



State of Louisiana
Gaming Control Board

BOBBY JINDAL
GOVERNOR

DALE A. HALL
CHAIRMAN

IN RE: VIET LE
NO. P040057269

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of June 21, 2012. The Hearing Officer's order dated June 4, 2012, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Revocation" by and between Viet Le, No. P040057269, 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 21st day of June, 2012.

LOUISIANA GAMING CONTROL BOARD

BY:



DALE A. HALL, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 21st DAY
OF June, 2012
APPEAL DOCKET CLERK


LGCB-1509-12-B

RECEIVED

MAY 29 2012

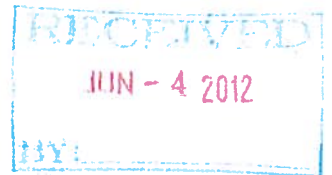
LGCB
ADMINISTRATIVE HEARING OFFICE

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

IN RE: VIET LE

CASE NO.: P040057269

**JOINT MOTION FOR APPROVAL OF COMPROMISE AND
SETTLEMENT AGREEMENT**



TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

NOW COME the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Viet Le (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 and incorporated by reference for all purposes.

TRUE COPY

Representative
Louisiana Gaming Control Board

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

Respectfully Submitted,

By: _____

Viet Le
4552 Charleston Villa Drive
Baton Rouge, Louisiana 70817
Permittee

JAMES D. "BUDDY" CALDWELL,
ATTORNEY GENERAL

By: _____

Dawn M. Himmel, LA Bar #31007
Assistant Attorney General
1885 North Third Street, 5th 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: VIET LE

CASE NO.: P040057269

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Viet Le (hereinafter, "Permittee") do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has sent a Notice of Recommendation of Revocation to Permittee, which Notice contains allegations of certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by the said Notice of Recommendation of Revocation are set for hearing before the Louisiana Gaming Control Board Administrative Hearing Office on June 4, 2012; 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 Revocation;

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

STIPULATIONS

1. Permittee is a non-key gaming employee whose mailing address is 4552 Charleston Villa Drive, Baton Rouge, Louisiana 70817.

2. On or about November 23, 2010, Permittee sought approval of a Non-Key Gaming Employee Permit from the Louisiana Office of State Police. A background investigation was conducted and a permit was issued with an expiration date of December 8, 2012.

3. Permittee was arrested on January 17, 2012, by the Baton Rouge Police Department and charged with violating La. R.S. 14:56.1, Criminal Damage to Coin Operated Devices, a felony.

4. On May 7, 2012, Permittee completed the East Baton Rouge Parish District Attorney's Pre-Trial Intervention Program and the case was returned for dismissal. The Division was advised by the district attorney's office that there would be "no prosecution" of Permittee on the Criminal Damage to Coin-Operated Devices charge. Therefore, the felony charge is no longer pending against the Permittee.

5. Permittee failed to timely notify the Division of his arrest, which occurred on January 17, 2012, in violation of **LAC 42:XIII.2901(B)(4)**.

6. The Division amends its recommendation from revocation to administrative action based on the dismissal of the felony charge mentioned above.

TERMS AND CONDITIONS

1. In lieu of Administrative Action of his Gaming Permit, Permittee will pay a civil penalty of TWO HUNDRED FIFTY AND NO/100 (\$250.00) DOLLARS for his violation of **LAC 42:XIII.2901(B)(4)**.

2. The Division hereby agrees that payment of a civil penalty of TWO HUNDRED FIFTY AND NO/100 (\$250.00) DOLLARS shall be in full and final settlement of all matters set forth in the Notice of Recommendation of Revocation for the licensee's violation of **LAC 42:XIII.2901(B)(4)**.

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 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 Permittee, pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations, and understandings of the parties.

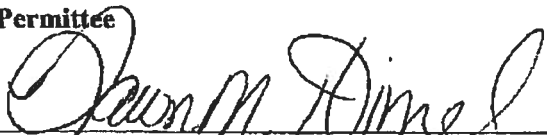
6. This Compromise and Settlement Agreement is subject to approval by the Hearing Officer and the Louisiana Gaming Control Board. It is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not thereby executory, but will be submitted to the Louisiana 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, the Permittee agrees to make full payment of the civil penalty to the Division within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board. Permittee agrees that failure to meet this requirement shall 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.



Viet Le
Permittee



Dawn M. Himel, 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: VIET LE

CASE NO.: P040057269

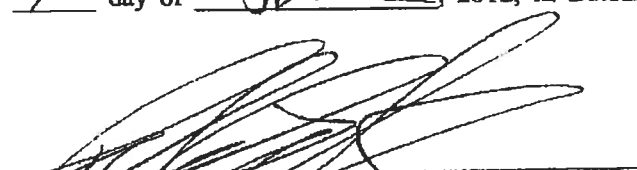
ORDER

BE IT REMEMBERED that on the 4th day of June, 2012, came 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 or representing themselves, 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**; that Viet Le must pay TWO HUNDRED FIFTY AND NO/100 (\$250.00) DOLLARS to the Division within fifteen (15) days of approval by the Louisiana Gaming Control Board. Failure to do so shall result in the immediate suspension of the gaming license without the necessity of any further administrative action until such time as the penalty is paid in full.

SIGNED AND ENTERED this 4th day of June, 2012, in Baton

Rouge, Louisiana.

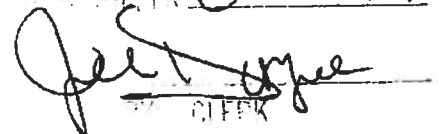

RICHARD REYNOLDS
HEARING OFFICER

A TRUE COPY ATTEST

LOUISIANA GAMING CONTROL BOARD

HEARING OFFICE

MOBILE LA. 06/04/12


CLERK

ALL PARTIES TO THIS
CASE HAVE BEEN MAILED OR SERVED ON
DATE June 4th 2012
BY [Signature]
ec: Viet Le
Dawn Hornel
Sgt. Lowell Sidney