

State of Louisiana

Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

ANNE LACOUR NEEB
EXECUTIVE DIRECTOR

DECISION OF THE
LOUISIANA GAMING CONTROL BOARD

IN RE: LESLIE A. DAVIDSON
No. P040015044

Leslie A. Davidson appeals the Hearing Officer's decision which revoked Mr. Davidson's non-key gaming employee permit without prejudice.

ORDER

This matter having been considered by the Louisiana Gaming Control Board in open meeting of August 16, 2005:

IT IS ORDERED THAT the Hearing Officer's decision is **AFFIRMED**.

THUS DONE AND SIGNED on this the 16 day of August, 2005.

LOUISIANA GAMING CONTROL BOARD

BY: H. Charles Gaudin
H. CHARLES GAUDIN, CHAIRMAN


LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 18th DAY
OF August, 2005
APPEAL DOCKET CLERK
[Signature]

**STATE OF LOUISIANA
GAMING CONTROL BOARD**

**ADMINISTRATIVE HEARING
MAY 16, 2005**

**HEARING OFFICER
JOSEPH E. ANZALONE, JR.**

**IN RE: LESLIE A. DAVIDSON
#P040015044**

TRUE COPY

Representative
Louisiana Gaming Control Board

**IN RE: LESLIE A. DAVIDSON
P040015044**

APPEARANCES:

For the State of Louisiana:
Mr. Mike Daniels
Assistant Attorney General
1885 N. 3rd Street
Livingston Bldg. 5th Floor
Baton Rouge, LA 70802

For: Leslie A. Davidson
Leslie A. Davidson
12445 Coursey Blvd
Baton Rouge, LA 70816
In Proper Person

STATEMENT OF THE CASE:

The Louisiana State Police, Casino Gaming Division ("Division") has recommended the revocation of the non-key gaming employee permit held by Mr. Leslie A. Davidson, alleging that charges of gambling, money laundering, possession of cocaine, possession of drug paraphernalia, and possession of a firearm with an obliterated serial number are currently pending against him in the 19th Judicial District Court, Parish of East Baton Rouge.

In connection with the proposed revocation, on March 30, 2005, the Louisiana Gaming Control Board ("Board") issued a notice of recommendation of revocation, order of immediate emergency suspension, and notice of hearing immediately suspending the privileges of the permit and setting the matter for hearing on April 14, 2005.

This court sustained the immediate emergency suspension and set the matter for final revocation on May 16, 2005.

STATE'S EVIDENCE AND CONTENTIONS:

The State has offered, filed, and introduced into evidence an exhibit file marked S-1 (in globo) and containing the following documents:

1. Service Return/Receipt Form dated December 31, 2004, signed by Mr. Leslie A. Davidson, with Notice of Recommendation of Revocation attached;

2. Affidavit of Probable Cause dated March 12, 2005, regarding the search of Mr. Davidson's residence and the discovery and seizure of drug paraphernalia, drugs and a firearm;
3. Arrestee Information Form dated March 12, 2005;
4. Warrant for the arrest of Leslie Davidson issued March 10, 2005;
5. Affidavit of Sgt. Rock Shexnaydre dated March 10, 2005;
6. Arrestee Information Form dated May 12, 2005;

Division agent, Ms. Tammy Panepinto, testified that the Division received information stating on March 12, 2005, Mr. Davidson was arrested and charged with possession of cocaine, possession of drug paraphernalia, possession of a firearm with an obliterated serial number, gambling and money laundering. Mr. Davidson was arrested by Division agents, charges were filed and accepted in the 19th Judicial District Court, Parish of Baton Rouge. Charges are currently pending and the Division requests Mr. Davidson's permit be revoked.

LICENSEE'S EVIDENCE AND CONTENTIONS:

Mr. Davidson testified the drug and firearms charges would most probably be dismissed because those items did not belong to him and were not in his possession. Regarding the gambling and money laundering charges, he further testified that those charges arose from his association with 'Mighty River Poker School'. He disclosed his association with the poker establishment on his original application and stated he did not understand why this activity would be considered illegal.

FINDINGS OF FACT:

On March 12, 2005, Mr. Davidson was arrested and charged with possession of cocaine, possession of drug paraphernalia, possession of a firearm with an obliterated serial number, gambling and money laundering. Charges are currently pending in the 19th Judicial District Court, Parish of Baton Rouge.

APPLICABLE LAW:

La.R.S.27:28(B) states in pertinent part:

B. The board or division, where applicable, shall not grant a license or permit, enter into a casino operating contract, or issue any other approval pursuant to the provisions of this Title to any person who is disqualified on the basis of the following criteria:

- (1) The conviction or a plea of guilty or nolo contendere by the applicant or any person required to be suitable under the provisions of this Title for any of the following:
 - (a) Any offense punishable by imprisonment of more than one year.

La.R.S.27:28(B)(2) provides:

The board or division, where applicable, shall not grant a license or permit, enter into a casino operating contract, or issue any other approval pursuant to the provisions of this Title to any person who is disqualified on the basis of the following criteria:

- (2) There is a current prosecution or pending charge against the person in any jurisdiction for any offense listed in Paragraph (1) of this Subsection.

La. R.S. 27:28(F) provides:

All licensees, all permittees, the casino gaming operator, and any other persons who have been found suitable or approved by the board or division shall maintain suitability throughout the term of the license, permit, casino operating contract, or approval. In the event of a current prosecution of any offense as provided in R.S. 27:28(B)(2), the board, or division where applicable, shall have the discretion to defer a determination on a person's continuing suitability pending the outcome of the proceedings provided that if a decision is deferred pending such outcome the board, or division where applicable, may take such action as is necessary to protect the public trust, including the suspension of any license or permit.

REASONS FOR DECISION:

On March 12, 2005, Mr. Davidson was arrested and charged with possession of cocaine, possession of drug paraphernalia, possession of a firearm with an obliterated serial number, gambling and money laundering. Charges are currently pending in the 19th Judicial District Court, Parish of Baton Rouge. As such, he is statutorily disqualified from holding a non-key gaming employee permit in the state of Louisiana. Because charges are pending, justice demands the revocation be without prejudice.

IN RE: LESLIE A. DAVIDSON
P040015044

JUDGMENT

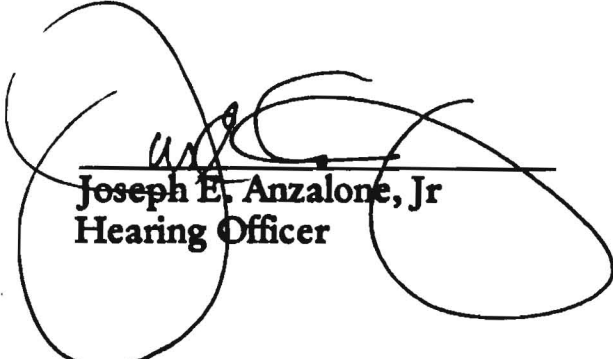
After a review of the pleadings and the evidence, and consideration of the argument of counsel:

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the non-key gaming employee permit currently held by Leslie A. Davidson hereby REVOKE D, without prejudice.

Baton Rouge, Louisiana, this 23 day of June, 2005.

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
PARTIES THIS 23rd DAY
June 23, 2005
Bill Donny
CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Leslie Davidson
Mike Daniels
Tommy Pareprito


Joseph E. Anzalone, Jr.
Hearing Officer

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 6/23/05
Bill Donny
BY: CLERK