



State of Louisiana

Gaming Control Board

M. J. "MIKE" FOSTER, JR.
GOVERNOR

HILLARY J. CRAIN
CHAIRMAN

**IN RE: FAT HARRY'S INC. D/B/A
FAT HARRY'S RESTAURANT
NO. VP3601202544**


ORDER

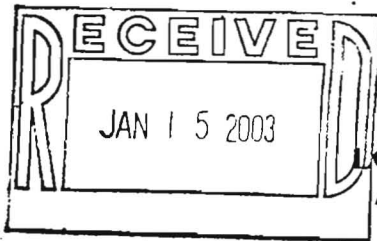
This matter was considered by the Louisiana Gaming Control Board at its meeting of January 21, 2003. The Hearing Officer's order dated January 15, 2003, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Hearing and Violation," by and between Fat Harry's Inc. d/b/a Fat Harry's Restaurant, No. VP3601202544, and the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division, which is attached hereto and incorporated herein, is **APPROVED**.

THUS DONE AND SIGNED on this the 22 day of January, 2003.

LOUISIANA GAMING CONTROL BOARD

BY: 
HILLARY J. CRAIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 25 DAY
OF January, 2003

APPEAL DOCKET CLERK



STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: FAT HARRY'S INC.
d/b/a FAT HARRY'S RESTAURANT

CASE NO. 3601202544

JOINT MOTION FOR ENTRY OF STIPULATIONS AND
APPROVAL OF PROPOSED SETTLEMENT

ON THE JOINT MOTION OF:

1. the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division (hereinafter "Division"), and
2. FAT HARRY'S INC. d/b/a FAT HARRY'S RESTAURANT- License No.3601202544 (hereinafter "licensee"),

who respectfully represent the following:

WHEREAS:

1. On or about March 8, 2002, the Division mailed the annual form, which must be submitted annually by all licensees, to the licensee;
2. The licensee was mandated by La. R.S. 27:311(K)(4), LAC 42:XI.2405(B) and (7) to submit the above annual form to the Division, along with all appropriate fees and current tax clearance certificates, on or before July 1, 2002;
3. The licensee failed to submit the required local tax clearance certificate by July 1st;
4. Pursuant to this information, the Division issued a Notice of Recommendation of Suspension (Violation/Inspection Report #13845) to the licensee on or about September 20, 2002, alleging violations of LAC 42:XI.2405(B)(7); subsequently the Division received the tax clearance certificate on October 17, 2002.
5. This matter has been scheduled for hearing before the Honorable William H. Brown,

TRUE COPY

Representative
Louisiana Gaming Control

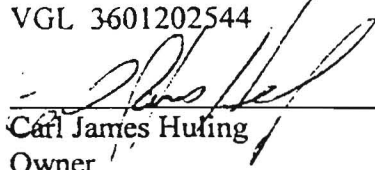
NOW THEREFORE, in consideration of the foregoing stipulations, the Division and the licensee hereby propose the following settlement, that:

1. The licensee acknowledges that it was in violation of LAC 42:XI.2405(B)(7), in that it did not submit the state tax clearance to the Division by July 1, 2002;
2. In lieu of revocation or suspension of the licensee's video gaming license, the licensee shall pay a \$250.00 civil penalty;
3. The Division hereby agrees to accept the licensee's payment of the above stated penalty in full and final settlement of Violation/Inspection Report No. 13731;
4. The Division reserves the right to take into consideration these violations in connection with any future violation;
5. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
6. This settlement constitutes the entire agreement between the Division and FAT HARRY'S INC. d/b/a FAT HARRY'S RESTAURANT AND LOUNGE pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
7. This settlement is subject to approval by the Hearing Officer of the Louisiana Gaming Control Board; it is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not executory and will be submitted to the Board for its determination as to whether the matter should be heard by the Hearing Officer; if approved, however, payment of the above penalties must be submitted to the Division within fifteen (15) days of approval of this settlement by the Board; the failure to submit the civil penalty within fifteen (15) days of approval by the Board shall result in the video gaming license of being suspended and its gaming devices being disabled; and
8. The Division and the licensee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

