



*State of Louisiana*  
*Gaming Control Board*

*BOBBY JINDAL*  
GOVERNOR

*RONNIE JONES*  
CHAIRMAN

**IN RE: HANK'S RESTAURANT & LOUNGE, INC.  
D/B/A HANK'S RESTAURANT & LOUNGE  
NO. 3601112906**

**ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of September 19, 2013. The Hearing Officer's order dated August 26, 2013, 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 Hank's Restaurant & Lounge, Inc., d/b/a Hank's Restaurant & Lounge, No. 3601112906, and the State of Louisiana, Department of Public Safety and Corrections, Office of State Police, which is attached hereto and incorporated herein, is **APPROVED**.

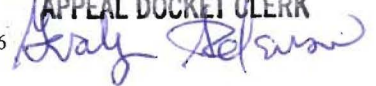
**THUS DONE AND SIGNED on this the 19<sup>th</sup> day of September, 2013.**

**LOUISIANA GAMING CONTROL BOARD**

BY:

  
\_\_\_\_\_  
**RONNIE JONES, CHAIRMAN**

LGCB-2369-13-B

**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 September, 2013  
APPEAL DOCKET CLERK  


**RECEIVED**

By Geralyn Coleman at 11:33 am, Aug 27, 2013

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

**RECEIVED**

AUG 19 2013

LGCB  
ADMINISTRATIVE HEARING OFFICE

**RE: HANK'S RESTAURANT & LOUNGE, INC.  
D/B/A HANK'S RESTAURANT & LOUNGE**

**LIC. NO.: 3601112906**

**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 Hank's Restaurant & Lounge, Inc. d/b/a Hank's Restaurant & Lounge (hereinafter, "Hank's"), 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 Hank's 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.

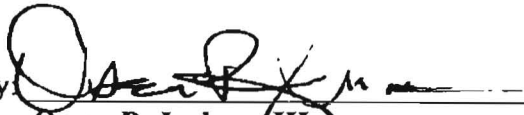
2.

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 Hank's respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,

By:   
**Oscar P. Jackson III**  
1443 N. Robertson Street  
New Orleans, Louisiana 70116  
Telephone: (504) 339-3665  
*President of and 100% Shareholder in  
Hank's Restaurant & Lounge, Inc. d/b/a  
Hank's Restaurant & Lounge*

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

By:   
**Dawn M. Himel, Bar Roll #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**

**RE: HANK'S RESTAURANT & LOUNGE, INC.**  
**D/B/A HANK'S RESTAURANT & LOUNGE**

**LIC. NO.: 3601112906**

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Hank's Restaurant & Lounge, Inc. d/b/a Hank's Restaurant & Lounge (hereinafter, "Hank's"), do hereby represent and agree as follows:

**WHEREAS**, the Louisiana Gaming Control Board has sent a Notice of Recommendation of Administrative Action to Hank's, 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 on August 19, 2013; and

**WHEREAS**, the Division and Hank's 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**

I. According to the Louisiana Secretary of State, Hank's was not in good standing for failing to file its annual report. Hank's filed its Annual Report and received good standing on June 5, 2013. Hank's was not in good standing with the Louisiana Secretary of State from at least January 3, 2013, until June 5, 2013, in violation of Louisiana Gaming Law.

2. Hank's was delinquent in the payment and/or filing of its state sales taxes and/or returns with the Louisiana Department of Revenue for the months of December 2012 through April 2013, in violation of Louisiana Gaming Law. Hank's remedied its delinquent state sales taxes and received clearances on June 5, 2013, and was issued a Sales Tax Registration Certificate on June 10, 2013.

3. Hank's state Alcohol and Tobacco Control Class A General Beer and Liquor permit (#360000007910) and state Tobacco Retail Dealer permit (#360050007747) both expired on May 31, 2013. Hank's renewed its permits on or about June 5, 2013. Hank's did not have current state Alcohol and Tobacco Control permits from June 1, 2013, until approximately June 5, 2013, in violation of Louisiana Gaming Law.

4. Hank's was delinquent in the payment and/or filing of its local sales taxes and fees for the months of January 2013 and February 2013, in violation of Louisiana Gaming Law. Hank's remedied its local sales tax delinquency and received a sales tax clearance on June 6, 2013.

