



State of Louisiana
Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

**IN RE: AUSTIN MICHAEL LTD. D/B/A
JOE'S CADDY CORNER BAR & GRILL
NO. 2600111453**

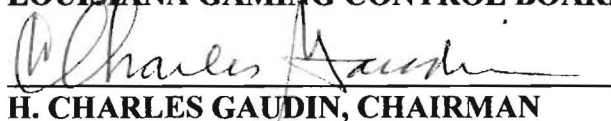
ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of June 20, 2007. The Hearing Officer's order dated May 31, 2007, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," No. 2600111453, by and between Austin Michael Ltd. d/b/a Joe's Caddy Corner Bar & Grill, 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 June, 2007.

LOUISIANA GAMING CONTROL BOARD

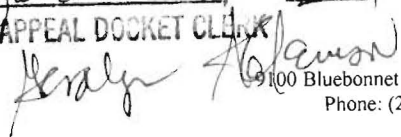
BY:


H. CHARLES GAUDIN, CHAIRMAN

HJC/gac

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 21st DAY
OF June, 2007

APPEAL DOCKET CLERK



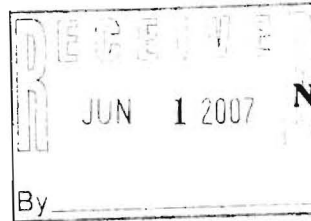
RECEIVED

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

MAY 3 11 2007

**LGCB
ADMINISTRATIVE HEARING OFFICE**

**IN RE: AUSTIN MICHAEL LTD.
d/b/a JOE'S CADDY CORNER
BAR & GRILL**



NO. 2600111453

**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 ("Division") and Austin Michael Ltd. d/b/a Joe's Caddy Corner Bar & Grill, VGL # 2600111453, 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 Austin Michael Ltd. d/b/a Joe's Caddy Corner Bar & Grill, 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 Office 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.


TRUE COPY

Representative
Louisiana Gaming Control Board

WHEREFORE, PREMISES CONSIDERED, The Division and Austin Michael Ltd. d/b/a Joe's Caddy Corner Bar & Grill, respectfully request that this Honorable Administrative Hearing Officer approve the parties' Compromise and Settlement Agreement.

Respectfully Submitted,

CHARLES C. FOTI, JR.
ATTORNEY GENERAL

By: 
Joseph Galliano II
5705 W. Esplanade Ave.
Metairie, Louisiana 70003
Telephone: (504) 885-1164
on behalf of Austin Michael Ltd.
d/b/a Joe's Caddy Corner Bar & Grill

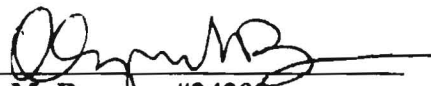
By: 
Olga M. Bogran #24302
Assistant Attorney General
One Canal Place
365 Canal Street Suite 2730
New Orleans, LA 70130
Telephone: (504) 599-1149
Facsimile: (504) 599-1163
Counsel for the Office of State Police

EXHIBIT "A"

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

**IN RE: AUSTIN MICHAEL LTD.
d/b/a JOE'S CADDY CORNER
BAR & GRILL**

NO. 2600111453

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police ("the Division") and Austin Michael Ltd. d/b/a Joe's Caddy Corner Bar & Grill, ("Joe's), VGL # 2600111453, do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to Joe's, 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 on June 7, 2007 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. Austin Michael Ltd. d/b/a Joe's Caddy Corner Bar & Grill, a licensed video gaming establishment, previously entered into a video poker device agreement with Master Video Poker.

2. Master Video Poker sent video gaming documents ("the Documents") to Austin Michael Ltd. d/b/a Joe's Caddy Corner Bar & Grill, including but not limited to the Request to Release Information which was signed by Edmund McIntyre and documents signed by Joe Galliano II ("Joe Galliano") which were purportedly notarized by Ron Welker and Bob Wenger.

