

Meeting, Board of Directors, (Pages 1:1 to 61:24)

1: 1 LOUISIANA GAMING CONTROL BOARD

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4 BOARD OF DIRECTORS' MEETING

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9 February 20, 2014

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11 House Committee Room 1

12 Louisiana State Capitol

13 900 North Third Street

14 Baton Rouge, Louisiana

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18 TIME: 10:00 A.M.

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1 APPEARANCES

2 RONNIE JONES

Chairman (At Large)

3 June 30, 2019

4 FRANKLIN AYRES BRADFORD

Vice-Chair (Economic Planner)

5 Fifth Congressional District

June 30, 2019

6

7 JAMES SINGLETON

(Public/Business Administration)

8 Second Congressional District

June 30, 2014

9

10 MARK STIPE

(Attorney)

11 Seventh Congressional District

June 30, 2014

12

13 DENISE NOONAN

(At Large)

14 First Congressional District

June 30, 2015

15

16 MAJOR CLAUDE MERCER

(Law Enforcement)

17 Fifth Congressional District

June 30, 2018

18

19 CLAUDE D. JACKSON

(At Large)

20 Fourth Congressional District

June 30, 2018

21

22 ROBERT W. GASTON, III

(At Large)

23 Sixth Congressional District

June 30, 2015

24

25

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1 APPEARANCES CONTINUED

2

MAJOR MARK NOEL

3 Louisiana State Police

Ex-Officio Member

4

5 JARROD CONIGLIO, Deputy Secretary

Department of Revenue

6

7 MICHAEL E. LEGENDRE

LDR Director, Office of Charitable Gaming

8

9 LANA TRAMONTE

Executive Assistant

10

11 TRUDY SMITH

Confidential Assistant

12

13 REPORTED BY:

14 SHELLEY G. PAROLA, CSR, RPR

Baton Rouge Court Reporters

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1 I. CALL TO ORDER

2 CHAIRMAN JONES: Good morning,
3 welcome to the February meeting of the
4 Gaming Control Board. I'd like to call
5 the meeting to order. Miss Tramonte,
6 would you call the roll.

7 THE CLERK: Chairman Jones?

8 CHAIRMAN JONES: Here.

9 THE CLERK: Mr. Bradford?

10 MR. BRADFORD: Here.

11 THE CLERK: Mr. Jones? [No
12 response.] Mr. Stipe?

13 MR. STIPE: Here.

14 THE CLERK: Mr. Singleton?

15 MR. SINGLETON: Here.

16 THE CLERK: Miss Noonan?

17 MS. NOONAN: Here.

18 THE CLERK: Major Mercer?

19 MAJOR MERCER: Here.

20 THE CLERK: Mr. Jackson?

21 MR. JACKSON: Here.

22 THE CLERK: Mr. Gaston?

23 MR. GASTON: Here.

24 THE CLERK: Colonel Edmonson?
25 MAJOR NOEL: Major Noel for Colonel

8

1 Edmonson.

2 THE CLERK: Secretary Barfield?

3 MR. CONIGLIO: Jarrod Coniglio for
4 Secretary Barfield.

5 II. PUBLIC COMMENTS

6 CHAIRMAN JONES: There being a
7 quorum, we may conduct business. I'd
8 like to ask for any public comment for
9 any matters coming before the Board,
10 anybody in the audience.

11 A couple of quick notes before we
12 get to the formal agenda, a couple of
13 quick things. Because the legislature
14 will be coming into session here in less
15 than a month, we are tentatively
16 planning or having our Board Meeting at
17 the Galvez Building, which is 602 North
18 7th Street. We might get kicked out
19 depending on other things, and we'll
20 post where we're going to be; but right
21 now that's -- 5th? Excuse me, 5th
22 Street, not 7th. That's where we plan
23 on being, in the Galvez building.

24 Also, next month, because of some
25 scheduling conflicts, we're going to

9

1 meet on the Wednesday preceding the
2 regular Thursday meeting, so we'll be
3 meeting on March the 19th in March.

4 Two days ago Dr. Gaston, Mr. Stipe,
5 Mr. Jones and I visited Lake Charles to
6 get an update from Tilman Fertitta on
7 his property, the Golden Nugget, and
8 received a briefing from him and got a
9 site tour. I think it was beneficial
10 for all of us who were there, and I plan
11 on carrying or inviting other board
12 members to do the same thing perhaps
13 sometime in June.

14 We also got a briefing later that
15 afternoon at L'Auberge from Keith Henson
16 on some capital improvements they had
17 made at that property, how their
18 business is and what they expected to
19 happen once the new property comes
20 online and out their back door. What I
21 think is significant, and I want to
22 acknowledge it publicly, is that
23 Pinnacle and Golden Nugget are working
24 very closely together. They're
25 neighbors. They're very close to each

10

1 other. If you haven't seen the
2 property, they're going to have a shared
3 boardwalk. They're going to have a

4 shuttle service between the two.
5 They're trying to work out some issues
6 that if you're staying at one property
7 and eat at the other, that it can be
8 charged to your folio account, and I
9 think that's a great thing.

10 They're going to be competitors, but
11 because they're so closely, physically
12 associated with each other, I think
13 they're going to both benefit from that
14 kind of relationship; and as Chairman, I
15 want to thank them for working together
16 to make that happen and to do it.

17 III. APPROVAL OF MINUTES

18 CHAIRMAN JONES: At this time, I'll
19 call for a motion to waive the reading
20 and approval of the minutes.

21 MR. SINGLETON: Move.

22 CHAIRMAN JONES: Mr. Singleton
23 moves.

24 MS. NOONAN: I'll second.

25 CHAIRMAN JONES: Miss Noonan

11

1 seconded. All in favor? [Collective
2 "aye."] Any opposition? [No response.]
3 Motion carries.

4 IV. REVENUE REPORTS

5 CHAIRMAN JONES: At this point, I'd
6 like to move to Revenue Reports. Good

7 morning.

8 MR. BOSSIER: Chairman Jones, Board
9 Members, my name is Jim Bossier with the
10 Louisiana State Police. The riverboat
11 revenue report for January of 2014 is
12 shown on page one of your handout.

13 During January, the 14 operating
14 riverboats generated Adjusted Gross
15 Receipts \$131,498,917, a decrease of
16 11.6 million or 8 percent from December,
17 but an increase of \$4.6 million or
18 4 percent from January 2013.

19 Adjusted Gross Receipts for fiscal
20 year 2013-2014 to date are almost
21 \$987 million, an increase of 5 percent
22 or \$44 million from fiscal year
23 2012-2013.

