

Directors' Meeting, Board of, (Pages 1:1 to 66:24)

1:1 LOUISIANA CONTROL BOARD

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3 BOARD OF DIRECTORS' MEETING

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8 THURSDAY, AUGUST 15, 2019

9

10 House Committee Room 1

11 Louisiana Committee Room 1

12 Baton Rouge, Louisiana

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15

16 TIME: 10:00 A.M.

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2

1 APPEARANCES

2 RONNIE JONES

Chairman (At Large)

3 June 30, 2019

4 MARK STIPE

(Attorney)

5 Seventh Congressional District

June 30, 2020

6

7 JAMES SINGLETON

(Public/Business Administration)

8 Second Congressional District

June 30, 2020

9

10 JULIE BERRY

(CPA)

11 Third Congressional District

June 30, 2024

12

13 CLAUDE D. JACKSON

(At Large)

14 Fourth Congressional District

June 30, 2021

15

16 ELTON LAGASSE

(At Large)

17 First Congressional District

June 30, 2021

18

19 HARRY AVANT

(At Large)

20 Fourth Congressional District

June 30, 2024

21

22 O. LAMAR POOLE, JR.

(Economic/Community Planner)

23 Sixth Congressional District

June 30, 2019

24

25

3

1 APPEARANCES CONTINUED

2

3 TRUDY SMITH

Confidential Assistant/Acting Clerk

4

5 REPORTED BY:

6 SHELLEY G. PAROLA, CSR, RPR

Baton Rouge Court Reporters

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1 I. CALL TO ORDER

2 CHAIRMAN JONES: Good morning and
3 welcome to the July meeting of the
4 Louisiana Gaming Control Board.

5 Miss Smith, would you call the roll.

6 MS. SMITH: Mr. Avant?

7 MR. AVANT: Here.

8 MS. SMITH: Miss Berry?

9 MS. BERRY: Here.

10 MS. SMITH: Mr. Jackson?

11 MR. JACKSON: Here.

12 MS. SMITH: Mr. Lagasse?

13 MR. LAGASSE: Yes, ma'am.

14 MS. SMITH: Mr. Poole?

15 MR. POOLE: Here.

16 MS. SMITH: Mr. Singleton?

17 MR. SINGLETON: Here.

18 MS. SMITH: Mr. Stipe?

19 MR. STIPE: Here.

20 MS. SMITH: Colonel Reeves? [No
21 response.]

22 Secretary Robinson? [No response.]

23 CHAIRMAN JONES: Okay, we have a
24 quorum. We may conduct business. And
25 before we move to Public Comments,

8

1 (missing line) Richard, this is the guy
2 that sort of mentored me. We can either
3 credit him or blame him depending on

4 your perspective. But I credit a lot of
5 where I am today based on -- on his
6 leadership and his help and assistance
7 and guidance, and I miss -- miss his
8 counsel and miss him on the Board, as we
9 have for the last year. But we
10 certainly welcome Julie into that
11 position and look forward to you being
12 with us.

13 II. PUBLIC COMMENTS

14 CHAIRMAN JONES: At this time, I'd
15 ask for anyone in the audience who has
16 public comments on any matter coming up
17 before the Board today, your opportunity
18 to speak. And no one's there.

19 III. APPROVAL OF THE MINUTES

20 CHAIRMAN JONES: So we'll move to
21 waive reading and approval of the
22 minutes. Do I have a motion?
23 Mr. Avant, Mr. Singleton.

24 Is there any objection? [No
25 response.]

9

1 Without objection, the motion is
2 approved.

3 IV. REVENUE REPORTS

4 CHAIRMAN JONES: We'll now call for
5 Revenue Reports. Good morning.

6 MS. JACKSON: Chairman Jones and

7 Board Members. My name is Donna Jackson
8 with Louisiana State Police Gaming
9 Enforcement Division.

10 The 15 operating riverboats
11 generated Adjusted Gross Receipts of
12 \$152,729,319 in July. This total
13 represents an increase of \$1 million or
14 .7 percent from last month, but a
15 decrease of \$15.3 million or 9 percent
16 from last July. During July, the State
17 collected fees totaling \$32,836,804.

18 Next is a summary of the July 2019
19 gaming activity for Harrah's New Orleans
20 found on page three. During July,
21 Harrah's generated \$20,411,519 in gross
22 gaming revenue, a decrease of \$2 million
23 or 9 percent from last month, and a
24 decrease of \$3 million or 13 percent
25 from last July. During July, the State

10

1 received \$5,081,967 in minimum daily
2 payments.

3 Next I will present the revenue for
4 Slots at the Racetracks. During July,
5 the four racetrack facilities combined
6 generated Adjusted Gross Receipts of
7 \$29,169,934, a decrease of almost
8 \$1 million or 3 percent from last month,
9 and a decrease from last July of \$1.6

10 million or 5.3 percent.

11 During July, the State collected

12 \$4,425,079 in fees.

13 Overall in July, Riverboats,

14 Landbased and Slots at the Racetracks

15 combined generated over \$202 million in

16 AGR and \$42 million in state fees.

17 These revenues represent a decrease from

18 July 2018 of 9 percent.

19 Any questions before I present the

20 Harrah's employee information?

21 CHAIRMAN JONES: Just for summary

22 purposes, we did better in June --

23 excuse me, did better in July than we

24 did June.

25 MS. JACKSON: Yes.

11

1 CHAIRMAN JONES: A slight increase.

2 MS. JACKSON: A slight increase.

3 CHAIRMAN JONES: But compared to

4 last year, we're almost at 10 percent

5 off the same month, right?

6 MS. JACKSON: And last July did have

7 one additional weekend day than this --

8 this July, so that can make a

9 difference, and admissions were down

10 about \$250,000.

11 CHAIRMAN JONES: Okay. Board

12 Members, any questions for revenue? [No

13 response.]

14 There are no questions.

15 MS. JACKSON: Harrah's New Orleans
16 is required to maintained at least 2,400
17 employees and a bi-weekly payroll of
18 \$1,750,835. This report covers the
19 first pay period in July 2019. The
20 Division verified 2,613 employees with a
21 payroll of \$2,198,000. Due to technical
22 issues, the data for the second pay
23 period could not be extracted in time
24 for the board meeting; therefore, the
25 Division will report the second pay

12

1 period for July with the August pay
2 periods.

3 CHAIRMAN JONES: Any questions,
4 Board Members? [No response.]

5 There are no questions.

6 MS. JACKSON: Thank you.

7 CHAIRMAN JONES: Now -- he was about
8 to knock you out of the chair. He
9 thought you were done.

10 Good morning.

11 MR. BOSSIER: Eager, I love my job.

12 CHAIRMAN JONES: I know it, and we
13 love having you here. You always bring
14 good news.

15 MR. BOSSIER: I hope so.

16 Good morning, Chairman Jones and
17 Board Members. My name is Jim Bossier
18 with the Louisiana State Police Gaming
19 Enforcement Division here to report
20 video gaming statistics for July 2019 as
21 shown on page one of your handout.

