

BOBBY JINDAL GOVERNOR

RONNIE JONES CHAIRMAN

# IN RE: I-220 TRAVEL PLAZA, LLC D/B/A GOLDMINE CASINO NO. 0801512159

### **ORDER**

This matter was considered by the Louisiana Gaming Control Board at its meeting of March 19, 2015. The Hearing Officer's order dated March 2, 2015, 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 I-220 Travel Plaza, LLC d/b/a Goldmine Casino, No. 0801512159, 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 19th day of March, 2015.

LOUISIANA GAMING CONTROL BOARD

I HEREBY CERTIFY THAT A CERTIFIED

COPY HAS BEEN MAILED OR SERVED ON

LOUISIANA GAMING CONTROL BOARD

BY:

RONNIE JONES, CHAIRMAN

APPEAL DOCKET CLERK

ARTIES THIS

LGCB-3253-15-B

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By Geralyn at 11:25 am, Mar 02, 2015

#### STATE OF LOUISIANA

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LOUISIANA GAMING CONTROL BOARD

FEB 2 5 2015

ADMINISTRATIVE HEARING OFFICE

LGCB ADMINISTRATIVE HEARING DEFICE

RE:

I-220 TRAVEL PLAZA, LLC

D/B/A GOLDMINE CASINO

CASE NO.: 0801512159

## JOINT MOTION FOR APPROVAL OF COMPROMISE AND SETTLEMENT AGREEMENT

#### TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

NOW COME the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and I-220 Travel Plaza, LLC d/b/a Goldmine Casino (hereinafter, "Licensee"), who file this 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 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 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.

Representative
Louisiana Gaming Control Board

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

Respectfully Submitted,

GORDON, ARATA, MCCOLLAM, DUPLANTIS &

EAGAN, LLC

By: \_

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STATE OF LOUISIANA

LOUISIANA GAMING CONTROL BOARD

ADMINISTRATIVE HEARING OFFICE

RE: I-220 TRAVEL PLAZA, LLC

D/B/A GOLDMINE CASINO

CASE NO.: 0801512159

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State

Police (hereinafter, the "Division") and I-220 Travel Plaza, LLC d/b/a Goldmine Casino

(hereinafter, "Licensee"), do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has sent a Notice of Recommendation

of Administrative Action to Licensee, which Notice contains allegations of certain violations of

Louisiana Gaming Control Law; and

WHEREAS, the issues raised by said Notice are set for hearing before the Louisiana

Gaming Control Board Administrative Hearing Office on March 2, 2015.

WHEREAS, the Division and Licensee are desirous of fully and finally compromising

and settling all issues and disputes arising out of and in connection with said Notice;

NOW, THEREFORE, in consideration of the foregoing, the parties hereto do hereby

agree and stipulate as follows:

**STIPULATIONS** 

1. Licensee holds a Type 5 video draw poker gaming license. The licensed

establishment is located at 7303 East Texas, Bossier City, Louisiana 71111. Licensee was

previously owned by Rocky Top Investments, LLC and Rosbottom Interests, LLC, with each

member holding a 50% membership interest.

- 2. On June 12, 2014, the Division met with representatives of Licensee. During the meeting, the Division discovered that Rocky Top Investments, LLC transferred its 50% membership interest in Licensee to Louisiana Truck Stop and Gaming, LLC on December 6, 2013. On June 24, 2014, the Division received a copy of the Assignment of Limited Liability Company Membership Interest.
- 3. On June 17, 2014, the Division received a letter from Licensee stating that Rosbottom Interests, LLC had changed its name to Louisiana Truck Stop and Gaming Interests, LLC on December 9, 2013, and amended its Articles of Organization to reflect the name change. The amended Articles of Organization were filed with the Secretary of State on December 10, 2013.
- 4. Licensee failed to timely notify the Division of the transfer of 50% of the membership interest in Licensee from Rocky Top Investments, LLC to Louisiana Truck Stop and Gaming, LLC. Licensee also failed to timely notify the Division of the name change of one of its members, Rosbottom Interests, LLC, to Louisiana Truck Stop and Gaming Interests, LLC.

#### **TERMS AND CONDITIONS**

- 1. In lieu of administrative action, Licensee will pay a penalty of FIVE HUNDRED and No/100 (\$500.00) DOLLARS for each of its violations of LAC 42:XI.2417(B)(4) for a total penalty of ONE THOUSAND and No/100 (\$1,000.00) DOLLARS.
- 2. The Division hereby agrees that payment of a penalty of ONE THOUSAND and No/100 (\$1,000.00) DOLLARS 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 this admitted violation in connection with any future investigation, violation or assessment of penalty and in connection with any future assessments of Licensee's suitability.

4. The terms of this Compromise and Settlement Agreement shall be interpreted

under the laws of the State of Louisiana.

This Compromise and Settlement Agreement constitutes the entire agreement

between the Division and Licensee, pertaining to the subject matter contained herein and

supersedes all prior and contemporaneous agreements, representations and understandings of the

parties.

6. 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.

7. If approved, Licensee agrees to make full payment of the civil penalty within

fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board.

Licensee agrees that failure to meet this requirement shall result in immediate suspension of the

gaming permit without the necessity of any further administrative action until such time as the

penalty is paid in full.

I have read this entire Compromise and Settlement Agreement and agree to all stipulations and

terms and conditions hereof.

Louis M. Phillips, on behalf of I-220 Travel Plaza, LLC d/b/a

Goldmine Casino

Christopher B. Hebert, AAG, on behalf of

State of Louisiana, Department of Public Safety &

Corrections, Office of State Police

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#### STATE OF LOUISIANA

#### LOUISIANA GAMING CONTROL BOARD

#### ADMINISTRATIVE HEARING OFFICE

RE: I-220 TRAVEL PLAZA, LLC

D/B/A GOLDMINE CASINO

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#### **ORDER**

on for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared by and through their respective attorneys of record, and the Hearing Officer having considered the pleadings on file, the proposed Compromise and 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 Licensee must pay a penalty of ONE THOUSAND and No/100 (\$1,000.00) 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 Zmy day of Manh

2015, in Baton

QUISIANA GAMING CONTROL BOARD Rouge, LANGUERIANG OFFICE

HEARING OFFICE