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1 LOUISIANA GAMING LOUISIANA CONTROL BOARD

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4 BOARD OF DIRECTORS' MEETING

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8

9 Wednesday, October 16, 2013

10

11 House Committee Room 6

12 Louisiana State Capitol

13 900 North Third Street

14 Baton Rouge, Louisiana

15

16

17

18 TIME: 10:00 A.M.

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21

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2

1 APPEARANCES

2 RONNIE JONES

Chairman (At Large)

3

4 FRANKLIN AYRES BRADFORD

Vice-Chair (Economic Planner)

5 Fifth Congressional District

June 30, 2013

6

7 ROBERT G. JONES

(MBA/CPA)

8 Seventh Congressional District

June 30, 2013

9

10 JAMES SINGLETON

(Public/Business Administration)

11 Second 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, 2015

21

22 ROBERT W. GASTON, III

(At Large)

23 Sixth Congressional District

24

MAJOR MARK NOEL

25 Louisiana State Police

3

1 APPEARANCES CONTINUED

2 MICHAEL E. LEGENDRE

LDR Director, Office of Charitable Gaming

3

4 LANA TRAMONTE

Executive Assistant

5

6 TRUDY SMITH

Confidential Assistant

7

8 REPORTED BY:

SHELLEY G. PAROLA, CSR, RPR

9 Baton Rouge Court Reporters

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1		PAGE
2	I. CALL TO ORDER	6
3	II. PUBLIC COMMENTS	9
4	III. APPROVAL OF THE MINUTES	10
5	IV. REVENUE REPORTS	10
6	V. CASINO GAMING ISSUES	
7	A. Consideration of riverboat	
8	staffing proposal for PNK	
9	Bossier Inc., d/b/a Boomtown	
10	Casino Bossier City - No.	
11	R016500701	38
12	B. Consideration of Certificate of	
13	Compliance for the Alternate	
14	Riverboat Inspection of the	
15	gaming vessel of Louisiana 1	
16	Gaming L.P. d/b/a Boomtown Belle	
17	Casino Harvey - No. R012600196	40

18 VI. CONSIDERATION OF PROPOSED SETTLEMENTS

19 /APPEALS

20 A. Consideration of the following

21 truckstops:

- 22 1. In Re: Penny's Cafe, Inc., d/b/a
23 Penny's Cafe - No. 4400209900
24 (proposed settlement) 16
25 2. In Re: Shemeka L. Franklin - No.
5

1 PAGE

2 PO40035002 (proposed settlement) 18

- 3 3. In Re: Hill City Oil Company, Inc.,
4 of Mississippi d/b/a Jubilee
5 Truckstop Casino - No. 4700512626
6 (proposed settlement) 19

- 7 4. In Re: Artie's LLC, d/b/a Artie's
8 - No. 2603113498 (proposed
9 settlement) 20

- 10 5. In Re: Tina's Cafe, LLC, d/b/a
11 Wiggin's #2 - No. 5105215416
12 (appeal) 28

13 VII. ADJOURNMENT 57

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1 I. CALL TO ORDER

2 MR. JONES: Good morning. We're
3 going to call the meeting to order.
4 Miss Tramonte, would you call the roll.

5 THE CLERK: Chairman Jones?

6 CHAIRMAN JONES: Here.

7 THE CLERK: Mr. Bradford?

8 MR. BRADFORD: Here.

9 THE CLERK: Mr. Jones?

10 MR. JONES: Here.

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

13 MR. SINGLETON: Here.

14 THE CLERK: Miss Noonan?

15 MS. NOONAN: Here.

16 THE CLERK: Major Mercer?

17 MAJOR MERCER: Here.

18 THE CLERK: Mr. Jackson?

19 MR. JACKSON: Here.

20 THE CLERK: Mr. Gaston?

21 MR. GASTON: Here.

22 THE CLERK: Colonel Edmonson?

23 MAJOR NOEL: Major Noel for Colonel

24 Edmonson.

25 THE CLERK: Secretary Barfield?

7

1 MR. LEGENDRE: Michael Legendre for
2 Secretary Barfield.

3 CHAIRMAN JONES: There being a
4 quorum, we may conduct business. Before
5 I open up the agenda to Public Comments,
6 I would like to just take a moment and
7 express to my board a request, and as
8 most of you know -- I've talked to most
9 of you -- I'm visiting all the
10 properties in the state. I've met every
11 general manager except for two, at this
12 point, of the riverboats, and I have
13 visited all the sites except for two.
14 And those -- at least one of those two
15 were scheduled.

16 And I think it's important because
17 we have a relationship with the people
18 that we regulate, and those of us on the
19 board need to understand these
20 properties and what their challenges
21 are; how they're meeting those
22 challenges. And what I would encourage
23 you to do during the next twelve months
24 is to try and figure out in your busy
25 lives how you can visit some of these

8

1 properties. I can either meet you at
2 one. You can just go by clandestinely
3 and walk around and see how you're
4 greeted and see what the property looks
5 like just like a customer. You can't
6 gamble. I can set up a meeting with the
7 general manager and some of their staff
8 for a tour.

9 But I think it's important that we
10 recognize that we don't operate in a
11 vacuum. We regulate an industry. We do
12 it in the public interest, and I don't
13 expect you to do the same tour of the
14 state that I did, but you -- you all
15 have properties near where you live.
16 And I would appreciate you trying to fit
17 in at some point a visit to one or more
18 of those sites. I just think it's
19 important for us. I think it's
20 important for the industry. It gives us
21 a better appreciation of what they have
22 to deal with. It gives us a better
23 appreciation of the condition of the
24 properties and what improvements might
25 be necessary.

9

1 So having said that, I want to
2 welcome everyone to the non-Thursday
3 meeting of the Gaming Board. I

4 apologize again. I know everybody has
5 their calendars, you know, marked for
6 Thursdays, but I'm out of town tomorrow
7 so we had to move it to Wednesday. Next
8 month we'll be back on schedule as usual
9 at the appropriate time.

10 II. PUBLIC COMMENTS

11 CHAIRMAN JONES: I would ask at this
12 point if there's any public comment on
13 any matters before the Board today in
14 our audience?

15 MS. NOONAN: I have a comment. I
16 just want to thank you for saying that
17 to us because as board members, you
18 know, there are times when we would -- I
19 personally would like to go do that, but
20 it's just that now that we know there's
21 an open door, it's something that -- and
22 I think it's a good thing that we all do
23 that because there are issues that just
24 come up once a month and issues that we
25 may be able to see talking one-on-one

10

1 with the managers, so thank you.

