



JOHN BEL EDWARDS
GOVERNOR

RONNIE S. JOHNS
CHAIRMAN

**IN RE: APPLE GAMING, LLC D/B/A APPLE GAMING
NO. 2600616692**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of December 15, 2022. The Hearing Officer's order dated November 16, 2022, 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 Apple Gaming, LLC d/b/a Apple Gaming, No. 2600616692, 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 *15th* day of *December, 2022*.

LOUISIANA GAMING CONTROL BOARD

BY:



RONNIE S. JOHNS, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD

I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON

ALL PARTIES THIS 16th DAY

OF December 2022

APPEAL DOCKET CLERK

LGCB-6744- 22B

101 Independence Boulevard, Building A, Baton Rouge, LA 70806
Phone: (225) 925-1846 Email: LGCB@la.gov

RECEIVED
NOV 16 2022

RECEIVED
NOV 14 2022
LA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RE: APPLE GAMING, LLC
D/B/A APPLE GAMING

CASE NO.: 2600616692

JOINT MOTION FOR APPROVAL OF COMPROMISE AND
SETTLEMENT AGREEMENT

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

NOW COME the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Apple Gaming, LLC d/b/a Apple Gaming Bar (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.

TRUE COPY
Shirley A. Colman
Representative
Louisiana 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,

JEFF LANDRY
ATTORNEY GENERAL

By: 

Stephen Scullin, La. Bar Roll #30717
Counsel for and on behalf of
Apple Gaming, LLC
d/b/a Apple Gaming

By: 

Daniel Bosch, La. Bar Roll #39127
Assistant Attorney General
1885 North Third Street, 5th Floor
Baton Rouge, Louisiana 70802
Telephone: (225) 326-6512
Facsimile: (225) 326-6599
Counsel for and on behalf of the Office
of State Police

EXHIBIT "A"

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

**RE: APPLE GAMING, LLC
D/B/A APPLE GAMING**

CASE NO.: 2600616692

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Apple Gaming, LLC d/b/a Apple Gaming (hereinafter, "Licensee"), do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has sent a Notice of Recommendation of Administrative Action to Licensee, which Notice contains allegations of certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by said Notice are set for hearing before the Louisiana Gaming Control Board Administrative Hearing Office on November 16, 2022;

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 said Notice;

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

STIPULATIONS

1. The Licensee is a Type 6 licensed establishment located at 315 E. William David Parkway, Metairie, Louisiana, 70005.

2. On March 11, 2021, the Division emailed a Gaming Enforcement Advisory Notice to the Licensee informing them of the requirement to submit its Annual Licensee Form, fee, and supporting documents no later than July 1, 2021.

3. On June 21, 2022, the Division received an Annual Licensee Form, the required documents, and payment of the required fee from the Licensee.

4. The Licensee failed to timely submit the form, documents and payment in violation of La. R.S. 27:435(K)(4)(a) and (d) and LAC 42:X1.2405(B)(4).

TERMS AND CONDITIONS

1. In lieu of administrative action, Licensee will pay a penalty of **TWO THOUSAND and NO/100 (\$2,000.00) DOLLARS** for its violation of La. R.S. 27:435(K)(4)(a) and (d) and LAC 42:X1.2405(B)(4).

2. The Division hereby agrees that payment of a total penalty of **TWO THOUSAND and NO/100 (\$2,000.00) DOLLARS** shall be in full and final settlement of all matters set forth in the Notice of Recommendation of Administrative Action.

3. The Division reserves the right to take into consideration this admitted violation in connection with any future investigation, violation or assessment of penalty and in connection with any future assessments of Licensee's suitability.

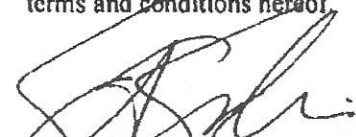
4. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

5. 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.

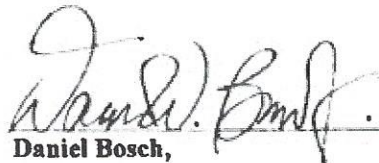
6. This Compromise and Settlement Agreement is subject to approval by the Hearing Officer and the Louisiana Gaming Control Board. It is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not thereby executory, but will be submitted to the Louisiana 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.

7. If approved, Licensee agrees to make full payment of the civil penalty within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board. Licensee agrees that failure to meet this requirement shall result in immediate suspension of the gaming license without the necessity of any further administrative action until such time as the penalty is paid in full.

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



Stephen Scullin,
*Counsel for and on behalf of
Apple Gaming, LLC
d/b/a Apple Gaming*



Daniel Bosch,
*Counsel for and on behalf of
the Office of State Police*

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RE: APPLE GAMING, LLC
D/B/A APPLE GAMING

CASE NO.: 2600616692

ORDER

BE IT REMEMBERED that on the 16 day of November, 2022, came 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 or representing themselves, and the Hearing Officer having considered the pleadings on file, the proposed Compromise and 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,

ORDERED, 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; that Apple Gaming, LLC d/b/a Apple Gaming must pay TWO THOUSAND AND NO/100 (\$2,000.00) DOLLARS to the Division within fifteen (15) days of approval by the Louisiana Gaming Control Board. Failure to do so shall result in the immediate suspension of the gaming license without the necessity of any further administrative action until such time as the penalty is paid in full.

SIGNED AND ENTERED this 16th day of November, 2022, in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON

ALL PARTIES THIS 16 DAY
OF November, 2022

Cheryl Bostick
DOCKET CLERK, ADMIN. HEARING OFFICE

cc: Apple Gaming, LLC d/b/a Apple Gaming
Daniel Bosch
Sgt. Robert Greimes

Suzan S. Ponder
SUZAN S. PONDER
HEARING OFFICER

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 11/16/22

Cheryl Bostick
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE