



State of Louisiana
Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

**IN RE: MARLEE CELINE, INC. D/B/A MURPHEY'S BREWHOUSE
NO. 260112269**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of December 11, 2007. The Hearing Officer's order dated November 5, 2007, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Revocation," No. 260112269, by and between Marlee Celine, Inc. d/b/a Murphey's Brewhouse, 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 11th day of December, 2007.

LOUISIANA GAMING CONTROL BOARD

BY:


H. CHARLES GAUDIN, CHAIRMAN

HJC/gac

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 12th DAY
OF December, 2007

APPEAL DOCKET CLERK



RECEIVED

STATE OF LOUISIANA

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LOUISIANA GAMING CONTROL BOARD

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ADMINISTRATIVE HEARING OFFICE

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IN RE: MARLEE CELINE, INC. D/B/A
MURPHEY'S BREWHOUSE

CASE NO. 2601112269

**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 (hereinafter, the "Division") and Marlee Celine, Inc. d/b/a Murphey's Brewhouse, License No. 2601112269 (hereinafter, "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.


Representative
Division: Gaming Control Board

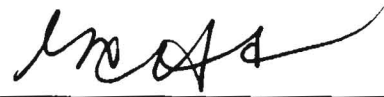
WHEREFORE, PREMISES CONSIDERED, The Division and Licensee respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully submitted,

**MARLEE CELINE, INC. D/B/A
MURPHEY'S BREWHOUSE**

By: 
Ronald B. Coulthard
505 Gretna Boulevard, #1
Gretna, Louisiana 70053
*Authorized Representative for Marlee
Celine, Inc. d/b/a Murphey's Brewhouse*

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

By: 
Gail C. Holland, Bar Roll #23783
Assistant Attorney General
1885 North Third Street, 5th Floor
Baton Rouge, Louisiana 70802
Telephone: (225) 326-6500
Facsimile: (225) 326-6599
Counsel for the Office of State Police

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: MARLEE CELINE, INC. D/B/A
MURPHEY'S BREWHOUSE

CASE NO. 260112269

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Marlee Celine, Inc. d/b/a Murphey's Brewhouse, License No. 260112269 (hereinafter, "Licensee") do hereby represent and agree as follows:

WHEREAS, the Louisiana General Gaming Division has issued a Notice of Recommendation of Administrative Action, alleging certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by the said Notice of Recommendation of Revocation and Notice of Recommendation of Finding of Unsuitability are set for hearing on December 3, 2007, 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 of Revocation and Notice of Recommendation of Finding of Unsuitability;

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

STIPULATIONS

1. Licensee stipulates that on February 27, 2007, Ronald B. Coulthard, the president and 100% owner of Licensee's establishment, was arrested by the City of Gretna Police

Department for aggravated assault with a firearm in violation of La. R.S. 14:37.4, simple criminal damage to property under \$500.00 in violation of La. R.S. 14:56, and illegal carrying of a weapon in violation of La. R.S. 14:95. On March 21, 2007, Jefferson Parish District Attorney's Office refused the simple criminal damage to property under \$500.00 in violation of La. R.S. 14:56 and illegal carrying of a weapon in violation of La. R.S. 14:95. However, the felony charges of simple criminal damage to property over \$500.00 in violation of La. R.S. 14:56 and aggravated assault with a firearm in violation of La. R.S. 14:37.4 were accepted. On October 12, 2007, Ronald B. Coulthard pled guilty to two misdemeanor charges, illegal carrying of a weapon in violation of La. R.S. 14:95 and simple criminal damage to property under \$500.00 in violation of La. R.S. 14:56.

2. Licensee further stipulates that Ronald B. Coulthard failed to notify the Division within fifteen (15) days of the arrest, which violates LAC 42:XI.2417(A)(2), LAC 42:XI.2417(B)(3) and LAC 42:XI.2417(C)(1)(b).

TERMS AND CONDITIONS

1. Within fifteen (15) days of the approval of this settlement by the Louisiana Gaming Control Board, Licensee shall pay One Thousand and No/100 (\$1,000.00) Dollars for the violation of LAC 42:XI.2417(A)(2), LAC 42:XI.2417(B)(3) and LAC 42:XI.2417(C)(1)(b).

2. The Division hereby agrees to a One Thousand and No/100 (\$1,000.00) Dollar fine for the Licensee's violation of LAC 42:XI.2417(A)(2), LAC 42:XI.2417(B)(3) and LAC 42:XI.2417(C)(1)(b).

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. If approved by the Louisiana Gaming Control Board, Licensee must pay One Thousand and No/100 (\$1,000.00) Dollars within fifteen (15) calendar days of such approval. Any failure to meet this requirement will result in immediate revocation of the gaming license without the necessity of any further administrative action.

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



**Ronald B. Coulthard, on behalf of Marlee Celine, Inc.
d/b/a Murphey's Brewhouse**



**Gail C. Holland, AAG on behalf of
State of Louisiana, Department of Public
Safety & Corrections, Office of State Police**

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: MARLEE CELINE, INC. D/B/A
MURPHEY'S BREWHOUSE

CASE NO. 2601112269


ORDER


BE IT REMEMBERED that on the 5th day of November, 2007, 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 5th day of November, 2007, in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
AT A CERTIFIED
HEARING OFFICE OBSERVED ON
5th DAY
November 2007
cc. Ronald C. [unclear]
Coail [unclear]
W. Debraud [unclear]


RICHARD L. REYNOLDS
HEARING OFFICER

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 11/5/07

BY: CLERK