24 During January, the State collected
25 fees of \$28 million. As of

12

1 January 31st, 2014, the State has
2 collected \$212 million in fees for
3 fiscal year 2013-2014.

4 Next is a summary of the January
5 2014 gaming activity for Harrah's New
6 Orleans found on page three. During
7 January, Harrah's generated \$26,806,315
8 in gross gaming revenue, a decrease from
9 December of \$1.7 million or 6 percent,

10 and a slight decrease of eight-tenths of
11 1 percent from last January. Fiscal
12 year-to-date gaming revenues for
13 2013-2014 are \$189 million, down about
14 \$1.5 million from last fiscal year.

15 During January, the State received
16 \$5,095,890 in daily payments -- in
17 minimum daily payments. As of
18 January 31st, 2014, the State has
19 collected \$35 million in fees for fiscal
20 year 2013-2014.

21 Slots at the Racetracks revenues are
22 shown on page four. During January, the
23 four racetrack facilities combined
24 generate Adjusted Gross Receipts of
25 \$30,165,992, down 1.3 percent from

13

1 December, and down \$1 million or
2 3 percent -- 3.7 percent from last
3 January.

4 Adjusted Gross Receipts for fiscal
5 year 2013-2014 to date are \$218.5
6 million, a decrease of 4 percent or
7 \$8 million from fiscal year 2012-2013.

8 During January, the State collected
9 fees totaling \$4.6 million. As of
10 January 31st, 2014, the State has
11 collected \$33 million in fees for fiscal
12 year 2013-2014.

13 Are there any questions before I
14 present Harrah's employment information?

15 CHAIRMAN JONES: Any questions,
16 Board Members? Board's clear.

17 MR. BOSSIER: Harrah's New Orleans
18 is required to maintain at least 2,400
19 employees and a bi-weekly payroll of
20 \$1,750,835. This report covers the two
21 pay periods in January 2014.

22 For the first pay period, the audit
23 section verified 2,460 employees with a
24 payroll of \$2,034,000. For the second
25 period, the audit section verified 2,430

14

1 employees with a payroll of \$1,988,000.
2 Therefore, Harrah's met the employment
3 criteria during January.

4 CHAIRMAN JONES: Any questions on
5 land-based? Please continue.

6 MR. BOSSIER: Good morning, Chairman
7 Jones and Board Members. My name is
8 still Jim Bossier with the Louisiana
9 State Police Gaming Audit Section. I'm
10 reporting video gaming information for
11 January 2014 as shown on page one of
12 your handout.

13 During January 2014, three new
14 restaurant video gaming licenses were
15 issued. Twelve new applications were

16 received by the Gaming Enforcement
17 Division during January and are
18 currently pending in the field: Six
19 bars and six restaurants.

20 The Gaming Enforcement Division
21 assessed \$3,950 and collected \$11,450 in
22 penalties, and there are currently
23 \$4,850 in outstanding fines. Please
24 refer to page two of your handout.

25 There are presently 14,030 video

15

1 gaming devices activated at 1,982
2 locations. Net device revenue for
3 January 2014 was \$45,840,168, a \$2.7
4 million decrease, or 5.6 percent when
5 compared to net device revenue for
6 December 2013, and a \$2.6 million
7 decrease, or 5.4 percent, when compared
8 to January 2013.

9 Net device revenue so far for fiscal
10 year 2014 is \$331,286,508, a \$13 million
11 decrease, or 3.8 percent when compared
12 to net device revenue for fiscal year
13 2013. Page three of your handout shows
14 a comparison of net device revenue.

15 Total franchise collected for
16 January 2014 were \$13,701,233, an
17 \$826,000 decrease when compared to
18 December 2013, and a \$740,000 decrease

19 when compared to January 2013.

20 Total franchise fees collected for
21 fiscal year 2014 are 986 -- excuse me,
22 \$98,988,113, a \$3.8 million decrease, or
23 3.7 percent when compared to franchise
24 fees for fiscal year 2013.

25 Page four of your handout shows a

16

1 comparison of franchise fees. Does
2 anybody have any questions?

3 CHAIRMAN JONES: Board Members? [No
4 response.] The board is clear. Thank
5 you for that consolidated report.

6 MR. BOSSIER: I'm out of breath.

7 CHAIRMAN JONES: Thank you very
8 much.

9 V. CONSIDERATION OF CONTRACTS WITH COURT REPORTER
10 AND HEARING OFFICER

11 CHAIRMAN JONES: At this point we
12 move to consideration of the renewal of
13 contracts. We have two contracts that
14 are generally our standardized contracts
15 for court reporting services and
16 administrative hearings. Those
17 contracts no substantial changes.
18 They're in everyone's packet. Make sure
19 you take the opportunity to review it.

20 Are there any questions about the
21 two contracts before you?

22 MR. GASTON: I move, Mr. Chairman.
23 I read them. I impressed with the work
24 we get done for the amount of money. I
25 would like to move. I'd like to move

17

1 acceptance.

2 CHAIRMAN JONES: You move they be
3 accepted. Do I have a second?

4 MR. SINGLETON: Second.

5 CHAIRMAN JONES: Second by
6 Mr. Singleton. All in favor?

7 [Collective "aye."] Motion carries.

8 The contracts are approved.

9 VI. COMPLIANCE REPORTS

10 CHAIRMAN JONES: At this point, we'd
11 like to move to Compliance Reports.
12 Miss Brown, please.

13 MS. BROWN: Good morning. Chairman
14 Jones, Board Members, I'm Mesa Brown,
15 Assistant Attorney General, and I am
16 presenting the staff reports on
17 riverboat casino and racetrack casino
18 licensees' compliance with employment
19 and procurement conditions for the
20 fourth quarter of 2013.

21 The fourth quarter reports are taken
22 from figures reported by the 14 of the
23 15 operating riverboats to the Louisiana
24 Gaming Control Board. In the fourth

25 quarter of 2013, approximately 13,007

18

1 people were employed by the riverboat
2 industry. Of that number, 12,744 were
3 Louisiana residents; 8,243 were
4 minorities, and 7,341 were women.

5 Three licensees achieved total
6 compliance fourth quarter of 2013.
7 They're L'Auberge Baton Rouge, Boomtown
8 West Bank and Isle of Capri St. Charles.

9 Next I'll address employment. Four
10 licensees did not meet their total
11 employment goals. They are
12 DiamondJacks, who achieved 641 out of
13 650; Hollywood, who achieved 473 out of
14 a goal of 525; and Boomtown Bossier
15 achieved 612 out of 650; also, Eldorado
16 achieved 1,183 out of 1,200.

17 All licensees with the exception of
18 Treasure Chest Casino either met or
19 exceeded their voluntary conditions in
20 all of the subcategories under the main
21 category of employment. Under female
22 employment, Treasure Chest achieved 50.3
23 out of a goal of 51.86.

24 Next I'll address procurement. The
25 licensees are grouped according to three

19

1 subcategories which appear in your

2 report. They're Louisiana procurement,
3 minority, and female or women
4 procurement.

5 Louisiana procurement: Two
6 licensees did not achieve compliance
7 with their voluntary conditions, and
8 they are Margaritaville, who achieved
9 81.4 out of 90, Boomtown Bossier
10 achieved 78.4 out of 80.

11 Minority procurement: Eight
12 licensees did not achieve compliance
13 with their voluntary conditions, and
14 they are: Sam's Town, who achieved 24.1
15 out of 25; Horseshoe achieved 10.6 out
16 of 35; Belle of Baton Rouge achieved 10
17 out of 15; Treasure Chest, 13.5 out of
18 15; Amelia Belle, 6.6 out of 30;
19 Margaritaville, 7.1 out of 10; Eldorado,
20 17.9 out of 25; and L'Auberge du Lac,
21 10.5 out of 12.5.

22 Regarding female procurement, one
23 licensee did not achieve compliance with
24 its voluntary condition, and that
25 licensee is Horseshoe who achieved 21.4

20
1 out of 35.

2 Are there any questions regarding
3 the racetrack -- I'm sorry, the
4 riverboat numbers?

5 CHAIRMAN JONES: Any questions from
6 Board Members? And in your analysis of
7 the data, Miss Brown --

8 MS. BROWN: Yes.

9 CHAIRMAN JONES: -- have you
10 identified any properties that have had
11 consistent failures in the procurement
12 area?

13 MS. BROWN: Yes, I have. I took a
14 look at the fourth quarter -- or first
15 through fourth quarter 2013, and the
16 licensees who achieved 20 percent short
17 of the their goal for three or more
18 quarters, and that -- looking at that
19 criteria, there were two licensees who
20 were 20 percent or more under their goal
21 for three or more quarters; and those
22 licensees are Horseshoe and Amelia
23 Belle.

24 CHAIRMAN JONES: Okay. I think we
25 all understand these are voluntary

21

1 goals. I think we all get that. I
2 think we all understand it, but I think
3 we also have a responsibility to try and
4 understand -- and there are issues, you
5 know. Sometimes you meet them;
6 sometimes you don't. But when
7 there's -- when there's consistently a

8 lack of meeting those goals, I'm a
9 little bit concerned, and with your
10 concurrence, I would ask that
11 representatives of those two properties
12 come before the Board in the March
13 meeting and tell us what their plan is
14 to improve in this area and answer
15 questions for the Board.

16 Do I have the Board's concurrence on
17 that? Miss Tramonte, I want to make
18 sure that the -- those two properties,
19 the Horseshoe and Amelia Belle, provide
20 representation at the next board meeting
21 to discuss procurements issues. Please
22 continue.

23 MS. BROWN: Thank you. Now I'll
24 begin with racetrack. In the fourth
25 quarter of 2013, approximately 1,973

22

1 people were employed by the racetrack
2 casino industry. Of that number, 1,730
3 were Louisiana residents; 1,089 were
4 minorities, and 1,181 were women.

5 All racetrack casino licensees
6 achieved total compliance with the
7 exception of two licensees: Delta Downs
8 and Louisiana Downs. Delta Downs did
9 not achieve its Louisiana employment
10 condition. It achieved 69 out of the

11 80 percent condition, and Louisiana
12 Downs did not achieve its minority
13 procurement goal. It achieved 4.1 out
14 of the 6 percent goal.

15 Are there any questions regarding
16 the racetracks?

17 CHAIRMAN JONES: Mr. Singleton, did
18 you have a question on this matter?

19 MR. SINGLETON: No. Mine was before
20 that. You pretty much responded to the
21 question if they're going to come in
22 next month --

23 CHAIRMAN JONES: Yes, sir.

24 MR. SINGLETON: -- and respond.

25 CHAIRMAN JONES: Yes, sir.

23

1 MR. SINGLETON: We raised this last
2 -- the thing before you got here, and it
3 looks like it's gone backwards instead
4 of going forward. That would be a
5 concern of mine that they're getting
6 worse instead of better across the
7 board.

8 CHAIRMAN JONES: Yeah. And what I
9 look for as the Chair are patterns of
10 noncompliance. I mean, you can have a
11 bad quarter. You can have a bad month,
12 but when you consistently, we don't see
13 any significant improvement, I just want

14 to know why; and I want to know what
15 your plan is. How are you going to get
16 there? So I think that's what we're
17 going to try to do next month.

18 Are there any other questions from
19 the Board Members?

20 MS. BROWN: Thank you.

21 CHAIRMAN JONES: Thank you very
22 much.

23 VII. CASINO GAMING ISSUES

24 A. Consideration of the Casino Support Services

25 Contract with the City of New Orleans

24

1 CHAIRMAN JONES: At this point,
2 we'll move to Casino Gaming Issues and
3 Consideration of the Casino Support
4 Services contract with the City of New
5 Orleans. Good morning, introduce
6 yourself to the Board.

7 MS. BOGRAN: Good morning, Chairman
8 Jones, Board Members. I'm Olga Bogran,
9 Assistant Attorney General in the Gaming
10 Division, and with me is Suchitra
11 Satpathi from the City of New Orleans.

12 CHAIRMAN JONES: Good morning.

13 MS. SATPATHI: Good morning.

14 CHAIRMAN JONES: I didn't catch your
15 last name.

16 MS. SATPATHI: Satpathi.

17 CHAIRMAN JONES: Thank you.

18 MS. BOGRAN: We're here for the
19 casino support services contract, a
20 process which is mandated by statute.
21 Louisiana Revised Statute 27:247
22 requires that a casino support services
23 contract be negotiated every year prior
24 to March 31st between the Louisiana
25 Gaming Control Board and the City of New

25

1 Orleans.

2 This year there have been no
3 material changes. The amount is \$3.6
4 million, which is the same that it's
5 been since 2003.

6 While the Board's involved in the
7 negotiations, it's important to note
8 that only the legislature has the
9 authority to amend or approve or
10 disapprove or appropriate for this
11 contract. So accordingly, the contract
12 and the unaudited expenditures report
13 relative to the services that the City
14 of New Orleans provides to the casino
15 will be forward today the Joint
16 Legislative Committee on the Budget. If
17 you have any questions?

18 CHAIRMAN JONES: Does the City have
19 any comment?

20 MS. SATPATHI: This is our annual
21 excursion to the Gaming Control Board,
22 and we certainly appreciate your help.
23 This is the contract for \$3.6 million
24 for the supplemental services that the
25 City provides, sanitation, fire and

26

1 police; and we certainly hope for your
2 approval.

3 CHAIRMAN JONES: Thank you for being
4 here with us. Board Members, questions?
5 Mr. Stipe.

6 MR. STIPE: The contract will be
7 forwarded to the legislature for
8 consideration. These unaudited
9 expenditures, will those be forwarded to
10 the legislature, as well?

11 MS. BOGRAN: Yes.

12 MR. STIPE: Does the city have
13 audited financial statements?

14 MS. SATPATHI: We're requested to
15 provide an unaudited compilation report,
16 which is what we've done for, I think, a
17 little over a decade, so we just follow
18 our standard procedure which is the
19 request of the unaudited compilation
20 report.

21 MR. STIPE: Okay.

22 CHAIRMAN JONES: Mr. Singleton.

23 MR. SINGLETON: No. How much did we
24 receive last year?

25 MS. SATPATHI: How much did we spend

27

1 last year?

2 MR. SINGLETON: No. How much did
3 the legislature approve?

4 MS. SATPATHI: \$3.6 million.

5 MR. SINGLETON: Okay.

6 CHAIRMAN JONES: Any other questions
7 from the Board? The board appears
8 clear. At this time, I'd ask for a
9 motion to authorize the Chair to --

10 MR. SINGLETON: I so move,
11 Mr. Chairman.

12 MAJOR MERCER: Second.

13 CHAIRMAN JONES: May I continue with
14 the motion?

15 MR. STIPE: You may not like the
16 motion at the end of it.

17 CHAIRMAN JONES: I need to make sure
18 we have it properly into the record at
19 the appropriate time. Thank you very
20 much. I appreciate your energy.

21 Do I have a motion to authorize the
22 Chair to execute the contract on behalf
23 of the Board upon approval of the
24 contract and the funding by the Joint
25 Legislative Committee on the Budget?

1 Mr. Singleton so moves. Do we have a
2 second? Mr. Mercer, thank you. Thank
3 you, ladies. Pardon me, we are going to
4 vote. Y'all may leave. Yes, a vote.
5 We are going to vote on that. We have a
6 motion on the floor and a second. All
7 in favor? [Collective "aye."] Any
8 opposition? No opposition, the motion
9 carries.

10 MR. GASTON: I guarantee the IRS
11 would not jump up and down when they see
12 something \$492,000 miscellaneous.

13 CHAIRMAN JONES: Okay. Thank you.

14 B. Consideration of Petition by PNK (Baton Rouge)
15 Partnership for Relief from Requirements of
16 Certain License Conditions

17 CHAIRMAN JONES: Next on the agenda
18 is consideration of Petition by PNK
19 (Baton Rouge) Partnership for Relief
20 from Certain Requirements of Certain
21 Licensing Conditions. Good morning.

22 MS. NEGROTTO: Good morning, how are
23 you?

24 CHAIRMAN JONES: I'm fine.

25 MS. NEGROTTO: Chairman Jones, Board

1 Members, Donna Negrotto, Vice-President,
2 Legal Counsel for Pinnacle.

3 I'm here before you this morning to
4 ask for relief for certain conditions of
5 our Baton Rouge license. The conditions
6 we're requesting that be removed are
7 related to items that were required
8 during the construction of the approved
9 project. All those conditions have been
10 met, and kind of a matter of a
11 housekeeping, we wanted those removed
12 from our conditions.

13 CHAIRMAN JONES: Mr. Gautreaux.

14 MR. GAUTREAUX: Okay. Good morning,
15 Board Members, Leonce Gautreaux,
16 Assistant Attorney General. As Donna
17 just said, they filed a petition to
18 remove certain preconstruction
19 conditions and reporting conditions
20 during the progress of construction. We
21 have done this in the past once these
22 projects have been completed.

23 Specifically, they've addressed to
24 remove Condition 1, which required the
25 local referendum, which was conducted,

30

1 so that's fulfilled; Condition 9, which
2 was to obtain a determination of
3 substantial completion, which was done
4 by this Board on August 24th, 2012, so
5 that was fulfilled; Condition 12, the

6 Army Corps of Engineer approvals and
7 zoning approvals needed for the
8 property. That was fulfilled.

9 The preoperative inspection
10 conducted by the Division was done; that
11 was fulfilled. Conditions 15A through D
12 were the timelines setting up when they
13 had to submit certain documents and
14 commence construction and end
15 construction. There were several
16 extensions along the way, but ultimately
17 those were fulfilled.

18 Condition 16 was the minimum
19 investment of \$250 million. They, in
20 fact, spend in excess of \$40 million, so
21 that was fulfilled. 17A through F, the
22 one I personally want to get rid of, is
23 the progress reports. Monthly they
24 submit the work in progress, which for
25 the last year-and-a-half, it's been

31

1 complete. So they want to discontinue
2 submitting those, which that has been
3 fulfilled.

4 Finally, Condition 27 was the escrow
5 agreement, the \$25 million. That was
6 released back to them by the Board on
7 September 4th, 2012. That has been
8 fulfilled.

9 The only one they ask for removal
10 that we wanted to retain was Condition
11 11, which requires them to obtain all
12 Coast Guard certifications, or if not
13 attainable, the COC. To me that's an
14 annual requirement. It's probably not
15 well written; and we'll have to clean up
16 that language, but I wanted to maintain
17 that one to keep that annual
18 requirement. And they've agreed to it.
19 They're actually going to come up for
20 renewal sometime this summer, and at
21 that time, like we've been doing for
22 past renewals, I'm going to submit a
23 consolidated conditions and put them all
24 in one statement, remove any unnecessary
25 ones that are still out there and clean

32

1 that one up.

2 CHAIRMAN JONES: So you're very
3 comfortable with the request?

4 MR. GAUTREAUX: For the ones they
5 requested, yes.

6 CHAIRMAN JONES: Do I have questions
7 from the Board Members?

8 MR. GASTON: I'd like to move,
9 Mr. Chairman, at the proper time.

10 CHAIRMAN JONES: We have a motion to
11 adopt the resolution. Do I have a

12 second?

13 MS. NOONAN: I'll second.

14 CHAIRMAN JONES: Miss Noonan
15 seconds, and I'd like to thank
16 Mr. Gautreaux for doing such -- always
17 doing such a good job on giving us this
18 information. Thank you, Leonce. We do
19 appreciate it. Miss Tramonte, would you
20 read the resolution into the record
21 prior to the vote.

22 THE CLERK: On the 20th day of
23 February 2014, the Louisiana Gaming
24 Control Board did, in a duly noticed
25 public meeting, consider the issue of

33

1 the petition for relief from
2 requirements of certain license
3 conditions filed by PNK (Baton Rouge)
4 Partnership and Pinnacle Entertainment,
5 Incorporated, and upon motion duly made
6 and second, the Board adopted this
7 resolution.