5. Hank's Occupational License issued by the City of New Orleans (#208163) expired on December 31, 2012. Hank's renewed its Occupational License on June 6, 2013. Hank's did not have a current Occupational License from January 1, 2013, until June 6, 2013, in violation of Louisiana Gaming Law.

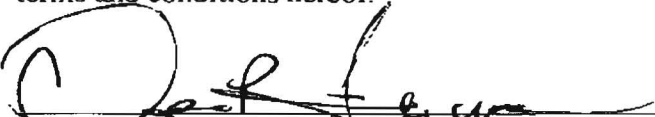
6. Hank's local Consumption on Premises Liquor Only permit (#46725) and local Consumption on Premises Beer and Wine Sales permit (#46726) both expired on May 31, 2012. Hank's paid the outstanding fees and renewed these permits on June 6, 2013. Hank's did not have current local alcohol permits from June 1, 2012, until June 6, 2013, in violation of Louisiana Gaming Law.

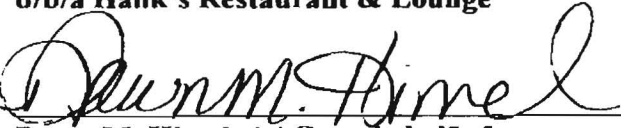
## **TERMS AND CONDITIONS**

1. In lieu of administrative action, Hank's will pay a penalty of TWO THOUSAND TWO HUNDRED FIFTY and 00/100 (\$2,250.00) DOLLARS for its violations of LAC 42:XI.2405(B)(1)(a), LAC 42:XI.2405(C)(1) and (2), and LAC 42:XI.2417(A)(1).
2. The Division hereby agrees that payment of a civil penalty of TWO THOUSAND TWO HUNDRED FIFTY and 00/100 (\$2,250.00) DOLLARS shall be in full and final settlement of all matters set forth in the Notice of Recommendation of Administrative Action for Hank's violations of LAC 42:XI.2405(B)(1)(a), LAC 42:XI.2405(C)(1) and (2), and LAC 42:XI.2417(A)(1).
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 Hank'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 Hank's, 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 the Hearing Officer approves this proposed settlement, 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, Hank's agrees to make full payment of the civil penalty within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board. Hank's agrees that failure to meet this requirement shall result in immediate suspension of the video draw poker license without the necessity of any further administrative action until 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.

  
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**Oscar P. Jackson III, President and 100% Shareholder,  
on behalf of Hank's Restaurant & Lounge, Inc.  
d/b/a Hank's Restaurant & Lounge**

  
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**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

RE: **HANK'S RESTAURANT & LOUNGE, INC.**  
**D/B/A HANK'S RESTAURANT & LOUNGE**

LIC. NO.: 3601112906

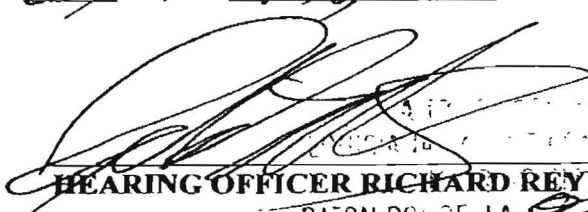
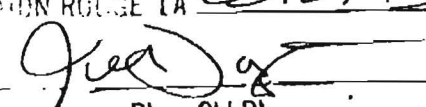
ORDER

BE IT REMEMBERED that on the 26<sup>th</sup> day of August, 2013, came on 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 authorized person, 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 Hank's must pay a total penalty of **TWO THOUSAND TWO HUNDRED FIFTY and 00/100 (\$2,250.00) 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 permit without the necessity of any further administrative action until the penalty is paid in full.

LOUISIANA GAMING CONTROL BOARD  
FILED IN THE OFFICE OF THE CLERK  
CORPORATE RECORDS DIVISION  
ALL DATES IN THIS ORDER SERVED ON  
OF August, Louisiana, 2013 DAY  
Joe Dominguez  
DIRECTOR, ADMINISTRATIVE HEARINGS DIVISION

cc: Oscar P. Jackson, III  
Dawn Horniel  
Sgt. Lonell Subg

SIGNED AND ENTERED this 26<sup>th</sup> day of August, 2013, in Baton Rouge, Louisiana.  
  
HEARING OFFICER RICHARD REYNOLDS  
BATON ROUGE, LA 8.27.13  
  
BY: CLERK