



*State of Louisiana*  
*Gaming Control Board*

KATHLEEN BABINEAUX BLANCO  
GOVERNOR

H. CHARLES GAUDIN  
CHAIRMAN

**IN RE: FULCO-HALL ENTERTAINMENT, LLC  
D/B/A BREAKFAST CLUB CAFÉ  
NO. 2604212792**

**ORDER**


This matter was considered by the Louisiana Gaming Control Board at its meeting of April 17, 2006. The Hearing Officer's order dated March 28, 2006, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," by and between Fulco-Hall Entertainment, LLC d/b/a Breakfast Club Café, No. 2604212792, and the State of Louisiana, Department of Public Safety and Corrections, Office of State Police, which is attached hereto and incorporated herein, is **APPROVED.**

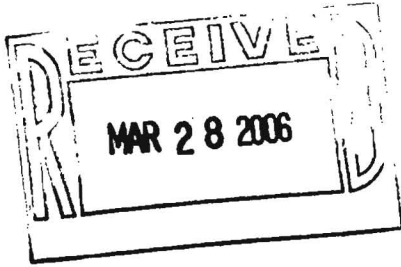
THUS DONE AND SIGNED on this the 17 day of April, 2006.

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 18 DAY  
OF April 2006  
APPEAL DOCKET CLERK  




**RECEIVED**

MAR 28 2006

LGCB  
ADMINISTRATIVE HEARING OFFICE

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

**IN RE: FULCO-HALL ENTERTAINMENT, LLC  
d/b/a BREAKFAST CLUB CAFE**

**NO. 2604212792**

**JOINT MOTION FOR APPROVAL OF COMPROMISE AND  
SETTLEMENT AGREEMENT**

**TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:**

**COME NOW** State of Louisiana, Department of Public Safety and Corrections, Office of State Police ("the Division") and Fulco-Hall Entertainment, LLC. d/b/a Breakfast Club Cafe VGL 2604212792 ("the 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 the Licensee 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.


**TRUE COPY**  
*[Signature]*  
Representative  
Louisiana Gaming Control Board

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

Respectfully Submitted,

**CHARLES C. FOTI, JR.  
ATTORNEY GENERAL**

By:   
Donald O. Cotton, #24352  
PO Box 2055  
Natchitoches, Louisiana 71457  
Telephone: (318) 352-2055  
Fax: (318) 352-1643  
*Counsel for the Licensee,  
Fulco-Hall Entertainment, LLC d/b/a  
Breakfast Club Cafe*

By:   
O. Young Bonner, #24969  
Assistant Attorney General  
One Canal Place  
365 Canal Street, Suite 2730  
New Orleans, Louisiana 70130  
Telephone: (504) 599-1149  
Facsimile: (504) 500-1163  
*Counsel for the Office of State Police*

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

**IN RE: FULCO-HALL ENTERTAINMENT, LLC  
d/b/a BREAKFAST CLUB CAFE**

**NO. 2604212792**

**ORDER**

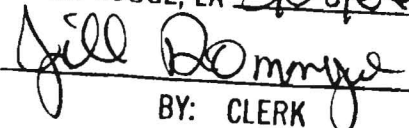
**BE IT REMEMBERED** that on this the 28<sup>th</sup> day of March, 2006, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared by and through their respective attorneys of record, and the Hearing Officer having considered the 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**.

**SIGNED AND ENTERED** this 28<sup>th</sup> day of March, 2006, in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 28<sup>th</sup> DAY  
OF March 19 2006  
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE  
cc: Donald Cotton  
Tang Bonnel  
Sgt. Roland Rodriguez

  
**WILLIAM H. BROWN**  
**HEARING OFFICER**

A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 3/28/06  
  
BY: CLERK

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

**IN RE: FULCO-HALL ENTERTAINMENT, LLC  
d/b/a BREAKFAST CLUB CAFE**

**NO. 2604212792**

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "the Division") and Fulco-Hall Entertainment, LLC d/b/a Breakfast Club Cafe, VGL 2604212792 (hereinafter "the Licensee"), do hereby represent and agree as follows:

