



*State of Louisiana*  
Gaming Control Board

JOHN BEL EDWARDS  
GOVERNOR

RONNIE JONES  
CHAIRMAN

**IN RE: DIAMOND BILLIARD CLUB, LLC D/B/A  
DIAMOND BILLIARD CLUB  
NO. 3601117276**

**ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of September 19, 2019. The Hearing Officer's order dated September 10, 2019, 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 Diamond Billiard Club, LLC d/b/a Diamond Billiard Club, No. 3601117276, 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 *19<sup>th</sup>* day of *September, 2019.*

**LOUISIANA GAMING CONTROL BOARD**

BY:

  
\_\_\_\_\_  
**RONNIE JONES, CHAIRMAN**



STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

DIAMOND BILLIARD CLUB, LLC  
D/B/A DIAMOND BILLIARD CLUB

CASE NO.: 3601117276

JOINT MOTION FOR APPROVAL OF COMPROMISE AND  
SETTLEMENT AGREEMENT

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

NOW COME the State of Louisiana, Office of State Police, Gaming Enforcement Division (hereinafter, the "Division") and Diamond Billiard Club, LLC d/b/a Diamond Billiard Club (hereinafter, the "Licensee"), 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 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 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 Licensee respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,

**JEFF LANDRY,  
ATTORNEY GENERAL**

By: 

**Alison U. Rovira Modicut, Attorney  
Bar Roll #27634  
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Baton Rouge, Louisiana 70802  
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Counsel for Diamond Billiard Club, LLC  
d/b/a Diamond Billiard Club**

By: 

**Charlie Picou, Bar Roll #34030  
Assistant Attorney General  
1885 North Third Street, 5<sup>th</sup> 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**

**DIAMOND BILLIARD CLUB, LLC  
D/B/A DIAMOND BILLIARD CLUB**

**CASE NO.: 3601117276**

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Office of State Police, Gaming Enforcement Division (hereinafter, the "Division") and Diamond Billiard Club, LLC d/b/a Diamond Billiard Club (hereinafter, the "Licensee"), do hereby represent and agree as follows:

**WHEREAS**, the Louisiana Gaming Control Board has sent a Notice of Recommendation of Administrative Action to the Licensee, which Notice contains allegations of certain violations of Louisiana Gaming Control Law; and

**WHEREAS**, the issues raised by said Notice are set for hearing before the Louisiana Gaming Control Board Administrative Hearing Office.

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

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

**STIPULATIONS**

1. The Licensee holds a Type 1 video draw poker gaming license, and is located at 4646 Michoud Blvd., Ste. D-1, New Orleans, Louisiana, 70129.

2. The Division's records indicated that Chien R. Tran was the sole member of the Licensee.

3. On December 10, 2018, Chien R. Tran transferred 95% of his membership interest in the Licensee to Hoang Ahn T. Nguyen.

4. The Division did not receive written notification of the transfer of membership interest, or suitability documents for Hoang Ahn T. Nguyen, until April 8, 2019.

5. The Licensee failed to timely notify the Division of the transfer of membership interest, in violation of LAC 42:XI.2417(B)(4), and La. R.S. 27:427(D).

#### **TERMS AND CONDITIONS**

1. In lieu of administrative action, the Licensee will pay a penalty of **FIVE HUNDRED and 00/100 (\$500.00) DOLLARS** for its violation of LAC 42:XI.2417(B)(4).

2. The Division hereby agrees that payment of a total penalty of **FIVE HUNDRED and 00/100 (\$500.00) DOLLARS** shall be in full and final settlement of all matters set forth in the Notice of Recommendation of Administrative Action.

3. The Division reserves the right to take into consideration this admitted violation in connection with any future investigation, violation or assessment of penalty and in connection with any future assessments of the Licensee's 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 the Licensee, 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, the Licensee agrees to make full payment of the civil penalty within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board. The Licensee 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 and Settlement Agreement and agree to all stipulations and terms and conditions hereof.



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**Allison U. Rovira Modicut, Attorney, on behalf of  
Diamond Billiard Club, LLC  
d/b/a Diamond Billiard Club**



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**Charlie Picou, 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

DIAMOND BILLIARD CLUB, LLC  
D/B/A DIAMOND BILLIARD CLUB

CASE NO.: 3601117276

ORDER

BE IT REMEMBERED that on the 10<sup>th</sup> day of September, 2019, 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 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**; that Diamond Billiard Club, LLC d/b/a Diamond Billiard Club must pay **FIVE HUNDRED and 00/100 (\$500.00) DOLLARS** 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 10<sup>th</sup> day of September, 2019, 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 10<sup>th</sup> DAY  
OF September, 2019.

Ebony Pruste  
DOCKET CLERK, ADMIN. HEARING OFFICE

CC • Diamond Billiard Club, LLC • Sgt. Eddie Daigle  
D/B/A Diamond Billiard Club  
• Charlie Picou

Suzanne S. Ponder  
HONORABLE SUZAN S. PONDER  
ADMINISTRATIVE HEARING OFFICER

A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 9/10/19

Ebony Pruste  
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE