



State of Louisiana

Gaming Control Board

M. J. "MIKE" FOSTER, JR.  
GOVERNOR

HILLARY J. CRAIN  
CHAIRMAN

**IN RE: POLITO'S BAR AND CAFÉ, L.L.C.  
NO. VP5104212637**

**ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of January 21, 2003. The Hearing Officer's order dated January 15, 2003, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Violation and Hearing," by and between Polito's Bar and Café, L.L.C., No.VP5104212637, 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 23<sup>rd</sup> day of January, 2003.

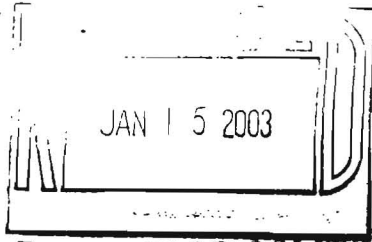
LOUISIANA GAMING CONTROL BOARD

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 23<sup>rd</sup> DAY  
OF January 2003

APPEAL BOCKET CLERK  

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

IN RE: POLITO'S BAR AND CAFÉ, L.L.C.

CASE NO. 5104212637

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. Polito's Bar and Café, L.L.C., License No. 5104212637 (hereinafter "licensee"),

who respectfully represent the following:

**WHEREAS:**

1. On or about March 8, 2002, the Division mailed the annual form, which must be submitted annually by all licensees, to the licensee;
2. The licensee was mandated by La. R.S. 27:311(K)(4), LAC 42:XI.2405(B)(4) and (7) to submit the above annual form to the Division, along with all appropriate fees and current tax clearance certificates, on or before July 1, 2002;
3. The licensee failed to submit the required state tax clearance certificate by July 1<sup>st</sup>, though it subsequently filed the same with the Division on or about October 22, 2002;
4. Pursuant to this information, the Division issued a Notice of Violation and Hearing (Violation/Inspection Report #13948) to the licensee on or about September 24, 2002, alleging violations of LAC 42:XI.2405(B)(7);
5. This matter has been scheduled for hearing before the Honorable J. E. Anzalone, Jr.,

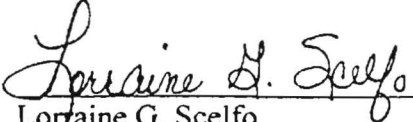
TRUE COPY  
  
Representative  
Louisiana Gaming Control

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

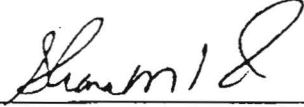
1. The licensee acknowledges that it was in violation of LAC 42:XI.2405(B)(7), in that it did not submit the state tax clearance to the Division by July 1, 2002;
2. In lieu of revocation or suspension of the licensee's video gaming license, the licensee shall pay a \$250.00 civil penalty;
3. The Division hereby agrees to accept the licensee's payment of the above stated penalty in full and final settlement of Violation/Inspection Report No. 13948;
4. The Division reserves the right to take into consideration these violations in connection with any future violation;
5. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
6. This settlement constitutes the entire agreement between the Division and Polito's Bar and Café, L.L.C. pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
7. 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 Polito's Bar and Café, L.L.C. being suspended and its gaming devices being disabled; and
8. 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,

**POLITO'S BAR AND CAFÉ. L.L.C.**  
VG# 5104212637

BY:   
Lorraine G. Scelfo  
Owner  
PO Box 758  
Franklin, Louisiana 70538  
Telephone: (337) 828-0242

**RICHARD P. IEYOUB**  
**ATTORNEY GENERAL**

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STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

IN RE: POLITO'S BAR AND CAFÉ, L.L.C.

CASE NO. 5104212637

ORDER

Considering the foregoing Joint Motion For Entry of Stipulations and Approval of Proposed Settlement, IT IS HEREBY ORDERED that such proposed settlement be approved, to wit:

1. Polito's Bar and Café, L.L.C. acknowledges that it was in violation of LAC 42:XI.2405(B)(7), in that it did not submit state tax clearances to the Division by July 1, 2002;
2. Polito's Bar and Café, L.L.C. shall pay a civil penalty in the amount of \$250.00;
3. payment of the above penalty shall be submitted to the Division within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board; and
4. the failure to submit the above penalty within fifteen (15) days of approval of this settlement by the Board shall result in the video gaming license of Polito's Bar and Café, L.L.C. being suspended and its gaming devices being disabled.

THUS DONE AND SIGNED this 15 day of Jan,  
2003 in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 15th DAY  
OF January 2003  
Aleta Hayes  
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Lorraine Scelfo  
Shana Broussard, Esq.  
Sabrina Ballard

J. E. Anzalone, Jr.  
Hearing Officer

A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 1/15/03

Aleta Hayes  
BY: CLERK

STATE OF LOUISIANA  
PARISH OF \_\_\_\_\_

**AFFIDAVIT**

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified within and for the State and Parish aforesaid, PERSONALLY CAME AND APPEARED:

**LORRAINE G. SCELFO,**

who, after first being duly sworn, declared and acknowledged to me, Notary, under oath:

that affiant is the owner of Polito's Bar and Café, L.L.C., which is located at 710 Main St., Franklin, Louisiana 70538;

that Polito's Bar and Café, L.L.C., received a Notice of Violation and Hearing (Violation/Inspection Report No. 13948) from the Louisiana Gaming Control Board, citing violations of LAC 42:XI.2405(B)(7);

that in the interest of settling this matter, affiant has willfully entered into a Joint Motion for Entry of Stipulations and Approval of Proposed Settlement with the Division, via the Attorney General's Office; and

that affiant signed the above-cited motion of his own volition, without duress or coercion.

THUS DONE AND PASSED in Franklin, Louisiana, on this 11 day of December, 2003.

Lorraine G. Scelfo  
Lorraine G. Scelfo, Affiant

Chuck D. Austin  
Notary Public  
My commission expires death.