



*State of Louisiana*  
*Gaming Control Board*

JOHN BEL EDWARDS  
GOVERNOR

RONNIE JONES  
CHAIRMAN

**IN RE: MALLET ENTERPRISES, INC. D/B/A  
ENCORE NITE CLUB  
NO. 3601116921**

**ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of June 20, 2016. The Hearing Officer's order dated May 24, 2016, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Revocation", by and between Mallet Enterprises, Inc. d/b/a Encore Nite Club, No. 3601116921, 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 *20<sup>th</sup>* day of *June, 2016*.

**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 *20<sup>th</sup>* DAY  
OF *June*, 20*16*.

  
\_\_\_\_\_  
**APPEAL DOCKET CLERK**

LGCB-3893-16-B

**RECEIVED**

By Geralyn at 11:35 am, May 24, 2016

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

**RECEIVED**

MAY 24 2016

LGCB  
ADMINISTRATIVE HEARING OFFICE

RE: MALLET ENTERPRISES, INC.  
D/B/A ENCORE NITE CLUB

LIC. NO.: 3601116921

JOINT MOTION FOR APPROVAL OF COMPROMISE AND  
SETTLEMENT AGREEMENT

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

NOW COMES the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Mallet Enterprises, Inc. d/b/a Encore Nite Club (hereinafter, "Encore"), 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 Encore are desirous of 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.

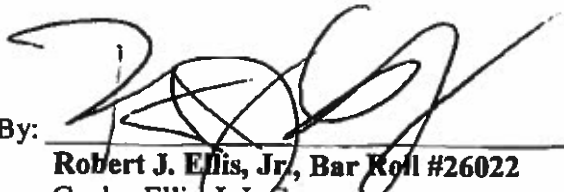
TRUE COPY

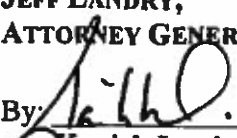
*Aray Johnson*  
Representative

Louisiana Gaming Control Board

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

Respectfully Submitted,

By:   
**Robert J. Ellis, Jr., Bar Roll #26022**  
Canlas Ellis L.L.C.  
650 Poydras Street, Suite 2615  
New Orleans, Louisiana 70130  
Telephone: (504) 233-3711  
Facsimile: (866) 495-1632  
*Counsel for and on behalf of Mallet Enterprises, Inc. d/b/a Encore Nite Club*

**JEFF LANDRY,**  
**ATTORNEY GENERAL**  
By:   
**Kanick Lewis, Jr., Bar Roll #32890**  
Assistant Attorney General  
1885 North Third Street, 5<sup>th</sup> 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: MALLET ENTERPRISES, INC.  
D/B/A ENCORE NITE CLUB**

**LIC. NO.: 3601116921**

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Mallet Enterprises, Inc. d/b/a Encore Nite Club (hereinafter, "Encore") do hereby represent and agree as follows:

**WHEREAS**, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Revocation to Encore, which Notice contains allegations of certain violations of Louisiana Gaming Control Law; and

**WHEREAS**, the issues raised by the said Notice of Recommendation of Revocation has been set for hearing before the Louisiana Gaming Control Board Administrative Hearing Office; and

**WHEREAS**, the Division and Encore are desirous of fully and finally settling all issues and disputes arising out of and in connection with the said Notice of Recommendation of Revocation;

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

**STIPULATIONS**

1. Encore is a Type 1 licensed establishment located at 3940 Tulane Avenue, New Orleans, Louisiana 70119.
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2. On or about February 2, 2015, the Division mailed a Video Gaming Advisory Notice informing that the Licensee's completed Annual Licensee Form, annual fee and supporting documents must be submitted by July 1, 2015.

3. Encore did not timely submit the Annual Licensee Form, annual fee and supporting documents, which is a violation of Louisiana Gaming law.

4. Encore stipulates that it did not submit the Annual Licensee Form, annual fee and supporting documents until March 14, 2016.

5. Encore is now in compliance with the requirement of LAC 42:XI.2405(B)(4)(a) and (b).

#### **TERMS AND CONDITIONS**

1. In lieu of revocation of its Gaming License, Encore will pay a civil penalty of **ONE THOUSAND FIVE HUNDRED AND NO/100 (\$1,500.00) DOLLARS** for the violation of LAC 42:XI.2405(B)(4)(a) and (b).

2. The Division hereby agrees to accept Encore's payment of the above stated penalty in full and final settlement of the Notice of Recommendation of Revocation for Encore's violation of LAC 42:XI.2405(B)(4)(a) and (b).

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 Encore's suitability.

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

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A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE

BATON ROUGE, LA 05/24/2016

*[Signature]*

DOCKET CLERK/ADMINISTRATIVE HEARING OFFICE

STATE OF LOUISIANA

LOUISIANA GAMING CONTROL BOARD

ADMINISTRATIVE HEARING OFFICE

RE: MALLET ENTERPRISES, INC.  
D/B/A ENCORE NITE CLUB

LIC. NO.: 3601116921

ORDER

BE IT REMEMBERED that on the 24<sup>th</sup> day of May, 2016, 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 Mallet Enterprises, Inc. d/b/a Encore Nite Club must pay **ONE THOUSAND FIVE HUNDRED AND NO/100 (\$1,500.00) 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 24<sup>th</sup> day of May, 2016, 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 24<sup>th</sup> DAY

OF May 2016.

*[Signature]*

DOCKET CLERK, ADMIN. HEARING OFFICE

*[Signature]*

RICHARD L. REYNOLDS  
HEARING OFFICER

cc: Robert Ellis, Jr., Atty; Kanick Lewis, Jr.; Sgt. Lionell Sibley