



State of Louisiana
Gaming Control Board

BOBBY JINDAL
GOVERNOR

RONNIE JONES
CHAIRMAN

**IN RE: HILL CITY OIL COMPANY, INC. D/B/A
JUBILEE TRUCKSTOP CASINO
NO. 4700512626**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of October 16, 2013. The Hearing Officer's order dated September 16, 2013, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Revocation, Order of Immediate Emergency Suspension, and Notice of Hearing" by and between Hill City Oil Company, Inc. d/b/a Jubilee Truckstop Casino, No. 4700512626, 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 16th day of October, 2013.

LOUISIANA GAMING CONTROL BOARD

BY:



RONNIE JONES, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 17th DAY
OF October, 2013
APPEAL DOCKET CLERK


LGCB-2415-13-B

RECEIVED

By Geralyn Coleman at 10:27 am, Sep 16, 2013

RECEIVED

SEP 11 2013

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IGCB
ADMINISTRATIVE HEARING OFFICE

RE: HILL CITY OIL COMPANY, INC. OF MISSISSIPPI
D/B/A JUBILEE TRUCKSTOP CASINO

LIC. NO.: 4700512626

**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 Hill City Oil Company, Inc. of Mississippi d/b/a Jubilee Truckstop Casino (hereinafter, "Hill City"), 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 Hill City 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.

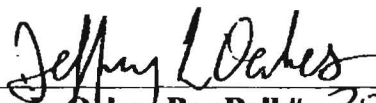
TRUE COPY

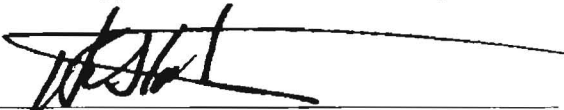
Robert J. Brown

Louisiana Gaming Control Board

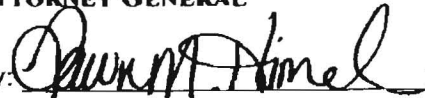
WHEREFORE, PREMISES CONSIDERED, the Division and Hill City respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,

By: 
Jeffrey L. Oakes, Bar Roll # 30281
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New Orleans, Louisiana 70130
Telephone: (504) 299-8724
Facsimile: (504) 299-8735
Counsel for Hill City Oil Company, Inc. of Mississippi d/b/a Jubilee Truckstop Casino

By: 
Hebert E. Stathes
Post Office Box 4036
Houma, Louisiana 70361
Telephone: (800) 256-3999
President of and 100% Shareholder in Hill City Oil Company, Inc. of Mississippi d/b/a Jubilee Truckstop Casino

**JAMES D. "BUDDY" CALDWELL,
ATTORNEY GENERAL**

By: 
Dawn M. Himel, Bar Roll #31007
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

RE: HILL CITY OIL COMPANY, INC. OF MISSISSIPPI LIC. NO.: 4700512626
D/B/A JUBILEE TRUCKSTOP CASINO

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Hill City Oil Company, Inc. of Mississippi d/b/a Jubilee Truckstop Casino (hereinafter, "Hill City"), do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has sent a *Notice of Recommendation of Revocation, Order of Immediate Emergency Suspension, and Notice of Hearing* to Hill City, which Notice contains allegations of certain violations of Louisiana Gaming Control Law;

WHEREAS, at the suspension hearing on August 5, 2013, the suspension was lifted and the recommendation against Hill City was amended to administrative action; and

WHEREAS, the issues raised by said Notice are set for hearing before the Louisiana Gaming Control Board Administrative Hearing Office on September 23, 2013; and

WHEREAS, the Division and Hill City 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. Hill City allowed its alcohol permit issued by the Louisiana Department of Alcohol and Tobacco Control (hereinafter, "ATC") to expire on April 30, 2013.

2. On May 23, 2013, ATC inspected the licensed establishment and found that Hill City was selling alcohol with an expired ATC permit. Hill City was issued a citation for violating La. R.S. 26:75 and La. R.S. 26:275, operating on a delinquent permit. Hill City failed to notify the Division that it was issued a citation from ATC, in violation of Louisiana gaming law.

3. Also on May 23, 2013, Hill City reported to the Louisiana Secretary of State's Office, Corporations Division that it changed its name to Hill City Oil Company, Inc. Hill City failed to notify the Division of the name change, in violation of Louisiana gaming law.

4. Hill City did not submit any documentation evidencing a name change until August 21, 2013, in violation of Louisiana gaming law. Also on August 21, 2013, documentation was submitted showing that, on July 19, 2013, Hill City reported to the Secretary of State that it changed its name back to Hill City Oil Company, Inc. of Mississippi.