2 CHAIRMAN JONES: I appreciate that.
3 You know, it's sort of antiseptic when
4 you just look at the data, when people
5 bring us reports and people bring us
6 data, but I think when we see that side

7 of the industry in person, I just think
8 it gives us a better appreciation; and I
9 appreciate your comments, Miss Noonan.

10 III. APPROVAL OF THE MINUTES

11 CHAIRMAN JONES: There being no
12 Public Comments, we move on to Approval
13 of the Minutes. Do I have a motion to
14 waive reading and --

15 MR. SINGLETON: I move approval.

16 CHAIRMAN JONES: Moved by
17 Mr. Singleton and seconded by
18 Mr. Gaston -- Dr. Gaston. All in favor?
19 [Collective "aye."] Any opposed? [No
20 response.] Motion carries.

21 IV. REVENUE REPORTS

22 CHAIRMAN JONES: At this point, we'd
23 like to ask for our monthly Revenue
24 Reports. Please come to the table,
25 introduce yourself.

11

1 MS. JACKSON: Good morning, Chairman
2 Jones, Board Members. My name is Donna
3 Jackson with the Louisiana State Police
4 Gaming Audit Section.

5 The riverboat revenue report for
6 September 2013 is shown on your handout
7 on page one. During September, the 14
8 operating riverboats generated Adjusted
9 Gross Receipts of \$128,260,745, down

10 17 percent or \$25 million from last
11 month, and down almost 10 percent or
12 \$13.5 million from last year.

13 Adjusted Gross Receipts for fiscal
14 year 2013-2014 to date are over \$435
15 million, an increase of 5 percent or
16 \$22 million from fiscal year 2012-2013.

17 During September, the state
18 collected \$27,576,060 in fees. As of
19 September 30th, 2013, the state has
20 collected almost \$94 million in fees for
21 fiscal year 2013-2013.

22 Next is a summary of the
23 September 2013 gaming activity for
24 Harrah's New Orleans found on page
25 three. During September, Harrah's

12

1 generated \$23,857,960 in gross gaming
2 revenue, a decrease of \$4 million or
3 14 percent from last month, and a
4 decrease of \$1.4 million or 5.5 percent
5 from September 2012.

6 Fiscal year-to-date gaming revenues
7 for 2013-2014 are \$77 million, up
8 7 percent or \$5 million from fiscal year
9 2012-2013.

10 During September, the state received
11 \$4,931,507 in minimum daily payments.
12 As of September 30th, 2013, the state

13 has collected \$15 million in fees for
14 fiscal year 2013-2014.

15 Slots at the Racetracks revenues are
16 shown on page four. During September,
17 the four racetrack facilities combined
18 generated Adjusted Gross Receipts of
19 \$30,102,695, a decrease of \$3.5 million
20 or 10 percent from last month, and a
21 decrease of 8 percent or \$2.6 million
22 from September 2012. Adjusted Gross
23 Receipts for fiscal year 2013-2014 to
24 date are over \$97 million, a decrease of
25 3 percent or almost \$3 million from

13

1 fiscal year 2012-2013.

2 During September, the state
3 collected fees totaling \$4,566,579. As
4 of September 30th, 2013, the state has
5 collected almost \$15 million in fees for
6 fiscal year 2013-2014.

7 Overall in September, Riverboats,
8 Land Based and Slots at the Racetracks
9 combined generated \$182 million in
10 Adjusted Gross Receipts, which is \$17.5
11 million or 9 percent less than the
12 previous September.

13 Are there any questions before I
14 present the Harrah's employee numbers?

15 CHAIRMAN JONES: Board members? The

16 board is clear.

17 MS. JACKSON: 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 September 2013.

22 For the first pay period, the Audit
23 Section verified 2,477 with a payroll of
24 \$2,029,000. For the second pay period,
25 the Audit Section verified 2,467

14

1 employees with a payroll of \$2,011,000.
2 Therefore, Harrah's met the employment
3 criteria during September.

4 CHAIRMAN JONES: Any questions? The
5 board appears clear. Thank you very
6 much. Good morning.

7 MR. BOSSIER: Good morning, Chairman
8 Jones and Board Members. My name is Jim
9 Bossier with the Louisiana State Police
10 Gaming Audit Section. I'm reporting
11 video gaming information for September
12 2013 as shown on page one of your
13 handout.

14 During September 2013, eleven new
15 video gaming devices were issued: Eight
16 bars and three restaurants. Four new
17 video gaming licenses have been issued
18 so far in fiscal year 2014.

19 Twelve new applications were
20 received by the Gaming Enforcement
21 Division during September and are
22 currently pending in the field: Nine
23 bars and three restaurants. The Gaming
24 Enforcement Division assessed \$12,000
25 and collected \$19,950 in penalties in

15

1 September, and there are currently
2 \$5,500 in outstanding fines. Please
3 refer to page two of your handout.

4 There are presently 13,811 video
5 gaming devices activated at 1,992
6 locations. Net device revenue for
7 September 2013 was \$44,617,299, a
8 \$4.2 million decrease or 8.7 percent
9 when compared to net device revenue for
10 August 2013, and a \$3.3 million decrease
11 or 6.9 percent when compared to
12 September 2012.

13 Net device revenue for fiscal year
14 2014 was \$141,178,151, a \$2 million
15 decrease or 1.4 percent when compared to
16 net device revenue for fiscal year 2013.

17 Page three of your handout shows a
18 comparison of net device revenue.

19 Total franchise fees collected for
20 September 2013 were \$13,323,944, a
21 \$1.3 million decrease when compared to

22 August 2013, and a \$972,000 decrease
23 when compared to September 2012.

24 Total franchise fees collected for
25 fiscal year 2014 are \$42,149,997, a

16

1 \$641,000 decrease or 1.5 percent when
2 compared to last year's franchise fees.

3 Page four of your handout shows a
4 comparison of franchise fees. Does
5 anybody have any questions?

6 CHAIRMAN JONES: Board members? The
7 board looks clear. Thank you very much.

8 My colleagues in the Attorney
9 General's Office have asked and told me
10 there's a little sidebar discussion
11 going on with regard to casino gaming
12 issues, and unless there's opposition
13 from the Board, I would like to simply
14 move to Section VI before we take up
15 the -- those issues. Is there any
16 opposition taking these out of order?

17 [No response.]

