



State of Louisiana
Gaming Control Board

JOHN BEL EDWARDS
GOVERNOR

RONNIE JONES
CHAIRMAN

**IN RE: LOUISIANA I GAMING L.P. D/B/A
BOOMTOWN NEW ORLEANS
LICENSE NO. R012600196
SAR#16-2-22-025-0637**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of January 19, 2017. The Hearing Officer's order dated January 10, 2017, 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 Louisiana I Gaming L.P. d/b/a Boomtown New Orleans, License No. R012600196, SAR 16-2-22-025-0637, 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 *19th* day of *January, 2017*.

LOUISIANA GAMING CONTROL BOARD

LOUISIANA GAMING CONTROL BOARD BY:



RONNIE JONES, CHAIRMAN

I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 20th DAY
OF January, 2017.

APPEAL DOCKET CLERK

LGCB-4135-17-B

RECEIVED

By GERALYN A. COLEMAN at 11:17 am, Jan 10, 2017

RECEIVED

JAN 06 2017

LGCB
ADMINISTRATIVE HEARING OFFICE

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: LOUISIANA I GAMING L.P.
d/b/a BOOMTOWN NEW ORLEANS

LICENSE NO. R012600196
SAR: 16-2-22-025-0637

JOINT MOTION FOR APPROVAL OF COMPROMISE AND
SETTLEMENT AGREEMENT

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:


COME NOW the State of Louisiana, Department of Public Safety and Corrections, Office of State Police, Gaming Enforcement Division (hereinafter "Division") and Louisiana I Gaming L.P. d/b/a Boomtown New Orleans (hereinafter "Licensee") who file this, their 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 the Licensee 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 Officer and the Louisiana Gaming Control Board.

2.

A true and correct copy of the proposed Compromise and Settlement Agreement


TRUE COPY

Representative
Louisiana Gaming Control Board


is attached hereto as Exhibit "A" and incorporated by reference for all purposes.

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

Respectfully Submitted,

JEFF LANDRY
ATTORNEY GENERAL

By: 
Olga M. Bogran, Bar Roll #24302
Assistant Attorney General
Gaming Division
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Facsimile: (225) 326-6599
Counsel for the Division



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Louisiana I Gaming L.P.
d/b/a Boomtown New Orleans

EXHIBIT "A"

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

**IN RE: LOUISIANA I GAMING L.P.
d/b/a BOOMTOWN NEW ORLEANS**

**LICENSE NO. R012600196
SAR: 16-2-22-025-0637**

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police, Gaming Enforcement Division (hereinafter "Division") and Louisiana I Gaming L.P. d/b/a Boomtown New Orleans (hereinafter "Licensee") do hereby represent and agree as follows:

WHEREAS, the Division has sent a *Notice of Recommendation of Administrative Action* to the Licensee, which notice alleges 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 January 10, 2017; and

WHEREAS, the parties hereto are desirous of fully and finally compromising and settling all disputes and issues arising out of and in connection with the said Notice;

NOW, THEREFORE, in consideration of the foregoing, the parties hereto do hereby agree and stipulate as follows:

STIPULATIONS

1. The Minimum Internal Control Standards (hereinafter "MICS") report submitted by the Licensee on May 29, 2015 included misleading information, including that Ernst and Young re-performed the work of internal audit when Ernst and Young was not present during the times stated.
2. The MICS report included inaccurate information that Ernst and Young had conversations with staff who did not work for the Licensee when the alleged conversations took place, references to wrong work papers, incorrect dates and incomplete information.
3. Additionally, Ernst and Young did not provide a link between work papers and the MICS Report and Questionnaire.

TERMS AND CONDITIONS

1. Ernst & Young will notify the LSP Field Office Lieutenant and Audit Manager for restricted access clearances a minimum of ten (10) days prior to arrival to licensee.
 2. Pinnacle Entertainment Inc. (hereinafter "Pinnacle"), parent company of the Licensee, will require Ernst & Young to submit their training documents to the Pinnacle Vice-President of Internal Audit, on an annual basis, for all personnel assigned to the MICS audit.
 3. Pinnacle will require Ernst & Young to report on an annual basis to Pinnacle's Audit Committee of the Board of Directors pertaining to the status of all table game and slot/drop count observations. Upon receipt and review of this report by Pinnacle's Audit Committee, Pinnacle will notify the Division that the above requirement has been met.
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4. Pinnacle will require that Ernst & Young staff their audit team with the appropriate level of management to ensure adequate staff and expertise for reviewing and documenting the MICS audit.

5. The above stated requirements shall be in full and final settlement of all matters set forth in the *Notice of Recommendation of Administrative Action*.

6. The Division reserves the right to take into consideration these admitted stipulations and violations in connection with any future investigation, violation, assessment of penalty, or in connection with any future assessment of Licensee's suitability.

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

8. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and the Licensee, pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations, and understandings of the parties.

9. 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 the Hearing Officer approves this proposed settlement, 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.


10. If approved, Licensee agrees to fulfill and abide by the terms and conditions included in this settlement. Licensee agrees that failure to meet these requirements shall result in the immediate suspension of the gaming license without the necessity of any further administrative action.

I have read this entire Compromise Settlement Agreement, understand it, and agree to all stipulations and terms and conditions hereof.



Harold Rowland
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Louisiana I Gaming L.P.
d/b/a Boomtown New Orleans

JEFF LANDRY
ATTORNEY GENERAL

By: 

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Counsel for the Division

STATE OF LOUISIANA
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ORDER

BE IT REMEMBERED that on the 10th day of January, 2017, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared in person or by and through their respective attorneys of record or on behalf of themselves, and the Hearing Officer having considered the pleadings on file, the proposed Compromise and 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**.

SIGNED AND ENTERED this 10 day of January, 2017, in Baton

Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE

I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 10th DAY

OF January, 2017.

Johnson
DOCKET CLERK, ADMIN. HEARING OFFICE

CC: Harold Rowland

Olga Bogran

Sgt Lionell Sibley


HEARING OFFICER