



State of Louisiana

Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

HILLARY J. CRAIN
CHAIRMAN

NOTICE OF DECISION

IN RE: MICHAEL A. NELSON
NO. P040042236

TO: Michael A. Nelson
181 Tom Murphy Road
Jamestown, LA 71045

CERTIFIED MAIL: 7003 1680 0000 7626 7843
RETURN RECEIPT REQUESTED

Tammy Matzke, AAG
1885 North 3rd Street
Baton Rouge, LA 70802

CERTIFIED MAIL: 7003 1680 0000 7626 7850
RETURN RECEIPT REQUESTED


Sgt. Jim McGuane, LSP
7919 Independence Boulevard
Baton Rouge, LA 70806

CERTIFIED MAIL: 7003 1680 0000 7626 7867
RETURN RECEIPT REQUESTED

NOTICE IS HEREBY given that on March 16, 2004, the decision of the Louisiana Gaming Control Board was signed in the above entitled matter. (SEE COPY OF THE ENCLOSED DECISION)

An appeal from a decision of the Board shall be filed within ten (10) days of notice of the decision in the Nineteenth Judicial District Court and shall be reviewed solely on the record as provided by La. R.S. 27:26.

Louisiana Gaming Control Board, Baton Rouge, Louisiana this 17th day of March, 2004.



Geraldyn A. Coleman
Appeal Docket Clerk

NOTIFIED:

Michael A. Nelson
Tammy Matzke, AAG
Sgt. Jim McGuane, LSP-Casino Gaming Division

3117104



State of Louisiana

Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

HILLARY J. CRAIN
CHAIRMAN

IN RE: MICHAEL A. NELSON NO. P040042236

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of March 15, 2004. The Hearing Officer's order dated February 17, 2004, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Suspension," Permit No. P040042236, by and between Michael A. Nelson, and the Louisiana Department of Public Safety and Corrections, Office of State Police, Casino Gaming Division, which is attached hereto and incorporated herein, is **APPROVED**.

THUS DONE AND SIGNED on this the 16th day of March, 2004.

LOUISIANA GAMING CONTROL BOARD

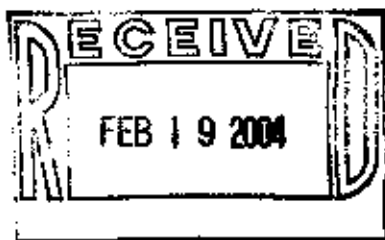
BY:


HILLARY J. CRAIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 16th DAY
OF March 2004

APPEAL DOCKET CLERK


02/16/2004 13:31 FAX



STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: MICHAEL A. NELSON

NO. P040042236

JOINT MOTION FOR ENTRY OF STIPULATIONS AND
APPROVAL OF PROPOSED SETTLEMENT

ON THE JOINT MOTION OF:

1. the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division (hereinafter "Division"), and
2. Michael A. Nelson, Permit No. P040042236 (hereinafter "permittee").

who respectfully represent the following:

WHEREAS:

1. On August 29, 2003, the Division received notification from the Louisiana Department of Revenue that permittee was not current in the filing of all applicable tax returns or in the payment of all taxes owed. Permittee was notified on September 13, 2003 by certified mail that permittee had thirty (30) days to provide the Section with documentation that a tax clearance had been issued. Permittee did not provide documentation of a tax clearance to the Division until January 13, 2004.
2. The permittee is mandated by La. R.S. 27:28B(3) to remain current with all tax filings and payments owed to the state of Louisiana, any political subdivision of Louisiana, or the Internal Revenue Service.
3. Permittee was issued a *Notice of Recommendation of Revocation* by the Louisiana Gaming Control Board on or about December 2, 2003.
4. This matter has been scheduled for hearing on February 17, 2004 at 9:30 a.m. before the Honorable Joseph E. Anzalone, Jr.

