



State of Louisiana
Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

IN RE: L.S.M. GAMING, INC.
D/B/A L.S.M. GAMING
NO. 0904600049

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of August 21, 2007. The Hearing Officer's order dated July 16, 2007, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," No. 0904600049, by and between L.S.M. Gaming, Inc. d/b/a L.S.M. Gaming, 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 21st day of August, 2007.

LOUISIANA GAMING CONTROL BOARD

BY:


H. CHARLES GAUDIN, CHAIRMAN

HJC/gac

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 22nd DAY
OF August, 2007
APPEAL DOCKET CLERK


RECEIVED

JUL 16 2007

LGCB
ADMINISTRATIVE HEARING OFFICE

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: L.S.M. GAMING, INC.
D/B/A L.S.M. GAMING

LICENSE NO. 0904600049

JOINT MOTION FOR APPROVAL OF COMPROMISE AND
SETTLEMENT AGREEMENT

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

COME NOW the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and L.S.M. Gaming, Inc. d/b/a L.S.M. Gaming (hereinafter, "L.S.M. Gaming"), 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 L.S.M. Gaming 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

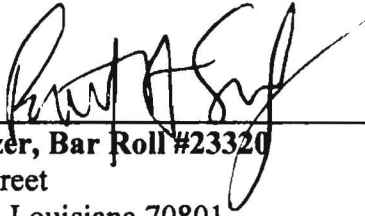
Representative
Louisiana Gaming Control Board

WHEREFORE, PREMISES CONSIDERED, the Division and L.S.M. Gaming respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

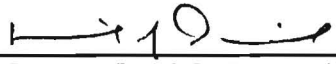
Respectfully submitted,

**CHARLES C. FOTI, JR.,
ATTORNEY GENERAL**

By: _____


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Baton Rouge, Louisiana 70801
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*Counsel for L.S.M. Gaming, Inc. d/b/a
L.S.M. Gaming*

By: _____


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Assistant Attorney General
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Counsel for the Office of State Police

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

**IN RE: L.S.M. GAMING, INC.
D/B/A L.S.M. GAMING**

LICENSE NO. 0904600049

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and L.S.M. Gaming, Inc. d/b/a L.S.M. Gaming (hereinafter, "L.S.M. Gaming") do hereby represent and agree as follows:

WHEREAS, the Division has issued a Notice of Administrative Action to L.S.M. Gaming alleging certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by the said Notice of Administrative Action are set for hearing on July 19, 2007, before the Louisiana Gaming Control Board Administrative Hearing Office; and

WHEREAS, the Division and L.S.M. Gaming are desirous of fully and finally compromising and settling all issues and disputes arising out of and in connection with the said Notice of Administrative Action;

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

STIPULATIONS

1. On September 30, 2006, L.S.M. Gaming entered into a Participation Agreement with Leon S. Miletello, Jr.

2. The Participation Agreement provided that L.S.M. Gaming transferred thirty-five percent of the net amount of its one half share of the net gaming proceeds of the video poker facility at Cajun Truck Plaza to Leon S. Miletello, Jr.

3. L.S.M. Gaming notified the Division of the Participation Agreement on February 12, 2007.

4. L.S.M. Gaming does admit it violated LAC 42:XI.2411(H)(2) and LAC 42:XI.2417(B)(4).

TERMS AND CONDITIONS

1. L.S.M. Gaming will pay a civil penalty of TWO THOUSAND, FIVE HUNDRED DOLLARS (\$2,500.00).

2. The Division hereby agrees to accept L.S.M. Gaming's payment of the above stated penalty in full and final settlement of Notice of Administrative Action.

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 L.S.M. Gaming's suitability.

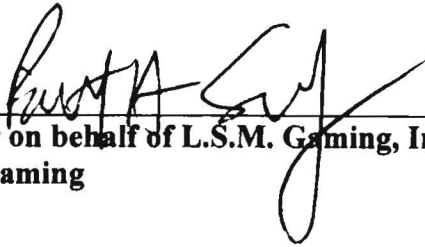
4. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

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

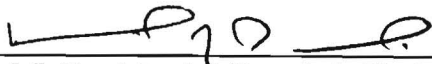
6. This Compromise and Settlement Agreement is subject to approval by the Hearing Officer and the Louisiana Gaming Control Board. It is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not thereby executory, but will be submitted to the Louisiana 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. Failure to pay the penalty within fifteen (15) days of approval of this settlement, and to comply with each term and condition listed herein, shall result in the immediate suspension of L.S.M. Gaming, Inc. d/b/a L.S.M. Gaming's license without the necessity of further administrative action, until such time as the penalty is paid in full and L.S.M. Gaming is in compliance with all terms and conditions.

I have read this entire Compromise Settlement Agreement and agree to all stipulations and terms and conditions hereof.



**Brett A. Sulzer on behalf of L.S.M. Gaming, Inc.
d/b/a L.S.M. Gaming**



**Michael J. Daniels, 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: L.S.M. GAMING, INC.
D/B/A L.S.M. GAMING

LICENSE NO. 0904600049

ORDER

BE IT REMEMBERED that on this the 16 day of July, 2007, 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, 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**.

SIGNED AND ENTERED this 16 day of July, 2007, in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 16th DAY
OF July, 2007
J. Blanchard
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

Brett Sulzer
Michael Daniels
Lt. Leland Falcon



HEARING OFFICER

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 7-16-07


BY: CLERK