



State of Louisiana
Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

**IN RE: PHILL-IN INVESTMENTS, LLC
D/B/A SPORTS PUB
NO. 0904212579**

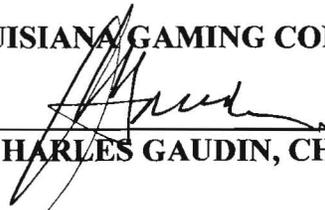
ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of February 21, 2006. The Hearing Officer's order dated January 19, 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 Phill-In Investments, LLC d/b/a Sports Pub, No. 0904212579, 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.

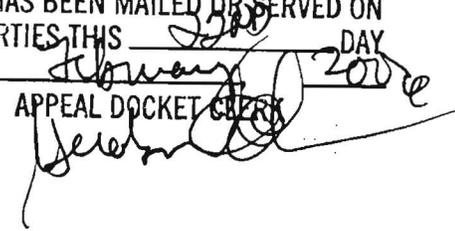
LOUISIANA GAMING CONTROL BOARD

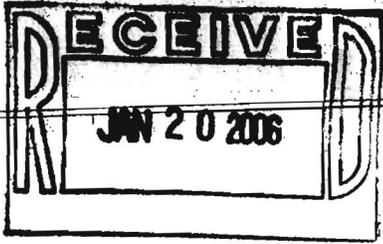
BY:



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



RECEIVED

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

JAN 19 2006

**LGCB
ADMINISTRATIVE HEARING OFFICE**

**IN RE: PHILL-IN INVESTMENTS, L.L.C.
d/b/a SPORTS PUB**

LICENSE NO. 090421257

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "the Division") and Phill-In Investments, L.L.C. d/b/a Sports Pub, VGL 0904212579 ("Licensee"), do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to Licensee dated November 28, 2005, alleging certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by the said Notice of Recommendation are set for hearing on January 19, 2006, before the Louisiana Gaming Control Board Administrative Hearing Office; and

WHEREAS, the Division and 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;

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

STIPULATIONS

1. On July 18, 2005, the Division conducted a routine compliance audit to determine if Licensee continued to meet the qualifications to hold a Type 2 Video Gaming License.

TRUE COPY
[Signature]
 Representative
 Louisiana Gaming Control Board

~~2. The Division's agent reviewed monthly sales sheets, cash register z-tapes, and~~
income statement for the period February 1, 2005 through April 30, 2005. The audit revealed that forty-four (44%) percent of revenues were derived from food and non-alcoholic beverages and fifty-six (56%) percent from alcoholic sales.

3. On November 28, 2005, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action alleging certain violations of Louisiana Gaming Control Law.

4. Licensee admits it violated LAC 42:XI.2415A(1)(b) and La. R.S. 27:301B(12)(a)(iii) by failing to meet all of the requirements for a restaurant for the purpose of video poker.

TERMS AND CONDITIONS

1. Within fifteen (15) days of the approval of this settlement by the Louisiana Gaming Control Board, Licensee agrees to pay a penalty in the amount of Two Thousand Five Hundred and No/100 (\$2,500.00) Dollars in full and final settlement.

2. Licensee represents that it has taken the appropriate steps necessary to comply with La. R.S. 27:301B(12)(a)(iv) to maintain financial records that segregate alcoholic beverage sales from food sales.

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

4. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and Licensee, pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

5. 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.

6. Any failure by Licensee to meet the requirements of this agreement will result in
immediate revocation of Licensee's video gaming license without the necessity of any further
administrative action.

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

PHILL-IN INVESTMENTS, L.L.C.



Brett A. Sulzer, Bar Roll #23320

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Baton Rouge, Louisiana 70801

Telephone: (225) 336-9600

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Counsel for Licensee, Phill-In Investments, L.L.C.



Gail C. Holland, Bar Roll #23783

Assistant Attorney General, on behalf of
the State of Louisiana, Department of Public
Safety and Corrections, Office of State Police

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: PHILL-IN INVESTMENTS, L.L.C.
d/b/a SPORTS PUB

LICENSE NO. 090421257

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 ("Division") and Phill-In Investments, L.L.C. d/b/a Sports Pub, VGL 0904212579 ("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 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.

~~WHEREFORE, PREMISES CONSIDERED, The Division and 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: 
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Facsimile: (225) 709-1554
*Counsel for Licensee, Phill-In Investments,
L.L.C. d/b/a Sports Pub*

By: 
Gail C. Holland, Bar Roll #23783
Assistant Attorney General
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Counsel for the Office of State Police

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: PHILL-IN INVESTMENTS, L.L.C.
d/b/a SPORTS PUB

LICENSE NO. 090421257

ORDER

On January 19, 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,

ORDER, 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 19 day of January, 2006, in Baton Rouge, Louisiana.

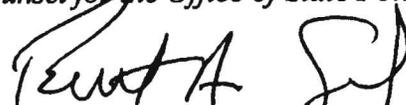


JOSEPH E. ANZALONE, JR.
HEARING OFFICER

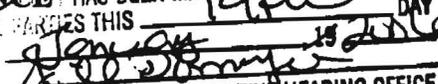
APPROVED AS TO FORM AND SUBSTANCE



Gail C. Holland, Assistant Attorney General,
Counsel for the Office of State Police

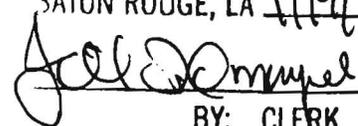


Brett A. Sulzer, Counsel for Licensee, Phill-In
Investments, L.L.C. d/b/a Sports Pub

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
PARTIES THIS 19 DAY
19 2006

CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Brett Sulzer
Gail Holland
Sgt. Roland P. ...

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 1/19/06



BY: CLERK