



State of Louisiana

Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

IN RE: WOLFMAN, INC. D/B/A JACKPOT DELI
NO. VP3601213164

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of November 15, 2005. The Hearing Officer's order dated September 6, 2005, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Revocation or Suspension," Permit No. VP3601213164, by and between Wolfman, Inc. d/b/a Jackpot Deli, 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 15 day of November, 2005.

LOUISIANA GAMING CONTROL BOARD

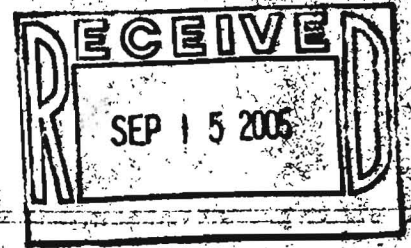
BY:


H. CHARLES GAUDIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 15 DAY
OF November 2005

APPEAL DOCKET CLERK


STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE



IN RE: WOLFMAN, INC. D/B/A JACKPOT DELI

License No. 3601213164

JOINT MOTION FOR ENTRY OF STIPULATIONS AND
APPROVAL OF PROPOSED SETTLEMENT

ON THE JOINT MOTION OF:

1. The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "Division") and
2. Wolfman, Inc. d/b/a Jackpot Deli, License No. 3601213164 (hereinafter "Licensee");

who respectfully represent the following:

WHEREAS:

1. In July 2003, the Division conducted a routine compliance audit to determine if Licensee continued to meet the qualifications to hold a Type 2 Video Gaming License.
2. The Division's agent reviewed in-store transfer forms created by the Licensee in lieu of purchase invoices, state sales tax returns, profit and loss statements, collection reports and payroll summary reports for the period January 2002 through March 2003. The Division requested that Scott Wolfe provide bank statements, original canceled checks; deposit slips; and other related documents of this nature. Scott Wolfe failed to provide the requested material.
3. Based on the above findings, the Board issued a Notice of Recommendation of Revocation or Suspension.
4. On January 6, 2005, the Louisiana Gaming Control Board (hereinafter, the "Board") issued an Amended Notice of Recommendation of Revocation or Suspension alleging certain violations of the Louisiana Gaming Control Law.

TRUE COPY


Representative

Louisiana Gaming Control Board

NOW THEREFORE, in consideration of the foregoing stipulations, the Division and Licensee do hereby propose and agree to the following settlement (hereinafter "Stipulations and Settlement"), that:

1. Counsel for the Licensee will file a Motion to Dismiss, without prejudice, the Motion for Recusal of Hearing Officer Anzalone filed in this matter with the Louisiana Gaming Control Board.

2. The Licensee acknowledges that it violated LAC 42:XI.2415D (3)(c) by failing to keep business records and books that are separate from those of the other entity, LAC 42:XI.2419B (2)(a)(i) by failing to provide upon request, all required information and records, and La. R.S. 27:301B(12)(a) by failing to meet all of the requirements for a restaurant for the purpose of video poker.

3. Consistent with violations of LAC 42:XI.2415D (3)(c), LAC 42:XI.2419B (2)(a)(i) and La. R.S. 27:301B(12)(a), the Licensee agrees to pay a penalty in the amount of Three Thousand and No/100 (\$3,000.00) Dollars in full and final settlement of Notice of Recommendation of Revocation or Suspension, License No. 3601213164.

4. In lieu of revocation or suspension of its license, the Licensee shall surrender its Type 2 Video Poker License with prejudice within ten (10) calendar days of approval of this Stipulations and Settlement by the Louisiana Gaming Control Board.

5. The Division hereby agrees to accept Licensee's surrender of the Type 2 Video Poker License.

6. Further, Wolfman, Inc. d/b/a Chicken Box Forstall, License No. 3601212657 and Wolfman, Inc. d/b/a Chicken Box Chef, License No. 3601213169 shall each surrender its Type 2 Video Poker License with prejudice within ten (10) calendar days of approval of this Stipulations and Settlement by the Louisiana Gaming Control Board.

7. Additionally, Scott G. Wolfe, either individually or through any person with whom he is affiliated, shall not be eligible to apply for or be granted any video draw poker license, except for the renewal of the video draw poker license of SMU, Inc. d/b/a American Amusements, License No. 4400612273, for a period of five (5) years beginning upon approval of this Stipulations and Settlement by the Louisiana Gaming Control Board.

8. Scott Wolfe, by his signature on this Stipulations and Settlement, acknowledges these stipulations on behalf of the Licensee and this prohibition as an individual.

9. Nothing herein shall be construed as a determination of the unsuitability of Scott Wolfe.

10. However, any and all information discovered throughout the course of any investigation may be used in future investigations to determine the suitability of Scott Wolfe

11. The form and substance of this Stipulations and Settlement shall be interpreted under the laws of the State of Louisiana.

