



*State of Louisiana*  
*Gaming Control Board*

*KATHLEEN BABINEAUX BLANCO*  
GOVERNOR

*H. CHARLES GAUDIN*  
CHAIRMAN

**IN RE: DUANE WATTS D/B/A AVENUE PUB  
NO. 3601111948**

**ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of May 16, 2006. The Hearing Officer's order dated April 19, 2006, 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 Duane Watts d/b/a Avenue Pub, No. 3601111948, 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 16 day of May, 2006.

**LOUISIANA GAMING CONTROL BOARD**

**BY:**

  
\_\_\_\_\_  
**H. CHARLES GAUDIN, CHAIRMAN**

**LOUISIANA GAMING CONTROL BOARD**  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 17th DAY  
OF May, 2006

**APPEAL DOCKET CLERK**



STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

RECEIVED

APR 19 2006

IN RE: DUANE WATTS  
d/b/a AVENUE PUB

NO. 3601111948

LGCB  
ADMINISTRATIVE HEARING OFFICE

JOINT MOTION FOR APPROVAL OF COMPROMISE AND  
SETTLEMENT AGREEMENT



TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

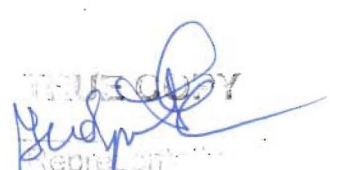
COME NOW State of Louisiana, Department of Public Safety and Corrections, Office of State Police ("the Division") and Duane Watts d/b/a Avenue Pub, VGL 3601111948 ("the Licensee"), who file this Joint Motion for Approval of Compromise and Settlement Agreement and in support thereof, would respectively show unto the Hearing Officer as follows:

1.

The Division and the 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.

  
THURSDAY  
Representative  
Gaming Control Board

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

Respectfully Submitted,

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

By: William Noland  
**Bill Noland, # 08248**  
Attorney at Law  
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Fax: 601 825-1931  
*Counsel for the Licensee*

By: O. Young Bonner  
**O. Young Bonner, #24969**  
Assistant Attorney General  
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*Counsel for the Office of State Police*

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

IN RE: DUANE WATTS  
d/b/a AVENUE PUB

NO. 3601111948

ORDER

BE IT REMEMBERED that on this the 19<sup>th</sup> day of April, 2006, came on 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, 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 19<sup>th</sup> day of April, 2006, in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 19th DAY  
of April 2006  
BY: Bill Murphy  
CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Bill Nobard  
Yang Bunnar  
Sgt. Robert Ridgeway



WILLIAM H. BROWN  
HEARING OFFICER

A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 4/19/06

Bill Murphy  
BY: CLERK

**STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE**

**IN RE: DUANE WATTS  
d/b/a AVENUE PUB**

**NO. 3601111948**

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "the Division") and Duane Watts dba Avenue Pub, VGL 3601111948 (hereinafter "the Licensee"), do hereby represent and agree as follows:

**WHEREAS**, on February 17, 2006, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to the Licensee alleging certain violations of Louisiana Gaming Control Law; and

**WHEREAS**, the issues raised by said Notice of Recommendation of Administrative Action are set for hearing on April 19, 2006, before the Louisiana Gaming Control Board Administrative Hearing Office; and

**WHEREAS**, the Division and the Licensee 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:

### **STIPULATIONS**

- 1. Duane Watts is the sole proprietor of the Avenue Pub.**
- 2. The Licensee previously entered into a video poker device agreement with Master Video Poker.**
- 3. Improperly notarized video gaming documents ("the Documents") were submitted to the Division, including but not limited to the Video Gaming Application dated June 17, 2000, signed by Duane Watts; the Annual Licensee Form dated June 6, 2002, signed by Duane Watts; and the Request to Release Information dated May 14, 2004, signed by Duane Watts.**
- 4. Duane Watts traveled to the office of MVP and signed the Documents in the presence of a woman that employees of MVP represented as a notary. However, investigation by the Division revealed that the purported notary was not a notary. Thus, the Documents were improperly notarized in violation of LAC 42:XI.2405(A)(15).**
- 5. Duane Watts represents that all of the statements, responses, disclosures and representations provided in the documents submitted to the Division bearing her signature are true and correct to the best of her knowledge, information and belief, and represent a complete and accurate account of the requested information.**

### **TERMS AND CONDITIONS**

- 1. Within fifteen (15) days of the approval of this settlement by the Louisiana Gaming Control Board, the Licensee shall pay a civil penalty of One Thousand Dollars (\$1000.00).**

2. The Division hereby agrees to accept the payment of the above stated penalty in full and final settlement of all violations alleged in the February 17, 2006, Notice of Recommendation of Administrative Action.

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 Duane Watts.

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, however, payment of the above penalty must be submitted to the Division within (15) fifteen days of approval of this settlement by the Board. The failure to submit the civil penalty within fifteen (15) days of approval by the Board shall result in the immediate suspension of the license 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.

x Duane Watts  
Duane Watts, sole proprietor  
d/b/a Avenue Pub

Sworn to and subscribed before me this 17<sup>th</sup> day of April, 2006.

MALVERN C. BURNETT  
Notary Public (number and stamp)  
LA Bar No. 17495  
Parish of Orleans, State of LA  
My Commission is issued for Life  
Notary (printed name)

O. Young Bonner  
O. Young Bonner, AAC on behalf of  
State of Louisiana  
Department of Public Safety & Corrections,  
Office of State Police