



*State of Louisiana*  
*Gaming Control Board*

*BOBBY JINDAL*  
GOVERNOR

*DANE K. MORGAN*  
CHAIRMAN

**IN RE: HADIR NAOUM D/B/A  
CRYSTAL PLAZA DAIQUIRI  
NO. 3601116236**


**ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of February 16, 2012. The Hearing Officer's order dated January 25, 2012, 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 Hadir Naoum d/b/a Crystal Plaza Daiquiri, No. 3601116236, 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 16<sup>th</sup> day of February, 2012.**

**LOUISIANA GAMING CONTROL BOARD**

BY:   
**DANE K. MORGAN, CHAIRMAN**

**LOUISIANA GAMING CONTROL BOARD**  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 16<sup>th</sup> DAY  
OF February, 2012  
APPEAL DOCKET CLERK  


LGCB-1260-12-B

**RECEIVED**

By Geralyn Coleman at 3:09 pm, Jan 25, 2012

STATE OF LOUISIANA

LOUISIANA GAMING CONTROL BOARD

ADMINISTRATIVE HEARING OFFICE

**RECEIVED**

• JAN 19 2012

LGCB  
ADMINISTRATIVE HEARING OFFICE

IN RE: HADIR NAOUM D/B/A  
CRYSTAL PLAZA DAIQUIRI

CASE NO.: 3601116236

**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 Hadir Naoum d/b/a Crystal Plaza Daiquiri (hereinafter, "Crystal Plaza"), 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 Crystal Plaza 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.

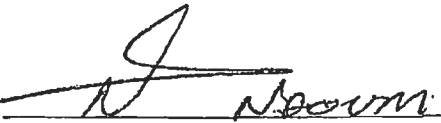
2.

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  
  
Representative  
Louisiana Gaming Control Board

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

Respectfully Submitted,

By: 

**Hadir Naoum**

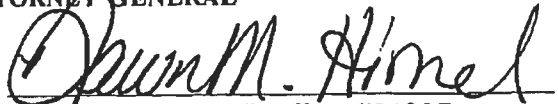
Physical: 5741 Crowder Boulevard, A1  
New Orleans, Louisiana 70127

Mailing: 4217 Avron Boulevard  
Metairie, Louisiana 70006

Telephone: (504) 301-3166

***Owner and Authorized Representative for  
Hadir Naoum d/b/a Crystal Plaza Daiquiri***

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

By: 

**Dawn M. Himel, LA Bar #31007**

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**

**IN RE: HADIR NAOUM D/B/A**  
**CRYSTAL PLAZA DAIQUIRI**

**CASE NO.: 3601116236**

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Hadir Naoum d/b/a Crystal Plaza Daiquiri (hereinafter, "Crystal Plaza") do hereby represent and agree as follows:

**WHEREAS**, the Louisiana Gaming Control Board has sent a Notice of Recommendation of Administrative Action to Crystal Plaza, which Notice contains allegations of certain violations of Louisiana Gaming Control Law; and

**WHEREAS**, the issues raised by the said Notice of Recommendation of Administrative Action are set for hearing before the Louisiana Gaming Control Board Administrative Hearing Office on January 25, 2012; and

**WHEREAS**, the Division and Crystal Plaza are desirous of fully and finally compromising and settling all issues and disputes arising out of and in connection with the said Notice of Recommendation of Administrative Action;

