



State of Louisiana
Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

**IN RE: K & J, INC. D/B/A J & K BAR
NO. 3601100228**

ORDER


This matter was considered by the Louisiana Gaming Control Board at its meeting of February 21, 2006. The Hearing Officer's order dated February 6, 2006, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," by and between K & J, Inc. d/b/a J & K Bar, No. 3601100228, and the State of Louisiana, Department of Public Safety and Corrections, Office of State Police, which is attached hereto and incorporated herein, is **APPROVED**.

THUS DONE AND SIGNED on this the 21 day of February, 2006.

LOUISIANA GAMING CONTROL BOARD

BY:


H. CHARLES GAUDIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 21 DAY
OF February 2006
APPEAL DOCKET CLERK


STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RECEIVED

FEB 02 2006

LGCB
ADMINISTRATIVE HEARING OFFICE

IN RE: K & J, INC.
d/b/a J & K BAR

NO. 3601100228

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

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

COME NOW State of Louisiana, Department of Public Safety and Corrections, Office of State Police ("the Division") and K & J, Inc. d/b/a J & K Bar, VGL 3601100228 ("the Licensee"), who file this Joint Motion for Approval of Compromise and Settlement Agreement and in support thereof, would respectively show unto the Hearing Officer as follows:

1.

The Division and the Licensee are desirous of compromising and settling all disputes between them relative to the referenced administrative proceeding. In connection therewith, the parties have entered into a compromise and settlement agreement which by its terms will become effective upon approval by the Administrative Hearing Office and the Louisiana Gaming Control Board.

2.


A true and correct copy of the proposed Compromise and Settlement Agreement is attached hereto as Exhibit "A" and incorporated by reference for all purposes.

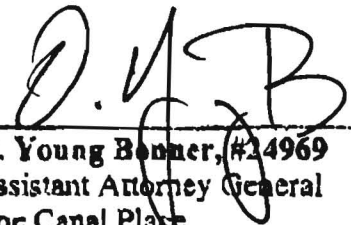
TRUE COPY
[Signature]
Representative
of Board

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

Respectfully Submitted,

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

By: 
John A. Dugas
3700 General Meyer Street
New Orleans, Louisiana 70114
Telephone: (504) 361-9102
Fax: (504) 361-1837
*President and 50% shareholder
of K & J, Inc. d/b/a
J & K Bar*

By: 
O. Young Bonner, #24969
Assistant Attorney General
One Canal Place
365 Canal Street, Suite 2730
New Orleans, Louisiana 70130
Telephone: (504) 599-1149
Facsimile: (504) 500-1163
Counsel for the Office of State Police

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: K & J, INC.
d/b/a J & K BAR


NO. 3601100228

ORDER

BE IT REMEMBERED that on this the 6th day of February, 2006, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared by and through their respective attorneys of record, and the Hearing Officer having considered the pleadings on file, the proposed Settlement Agreement, and the said Motion, and it appearing to the Hearing Officer that the said Compromise and Settlement Agreement should be approved; it is, therefore,

ORDERED, ADJUDGED, AND DECREED that the Compromise and Settlement Agreement attached to the parties' Joint Motion for Approval of Compromise and Settlement Agreement be, and the same is hereby, APPROVED.

SIGNED AND ENTERED this 6th day of February, 2006, in Baton Rouge, Louisiana.



JOSEPH E. ANZALONE, JR.
HEARING OFFICER

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
THIS Feb 02 DAY
2006
BY Neil Doninger
CLERK, ADMINISTRATIVE HEARING OFFICE

cc: John Dugas
Yong Bonner
Sgt. Roland Rodriguez

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA Neil Doninger
Neil Doninger
BY: CLERK

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

**IN RE: K & J, INC.
d/b/a J & K Bar**

NO. 3601100228

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "the Division") and K & J, Inc. d/b/a J & K Bar, VGL 3601100228, (hereinafter "the Licensee") do hereby represent and agree as follows:

WHEREAS, on August 24, 2005, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to K & J, Inc. d/b/a J & K Bar alleging certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by said Notice of Recommendation of Administrative Action are set for hearing on February 6, 2006, before the Louisiana Gaming Control Board Administrative Hearing Office; and

WHEREAS, the Division and the Licensee are desirous of fully and finally compromising and settling all issues and disputes arising out of and in connection with the said Notice of Recommendation of Administrative Action;

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



STIPULATIONS

1. The Licensee submitted documents to the Division that were improperly notarized. The Licensee admits that pursuant to the instructions of employees of Master Video Poker (hereinafter MVP), John Dugas, President and 50% shareholder, signed documents, particularly the *Applicant's Request to Release Information* dated May 1, 1996, the *Applicant's Request to Release Information* dated April 7, 2000, the *Applicant's Request to Release Information* dated June 13, 2002, the *Annual Licensee Form* dated April 30, 2002, and the *Applicant's Request to Release Information* dated May 14, 2003, at the office of MVP in the presence of an individual who employees of MVP represented as a notary. Further, the Division's investigation revealed that the purported notary was not a notary.

2. The Licensee admits that it violated LAC 42:XI.2405(A)(15) which prohibits submitting improperly notarized documents to the Division.

TERMS AND CONDITIONS

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

2. The Division hereby agrees to accept the Licensee's payment of the above stated penalty in full and final settlement of all violations alleged in the August 24, 2005, Notice of Recommendation of Administrative Action.