NOW THEREFORE, in consideration of the foregoing stipulations, the Division and the permittee hereby propose the following settlement, that:

TRUE COPY

Representative
Louisiana Gaming Control Board

02/16/2004 15:32 FAX


1. The permittee acknowledges that all taxes and penalties remain current with all tax filings and payments owed to the state of Louisiana, any political subdivision of Louisiana, or the Internal Revenue Service;
2. The permittee further acknowledges that Permittee was notified on September 13, 2003 by certified mail that permittee had thirty (30) days to provide the Section with documentation that a tax clearance had been issued. Permittee did not provide documentation of a tax clearance to the Division until January 13, 2004.
3. In consideration of the previous and aforementioned delay in submission of the mandatory tax Louisiana state tax clearance and in lieu of further administrative action against the permittee's gaming permit, the permittee shall pay a \$250.00 civil penalty;
3. The Division hereby agrees to accept the permittee's payment of the above stated penalty in full and final settlement of this Notice of Recommendation of Administrative Action;
4. The Division reserves the right to take into consideration these violations in connection with any future violation;
5. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
6. This settlement constitutes the entire agreement between the Division and Michael A. Nelson pertaining to the subject matter contained herein, and supercedes all prior and ~~subsequent~~ ~~agreements~~ ~~representations~~, and understandings of the parties;
7. This settlement is subject to approval by the ~~Hearing Officer~~ ~~or the Board~~ ~~or the Board~~ Control Board; it is expressly understood that if this proposed 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; if approved, however, payment of the above penalties must be submitted to the Division within fifteen (15) 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 permittee being suspended until such time as the penalty is paid in full;
8. The Division and the permittee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

02/16/2004 15:32 FAX

Respectfully submitted,


MICHAEL A. NELSON
No. P040042236

BY:


Michael A. Nelson
181 Tom Murphy Road
Jamestown, Louisiana 71045

CHARLES C. FOTI, JR.
ATTORNEY GENERAL

BY:


Tammy Weaver Mitzke
Assistant Attorney General
La. Bar Roll No. 22887
1685 North Third Street, 5th Floor
Baton Rouge, Louisiana 70802
Telephone: (225) 326-6500
Facsimile: (225) 326-6599

STATE OF LOUISIANA

LOUISIANA GAMING CONTROL BOARD

ADMINISTRATIVE HEARING OFFICE

IN RE: MICHAEL A. NELSON

NO. P040042236

ORDER

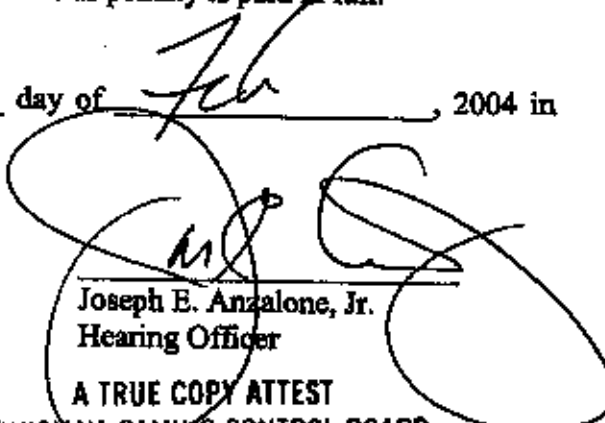
Considering the foregoing Joint Motion For Entry of Stipulations and Approval of Proposed Settlement, IT IS HEREBY ORDERED that such proposed settlement be approved, to wit:

1. The permittee acknowledges that he was notified on or about September 13, 2003 by certified mail that permittee had thirty (30) days to provide the Section with documentation that a tax clearance had been issued and that he did not provide documentation of a tax clearance to the Division until January 13, 2004.
2. the permittee shall pay a \$250.00 civil penalty;
3. payment of the above penalty shall be submitted to the state within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board; and
4. the failure to submit the above penalty within fifteen (15) days of approval of this settlement by the Board shall result in the Non Key Gaming Employee Permit of the permittee being suspended until such time as penalty is paid in full.

THUS DONE AND SIGNED this 17 day of Feb, 2004 in
Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
 I HEREBY CERTIFY THAT A CERTIFIED
 COPY HAS BEEN MAILED OR SERVED ON
 ALL PARTIES THIS 18th DAY
 OF February 2004
Soraine Haynes
 CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Michael Nelson
 Jeremy Matzke
 Dr. Barry Dean


 Joseph E. Anzalone, Jr.
 Hearing Officer
 A TRUE COPY ATTEST
 LOUISIANA GAMING CONTROL BOARD
 HEARING OFFICE
 BATON ROUGE, LA 2-18-04
Soraine Haynes
 BY: CLERK