



State of Louisiana

Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

IN RE: MASTER VIDEO POKER, INC. D/B/A MVP
NO. VP2600600115

ORDER


This matter was considered by the Louisiana Gaming Control Board at its meeting of November 15, 2005. The Hearing Officer's order dated October 26, 2005, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Denial of Renewal Applications," Permit No. VP2600600115, by and between Master Video Poker, Inc. d/b/a MVP, and the State of Louisiana, Department of Public Safety and Corrections, Office of State Police, which is attached hereto and incorporated herein, is APPROVED.

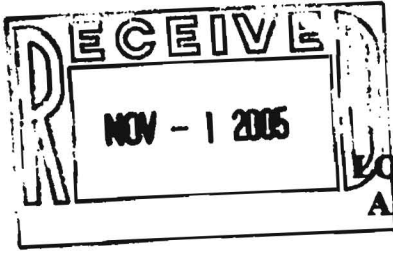
THUS DONE AND SIGNED on this the 15 day of November, 2005.

LOUISIANA GAMING CONTROL BOARD

BY:


H. CHARLES GAUDIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 16 DAY
OF November 2005
APPEAL DOCKET CLERK




RECEIVED

OCT 25 2005

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

LGCB
ADMINISTRATIVE HEARING OFFICE

IN RE: MASTER VIDEO POKER, INC. D/B/A MVP NO. 2600600115

**JOINT MOTION FOR ENTRY OF STIPULATIONS AND
APPROVAL OF PROPOSED SETTLEMENT**

ON THE JOINT MOTION OF:

1. The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "Division"), and
2. Master Video Poker, Inc. d/b/a MVP, License No. 2600600115 (hereinafter "MVP"),

who respectfully represent the following:

WHEREAS:

This matter is pending before the Honorable William H. Brown; and

NOW THEREFORE, in consideration of the hereinafter stipulations, the Division, MVP, Romero J. Marcello (hereinafter "Romero") in his individual capacity and as a shareholder of MVP, Sadie M. Marcello (hereinafter "Sadie") in her individual capacity and as a shareholder of MVP, Vincent J. Marcello, Jr. (hereinafter "Vincent Jr.") in his individual capacity and as a shareholder of MVP, Toni M. Peckenpaugh (hereinafter "Toni") in her individual capacity and as a shareholder of MVP, Leslie Marcello (hereinafter "Leslie") in her individual capacity and as spouse of Romero, do hereby propose and agree to the following settlement (hereinafter "Stipulations and Settlement"), that:

1. In lieu of Administrative Action, MVP shall surrender its license with prejudice on or before June 30, 2006, and it will not be eligible to apply for any approval authorized by Louisiana Gaming Control Law for a period of five years from the date the surrender is accepted.

Louisiana Gaming Control Board Representative

TRUE COPY

2. The Division hereby agrees to accept MVP's surrender of its license and the agreement that it will not be eligible to apply for any approval authorized by Louisiana Gaming Control Law for a period of five years from the date the surrender is accepted.

3. MVP, Romero, Sadie, Vincent Jr., Toni and Leslie hereby agree that they shall not participate in the Louisiana gaming industry in any capacity, which would require them to be found suitable by the Board and/or Division for a period of five years from the date the surrender is accepted.

4. By signature of its representatives on this Stipulations and Settlement, MVP, Romero, Sadie, Vincent Jr., Toni and Leslie acknowledge these stipulations and this prohibition. Nothing herein shall be construed as a determination of the unsuitability of Romero, Sadie, Vincent Jr., Toni and Leslie. Romero, Sadie, Vincent Jr., Toni and Leslie shall be allowed to continue to receive rental/lease payments for real estate at fair market value and amusement/vending revenue from licensed establishments; however, the revenue generated cannot be derived from a percentage of the video poker proceeds.

5. The Division reserves the right to take into consideration these allegations in connection with any future applications or violations by MVP, Romero, Sadie, Vincent Jr., Toni and Leslie. Consideration of these allegations shall not be deemed as an automatic disqualification.

6. The form and substance of this Stipulations and Settlement shall be interpreted under the laws of the State of Louisiana.

7. This Stipulations and Settlement constitutes the entire agreement between the Division, MVP, Romero, Sadie, Vincent Jr., Toni and Leslie pertaining to the subject matter contained herein and supercedes all prior and contemporaneous agreements, representations and understandings of the parties.

