



# State of Louisiana

Gaming Control Board

KATHLEEN BABINEAUX BLANCO  
GOVERNOR

H. CHARLES GAUDIN  
CHAIRMAN

## IN RE: FRANK I. PINO D/B/A FRANK'S LOUNGE NO. VP2600105128

### ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of January 17, 2006. The Hearing Officer's order dated December 6, 2005, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Administrative Action," No. VP2600105128, by and between Frank I. Pino d/b/a Frank's Lounge, 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 17<sup>th</sup> day of January, 2006.

**LOUISIANA GAMING CONTROL BOARD**

BY: H. Charles Gaudin / tjf  
**H. CHARLES GAUDIN, CHAIRMAN**

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 18<sup>th</sup> DAY  
OF January, 2006  
APPEAL DOCKET CLERK  
[Signature]

RECEIVED

DEC 06 2005

LOUISIANA GAMING CONTROL BOARD

LGCB  
ADMINISTRATIVE HEARING OFFICE

IN RE: FRANK I. PINO  
d/b/a FRANK'S LOUNGE

NO. VP2600105128



JOINT MOTION FOR ENTRY OF STIPULATIONS AND  
APPROVAL OF PROPOSED SETTLEMENT

ON THE JOINT MOTION OF:

1. the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "Division"), and
2. Frank I. Pino d/b/a Frank's Lounge, license No. 2600105128 (hereinafter "Licensee"), who respectfully represent the following:

WHEREAS:

1. The Licensee submitted documents to the Division that were improperly notarized. The Licensee admits to forwarding signed documents to the device owner, Master Video Poker, via an employee/representative of the device owner, for notarization. The Licensee admits that Frank I. Pino did not sign the documents in the presence of a notary and the documents were not notarized in the affiant's presence.
2. The Licensee is barred by LAC 42:XI.2405(A)(15) from making or assisting in making false statements, including the submission of improperly notarized documents to the Division.
3. The Licensee submitted improperly notarized documents signed by Frank I. Pino, sole proprietor of the Licensee, to the Division which included but was not limited to the following documents:

*the Applicant's Request to Release Information Form dated April 10, 1997; the Annual Licensee Form dated March 8, 2001; the Annual Licensee Form dated March 11, 2002; the Registry Information/VERIFICATION DATED June 6, 2002; the Request to Release Information Form, dated April 28, 2003.*

TRUE COPY  
Representative  
Louisiana Gaming Control Board

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4. The attached affidavit of Frank I. Pino supports these stipulations and is incorporated into this agreement by reference.
  5. This matter has been scheduled for hearing on January 10, 2005, at 9:00 a.m. before the Honorable William H. Brown.

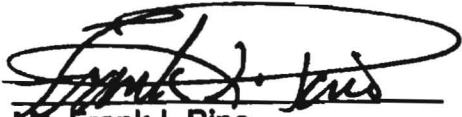
**NOW THEREFORE**, in consideration of the foregoing stipulations, the Division and the Licensee hereby propose to settle this matter pursuant to the following terms and conditions:

1. The Licensee admits that it submitted improperly notarized documents to the Division in violation of LAC 42:XI.2405(A)(15);
2. Further, the Licensee agrees to pay a civil penalty of One Thousand Dollars (\$1000.00);
3. The Division hereby agrees to accept the payment of this civil penalty as full and final settlement of this matter;
4. The Division reserves the right to take into consideration these violations in connection with any future violation;
5. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
6. This settlement constitutes the entire agreement between the Division and Frank I. Pino d/b/a Frank's Lounge pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
7. 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 remanded to the Hearing Officer for a full hearing. If approved, however, the Licensee must make payment of the civil penalty to the Division within fifteen (15) days of approval. Failure to do so shall result in the immediate suspension of the license until such time as the penalty is paid in full.