22 Seventeen new video gaming licenses
23 were issued during July: Nine bars, six
24 restaurants, one truckstop and one
25 device owner's.

13

1 Eight new applications were received
2 by the Gaming Enforcement Division
3 during July and are currently pending in
4 the field: Five bars, two restaurants
5 and one device owner's.

6 The Gaming Enforcement Division
7 assessed \$1,250 in fines during July,
8 and -- and there are currently five --
9 hold on, excuse me. The Gaming
10 Enforcement Division assessed \$1,250 in
11 fines during July, and there are
12 currently \$1,750 in outstanding fines.
13 Please refer to page two of your
14 handout.

15 There are presently 12,878 video
16 gaming devices activated at 1,652
17 locations.

18 Net device revenue for July 2019 was

19 \$49.9 million, no change when compared
20 to June 2019, and a \$2.1 million
21 increase, or 4.5 percent, when compared
22 to July 2018.

23 Net device revenue so far for fiscal
24 year 2020 is \$49.9 million, a
25 \$2.1 million, or 4.5 percent, increase

14

1 when compared to fiscal year 2019. Page
2 three of your handout shows a comparison
3 of net device revenue.

4 Total franchise fees collected for
5 July 2019 were \$14.9 million, no change
6 when compared to June 2019, and a
7 \$600,000 increase when compared to
8 July 2018.

9 Total franchise fees collected for
10 fiscal year 2020 are \$14.9 million, a
11 \$600,000 increase, or 4.6 percent, when
12 compared to fiscal year 2019. Page four
13 of your handout shows a comparison of
14 franchise fees.

15 Does anybody have any questions?

16 CHAIRMAN JONES: Board Members, are
17 there any questions with respect to
18 video poker? [No response.]

19 There are no questions. Thank you,
20 Jim.

21 MR. BOSSIER: Thank you.

22 V. COMPLIANCE REPORTS

23 CHAIRMAN JONES: We'll now call the
24 Attorney General to bring us our
25 Compliance Reports. Good morning.

15

1 MR. GATHE: Good morning, Chairman
2 Jones, Board Members. I'm Assistant
3 Attorney General, Jeremy Gathe, and
4 today I'll present the staff reports on
5 riverboat and racetrack casino
6 licensees' compliance with employment
7 and procurement conditions for the
8 second quarter of 2019.

9 I'll begin with the riverboats. The
10 second quarter reports were taken from
11 figures reported by the 15 operating
12 riverboats to the Louisiana Gaming
13 Control Board. In the second quarter of
14 2019, approximately 13,471 people were
15 employed by the riverboat industry. Of
16 that number, 12,473 were Louisiana
17 residents, 7,849 were minorities and
18 7,221 were women.

19 Six licensees achieved total
20 compliance this quarter, and they are
21 Golden Nugget, Horseshoe Casino,
22 Boomtown New Orleans, Treasure Chest
23 Casino, Isle of Capri Casino St. Charles
24 and L'Auberge Lake Charles.

25 Next, I'll address employment. Six

16

1 licensees did not meet their total
2 employment goals, and they are
3 DiamondJacks Casino & Resort, which
4 achieved 385 out of a goal of 650, Belle
5 of Baton Rouge Casino, which achieved
6 360 out of a goal of 450, Hollywood
7 Casino, which achieved 344 out of a goal
8 of 450, Amelia Belle, which achieved 304
9 out of a goal of 325, Boomtown Casino
10 Bossier, which achieved 479 out of a
11 goal of 650 and Eldorado Resort Casino,
12 which achieved 925 out of a goal of 950.
13 All licensees either met or exceeded
14 their goals in all of the subcategories
15 under the main category of employment.

16 Next I'll address procurement. The
17 licensees are grouped according to three
18 subcategories which appear in your
19 report. Those subcategories are
20 Louisiana, minority and female
21 procurement.

22 Under Louisiana procurement, one
23 licensee did not achieve compliance with
24 its voluntary conditions, and that
25 licensee is Margaritaville Resort

17

1 Casino, which achieved 82.6 out of a

2 goal of 90 percent.

3 Under the subcategory of minority
4 procurement, two licensees did not
5 achieve compliance with its voluntary
6 conditions, and those licensees are
7 Sam's Town Hotel & Casino, which
8 achieved 21.9 of a goal of 20 percent,
9 and L'Auberge Baton Rouge, which
10 achieved 9.8 out of a goal of
11 10 percent.

12 For female procurement, all
13 licensees either met or exceeded their
14 goals.

15 Are there any questions regarding
16 the riverboats?

17 CHAIRMAN JONES: If I may, just for
18 the benefit of my fellow Board Members,
19 with respect to employment, you'll
20 notice that for several quarters several
21 licensees have struggled to meet their
22 employment goals, and those employment
23 goals are put in place by law,
24 essentially. They're a requirement
25 because it's connected to economic

18

1 development, but I don't want you to
2 believe that the license holders are
3 just oblivious to these anomalies in
4 achieving their goal. I think my staff

5 and I and State Police and
6 representatives of the Attorney
7 General's Office have met with each of
8 the properties that shows a pattern of
9 not meeting their goal, and they have
10 struggled to try and meet the goal. And
11 some cases they presented alternative
12 staffing plans, and as I recall -- and I
13 stand to be corrected, but I believe
14 that ABSC rejected some of the proposals
15 that were in those plans.

16 So I just want the Board to know
17 that they're just not sitting around,
18 you know, not meeting their goal and
19 they're not worried about it, because
20 we've met with them. Because it is
21 important, and we're going to continue
22 to monitor those numbers.

23 On the good news side, I want to
24 recognize the Treasure Chest and Kim
25 Etland for finally getting across the

19

1 finish line on the -- on the female
2 employment, and I'm sure it has nothing
3 to do with the fact that there's a
4 female who is the general manager there
5 now, but -- but we appreciate. So we
6 have total compliance with female
7 procurement now.

8 With respect to procurement, we're
9 still doing okay. I did get a call
10 explaining from one of the properties
11 what may have happened in them not
12 achieving it, but that's something we're
13 going to continue to watch. And I thank
14 the industry for doing their part to get
15 to the goals, and by in large for the
16 last few quarters, I think we've done
17 pretty good. There's always room for
18 improvement, and that's why we have
19 quarterly reports; but we'll continue
20 that dialogue as I continue to visit
21 around the State with all the general
22 managers in Northwest Louisiana. A few
23 weeks ago I met with some of the folks
24 up there. So we'll continue to monitor
25 that.

20

1 But I thank the industry for your
2 efforts there, and -- and it has
3 certainly paid off.

4 Thank you, Jeremy.

5 Were there any questions from the
6 rest of the Board on employment or
7 procurement? Continue.

8 MR. GATHE: All right, I'll now move
9 on to the racetracks. In the second
10 quarter of 2019, approximately 1,503

11 people were employed by the racetrack
12 casino industry. Of that number, 1,231
13 were Louisiana residents, 784 were
14 minorities and 886 were women.