3. Joseph Galliano is President of Austin Michael Ltd

4. Joseph Galliano admits that he signed the Documents in the presence of a person he mistakenly assumed to be a notary. No actual notary was present thus, the Documents were improperly notarized in violation of LAC 42:XI.2405(A)(15).

5. On April 4, 2007, the Louisiana Gaming Control Board issued a Notice of Recommendation of Administrative Action to Austin Michael Ltd. d/b/a Joe's Caddy Corner Bar & Grill, VGL # 2600111453, alleging certain violations of Louisiana Gaming Control Law.

6. Joseph Galliano represents that all of the statements, responses, disclosures and representations provided in documents submitted to the Division bearing his signature, are true and correct to the best of his knowledge, information and belief, and represent a complete and accurate account of the requested information.

TERMS AND CONDITIONS

1. Any and all information discovered throughout the course of this or any other investigation may be used in connection with any future violation(s), assessment of penalty or in any future determination of the suitability of Joseph Galliano or Austin Michael Ltd. d/b/a Joe's Caddy Corner Bar & Grill.

2. Joseph Galliano and Austin Michael Ltd. d/b/a Joe's Caddy Corner Bar & Grill agree to pay a civil penalty totaling One Thousand Dollars (\$1,000.00).


3. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and Austin Michael Ltd. d/b/a Joe's Caddy Corner Bar & Grill, pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations and understandings of the parties.

4. 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.

5. If approved, Austin Michael Ltd. d/b/a Joe's Caddy Corner Bar & Grill must make payment of the civil penalty to the Division within ten (10) 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.

6. 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.



Joseph Galliano II, Individually and as President of Austin Michael Ltd. d/b/a Joe's Caddy Corner Bar & Grill, VGL # 260111453.

Sworn to and subscribed before me, the undersigned notary, in the Parish of Jefferson this 17 day of April A.D. 2007.




Notary Signature

**J.D. DELIBERTO
NOTARY PUBLIC**

Notary D ~~JEFFERSON~~ **ORLEANS PARISH
STATE OF LOUISIANA
MY COMMISSION IS FOR LIFE**

Notary Commission expires N/A

J.D. DELIBERTO - NO. 040387



**Olga M. Bogran, AAG
State of Louisiana
Department of Public Safety & Corrections
Office of State Police**

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: AUSTIN MICHAEL LTD.
d/b/a JOE'S CADDY CORNER
BAR & GRILL

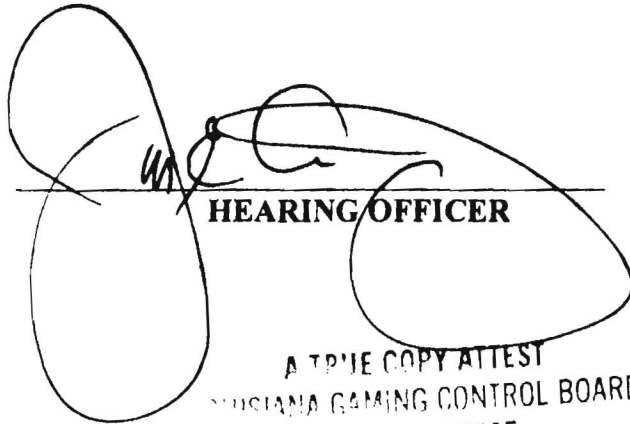
NO. 2600111453

ORDER

BE IT REMEMBERED that on this the 31 day of 2007, 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.

SIGNED AND ENTERED this 31 day of May, 2007, in Baton Rouge, Louisiana.


HEARING OFFICER

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 5/31/07


BY: CLERK

LOUISIANA GAMING CONTROL BOARD
OFFICE OF THE CLERK
SERVED ON
May 31 2007 PM
Jill Comynge
ADMINISTRATIVE HEARING OFFICE
cc: Joseph Carlano
Olga Boyan
Lt. Richard Talam