



*State of Louisiana*  
*Gaming Control Board*

*BOBBY JINDAL*  
*GOVERNOR*

*DANE K. MORGAN*  
*CHAIRMAN*

**IN RE: LYNN G., L.L.C.  
D/B/A HOMEDALE INN  
NO. 3601113521**

**ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of August 18, 2009. The Hearing Officer's order dated August 5, 2009, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action" No. 3601113521, by and between Lynn G., L.L.C. d/b/a Homedale Inn, 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 18<sup>th</sup> day of August, 2009.**

**LOUISIANA GAMING CONTROL BOARD**

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

DKM/gac

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 19<sup>th</sup> DAY  
OF August 2009

APPEAL DOCKET CLERK  
*[Signature]*

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

RECEIVED

AUG 04 2009

LGCB  
ADMINISTRATIVE HEARING OFFICE

IN RE: LYNN G., L.L.C.  
d/b/a HOMEDALE INN

LIC. NO. 3601113521

JOINT MOTION FOR APPROVAL OF COMPROMISE AND  
SETTLEMENT AGREEMENT

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

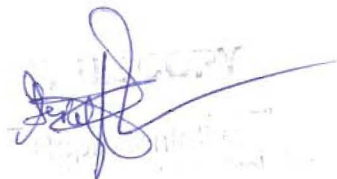
COME NOW the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "the Division") and Lynn G., L.L.C. d/b/a Homedale Inn, who file this, their Joint Motion for Approval of Compromise and Settlement Agreement, and in support thereof would respectively show unto the Hearing Officer as follows:

1.

The Division and the Licensee 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 Officer and the Louisiana Gaming Control Board.

2.

A true and correct copy of the proposed Compromise and Settlement Agreement

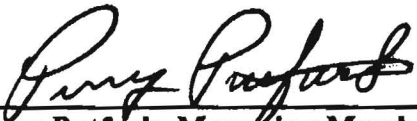



is attached hereto as Exhibit "A" and incorporated by reference for all purposes.

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

Respectfully Submitted,

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

  
\_\_\_\_\_  
**Perry Putfark, Managing Member  
on behalf of Lynn G., L.L.C.  
d/b/a Homedale Inn  
618 Homedale Street  
New Orleans, LA 70124**

  
\_\_\_\_\_  
**Olga M. Bogran, #24302  
400 Royal Street Suite 1230  
Office of the Attorney General  
New Orleans, Louisiana 70130  
Telephone: (504) 599-1153  
Facsimile: (504) 599-1163  
*Counsel for the Division***

**EXHIBIT "A"**

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

**IN RE: LYNN G., L.L.C.  
d/b/a HOMEDALE INN**

**LIC. NO. 3601113521**

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter the "Division") and Lynn G., L.L.C. d/b/a Homedale Inn, VGL No. 3601113521 (hereinafter the "Licensee") do hereby represent and agree as follows:

**WHEREAS**, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to the Licensee, which notice alleges 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; and

**WHEREAS**, the parties hereto are desirous of fully and finally compromising and settling all disputes and issues raised 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. During the background investigation of a stock purchase, the Division discovered that Ms. Giordano, former member of Lynn G., L.L.C., was no longer receiving video poker revenue from the Licensee.

2. Video poker revenue payments to Ms. Giordano terminated in 2005, but the Division was not timely notified as required by law.

3. The Licensee acknowledges that it was in violation of gaming law in that it failed to advise the Division of the termination of video poker revenue payments to Ms. Giordano.

4. On May 20, 2009, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action alleging certain violations of Louisiana Gaming Control Law.

## **TERMS AND CONDITIONS**

1. The Licensee agrees to pay a civil penalty of Five Hundred Dollars (\$500.00).

2. The Division hereby agrees to accept the payment of Five Hundred Dollars (\$500.00) in full and final settlement of the Notice of Recommendation of Administrative Action.

3. The Division reserves the right to take into consideration these admitted stipulations and violations in connection with any future investigation, violation or assessment of penalty, and in connection with any future determination of the suitability of the Licensee.

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


5. 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.

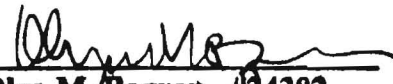
6. If approved, the Licensee must make full payment of the civil penalty and delinquency fee to the Division within fifteen (15) days of approval by the Louisiana Gaming Control Board. Failure to do so shall result in the immediate suspension of the license without the necessity of any further administrative action until such time as the penalty is paid in full.



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

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

  
**Perry Putfark, Managing Member**  
**on behalf of Lynn G., L.L.C.**  
**d/b/a Homedale Inn**  
**618 Homedale Street**  
**New Orleans, LA 70124**

  
**Olga M. Bogran, #24302**  
**400 Royal Street Suite 1230**  
**Office of the Attorney General**  
**New Orleans, Louisiana 70130**  
**Telephone: (504) 599-1153**  
**Facsimile: (504) 599-1163**  
*Counsel for the Division*

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

IN RE: LYNN G., L.L.C.  
d/b/a HOMEDALE INN

LIC. NO. 3601113521

ORDER


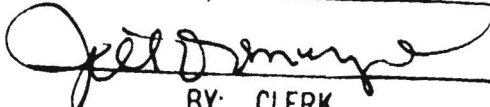
BE IT REMEMBERED that on the 5<sup>th</sup> day of August, 2009, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared by and through their respective attorneys of record, and the Hearing Officer having considered the pleadings 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**; that the Licensee must pay Five Hundred and No/100 (\$500.00) 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 5<sup>th</sup> day of August, 2009, in

LOUISIANA GAMING CONTROL BOARD  
Baton Rouge, Louisiana  
I HEREBY CERTIFY THAT THE ABOVE  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 5<sup>th</sup> DAY  
OF August 2009  
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

CC: Perry Rutback  
Steph Berger  
Sgt. Harold Sibby

  
HEARING OFFICER  
William H. Broad  
A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 8-5-09  
  
BY: CLERK