

## LOUISIANA GAMING CONTROL BOARD

### Minutes of April 17, 2006

The Louisiana Gaming Control Board held a meeting on Monday, April 17, 2006, 10:00 a.m., in the Livingston Building, Baton Rouge, LA. Present at this meeting were: H. Charles Gaudin, Chairman, Judge Robert Fleming, James Boyer, William Lastrapes, Marcia Morgan, Rupert Richardson, and M.J. "Kelly" Simoneaux. Absent were board member, Dennis Kinchen, and ex-officio members, Sec. Cynthia Bridges and Col. Henry Whitehorn.

The meeting was called to order. It was moved by Mr. Boyer to waive the reading and approve the minutes of the March meeting. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

Ms. Donna Jackson, State Police Gaming Audit Division, presented the revenue reports for the riverboats, landbased casino, and slots at the tracks. Ms. Donna Stevens, also with the Audit Division, reported on the statistics for video poker.

The Board acted on the following truckstop application:

1. **Frog City Travel Plaza LLC d/b/a Frog City Travel Plaza – No. 0106511115** – Motion by Judge Fleming to approve the application. That motion was seconded by Mr. Lastrapes and unanimously approved by the Board.

The next item dealt with the consideration of a petition by Belle of Orleans Casino for a change of berth to St. Mary Parish. Representatives from the Attorney General's office and State Police addressed the Board with reference to this item. They stated the total cost of the project would be two million dollars.

Also addressing the board on this matter was Mr. Joe Yung, Director of Development for Columbia Sussex, and Mr. Kelly Duncan, counsel for Belle of Orleans. Mr. Duncan stated that the current lawsuit by the Orleans Parish Levee Board to seize the Belle of Orleans could only be enforced if the vessel entered into Orleans Parish. They also stated that the St. Mary Parish Council adopted a resolution in support of the project on February 26, 2006.

Following the discussion, it was moved by Ms. Richardson to approve the Petition for a change of berth to St. Mary Parish. That motion was seconded by Judge Fleming and unanimously approved by the Board.

Mr. Anthony Sanfilippo, President of Harrah's Central Division, provided an update on the status of the Lake Charles properties. He stated there was a letter of intent with PNK to purchase the assets of their Lake Charles properties no later than October 15, 2006.

Mr. Wade Hundley, President of Pinnacle Entertainment, also addressed the Board concerning their interest in the Harrah's properties.

Mr. Charles Foti, Attorney General, presented a draft of a white paper concerning the future of gaming revenue in Louisiana if Texas legalized gaming and also concerning the new construction in Mississippi. He stated that Mississippi had five billion dollars in new construction of casinos. Attorney General Foti stated their report did not offer suggestions but was done to provide an overview with reference to gambling.

Mr. Mike Daniels, Asst. Attorney General, stated the rulemaking would be deferred until the May meeting to allow for comments from the gaming industry on the proposed rule.

The Board acted on Proposed Settlements/Appeals in the following:

1. **In Re: Fulco-Hall Entertainment, LLC d/b/a Breakfast Club Café – No. 2604212792**
2. **In Re: Charles Seafood, LLC d/b/a Charles Seafood – No. 2604209106**

The above two cases were handled in globo because they dealt with the same issue. Both licensees submitted improperly notarized documents and each was assessed a \$1,000.00 penalty. It was moved by Judge Fleming to approve the settlement for each licensee. That motion was seconded by Ms. Morgan and unanimously approved.

3. **In Re: Margherita Jessie Arvanites – No. P056501479** – Motion by Judge Fleming to approve the settlement allowing the withdrawal of the key gaming employee permit application with prejudice, ineligibility for employment with Louisiana gaming licensees/permittees for 60 months, and to disclose to employers that the application was withdrawn with prejudice because of unsuitability. That motion was seconded by Ms. Morgan and unanimously approved by the Board.
4. **In Re: Tastee Belle Chase, Inc. d/b/a Tastee #84 – No. 2600207964**
5. **In Re: Milestones, Inc. d/b/a Laketown Grill – No. 2605213120**

These two cases were also handled in globo because they dealt with the same issue. Both licensees submitted improperly notarized documents and each was assessed a \$1,000.00 penalty. It was moved by Mr. Lastrapes to approve the settlement for each licensee. That motion was seconded by Mr. Boyer and unanimously approved by the Board.

6. **In Re: Otis Elevator Company – No. P080901376A** – Motion by Ms. Morgan to approve the \$562.50 penalty for failure to timely submit their annual fee and annual affidavit. That motion was seconded by Ms. Richardson and unanimously approved by the Board.
7. **In Re: Michael J. Spera – No. P040008629** – Motion by Mr. Simoneaux to approve the \$250.00 penalty for failure to timely submit tax clearances. That motion was seconded by Mr. Boyer and unanimously approved by the Board.

8. **In Re: Louisiana Casino Cruises, Inc. d/b/a Casino Rouge – No. CGD050224** – Motion by Mr. Boyer to approve the \$6,000.00 penalty for billboards with improperly posted Gambling Hotline Number. That motion was seconded by Mr. Lastrapes and unanimously approved by the Board.
9. **In Re: Hannah Leger – No. P040046034** – Motion by Judge Fleming to affirm the decision of the hearing officer suspending the non-key gaming permit and imposing a \$250.00 penalty for failure to timely submit a tax clearance. That motion was seconded by Ms. Richardson and unanimously approved by the Board.

There being no public comments, it was moved by Mr. Simoneaux to adjourn the meeting. That motion was seconded by Judge Fleming and unanimously approved by the Board.

The meeting was adjourned.