5. On June 10, 2013, the Division inspected the licensed establishment and found that Hill City was operating video gaming poker devices without a valid and current ATC permit, in violation of Louisiana gaming law.

6. Hill City failed to renew its ATC permit until July 9, 2013.

7. Hill City did not possess a valid and current ATC permit from May 1, 2013, until July 9, 2013, in violation of Louisiana gaming law.

TERMS AND CONDITIONS

1. In lieu of administrative action, Hill City will pay a penalty of THREE THOUSAND AND NO/100 (\$3,000.00) DOLLARS for its violations of La. R.S. 27:402(10), La. R.S. 27:412(A)(1), (2), and (3), La. R.S. 27:412(B)(2), La. R.S. 27:416(B), La. R.S. 27:427(B)(1)(c), LAC 42:XI.2405(B)(1)(a), LAC 42:XI.2417(A)(1), LAC 42:XI.2417(B)(2)(d), LAC 42:XI.2417(B)(4), and LAC 42:XI.2417(C)(1)(c).

2. The Division hereby agrees that payment of a penalty of THREE THOUSAND AND NO/100 (\$3,000.00) DOLLARS shall be in full and final settlement of all matters set forth in the *Notice of Recommendation of Revocation, Order of Immediate Emergency Suspension, and Notice of Hearing* for Hill City's violations of La. R.S. 27:402(10), La. R.S. 27:412(A)(1), (2), and (3), La. R.S. 27:412(B)(2), La. R.S. 27:416(B), La. R.S. 27:427(B)(1)(c), LAC 42:XI.2405(B)(1)(a), LAC 42:XI.2417(A)(1), LAC 42:XI.2417(B)(2)(d), LAC 42:XI.2417(B)(4), and LAC 42:XI.2417(C)(1)(c).

3. The Division reserves the right to take into consideration these admitted violations in connection with any future investigation, violation or assessment of penalty and in connection with any future assessments of Hill City'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 Hill City, 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 the Hearing Officer approves this proposed settlement, 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.

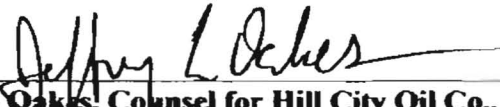
7. If approved, Hill City agrees to make full payment of the civil penalty within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board. Hill City agrees that failure to meet this requirement shall result in immediate suspension of the video

draw poker license without the necessity of any further administrative action until the penalty is paid in full.

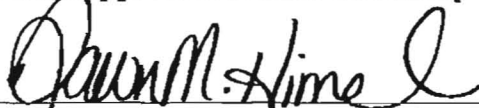
I have read this entire Compromise and Settlement Agreement and agree to all stipulations and terms and conditions hereof.



**Hebert Stathes, President and 100% Shareholder of and
on behalf of Hill City Oil Co., Inc. of Mississippi d/b/a
Jubilee Truckstop Casino**



**Jeffrey L. Oakes, Counsel for Hill City Oil Co., Inc. of
Mississippi d/b/a Jubilee Truckstop Casino**



**Dawn M. Himel, AAG, on behalf of the
State of Louisiana, Department of Public Safety &
Corrections, Office of State Police**

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RE: **HILL CITY OIL COMPANY, INC. OF MISSISSIPPI** LIC. NO.: 4700512626
D/B/A JUBILEE TRUCKSTOP CASINO

ORDER

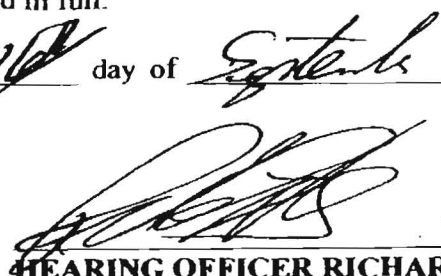
BE IT REMEMBERED that on the 16th day of September, 2013, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared by and through their respective attorneys of record or authorized person, and the Hearing Officer having considered 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 Hill City must pay a total penalty of **THREE THOUSAND AND NO/100 DOLLARS (\$3,000.00)** 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 permit without the necessity of any further administrative action until the penalty is paid in full.

SIGNED AND ENTERED this 16th day of September, 2013, in Baton

LOUISIANA GAMING CONTROL BOARD
115 BEECHWOOD DRIVE, SUITE 100
BATON ROUGE, LOUISIANA 70801

September 16th 2013
Richard Reynolds
Administrative Hearing Officer


HEARING OFFICER RICHARD REYNOLDS

LOUISIANA GAMING CONTROL BOARD
BATON ROUGE, LA 9-16-13

Deed Dany
BY: CLERK

CC: Jeffrey L. Dukes
Hebert E. Statters
Dawn Ethel
Sgt. Ronald Subotay