8 Be it resolved that PNK (Baton
9 Rouge) Partnership's request to be
10 released from Conditions 1, 9, 12, 14,
11 15A through D, 16, 17 and 27 of the
12 Statement of Conditions to Riverboat
13 Gaming License of PNK Baton Rouge
14 Partnership be approved.

15 Thus done and signed in Baton Rouge,
16 Louisiana, this 20th day of February,
17 2014.

18 CHAIRMAN JONES: We have a motion
19 and a second. Would you please read the
20 roll -- call the roll.

21 THE CLERK: Mr. Bradford?

22 MR. BRADFORD: Yes.

23 THE CLERK: Mr. Stipe?

24 MR. STIPE: Yes.

25 THE CLERK: Mr. Singleton?

34

1 MR. SINGLETON: Yes.

2 THE CLERK: Miss Noonan?

3 MS. NOONAN: Yes.

4 THE CLERK: Major Mercer.

5 MAJOR MERCER: Yes.

6 THE CLERK: Mr. Gaston?

7 MR. GASTON: Yes.

8 THE CLERK: Chairman Jones?

9 CHAIRMAN JONES: Yes. Motion
10 carries.

11 MS. NEGROTTO: Thank you.

12 CHAIRMAN JONES: Thank you very
13 much.

14 VII. RULEMAKING

15 A. Consideration of institution of rule-making
16 procedures for amendment to LAC 42:III.120.A.3
17 (Application and Reporting Forms)

18 CHAIRMAN JONES: At this point we'll
19 move to Rulemaking. Mr. Pitre, take the
20 table, please, and if you would, just
21 introduce each agenda item and discuss
22 it for us.

23 MR. PITRE: Chairman Jones, Board
24 Members, I'm Earl Pitre, Jr., Assistant
25 Attorney General, here in the matter of

35

1 instituting rule-making procedures for
2 item VIII.A., Amending LAC 42, Part III,
3 Section 120, and particularly it's
4 120.A.3.

5 This change introduces a new form,
6 the video draw poker association
7 business entity form, which should be
8 part of your packet. It's intended for
9 revenue recipients of gaming revenue and
10 parent or subsidiary companies of
11 applicants or licensees. Currently,
12 along with their business corporate
13 documents, they have been submitting a
14 video poker application with the
15 personal information of owners, members,
16 officers and directors. So this changes
17 the form but not the information that
18 they submit.

19 If the Board has no questions, a
20 motion to approve the form and a motion

21 to institute rule-making procedures are
22 needed.

23 CHAIRMAN JONES: Any questions on
24 this? Do we have a motion to institute
25 the rule-making procedures on Item A?

36

1 MAJOR MERCER: I'll move the
2 approval.

3 CHAIRMAN JONES: Mr. Mercer,
4 seconded by Mr. Stipe. Miss Tramonte,
5 call the roll.

6 THE CLERK: Mr. Bradford?

7 MR. BRADFORD: Yes.

8 THE CLERK: Mr. Stipe?

9 MR. STIPE: Yes.

10 THE CLERK: Mr. Singleton?

11 MR. SINGLETON: Yes.

12 THE CLERK: Miss Noonan?

13 MS. NOONAN: Yes.

14 THE CLERK: Major Mercer?

15 MAJOR MERCER: Yes.

16 THE CLERK: Mr. Jackson?

17 MR. JACKSON: Yes.

18 THE CLERK: Mr. Gaston?

19 MR. GASTON: Yes.

20 THE CLERK: Chairman Jones?

21 CHAIRMAN JONES: Yes. Motion
22 carries. Mr. Pitre, please proceed.

23 MR. PITRE: You need to approve the

24 form, as well. You just approved the
25 institution.

37

1 B. Consideration of institution of rule-making
2 procedures for amendment to LAC 42:III.401(C)
3 (Electronic Submission of Documents)

4 MR. PITRE: Next item is VIII.B.,
5 the institution of rule-making
6 procedures for amending LAC Title 42,
7 Part III, Section 401(C).

8 This change is intended to make the
9 current rule conform to the newly
10 enacted statute which is LA -- Louisiana
11 Revised Statute Title 9, Section 2621,
12 which allows for an online certification
13 in lieu of a notary when the government
14 agency accepts online applications.

15 If the Board has no questions, a
16 motion to institute rule-making
17 procedures is needed.

18 CHAIRMAN JONES: Any questions,
19 Board Members? There being no
20 questions, the board's clear. Do I have
21 a motion?

22 MS. NOONAN: I'll so move.

23 CHAIRMAN JONES: By Miss Noonan. A
24 second by --

25 MR. GASTON: I'll second.

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1 CHAIRMAN JONES: -- Dr. Gaston.

2 Call the roll.

3 THE CLERK: Mr. Bradford?

4 MR. BRADFORD: Yes.

5 THE CLERK: Mr. Stipe?

6 MR. STIPE: Yes.

7 THE CLERK: Mr. Singleton?

8 MR. SINGLETON: Yes.

9 THE CLERK: Miss Noonan?

10 MS. NOONAN: Yes.

11 THE CLERK: Major Mercer?

12 MAJOR MERCER: Yes.

13 THE CLERK: Mr. Jackson?

14 MR. JACKSON: Yes.

15 THE CLERK: Mr. Gaston?

16 MR. GASTON: Yes.

17 THE CLERK: Chairman Jones?

18 CHAIRMAN JONES: Yes. The motion to

19 institute rule-making procedures has

20 been approved. Please proceed.

21 C. Consideration of institution of rule-making

22 procedures for amendments to LAC 42:III.2117

23 and LAC 42:III.2325 (Certification - Riverboat)

24 MR. PITRE: Next is the institution

25 of rule-making procedures for Item

39

1 VIII.C., amending LAC Title 42, Section

2 2117, and LAC Title 42, Part III,

3 Section 2325.

4 These changes are intended to
5 clarify the certificate that is
6 required, the certificate of inspection
7 from the Coast Guard or a Certificate of
8 Compliance from the Board approved third
9 party inspector; the standard use for
10 certification of noncertificated
11 vessels, which is the guide for
12 alternative inspection of riverboat
13 gaming vessels as adopted and amended by
14 the Board; the frequency of inspection
15 annually by the Board approved third
16 party inspector and quarterly by the
17 licensee; and lastly, the licensee will
18 need to -- shall submit all required
19 Certificates of Compliance to the
20 Legislative Oversight Committees and
21 provide proof of that submission to the
22 Board.

23 And regarding the penalty schedule
24 in 2325, it will be amended for -- to
25 create a penalty for violating 2117(B)

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1 for failing to timely submit the
2 Certificates of Compliance. There will
3 be a base penalty of \$2,500 on a
4 prescriptive period of 24 months.

5 If the Board has no questions, a
6 motion to institute rule-making

7 procedures is needed.