15 Two racetrack casinos achieved total
16 compliance this quarter, and they're
17 Evangeline Downs and Fairgrounds. Delta
18 Downs did not achieve its Louisiana
19 employment condition. It achieved 59
20 out of the 80 percent condition, and
21 Louisiana Downs did not achieve its
22 female employment condition. It
23 achieved 57 out of a 60 percent
24 condition.

25 Are there any questions regarding

21

1 the racetracks?

2 CHAIRMAN JONES: Board Members,
3 anything with respect to racetracks?

4 [No response.]

5 There are no questions.

6 MR. GATHE: Thank you.

7 CHAIRMAN JONES: Thank you very
8 much.

9 VI. CASINO GAMING ISSUES

10 A. Consideration of Renewal Application for
11 Riverboat Gaming License of Eldorado Casino
12 Shreveport Joint Venture d/b/a Eldorado
13 Resort Casino Shreveport - No. R013600005

14 CHAIRMAN JONES: We shall now move
15 to Casino Gaming Issues, Consideration
16 of Renewal Application for Riverboat
17 Gaming License of Eldorado Shreveport
18 Joint Venture doing business as Eldorado
19 Resort Casino Shreveport, No.
20 RO13600005.

21 Good morning.

22 MR. GATHE: Morning again, Chairman
23 Jones, Members of the Board. Assistant
24 Attorney General Jeremy Gathe appearing
25 today with Trnessia Ware of Louisiana

22

1 State Police Audit Division and Trooper
2 Jeremy Landry of Louisiana State Police
3 Gaming Enforcement Division.

4 As you stated, this is the matter of
5 the renewal of the riverboat license of
6 Eldorado Casino Shreveport Joint Venture
7 doing business as Eldorado Resort Casino
8 Shreveport located in Shreveport
9 Louisiana.

10 Riverboat licenses are issued for a
11 five-year term, and this license is now
12 due to expire on October 14th, 2019.
13 Pursuant to Louisiana Revised Statute
14 27:75.A, the Board is required to act on
15 any renewal application no later than 30
16 days prior to the expiration of the

17 current license.

18 At this time, Trnessia Ware from the
19 Audit Division and Trooper Jeremy Landry
20 will now report their findings to the
21 Board.

22 MS. WARE: Good morning, Chairman
23 Jones and Members of the Board. My name
24 is Trnessia Ware with Louisiana State
25 Police Corporate Securities Audit.

23

1 Licensee, Eldorado Casino Shreveport
2 Joint Venture doing business as Eldorado
3 Resort Casino Shreveport, seeks the
4 five-year renewal of its license.
5 Eldorado is wholly owned by Eldorado
6 Resorts, LLC, a direct subsidiary of
7 Eldorado Holdco, LLC.

8 Eldorado competes with five
9 riverboat casinos and one racino in the
10 Shreveport/Bossier City gaming market.
11 For fiscal year 2018-2019, Eldorado
12 ranked third in Shreveport/Bossier City
13 market with gross receipts of
14 approximately \$150 million. As shown on
15 page 13 of your report, Eldorado
16 Shreveport spent approximately
17 \$3.3 million for capital expenditures in
18 2018. The licensee projects it will
19 spend approximately \$3.3 million in

20 years 2019 through 2023.

21 Eldorado Shreveport remits a
22 corporate fee based on 5 percent of
23 gross revenues less taxes. Eldorado
24 paid approximately \$4.7 million for
25 corporate fees in 2018.

24

1 In conclusion, no financial issues
2 came to our attention to preclude the
3 Board from approving the Eldorado
4 Shreveport license for a period of five
5 years effective October 14th, 2019.

6 Senior Trooper Jeremy Landry will
7 now present his findings.

8 TROOPER LANDRY: Good morning,
9 Chairman Jones and Members of the Board.

10 CHAIRMAN JONES: Morning.

11 TROOPER LANDRY: I'm Senior Trooper
12 Jeremy Landry, Louisiana State Police
13 Gaming Enforcement Division.

14 The Division conducted an
15 investigation in regards to the
16 five-year license renewal of Eldorado
17 Casino Shreveport Joint Venture doing
18 business as Eldorado Resort Casino
19 Shreveport, Eldorado Resorts,
20 Incorporated, and its subsidiaries. The
21 investigation included their officers,
22 directors and persons with a 5 percent

23 or more ownership interest in the
24 companies. This investigation consisted
25 of inquiries through federal, state and

25

1 local law enforcement agencies,
2 computerized criminal history databases,
3 financial and civil institutions and
4 gaming regulatory agencies.

5 At the conclusion of the
6 investigation, I discovered no
7 information which would preclude
8 Eldorado Casino Shreveport Joint Venture
9 doing business as Eldorado Resort Casino
10 Shreveport, Eldorado Resorts,
11 Incorporated, its subsidiaries or any of
12 its officers, directors or board members
13 to be allowed to continue participating
14 in the Louisiana gaming industry.

15 At this time, I'll answer any
16 questions you may have.

17 MR. GATHE: If it is the Board's
18 pleasure to approve the renewal
19 application of Eldorado Casino
20 Shreveport Joint Venture doing business
21 as Eldorado Resort Casino Shreveport, a
22 Resolution has been prepared for your
23 consideration.

24 CHAIRMAN JONES: Board Members, are
25 there any questions with respect to this

1 renewal?

2 MR. JACKSON: I so move.

3 CHAIRMAN JONES: We have a motion to
4 adopt the Resolution and a second by
5 Miss Berry.

6 Miss Smith, would you read the
7 Resolution into the record.

8 MS. SMITH: On the 15th day of
9 August 2019, the Louisiana Gaming
10 Control Board did, in a duly noticed
11 public meeting, consider the license
12 renewal application of Eldorado Casino
13 Shreveport Joint Venture d/b/a Eldorado
14 Resort Casino Shreveport, and upon
15 motion duly made and seconded, the Board
16 adopted this Resolution:

17 Be it resolved that the riverboat
18 casino license of Eldorado Casino
19 Shreveport Joint Venture d/b/a Eldorado
20 Resort Casino Shreveport, license No.
21 RO13600005, be renewed for a term of
22 five years commencing October 14th,
23 2019, subject to all conditions
24 previously placed upon the license.

25 CHAIRMAN JONES: You may call the

1 roll.

2 MS. SMITH: Mr. Avant?

3 MR. AVANT: Yes.
4 MS. SMITH: Miss Berry?
5 MS. BERRY: Yes.
6 MS. SMITH: Mr. Jackson?
7 MR. JACKSON: Yes.
8 MS. SMITH: Mr. Lagasse?
9 MR. LAGASSE: Yes, ma'am.
10 MS. SMITH: Miss Lewis?
11 MS. LEWIS: Yes.
12 MS. SMITH: Mr. Poole?
13 MR. POOLE: Yes.
14 MS. SMITH: Mr. Singleton?
15 MR. SINGLETON: Yes.
16 MS. SMITH: Mr. Stipe?
17 MR. STIPE: Yes.
18 MS. SMITH: Chairman Jones?
19 CHAIRMAN JONES: Yes. And the
20 motion carries, and the Resolution is
21 approved. Thank you.
22 And I want to thank Eldorado. I
23 know there's some representatives here
24 this morning from Eldorado, but State
25 Police, in conjunction with the Gaming

28

1 Control Board, began an initiative this
2 past spring to provide human sexual
3 trafficking training at four regional
4 locations throughout the State. We had
5 our first one, and Eldorado hosted it

6 this past weekend in Northwest
7 Louisiana. We appreciate -- we
8 appreciate your assistance in that
9 regard. There's another one going on
10 today in Lake Charles, I understand. So
11 I just want to acknowledge y'all, and
12 thank you for your help. Thank you.