18 VI. CONSIDERATION OF PROPOSED SETTLEMENTS/APPEAL

19 1. In Re: Penny's Cafe, Inc., d/b/a Penny's
20 Cafe - No. 4400209900 (proposed settlement)

21 CHAIRMAN JONES: Then we'll consider
22 proposed settlements and appeals at this
23 time. The first matters is in regard to
24 Penny's Cafe, Inc., doing business as

25 Penny's Cafe. That's number 4400209900.

17

1 This is a proposed settlement. Good
2 morning.

3 MR. HEBERT: Good morning, Chairman,
4 Members of the Board, Christopher
5 Hebert, Assistant Attorney General, here
6 representing the Louisiana Office of
7 State Police in the settlement regarding
8 Penny's Cafe, Inc., doing business as
9 Penny's.

10 This matter originated as a
11 revocation based on Penny's Cafe
12 allowing both its ATC permit as well as
13 its local alcohol permit to expire.
14 Prior to the administrative hearing in
15 this matter, Penny's has come into
16 compliance, and therefore the Division
17 and Penny's entered into a settlement
18 agreement for \$3,500. The hearing
19 officer has signed off on this
20 agreement, and we are here seeking your
21 approval this morning.

22 CHAIRMAN JONES: Are there any
23 questions by the board members? No
24 questions. Do I have a motion to
25 approve the settlement?

18

1 MAJOR MERCER: It's moved and

2 seconded. Mr. Singleton moves, Mr.

3 Bradford seconded.

4 2. In Re: Shemeka L. Franklin - No.

5 PO40035002

6 CHAIRMAN JONES: Item Number 2 in
7 regards to Shemeka L. Franklin. That's
8 number PO40035002. This is a proposed
9 settlement. Good morning.

10 MS. HIMEL: Good morning. Chairman
11 Jones, Board Members, my name is Dawn
12 Himel. I'm an Assistant Attorney
13 General on behalf of the Office of State
14 Police in this matter.

15 Shemeka Franklin was arrested
16 June 4th, 2013, for aggravated battery
17 with a dangerous weapon. The charge was
18 dismissed by the 19th Judicial District
19 Court District Attorney's Office on
20 August 19th, 2013. The permittee failed
21 to notify the Division of her arrest,
22 and in lieu of administrative action,
23 she has agreed to pay a \$500 penalty
24 within 15 days of the approval of the
25 settlement by this Board. The

19

1 settlement agreement was approved by
2 Hearing Officer Reynolds on
3 September 16th, 2013, and we now submit
4 it for your approval.

5 CHAIRMAN JONES: Do I have any
6 questions?

7 MR. GASTON: Move.

8 CHAIRMAN JONES: It's moved by
9 Dr. Gaston, seconded by Mr. Jones for
10 approval. All in favor? [Collective
11 "aye."] Any opposition? No response.
12 It carries.

13 3. In Re: Hill City Oil Company, Inc., of
14 Mississippi d/b/a Jubilee Truckstop Casino
15 - No. 4700512626 (proposed settlement)

16 CHAIRMAN JONES: Item Number 3 in
17 regard to Hill City Oil Company, Inc.,
18 of Mississippi doing business as Jubilee
19 Truckstop Casino. That's Number
20 4700512626. This also is a proposed
21 settlement.

22 MS. HIMEL: Yes. I'll be handling
23 this one, as well. Hill City had
24 violations for allowing its ATC permit
25 to expire, failing to notify the

20

1 Division that its ATC permit expired,
2 failing to notify the Division that it
3 received a citation from ATC and failing
4 to notify the Division of a name change.

5 In lieu of administrative action,
6 Hill City has agreed to pay a penalty of
7 \$3,000 within 15 days of approval by

8 this Board. The settlement agreement
9 was approved by Hearing Officer Reynolds
10 on September 16th, and we now submit it
11 for your approval.

12 CHAIRMAN JONES: Are there any
13 questions? No questions. Do I have a
14 motion for approval?

15 MR. JACKSON: I'll move.

16 MS. NOONAN: I'll second.

17 CHAIRMAN JONES: Moved by
18 Mr. Jackson, and second by Miss Noonan.
19 Any opposition? [No response.] Motion
20 carries.

21 MS HIMEL: Thank you.

22 4. In Re: Artie's, LLC, d/b/a Artie's - No.
23 2603113498 (proposed settlement)

24 CHAIRMAN JONES: The final
25 settlement is in regard to Artie's, LLC,

21

1 doing business as Artie's. That's
2 number 2603113498. This is a proposed
3 settlement. Good morning. Who will
4 present matter?

5 MR. STRIDER: Mr. Tyler is on his
6 way in.

7 CHAIRMAN JONES: A couple of
8 moments, please. Will we be back on
9 schedule after that, Cliff?

10 MR. STRIDER: Close.

11 CHAIRMAN JONES: We'll be flexible.

12 Good morning.

13 MR. TYLER: Morning, Chairman, Board
14 Members. I apologize for causing you
15 guys to wait, but I'm Assistant Attorney
16 General, Michael Tyler, appearing in the
17 matter of the proposed settlement of
18 Artie's, LLC, d/b/a Artie's.

19 This matter initially started out as
20 a compliance inspection of Artie's back
21 on October 29th, 2008. The inspection
22 revealed the various issues with respect
23 to Frank Marullo functioning in what was
24 said to be a managerial capacity at the
25 bar. The Division requested that Frank

22

1 Marullo submit a personal history
2 questionnaire with respect to his
3 participation in the business of
4 Artie's.

5 On or about December 8, 2008, Frank
6 Marullo did submit his personal history
7 questionnaire to the Division in
8 connection with the licensed bar. A
9 background investigation was conducted
10 by the Division and the license
11 recommended for revocation, as well as
12 Frank Marullo and Arthur Bradbury were
13 recommended for findings of

14 unsuitability.

15 A hearing was subsequently held on
16 the issues of the notice that was issued
17 by the Board in that regard. After the
18 hearing, Hearing Officer Richard
19 Reynolds issued a decision not revoking
20 the license of Artie's and issuing a
21 civil penalty against Artie's for its
22 employment of Frank Marullo. The
23 Division timely filed a motion for
24 reconsideration with the hearing office
25 with respect to Hearing Officer

23

1 Reynolds' failure to make a ruling on
2 Frank Marullo's unsuitability.

3 In the meantime, Frank Marullo hired
4 counsel who appeared and advocated that
5 Frank Marullo was a party entitled to
6 relief and deserved to be recognized by
7 counsel at further proceedings. Hearing
8 Officer Reynolds requested parties to
9 brief and present these issues to him
10 within a certain period of time.

