



*State of Louisiana*  
*Gaming Control Board*

BOBBY JINDAL  
GOVERNOR

DALE A. HALL  
CHAIRMAN

**IN RE: ZYDECO'S II, LLC D/B/A ZYDECO'S II**  
**NO. 4500215524**

**ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of May 17, 2012. The Hearing Officer's order dated May 2, 2012, 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 Zydeco's II, LLC d/b/a Zydeco's II, No. 4500215524, 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<sup>th</sup> day of May, 2012.**

**LOUISIANA GAMING CONTROL BOARD**

BY: \_\_\_\_\_

*Dale*  
DALE A. HALL, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 18<sup>th</sup> DAY  
OF May, 2012  
APPEAL DOCKET CLERK  
*Arayst Paulin*

LGCB-1435-12-B

**RECEIVED**

By GERALYN COLEMAN at 2:43 pm, May 02, 2012

**RECEIVED**

MAY 02 2012

LCCB  
ADMINISTRATIVE HEARING OFFICE

STATE OF LOUISIANA

LOUISIANA GAMING CONTROL BOARD

ADMINISTRATIVE HEARING OFFICE

IN RE: ZYDECO'S II, L.L.C.  
d/b/a ZYDECO'S II

LICENSE No. 4500215524

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

**TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:**

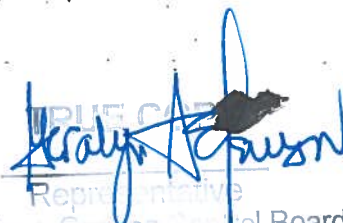
COME NOW the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Zydeco's II, L.L.C. d/b/a Zydeco's II (hereinafter, the "Licensee") who file this, their Joint Motion for Approval of Compromise and Settlement Agreement, and in support 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 Officer and the Louisiana Gaming Control Board.

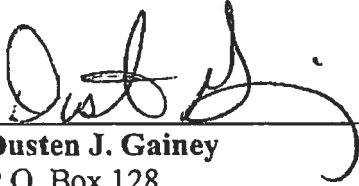
2.

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.

  
Representative  
Louisiana Gaming Control Board

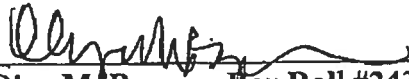
**WHEREFORE, PREMISES CONSIDERED,** the Division and the Licensee respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,



**Dusten J. Gainey**  
P.O. Box 128  
Paradis, LA 70080  
*Member of Zydeco's II, L.L.C.*

**JAMES D. "BUDDY" CALDWELL**  
**ATTORNEY GENERAL**

By:   
**Olga M. Bogran, Bar Roll #24302**  
Assistant Attorney General  
Gaming Division  
400 Royal St. Suite 1230  
New Orleans, LA 70130  
Telephone: (504)599-1153  
Facsimile: (504) 599-1163  
*Counsel for the Division*

**EXHIBIT "A"**

**STATE OF LOUISIANA**

**LOUISIANA GAMING CONTROL BOARD**

**ADMINISTRATIVE HEARING OFFICE**

**IN RE: ZYDECO'S II, L.L.C.  
d/b/a ZYDECO'S II**

**LICENSE No. 4500215524**

**COMPROMISE AND SETTLEMENT AGREEMENT**

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Zydeco's II, L.L.C. d/b/a Zydeco's II (hereinafter, the "Licensee") do hereby represent and agree as follows:

**WHEREAS**, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to the Licensee, which notice contains allegations of certain violations of Louisiana Gaming Control Law; and

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

**WHEREAS**, the parties hereto are desirous of fully and finally compromising and settling all disputes and issues raised 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. The Licensee stipulates that it failed to timely file an Annual Report with Louisiana Secretary of State and was consequently deemed to be "not in good standing" with the Louisiana Secretary of State.

2. The Division stipulates that the Louisiana Secretary of State reports the Licensee "in good standing" as of February 9, 2012.<sup>1</sup>

## TERMS AND CONDITIONS

1. The Licensee agrees to pay, within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board, a civil penalty of five hundred and 00/100 Dollars (\$500.00) for violation of LAC 42:XI.2405(B)(1)(a) and LAC 42:XI.2417(A)(1).

2. The Division hereby agrees that payment of a civil penalty of five hundred and 00/100 Dollars (\$500.00) shall be in full and final settlement of all matters set forth in the Notice of Recommendation of Administrative Action.

3. The Division reserves the right to take into consideration these admitted stipulations and violations in connection with any future investigation, violation or assessment of penalty, and in connection with any future determination of the suitability of the Licensee.

4. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and the Licensee pertaining to the Licensee's failure to timely submit the annual form and fees as required by gaming law and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

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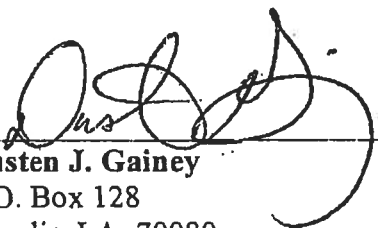
<sup>1</sup> Exhibit 1 (Copy of Louisiana Secretary of State corporate database report).

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.

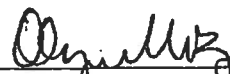
6. If approved, the Licensee must make full payment of the civil penalty to the Division within fifteen (15) days of approval by the Louisiana Gaming Control Board. Failure to do so shall result in the immediate suspension of the License without the necessity of any further administrative action.

7. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

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

  
\_\_\_\_\_  
**Dusten J. Gainey**  
P.O. Box 128  
Paradis, LA 70080  
*Member of Zydeco's II, L.L.C.*

**JAMES D. "BUDDY" CALDWELL**  
**ATTORNEY GENERAL**

By:   
\_\_\_\_\_  
**Olga M. Bogran, Bar Roll #24302**  
Assistant Attorney General  
Gaming Division  
400 Royal St. Suite 1230  
New Orleans, LA 70130  
Telephone: (504)599-1153  
Facsimile: (504) 599-1163  
*Counsel for the Division*

STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

IN RE: ZYDECO'S II, L.L.C.  
d/b/a ZYDECO'S II

LICENSE No. 4500215524

ORDER

BE IT REMEMBERED that on the 2nd day of May, 2012, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared in person or 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**; that the Licensee must pay 500 hundred and 00/100 Dollars (\$500.00) to the Division within fifteen (15) days of approval by the Louisiana Gaming Control Board. Failure to do so shall result in the immediate suspension of the gaming License without the necessity of any further administrative action.

SIGNED AND ENTERED this 2nd day of May, 2012, in

Baton Rouge, Louisiana.  
I HEREBY CERTIFY THAT A CERTIFIED COPY HAS BEEN MAILED OR SERVED ON  
THIS 2nd day of May, 2012.  
[Signature]  
CLERK, ADMINISTRATIVE HEARING OFFICE  
oe D. Dupont, Courney  
Alex Boyan  
SGT. Wonnell Sledge

[Signature]

A TRUE COPY ATTEST  
HEARING OFFICER, LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 05/02/12  
[Signature]  
BY: CLERK