



State of Louisiana
Gaming Control Board

BOBBY JINDAL
GOVERNOR

DANE K. MORGAN
CHAIRMAN

**IN RE: CATFISH QUEEN PARTNERSHIP IN COMMENDAM
D/B/A BELLE OF BATON ROUGE CASINO
LICENSE NO. R011700009
SAR # 10-1-03-035-0610**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of May 19, 2011. The Hearing Officer's order dated April 20, 2011, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," License No. R011700009, SAR # 10-1-03-035-0610, by and between Catfish Queen Partnership in Commendam d/b/a Belle of Baton Rouge Casino, 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 19th day of May, 2011.

LOUISIANA GAMING CONTROL BOARD

BY:

DANE K. MORGAN, CHAIRMAN

DKM/gac

LGCB-0641-11

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 20th DAY
OF May, 2011
APPEAL DOCKET CLERK

RECEIVED

By Natalie B Thurman at 11:03 am, Apr 21, 2011

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RECEIVED

APR 20 2011

LGCB
ADMINISTRATIVE HEARING OFFICE

**RE: CATFISH QUEEN PARTNERSHIP IN
COMMENDAM D/B/A BELLE OF
BATON ROUGE CASINO**

**LICENSE # R011700009
SAR # 10-1-03-035-0610**

**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 Catfish Queen Partnership in Commendam d/b/a Belle of Baton Rouge Casino (hereinafter "Belle of Baton Rouge"), 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 Belle of Baton Rouge 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.

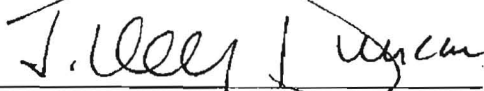
(N2286394.1)

TRUE COPY
Natalie B Thurman
Representative
Louisiana Gaming Control Board

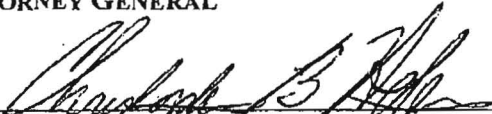
WHEREFORE, PREMISES CONSIDERED, the Division and Belle of Baton Rouge respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,

**JONES, WALKER, WAECHTER, POITEVENT,
CARRÉRE & DENÉGRE, L.L.P.**

By: 
J. Kelly Duncan, Roll #05170
201 St. Charles Avenue, 48th Floor
New Orleans, Louisiana 70170-5100
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*Counsel for Catfish Queen Partnership in
Commendam d/b/a Belle of Baton Rouge
Casino*

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

By: 
Christopher B. Hebert, Bar Roll #29044
Assistant Attorney General
1885 North Third Street, 5th Floor
Baton Rouge, Louisiana 70802
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STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

**RE: CATFISH QUEEN PARTNERSHIP IN
COMMENDAM D/B/A BELLE OF
BATON ROUGE CASINO**

**LICENSE # R011700009
SAR # 10-1-03-035-0610**

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Catfish Queen Partnership in Commendam d/b/a Belle of Baton Rouge Casino (hereinafter "Belle of Baton Rouge") do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to Belle of Baton Rouge 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 before the Louisiana Gaming Control Board Administrative Hearing Office on April 27, 2011; and

WHEREAS, the Division and Belle of Baton Rouge 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. An investigation conducted by Louisiana State Police revealed that between December 23, 2009, and January 5, 2010, some of the vessel shifts for the Belle of Baton Rouge

vessel, Argosy III, were manned by Captains who did not possess valid non-key gaming employee permits.

2. On December 23, 2009, a State Police Lieutenant met with the Human Resource Director and the Casino Administrator of the Belle of Baton Rouge, to discuss whether a non-permitted Captain could work until other arrangements could be made given that one of the Captains of the Belle of Baton Rouge had resigned on December 23, 2009 and the other two Captains of the Belle of Baton Rouge could not be located or otherwise refused to work over the Christmas holidays. The State Police Lieutenant stated that each Captain must possess a valid non-key gaming employee permit.

3. On December 28, 2009, the Lieutenant had a telephone conference with the Director of Compliance of the Belle of Baton Rouge, who stated that he was unaware of the situation, but would find out more information.

4. On January 5, 2010, the Lieutenant received notice from the Director of Compliance indicating that the boat currently had four (4) Captains on staff, and only two (2) of the four (4) had non-key gaming employee permits and that two (2) temporary Captains who had to be brought in to work over the holidays did not possess non-key gaming employee permits. It ultimately was determined that a total of four (4) Captains worked on the vessel at various times between December 23, 2009 and January 5, 2010 who did not possess non-key gaming employee permits.

TERMS AND CONDITIONS

1. In lieu of Administrative Action of its Gaming License, Belle of Baton Rouge will pay a civil penalty of THIRTY THOUSAND AND NO/100 (\$30,000.00) DOLLARS.

2. The Division hereby agrees to accept Belle of Baton Rouge's payment of the above stated penalty in full and final settlement of the Notice of Recommendation of Administrative Action.


3. The Division reserves the right to take into consideration the foregoing stipulations and terms and conditions in connection with any future investigation, violation or assessment of penalty and in connection with any future assessments of Belle of Baton Rouge'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 Belle of Baton Rouge, 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 by the Louisiana Gaming Control Board, and to comply with each term and condition listed herein, shall result in the immediate suspension of Belle of Baton Rouge's license without the necessity of 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.



**J. Kelly Duncan, on behalf of Catfish Queen Partnership in
Commendam d/b/a Belle of Baton Rouge Casino**



**Christopher Hebert, 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: CATFISH QUEEN PARTNERSHIP IN
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LICENSE # R011700009
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ORDER

BE IT REMEMBERED that on the 20th day of April, 2011, 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 Catfish Queen Partnership in Commendam d/b/a Belle of Baton Rouge Casino must pay Thirty Thousand and No/100 (\$30,000.00) 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 20th day of April, 2011, in Baton

LOUISIANA GAMING CONTROL BOARD
Baton Rouge, Louisiana

HAS BEEN MADE OR SERVED ON
THIS 20th DAY OF April, 2011

CLERK, ADMINISTRATIVE HEARING OFFICE

Ce. J. Kelly Duncan
Christophene Helbert
Sgt. Lionel Sibbey

A TRUE COPY ATTEST

LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 4.20.11

William H. Brown
WILLIAM H. BROWN
HEARING OFFICER

[Signature]
BY: CLERK