11 During the pendency of this time,
12 the Division and the licensee gathered
13 and discussed potential resolution of
14 the issues that were prevalent both in
15 the notice that was issued, as well as
16 the decisions rendered by Hearing

17 Officer Reynolds. At that time, an
18 agreement was reached between the
19 Division and the licensee whereby the
20 licensee will maintain his license;
21 Arthur Bradbury would not be considered
22 for any suitability challenge; a \$25,000
23 civil penalty will be paid, and Frank
24 Marullo will be found unsuitable.

25 This settlement has been presented

24

1 and approved by the hearing office, and
2 today we present it this honorable board
3 for approval.

4 CHAIRMAN JONES: Any questions to
5 Mr. Tyler? No questions of Mr. Tyler?
6 The gentlemen at the table are?

7 MR. YOUNG: Mr. Chairman and
8 Members, Chris Young on behalf of
9 Artie's, LLC, and Arthur Bradbury.

10 MR. SEXTON: Mr. Chairman and
11 Members, I'm Gray Sexton. I'm an
12 attorney. I'm here on behalf of
13 Mr. A.P. Marullo, who is the owner of
14 the property that is the subject of the
15 lease to Chris's client, Artie's.

16 CHAIRMAN JONES: Good morning. As
17 you know, we're here simply to talk
18 about the settlement agreement and no
19 other evidentiary issues. Did you have

20 anything to say?

21 MR. YOUNG: No, just to answer any
22 questions, Mr. Chairman, Members, if
23 there are any.

24 CHAIRMAN JONES: Mr. Sexton.

25 MR. SEXTON: We're here to support
25

1 Mr. Tyler and to confirm that this is,
2 indeed, the agreement we have reached,
3 and we believe it's a fair and equitable
4 resolution of this matter.

5 CHAIRMAN JONES: Let me say this:
6 This was a huge record, and I read every
7 page of the testimony of the hearing --
8 of the hearings. It concerns me that
9 we're here today because there was a
10 failure a number of years ago on the
11 part of the State Police, and that
12 predates Major Noel being over gaming.
13 That predates Colonel Edmonson being
14 over the Office of State Police, but he
15 was provisionally permitted to
16 participate as being suitable; and it
17 just -- for lack of any other way to
18 characterize it, he got lost. We don't
19 know where it was, and when the matter
20 resurfaced, then litigation began.

21 I've been assured and I have every
22 confidence that controls are in place,

23 and that won't happen again, because it
24 took up an awful lot of time and
25 litigation and clearly unfair. Our role

26

1 is to guarantee suitability, integrity
2 in the industry, and there was a
3 failure. But it's been fixed, I
4 believe. So let me say that right up
5 front.

6 I think the terms of -- from my
7 view, I had some issues originally over
8 the terms of the agreement but having
9 read everything, read the entire record
10 and all the testimony, I feel
11 comfortable with the terms of the
12 agreement. Board members have any
13 questions?

14 MR. GASTON: Mr. Chairman, I would
15 agree, concur and would like to make a
16 motion or a recommendation.

17 CHAIRMAN JONES: Pardon me one
18 second. We have got Mr. Bradford.

19 MR. BRADFORD: I wanted to go on
20 record thanking Michael Tyler and Chris
21 and Mr. Sexton for your efforts. It has
22 been quite a detailed case and drug out
23 for a little while. I think this is one
24 of those classic examples where
25 everybody worked together, cooler heads

1 prevailed and the correct solution has
2 been reached. It is the most paperwork
3 I've ever received on a case, but
4 anyway, I just wanted to thank you,
5 Michael, for quarterbacking this thing,
6 for your involvement for all your
7 parties and appreciate your efforts.

8 MR. YOUNG: Thank you. Appreciate
9 that.

10 CHAIRMAN JONES: Dr. Gaston, did you
11 have something else?

12 MR. GASTON: I just moved,
13 Mr. Chairman.

14 CHAIRMAN JONES: You're moving for
15 approval of the settlement?

16 MR. GASTON: Yes, sir.

17 CHAIRMAN JONES: Approved by
18 Dr. Gaston. Do we have a second?

19 MR. JACKSON: Second.

20 CHAIRMAN JONES: We have a second by
21 Mr. Jackson. All those in favor?

22 [Collective "aye."] Any opposition? No
23 response.

24 MR. YOUNG: Thank you, Mr. Chairman,
25 Members.

1 5. In Re: Tina's Cafe, LLC, d/b/a Wiggin's #2
2 - No. 5105215416 (appeal)

3 CHAIRMAN JONES: We'll move on to
4 the appeal docket at this time. The
5 first -- looks like the first and only
6 appeal item before us is in regard to
7 Tina's Cafe doing business as Wiggin's
8 #2. That' Number 5105215416.

9 Please take the table, identify
10 yourself, sir, and let me simply remind
11 you, you can present no new evidence
12 today. All we can talk about was the
13 evidence presented to the hearing
14 officer and those things that were in
15 the record at that time, okay?

16 Introduce yourself. Good morning.

17 MR. CHAISSON: Good morning, my name
18 is Gerald Chaisson. I'm the owner of
19 the LLC of Tina's Cafe doing business as
20 Wiggin's Seafood #2.

21 MR. TYLER: Chairman, Assistant
22 Attorney General, Michael Tyler,
23 appearing on behalf of the Division in
24 the matter of this appeal.

25 CHAIRMAN JONES: Go ahead, sir.

29

1 MR. CHAISSON: I'm sort of hard of
2 hearing, so you're going to have to bear
3 with me. I'm here to answer your
4 questions.

5 CHAIRMAN JONES: You have no

6 statement to make?

7 MR. CHAISSON: No, sir.

8 CHAIRMAN JONES: Okay. Fine.

9 Mr. Tyler.

10 MR. TYLER: Chairman, Board Members,
11 this matter comes today as the hearing
12 officer has issued an order recommending
13 that the license of Tina's Cafe be
14 revoked due to the fact that they failed
15 to be in compliance with respect to
16 their IRS either payment or filing of
17 their taxes. As the record should show
18 at the hearing based upon the exhibits,
19 numerous failures to receive tax
20 clearance were presented covering a good
21 period of time showing that the licensee
22 had failed to receive any type of
23 clearance from the IRS so that they were
24 not current with their filings.

25 Not receiving any new evidence in

30

1 this particular matter, the licensee has
2 presented documentation to this Board,
3 but we would ask that it not be
4 considered at this time. Their
5 allegation is that the matter has been
6 cleared up, but we do have a bit of a
7 quandary that has touched one of our
8 proceedings before at the hearing office

9 wherein we're trying to see if there is
10 a clearance outstanding right now, but
11 given the fact that we have the
12 governmental shutdown, it's really hard
13 to get anything out of the IRS.