3. The Division reserves the right to take into consideration these violations in connection with any future violation.

4. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

5. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and the Licensee pertaining to the subject matter contained herein and

supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

6. This Compromise and Settlement Agreement is subject to approval by the Hearing Officer and the Louisiana Gaming Control Board. It is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not thereby executory, but will be submitted to the Louisiana Gaming Control Board for its determination as to whether to approve same or to remand the matter to the Hearing Officer for a full hearing on the merits.

7. If approved, however, payment of the above penalty must be submitted to the Division within (15) fifteen days of approval of this settlement by the Board. The failure to submit the civil penalty within fifteen (15) days of approval by the Board shall result in the immediate suspension of the license until such time as the penalty is paid in full.

I have read this entire Compromise and Settlement Agreement and agree to all stipulations and terms and conditions hereof.

John A. Dugas
John A. Dugas, President and 50% shareholder of K & J, Inc.
d/b/a J & K Bar

Sworn to and subscribed before this 27 day of January, 2006.

Mack E. Breach 43423
Notary (number and stamp)

MACK E. BREACH
Notary (printed name)

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

STATE OF LOUISIANA

PARISH OF ORLEANS

AFFIDAVIT

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified within and for the state and parish aforesaid, personally came and appeared:

JOHN A. DUGAS

who, after first being duly sworn, declared and acknowledged to me, Notary, under oath:

that he is the President and 50% shareholder of K & J, Inc. d/b/a J & K Bar, VGL # 3601100228;

that K & J, Inc. d/b/a J & K Bar previously entered into a video poker agreement with Master Video Poker ("MVP");

that pursuant to the instructions of MVP, Affiant signed documents particularly the particularly the Applicant's Request to Release Information dated May 1, 1996, the Applicant's Request to Release Information dated April 7, 2000, the Applicant's Request to Release Information dated June 13, 2002, the Annual Licensee Form dated April 30, 2002 and the Applicant's Request to Release Information dated May 14, 2000 at the office of MVP in the presence of an individual that employees of MVP represented as a notary.

that all of the statements, responses, disclosures and representations provided in the documents submitted to the Division bearing Affiant's signature, are true and correct to the best of Affiant's knowledge, information and belief, and represent a complete and accurate account of the requested information; and,

that the above information is true and correct to the best of Affiant's knowledge and belief.

THUS DONE AND PASSED in NEW ORLEANS, Louisiana, on this 27 day of JANUARY, 2006.

John A. Dugas
JOHN A. DUGAS, affiant

Mack E. Brent
Notary
3423 Mack E. Brent
(Print name and notary number)

STATE OF LOUISIANA

PARISH OF Orleans

AFFIDAVIT

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified within and for the state and parish aforesaid, personally came and appeared:

DEBORAH DUGAS

who, after first being duly sworn, declared and acknowledged to me, Notary, under oath:

that she is the Secretary Treasurer and 50% shareholder of K & J, Inc. d/b/a J & K Bar, VGL # 360110228; and,

that all of the statements, responses, disclosures and representations provided in the documents submitted to the Division bearing Affiant's signature, are true and correct to the best of Affiant's knowledge, information and belief, and represent a complete and accurate account of the requested information.

THUS DONE AND PASSED in NEW ORLEANS, Louisiana, on this 27 day of JANUARY, 2006.

Deborah Dugas
DEBORAH DUGAS,
By John A. Dugas
(agent)

Mark E. Brennan
Notary
3423 Mark E. Brennan
(Print name and notary number)

POWER OF ATTORNEY

I, Deborah Nott Dugas, do hereby make and appoint John Arthur Dugas, Sr., my attorney in fact (agent) to act for me and in my stead and on my behalf, and I, John Arthur Dugas, Sr., do hereby accept appointment of the position of agent and attorney in fact for Deborah Nott Dugas.

I hereby revoke any and all other powers of attorney that have been previously signed by me.

My agent shall have the full power and authority to act in or on my behalf and shall have the full authority to manage and handle all of my affairs and to exercise all of my legal rights and powers including those that I might acquire in the future.

My agents powers include but are not limited to the following:

Open, maintain and close banking accounts including savings and checking and to open, maintain and close any brokerage accounts or similar accounts with financial institutions, sell, invest or buy assets for me or on my behalf including sale, purchase or refinance of any immovable real property or any other assets whatsoever including automobiles, purchase or maintain any insurance and handle all of my insurance affairs, handle all of my medical needs and sign any and all necessary medical documents, prepare, sign and file any governmental or medical documents on my behalf.

This power of attorney shall be construed broadly as a general power of attorney and I authorize my agent and attorney in fact to be able to delegate all powers given to her in this power of attorney to others to act in my behalf, the power of substitution of the agent and attorney in fact, and this power of attorney shall become effective immediately and shall not be affected by my disability or lack of mental competence and this power of attorney shall be durable, shall be effective only by my death, and may be revoked only by written notice to my agent and attorney in fact.

This the 10th day of August, 2005, at New Orleans, Louisiana.

Witnesses:

Christine Stanton

Deborah Nott Dugas
Deborah Nott Dugas

Christine Stanton

John Arthur Dugas Sr.
John Arthur Dugas, Sr.

Harry L. Cahill III
Harry L. Cahill III
Notary Public