

LOUISIANA GAMING CONTROL BOARD

Minutes of October 21, 2003

The Louisiana Gaming Control Board held a meeting on Tuesday, October 21, 2003, 10:00 a.m., in House Committee Room 6 of the Louisiana State Capitol. Present at this meeting were: Hillary J. Crain, Chairman; Robert M. Fleming, Vice-Chairman; James G. Boyer, Secretary/Treasurer; Gen. Sherian Cadoria, Dennis Kinchen, Dudley Lastrapes, Marcia Morgan, Kelly Simoneaux and Rupert Richardson. Absent were ex-officio members, Col. Terry Landry and Sec. Cynthia Bridges.

The meeting was called to order. It was moved by Gen. Cadoria to waive the reading and approve the minutes of the September meeting. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

Ms. Donna Jackson, State Police Gaming Audit Division, presented the revenue reports for the riverboats, landbased casino, and slots at the tracks. Ms. Racquel Francis with the State Police Audit Division, reported on the employee numbers and salaries for the landbased casino, and Ms. Donna Stevens, also with the Audit Division, reported on the statistics for video poker.

It was moved by Sec. Boyer to approve the 2004-2005 Budget of the Gaming Control Board. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

The Board considered a request from Delta Downs Racing Facility for consideration of their revised floor plan. Following discussion, it was moved by Ms. Richardson to approve the revised floor plan. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

Mr. Anthony Sanifilippo, President of the Western Division of Harrah's Entertainment and Mr. John Payne, Sr. Vice-President and General Manger of Jazz Casino Corporation d/b/a Harrah's New Orleans Casino addressed the board with reference to upcoming changes at the New Orleans Casino.

The Board acted on a Petition for Approval of Transfer of Interest by Gemaco Playing Card Company. Ms. Charmaine Moore, Asst. Attorney General, addressed the Board on this matter. Following discussion, it was moved by Sec. Boyer to approve the transfer. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

Louisiana-1 Gaming d/b/a Boomtown (Harvey) filed a Second Amended Petition for Modification of their riverboat casino. Representing Boomtown was Mr. James Perdigao, attorney. Following discussion, it was moved by Mr. Lastrapes to approve the request for modification. That motion was seconded by Sec. Boyer and unanimously approved by the Board.

The next item on the agenda was a notice and request by Mikohn Gaming Corporation for approval of a transfer of interest. Representing Mikohn was Mr. James Perdigao and Mr.

Paul West. Following discussion, it was moved by Ms. Morgan to approve the transfer subject to conditions. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

The next item dealt with compulsive and problem gaming programs submitted by licensees at the request of the Gaming Control Board. Following discussion of the various programs, it was moved by Mr. Lastrapes that each program should have a provision for the exclusion of parents who leave unattended minors. That motion was seconded by Vice-Chairman Fleming and unanimously approved by the Board.

It was moved by Sec. Boyer to adopt a resolution that the programs submitted by the licensees comply with the minimum statutory requirements and administrative rules contingent on licensees submitting satisfactory amendments within 30 days to deal with unattended minors. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

Lt. Jules Pinero and Mr. Norbert Courville, senior technician in the video gaming division, updated the Board with reference to the Central Computer System. All video poker machines are connected by this system to the state police computers. Mr. Courville stated that state police are currently receiving bids for a new contract.

The Board acted on the following truckstop applications:

1. **Allison G. Enterprises, L.L.C. d/b/a Bayou Belle Truck Stop & Casino - No. 5000513561** - Motion by Ms. Morgan to approve the application. That motion was seconded by Sec. Boyer and unanimously approved by the Board.
2. **190 Truck Stop LLC. d/b/a Grand Point Grand Casino - No. 4700513410** - Motion by Ms. Richardson to approve the application. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.
3. **Galliano Truck Plaza & Casino, L.L.P. d/b/a Galliano Truck Plaza & Casino - No. 2900513574** - Motion by Ms. Morgan to approve the application. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.
4. **Ortego Oil & Supply Co., Inc. d/b/a Beau Chene Truck Stop - No. 4907507873** - Motion to approve the transfer of ownership by Sec. Boyer. That motion was seconded by Mr. Lastrapes and unanimously approved by the Board.

Mr. Tom Warner, Asst. Attorney General, addressed the Board with reference various rules. Following discussion, it was moved by Vice-Chairman Fleming to adopt technical amendments to rules LAC 42:VII.2901, 2915, 4209, IX.2901,2935, 4103, 4209, XIII.2901, 2915, 4209, and repeal 42:XIII.3304 B. published as a Notice of Intent in the Louisiana Register June 20, 2003. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

It was moved by Ms. Richardson to go into Executive Session. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

Following the Executive Session the Board returned to the Regular Session.

The Board acted on Proposed Settlements/Appeals in the following:

1. **In Re: Olive D. Hebert d/b/a Bayou Gold - No. 10000500281A**
3. **In Re: Papa Marcos LA SFD PD, Inc. d/b/a KD's PoBoy Soup N Salad - No. 1001203925**

These two cases were handled together because they dealt with the same issue. Both licensees failed to include the toll-free gaming hotline number in their advertisements. It was moved by Sec. Boyer to approve the \$500.00 fine for Bayou Gold (second offense) and the \$250.00 fine for KD's PoBoy Soup N Salad. That motion was seconded by Ms. Morgan and unanimously approved by the Board.

2. **In Re: Jazz Casino Co., L.L.C. d/b/a Harrah's New Orleans - No. CGD020523** - Motion by Gen. Cadoria to approve the settlement in the amount of \$80,000.00. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
4. **In Re: Love's of Louisiana, L.L.C. d/b/a Love's Country Store # 243 - No. 10035121620A** - Motion by Vice-Chairman Fleming to approve the settlement in the amount of \$500.00. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.
5. **In Re: Linda G. Swift - No. P040002419** - Motion by Mr. Lastrapes to grant the rehearing. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
6. **In Re: Houma Triangle, Inc. d/b/a Abyss - No. 5500109784A** - Motion by Vice-Chairman Fleming to deny the rehearing. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
7. **In Re: KRS, Inc. Kenneth Schexnider & Brenda L. Schexnider - No. P081002040A** - Motion by Mr. Kinchen to continue the matter until the November meeting. That motion was seconded by Mr. Simoneaux. There was a substitute motion by Ms. Morgan that if the documentation has not been received from the IRS at the end of 30 days, the hearing officer's decision will be affirmed. That motion was seconded by Ms. Richardson and approved seven to one. Vice-Chairman Fleming voted against the motion and Mr. Boyer abstained from voting.
8. **In Re: I-20 Properties, Inc. d/b/a Copa Casino - No. 0906503076** - Motion by Gen. Cadoria to suspend the license for seven months. That motion was seconded by Ms. Richardson and approved eight to one. Voting against the motion was Sec. Boyer.

There being no public comments, it was moved by Gen. Cadoria to adjourn the meeting. That motion was seconded by Mr. Simoneaux and unanimously approved by the Board.

The meeting was adjourned.