

State of Louisiana

KATHLEEN BABINEAUX BLANCO
GOVERNOR

GOVERNOR

State of Louisiana
Gaming Control Board

H. CHARLES GAUDIN CHAIRMAN

# IN RE: NRT TECHNOLOGY CORPORATION NO. P066502488

# **ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of July 17, 2007. The Hearing Officer's order dated July 11, 2007, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," No. P066502488, by and between NRT Technology Corporation, 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 17th day of July, 2007.

LOUISIANA GAMING CONTROL BOARD

BY:

H. CHARLES CAUDIN, CHAIRMAN

I HEREBY CERTIFY THAT A CERTIFIED COPY HAS BEEN MAILED OR SERVED ON ALL PARTIES THIS \_\_\_\_\_\_ DAY

APPEAL DOCKET CLERK

11299

# STATE OF LOUISIANA

# RECEIVED

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LGCB Administrative Hearing Office

# LOUISIANA GAMING CONTROL BOARD

# ADMINISTRATIVE HEARING OFFICE

IN RE: NRT TECHNOLOGY CORPORATION

CASE NO. P066502488

# 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 NRT Technology Corporation, Permit No. P066502488 (hereinafter "Permittee"), 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,

McGlinchey Stafford, PLLC

Bv:

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Juliann L. Keenan, Bar Roll #25740
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Authorized Representative for NRT

**Technology Corporation** 

CHARLES C. FOTI, JR., ATTORNEY GENERAL

By:

Gail C. Holland, Bar Roll #23783

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Telephone: (225) 326-6500 Facsimile: (225) 326-6599 Counsel for the Office of State

Police

BR.506741.2

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## STATE OF LOUISIANA

# LOUISIANA GAMING CONTROL BOARD

## ADMINISTRATIVE HEARING OFFICE

JUL 11200,

IN RE: NRT TECHNOLOGY CORPORATION

CASE NO. P066502488

# COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter the "Division") and NRT Technology Corporation, Permit No. P066502488 (hereinafter "Permittee"), do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Enforcement Division issued a Notice of Recommendation of Administrative Action dated May 15, 2007, alleging violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by the said Notice of Recommendation of Administrative Action are set for hearing on July 25, 2007, 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 Administrative Action;

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

#### **STIPULATIONS**

1. Permittee stipulates that on or about October 17, 2006, the Division sent a thirty (30) day letter to Permittee requesting suitability packets on four new officers. The Division had received information on August 7, 2006 that Permittee had undergone personnel changes; however, Permittee had failed to notify the Division of these changes. Due to these changes,

Permittee was required to submit suitability packets on all new personnel. As of March 5, 2007, Permittee failed to submit packets on two of the four personnel that were requested.

# **TERMS AND CONDITIONS**

- 1. Within fifteen (15) days of the approval of this settlement by the Louisiana Gaming Control Board, Permittee shall pay Ten Thousand and No/100 (\$10,000.00) Dollars for the violation of LAC 42:XIII.2901(B).
- 2. Within fifteen (15) days of the approval of this settlement by the Louisiana Gaming Control Board, Permittee shall pay Ten Thousand and No/100 (\$10,000.00) Dollars for the violation of LAC 42:XIII.2901(C)(1)(i).
- 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 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, Permittee must pay the aggregate of items one through two above, which amounts to Twenty Thousand and No/100 (\$20,000.00) Dollars within fifteen (15) calendar days of such approval. Any failure to meet this requirement will result in immediate suspension of the gaming license until paid in full, without the necessity of any further administrative action.

7. 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 Permittee's suitability.

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

Paul S. West and Juliann L. Keenan,

on behalf of NRT Technology Corporation

Gail C. Holland, 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: NRT TECHNOLOGY CORPORATION CASE NO. P066502488

# <u>ORDER</u>

ORDER, 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 \_\_// day of \_\_\_\_\_\_\_, 2007, in Baton Rouge, Louisiana.

LOUISIANA GAWING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON

DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

WILLIAM H. BROWN HEARING OFFICER