14 But at this time, the licensee,
15 based upon the record that you have
16 before you, failed to remain in
17 compliance with the payment and/or
18 filing of their Internal Revenue taxes.

19 CHAIRMAN JONES: Complicated; isn't
20 it? Mr. Chaisson.

21 MR. CHAISSON: Yes, sir.

22 CHAIRMAN JONES: Do you currently
23 have a tax clearance?

24 MR. CHAISSON: No, sir.

25 CHAIRMAN JONES: Okay. Do I have

31

1 questions from the Board? Mr. Jones.

2 MR. JONES: As I read this, you did
3 not appear at the hearing?

4 MR. CHAISSON: No, sir. I wasn't
5 there.

6 MR. JONES: Why did you not?

7 MR. CHAISSON: There was an error, a
8 mistake -- my mistake, and it just got
9 past me.

10 MR. JONES: Were you properly
11 notified?

12 MR. CHAISSON: Yes, sir. Yes, sir.

13 CHAIRMAN JONES: Mr. Bradford.

14 MR. BRADFORD: Mr. Chaisson, you
15 have always understood that you had to
16 have a tax clearance from the State of
17 Louisiana and from the IRS to keep your
18 license in good standing.

19 MR. CHAISSON: Yes. Right.

20 MR. BRADFORD: However, this for
21 some reason or another didn't get taken
22 care of.

23 MR. CHAISSON: No, sir. The IRS --
24 the bill was paid, and I haven't
25 received any notification from them

32

1 since.

2 MR. BRADFORD: Well, originally you
3 got behind with the IRS, or for some
4 reason you got to where you couldn't get
5 --

6 MR. CHAISSON: That was --

7 MR. BRADFORD: And you don't have to
8 answer that, but it has drug out for a
9 long time, right?

10 MR. CHAISSON: Yes, sir. Right.

11 MR. BRADFORD: Well, I've said this
12 before, and I feel the same way about
13 your case. We're not here to put people
14 out of business, but you're very close

15 to putting yourself out of business in
16 this matter. There may or may not be a
17 tax clearance somewhere floating in the
18 mail or hadn't been mailed yet.
19 Unfortunately, our federal government's
20 in a mess. I just want this Board to
21 note my opinion, and that is I'm going
22 to -- I'm going to vote to remand this
23 back. I'm going to vote to give you 30
24 days to fix this up, or you will be out
25 of business.

33

1 MR. CHAISSON: All right, sir.

2 MR. BRADFORD: I can't speak for the
3 rest of the Board, and I certainly
4 wouldn't pretend that everybody would
5 agree with me. There seems to be
6 something in motion here. I'm trying to
7 give you the benefit of the doubt, and I
8 recommend highly that you never let this
9 happen again.

10 MR. CHAISSON: I won't.

11 MR. BRADFORD: If, in fact, you
12 don't lose your license.

13 MR. CHAISSON: The taxes were paid
14 back in March.

15 MR. BRADFORD: March?

16 MR. CHAISSON: March of this year.

17 MR. BRADFORD: So for eight months

18 you haven't been able to get a tax
19 clearance?

20 MR. CHAISSON: No, sir.

21 CHAIRMAN JONES: I didn't have the
22 full record of the hearing available to
23 me when I read this case. Did you bring
24 any documentation to the hearing that
25 showed that you had --

34

1 MR. CHAISSON: Yeah.

2 CHAIRMAN JONES: Don't present
3 anything to me now. I'm just asking.

4 MR. CHAISSON: Yes.

5 CHAIRMAN JONES: Did you bring
6 letters from the IRS, requests from the
7 IRS that they took into account?

8 MR. TYLER: Mr. Chairman, I will
9 field that one, actually. He didn't
10 bring anything to the hearing to show
11 that they took into consideration
12 because he didn't appear at the hearing.

13 CHAIRMAN JONES: That's right. But
14 you didn't provide anything to the
15 hearing officer?

16 MR. CHAISSON: Right.

17 CHAIRMAN JONES: I'm going to echo
18 -- we have Miss Noonan first. I'm
19 sorry.

20 MS. NOONAN: Mr. Tyler, if by chance

21 this gentlemen is granted clearance and
22 he is back in business, if this happens
23 again, does the Office of State Police
24 and your office take into consideration
25 his past history with his taxes?

35

1 MR. TYLER: Yes. I mean, past
2 history has to be taken into
3 consideration when it comes to a
4 license.

5 MS. NOONAN: Okay. So I just want
6 you to understand that even if by some
7 chance you are granted clearance, if
8 this happens again, we may not -- we may
9 not be as forgiving or understanding.
10 We understand that dealing with the IRS
11 is not always a very quick and easy
12 thing. We understand that because we
13 all have to file our taxes, and as board
14 members, we are held to a higher
15 standard. We have things that we have
16 to submit in order to stay on this
17 board, and we expect the same from you
18 because you're -- we expect you to help
19 the State of Louisiana.

20 MR. CHAISSON: Right.

21 CHAIRMAN JONES: Mr. Tyler.

22 MR. TYLER: Mr. Chairman, I'd just
23 like to say to the Board that if a

24 motion is made with respect to the
25 recommended 30 days, that that 30 days

36

1 run only after the government opens back
2 up, because if we started it right now,
3 it would pretty much be futile.

4 MR. BRADFORD: Good point.

5 CHAIRMAN JONES: And at the
6 appropriate time, Mr. Bradford offers
7 that he can incorporate that into his
8 motion. Let me say this: I know it's
9 tough running a business. I know it's
10 tough trying to, you know, cross the Ts
11 and dot Is and keep up with the rules.
12 We understand that, but we don't have a
13 cavalier attitude at all about complying
14 with the tax requirements. It has to be
15 done. The fact that you did not show up
16 for your hearing concerns me. There's
17 some lessons here.

18 MR. CHAISSON: Yeah.

19 CHAIRMAN JONES: Okay. And if it's
20 the Board's final decision to permits
21 you one last chance, I want every other
22 licensee in the state to understand
23 we're going to be fair, but we're going
24 to hold people to what they're supposed
25 to do because that's what the people

37

1 expect of us. Are there any other
2 questions? Comments? Mr. Singleton.