8 CHAIRMAN JONES: Any questions,
9 Board Members? The board's clear. Do I
10 have a motion?

11 MR. BRADFORD: So moved.

12 CHAIRMAN JONES: By Mr. Bradford,
13 and a second by Miss Noonan. Call the
14 roll.

15 THE CLERK: Mr. Bradford?

16 MR. BRADFORD: Yes.

17 THE CLERK: Mr. Stipe?

18 MR. STIPE: Yes.

19 THE CLERK: Mr. Singleton?

20 MR. SINGLETON: Yes.

21 THE CLERK: Miss Noonan?

22 MS. NOONAN: Yes.

23 THE CLERK: Major Mercer?

24 MAJOR MERCER: Yes.

25 THE CLERK: Mr. Jackson?

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1 MR. JACKSON: Yes.

2 THE CLERK: Mr. Gaston?

3 MR. GASTON: Yes.

4 THE CLERK: Chairman Jones?

5 CHAIRMAN JONES: Yes. The motion to
6 institute rule-making procedures has
7 passed.

8 D. Consideration of institution of rule-making
9 procedures for amendments to LAC 42.XI.2413 and

10 LAC 42.XI.2424 (Devices)

11 MR. PITRE: Next is the institution
12 of rule-making procedures Item VIII.D.,
13 amending LAC Title 42, Part XI, Section
14 2413(B) and LAC 42, Part XI, Section
15 2424.

16 These changes are intended to
17 clarify what is required of certified
18 technicians, levels one and two, that
19 they be employed by a licensed entity,
20 and for level two only, they have to
21 have a certification by manufacturers of
22 the devices that they work on. And then
23 lastly, the access to the devices
24 requires written authorization by the
25 device owner.

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1 Next, the changes are intended to
2 clarify that device owners rather than
3 the licensee is the person who will be
4 liable for actions committed by
5 certified technicians when authorization
6 to access the devices is given by the
7 device owner, as well as unauthorized
8 certified technicians or uncertified
9 individuals who access those devices
10 when those actions constitute violations
11 of the regulations or the act.

12 Additionally, the device owners will

13 be liable for the access of their
14 devices by unauthorized certified
15 technicians or by individuals not in
16 possession of a current and valid
17 certified technician permit whether or
18 not the authorization is given. And the
19 last change is to clarify that "video
20 draw poker gaming device" is the proper
21 term rather than "device." It made it
22 more specific.

23 And regarding the penalty schedule,
24 it will need to be amended to change the
25 citations of the paragraphs of 2413

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1 based on other minutes of the
2 paragraphs. Those are renumbered. The
3 penalty schedule will be need to be
4 amended based on the amounts of the
5 penalty for 2413(E)(1). That's where
6 they have only certified technicians may
7 access the interior of an enabled and
8 enrolled device. The first offense is
9 recommended to be increased from \$250 to
10 a thousand, the second offense to be
11 increased from \$500 to \$2,000, and third
12 offense from \$1,000 to administrative
13 action.

14 If the Board has no questions, a
15 motion to institute rule-making

16 procedures is needed.

17 CHAIRMAN JONES: I would ask for any
18 questions, Board Members? No. I'd ask
19 for a motion at this time.

20 MS. NOONAN: I'll motion.

21 CHAIRMAN JONES: By Miss Noonan,
22 seconded by Mr. Singleton. Call the
23 roll.

24 THE CLERK: Mr. Bradford?

25 MR. BRADFORD: Yes.

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1 THE CLERK: Mr. Stipe?

2 MR. STIPE: Yes.

3 THE CLERK: Mr. Singleton?

4 MR. SINGLETON: Yes.

5 THE CLERK: Miss Noonan?

6 MS. NOONAN: Yes.

7 THE CLERK: Major Mercer?

8 MAJOR MERCER: Yes.

9 THE CLERK: Mr. Jackson?

10 MR. JACKSON: Yes.

11 THE CLERK: Mr. Gaston?

12 MR. GASTON: Yes.

13 THE CLERK: Chairman Jones?

14 CHAIRMAN JONES: Yes. Motion to
15 institute rule-making procedures is
16 approved.

17 E. Consideration of institution of rule-making
18 procedures for amendment to LAC 42:XI.2424

19 (Enforcement Actions of the Board)

20 MR. PITRE: Next is the institution
21 of rule-making procedures for VIII.E.,
22 amending LAC Title 42, Part XI, Section
23 2424.

24 The violation for 2417(B)(4), which
25 is listed in the penalty schedule, will

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1 need to be amended to clarify what
2 constitutes a violation for failure to
3 notify timely within the ten-day period.
4 The failure to disclose misdemeanor
5 arrest, felony arrest, marriage, divorce
6 or property settlements, the entity name
7 changes or conversions, and management
8 changes for appointment or resignations.
9 The others -- and those listed
10 previously will be removed.

11 And the penalty amounts for third
12 offense for not timely notifying of the
13 misdemeanor arrest and third offense not
14 timely notifying of a marriage, divorce
15 or property settlement, are both
16 proposed to increase from 250 to 500.

17 If the Board has no questions, a
18 motion to institute rule-making
19 procedures is needed.

20 CHAIRMAN JONES: Any questions,
21 Board Members? The board appears clear.

22 Do I have a motion?
23 MR. JACKSON: So moved.
24 CHAIRMAN JONES: By Mr. Jackson,
25 second by Mr. Singleton. Miss Tramonte.

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1 THE CLERK: Mr. Bradford.
2 MR. BRADFORD: Yes.
3 THE CLERK: Mr. Stipe?
4 MR. STIPE: Yes.
5 THE CLERK: Mr. Singleton?
6 MR. SINGLETON: Yes.
7 THE CLERK: Miss Noonan?
8 MS. NOONAN: Yes.
9 THE CLERK: Major Mercer?
10 MAJOR MERCER: Yes.
11 THE CLERK: Mr. Jackson?
12 MR. JACKSON: Yes.
13 THE CLERK: Mr. Gaston?
14 MR. GASTON: Yes.
15 THE CLERK: Chairman Jones?
16 CHAIRMAN JONES: Yes. The motion to
17 institute rule-making procedure is
18 approved.

19 F. Consideration of institution of rule-making
20 procedures for amendments to LAC 42:XI.2415.C
21 and LAC 42:XI.2424.B (Placement of Devices)

22 MR. PITRE: Next is the institution
23 of rule-making procedures VIII.F.,
24 amending LAC Title 42, Part XI, Section

25 2415(C) and amending LAC Title 42, Part
47

1 XI, Section 2424.

2 Particularly to 2415(C)(1), this
3 change is proposed to clarify how
4 devices should be placed in Type 2
5 licensed restaurants. In 2415(C)(3),
6 this change is proposed to clarify how
7 devices should be placed in Type 5
8 licensed truckstop facilities.