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

## STIPULATIONS

1. Crystal Plaza is a Type 1 (bar/tavern) video gaming licensee located at 5741 Crowder Boulevard, A1, New Orleans, Louisiana 70127.
2. Crystal Plaza's license expires on June 30, 2015.
3. On January 5, 2011, the Division mailed a Video Gaming Advisory Notice to Crystal Plaza informing it to submit their completed Annual Licensee Form with appropriate fee and all required documents no later than July 1, 2011.
4. The Division mailed, by certified mail, a Final Notice dated September 8, 2011, requesting Crystal Plaza to submit a completed Annual Licensee Form, \$200.00 annual fee, completed Record Update Form, Local Sales Tax Clearance Certificate,<sup>1</sup> State Sales Tax Clearance Certificate,<sup>2</sup> and current copy of its state ATC permit<sup>3</sup> within ten (10) days from receipt of the letter. The United States Postal Service's Track and Confirm website indicates the certified mail was delivered in Metairie, Louisiana on September 21, 2011.
5. Crystal Plaza was required to submit the above-listed documents and annual fee to the Division no later than July 1, 2011. On September 22, 2011, the Division received the above-listed documents and annual fee from Crystal Plaza.
6. As shown above, Crystal Plaza failed to timely submit the above-listed documents and annual fee, in violation of **La. R.S. 27:311(K)(4)(a) and (d)**, **LAC 42:XI.2405(B)(4)(a) and (b)**, and **LAC 42:XI.2417(C)(1)(i)**.

## TERMS AND CONDITIONS

1. In lieu of Administrative Action of its Gaming License, Crystal Plaza will pay a civil penalty of SEVEN HUNDRED FIFTY AND NO/100 (\$750.00) DOLLARS for its

---

<sup>1</sup> Attached hereto as Exhibit 1

<sup>2</sup> Attached hereto as Exhibit 2

<sup>3</sup> Attached hereto as Exhibit 3

violations of La. R.S. 27:311(K)(4)(a) and (d), LAC 42:XI.2405(B)(4)(a) and (b), and LAC 42:XI.2417(C)(1)(i).

2. The Division hereby agrees that payment of a civil penalty of SEVEN HUNDRED FIFTY AND NO/100 (\$750.00) DOLLARS shall be in full and final settlement of all matters set forth in the Notice of Recommendation of Administrative Action for Crystal Plaza's violations of La. R.S. 27:311(K)(4)(a) and (d), LAC 42:XI.2405(B)(4)(a) and (b), and LAC 42:XI.2417(C)(1)(i).

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 Crystal Plaza's suitability.

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

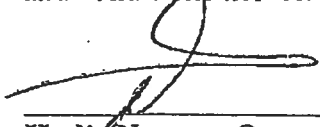
5. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and Crystal Plaza, pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations, and understandings of the parties.

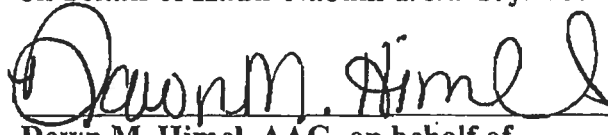
6. This Compromise and Settlement Agreement is subject to approval by the Hearing Officer and the Louisiana Gaming Control Board. It is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not thereby executory, but will be submitted to the Louisiana 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, Crystal Plaza agrees to make full payment of the civil penalty to the Division within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control

Board. Crystal Plaza 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 Settlement Agreement and agree to all stipulations and terms and conditions hereof.

  
\_\_\_\_\_  
**Hadir Naoum, Owner, Authorized Representative of, and  
on behalf of Hadir Naoum d/b/a Crystal Plaza Daiquiri**

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

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

IN RE: HADIR NAOUM D/B/A  
CRYSTAL PLAZA DAIQUIRI

CASE NO.: 3601116236

ORDER

BE IT REMEMBERED that on the 25<sup>th</sup> day of January, 2012, 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 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 Hadir Naoum d/b/a Crystal Plaza Daiquiri must pay SEVEN HUNDRED FIFTY AND NO/100 (\$750.00) 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 25<sup>th</sup> day of January, 2012, in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
TRUE COPY OF THIS ORDER WAS SERVED ON

*[Handwritten signatures and notes]*  
cc: Hadir Naoum  
Dawn Daniel  
Sgt. Lonell Subley

*[Signature]*  
WILLIAM H. BROWN  
HEARING OFFICER

A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 01-25-12  
*[Signature]*  
BY: CLERK



CITY OF NEW ORLEANS  
DEPARTMENT OF FINANCE/BUREAU OF REVENUE  
TAX CLEARANCE CERTIFICATE

FOR VIDEO POKER

In accordance with Section 10-119 of the Code of the City of New Orleans, no alcoholic beverage permits will be issued if there are any delinquent taxes arising from the operation of the business.