3 MR. SINGLETON: I'm just observing,
4 and I'm going to vote to remand it back.
5 But the gentleman just seems to have a
6 cavalier attitude about this whole
7 thing. That bothers me a little bit,
8 and I'm just observing and sitting here
9 observing what he's done. Offer the 30
10 days or whatever the time is that he has
11 a lawyer or somebody that can help him
12 straighten this out, because I didn't
13 realize it was that hard to go in to see
14 the Internal Revenue if you have a
15 problem to resolve to get it resolved.
16 I've always had them to respond one way
17 or another. It might not be what you
18 want, but at least you get a response.

19 CHAIRMAN JONES: I usually get more
20 mail from them than I want, and I
21 appreciate those comments. I think
22 Mr. Chaisson -- I hope Mr. Chaisson
23 understands that we have latitude in
24 this matter, and we're taking everything
25 into account.

38

1 MR. CHAISSON: Right.

2 CHAIRMAN JONES: I hope you
3 understand the gravity of why you're

4 here today.

5 MR. CHAISSON: Yes.

6 CHAIRMAN JONES: Do you?

7 MR. CHAISSON: Yes.

8 CHAIRMAN JONES: Okay. If there are
9 no other comments, I'll entertain a
10 motion.

11 MR. BRADFORD: I'll move to remand
12 this back to the hearing officer giving
13 Mr. Chaisson an opportunity to present a
14 clear tax certificate giving 30 days
15 once the government reopens.

16 MR. SINGLETON: I second it.

17 CHAIRMAN JONES: We have a motion by
18 Mr. Bradford, second by Mr. Singleton.
19 All in favor? [Collective "aye."] Any
20 opposition? [No response.] Motion
21 carries. You get one more chance.

22 MR. CHAISSON: All right, sir.

23 CHAIRMAN JONES: Thank you.

24 V. CASINO GAMING ISSUES

25 A. Consideration of riverboat staffing proposal

39

1 for PNK Bossier City, Inc., d/b/a Boomtown
2 Casino Bossier City - No. R016500701

3 CHAIRMAN JONES: We will now at this
4 time, I think, take up casino issues?

5 MR. TYLER: Yes.

6 CHAIRMAN JONES: Thank you. The

7 first matter is consideration of
8 riverboat staffing proposal for PNK
9 Bossier City doing business as Boomtown
10 Casino Bossier City. That's No.
11 R016500701.

12 MR. TYLER: Mr. Chairman, Board
13 Members, at this time I would like to
14 respectfully request, and the licensee
15 is in agreement, that this matter be put
16 off until next month.

17 CHAIRMAN JONES: Do I have a motion
18 to defer?

19 MR. BRADFORD: So moved.

20 CHAIRMAN JONES: By Mr. Bradford.

21 MS. NOONAN: I'll second.

22 CHAIRMAN JONES: Second by
23 Miss Noonan. All in favor? [Collective
24 "aye."] Any opposition? [No response.]
25 Motion carries, the matter will be

40

1 deferred for one month.
2 B. Consideration of Certificate of Compliance for
3 the Alternate Riverboat Inspection of the
4 gaming vessel of Louisiana 1 Gaming, L.P.,
5 d/b/a Boomtown Belle Casino Harvey - No.
6 R012600196

7 CHAIRMAN JONES: Okay. The second
8 matter, Consideration of Certificate of
9 Compliance for the Alternate Riverboat

10 Inspection of the gaming vessel
11 Louisiana 1 Gaming doing business as
12 Boomtown Belle Casino Harvey. That's
13 No. RO12600196. Do we have a
14 representative from ABS here this
15 morning?

16 MR. TYLER: Yes. Chairman and Board
17 Members, again, Mike Tyler joined today
18 by John Francic with the American Bureau
19 of Shipping Consultants. This matter
20 comes today as the request for the
21 renewal of the Certificate of Compliance
22 for Boomtown Belle Casino Harvey. On
23 August 27th, 2013, the renewal
24 inspection commenced for Boomtown Casino
25 Harvey. Some issues were found, and a

41

1 follow-up inspection was set for
2 October 4th, 2013. For more on this, I
3 now turn this matter over to John
4 Francic.

5 MR. FRANCIC: Good morning,
6 Chairman, Board Members. I'm John
7 Francic with ABS Consulting here to
8 report the annual certification for
9 Boomtown Harvey Casino. The inspectors,
10 Doug Chapman and Brad Conklin, did, on
11 August 27th, attend riverboat Boomtown
12 Belle to conduct the annual inspection

13 in accordance with the Alternate
14 Inspection Program for the State of
15 Louisiana.

16 The inspections reviewed fire
17 protection equipment, fire control plan,
18 egress routes, mooring system, machinery
19 spaces, stability and conducted a fire
20 drill. The deficiencies found during
21 the inspection are found on page five of
22 your report.

23 A follow-up exam was done on
24 October 4th, and all deficient items
25 were corrected and found satisfactory.

42

1 The 2013 annual survey required, as by
2 Louisiana State Police Gaming Control
3 Board, is hereby completed and presents
4 no safety concerns to its patrons or
5 employees on the riverboat. It is the
6 recommendation of ABS Consulting that
7 Boomtown Casino be issued a Certificate
8 of Compliance to expire October 31st,
9 2014.

10 MR. TYLER: Mr. Chairman, in this
11 particular matter --

12 CHAIRMAN JONES: Yes, sir.

13 MR. TYLER: -- we do have a
14 recommendation from ABSC that this
15 particular Certificate of Compliance be

16 renewed; however, at this time, we do
17 have something that's presented to us
18 where we do need more clarification from
19 the Harvey Volunteer Fire Department
20 with respect to their capabilities and
21 abilities to fight fires on this
22 particular vessel. The quandary that we
23 have is that this COC expires at the end
24 of this month.

25 So with all of that information

43

1 being presented to this Board, I guess
2 we will need a decision as to the
3 renewal either moving forward annually
4 or temporary with respect to this
5 Certificate of Compliance and provide
6 the licensee with a period of no more
7 than 30 days to get information to us
8 from the Harvey Volunteer Fire
9 Department as to, number one, their
10 capabilities to fight fires on this
11 vessel; number two, whether they take
12 the lead with respect to fighting fires
13 with this vessel; and number three, what
14 the property's role is with respect to
15 either leaving or supporting the fire
16 department with respect to fighting
17 fires aboard this vessel.

18 CHAIRMAN JONES: Do we know,

19 Mr. Tyler, why we have not gotten that
20 information yet? I realize we can't
21 compel them to do anything, but I'm just
22 wondering is that time frame going to
23 get us where we need to be?
24 MR. TYLER: It is hoped that that
25 time frame would get us to where we need

44

1 to be. I know from the standpoint of
2 receiving correspondence, John Francic
3 is a little bit more knowledgeable in
4 that respect, so I guess the question to
5 ABSC would be is the 30-day time period
6 suitable enough to get this information
7 from Harvey?

