



State of Louisiana
Gaming Control Board

BOBBY JINDAL
GOVERNOR

DANE K. MORGAN
CHAIRMAN

**IN RE: ULSTER CARPET MILLS NORTH AMERICA, INC.
NO. P086502538**

ORDER


This matter was considered by the Louisiana Gaming Control Board at its meeting of January 20, 2011. The Hearing Officer's order dated December 15, 2010, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," No. P086502538, by and between Ulster Carpet Mills North America, Inc., 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 20th day of January, 2011.

LOUISIANA GAMING CONTROL BOARD

BY: 
DANE K. MORGAN, CHAIRMAN

DKM/gac

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 21 DAY
OF January, 2011
APPEAL DOCKET CLERK


LGCB-0331-11

RECEIVED

DEC 14 2010

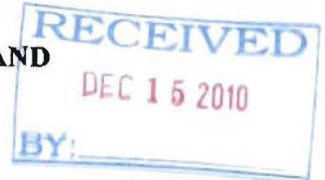
LGCB
ADMINISTRATIVE HEARING OFFICE

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: ULSTER CARPET MILLS
NORTH AMERICA, INC.

PERMIT NO. P086502538

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 Ulster Carpet Mills, North America, Inc. (hereinafter "the Permittee"), Permit No. P086502538, 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 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 Officer and the Louisiana Gaming Control Board.

2.

A true and correct copy of the proposed Compromise and Settlement Agreement

TRUE COPY
Gerald A. Johnson
Representative
Louisiana Gaming Control Board

is attached hereto as Exhibit "A" and incorporated by reference for all purposes.

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

Respectfully Submitted,



Richard J. Wilson, Treasurer
81 Whitlock Avenue
Atlanta, GA 30064
Ulster Carpet Mills
North America, Inc.
On Behalf of the Licensee

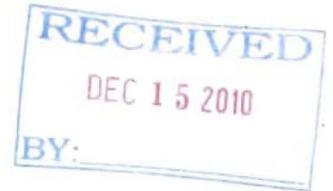
JAMES D. "BUDDY" CALDWELL
ATTORNEY GENERAL



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: ULSTER CARPET MILLS
NORTH AMERICA, INC.**

PERMIT NO. P086502538

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "the Division") and Ulster Carpet Mills, North America, Inc. (hereinafter "the Permittee"), Permit No. P086502538, do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to Ulster Carpet Mills, North America, Inc., which notice alleges 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. On October 11, 2010, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to the Permittee alleging certain violations of Louisiana Gaming Control Law.

2. On June 30, 2009, John B. Wilson, Director and 33% owner of the Permittee, died. Mr. Wilson's death was disclosed to the Division on the renewal application filed on January 14, 2010.

3. The Permittee admits that they did not disclose the fact of John B. Wilson's death within 15 calendar days as required by gaming law.

TERMS AND CONDITIONS

1. The Permittee agrees to pay a civil penalty of Three Thousand Dollars (\$3000.00).

2. The Division hereby agrees to accept the payment of Three Thousand Dollars (\$3000.00) in settlement of 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 Permittee.

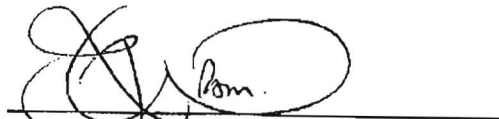
4. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and the Permittee and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

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, the Permittee 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 until such time as the penalty is paid in full.

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.



Richard J. Wilson, Treasurer
81 Whitlock Avenue
Atlanta, GA 30064
Ulster Carpet Mills
North America, Inc.
On Behalf of the Licensee



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

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: ULSTER CARPET MILLS
NORTH AMERICA, INC.

PERMIT NO. P086502538

ORDER

BE IT REMEMBERED that on this the 15th day of Dec, 2010, came on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, 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 Permittee must pay Three Thousand and No /100 (\$3000.00) Dollars 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 permit without the necessity of any further administrative action until such time as the penalty is paid in full.

SIGNED AND ENTERED this 15th day of Dec, 2010, in Baton Rouge, Louisiana

Richard S. Wilson
Steph M. Brennan
Sgt. Monell Sublety

[Signature]
HEARING OFFICER
William H. Brown
A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 12.15.10
[Signature]
BY: CLERK