



State of Louisiana

Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

ANNE LACOUR NEEB
EXECUTIVE DIRECTOR

IN RE: FINISH LINE MANAGEMENT CORPORATION
D/B/A FINISH LINE/HOUMA
NO. 5500400539

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of August 17, 2004. The Hearing Officer's order dated July 27, 2004, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Administrative Action", between Finish Line Management Corporation d/b/a Finish Line/Houma, No. 5500400539, and the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division, which is attached hereto and incorporated herein, is APPROVED.

THUS DONE AND SIGNED on this the 17 day of August, 2004.

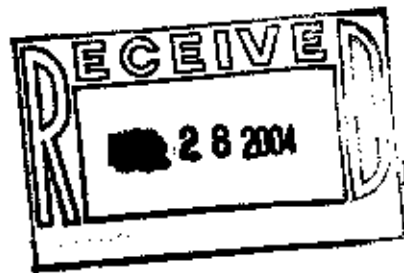
LOUISIANA GAMING CONTROL BOARD

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 DAY
OF

APPEAL DOCKET CLERK



RECEIVED

STATE OF LOUISIANA

JUL 27 2004

LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

LGCB
ADMINISTRATIVE HEARING OFFICE

IN RE: FINISH LINE MANAGEMENT CORP.
d/b/a FINISH LINE/HOUMA

NO. 5500400539
INSPECTION NO. 011701

**JOINT MOTION FOR ENTRY OF STIPULATIONS AND
APPROVAL OF PROPOSED SETTLEMENT**

ON THE JOINT MOTION OF:

1. the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division (hereinafter "Division"), and
2. Finish Line Management Corp., d/b/a Finish Line/Houma, License No. 5500400539 (hereinafter "licensee"),

who respectfully represent the following:

WHEREAS:

1. On or about October 30, 2003, a Division agent observed signs advertising video poker at the licensee's establishment which failed to include the required toll-free telephone number for problem gambling.
2. The licensee is mandated by La. R.S. 27:27.3 to place the toll-free telephone number of the National Council on Problem Gambling (or other similar, Board-approved toll-free telephone number) in any advertisement of its gaming activities or gaming establishment;
3. Pursuant to its agent's observations, the Division issued Violation/Inspection Report No. 011701 to the licensee on or about October 30, 2003, citing violation of La. R.S. 27:27.3. Attendant to Violation/Inspection Report No. 011701, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to the Licensee on or about March 1, 2004. ;
4. This matter has been scheduled for hearing on July 27, 2004 at 9:00 a.m. before the Honorable William H. Brown;

TRUE COPY

REC
Louisiana Gaming Control Board

NOW THEREFORE, in consideration of the foregoing stipulations, the Division and the licensee hereby propose the following settlement, that:


1. The licensee acknowledges that it was in violation of La. R.S. 27:27.3, in that it did not place the required problem gambling toll-free telephone number on the advertisement signs observed October 30, 2003;
2. In lieu of further administrative action against the licensee's video gaming license, the licensee shall pay a \$250.00 civil penalty;
3. The Division hereby agrees to accept the licensee's payment of the above stated penalty in full and final settlement of Violation/Inspection Report No. 011701;
4. The Division reserves the right to take into consideration these violations in connection with any future violation;
5. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
6. This settlement constitutes the entire agreement between the Division and Finish Line Management Corp., d/b/a Finish Line/Houma pertaining to the subject matter contained, herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties.
7. This settlement is subject to approval by the Hearing Officer of the Louisiana Gaming Control Board; it is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not executory and will be submitted to the Board for its determination as to whether the matter should be heard by the Hearing Officer; if approved, however, payment of the above penalties must be submitted to the Division within fifteen (15) 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 video gaming license of the licensee being suspended and its gaming devices being disabled until such time as the penalty is paid in full; and
8. The Division and the licensee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

Respectfully submitted,


**FINISH LINE MANAGEMENT CORP,
d/b/a FINISH LINE/HOUMA
No. 5500400539**

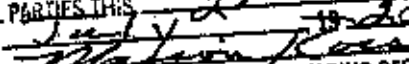
**CHARLES C. FOTI, JR.
ATTORNEY GENERAL**

BY:


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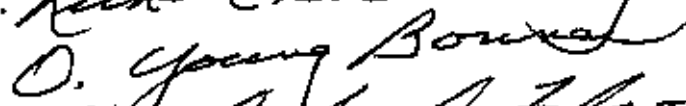
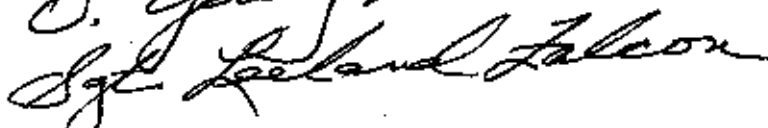
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LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 27th DAY
OF July 19 2004

DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 7/27/04


BY: CLERK

cc: 



STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: FINISH LINE MANAGEMENT CORP.
d/b/a FINISH LINE/HOUMA

NO. 5500400539
INSPECTION NO. 011701

ORDER

Considering the foregoing Joint Motion For Entry of Stipulations and Approval of Proposed Settlement, **IT IS HEREBY ORDERED** that such proposed settlement be approved, to wit:

1. the licensee acknowledges that it was in violation of La. R.S. 27:27.3, in that it did not include the required problem gambling toll-free telephone number on signs advertising its gaming establishment;
2. the licensee shall pay \$250.00 civil penalty;
3. payment of the above penalty shall be submitted to the Division within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board; and
4. the failure to submit the above penalty within fifteen (15) days of approval of this settlement by the Board shall result in the video gaming license being suspended and its gaming devices being disabled until such time as the penalty is paid in full.

THUS DONE AND SIGNED this 27th day of July, 2004 in Baton Rouge, Louisiana.



William H. Brown
Hearing Officer

STATE OF LOUISIANA
PARISH OF JEFFERSON

AFFIDAVIT

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified within and for the State and Parish aforesaid, PERSONALLY CAME AND APPEARED:

BRYAN KRANTZ

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

that affiant is the 100% shareholder of Finish Line Management Corp. d/b/a Finish Line/Houma and thereby authorized to act on its behalf (License No. 5500400539);

that the licensee received a Notice of Recommendation of Administrative Action (Violation/Hearing Report No. 011701) from the Louisiana Gaming Control Board, citing violation of La. R.S. 27:27.3;

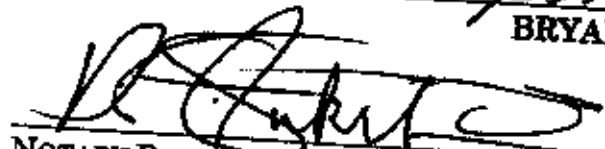
that action was taken upon receipt of Violation/Inspection Report # 011701 to ensure that the advertising signs that caused this Administrative Action were corrected to comply with La. R.S. 27:27.3;

that in the interest of settling this matter, affiant has willfully entered into a Joint Motion for Entry of Stipulations and Approval of Proposed Settlement with the Division, via the Attorney General's Office; and

that affiant agreed to the above-cited motion of his own volition, without duress or coercion.

THUS DONE AND PASSED in Metairie, Louisiana, on this 20th day of July, 2004


BRYAN KRANTZ


NOTARY PUBLIC (P)

My Commission Expires RENEWED
STAKELUM III
NOTARY PUBLIC # 22004
STATE OF LOUISIANA, PARISH OF ST. TAMMANY
MY COMMISSION IS ISSUED FOR LIFE
LOUISIANA BAR NUMBER: 12390