8 MR. FRANCIC: It would be if the
9 Harvey Fire Department can clarify, I
10 guess, in their minds that they can go
11 onboard to fight the fires onboard the
12 vessel. In relevance to everything
13 that's on the vessel, when our
14 inspectors go onboard, they check all
15 the fire equipment that's there;
16 meaning, that the affixed fire systems
17 are operational and that they would do
18 the job. Of course, if there's any type
19 of situation, the initial response from
20 the crew is to put it out either with
21 their fire extinguisher, or if that

22 doesn't work, they can secure the space;
23 and hopefully the fixed firefighting
24 systems onboard can take care of it,
25 meaning the sprinkler system or the CO2

45

1 can extinguish the fire.

2 Beyond that point if it's not
3 controlled, hopefully the patrons have
4 been evacuated off the vessel, and
5 there's nobody there for -- in danger of
6 life, but it's just a matter of the fire
7 department coming onboard and trying to
8 put out the fire completely.

9 CHAIRMAN JONES: Are you comfortable
10 in your professional opinion that there
11 would be no imminent danger to employees
12 or customers onboard? There's
13 sufficient plans in place to get them
14 off the boat, were there a fire, and
15 there is firefighting capability
16 onboard; is that correct?

17 MR. FRANCIC: That's correct, yes.
18 In my opinion, I mean, it would be
19 prudent of the captain of the watch
20 right now that his duties and jobs would
21 be to make sure all the patrons are
22 evacuated and the fire control systems
23 are in place that would extinguish the
24 fire, yes.

25 CHAIRMAN JONES: Mr. Bradford.

46

1 MR. BRADFORD: John, is there
2 something changing here? Have they had
3 a memorandum of understanding with the
4 fire department in previous, and is that
5 a requirement of certification?

6 MR. FRANCIC: Yes. We've -- again,
7 when we go onboard and when we did the
8 manning variance change for Boomtown,
9 we've asked them to interact with the
10 fire department. We make them
11 responsible to making sure the fire
12 department comes over, you know, looks
13 over the vessel, you know, tours the
14 vessel so they know what's involved with
15 the whole system of fighting fire
16 onboard the ship.

17 There's always a little bit more
18 extensive training when you fight a fire
19 onboard a vessel; meaning that if you
20 secure a space and you depend on the
21 affixed firefighting systems, hopefully
22 that would be put out. But there's a
23 time frame involved before you can even
24 open up that space to introduce fresh
25 air in there that cooled down

47

1 adequately. This is just part of the

2 knowledge of fighting fires in confined
3 spaces that you understand how to
4 proceed thereafter once a system's been
5 activated.

6 MR. BRADFORD: So there's no issue
7 here on the part of the fire department
8 saying that they're not interested in
9 going on the vessel; or we used to do
10 that, but we really don't want to do
11 that anymore? We're not there, are we?

12 MR. FRANCIC: No. I think the
13 intent for the fire departments, for the
14 most part, they'll be there and help and
15 support and making sure they can assist
16 wherever needed and go onboard because
17 they have a lot of their own equipment.
18 They're not going to use the equipment
19 that's on the vessel because they don't
20 know about the systems. So they're
21 going to take their systems and help,
22 you know, try to extinguish the fire the
23 best that they can.

24 MR. BRADFORD: So to satisfy you and
25 to renew their certification, would

48

1 there need to be a letter in the file
2 with them saying, we are the fire
3 department, and we agree to take the
4 lead if there's a fire?

5 MR. FRANCIC: Yes. I think that's
6 what, you know, Michael Tyler is
7 insinuating that we get a better
8 response from the fire department.

9 MR. BRADFORD: But that is not in
10 place now, nor has it been?

11 MR. FRANCIC: No. We reviewed a
12 letter they've received that said they'd
13 come onboard to help out in the manner
14 of any type of fire. I'm sure the fire
15 department has already visited Harvey to
16 look and do everything.

17 MR. BRADFORD: Well, I agree with
18 what Michael is saying about giving them
19 30 days to get this in more concrete
20 format.

21 CHAIRMAN JONES: At the appropriate
22 time you might. Miss Noonan.

23 MS. NOONAN: My question is: The
24 original change in the manning variance,
25 did we not have to have a letter at that

49

1 time from the Harvey Volunteer Fire
2 Department?

3 MR. FRANCIC: Yes. There was a
4 letter in the package.

5 MS. NOONAN: There was a letter in
6 the package. So are you having problems
7 or is the state having problems getting

8 in touch and getting this letter from
9 this fire department, or are you having
10 cooperation from them?

11 MR. FRANCIC: There's cooperation,
12 yes. I mean, there's a letter in the
13 file stating that, but we just need a
14 little bit more clarifications on their
15 responsibilities when they do go onboard
16 the vessel.

17 MS. NOONAN: Okay. And you usually
18 get that from the Harvey Fire
19 Department?

20 MR. FRANCIC: Yes. The letter has
21 to come from the Harvey Fire Department.

22 MS. NOONAN: And that's what you're
23 having problems getting at this point?

24 MR. FRANCIC: There's no problems.
25 We just haven't approached them yet to

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1 define the letter.

2 MS. NOONAN: How much time do you
3 think is needed for Harvey Boomtown
4 Belle to be in compliance as far as the
5 firefighting -- the cooperation with the
6 Harvey Fire Department?

7 MR. FRANCIC: Within 30 days.
8 Hopefully they can visit right after --

9 MS. NOONAN: You think that's enough
10 time?

11 MR. FRANCIC: I think that's enough
12 time.

13 MS. NOONAN: It's reasonable?

14 MR. FRANCIC: Yes, ma'am.

15 MS. NOONAN: I have some other
16 questions, also, about the annual
17 inspections. I know they're done
18 annually, and I understand that they're
19 done -- that you visit them
20 semi-annually, as well.

21 MR. FRANCIC: Yes, ma'am.

22 MS. NOONAN: Okay. My concern was
23 there were quite a few discrepancies.
24 There were 15 different discrepancies,
25 and some them were just things that

51

1 should have been taken care of. Are
2 there ever any unplanned visits?

3 MR. FRANCIC: All our visits are
4 scheduled. We call ahead of time to
5 notify them that we're coming onboard.

6 MS. NOONAN: So they should know and
7 have this stuff taken care of, and
8 obviously it wasn't taken care of.

9 MR. FRANCIC: Yes.

10 MS. NOONAN: When you do future
11 inspections, do we look at this,
12 Mr. Tyler? Do we look at what they have
13 done in the past, and if they have some

14 of the same discrepancies over and over,
15 are there any penalties or fines?