12. This Stipulations and Settlement constitutes the entire agreement between the Division, the Licensee and Scott Wolfe, pertaining to the subject matter contained herein and supercedes all prior and contemporaneous agreements, representations and understandings of the parties.

13. This Stipulations and Settlement is subject to approval by the Hearing Officer of the Board; it is expressly understood that if this proposed Stipulations and 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.

14. If approved, the Licensee, Wolfman, Inc. d/b/a Chicken Box Forstall and Wolfman, Inc. d/b/a Chicken Box Chef must surrender their Type 2 Video Draw Poker Licenses to the Division within ten (10) calendar days of approval.

15. The Division, the Licensee and Scott Wolfe waive their rights to appeal this Stipulations and Settlement if the Order approving this Stipulations and Settlement is signed by the Hearing Officer and accepted by the Board.

Respectfully Submitted,

KOPFLER & HERMANN

By: 

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Houma, Louisiana 70360
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Facsimile: (985) 851-4521
*Counsel for Licensee, Wolfman, Inc.
d/b/a Jackpot Deli*

CHARLES C. FOTI, JR., ATTORNEY GENERAL

By: 

Gall C. Holland, Bar Roll #23783
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

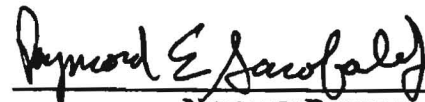
By affixing my signature below, I affirm that I have read the foregoing Joint Motion for Entry of Stipulations and Approval of Proposed Settlement on behalf of Wolfman, Inc. d/b/a Jackpot Deli, in my official capacity as authorized representative, and agree to the terms.

WOLFMAN, INC. D/B/A JACKPOT DELI

By: 

Scott Wolfe, President


Sworn to and subscribed before me on this 22nd day of AUGUST, 2005.


NOTARY PUBLIC
RAYMOND E. GAROFALO, JR. 22056
Printed Name Bar Roll #

By affixing my signature below, I affirm that I have read the foregoing Joint Motion for Entry of Stipulations and Approval of Proposed Settlement and agree to the terms.


Scott Wolfe, Individually

Sworn to and subscribed before me on this 22nd day of AUGUST, 2005.


NOTARY PUBLIC
RAYMOND E. GAROFALO, JR. 22056
Printed Name Bar Roll #

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

IN RE: WOLFMAN, INC. D/B/A JACKPOT DELI

License No. 3601213164

**JOINT MOTION FOR ENTRY OF STIPULATIONS AND
APPROVAL OF PROPOSED SETTLEMENT**

ORDER

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

Wolfman, Inc. d/b/a Jackpot Deli acknowledges that it violated LAC 42:XI.2415D (3)(c) by failing to keep business records and books that are separate from those of the other entity, LAC 42:XI.2419B (2)(a)(i) by failing to provide upon request, all required information and records, and La. R.S. 27:301B(12)(a) by failing to meet all of the requirements for a restaurant for the purpose of video poker.

Consistent with admission of the violations of LAC 42:XI.2415D (3)(c), LAC 42:XI.2419B (2)(a)(i) and La. R.S. 27:301B(12)(a), Wolfman, Inc. d/b/a Jackpot Deli agrees to pay a penalty in the amount of Three Thousand and No/100 (\$3,000.00) Dollars in full and final settlement of Notice of Recommendation of Revocation or Suspension, License No. 3601213164.

The Licensee shall surrender its Type 2 Video Poker License with prejudice within ten (10) calendar days of approval of this Stipulations and Settlement by the Louisiana Gaming Control Board.

Wolfman, Inc. d/b/a Chicken Box Forstall, License No. 3601212657 and Wolfman, Inc. d/b/a Chicken Box Chef, License No. 3601213169 shall each surrender its Type 2 Video Draw Poker License with prejudice within ten (10) calendar days of approval of this Stipulations and Settlement by the Louisiana Gaming Control Board.

Scott G. Wolfe, either individually or through any person with whom he is affiliated, shall not be eligible to apply for or be granted any video draw poker license, except for the renewal of the video draw poker license of SMU, Inc. d/b/a American Amusements, License No. 4400612273, for a period of five (5) years beginning upon approval of this Stipulations and Settlement by the Louisiana Gaming Control Board.

Nothing herein shall be construed as a determination of the unsuitability of Scott Wolfe.

However, any and all information discovered throughout the course of this investigation may be used in future investigations to determine the suitability of Scott Wolfe

THUS DONE AND SIGNED, this 6 day of Sept, 2005, in Baton Rouge, Louisiana.




Joseph E. Anzalone, Jr.
Hearing Officer

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
PARTIES THIS 6 DAY
OF September 2005

BOOKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc Jeffrey Faludi
Gail Holland
Sgt. Robert Rodriguez

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 9/6/05

BY: CLERK