Respectfully submitted,

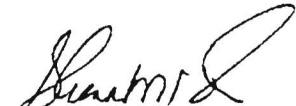
FAT HARRY'S INC.
d/b/a FAT HARRY'S RESTAURANT
VGL 3601202544

BY:


Carl James Huling
Owner
FAT HARRY'S INC.
Lake Charles, LA 70601
Telephone: (337) 436-2810

RICHARD P. IEYOUB
ATTORNEY GENERAL

BY:


Shana M. Broussard
Assistant Attorney General
La. Bar Roll No. 24036
339 Florida Street, Ste. 500
Baton Rouge, Louisiana 70801
Telephone: (225) 342-2465
Facsimile: (225) 342-4244

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: FAT HARRY'S INC.
d/b/a FAT HARRY'S RESTAURANT

CASE NO. 3601202544

ORDER

Considering the foregoing Joint Motion For Entry of Stipulations and Approval of Proposed Settlement, IT IS HEREBY ORDERED that such proposed settlement be approved, to wit:

1. FAT HARRY'S INC. d/b/a FAT HARRY'S RESTAURANT acknowledges that it was in violation of LAC 42:XI.2405(B)(7), in that it did not submit local tax clearances to the Division by July 1, 2002;
2. FAT HARRY'S INC. d/b/a FAT HARRY'S RESTAURANT shall pay a civil penalty in the amount of \$250.00;
3. payment of the above penalty shall be submitted to the Division within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board; and
4. the failure to submit the above penalty within fifteen (15) days of approval of this settlement by the Board shall result in the video gaming license of FAT HARRY'S RESTAURANT d/b/a FAT HARRY'S RESTAURANT being suspended and its gaming devices being disabled.

THUS DONE AND SIGNED this 15 day of July,

2003 in Baton Rouge, Louisiana **A TRUE COPY ATTEST**
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 15th DAY
OF July 2003
Christina Brown
CLERK, ADMINISTRATIVE HEARING OFFICE

BATON ROUGE, LA 7/15/03

BY: CLERK

Christina Brown
Hearing Officer

cc: Christopher G. Young, Esq.
Shana Droussard, Esq.
Saborna Ballard

STATE OF LOUISIANA
PARISH OF Jefferson

AFFIDAVIT

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified within and for the State and Parish aforesaid, PERSONALLY CAME AND APPEARED:

CARL JAMES HULING,

who, after first being duly sworn, declared and acknowledged to me, Notary, under oath:


that affiant is the owner of FAT HARRY'S RESTAURANT, which is located at 4330 ST. CHARLES, New Orleans, Louisiana;

that FAT HARRY'S INC. d/b/a FAT HARRY'S RESTAURANT, received a Notice of Recommendation of Suspension(Violation/Inspection Report No. 13731) from the Louisiana Gaming Control Board, citing violations of LAC 42:XI.2405(B)(7);

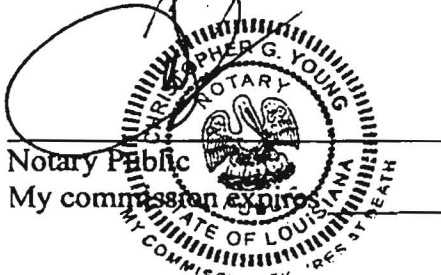
that in the interest of settling this matter, affiant has willfully entered into a Joint Motion for Entry of Stipulations and Approval of Proposed Settlement with the Division, via the Attorney General's Office; and

that affiant signed the above-cited motion of his own volition, without duress or coercion.

THUS DONE AND PASSED in Jefferson, Louisiana, on this 6th day of JANUARY, 2003.



Carl J. Huling, Affiant



Notary Public
My commission expires _____
STATE OF LOUISIANA
CHRISTOPHER G. YOUNG
NOTARY PUBLIC
MY COMMISSION EXPIRES AT DEATH