

KATHLEEN BABINEAUX BLANCO GOVERNOR H. CHARLES GAUDIN CHAIRMAN

# IN RE: HECTOR MORA D/B/A TELEPHONE AND COMPUTER WIRING NO. P083601622

## **ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of April 17, 2007. The Hearing Officer's order dated March 29, 2007, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Suspension and Penalty," No. P083601622, by and between Hector Mora d/b/a Telephone and Computer Wiring, 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 17 day of April, 2007.

LOUISIANA GAMING CONTROL BOARD

BY:

H. CHARLES GAUDIN, CHAIRMAN

I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS DAY
OF APPEAL DOCKET CLERK

9100 Bluebonnet Centre, Suite 500, Baton Rouge, LA 70809 Phone: (225) 295-8450 Fax: (225) 295-8479

#### STATE OF LOUISIANA

## **RECEIVED**

### LOUISIANA GAMING CONTROL BOARD

#### ADMINISTRATIVE HEARING OFFICE

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IN RE: HECTOR MORA D/B/A

TELEPHONE AND COMPUTER WIRING

PERMIT NO. P083601622

# JOINT MOTION FOR APPROVAL OF COMPROMISE AND SETTLEMENT AGREEMENT

#### TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

NOW COMES the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter the "Division") and Hector Mora d/b/a Telephone and Computer Wiring, Permit No. P083601622 (hereinafter "Permittee"), 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 Permittee 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.

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

Respectfully submitted,

TELEPHONE AND COMPUTER WIRING

y: \_\_\_\_\_

**Hector Mora** 

6227 West End Boulevard

New Orleans, Louisiana 70124

Owner of Telephone and Computer

Wiring

CHARLES C. FOTI, JR., ATTORNEY GENERAL

y: //W/A/ 7'

Mesa T. Brown, Bar Roll #30567

Assistant Attorney General 1885 North Third Street, 5<sup>th</sup> Floor

Baton Rouge, Louisiana 70802

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Counsel for the Office of State Police

#### STATE OF LOUISIANA

#### LOUISIANA GAMING CONTROL BOARD

#### ADMINISTRATIVE HEARING OFFICE

IN RE: HECTOR MORA D/B/A
TELEPHONE AND COMPUTER WIRING

PERMIT NO. P083601622

#### COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter the "Division") and Hector Mora d/b/a Telephone and Computer Wiring Telephone and Computer Wiring, Permit No. P083601622 (hereinafter "Permittee") do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action, alleging 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 on March 29, 2007, before the Louisiana Gaming Control Board Administrative Hearing Office; and

WHEREAS, the Division and Permittee 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. The Permitee stipulates that it failed to submit the Annual Affidavit and Permit Fee by August 16, 2006, the anniversary date of Telephone and Computer Wiring's Non Gaming Supplier Permit in violation of La. R.S 27:29(3)(F).
- 2. The Permittee also stipulates that it did not send the Annual Affidavit and annual permit fee until on or about November 9, 2006.

#### **TERMS AND CONDITIONS**

- 1. Within fifteen (15) days of the approval of this settlement by the Louisiana Gaming Control Board, the Permittee shall pay Five Hundred Sixty-Two Dollars and Fifty-Two Cents (\$562.50) for the violation of La. R.S 27:29(3)(F).
- 2. The Division hereby agrees to accept a Five Hundred Sixty-Two Dollars and Fifty-Two Cents (\$562.50) penalty for the Permittee's violation of La. R.S 27:29(3)(F).
- 3. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.
- 4. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and the Permittee pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.
- 5. 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 the Permittee's suitability.
- 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 by the Louisiana Gaming Control Board, the Permittee must pay Five

Hundred Sixty-Two Dollars and Fifty-Two Cents (\$562.50) within fifteen (15) calendar days of

such approval. Any failure to meet this requirement will result in immediate suspension of the

gaming permit 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.

Hector Mora

Telephone and Computer Wiring

Mesa T. Brown, 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: HECTOR MORA D/B/A TELEPHONE AND COMPUTER WIRING PERMIT NO. P083601622

#### ORDER

BE IT REMEMBERED that on the 29 day of Much, 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 29 day of Mach

Louisiana.

BY CERTIFY THAT A CERTIFIED

HONORABLE JOSEPH A. ANZALONE, JR.

HEARING OFFICER

ROL BOARD