13 B. Consideration of Certificate of Compliance for
14 the Alternate Riverboat Inspection of the
15 gaming vessel of Louisiana Casino Cruises,
16 Inc., d/b/a Hollywood Casino Baton Rouge - No.
17 R011700193

18 CHAIRMAN JONES: Next up we have,
19 Consideration of Certificate of
20 Compliance for the Alternate Riverboat
21 Inspection of the gaming vessel of
22 Louisiana Casino Cruises, Inc., doing
23 business as Hollywood Casino Baton
24 Rouge, No. RO11700193.

25 Good morning.

29

1 MS. LANDRY: Good morning, Chairman
2 Jones and Board Members. I'm Assistant
3 Attorney General Lisha Landry, and with
4 me is Mr. Jeff Boyle of ABSC. And we're
5 here in the matter of the issuance of
6 the Certificate of Compliance for
7 Louisiana Casino Cruises, Inc., doing
8 business as Hollywood Casino Baton

9 Rouge.

10 On June 10th, 2019, ABSC began the
11 inspection process for the approval of
12 Hollywood Casino's Certificate of
13 Compliance, and Mr. Boyle will now
14 present the details of ABSC's
15 inspection.

16 MR. BOYLE: Good morning, Chairman
17 Jones and Board Members, I'm Jeff Boyle
18 with ABSG Consulting here to report the
19 annual certification for Hollywood
20 Casino. The inspectors, Doug Chapman
21 and Pete Bullard, did, on June 10th,
22 2019, attend the riverboat, Casino
23 Rouge, to conduct the annual inspection
24 in accordance with the alternate
25 inspection of riverboat gaming vessels

30

1 in the state of Louisiana. The
2 inspectors reviewed fire protection
3 equipment, egress routes, mooring
4 systems, inspected machinery spaces and
5 conducted a fire drill. There were a
6 few deficiencies found during the
7 inspection, and they can be found on
8 page six and eight of your report.

9 A follow-up to deficient items was
10 conducted on June 23rd. All deficient
11 items were corrected and found

12 satisfactory.

13 In addition to the annual
14 inspection, a letter was received from
15 Hollywood Casino on June 16th, 2019,
16 requesting the removal of irrelevant
17 equipment found onboard the ABSG
18 inspection. The request to remove the
19 rescue boat, fire hoses, applicators,
20 nozzles, fire axes and sound power
21 phones are acceptable to be removed.
22 The life jackets should remain onboard,
23 and we declined the removal of item --
24 these items from the vessel in
25 inspection. The paddle wheel is already

31

1 exempt from being inspected.

2 The 2019 annual survey, as required
3 by the Louisiana Gaming Control Board,
4 is complete and to date does not present
5 safety concerns to its patrons or
6 employees on the riverboat. It is the
7 recommendation of ABSG Consulting that
8 Hollywood Casino be issued the
9 Certificate of Compliance.

10 MS. LANDRY: We now present these
11 findings to the Board and request that
12 upon the Board's acceptance of the
13 report submitted by ABSC, you will move
14 for the issuance of Hollywood Casino's

15 Certificate of Compliance.

16 CHAIRMAN JONES: Board Members, are
17 there any questions with respect to
18 Hollywood? Yes, ma'am? [Off-record
19 discussion.]

20 So there are no questions? [No
21 questions.] So we're going to move for
22 the Certificate of Compliance in
23 conjunction with the removal -- the
24 approved removal of equipment on the
25 vessel for Hollywood Casino. Do I have

32

1 a second -- well, I can pick --
2 Mr. Poole. We have a motion and a
3 second.

4 Is there any objection to the
5 motion? [No response.]

6 Therefore, the motion passes, and
7 the Certificate is issued. Thank you.

8 C. Consideration of Certificate of Compliance for
9 the Alternate Riverboat Inspection of the
10 gaming vessel of PNK (Baton Rouge) Partnership
11 d/b/a L'Auberge Casino & Hotel Baton Rouge -
12 No. R011000801

13 CHAIRMAN JONES: Next up,
14 Consideration of Certificate of
15 Compliance for the Alternate Riverboat
16 Inspection of the gaming vessel PNK
17 (Baton Rouge) Partnership doing business

18 as L'Auberge Casino & Hotel Baton Rouge,
19 No. R011000801.

20 MS. LANDRY: Assistant Attorney
21 General Lisha Landry and Jeff Boyle from
22 ABSC now here in the matter of the
23 issuance of the Certificate of
24 Compliance for PNK (Baton Rouge)
25 Partnership doing business as L'Auberge

33

1 Casino & Hotel Baton Rouge.

2 On July 23rd, 2019, ABSC began the
3 inspection process for the approval of
4 L'Auberge Casino's Certificate of
5 Compliance. Mr. Boyle will now present
6 the details of ABSC's inspection.

7 MR. BOYLE: Chairman Jones and Board
8 Members, my name is Jeff Boyle with ABSC
9 Consulting here to report on the annual
10 certification for L'Auberge Baton Rouge
11 Casino.

12 The inspectors, Pete Bullard and
13 myself, did, on June 23rd and 24th,
14 attend the L'Auberge Baton Rouge Casino
15 to conduct the annual inspection in
16 accordance with State of Louisiana
17 alternate inspection program. The
18 surveyors reviewed fire protection
19 measures, life safety equipment, egress
20 routes, training records and conducted a

21 fire drill. The deficiencies noted on
22 page eight and nine are in your report.
23 The deficiencies were cleared on
24 August 7th.

25 The 2019 annual survey as required

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1 by the Louisiana Gaming Control Board,
2 is complete to date and does not present
3 any safety concerns to its patrons or
4 employees on the riverboat. It is the
5 recommendation of ABSC that L'Auberge
6 Baton Rouge Casino be issued the
7 Certificate of Compliance.

8 MS. LANDRY: We now present these
9 findings to the Board and request that
10 upon the Board's accepting the report
11 submitted by ABSC, you'll move for the
12 issuance of L'Auberge Casino's
13 Certificate of Compliance.

14 CHAIRMAN JONES: Board Members, are
15 there any questions with respect to
16 L'Auberge? [No response.] There are no
17 questions.

18 Do I have a motion? Miss Berry,
19 Mr. Lagasse is the second.

20 Is there any opposition to the
21 motion? [No response.] There is no
22 opposition to the motion.

23 The motion carries. The Certificate

24 is issued. Thank you.