Respectfully submitted,

FRANK I. PINO  
d/b/a FRANK'S LOUNGE

BY:

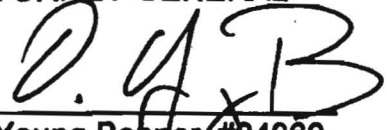


Mr. Frank I. Pino  
Sole Proprietor, Frank's Lounge  
105 Mark Twain #18  
River Ridge, LA 70123  
Telephone (504) 738-1345

Respectfully submitted,

CHARLES C. FOTI, JR.  
ATTORNEY GENERAL

BY:



O. Young Bohrer #24989  
Assistant Attorney General  
1885 North 3<sup>rd</sup> Street  
Baton Rouge, LA 70802  
Telephone: (225) 326-6500  
Facsimile: (225) 326-6599

STATE OF LOUISIANA

LOUISIANA GAMING CONTROL BOARD

IN RE: FRANK I. PINO  
d/b/a FRANK'S LOUNGE

NO. VP2600105128

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 admission of Frank I. Pino d/b/a Frank's Lounge to the violation of LAC 42:XI.2405(A)(15) is accepted;
2. Frank I. Pino d/b/a Frank's Lounge shall pay a civil penalty of One Thousand Dollars (\$1000.00);
3. Frank I. Pino d/b/a Frank's Lounge shall make payment of the civil penalty to the Division within fifteen (15) days of approval. Failure to do shall result in the immediate suspension of the license until such time as penalty is paid in full.

THUS DONE AND SIGNED this 6<sup>th</sup> day of December, 2005

in Baton Rouge, Louisiana.

  
 \_\_\_\_\_  
 WILLIAM H. BROWN  
 HEARING OFFICER

LOUISIANA GAMING CONTROL BOARD  
 I HEREBY CERTIFY THAT A CERTIFIED  
 COPY HAS BEEN MAILED OR SERVED ON  
 ALL PARTIES THIS 11<sup>th</sup> DAY  
 OF December, 2005  
 \_\_\_\_\_  
 DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Frank I. Pino  
 Young Banner  
 Sgt. Roland Rodriguez

A TRUE COPY ATTEST  
 LOUISIANA GAMING CONTROL BOARD  
 HEARING OFFICE  
 BATON ROUGE, LA 12/16/05  
 \_\_\_\_\_  
 BY: CLERK

**AFFIDAVIT**

**BEFORE ME**, the undersigned Notary Public, duly commissioned and qualified within and for the state and Parish aforesaid, personally came and appeared:

**FRANK I. PINO**

who, after first being duly sworn, declared and acknowledged to me, Notary, under oath:

that he is the Sole Proprietor of Frank's Lounge, VGL # 2600105128;

that Frank I. Pino, previously entered into a video poker agreement with Master Video Poker ("MVP");

that MVP sent video gaming documents ("the Documents") to Affiant for execution, particularly the *Applicant's Request to Release information Form* dated April 10, 1997; the *Annual Licensee Form* dated March 8, 2001; the *Annual Licensee Form* dated March 11, 2002; the *Applicant's Request to Release Information Form* dated April 28, 2003;

that pursuant to the instructions of MVP, Affiant executed the Documents which were then picked up by a representative of MVP;

that Affiant did not sign the Documents in the presence of a notary and the Documents were not notarized in Affiant's presence;

that Affiant does not know the name of the individual who purportedly notarized the documents;

that all of the statements, responses, disclosures and representations provided in the documents submitted to the Division bearing Affiant's signature, are true and correct to the best of Affiant's knowledge, information and belief, and represent a complete and accurate account of the requested information;

that Affiant executes this affidavit of his own free will and the above information is true and correct to the best of Affiant's knowledge and belief.

THUS DONE AND PASSED in Kenner, Louisiana, on this 29th day of November, 2005.

  
FRANK I. PINO, Affiant

  
Notary

Kevin G. Kyle  
(Print name and notary number) La. Bar #

