

APPROVED

LOUISIANA GAMING CONTROL BOARD

3/19/01

Minutes of February 20, 2001

The Louisiana Gaming Control Board held a meeting on Tuesday, February 20, 2001, 10:00 a.m., in Senate Room A of the Louisiana State Capitol. In attendance were board members: Hillary J. Crain, Chairman; Robert M. Fleming, Vice-Chairman; Ralph Perlman, Secretary-Treasurer; James Boyer, Gen. Sherian Cadoria, Dennis Kinchen, Dudley Lastrapes, Marcia Morgan, and ex-officio member Sec. Cynthia Bridges. Absent was board member Rupert Richardson and ex-officio member Col. Terry Landry.

The Chairman called the meeting to order. It was moved by Mr. Perlman to approve the minutes of the January meeting. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

Mr. Jeff Traylor, State Police Gaming Audit Division, presented the revenue reports for the riverboats and the landbased casino. Ms. Donna Stevens, Audit Supervisor in Video Gaming, presented the statistics for video gaming and Marvin Gagnard, State Police Audit Division, presented the quarterly contributions from the tribal casinos. The only tribe paying quarterly contributions is the Tunica Biloxi Tribe, doing business as Grand Casino Avoyelles.

Mr. James Smith, Asst. Attorney General, stated that negotiations between the state and the Indian tribes is ongoing.

A Petition for Disbursement Approval was filed by Hollywood Casino Corporation. Mr. Walt Evans, general counsel for Hollywood Casino Corporation, addressed the Board concerning this matter. Ms. Claudeidra Minor, Asst. Attorney General, stated that this matter was part of the conditions of the license, and there were no legal impediments to prohibit the Board from approving the request.

Following the discussion, it was moved by Mr. Kinchen to approve the request. That motion was seconded by Mr. Boyer and unanimously approved.

On behalf of Pinnacle Entertainment, Mr. Jamie Perdigao, counsel, requested approval of design and construction changes to Boomtown Belle Casino. Mr. Dave Williams, General Manager of Boomtown, and Mr. Arthur Darden, a naval architect, were available to answer any questions. Mr. Leonce Gautreaux, Asst. Attorney General, stated that the changes met the legal requirements regarding emergency evacuation routes and would not exceed 30,000 square feet or 60 percent of the total square footage of passenger area.

Following the discussion, it was moved by Sec. Perlman to approve the request. That motion was seconded by Mr. Boyer and unanimously approved.

The next item on the agenda was the third calendar quarter voluntary procurement and employment conditions for riverboat licensees. Ms. Claudeidra Minor, presented this information to board members.

Mr. Jay Quinlan, Director of the Attorney General's Gaming Division, addressed the Board with reference to the financial stability of Jazz Casino Corporation. In addition, Mr. Mike Crawford, a bankruptcy attorney who has been monitoring the status of J.C.C., presented a brief synopsis on the status of the bankruptcy.

The Board acted on and approved applications for the following truckstops:

1. Super Stop Enterprise, Inc., d/b/a Gator Super Stop Truck Stop Casino
2. Riverbend Truckstop & Palace Casino of St. Rose

Mr. Leonce Gautreaux, Sgt. Alton Martin, State Police Gaming, and Mr. Reece Middleton of the Louisiana Association of Compulsive Gaming, discussed the Video Poker Compulsive Gaming Training Program that is being conducted for Types 1 - 5 licensees. Following the presentation, it was moved by Mr. Boyer to approve the training program. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

The Board acted on a Petition for a Declaratory Ruling filed on behalf of Louisiana Casino Cruises, Inc., d/b/a Casino Rouge, to determine whether the Board has the authority to require a lessor to submit to suitability. Representing Louisiana Casino Cruises was Mr. Joseph Brantley and Mr. William Patrick.

Following discussion, it was moved by Vice-Chairman Fleming that the Board had the authority to require a lessor of a facility where a riverboat gaming operation takes place to submit to suitability. That motion was seconded by Mr. Lastrapes and unanimously approved.

The Board acted on proposed settlements/appeals in the following:

1. In Re: Blane Guillory d/b/a Guillory Gaming - Motion by Mr. Boyer to approve the settlement. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.
2. In Re: Triple Diamond, L.L.C. d/b/a Cajun Casino - Motion by Vice-Chairman Fleming that the Hearing Officer's decision be affirmed. This decision allows for the license to be granted, agreeing that the truckstop is located in St. Martin Parish. That motion was seconded by Mr. Boyer but was defeated by a 5 to 3 vote. Voting for the motion was Vice-Chairman Fleming, Sec. Perlman and Mr. Boyer. Voting against the motion was Gen. Cadoria, Mr. Kinchen, Mr. Lastrapes, Ms. Morgan and Chairman Crain.

Gen. Cadoria made a substitute motion to reverse the Hearing Officer and deny the license. That motion was seconded by Mr. Kinchen and passed by a 5 to 3 vote.

Voting for the motion was Gen. Cadoria, Mr. Kinchen, Mr. Lastrapes, Ms. Morgan and Chairman Crain. Voting against the motion was Vice-Chairman Fleming, Sec. Perlman and Mr. Boyer.

3. In Re: J-Town Daiquiris - Motion by Mr. Boyer to affirm the Hearing Officer on counts 1 through 3, reverse the Hearing Officer on counts 4 and 5, and add a penalty of \$450.00. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
4. In Re: Frosty Express - Motion by Mr. Boyer to affirm the Hearing Officer's decision. That motion was seconded by Mr. Morgan and unanimously approved by the Board.
5. In Re: John D. Hayes - Motion by Vice-Chairman Fleming to affirm the Hearing Officer's decision revoking the permit. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

It was moved by Sec. Perlman to amend the agenda to go into Executive Session to discuss litigation. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

Following the Executive Session, the Board returned to the Regular Session.

There being no public comments, it was moved by Vice-Chairman Fleming to adjourn. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

The meeting was adjourned.