25 VII. VIDEO GAMING ISSUES

35

1 1. Consideration of truckstop application for
2 Ortego Oil & Supply Company, LLC, d/b/a
3 Laffite's Treasure Casino - No. 4907517864

4 CHAIRMAN JONES: We now move to
5 Video Gaming Issues. We have three
6 items on the agenda. First up,
7 Consideration of truckstop application
8 for Ortego Oil & Supply Company, LLC,
9 doing business as Laffite's Treasure
10 Casino, No. 4907517864.

11 Morning, gentlemen.

12 MR. PITRE: Good morning, Chairman.
13 Chairman Jones and Board Members, I'm
14 Assistant Attorney General Earl Pitre,
15 Jr., appearing before the Board in the
16 matter of the original application of
17 Ortego Oil & Supply Company, LLC, doing
18 business as Laffite's Treasure Chest,
19 who is applying for approval of a Type 5
20 video draw poker gaming license.

21 The establishment is located in St.
22 Landry Parish.

23 On May 1st, 2018, G. Michael Ortego
24 and Brad Thomas Ortego, the
25 co-independent executors of the estate

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1 of Ena Ortego, transferred 100 percent
2 of the ownership interest in Ortego Oil
3 & Supply Company, Incorporated, who
4 previously held a video draw poker
5 gaming license for the truckstop, to
6 Gaubert Oil Company, Incorporated.

7 Gaubert Oil Company, Incorporated,
8 also purchased the immovable property
9 and the improvements of the truckstop
10 facility.

11 Also on May 1st, 2018, Ortego Oil &
12 Supply Company, Incorporated, merged
13 with and into the applicant, Ortego Oil
14 & Supply Company, LLC.

15 Gaubert Oil Company, Incorporated,
16 is the sole member of the applicant.

17 The ownership interest of Gaubert
18 Oil Company, Incorporated, is as
19 follows: Grady K. Gaubert with
20 50.5313 percent, Nolan J. Gaubert, II,
21 with 22.0918 percent, Jane G. Griffin
22 with 22.0917 percent and Susan G.
23 Schwaner with 5.2852 percent.

24 Master Trooper James Cannon
25 conducted the suitability investigation

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1 of the relevant persons associated with
2 the application and conducted an on-site
3 inspection of the truckstop facility.

4 He is here this morning to report the
5 Office of State Police's findings to the
6 Board.

7 TROOPER CANNON: Good morning,
8 Chairman Jones, Members of the Board.
9 I'm Master Trooper James Cannon with
10 Louisiana State Police.

11 I conducted an updated suitability
12 check on Grady K. Gaubert, Kathleen M.
13 Gaubert, Patricia W. Gaubert, Jane G.
14 Gaubert, John R. Griffin, Nolan J.
15 Gaubert, II, Sharon J. Gaubert, Susan G.
16 Schwaner and Thomas J. Schwaner, who
17 previously met suitability under various
18 video gaming licenses. I found no
19 information that would preclude them
20 from continuing to participate in the
21 gaming industry.

22 An on-site inspection was conducted,
23 and it was determined that the
24 establishment meets all criteria set
25 forth in video gaming law as a qualified

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1 truckstop facility. All required
2 licenses were valid and posted at the
3 time of the inspection.

4 The establishment consists of 5.485
5 contiguous acres.

6 The location for which the applicant

7 is applying was originally licensed on
8 June 17th, 1997, and was licensed within
9 36 months of the application being
10 considered today; therefore, they are
11 not subject to the rule that they must
12 be one mile from a school, church,
13 playground, synagogue, public library,
14 residence and buildings on the National
15 Historic Registry.

16 I found no information that would
17 preclude the issuance of a Type 5 video
18 draw poker license to Ortego Oil &
19 Supply Company, LLC, doing business as
20 Laffite's Treasure Casino.

21 MR. PITRE: The Office of the
22 Attorney General has reviewed the file
23 compiled as a result of the
24 investigation conducted by the Office of
25 State Police. Our review indicates that

39

1 no information has been found which
2 would preclude approval.

3 CHAIRMAN JONES: Board Members, are
4 there any questions with respect to
5 Lafitte's Treasure Casino? [No
6 response.] There are no questions.

7 Do I have a motion? Mr. Stipe,
8 Mr. Poole.

9 Any objection? [No response.] The

10 motion carries. The application is
11 approved, and the license may be issued.

12 Thank you.

13 2. Consideration of truckstop application for Cash
14 Magic Galliano, LLC, d/b/a Cash Magic Galliano
15 - No. 2900517833

16 CHAIRMAN JONES: Next up,
17 Consideration of the truckstop
18 application for Cash Magic Galliano,
19 LLC, doing business as Cash Magic
20 Galliano, No. 2900517833. Please
21 continue.

22 MR. PITRE: Chairman Jones, Board
23 Members, again, Earl Pitre, Jr.,
24 Assistant Attorney General, appearing
25 before the Board in the matter of the

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1 original application of Cash Magic
2 Galliano, LLC, doing business as Cash
3 Magic Galliano, applying for approval of
4 a Type 5 video draw poker gaming
5 license.

6 The establishment is located in
7 Lafourche Parish.

8 On February 21st, 2019, the
9 following transactions occurred.

10 Galliano Truck Plaza & Casino, LLP,
11 doing business as Galliano Truck Plaza &
12 Casino, who previously held the

13 truckstop gaming license for that
14 truckstop, sold the business and
15 business assets to the applicant.

16 Galliano Truck Plaza & Casino, LLP,
17 also sold all of its rights, title and
18 interest in the immovable property and
19 improvements of the truckstop facility
20 to Propco Galliano, LLC, a subsidiary of
21 Jacobs Entertainment, Incorporated, and
22 Propco Galliano, LLC, leased the
23 immovable property and the improvements
24 of the truckstop facility to the
25 applicant.

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1 Jacobs Entertainment, Incorporated,
2 is the sole member of the applicant.
3 Jacobs Investments, Incorporated, owns
4 100 percent of Jacobs Entertainment,
5 Incorporated.

6 The ownership interest of Jacobs
7 Investments, Incorporated, is as
8 follows: Jacobs Family Economic Trust
9 with 39.83 percent, Jeffrey P. Jacobs
10 with 37.21 percent, Jeffrey P. Jacobs
11 Family 2012 Irrevocable Trust with
12 13.91 percent, Jacobs Family Control
13 Trust with 9.05 percent.

14 Criminal Investigator William Landry
15 conducted the suitability investigations

16 of the relevant persons associated with
17 the application and conducted an on-site
18 inspection of the truckstop facility.
19 He is here this morning to report the
20 Office of State Police's findings to the
21 Board.

22 TROOPER LANDRY: Good morning,
23 Chairman Jones and Board Members.

24 CHAIRMAN JONES: Morning.

25 TROOPER LANDRY: My name is William

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1 Landry, Criminal Investigator Louisiana
2 State Police Gaming Enforcement
3 Division.

