



State of Louisiana
Gaming Control Board

BOBBY JINDAL
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

**IN RE: PANAGIOTIS PATSELIKOS D/B/A
LENI'S RESTAURANT
NO. 3601210517**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of May 19, 2009. The Hearing Officer's order dated April 25, 2009, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Denial of Renewal Application," No. 3601210517, by and between Panagiotis Patelikos d/b/a Leni's Restaurant, 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 May, 2009.


LOUISIANA GAMING CONTROL BOARD

BY:


H. CHARLES GAUDIN, CHAIRMAN

HJC/gac

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 20th DAY
OF May, 2009

APPEAL DOCKET CLERK


RECEIVED

APR 27 2009

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

LGCB
ADMINISTRATIVE HEARING OFFICE

IN RE: PANAGIOTIS PATSELIKOS D/B/A
LENI'S RESTAURANT

LICENSE NO: 3601210517

**JOINT MOTION FOR APPROVAL OF
COMPROMISE AND SETTLEMENT AGREEMENT**

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

COME NOW State of Louisiana, Department of Public Safety and Corrections, Office of State Police (the "Division") and Panagiotis Patselikos d/b/a Leni's Restaurant, 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 Panagiotis Patselikos d/b/a Leni's Restaurant 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 Panagiotis Patselikos d/b/a Leni's Restaurant respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,

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

By: 

D. Brandt Schmolke (#30048)
188 North Third Street
P.O. Box 94005
Baton Rouge, Louisiana 70804
Telephone: (225) 326-6500
Facsimile: (225) 326-6599
Counsel for the Office of State Police

By: 

Allison U. Rovira (#27634)
5937 Jones Creek Road
Baton Rouge, Louisiana 70817
Telephone: (225) 756-9696
Facsimile: (225) 756-9750
*Counsel for Panagiotis Patselikos
d/b/a Leni's Restaurant*

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: PANAGIOTIS PATSELIKOS D/B/A LICENSE NO: 3601210517
LENI'S RESTAURANT

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Panagiotis Patselikos d/b/a Leni's Restaurant do hereby represent and agree as follows:

WHEREAS, the Division has issued a Notice of Denial of Renewal Application to Panagiotis Patselikos d/b/a Leni's Restaurant alleging certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by the said Notice of Denial of Renewal Application were set for hearing on April 27, 2009, before the Louisiana Gaming Control Board Administrative Hearing Office; and

WHEREAS, the Division and Panagiotis Patselikos d/b/a Leni's Restaurant are desirous of fully and finally compromising and settling all issues and disputes arising out of and in connection with the said Notice of Denial of Renewal Application;

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

STIPULATIONS

1. On May 16, 2008, the Louisiana State Police, Gaming Division received a Type 2 Video Draw Poker Renewal Application for Panagiotis Patselikos d/b/a Leni's Restaurant.

2. Mr. Patselikos did not submit an ATC permit with the application.
3. The Division contacted Mr. Patselikos regarding his failure to submit the ATC permit and Mr. Patselikos stated that he did not renew his ATC permit last year.
4. Further investigation was conducted by the Division and it was determined that Panagiotis Patselikos d/b/a Leni's Restaurant had been operating for two years without a Valid ATC permit.
5. ATC confirmed to the Division that Panagiotis Patselikos d/b/a Leni's Restaurant did not have a permit between the dates of May 31, 2006, and May 27, 2008.
6. Panagiotis Patselikos d/b/a Leni's Restaurant received net device revenue in the amount of \$90,656.93 during the period of time that the establishment was operating video draw poker devices without a valid ATC permit.
7. Panagiotis Patselikos d/b/a Leni's Restaurant also failed to timely notify the Division of its failure to maintain a valid ATC permit

TERMS AND CONDITIONS

1. Panagiotis Patselikos d/b/a Leni's Restaurant will pay a civil penalty of EIGHT THOUSAND and No/100 (\$8,000.00) DOLLARS.
2. The Division will dismiss the Notice of Denial of Renewal Application.
3. Within thirty (30) days of the approval of this Compromise and Settlement, Panagiotis Patselikos d/b/a Leni's Restaurant shall remit payment of the above referenced penalty to the Division.
4. The Division hereby agrees to accept Panagiotis Patselikos d/b/a Leni's Restaurant's payment of the above stated EIGHT THOUSAND and No/100 (\$8,000.00) DOLLAR penalty in full and final settlement.
5. 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 the Licensee's suitability.
6. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.
7. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and Panagiotis Patselikos d/b/a Leni's Restaurant, pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.
8. 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 thirty (30) days of approval of this settlement, and to comply with each term and condition listed herein, shall result in the immediate suspension of the Panagiotis Patselikos d/b/a Leni's Restaurant license without the necessity of further administrative action, until such time as the penalty is paid in full and Panagiotis Patselikos d/b/a Leni's Restaurant is in compliance with all terms and conditions.

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



**Allison Rovira, counsel for and on behalf of
Panagiotis Patselikos d/b/a Leni's Restaurant**



**D. Brandt Schmolke, 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: PANAGIOTIS PATSELIKOS D/B/A
LENI'S RESTAURANT

LICENSE NO: 3601210517

ORDER

BE IT REMEMBERED that on this the 27th day of April, 2009, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared, 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 the Licensee must pay Eight Thousand and No/100 (\$8,000.00) Dollars to the Division within thirty (30) 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 27th day of April, 2009, in Baton

Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN SERVED ON

[Signature]
CLERK, ADMINISTRATIVE HEARING OFFICE
J. Allison Kowira
D. Brandt Schmelke
Sgt. Lionel Sibley

[Signature]
HON. RICHARD L. REYNOLDS
HEARING OFFICER

TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE
BATON ROUGE, LA 4-27-09

[Signature]
BY: CLERK