

M. J. "MIKE" FOSTER, JR. **GOVERNOR** 

Gaming Control Board

HILLARY J. CRAIN CHAIRMAN

IN RE: CML VENTURES, INC. D/B/A SIN CITY NO. VP3601110128

## **ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of April 17, 2001. The Hearing Officer's order dated March 20, 2001, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Violation and Hearing," by and between CML Ventures, Inc. d/b/a Sin City, No. VP3601110128, and the 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 / Stay of April, 2001.

LOUISIANA GAMING CONTROL BOARD

BY:

J. CRAIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD I HEREBY CERTIFY THAT A CERTIFIED COPY HAS BEEN MAILED OR SERVED ON **ALL PARTIES THIS** 

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#### STATE OF LOUISIANA



#### ADMINISTRATIVE HEARING OFFICE

IN RE: CML VENTURES, INC. d/b/a SIN CITY



NO.: 3601110128

# 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. CML Ventures, Inc. d/b/a Sin City, License No. 3601110128 (hereinafter "licensee"),

who respectfully represent the following:

#### WHEREAS:

- On or about August 7, 2000, the Division mailed an advisory notice notifying the licensee of a mandatory compulsive gambling training program to be held in New Orleans on August 28, 2000;
- 2. The licensee received this advisory notice on or about August 16, 2000, as evidenced by the signed and date stamped return receipt;
- 3. Neither an owner or a Division-approved designated representative of the licensee attended the mandatory training program held on August 28, 2000;
- On or about October 24, 2000, the Division mailed a second advisory notice notifying the licensee of a mandatory compulsive gambling training program to be held in Baton Rouge on November 15, 2000;
- 5. The licensee received this advisory notice prior to November 2, 2000, as evidenced by the signed and date stamped return receipt;

Representative

- 6. Neither an owner nor a Division-approved designated representative of the licensee attended the mandatory training program held on November 15, 2000;
- 7. Pursuant to this information, the Division issued a citation to the licensee (Violation/Inspection Report #012927) on or about December 7, 2000, alleging violations of LAC 42:III.118(G) and LAC 42:XI.2405(B)(9);
- 8. Subsequently, the Louisiana Gaming Control Board issued a Notice of Violation and Hearing to the licensee on or about January 1, 2001;

The Division and licensee have had the occasion to review all of the facts and circumstances attendant to the violations and agree and stipulate as follows:

- 1. The licensee acknowledges that it was in violation of LAC 42:III.118(D),(G) and LAC 42:XI.2405(B)(9), in that it did not attend the mandatory compulsive gambling training programs held on August 28, 2000 and November 15, 2000, either through an owner or a Division-approved designated representative.
- 2. In lieu of revocation or suspension of the licensee's video gaming license, the licensee shall pay a \$500.00 civil penalty.
- 3. The licensee shall attend the next scheduled mandatory compulsive gambling training program the licensee shall be notified of the date, time and location of such program in writing by the Division.
- 4. 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. 012927.
- 5. The Division reserves the right to take into consideration these violations in connection with any future violation.
- 6. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana.
- 7. This settlement constitutes the entire agreement between the Division and CML Ventures Inc. d/b/a Sin City pertaining to the subject matter

contained, herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties.

- 8. 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.
- 9. The failure of the licensee to submit the above penalties within fifteen (15) days of approval of this settlement by the Board shall result in the suspension of the its license.
- 10. 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,

CML VENTURES, INC. d/b/a SIN CITY VG# 3601110128

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#### STATE OF LOUISIANA

### LOUISIANA GAMING CONTROL BOARD

#### ADMINISTRATIVE HEARING OFFICE

IN RE: CML VENTURES, INC. d/b/2 SIN CITY

NO.: 36001110128

#### 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. CML Ventures, Inc. d/b/a Sin City acknowledges its violation of LAC 42:III.118(D)(G) and LAC 42:XI.2405(B)(9), and shall be assessed a \$500.00 civil penalty;
- 2. CML Ventures, Inc. d/b/a Sin City shall attend the next scheduled mandatory compulsive gambling training program, and shall be notified of such in writing by the Division;
- 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:
- 4. Failure by CML Ventures, Inc. d/b/a Sin City to submit the above penalty within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board shall result in the suspension of its license

THUS DONE AND SIGNED this \_\_\_\_\_

2001 in Baton Rouge, Louisiana.

LOUISIANA GAWING CONTROL FOARD I HEREBY CERTIFY THAT A CERTIFE OF

COPY HAS BEEN MAILED OR SERVED ON

DOUGET CLERK, ADMINISTRATIVE HEARING OFFICE

day of

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