

M. J. "MIKE" FOSTER, JR. **GOVERNOR** 

Gaming Control Board

HILLARY J. CRAIN **CHAIRMAN** 

# IN RE: T&D VENTURES, L.L.C. D/B/A LUCKY DOLLAR CASINO NO. VP4701512880A VIOLATION/INSPECTION REPORT NO. 014075

# **ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of September 16, 2003. The Hearing Officer's order dated September 3, 2003, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement' in the matter of the "Notice of Recommendation of Administrative Action," by and between T&D Ventures, L.C.C. d/b/a Lucky Dollar Casino, No. VP4701512880A, and the Louisiana Department of Public Safety and Corrections, Office of the State Police, Video Gaming Division, which is attached hereto and incorporated herein, is APPROVED.

THUS DONE AND SIGNED on this the

LOUISIANA-GAMING CONTROL BOARD

BY:

LOUISIANA GAMING CONTROL BOARD

I HEREBY CERTIFY THAT A CERTIFIED COPY HAS BEEN MAILED OR SERVED ON

**ALL PARTIES THIS** 

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STATE OF LOUISIANA
OUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

AUG 2 6 2003

LGCB Administrative Hearing Office

IN RE: T & D VENTURES, LLC
d/b/a LUCKY DOLLAR CASINO

A 2003

CASE NO. 4701512880A

# 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. T & D Ventures, LLC d/b/a Lucky Dollar Casino, License No. 4701512880 (hereinafter "licensee"),

who respectfully represent the following:

#### WHEREAS:

- 1. On or about February 11, 2003, an agent of the Division noted that the an advertisement in the Community Mirror newspaper, which advertised the licensee's gaming establishment, did not include the problem gambling toll-free telephone number;
- 2. The licensee is mandated by La. R.S. 27:27.3 to place the toll-free telephone number of the National Council on Problem Gambling (or other similar, Board-approved toll-free telephone number) in any advertisement of its gaming activities or gaming establishment;
- 3. Pursuant to its agent's observations, the Division issued Violation/Inspection Report #014075 to the licensee on or about March 13, 2003, citing violation of La. R.S. 27:27.3. Attendant to this Violation/Inspection Report, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to the licensee on or about May 5, 2003.
- 4. Though appeal delays elapsed and a Notice of Revocation was issued to the licensee, the Louisiana Gaming Control Board granted the licensee another opportunity for hearing, and this matter has been scheduled for hearing on September 17, 2003 at 9:00 a.m. before the Honorable William H. Brown,

Representative
Louisiana Gaming Control Board

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

- 1. The licensee acknowledges that it was in violation of La. R.S. 27:27.3, in that it did not place the required problem gambling toll-free telephone number in the February 11, 2003 Community Mirror advertisement that advertised its gaming establishment;
- 2. In lieu of further administrative action against the licensee's video gaming license, the licensee shall pay a \$250.00 civil penalty;
- 3. The Division hereby agrees to accept the licensee's payment of the above stated penalty in full and final settlement of Violation/Inspection Report No. 014075 and 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;
- This settlement constitutes the entire agreement between the Division and T & D
   Ventures, LLC d/b/a Lucky Dollar Casino pertaining to the subject matter contained
   herein, and supercedes all prior and contemporaneous agreements, representations,
   and understandings of the parties;
- 7. This settlement is subject to approval by the Hearing Officer of the Louisiana Gaming 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 video gaming license of the licensee being suspended and its gaming devices being disabled; and
- 8. The Division and the licensee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

## Respectfully submitted,

T & D VENTURES, LLC d/b/a LUCKY DOLLAR CASINO VG# 4701512880

BY:

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

IN RE: T & D VENTURES, LLC
d/b/a LUCKY DOLLAR CASINO

CASE NO. 4701512880A

## **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 licensee acknowledges that it was in violation of La. R.S. 27:27.3, in that it did not place the required problem gambling toll-free telephone number in the newspaper advertisement that advertised its gaming establishment;
- 2. the licensee 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 video gaming license of the licensee being suspended and its gaming devices being disabled.

THUS DONE AND SIGNED this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_, 2003 in Baton Rouge, Louisiana.

William H. Brown Hearing Officer

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

DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

Haren white Sabrma Ballard A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE

BATON ROUGE, LA 9303

BY: CLERK