



State of Louisiana
Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

**IN RE: AMERICAN TILE AND MARBLE COMPANY, INC.
NO. P080902545**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of March 20, 2007. The Hearing Officer's order dated February 7, 2007, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," No. P080902545, by and between American Tile and Marble Company, Inc., 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 20 day of March, 2007.

LOUISIANA GAMING CONTROL BOARD

BY:



H. CHARLES GAUDIN, CHAIRMAN

LOG 516 14-1
I HEREBY CERTIFY THAT A COPY HAS BEEN MAILED OR SERVED ON ALL PARTIES THIS 21st DAY OF March, 2007

APPEAL DOCKET CLERK



RECEIVED
FEB 07 2007
LGCB
ADMINISTRATIVE HEARING OFFICE

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: AMERICAN TILE AND MARBLE COMPANY, INC. P080902545

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 ("Division") and American Tile and Marble Company, Inc. who file this, their 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 American Tile and Marble Company, Inc. P080902545 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.

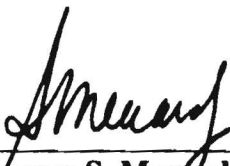
2.

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
[Signature]
Representative
Gaming Control Board

WHEREFORE, PREMISES CONSIDERED, The Division and American Tile and Marble Company, Inc. respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,

By: 
George S. Menard, Jr., President
American Tile and Marble Co., Inc.
9748 St. Vincent Avenue
Shreveport, Louisiana 71106

**CHARLES C. FOTI, JR.
ATTORNEY GENERAL**


By: 
Anthony D. Winters, #29712
Assistant Attorney General
1885 N. Third Street, 5th 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**

IN RE: AMERICAN TILE AND MARBLE COMPANY, INC. P080902545

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "the Division") and American Tile and Marble Company, Inc. (hereafter sometimes referred to as "American Tile"), a Non-Gaming Supplier, do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to American Tile, which notice alleges 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 February 7, 2007, before the Louisiana Gaming Control Board Administrative Hearing Office; and

WHEREAS, the parties hereto are desirous of fully and finally compromising and settling all disputes and issues raised 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:

STIPULATIONS

1. On October 18, 2006, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to American Tile, alleging certain violations of Louisiana Gaming Control Law.

2. Pursuant to La. R.S.27:28B(4), LAC 42:VII.2901B(4), LAC 42:IX.2151A, LAC 42: IX.2901B(4), LAC 42:XII.2901B(4), American Tile, has a duty to notify the Division of the citation, arrests, or charges for any criminal offense to include DWI of any person required to be found suitable or approved in connection with the granting of its non-gaming supplier permit, within the prescribed time periods.

3. American Tile, P080902545, admits it did not timely notify the Division of the August 10, 2006 DWI arrest of George S. Menard, Jr., President of American Tile and Marble Company.

TERMS AND CONDITIONS

1. American Tile, P080902545 agrees to pay a civil penalty of One Thousand Dollars (\$1,000.00).

2. The Division reserves the right to take into consideration this investigation in connection with any future investigation, violation or assessment of penalty.

3. Any and all information discovered throughout the course of this or any other investigation may be used in any future determination of the suitability of American Tile or George S. Menard, Jr.

4. A subsequent failure to timely notify the Division of any future citation, arrest, or charge for any criminal offense to include DWI of any person required to be

found suitable or approved in connection with the granting of its non-gaming supplier permit, will result, at a minimum, in an enhanced civil penalty.


5. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and American Tile 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.

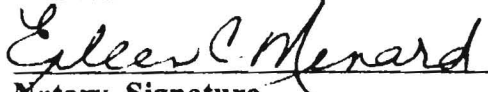
7. If approved, American must make payment of the civil penalty to the Division within ten (10) days of approval by the Louisiana Gaming Control Board. Failure to do so shall result in the immediate suspension of the license without the necessity of any further administrative action until such time as the penalty is paid in full.

8. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

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

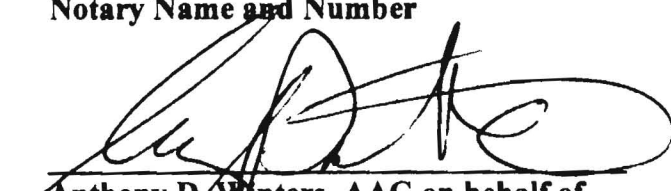

George S. Menard, Jr., President, American Tile and Marble Company, Inc.
P080902545

Sworn to and subscribed before me, the undersigned notary, in the Parish of Caddo this 26 day of January A.D. 2007.


Notary Signature Notary Commission expires w/ death

Eileen C MENARD #64523
Notary Name and Number

EILEEN C. MENARD
Notary Public, Caddo Parish Louisiana
Commission Is For Life


Anthony D. Winters, 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: AMERICAN TILE AND MARBLE COMPANY, INC. P080902545

ORDER

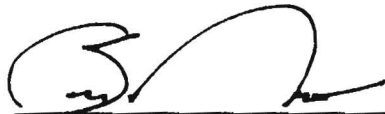
BE IT REMEMBERED that on this the 7 day of Feb, 2007, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the Hearing Officer having considered the pleadings on file, the proposed Settlement Agreement, and the said Motion, and it appearing to the Hearing 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 7 day of Feb, 2007, in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
THIS 15 DAY
February 15 2007
Jill Compton
CLERK, ADMINISTRATIVE HEARING OFFICE

cc George Menard, Jr
Anthony Letourneau
Sgt. Roland Rutledge



William H. Brown
HEARING OFFICER

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 2/7/07
Jill Compton
BY: CLERK