



State of Louisiana
Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

HILLARY J. CRAIN
CHAIRMAN

**IN RE: GRILL ON THE GREEN, INC. D/B/A
GRILL ON THE GREEN
NO. VP5501210808**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of February 17, 2004. The Hearing Officer's order dated January 13, 2004, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Revocation or Suspension," by and between Grill on the Green, Inc. d/b/a Grill on the Green, No. VP2201210808, and the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division, which is attached hereto and incorporated herein, is **APPROVED**.

THUS DONE AND SIGNED on this the 17th day of February, 2004.

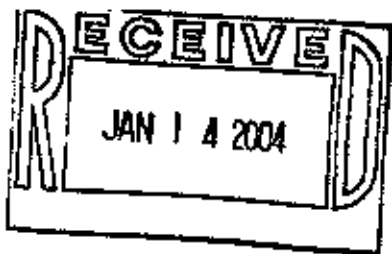
LOUISIANA GAMING CONTROL BOARD

BY: _____

HILLARY J. CRAIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 17th DAY
OF February, 2004
APPEAL DOCKET CLERK

[Signature]



STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: GRILL ON THE GREEN, INC.
d/b/a GRILL ON THE GREEN

CASE NO. 5501210808

JOINT MOTION FOR ENTRY OF STIPULATIONS AND
APPROVAL OF PROPOSED SETTLEMENT

ON THE JOINT MOTION OF:

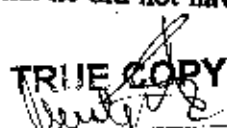
1. The Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division (hereinafter, "Division"), and
2. Grill on the Green, Inc. d/b/a Grill on the Green, License No. 5501210808 (hereinafter, "licensee"),

who respectfully represent the following:

WHEREAS:

1. In November 2001, the licensee submitted an application to the Division for approval of Angie L. Gamberella as a designated representative and manager;
2. On February 22, 2002, the Division issued a letter notifying the licensee that Ms. Gamberella was precluded from participating in the video gaming industry;
3. The licensee received this notification letter on February 27, 2002, however, the letter was signed for by an unknown person, as the signature of the licensee's 100% owner, Massimo Raffignone, was forged on the certified return receipt card;
4. The letter was placed with other notifications within the establishment unbeknownst to Mr. Raffignone;
5. On June 24, 2003, during the course of a routine inspection by the Division, the investigating officer was greeted by Ms. Gamberella, who identified herself as manager and subsequently retrieved a binder containing the video gaming rules and regulations as well as the letter from the Division concerning her unsuitability;
6. Upon the discovery of the letter, the investigating officer contacted Mr. Raffignone, who advised the investigating officer that he did not have knowledge

TRUE COPY


Representative

Louisiana Gaming Control Board

of the Division's finding, and that the licensee's mail was sent directly to the licensed establishment;

7. On June 24, 2003, Mr. Raffignone demoted Ms. Gamberella to the position of a waitress, removing her from any managerial responsibilities. Ms. Gamberella continued to work for the licensee until July 18, 2003, when she resigned;
8. Pursuant to this information, the Louisiana Gaming Control Board issued a Notice of Recommendation of Revocation or Suspension to the licensee on or about October 14, 2003; and
9. This matter has been scheduled for hearing on January 13, 2004, at 9:30 a.m. before the Honorable Joseph E. Anzalone, Jr.,

NOW THEREFORE, in consideration of the foregoing stipulations, the Division and the Licensee hereby propose the following settlement, that:

1. The Licensee acknowledges that it was in violation of LAC 42:XL2417(B)(1) and LAC 42:XL2417(B)(2)(a), in that it employed as a designated representative/manager a person whom the Division had declared unsuitable;
2. The Licensee has instituted new procedural policies to ensure that correspondence is received by the person to whom it is addressed;
3. In lieu of revocation or suspension of the Licensee's video gaming license, the Licensee shall pay a civil penalty in the amount of **SIX HUNDRED-SEVENTY-FIVE DOLLARS AND SIXTY-FIVE CENTS (\$675.65)**, which represents the licensee's share of five (5) days of video gaming revenue;
4. The Division hereby agrees to accept the Licensee's payment of the above stated penalty in full and final settlement of the Notice of Recommendation of Revocation or Suspension;
5. The Division reserves the right to take into consideration these violations in connection with any future violation;
6. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
7. This settlement constitutes the entire agreement between the Division and Grill on the Green, Inc. d/b/a Grill on the Green pertaining to the subject matter contained therein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;

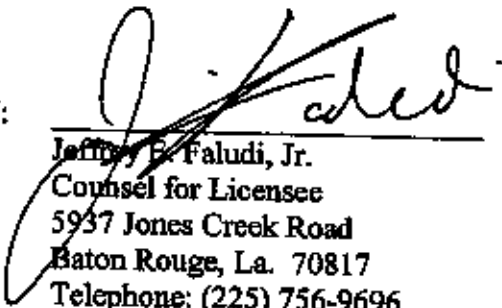
8. This settlement is subject to approval by the Hearing Officer of the Louisiana Gaming Control Board; it is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not executory and will be submitted to the Board for its determination as to whether the matter should be heard by the Hearing Officer; if approved, however, payment of the above penalties must be submitted to the Division within fifteen (15) days of approval of this settlement by the Board; the failure to submit the civil penalty within fifteen (15) days of approval by the Board shall result in the video gaming license of the licensee being suspended and its gaming devices being disabled; and
9. The Division and the licensee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

Respectfully submitted:


GRILL ON THE GREEN
d/b/a **GRILL ON THE GREEN**

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