



State of Louisiana
Gaming Control Board

BOBBY JINDAL
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

**IN RE: TWTB, INC. D/B/A LUCY'S
NO. 3601207734**

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of March 18, 2008. The Hearing Officer's order dated February 20, 2008, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Denial of Renewal Application," No. 3601207734, by and between TWTB, Inc. d/b/a Lucy's, 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 18th day of March, 2008.

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 19th DAY
OF March 2008

APPEAL DOCKET CLERK

RECEIVED

FEB 20 2008

LGCB
ADMINISTRATIVE HEARING OFFICE

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

IN RE: TWTB, INC D/B/A LUCY'S

LICENSE NO. 3601207734

**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 TWTB, Inc. d/b/a Lucy's (hereinafter, "Licensee"), 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.

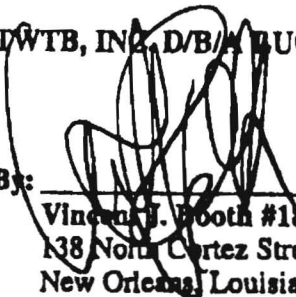
A true and correct copy of the proposed Compromise and Settlement Agreement is attached hereto as Exhibit "A" and incorporated by reference for all purposes.




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

Respectfully submitted,

TWTB, INC. D/B/A LUCY'S

By: 
Vincent J. Booth #18565
138 North Cortez Street
New Orleans, Louisiana 70119
Telephone: (504) 482-5292
Facsimile: (504) 482-5847
Counsel for TWTB, Inc. d/b/a Lucy's

JAMES D. "BUDDY" CALDWELL
ATTORNEY GENERAL

By: 
Mesa T. Brown, Bar Roll #30567
Assistant Attorney General
1885 North Third Street, 5th Floor
Baton Rouge, Louisiana 70802
Telephone: (225) 326-6500
Facsimile: (225) 326-6599
Counsel for the Office of State Police

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

IN RE: TWTB, INC D/B/A LUCY'S

LICENSE NO. 3601207734

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and TWTB, Inc. d/b/a Lucy's, License No. 3601207734 (hereinafter, "Licensee"), do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Denial of Application for Type 2 Video Gaming License, alleging certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by the said Notice of Denial of Renewal Application, are set for hearing February 20, 2008, 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 Denial of Renewal Application;

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

STIPULATIONS

1. The applicant failed to timely submit fingerprint cards in violation of LAC 42:XI.2417(C)(1)(i).
2. The applicant failed to timely submit the Resolution of the Minutes of Meeting showing the removal of Ross Haefer in 1995 and Mark Britton in 1998 in violation of LAC 42:XI.2417(C)(1)(i).
3. The applicant also failed to timely notify the Division of the changes referenced in the previous lines in violation of LAC 42:XI.2411(A)(9).

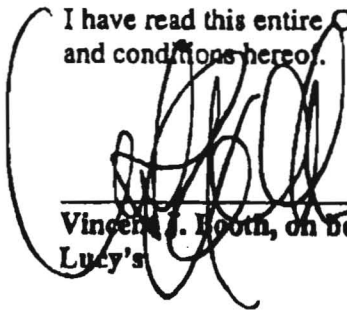
TERMS AND CONDITIONS

1. Within fifteen (15) days of the approval of this settlement by the Louisiana Gaming Control Board, the Permittee shall pay a civil penalty of Five Hundred Dollars (\$500.00) for the violation of LAC 42:XI.2417(C)(1)(i) and LAC 42:XI.2411(A)(9). 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 Denial of Renewal Application.
2. 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 Licensee's suitability.
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. 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 by the Louisiana Gaming Control Board, the Licensee must pay Five Hundred Dollars (\$500.00) within fifteen (15) calendar days of such approval. Any failure to meet this requirement will result in immediate suspension of the gaming license 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.



Vincent J. Booth, on behalf of, TWTB, Inc. d/b/a
Lucy's



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: TWTB, INC D/B/A LUCY'S

LICENSE NO. 3601207734

ORDER

BE IT REMEMBERED that on the 20 day of Feb, 2008, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, 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 20 day of Feb, 2008, in Baton Rouge, Louisiana.



HEARING OFFICER
WILLIAM H. BROWN

20th
February 2008
Jill Omerly
CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Vincent Booth
Mesa Brown
Lt. James McGuane

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA
2/20/08
Jill Omerly
CLERK