**WHEREAS**, on August 24, 2005, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to the Licensee alleging certain violations of Louisiana Gaming Control Law; and

**WHEREAS**, the issues raised by said Notice of Recommendation of Administrative Action are set for hearing on March 28, 2006, before the Louisiana Gaming Control Board Administrative Hearing Office; and

**WHEREAS**, the Division and the Licensee 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. Prior to December 2003, the owners of the Licensee were John Fulco-50%, Patrick T. Hall-25%, and Ruth Hall-25%. Currently, Patrick T. Hall-50% and Ruth Hall-50% are the owners of the Licensee.
2. The Licensee previously entered into a video poker device agreement with Master Video Poker.
3. The Licensee forwarded improperly notarized video gaming documents ("the Documents") to the Division, including but not limited to the Lease of Commercial Property dated January 10, 2001, the Acknowledgement and Agent's Affidavit and Acknowledgement of Acceptance dated January 22, 2001 and signed by John Fulco and Patrick T. Hall, the Request to Release Information dated October 9, 2001 and signed by John Fulco, and the Annual Licensee Form dated April 9, 2002 and signed by John Fulco.
4. John Fulco, and Patrick T. Hall did not sign the Documents in the presence of a notary and the Documents were not notarized in the Affiant's presence. Thus, the Documents were improperly notarized in violation of LAC 42:XI.2405(A)(15). Further, the Division's investigation revealed that the purported notary was not a notary.
5. Patrick T. Hall and Ruth Hall represent that all of the statements, responses, disclosures and representations provided in the documents submitted to the Division bearing their signature are true and correct to the best of their knowledge, information and belief, and represent a complete and accurate account of the requested information.

## **TERMS AND CONDITIONS**

1. Within fifteen (15) days of the approval of this settlement by the Louisiana Gaming Control Board, the Licensee shall pay a civil penalty of One Thousand Dollars (\$1000.00).

2. The Division hereby agrees to accept the payment of the above stated penalty in full and final settlement of all violations alleged in the August 24, 2005, Notice of Recommendation of Administrative Action.

3. Any and all information discovered throughout the course of this or any other investigation may be used in any future determination of the suitability of the Licensee, Patrick T. Hall and Ruth Hall.

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 the Licensee 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.

7. If approved, however, payment of the above penalty must be submitted to the Division within (15) fifteen days of approval of this settlement by the Board. The failure to submit the civil penalty within fifteen (15) days of approval by the Board shall result in the immediate suspension of the license until such time as the penalty is paid in full.



I have read this entire Compromise and Settlement Agreement and agree to all stipulations and terms and conditions hereof.

*Patrick T. Hall*

**Patrick T. Hall, 50% shareholder of Fulco-Hall Entertainment, LLC  
d/b/a Breakfast Club Cafe**

Sworn to and subscribed before me this 14<sup>th</sup> day of March, 2006.

*Richard E. Anderson*

Notary (number and stamp)

**RICHARD E. ANDERSON  
ATTORNEY AT LAW (LSBA # 02472)  
NOTARY PUBLIC**

**Parish of Jefferson, State of Louisiana**

**My Commission is issued for life**

I have read this entire Compromise and Settlement Agreement and agree to all stipulations and terms and conditions hereof.

*Ruth Hall*

**Ruth Hall, 50% shareholder of Fulco-Hall Entertainment, LLC  
d/b/a Breakfast Club Cafe**

Sworn to and subscribed before me this 14<sup>th</sup> day of March, 2006.

*Richard E. Anderson*

Notary (number and stamp)

**RICHARD E. ANDERSON  
ATTORNEY AT LAW (LSBA # 02472)  
NOTARY PUBLIC**

**Parish of Jefferson, State of Louisiana**

**My Commission is issued for life**

*O. Young Bonner*

**O. Young Bonner, AAG on behalf of  
State of Louisiana  
Department of Public Safety & Corrections,  
Office of State Police**