4 I conducted an updated suitability
5 check on Jeffrey P. Jacobs, Claire L.
6 Jacobs, Caroline M. Jacobs, Renee E.
7 Jacobs, Hannah R. Jacobs, Jeffrey E.
8 VonGlodfelter, Thomas E. Hamilton,
9 Stanley R. Gorom, III, Brett A. Kramer,
10 Stan W. Guidroz, Stephen R. Roark, Scott
11 J. Zeringue, Hernan F. Castro, Judson T.
12 Wood, William H. Stephens, John R. East,
13 Jr., Chad M. Cowie, Kenneth W. Wiggins
14 and Renita Hutchinson, who previously
15 met suitability. I found no information
16 that would preclude them from continuing
17 to participate in the gaming industry.

18 A suitability investigation was

19 conducted on Richard D. Jacobs, the
20 beneficiary to the three Jacobs Family
21 Trust. No information was found that
22 would preclude him from participating in
23 the gaming industry.

24 An on-site inspection was conducted,
25 and it was determined that the

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1 establishment meets all criteria set
2 forth in the video gaming laws as a
3 qualified truckstop facility. All
4 required licenses and permits were
5 posted and valid at the time of
6 inspection.

7 The establishment consists of
8 21.593 acres.

9 The location for which the applicant
10 is applying was originally licensed
11 October 21st, 2003, and was licensed
12 within 36 months of the application
13 being considered to date; therefore,
14 they are not subject to the rule that
15 they must be within one mile from a
16 school, church, playground, synagogue,
17 public library, residence and buildings
18 on the National Historic Registry.

19 I found no information that would
20 preclude the issuance of a Type 5 video
21 draw poker gaming license to Cash Magic

22 Galliano doing business as Cash Magic
23 Galliano.

24 MR. PITRE: The Office of the
25 Attorney General has reviewed the file

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1 compiled as a result of the
2 investigation conducted by the Office of
3 State Police. Our review indicates that
4 no information has been found which
5 would preclude approval.

6 CHAIRMAN JONES: Board Members, any
7 questions on Cash Magic Galliano's
8 application? [No response.] There are
9 no questions.

10 Do I have a motion? Miss Lewis,
11 second by Mr. Jackson.

12 Any objection to the motion? [No
13 response.] There are no objections.

14 The motion carries. The license may be
15 issued.

16 3. Consideration of truckstop application for Cash
17 Magic Royal Flush, LLC, d/b/a Cash Magic Royal
18 Flush, No. 5501517834

19 CHAIRMAN JONES: And the final item
20 under Video Poker, Consideration of
21 truckstop application for Cash Magic
22 Royal Flush, LLC, doing business as Cash
23 Magic Royal Flush, No. 5501517834.

24 MR. PITRE: Chairman Jones, Board

25 Members, again, Earl Pitre, Jr.,

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1 Assistant Attorney General appearing
2 before the Board in the matter of the
3 original application of Cash Magic Royal
4 Flush, LLC, doing business as Cash Magic
5 Royal Flush, applying for approval of
6 the Type 5 video draw poker gaming
7 license.

8 The establishment is located in
9 Terrebone Parish.

10 On February 21st, 2019, the
11 following transactions occurred. Bayou
12 Magic Enterprises, LLC, doing business
13 as Cajun Magic Truckstop and Royal Flush
14 Casino #2, who previously held a video
15 gaming license for the truckstop, sold
16 the business and business assets to the
17 applicant.

18 Bayou Magic Enterprises, LLC, also
19 sold all of its rights, title and
20 interest in the immovable property and
21 improvements of the truckstop facility
22 to Propco Royal Flush, LLC, a subsidiary
23 of Jacobs Entertainment, Incorporated,
24 and Propco Royal Flush, LLC, leased the
25 immovable property and improvements of

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1 the truckstop facility to the applicant.

2 Jacobs Entertainment, Incorporated, is
3 the sole member of the applicant.

4 Jacobs Investments, Incorporated,
5 owns 100 percent of Jacobs
6 Entertainment, Incorporated.

7 The ownership interest of Jacobs
8 Investment, Incorporated, is as follows:
9 Jacobs Family Economic Trust with 39.83
10 percent, Jeffrey P. Jacobs with 37.21
11 percent, Jeffrey P. Jacobs Family 2012
12 Irrevocable Trust with 13.91 percent,
13 Jacobs Family Control Trust with 9.05
14 percent.

15 Criminal investigator William Landry
16 conducted the suitability investigation
17 of the relevant persons associated with
18 the application and conducted the
19 on-site inspection of the truckstop
20 facility. He is here this morning and
21 will report the State Police's findings
22 to the Board.

23 TROOPER LANDRY: Good morning again,
24 Criminal Investigator William Landry,
25 Louisiana State Police Gaming

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1 Enforcement Division.

2 I conducted an updated suitability
3 or Jeffrey P. Jacobs, Claire L. Jacobs,
4 Caroline M. Jacobs, Renee E. Jacobs,

5 Hannah R. Jacobs, Jeffrey E.
6 VonGlodfelter, Thomas E. Hamilton,
7 Stanley R. Gorom, III, Brett A. Kramer,
8 Stan W. Guidroz, Stephen R. Roark, Scott
9 J. Zeringue, Hernan F. Castro, Judson T.
10 Wood, William H. Stephens, John R. East,
11 Jr., Chad M. Cowie, Kenneth W. Wiggins,
12 Renita Hutchinson, who had previously me
13 suitability. I found no information
14 that would preclude them from continuing
15 to participate in the gaming industry.

16 A suitability investigation was
17 conducted on Richard D. Jacobs, a
18 beneficiary of three Jacobs Family
19 Trusts. No information was found that
20 would preclude him from participating in
21 the gaming industry.

22 An on-site inspection was conducted,
23 and it was determined that the
24 establishment meets all criteria set
25 forth in video gaming law as a qualified

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1 truckstop facility.

2 All required licenses and permits
3 were posted and valid at the time of
4 inspection.

5 The establishment consists of 5.50
6 contiguous acres.

7 The location for which the applicant

8 is applying was originally licensed on
9 September 16th, 2003, and was licensed
10 within 36 months of the application
11 being considered today. Therefore, they
12 are not subject to the rule that they
13 must be one mile from a school, church,
14 playground, synagogue, public library,
15 residence and buildings on the National
16 Historic Registry.

17 I found no information that would
18 preclude the issuance of a Type 5 video
19 draw poker gaming license to Cash Magic
20 Royal Flush, LLC, d/b/a Cash Magic Royal
21 Flush.

22 MR. PITRE: The Office of the
23 Attorney General has reviewed the file
24 compiled as a result of the
25 investigation conducted by the Office of

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1 State Police. Our review indicates that
2 no information has been found which
3 would preclude approval.

4 CHAIRMAN JONES: Board Members, any
5 questions on Cash Magic Royal Flush?

6 [No response.] There are no questions.

7 Do I have a motion? Mr. Avant, Mr.
8 Singleton.

9 Any objection to the motion? [No
10 response.] Without objection, the

11 motion carries. The license may be
12 issued. Thank you very much, gentlemen.

13 VIII. CONSIDERATION OF SETTLEMENTS AND APPEAL IN

14 THE FOLLOWING:

15 1. In Re: Igor's, LLC, d/b/a Igor's Lounge
16 and Game Room - No. 3601110928
17 (settlement)

18 CHAIRMAN JONES: We now move to
19 Consideration of Settlements and Appeal
20 in the following matters, and first up
21 is in regard to Igor's, LLC, doing
22 business as Igor's Lounge and Game Room,
23 No. 3601110928. This is a settlement.