9 With regard to the penalty schedule,
10 the description of the violation in
11 2415(C)(1) will need to be changed to
12 state, device and properly located. And
13 the amount of the penalty for violating
14 2415(C)(1) needs to be changed from --
15 for first offense from \$250 to \$250 per
16 device; second offense from \$500 to
17 administrative action, and third offense
18 from \$1,000 to administrative action.

19 And then for 2415(C)(3), just to
20 create a penalty or add that penalty to
21 the schedule. It will be the same as
22 that stated for (C)(1). And then
23 another change will be for the violation
24 for 2415(C)(2) needs to be amended to
25 change the distance between the devices

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1 from 12 inches to 6 inches. The Board

2 previously approved the rule-making
3 procedures for 2415(C)(2) at the meeting
4 in January. So this is just the penalty
5 schedule which was overlooked last time.

6 And if the Board has no questions, a
7 motion to institute rule-making
8 procedures is needed.

9 CHAIRMAN JONES: Board, questions?

10 The board is clear. We'll entertain a
11 motion by Mr. Bradford.

12 MR. JACKSON: Second.

13 CHAIRMAN JONES: Second by
14 Mr. Jackson. Call the roll, please.

15 THE CLERK: Mr. Bradford?

16 MR. BRADFORD: Yes.

17 THE CLERK: Mr. Stipe?

18 MR. STIPE: Yes.

19 THE CLERK: Mr. Singleton?

20 MR. SINGLETON: Yes.

21 THE CLERK: Miss Noonan?

22 MS. NOONAN: Yes.

23 THE CLERK: Major Mercer?

24 MAJOR MERCER: Yes.

25 THE CLERK: Mr. Jackson?

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1 MR. JACKSON: Yes.

2 THE CLERK: Mr. Gaston?

3 MR. GASTON: Yes.

4 THE CLERK: Chairman Jones?

5 CHAIRMAN JONES: Yes. Motion to
6 institute rule-making procedure is
7 approved.

8 G. Consideration of institution of rule-making
9 procedures for amendments to LAC
10 42:XI.2405.B.1.b (Filing and Payment of Taxes)

11 MR. PITRE: Lastly is the
12 institution of rule-making procedures
13 for VIII.G., amending LAC Title 42, Part
14 XI, Section 2405(B)(1)(B). This change
15 is to clarify that applicants and
16 licensees will no longer be required to
17 be current in the filing and payment of
18 taxes with the Internal Revenue Service.

19 If the Board has no questions, a
20 motion to institute rule-making
21 procedures is needed.

22 CHAIRMAN JONES: Board, any
23 questions?

24 MS. NOONAN: They "shall not be" or
25 "shall be"?

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1 MR. PITRE: Shall not be. They
2 decided to take that off as a
3 requirement. It's not statutorily
4 required, and it would speed up the
5 investigative process at the
6 applications.

7 (Off-mike comment)

8 MR. PITRE: Federal taxes, correct,
9 not state taxes.

10 CHAIRMAN JONES: Any other
11 questions? No questions. Do I have a
12 motion? By Mr. Bradford, second by
13 Mr. Gaston.

14 THE CLERK: Mr. Bradford?

15 MR. BRADFORD: Yes.

16 THE CLERK: Mr. Stipe?

17 MR. STIPE: Yes.

18 THE CLERK: Mr. Singleton?

19 MR. SINGLETON: Yes.

20 THE CLERK: Miss Noonan?

21 MS. NOONAN: Yes.

22 THE CLERK: Major Mercer?

23 MAJOR MERCER: Yes.

24 THE CLERK: Mr. Jackson?

25 MR. JACKSON: Yes.

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1 THE CLERK: Mr. Gaston?

2 MR. GASTON: Yes.

3 THE CLERK: Chairman Jones?

4 CHAIRMAN JONES: Yes. The motion to
5 institute rule-making procedures has
6 been approved. Thank you so much,
7 Mr. Pitre.

8 IX. CONSIDERATION OF PROPOSED SETTLEMENT AND

9 APPEAL IN THE FOLLOWING:

10 1. In Re: J.B. Mouton, LLC - No. PO82802935

11 (proposed settlement)

12 CHAIRMAN JONES: We'll now move to
13 the last major item on the agenda,
14 Consideration of the Proposed Settlement
15 and Appeals for the following two
16 matters, the first being in regard to
17 J.B. Mouton, LLC. That's PO82802935.
18 This is a proposed settlement. Good
19 morning.

20 MR. HEBERT: Good morning, Chairman
21 Jones, Board Members. Christopher
22 Hebert representing the Louisiana State
23 Police in the matter of J.B. Mouton,
24 LLC, number one on your docket.

25 On April 11th, 2013, the Division

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1 received an annual permit update form
2 from the permittee, and based on this
3 submission, an inquiry with the
4 Louisiana Secretary of State was done by
5 the Division which revealed that
6 conversion documents for the permittee
7 had been recorded September 20th, 2012,
8 months prior to the submission of the
9 annual permit update form.

10 The paperwork verified J.B. Mouton,
11 LLC, had converted from a corporation to
12 a limited liability on September 20th,
13 2012. The documents also indicated that

14 Stewart Beal was a manager of the
15 permittee. The permittee failed to
16 notify the Division of the conversion
17 and the appointment of Mr. Beal as
18 manager within 15 days of the changes as
19 required by gaming law.

20 In lieu of administrative action in
21 this matter, the permittee has agreed to
22 pay and the Division has agreed to
23 accept a \$250 penalty for violation of
24 gaming law.

25 The hearing officer has signed off

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1 on this settlement, and we're here this
2 morning seeking this Board's approval.
3 And I'd be happy to answer any
4 questions.

5 CHAIRMAN JONES: Any questions,
6 Board Members?

7 MR. GASTON: I move, Mr. Chairman.

8 CHAIRMAN JONES: We have a motion by
9 Dr. Gaston.

10 MS. NOONAN: Second.

11 CHAIRMAN JONES: I have a second by
12 Miss Noonan. All in favor? [Collective
13 "aye."] Opposed? [No response.]

14 Motion passes. Thank you.

15 2. In Re: Tina's Cafe, LLC, d/b/a Wiggin's

16 #2 - No. 5105215416 (appeal)

17 CHAIRMAN JONES: Next item up,
18 Tina's Cafe, LLC, doing business as
19 Wiggin's #2. That's No. 5105215416.
20 This is an appeal. Good morning.
21 Please take the table and identify
22 yourself to the Board.

23 MR. TYLER: Chairman Jones, Board
24 Members, Assistant Attorney General,
25 Michael Tyler, appearing in the matter

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1 of Tina's Cafe, LLC, d/b/a Wiggin's 2.

