

## State of Louisiana Gaming Control Board

BOBBY JINDAL GOVERNOR H. CHARLES GAUDIN CHAIRMAN

# IN RE: RJB CONSULTING, LLC NO. P081002611

### **ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of January 15, 2008. The Hearing Officer's order dated January 7, 2008, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Suspension and Penalty," No. P081002611, 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 15th day of January, 2008.

LOUISIANA GAMING CONTROL BOARD

BY:

H. CHARLES GAUDIN, CHAIRMAN

HJC/gac

9100 Bluebonnet Centre, Suite 500, Baton Rouge, LA 70809 Phone: (225) 295-8450 Fax: (225) 295-8479

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STATE OF LOUISIANA

DMINISTRATIVE HEARING OFFICE

LOUISIANA GAMING CONTROL BOARD

ADMINISTRATIVE HEARING OFFICE

IN RE: RJB CONSULTING, LLC

PERMIT NO. P081002611

JOINT MOTION FOR APPROVAL OF COMPROMISE AND SETTLEMENT AGREEMENT

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

NOW COMES the State of Louisiana, Department of Public Safety and Corrections,
Office of State Police (hereinafter, the "Division") and RJB Consulting, LLC (hereinafter,
"Permittee"), 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 Permittee 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.

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

Respectfully submitted,

RJB CONSULTING, LLC

By: 0/1 /100

6 Fairway Drive

Lake Charles, Louisiana 70605

Owner/Manager of RJB Consulting, LLC

CHARLES C. FOTI, JR., ATTORNEY GENERAL

By: Mesa T. Brown, Bar Roll #30567

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

#### STATE OF LOUISIANA

#### LOUISIANA GAMING CONTROL BOARD

#### ADMINISTRATIVE HEARING OFFICE

IN RE: RJB CONSULTING, LLC

PERMIT NO. P081002611

#### COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and RJB Consulting, LLC, Permit No. P081002611 (hereinafter, "Permittee"), do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action, alleging 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 on January 7, 2008, before the Louisiana Gaming Control Board Administrative Hearing Office; and

WHEREAS, the Division and Permittee are desirous of fully and finally compromising and settling all issues and disputes arising out of and in connection with the said Notice of Recommendation of Administrative Action:

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

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#### **STIPULATIONS**

- 1. The Permittee failed to submit the annual affidavit form and permit fee by August 11, 2007, the anniversary date of Permittee's Non Gaming Supplier Permit in violation of La. R.S 27:29(3)(F).
- The Permittee did not submit the correct form and fee until on or about December
   20, 2007.

#### TERMS AND CONDITIONS

- 1. Within fifteen (15) days of the approval of this settlement by the Louisiana Gaming Control Board, the Permittee shall pay a civil penalty of Five Hundred Dollars (\$500.00) for the violation of La. R.S 27:29.3(F) and Sixty two Dollars and Fifty Cents (\$62.50) pursuant to La. R.S. 27:29.5 for a total of Five Hundred Sixty-Two Dollars and Fifty Cents (\$562.50)
- 2. The Division hereby agrees to accept the payment of Five Hundred Sixty-Two Dollars and Fifty Cents (\$562.50) in full and final settlement of the Notice of Recommendation of Administrative Action.
- 3. 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 Permittee'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 Permittee 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 by the Louisiana Gaming Control Board, the Permittee must pay Five

Hundred Sixty-Two Dollars and Fifty Cents (\$562.50) within fifteen (15) calendar days of such

approval. Any failure to meet this requirement will result in immediate suspension of the gaming

permit without the necessity of any further administrative action until such time as the penalty is

paid in full.

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

Dr. Richard J. Bono in behalf of

RJB Consulting, LLC

Mesa T. Brown, 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: RJB CONSULTING, LLC

**PERMIT NO. P081002611** 

#### <u>ORDER</u>

BE IT REMEMBERED that on the \_\_\_\_\_ day of \_\_\_\_\_, 2008, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, 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.

SIGNED AND ENTERED this \_\_\_\_\_\_\_\_, 2008, in Baton Rouge,

Louisiana.

EARING OFFICER