24 Good morning.

25 MR. GATHE: Good morning, Chairman

50

1 Jones, Board Members, Assistant Attorney
2 General Jeremy Gathe present before the
3 Board in the matter of Igor's, LLC,
4 doing business as Igor's Lounge and Game
5 Room.

6 The settlement addresses the
7 licensee's failure to notify the
8 Division of a transfer of ownership
9 interest. The licensee is a Type 1
10 licensed establishment located in
11 Orleans Parish.

12 On December 27th, 2018, the Division
13 received notice of the death of Igor

14 Margan. At the time of his death, Mr.
15 Margan held a 98 percent membership
16 interest in the licensee, and the
17 remaining 2 percent membership interest
18 was held by his wife, Halina Margan.

19 In his Last Will and Testament, Mr.
20 Margan designated the residuary of his
21 estate, which included his membership
22 interest in the licensee, to the Igor
23 Margan Testamentary Trust and named Miss
24 [sic] Margan as its income beneficiary.

25 Pursuant to his will, the trust

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1 terminated upon the death of his wife,
2 Miss Margan. Miss Margan passed away on
3 April 9th, 2019.

4 Pursuant to Mrs. Margan's Last Will
5 and Testament, she bequeathed the
6 residuary of her estate, which included
7 the membership interest in the licensee,
8 to Susan and Darren Brooks in equal
9 shares.

10 On May 1st, 2019, judgments of
11 partial possession were rendered
12 recognizing Susan and Darren Brooks as
13 co-legatees of both Mr. and Mrs.
14 Margan's successions.

15 As a result, Susan and Darren Brooks
16 each hold a 50 percent membership

17 interest in the licensee.

18 After further investigation, the
19 Division discovered that according to
20 his Certification of Death, Mr. Margan
21 passed away on December 4th, 2018.

22 The licensee failed to notify the
23 Division within ten calendar days of Mr.
24 Margan's death.

25 The civil penalty contained in the
52
1 settlement is \$500, which is an amount
2 that is well-established for violations
3 of this type.

4 The settlement has been signed by
5 the hearing officer and is now before
6 the Board for final approval.

7 At this time, I'd be happy to answer
8 any questions that you may have.

9 CHAIRMAN JONES: Board Members, are
10 there any questions with respect to this
11 proposed settlement? [No response.]

12 There are no questions.

13 Mr. Singleton has moved, Mr. Stipe
14 seconds.

15 Is there any objection? [No
16 response.] Without objection, the
17 motion carries, and the settlement is
18 approved.

19 2. HWY 30 Enterprises, Inc., d/b/a Fred's Travel

20 Center Casino #2 - No. 2406505851 (settlement)

21 CHAIRMAN JONES: The second
22 settlement is HWY 30 Enterprises, Inc.,
23 d/b/a Fred's Travel Center Casino #2,
24 No. 2406505851. This is also a proposed
25 settlement.

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1 Good morning.

2 MR. LEWIS: Good morning, Chairman
3 Jones, Board Members. I'm Assistant
4 Attorney General Kanick Lewis, Jr., here
5 before the Board today in the matter of
6 the settlement of HWY 30 Enterprises,
7 Inc., doing business as Fred's Travel
8 Center Casino #2.

9 The settlement addresses the Type 5
10 licensee's failure to have a licensed
11 uniform security officer on duty. On
12 May 1st, 2019, the Division conducted a
13 compliance inspection of the licensed
14 establishment and discovered that there
15 was no licensed uniform security officer
16 on duty. After attempts to secure a
17 certified replacement security officer,
18 the licensee was able to have a uniform
19 patrol officer with the St. Gabriel
20 Police Department come to the licensed
21 establishment.

22 The licensee failed to have a

23 licensed uniform security officer on
24 duty, which is a violation of gaming
25 law. The civil penalty contained in the

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1 settlement is \$250, which is an amount
2 that is established for this type of
3 violation. The settlement has been
4 signed by the hearing officer and is
5 before the Board for final approval.

6 At this time, I would be happy to
7 answer any questions you may have.
8 Thank you.

9 CHAIRMAN JONES: Board Members, any
10 questions on Fred's? [No response.]
11 There are no questions.

12 Miss Berry, Mr. Jackson seconds.

13 Any objections? [No response.]

14 Without objection, the motion carries.

15 The settlement is approved. Thank you
16 very much.

17 MR. LEWIS: Thank you.

18 3. In Re: Vanicor's Bar & Juke Joint, LLC, d/b/a

19 Vanicor's Bar & Juke Joint - No.

20 0102117305 (appeal)

21 CHAIRMAN JONES: And we will now
22 call up in regards to Vanicor's Bar &
23 Juke Joint, LLC, doing business as
24 Vanicor's Bar & Juke Joint. Are there
25 any representatives of Vanicor's here?

1 Come on down, please, sir. Have a seat
2 at the table, and before we get started,
3 could you identify yourself for us.

4 MR. VANICOR: What is that?

5 CHAIRMAN JONES: Could you identify
6 yourself for us.

7 MR. VANICOR: Yes, I'm Shane
8 Vanicor. I'm the owner of Vanicor's
9 Bar.

10 CHAIRMAN JONES: Okay, thank you for
11 being here today.

12 MR. VANICOR: Thank you.

13 CHAIRMAN JONES: This is your
14 opportunity. A record has already been
15 established with all of the facts.

16 MR. VANICOR: Okay.

17 CHAIRMAN JONES: As you know, you
18 have been afforded an opportunity to
19 attend a couple of meetings and then a
20 hearing, and for whatever -- I mean,
21 you're not compelled to do that, but for
22 whatever reason, you weren't there.

23 MR. VANICOR: Right.

24 CHAIRMAN JONES: So the record
25 that's been established are the facts

1 that are currently before the Board.

2 MR. VANICOR: Okay.

3 CHAIRMAN JONES: You're prohibited
4 this morning from introducing any new
5 facts into the record --

6 MR. VANICOR: Okay.

7 CHAIRMAN JONES: -- all right? But
8 you'll have the opportunity now to
9 explain to the Board why the hearing
10 officer, perhaps, got the decision
11 wrong --

12 MR. VANICOR: Okay.

13 CHAIRMAN JONES: -- all right? And
14 if you wander into presenting facts, the
15 young lady to your left is going to
16 object to that, and we'll have to
17 redirect it back to why the hearing
18 officer got it wrong, so please proceed.

19 MR. VANICOR: At the time the first
20 hearing I had, I was supposed to be
21 there in Baton Rouge, I was in the
22 hospital, couldn't make it then, and
23 since then when I got out, I had a lot
24 of tax problems as far as stuff falling
25 behind as far as people that was running

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1 it for me. That's really about
2 December, I guess.