16 MR. TYLER: At this particular time
17 no fines or penalties have been levied
18 against anyone with respect to the
19 inspection process, and that is
20 something we're looking at developing
21 and working on. I know when I look over
22 the reports, I definitely do look to see
23 if there have been repeated things
24 onboard these vessels that might be a
25 cause of concern, and if there are

52

1 repeated things, then we try to
2 communicate that to John Francic to see
3 why some things are being repeated.

4 And I know Trooper Taylor, as well,
5 from State Police looks over the reports
6 as well and communicates his concerns
7 to, you know, his brass as well as to
8 John Francic. So we definitely do take
9 a look at these things.

10 MS. NOONAN: Mr. Francic, do you
11 have any issues contacting these
12 managers or getting access to these
13 facilities at any time, and if you do,
14 do you let the Board know?

15 MR. FRANCIC: Most assuredly if we
16 have problems, but we have full

17 corporation from all the general
18 managers and the captains and engineers
19 onboard.

20 MS. NOONAN: Okay.

21 MR. FRANCIC: There were no issues.

22 MS. NOONAN: I agree with
23 Mr. Bradford. I accept you guys'
24 professional opinion. I think you do
25 what you said. I think you do a more

53

1 detailed than actually what the Coast
2 Guard has been, so if you think 30 days
3 is enough time for these guys to get
4 into compliance, then I agree with that.

5 MR. SINGLETON: Mr. Chairman?

6 CHAIRMAN JONES: Mr. Singleton.

7 MR. SINGLETON: I think I see, what,
8 15 discrepancies on this list, and based
9 on what -- Mr. Chairman, what you have
10 said earlier about you visiting all
11 these casinos, this seems to be one that
12 I'm a little concerned about, and I
13 think that Miss Noonan in my ear is.
14 And I know we were there a few months
15 ago for groundbreaking. This seems like
16 a case where they ought to come here and
17 explain to us why. As long as they've
18 been in operation, they ought to be able
19 to come in here and explain to us why

20 we're having these discrepancies. That
21 would be my suggestion that we ask them
22 in between the time of the 30 days and
23 next month that they appear and explain
24 to us why all these things exist.

25 CHAIRMAN JONES: That sounds like a
54

1 reasonable request. Mr. Bradford, do
2 you have something?

3 MR. BRADFORD: Yes. One little
4 picky thing: Under the 15 discrepancies
5 and the word status is under that and
6 then the answer -- the word is
7 "completed." Now, am I to interpret
8 that as meaning corrected?

9 MR. FRANCIC: Correct. Yes.

10 MR. BRADFORD: All the discrepancies
11 have been corrected.

12 MR. FRANCIC: Yes.

13 MR. BRADFORD: And my other comment
14 is does Boomtown Harvey know? Is there
15 a representative here today? Do they
16 know that they're fixing to not get this
17 approval? Frank, you kind of knew this
18 was where we were going?

19 FRANK: Yes, sir.

20 CHAIRMAN JONES: Let me say that I
21 visited this property after the
22 inspection had been conducted, but I was

23 not aware with what the findings were,
24 and met with the general manager. And
25 during the course of the initial

55

1 conversation, he apologized profusely
2 for how badly the inspection went. He
3 didn't have to offer that. He didn't
4 tell me about we have to fix this, this,
5 this and this, but he did that. And
6 I've talked to him twice since then, and
7 he's assured me.

8 There's no doubt in my mind that the
9 general manager gets it. He understands
10 it. He doesn't want to have to have any
11 of these issues come before the Board
12 again, and I think he understands if
13 they do, we're going to look at them
14 very seriously. But I can tell you
15 based on the personal visit to the boat
16 -- and I walked around the boat before I
17 ever went to his office, so I looked at
18 things myself and then had a lengthy
19 visit with him. And he was very
20 forthcoming. He understood the gravity
21 of the inspection results, and he knew
22 what he needed to do to fix them. And I
23 give them credit for doing that.

24 Are there any other questions? Miss
25 Noonan?

1 MS. NOONAN: I just have a comment.
2 I think this goes back to what you said
3 earlier. I think if we as Board Members
4 make ourselves known to these
5 facilities -- while the cat's away, the
6 mice will play. If they know at any one
7 time one of us might show up and report
8 to what we find, I think it will keep
9 everybody more accountable and keep them
10 more in compliance.

11 I understand there's been some
12 management changes; that's really no
13 excuse, but I do -- I appreciate the due
14 diligence of our State Police and
15 Mr. Francic and Boomtown, and I
16 appreciate their honesty with our
17 chairman and taking the time to make
18 sure this doesn't happen again. And we
19 know that if they do come before us
20 again, we know what we would have to do
21 as a Board.

22 So I think I will definitely be more
23 visible at a facility and the ones in my
24 area. I think it's a great idea. Thank
25 you.

1 CHAIRMAN JONES: Thank you,
2 Miss Noonan. If there are no other

3 questions, do I have a motion to issue a
4 Temporary Certificate of Operation for
5 thirty days?

6 MR. SINGLETON: I so move.

7 CHAIRMAN JONES: So moved by
8 Mr. Singleton.

9 MS. NOONAN: I'll second.

10 CHAIRMAN JONES: Second by
11 Miss Noonan. All in favor? [Collective
12 "aye."] Any opposition? [No response.]
13 The motion carries. Thank you.

14 MS. NOONAN: Thank you.

15 VII. ADJOURNMENT

16 CHAIRMAN JONES: There being no
17 other business before the Board, do I
18 have a motion to adjourn?

19 MR. GASTON: I moved.

20 MS. NOONAN: I'll second.

21 CHAIRMAN JONES: Any opposition?
22 [No response.] Motion carries.

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58

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)."

18

19

20

21

22

23

24 SHELLEY PAROLA

Certified Court Reporter #96001

25 Registered Professional Reporter

59

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 given under

7 oath in the preceding matter on October 16, 2013,

8 as taken by me in Stenographic machine shorthand,
9 complemented with magnetic tape recording, and
10 thereafter reduced to transcript, to the best of
11 my ability and understanding, using Computer-Aided
12 Transcription.

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

19 Baton Rouge, Louisiana, this 11th day of
20 November, 2013.

21

22

SHELLEY G. PAROLA, CCR, RPR

23

CERTIFICATE NO. 96001

24