M Operating, L.L.C. d/b/a 167 Truck Stop & Restaurant License No. 4900512751 (hereinafter "licensee"),

who respectfully represent the following:

**WHEREAS:**

1. On or about November 13, 2002, an agent of the Division, observed two highway billboard signs, on Interstate 49 Mileposts 13 and 21 in St. Landry Parish and a newspaper ad in the Quik Quarter Classified, which advertised the licensee's gaming establishment. The billboards and newspaper ad 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 #012564 to the licensee on or about November 18, 2002, 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 February 4, 2003.
4. This matter has been scheduled for hearing on April 16, 2003 at 9:00 a.m. before the Honorable William H. Brown.

**TRUE COPY**

*Gerald A. [Signature]*  
Representative

Louisiana Gaming Control Board

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

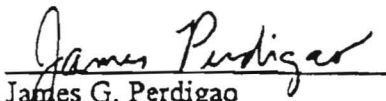
1. The licensee acknowledges that it was in violation of La. R.S. 27:27.3, in that it did not place the required problem gambling toll-free telephone number on the aforementioned billboards or in the newspaper ad which advertised its gaming establishment;
2. The licensee has since placed the required toll-free number on their billboards and in its newspaper ad. Copies of the photographs confirming the same are 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. 012564; and this Notice of Violation and Hearing;
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 O M Operating L.L.C., d/b/a 167 Truck Stop & Restaurant 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,


**O M Operating, L.L.C.**  
**d/b/a 167 Truck Stop & Restaurant**  
**VG# 4900512751**

**RICHARD P. IEYOUB**  
**ATTORNEY GENERAL**

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Attorney for Division

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

IN RE: O M OPERATING, L.L.C.

CASE NO. 4900512751

d/b/a 167 TRUCK STOP & RESTAURANT

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 in the newspaper ad or on the billboards that advertise its gaming establishment;
2. having placed the required toll-free number on its billboards and in its newspaper ad, 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 16 day of April, 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 16th DAY  
OF April, 2003  
BY [Signature]  
CLERK, ADMINISTRATIVE HEARING OFFICE

cc: James Perdigao, Esq.  
Kim Graham, Esq.  
Sabrina Ballard

[Signature]  
William H. True  
HEARING OFFICE  
BATON ROUGE, LA 4/16/03

[Signature]  
BY: CLERK

**RESTAURANT  
24 HOURS  
VIDEO POKER**



Gambling Hotline  
1-877-770-7947

**NEXT EXIT**

**EXXON**

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