8. This Stipulations and Settlement is subject to approval by the Hearing Officer of the Louisiana Gaming Control Board; it is expressly understood that if this proposed Stipulations and Settlement is approved by the Hearing Officer, this agreement is not executory and will be submitted to the Board for its determination as to whether the matter should be heard by the Hearing Officer; if approved, however, MVP must surrender its license to the Division. Romero, Sadie, Vincent Jr., Toni and Leslie must surrender any licenses over which they exercise significant influence including, but not limited to, Nat's Gaming Company, Inc., M & M Gaming, Inc., and Cosimo's, Inc. to the Division on or before June 30, 2006, unless the person ceases to exercise significant influence.

9. Failure to surrender any and all licenses referenced above by June 30, 2006, shall result in an immediate revocation of all licenses, and the individual finding of unsuitability of Romero, Sadie, Vincent Jr., Toni and Leslie.

10. The Division, MVP, Romero, Sadie, Vincent Jr., Toni and Leslie waive their rights to appeal this Stipulations and Settlement if the Order approving this Stipulations and Settlement is signed by the Hearing Officer and approved by the Board.

Respectfully Submitted,

FRANK D. BLACKBURN & ASSOCIATES

CHARLES C. FOTI, JR., ATTORNEY GENERAL

By: 

Frank D. Blackburn, Bar Roll #22189
5937 Jones Creek Road
Baton Rouge, Louisiana 70817
Telephone: (225) 756-9696
Facsimile: (225) 756-9750
*Counsel for Licensee, Master Video
Poker, Inc. d/b/a MVP*


By: 

Gail C. Holland, Bar Roll #23783
Assistant Attorney General
1885 North Third Street, 5th Floor
Baton Rouge, Louisiana 70802
Telephone: (225) 326-6500
Facsimile: (225) 326-6599
Counsel for the Office of State Police

By affixing my signature below, I affirm that I have read the foregoing Joint Motion for Entry of Stipulations and Approval of Proposed Settlement and agree to the terms.

Sworn to and subscribed before me on this 20th day of Oct., 2005.


ROMERO J. MARCELLO


NOTARY PUBLIC
Frank D. Stuchlik / 14085
Printed Name Bar Roll #

By affixing my signature below, I affirm that I have read the foregoing Joint Motion for Entry of Stipulations and Approval of Proposed Settlement and agree to the terms.

Sworn to and subscribed before me on this _____ day of _____, 2005.

SADIE M. MARCELLO

NOTARY PUBLIC

Printed Name / Bar Roll #

By affixing my signature below, I affirm that I have read the foregoing Joint Motion for Entry of Stipulations and Approval of Proposed Settlement and agree to the terms.

Sworn to and subscribed before me on this _____ day of _____, 2005.

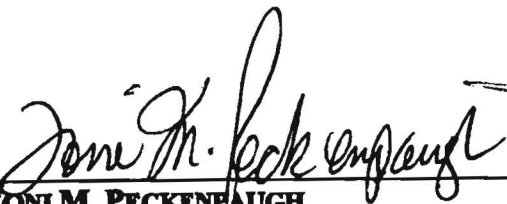
VINCENT J. MARCELLO, JR.


NOTARY PUBLIC

Printed Name / Bar Roll #

By affixing my signature below, I affirm that I have read the foregoing Joint Motion for Entry of Stipulations and Approval of Proposed Settlement and agree to the terms.

Sworn to and subscribed before me on this 19th day of October, 2005.


TONI M. PECKENFAUGH


NOTARY PUBLIC
Brown / 4774
Printed Name Bar Roll #

By affixing my signature below, I affirm that I have read the foregoing Joint Motion for Entry of Stipulations and Approval of Proposed Settlement and agree to the terms.

Sworn to and subscribed before me on this _____ day of _____, 2005.

ROMERO J. MARCELLO

NOTARY PUBLIC

Printed Name

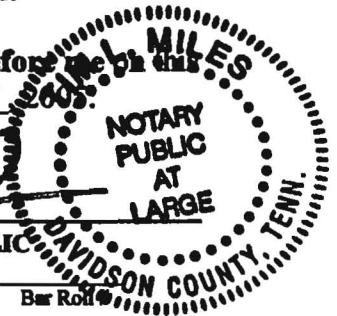
Bar Roll #

By affixing my signature below, I affirm that I have read the foregoing Joint Motion for Entry of Stipulations and Approval of Proposed Settlement and agree to the terms.

