

LOUISIANA GAMING CONTROL BOARD

Minutes of June 20, 2005

The Louisiana Gaming Control Board conducted a meeting on Monday, June 20, 2005, 10:00 a.m., at the LaSalle Building, Baton Rouge, La. Present at this meeting were: H. Charles Gaudin, Chairman; James Boyer, Gen. Sherian Cadoria, Dennis Kinchen, William Lastrapes, Rupert Richardson, Mervin Simoneaux, and ex-officio member Col. Henry Whitehorn. Absent were board members Robert Fleming, Marcia Morgan and ex-officio member Sec. Cynthia Bridges.

The meeting was called to order. It was moved by Gen. Cadoria to waive the reading and approve the minutes of the May meeting. That motion was seconded by Mr. Lastrapes and unanimously approved by the Board. There was an update by Mr. Larry Lepiniski, General Manager of L'Auberge du Lac Resort, on the opening of the casino in Lake Charles. Mr. Lepiniski stated the casino had been open for two weeks, and had exceeded 30,000 visitors a day. Ninety percent of the employees are from Louisiana. He also stated the hotel was open with the exception of a few suites, and the landscaping would probably be completed by the end of the week. The grand opening was held on May 26th, and money was raised for two charitable organizations in the Lake Charles area.

Ms. Donna Jackson, State Police Gaming Audit Division, presented the revenue reports for the riverboats, landbased casino, and slots at the tracks. Ms. Constance Wallace, State Police Gaming Audit Division, reported on the employee numbers and salaries for the landbased casino, and Ms. Donna Jackson, also with the Audit Division, reported on the statistics for video poker.

It was moved by Mr. Boyer to approve the 2005-2006 Hearing Officer contracts with Judge Joseph Anzalone and Judge William Brown. That motion was seconded by Mr. Lastrapes and unanimously approved by the Board.

Ms. Alyson McCord, Asst. Attorney General in the Gaming Division, presented the quarterly compliance reports for the riverboat casinos.

The Board acted on the following truckstop applications:

1. **King's Palace, LLC d/b/a Road King Travel Plaza – No. 1001514359** – Motion by Mr. Boyer to approve the application. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.
2. **Plantation Truck Plaza and Casino, L.L.P. d/b/a Plantation Truck Plaza and Casino – No. 5501511943** – Motion by Ms. Richardson to approve the transfer of interest. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

3. **The Palms Casino & Truckstop, Inc. d/b/a The Palms Casino – No. 4400512740** – Motion by Mr. Lastrapes to approve the stock transfer. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

Mr. Tom Warner, Asst. Attorney General in the Gaming Division, addressed the Board concerning the adoption of amendments to various rules.

Following his presentation, it was moved by Mr. Kinchen to adopt amendments to LAC 42:VII.2325, IX.4103, XIII.2325 (Penalty Schedule); VII, IX, XIII.2723, 4204, 4209, 4214, and 4215, Internal Controls, Slots, Progressive Electronic Gaming Devices, Approval of New Electronic Gaming Devices, and Analysis of Questioned Electronic Gaming Devices. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

It was moved by Mr. Lastrapes to adopt the amendments to LAC 42:VII, IX, XII.4209, Approval of New Electronic Gaming Devices, Coin Acceptors. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

The Board acted on Proposed Settlements from Hearing Officers' decisions in the following:

1. **In Re: Otis Elevator Company – No. P080901376**
2. **In Re: Associated Printing Profession – No. P080800092**
3. **In Re: Nextira One, L.L.C. – No. P082601355**
4. **In Re: Steelite International USA Inc. – No. P086502003**
11. **In Re: Buford Long – No. P086502330**
12. **In Re: TC Millwork, Incorporated – No. P086502483**

The above stated cases were handled in globo because they dealt with the same issue. Each permittee was assessed a \$500.00 penalty for failure to timely submit their annual fee and annual affidavit. It was moved by Gen. Cadoria to approve the \$500.00 penalty for each permittee. That motion was seconded by Mr. Boyer and unanimously approved by the Board.

5. **In Re: Orlando Garcia – No. P040028633**
6. **In Re: Ben A. Stewart – No. P040005001**

The above two cases were handled in globo because they dealt with the same issue. Each permittee was assessed a \$250.00 penalty for failure to timely submit a tax clearance. It was moved by Gen. Cadoria to approve the \$250.00 penalty for each permittee. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

7. **In Re: Alicia Womack – No. P040013569**
8. **In Re: Earnie L. Wells – No. P040038604**
9. **In Re: Christopher C. Benjamin – No. P040033109**
10. **In Re: Mary S. Kent – No. P040004866**
13. **In Re: TC Millwork, Incorporated – No. P040030548**

The above stated cases were handled in globo because they dealt with the same issue. Each permittee was assessed a \$250.00 penalty for failure to timely submit a tax clearance. It was moved by Mr. Simoneaux to approve the \$250.00 penalty for each permittee. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

14. **In Re: Louisiana Casino Cruises, Inc. – No. CGD030285** – Motion by Mr. Lastrapes to approve a \$50,000 penalty and \$9,950 donation to the Compulsive and Problem Gaming Fund for violation of patron exclusion regulations and statutes. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

Mr. Rand Dennis, Asst. Attorney General in the Gaming Division, suggested that the Board amend the agenda to name the specific cases that were going to be discussed in executive session, *Bayou Vista v. La. Gaming Control Board*, *Briggs Investments v. La. Gaming Control Board*, and *Copa Casino v. La. Gaming Control Board*. He stated all three cases were pending in the 19th Judicial District Court. It was moved by Mr. Kinchen to amend the agenda to name the above stated cases. That motion was seconded by Gen. Cadoria and unanimously approved by the Board. The Board went into executive session.

Following the executive session, the Board returned to the regular session.

Mr. Leonce Gautreaux, Asst. Attorney General and Mr. Paul West, attorney representing the bondholders in Hollywood Casino Shreveport, updated the Board on the status of the bankruptcy. They stated that a consensual arrangement had been reached where El Dorado would take over management of the casino.

Following the public comments it was moved by Gen. Cadoria to adjourn the meeting. That motion was seconded by Mr. Boyer and unanimously approved by the Board.

The meeting was adjourned.