2 MR. CHAISSON: I'm Gerald Chaisson
3 for Tina's Cafe.

4 MR. TYLER: Chairman Jones, this
5 matter comes as an appeal. This is
6 actually the second time this matter has
7 come before this Board for an appeal.

8 I'd just like to point out just
9 going back over some of the history that
10 this matter -- well, the process
11 initially started in 2012 -- May of
12 2012, actually, when a 12-day -- a
13 30-day notice, excuse me, was issued to
14 the licensee asking him to become
15 compliant with respect to his federal
16 taxes. Nothing was done with respect to
17 that letter. So there in the beginning
18 parts of 2013 -- I believe it was
19 February of 2013, actually, a notice of

20 recommendation of revocation was issued
21 to the licensee with respect to the
22 licensee's failure to be current in the
23 filing and/or payment of its federal
24 taxes.

25 Initially, a hearing was held on

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1 that notice wherein the licensee was
2 unable to present any type of evidence
3 showing that it was cleared with respect
4 to the filing and/or payment his federal
5 taxes.

6 An appeal was had -- or filed for in
7 that particular matter, and in October
8 of 2013, it came before this Board on
9 appeal wherein this board decided to
10 remand the matter back to the hearing
11 officer requiring that the licensee
12 within 30 days present some type of tax
13 clearance to the hearing officer.

14 Well, that hearing was actually held
15 40 days thereafter, and at that hearing
16 the licensee was unable to present a tax
17 clearance showing that they were either
18 current in the filing on/or payment of
19 their taxes. In December of 2013,
20 Hearing Officer Reynolds issued his
21 decision revoking the Type II license of
22 the licensee, due to the fact that it

23 was not compliant with respect to its
24 federal taxes.

25 An appeal was filed, and that brings

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1 us before you today. I'd just like to
2 briefly state that the law is clear with
3 respect to the licensee must be current
4 with the filing and/or payment of his
5 federal taxes, and going back to May of
6 2012 this licensee has been unable to
7 present a tax clearance to this Board.

8 Therefore, as a matter of law, the
9 license of the Type II -- excuse me, the
10 Type II license of the licensee should
11 be revoked.

12 CHAIRMAN JONES: You may present no
13 evidence, but you may speak to the
14 Board.

15 MR. CHAISSON: The whole problem
16 lies with the IRS. It seems that there
17 was some forms that was misfiled. The
18 business -- I had another business,
19 Wiggin's Seafood, was closed
20 December 30th, 2011, and the IRS says we
21 had -- we misfiled for 2012, all right;
22 and that's where the whole problem lies
23 with the tax clearance. And I finally
24 got this thing straightened out with
25 them.

1 CHAIRMAN JONES: So it's all the
2 IRS's fault that we've been dealing with
3 this.

4 MR. CHAISSON: Yes, sir.

5 CHAIRMAN JONES: But you presented
6 none of that evidence for the hearing
7 officer.

8 MR. CHAISSON: I just received all
9 this, sir.

10 CHAIRMAN JONES: But you presented
11 none of that to the hearing officer; is
12 that correct?

13 MR. CHAISSON: No. I'm here today
14 to do that.

15 CHAIRMAN JONES: Board Members, do
16 you have any questions?

17 MR. CHAISSON: The whole matter's
18 been straightened out. I went to the
19 IRS six times, made six calls to the IRS
20 in Memphis, and they had -- they needed
21 an 941-X to erase all this stuff; and
22 now they said a tax clearance should be
23 imminent in the next six to eight weeks.

24 CHAIRMAN JONES: Mr. Bradford?

25 MR. BRADFORD: Sir, do you have a

1 tax clearance today?

2 MR. CHAISSON: No, sir. It hasn't

3 been issued yet.

4 CHAIRMAN JONES: Any other questions
5 from the Board Members? I'll entertain
6 a motion at this time.

7 MAJOR MERCER: I'll move we affirm
8 the hearing officer's decision.

9 CHAIRMAN JONES: Excuse me?

10 MAJOR MERCER: I'll move we affirm
11 the hearing officer's decision.

12 CHAIRMAN JONES: We have a motion to
13 affirm the hearing officer. Do I have a
14 second.

15 MR. GASTON: I'll second,
16 Mr. Chairman.

17 CHAIRMAN JONES: Thank you. We have
18 a motion and a second to affirm. All in
19 favor? [Collective "aye."] All
20 opposed? [No response.] The hearing
21 officer's decision is affirmed.

22 MR. TYLER: Thank you.

23 CHAIRMAN JONES: One last
24 administrative note. I mentioned that
25 we toured some of the properties

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1 yesterday -- day before yesterday in
2 Lake Charles, and I know that some of
3 you have also notified me that you have
4 been through some of the properties in
5 your area, and I appreciate you doing

6 that. I think that's really important.

7 X. ADJOURNMENT

8 CHAIRMAN JONES: I look forward to
9 you seeing guys next month. I'll
10 entertain a motion to adjourn.

11 MR. BRADFORD: So moved.

12 CHAIRMAN JONES: So moved by
13 Mr. Bradford and a second by
14 Mr. Singleton. All in favor?

15 [Collective "aye."]

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1 REPORTER'S PAGE

2

3 I, SHELLEY PAROLA, Certified Shorthand

4 Reporter, in and for the State of Louisiana, the

5 officer before whom this sworn testimony was

6 taken, do hereby state:

7 That due to the spontaneous discourse of this

8 proceeding, where necessary, dashes (--) have been

9 used to indicate pauses, changes in thought,
10 and/or talkovers; that same is the proper method
11 for a Court Reporter's transcription of a
12 proceeding, and that dashes (--) do not indicate
13 that words or phrases have been left out of this
14 transcript;

15 That any words and/or names which could not
16 be verified through reference materials have been
17 denoted with the word "(phonetic)."

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21

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23

24 SHELLEY PAROLA

Certified Court Reporter #96001

25 Registered Professional Reporter

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1 STATE OF LOUISIANA

2 PARISH OF EAST BATON ROUGE

3 I, Shelley G. Parola, Certified Court

4 Reporter and Registered Professional Reporter, do

5 hereby certify that the foregoing is a true and

6 correct transcript of the proceedings on February

7 20, 2014, as taken by me in Stenographic machine

8 shorthand, complemented with magnetic tape

9 recording, and thereafter reduced to transcript,

10 to the best of my ability and understanding, using

11 Computer-Aided Transcription.

12 I further certify that I am not an
13 attorney or counsel for any of the parties, that I
14 am neither related to nor employed by any attorney
15 or counsel connected with this action, and that I
16 have no financial interest in the outcome of this
17 action.

18 Baton Rouge, Louisiana, this 20th day of
19 March, 2014.

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SHELLEY G. PAROLA, CCR, RPR

CERTIFICATE NO. 96001

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