This certificate acknowledges that all taxes are current for the City of New Orleans. This certificate must be filed with the State Police Gaming Board.

DATE: 9/8/2011

STATE SALES TAX#

BUSINESS NAME  
OWNER'S NAME  
ACCT. NO.  
BUSINESS ADDRESS  
MAILING ADDRESS

CRYSTAL PLAZA DAIQURIS  
NAOUM HADIR THOMAS  
102701020 0108 1126 11  
5741 CROWDER BLVD A1  
5741 CROWDER BLVD A1  
New Orleans, LA 70128-

This Clearance covers:

Sales Taxes for the period  
Occupational License Tax for the period

I hereby certify that the above taxpayer has met all City of New Orleans tax obligations and is current. This search is of unaudited records.

*S. Williams*

BUREAU OF REVENUE REPRESENTATIVE

CITY OF NEW ORLEANS SEAL

EXHIBIT



L0922682176

September 7, 2011

HADIR NAOUM  
CRYSTAL PLAZA DAIQUIRIS  
4217 MYRON BLVD  
METairie LA 70006-2103

**State Tax Clearance Certificate  
for Video Poker to the  
State Police Video Gaming Division**

Section 42:2405 (1) (b) of the State Police Video Gaming Division requires that an applicant for an original or renewal license not be delinquent in the filing of any tax return or payment of any sales or use taxes, including interest or penalties. Failure to timely file and pay the amounts due, except those under dispute shall be grounds for revocation, suspension, or conditional restriction of the license.

This document certifies that you are current in the payment and filing of sales taxes and the filing of all other appropriate taxes. This State Tax Clearance Certificate must be attached to your Video Gaming original or renewal application and submitted to the Louisiana State Police Video Gaming Division.

~~This Tax Clearance Certificate does not certify that the tax filings are correct.~~

Date:

September 7, 2011

Department of Revenue Account Number:

2473825-001

Federal Identification Number:

Video License Number:

Trade Name:

CRYSTAL PLAZA DAIQUIRIS

Location Address:

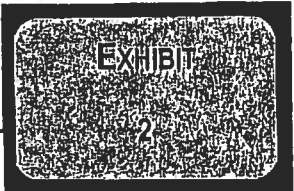
5741 CROWDER BLVD, STE A1  
NEW ORLEANS, LA 70127-2493

I hereby certify that the above listed taxpayer is current in filing and paying all required Louisiana taxes administered by the Louisiana Department of Revenue.

Signature

Title

617 North Third Street  
Post Office Box 201  
Baton Rouge, Louisiana 70821-0201  
(225) 219-5511 • (225) 231-6206 Fax  
(225) 219-2114 TDD • <<www.revenue.louisiana.gov>>



253715  
This permit is not transferable  
Permit must be publicly displayed

# BL

State of Louisiana  
Department of Revenue  
Office of Alcohol and Tobacco Control

\$70.00 - B \$200.00 - L \$0.00 - LW \$50.00 - RV  
CLASS A GENERAL BEER AND LIQUOR

TO SELL OFFER FOR SALE, HANDLE OR DISTRIBUTE  
AT RETAIL BEVERAGES OF LOW AND HIGH  
ALCOHOLIC CONTENT SUBJECT TO STATE AND  
LOCAL LAW

EXPIRES 05/31/2012

Permit Number 3600111687	Fee \$37.50	Issue Date 05/01/2011
5741 CROWDER BLVD A1 NEW ORLEANS LA 70127 Business Location		INSIDE

HADIR NAOUM  
CRYSTAL PLAZA DAIQUIRI  
4217 AVRON BLVD  
METAIRIE LA 70006

Troy Hebert, Commissioner

TAXPAYER COPY

This license must be returned to the Office of Alcohol and Tobacco Control or surrendered to an agent of the  
Commissioner within five (5) days of closure, when the business ownership is transferred, the business is  
closed, or the license is no longer valid. License # 3600111687

