



*State of Louisiana*  
*Gaming Control Board*

*BOBBY JINDAL*  
GOVERNOR

*DANE K. MORGAN*  
CHAIRMAN

**IN RE: MICHAEL WILES**  
**NO. P040040001**

**ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of July 21, 2011. The Hearing Officer's order dated July 13, 2011, 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. P040040001, by and between Michael Wiles, and the State of Louisiana, Department of Public Safety and Corrections, Office of State Police, which is attached hereto and incorporated herein, is **APPROVED**.

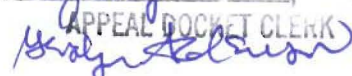
**THUS DONE AND SIGNED on this the 21<sup>st</sup> day of July, 2011.**

**LOUISIANA GAMING CONTROL BOARD**

BY:

  
\_\_\_\_\_  
**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 22<sup>nd</sup> DAY  
OF July, 2011  
APPEAL DOCKET CLERK  


LGCB-0819-11

**RECEIVED**

By Geralyn Coleman at 8:34 am, Jul 14, 2011

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

**RECEIVED**

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LGCB  
ADMINISTRATIVE HEARING OFFICE

IN RE: MICHAEL WILES

PERMIT NO: P040040001

**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 Michael Wiles (hereinafter "the Permittee") 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 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 Officer and the Louisiana Gaming Control Board.

2.

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



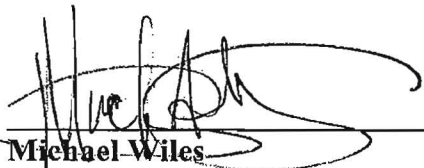
Louisiana Gaming Control Board

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

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

Respectfully Submitted,

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



**Michael Wiles**  
2220 Monterey St.  
New Orleans, LA 70122  
Telephone: (504) 638-8430



**Olga M. Bogran, Bar Roll #24302**  
Assistant Attorney General  
Gaming Division  
400 Royal St. Suite 1230  
New Orleans, LA 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: MICHAEL WILES**

**PERMIT NO: P040040001**

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter the "Division") and Michael Wiles (hereinafter "the Permittee") do hereby represent and agree as follows:

**WHEREAS**, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Suspension and Penalty to the Permittee, which notice alleges certain violations of Louisiana Gaming Control Law; and

**WHEREAS**, the issues raised by the said Notice of Recommendation of Suspension and Penalty 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 Suspension and Penalty;

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

## **STIPULATIONS**

1. On September 23, 2010, the Division received notification from the Internal Revenue Service (hereinafter the "IRS") that the Permittee was not eligible for the required tax clearance.

2. On or about December 15, 2010, the Permittee received, via certified mail, notification that he had thirty (30) days to resolve the tax problem.

3. On March 15, 2011, the Louisiana Gaming Control Board issued a Notice of Recommendation of Suspension and Penalty to the Permittee alleging the Permittee's failure to remain in compliance.

4. Subsequent to the thirty (30) day period allowed by the Division for resolution of the tax issue, the Permittee became eligible for the IRS tax clearance.

## **TERMS AND CONDITIONS**

1. The Permittee agrees to pay a civil penalty of Two Hundred Fifty Dollars (\$250.00), in lieu of suspension, for the period of non-compliance.

2. The Division hereby agrees to accept the payment of Two Hundred Fifty Dollars (\$250.00) in full and final settlement of the Notice of Recommendation of Suspension and Penalty.

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 Permittee.

4. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and the Permittee pertaining to the Permittee's failure to

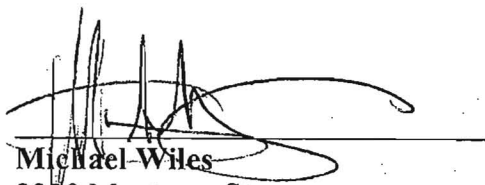
timely submit the tax clearances as required by gaming law and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

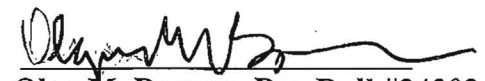
5. This Compromise and Settlement Agreement is subject to approval by the Hearing Officer and the Louisiana Gaming Control Board. It is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not thereby executory, but will be submitted to the Louisiana 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 Permittee must make full payment of the civil penalty 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 permit 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.

  
**Michael Wiles**  
2220 Monterey St.  
New Orleans, LA 70122  
Telephone: (504) 638-8430.

  
**Olga M. Bogran, Bar Roll #24302**  
Assistant Attorney General  
Gaming Division  
400 Royal St. Suite 1230  
New Orleans, LA 70130  
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*Counsel for the Division*

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

IN RE: MICHAEL WILES

PERMIT NO: P040040001


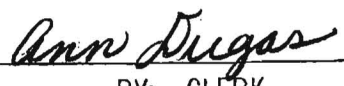
ORDER

BE IT REMEMBERED that on the 12 day of July, 2011, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared in person or 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 Permittee must pay Two Hundred Fifty and No/100 (\$250.00) 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 permit without the necessity of any further administrative action until such time as the penalty is paid in full.

SIGNED AND ENTERED this 12 day of July, 2011, in  
Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS July 13<sup>th</sup> DAY  
OF July 2011  
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE  
cc: Michael Wiles  
Olga Bogdan  
Mr. Donnell Sibley

  
HEARING OFFICER  
A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 7-13-2011  
  
BY: CLERK