



State of Louisiana
Gaming Control Board

JOHN BEL EDWARDS
GOVERNOR

RONNIE JONES
CHAIRMAN

**IN RE: B & D OF MARRERO, LLC
D/B/A BUDDY'S LOUNGE
NO. 2600116007**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of January 17, 2019. The Hearing Officer's order dated January 3, 2019, 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 B & D of Marrero, LLC d/b/a Buddy's Lounge, No. 2600116007, 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 17th day of *January, 2019*.

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 18th DAY

OF January, 20 19



APPEAL DOCKET CLERK

LGCB-4956-19-B

RECEIVED

By NB Thurman at 11:25 am, Jan 04, 2019

RECEIVED

JAN 03 2019

LA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RE: B & D OF MARRERO, LLC
D/B/A BUDDY'S LOUNGE

CASE NO.: 2600116007

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 B & D of Marrero, LLC d/b/a Buddy's Lounge (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.

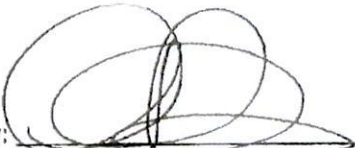
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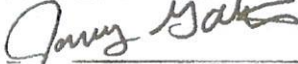
A true and correct copy of the proposed Compromise and Settlement Agreement is attached hereto as Exhibit "A" and incorporated by reference for all purposes.

Mary A. Gonzalez
Louisiana 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,

By: 
Allison U. Rovira, La. Bar Roll# 27634
Attorney At Law
730 North Street
Post Office Box 1511
Baton Rouge, Louisiana 70821
Telephone: (225) 381-0019
Facsimile: (225) 381-0178
Counsel for and on behalf of
B & D of Marrero, LLC
d/b/a Buddy's Lounge

JEFF LANDRY
ATTORNEY GENERAL
By: 
Jeremy Gathe, La. Bar Roll# 34557
Assistant Attorney General
1885 North Third Street, 5th Floor
Baton Rouge, Louisiana 70802
Telephone: (225) 326-6516
Facsimile: (225) 326-6599
Counsel for and on behalf of the Office
of State Police

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

**RE: B & D OF MARRERO, LLC
D/B/A BUDDY'S LOUNGE**

CASE NO.: 2600116007

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and B & D of Marrero, LLC d/b/a Buddy's Lounge (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.

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. Licensee is a Type 1 licensed establishment located at 846 Garden Road, Marrero, Louisiana, 70072.

2. On July 2, 2018, the Division received an Annual Licensee Form and a Record Update Form from Licensee.

3. Licensee stated on the Record Update Form that Delores C. McGee held 100% ownership interest in Licensee.

4. The Division's records indicated that the ownership of Licensee was equally divided between Willie McGee, Jr. (50% membership interest) and Delores C. McGee (50% membership interest).

5. After further investigation, the Division discovered that Willie McGee, Jr. died on February 6, 2017.

6. Pursuant to Mr. McGee's last will and testament, full ownership of all of his property, including his ownership in Licensee, was bequeathed to his spouse, Delores C. McGee.

7. As a result of his death, Delores C. McGee acquired full ownership in Licensee.

8. Licensee failed to notify the Division within ten calendar days of Mr. McGee's death, in violation of LAC 42:XI.2417(B)(4).

TERMS AND CONDITIONS

1. In lieu of administrative action, Licensee will pay a penalty of **FIVE HUNDRED and NO/100 (\$500.00) DOLLARS** for its violation of LAC 42:XI.2417(B)(4).

2. The Division hereby agrees that payment of a total penalty of **FIVE HUNDRED and NO/100 (\$500.00) 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.

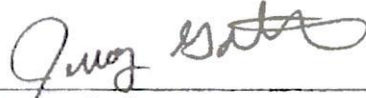
6. This Compromise and Settlement Agreement is subject to approval by the Hearing Officer and the Louisiana Gaming Control Board. It is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not thereby executory, but will be submitted to the Louisiana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



Allison U. Rovira,
*Counsel for and on behalf of
B & D of Marrero, LLC
d/b/a Buddy's Lounge*



Jeremy Gathe,
*Counsel for and on behalf of
the Office of State Police*

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RE: B & D OF MARRERO, LLC
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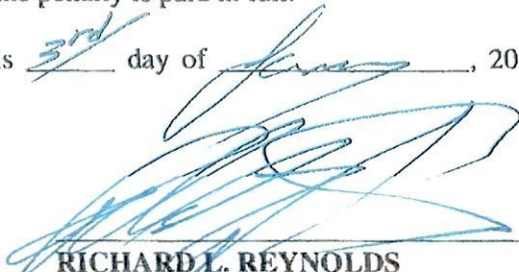
ORDER

BE IT REMEMBERED that on the 3rd day of January, 2019, 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 B & D of Marrero, LLC d/b/a Buddy's Lounge must pay **FIVE HUNDRED AND NO/100 (\$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 3rd day of January, 2019, 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 3 DAY OF January, 2019.
Ebony Buttske


RICHARD L. REYNOLDS
HEARING OFFICER

ATRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 1/3/19

Ebony Buttske
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

DOCKET CLERK, ADMIN. HEARING OFFICE
cc: B & D of marrero, LLC D/B/A Buddy's Lounge
Jeremy Gathe
Sgt. Eddie Daigle