Sworn to and subscribed before me on this _____ day of October, 2005.

Sadie M Marcello
SADIE M. MARCELLO

Tim L Miles
NOTARY PUBLIC
Printed Name / Bar Roll #

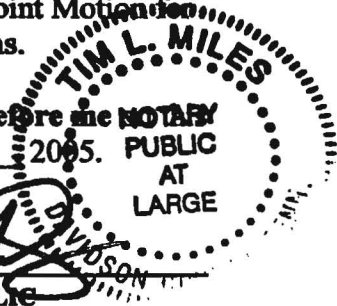


By affixing my signature below, I affirm that I have read the foregoing Joint Motion for Entry of Stipulations and Approval of Proposed Settlement and agree to the terms.

Sworn to and subscribed before me on this _____ day of October, 2005.

Vincent J. Marcello, Jr.
VINCENT J. MARCELLO, JR.

Tim L Miles
NOTARY PUBLIC
Printed Name / Bar Roll #



By affixing my signature below, I affirm that I have read the foregoing Joint Motion for Entry of Stipulations and Approval of Proposed Settlement and agree to the terms.

Sworn to and subscribed before me on this _____ day of _____, 2005.

TONI M. PECKENPAUGH

NOTARY PUBLIC

Printed Name


Bar Roll #

By affixing my signature below, I affirm that I have read the foregoing Joint Motion for Entry of Stipulations and Approval of Proposed Settlement and agree to the terms.

Sworn to and subscribed before me on this
19th day of October, 2005.



LESLIE MARCELLO


NOTARY PUBLIC
Bronx Defens Rec 1 4774
Printed Name Bar Roll #

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

IN RE: MASTER VIDEO POKER, INC. D/B/A MVP NO. 2600600115

ORDER

Considering the foregoing Joint Motion for Entry of Stipulations and Approval of Proposed Settlement, IT IS HEREBY ORDERED that such proposed Stipulations and Settlement be approved, to wit:

1. Master Video Poker, Inc. d/b/a MVP shall surrender its license with prejudice on or before June 30, 2006, and it will not be eligible to apply for any approval authorized by Louisiana Gaming Control Law for a period of five years from the date the surrender is accepted.

2. The Office of State Police shall accept Master Video Poker, Inc. d/b/a MVP's surrender of its license.

3. Master Video Poker, Inc. d/b/a MVP, Romero J. Marcello, Sadie M. Marcello, Vincent J. Marcello, Jr., Toni M. Peckenpaugh and Leslie Marcello shall not participate in the Louisiana gaming industry in any capacity, which would require them to be found suitable by the Board and/or Division for a period of five years from the date the surrender is accepted.

4. The Office of State Police may take into consideration these allegations in connection with any future applications or violations by Master Video Poker, Inc. d/b/a MVP, Romero J. Marcello, Sadie M. Marcello, Vincent J. Marcello, Jr., Toni M. Peckenpaugh and Leslie Marcello. Consideration of these allegations shall not be deemed as an automatic disqualification.

5. Failure to surrender any and all licenses referenced, including, but not limited to, Master Video Poker, Inc. d/b/a MVP, Nat's Gaming Company, Inc., M & M Gaming, Inc., and Cosimo's, Inc. by June 30, 2006, unless the person ceases to exercise significant influence, shall result in an immediate revocation of all licenses and the individual finding of unsuitability of Romero J. Marcello, Sadie M. Marcello, Vincent J. Marcello, Jr., Toni M. Peckenpaugh and Leslie Marcello.

THUS DONE AND SIGNED this 26th day of Oct, 2005, in Baton

Rouge, Louisiana.

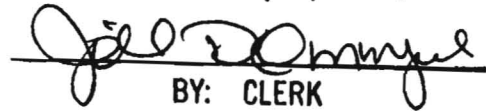


William H. Brown
Hearing Officer

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 26th DAY
OF October 2005
John D. Domyer
DEPUTY CLERK, ADMINISTRATIVE HEARING OFFICE

CC: Frank Blackburn
Scil Holland
Sgt. Roland Rodrigue

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 10/26/05


BY: CLERK