3 MS. KEITH: Objection, Mr. Chairman,
4 it's new information.

5 CHAIRMAN JONES: It's -- this is

6 tough for you to navigate because you
7 really can't present any evidence in
8 your defense. All you can do is argue
9 why the hearing officer got the decision
10 wrong in the case --

11 MR. VANICOR: Okay.

12 CHAIRMAN JONES: -- okay?

13 MR. VANICOR: I don't know about the
14 decision.

15 CHAIRMAN JONES: Okay, we'll
16 proceed. We may find another
17 opportunity here. Please go ahead.

18 MS. KEITH: Thank you, Mr. Chairman,
19 Board Members and staff, I am Assistant
20 Attorney General Rashida Keith present
21 before the Board in the matter of
22 Vanicor's Bar & Juke Joint, LLC, doing
23 business as Vanicor's Bar & Juke Joint.

24 This matter comes before you as a
25 result of the licensee's appeal of the

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1 hearing officer's decision to revoke its
2 Type 1 license for its failure to timely
3 submit annual forms, fees and supporting
4 documents by July 1st of 2018.

5 As outlined in the Division's
6 memorandum in opposition to the appeal,
7 after several unsuccessful attempts to
8 reach the licensee through certified

9 mail, an ex parte motion was filed and
10 granted to set a date for the revocation
11 hearing. The hearing was held on
12 May 14th, 2019, and the licensee was not
13 present.

14 An agent of the Division proved
15 through evidence and testimony the
16 licensee's failure to timely submit his
17 annual forms and fees by the statutory
18 deadline. Hearing Officer Reynolds
19 found that the licensee, in fact, did
20 not submit its annual forms and fees
21 before July 1st of 2018, or at any time
22 prior to the hearing. As such, the
23 hearing officer ordered revocation of
24 the Type 1 license issued to Vanicor's
25 Bar & Juke Joint.

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1 Mr. Vanicor appealed the hearing
2 officer's decision, and he stated that
3 at the time of the hearing, the license
4 was suspended due to an outstanding
5 issue with the Louisiana Department of
6 Revenue. But the Division's records do
7 not show suspension of the license prior
8 to or at the time of the hearing, and
9 the Division did not provide
10 correspondence, written or otherwise, to
11 the licensee to inform of license

12 suspension. Further, the Division's
13 records do not reflect notification from
14 Mr. Vanicor or from any other member of
15 the licensee concerning its issues
16 relative to the Louisiana Department of
17 Revenue.

18 Nonetheless, notwithstanding any
19 outstanding issues that the licensee may
20 have had with the Department of Revenue,
21 which includes a denial of tax clearance
22 for the 2018, 2019 annual submission
23 year, the Type 1 license was properly
24 revoked due to the licensee's failure to
25 submit its annual affidavit, annual fees

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1 and other documents to the Division by
2 the statutory deadline of July 1st of
3 2018.

4 Ancillary outstanding issues do not
5 absolve a licensee's responsibility to
6 annually submit to the Division required
7 filings relative to his video draw poker
8 gaming license. The hearing officer's
9 decision and order of revocation are in
10 accordance with the law and evidence
11 submitted during the administrative
12 hearing.

13 For these reasons, the Division
14 respectfully requests this Honorable

15 Board to affirm Hearing Officer
16 Reynold's decision and order of
17 revocation of the Type 1 license issued
18 to Vanicor's Bar & Juke Joint.

19 Thank you, and I will gladly answer
20 any questions.

21 CHAIRMAN JONES: Thank you. For the
22 benefit of my fellow Board Members, I
23 just want to make sure I understand
24 correctly that at the time that they
25 became noncompliant by failing to

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1 provide the required information until
2 the time the hearing was conducted, did
3 the machines continue to operate? Do
4 you know that?

5 MS. KEITH: I am not aware -- not to
6 my knowledge.

7 CHAIRMAN JONES: Okay. All right,
8 so Mr. Vanicor, we're somewhat
9 constrained by what we can do for you.

10 MR. VANICOR: Yes, sir.

11 CHAIRMAN JONES: And, you know, in
12 the record, you know, we see a sequence
13 of events beginning in February of 2018,
14 cycling through a number of notices that
15 were sent to you, opportunities to
16 present your case and a hearing
17 conducted.

18 It appears that you may have
19 evidence that you would like to have
20 presented today that you perhaps should
21 have presented then. You know, if it's
22 the pleasure of this Board -- it's up to
23 them if they want to permit this to be
24 remanded back to the hearing officer for
25 a last and final opportunity to present

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1 a case.

2 MR. VANICOR: All right.

3 CHAIRMAN JONES: But it's going to
4 be up to them. Otherwise, the -- the
5 hearing officer's decision is likely
6 going to be affirmed.

7 So are there any questions, Board
8 Members? [No response.]

9 MR. STIPE: Remand.

10 CHAIRMAN JONES: So we have a motion
11 to remand. Do I have a second? By
12 Mr. Jackson.

13 Is there any objection to that
14 motion to remand for the benefit of Mr.
15 Vanicor having a hearing -- another
16 hearing before the hearing officer? [No
17 response.]

18 There is no opposition. You will be
19 permitted to have your hearing before
20 the hearing officer --

21 MR. VANICOR: Thank you very much.

22 CHAIRMAN JONES: -- with the
23 evidence that you sought to present
24 today.

25 But let me just say this, and I'm

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1 not scolding you, okay? But I want you
2 to understand. You do not have a right
3 to that license.

4 MR. VANICOR: Right.

5 CHAIRMAN JONES: That's a privilege,
6 and with that privilege comes
7 responsibilities and obligations, and
8 when mail is sent to you by State
9 Police, you have to take action;
10 otherwise, you stand to lose that
11 license, okay?

12 MR. VANICOR: Thank y'all very much.

13 CHAIRMAN JONES: For the record,
14 could you give us your correct address?

15 MR. VANICOR: My correct address?

16 CHAIRMAN JONES: We have a couple --
17 we have an address of the premises, and
18 then we have another address.

19 MR. VANICOR: The correct address
20 for the premises is 400 North Beagh
21 Street, B-E-A-U-G-H, in Church Point.

22 CHAIRMAN JONES: That's where the
23 property is located, correct?

24 MR. VANICOR: And my home address is
25 161 Vanicor Drive in Church Point also.

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1 CHAIRMAN JONES: We have that in the
2 record now.

3 MR. VANICOR: Thank you.

4 CHAIRMAN JONES: Your machines are
5 not operating now, are they?

6 MR. VANICOR: They have never been
7 taken out or cut off or nothing. We
8 keep the electricity going the whole
9 time, but nobody is playing them the
10 whole time. They're just there.

11 CHAIRMAN JONES: Thank you very
12 much.

13 IX. ADJOURNMENT

14 CHAIRMAN JONES: We have reached the
15 end of the agenda, and I will entertain
16 a motion to adjourn. Miss Berry,
17 Miss Lewis.

18 Any objection? [No response.]
19 Without objection, we'll stand
20 adjourned.

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1 REPORTER'S PAGE

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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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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 August
7 15, 2019, 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 12th day of
19 October, 2019.

20

21

SHELLEY G. PAROLA, CCR, RPR

CERTIFICATE NO. 96001

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