



State of Louisiana

Gaming Control Board

M. J. "MIKE" FOSTER, JR.
GOVERNOR

HILLARY J. CRAIN
CHAIRMAN

IN RE: DARRELL'S VIDEO D/B/A DARRELL'S VIDEO NO. VP1001600170

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of January 21, 2003. The Hearing Officer's order dated January 7, 2003, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Suspension," by and between Darrell's Video d/b/a Darrell's Video, No.VP1001600170, and the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division, which is attached hereto and incorporated herein, is **APPROVED**.


THUS DONE AND SIGNED on this the 23rd day of January, 2003.

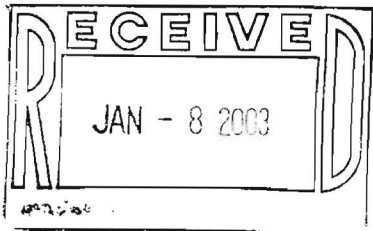
LOUISIANA GAMING CONTROL BOARD

BY:


HILLARY J. CRAIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 27th DAY
OF January 2003

APPEAL DOCKET CLERK




STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RECEIVED

JAN 07 2003

ADMINISTRATIVE
PACKET CLERK

IN RE: DARRELL'S VIDEO d/b/a DARRELL'S VIDEO CASE NO. 1001600170

JOINT MOTION FOR ENTRY OF STIPULATIONS AND
APPROVAL OF PROPOSED SETTLEMENT

ON THE JOINT MOTION OF:

1. the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division (hereinafter "Division"), and
2. Darrell's Video d/b/a Darrell's Video, License No. 1001600170 (hereinafter "licensee"),

who respectfully represent the following:

WHEREAS:

1. On or about March 8, 2002, the Division mailed the annual form, which must be submitted annually by all licensees, to the licensee;
2. The licensee was mandated by La. R.S. 27:311(K)(4), LAC 42:XI.2405(B)(4) and (7) to submit the above annual form to the Division, along with all appropriate fees and current tax clearance certificates, on or before July 1, 2002;
3. On or about June 21, 2002, the Division received the licensee's annual form and fees; however, the local and state tax clearance certificates were not included. The licensee's local and state tax clearance certificates were not received by the Division prior to July 1, 2002.
4. Pursuant to this information, the Division issued Violation/Inspection Report #13911 to the licensee on or about September 23, 2002, citing violation of LAC 42:XI.2405(B)(7). Attendant to this Violation/Inspection Report, the Louisiana Gaming Control Board issued a Notice of Recommendation of Suspension to the licensee on or about December 3, 2002.
5. This matter has been scheduled for hearing on February 19, 2003 at 9:00 a.m. before the Honorable William H. Brown,


True Copy
Representative
Louisiana Gaming Control Board

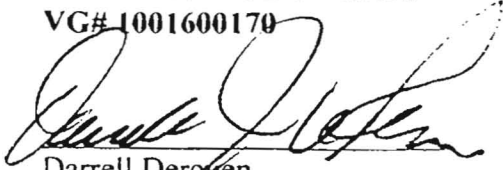
NOW THEREFORE, in consideration of the foregoing stipulations, the Division and the licensee hereby propose the following settlement, that:

1. The licensee acknowledges that it was in violation of LAC 42:X1.2405(B)(7), in that it did not submit the local and state tax clearance certificates to the Division by July 1, 2002;
2. The licensee has submitted the delinquent local and state tax clearances, a copy of which is attached hereto;
3. In lieu of suspension of the licensee's video gaming license, the licensee shall pay a \$250.00 civil penalty;
4. The Division hereby agrees to accept the licensee's payment of the above stated penalty in full and final settlement of Violation/Inspection Report No. 13911 and this Notice of Recommendation of Suspension;
5. The Division reserves the right to take into consideration these violations in connection with any future violation;
6. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
7. This settlement constitutes the entire agreement between the Division and the licensee pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
8. This settlement is subject to approval by the Hearing Officer of the Louisiana Gaming Control Board; it is expressly understood that if this proposed 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, payment of the above penalties must be submitted to the Division within fifteen (15) days of approval of this settlement by the Board; the failure to submit the civil penalty within fifteen (15) days of approval by the Board shall result in the video gaming license of the licensee being suspended and its gaming devices being disabled; and
9. The Division and the licensee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

Respectfully submitted.

DARRELL'S VIDEO
d/b/a **DARRELL'S VIDEO**
VG# 1001600170

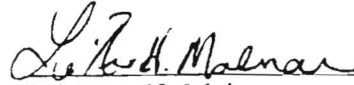
BY:



Darrell Derozen
Owner
119 West College Street
Lake Charles, Louisiana 70605
Telephone: (337) 474-3651

RICHARD P. IEYOUNG
ATTORNEY GENERAL

BY:



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STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: DARRELL'S VIDEO d/b/a DARRELL'S VIDEO CASE NO. 1001600170

ORDER

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

1. the licensee acknowledges that it was in violation of LAC 42:XI.2405(B)(7), in that it did not submit the local and state tax clearance certificates to the Division by July 1, 2002;
2. having submitted the delinquent local and state tax clearances to the Division, the licensee shall pay a civil penalty in the amount of \$250.00;
3. payment of the above penalty shall be submitted to the state within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board; and
4. the failure to submit the above penalty within fifteen (15) days of approval of this settlement by the Board shall result in the video gaming license of Darrell's Video d/b/a Darrell's Video being suspended and its gaming devices being disabled.

THUS DONE AND SIGNED this 7th day of January, 2002 in
Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 7th DAY
OF January 2003
[Signature]
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Darrell DeFouen
LeAnne Malnar, Esq.
Sabrina Ballard

[Signature]
William H. Brown
Hearing Officer

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 1/7/03

[Signature]
BY: CLERK

STATE OF LOUISIANA
PARISH OF Calcasieu

AFFIDAVIT

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified within and for the State and Parish aforesaid. PERSONALLY CAME AND APPEARED:

DARRELL DEROUEN.

who, after first being duly sworn, declared and acknowledged to me, Notary, under oath:

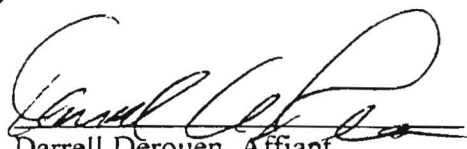
that affiant is an owner of Darrell's Video d/b/a Darrell's Video ("licensee"), whose establishment is located at 119 West College Street, Lake Charles, Louisiana 70605;

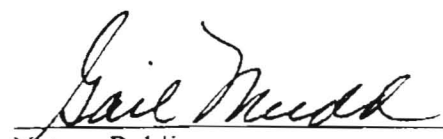
that Darrell's Video d/b/a Darrell's Video received a Notice of Recommendation of Suspension (Violation/Inspection Report No. 13911) from the Louisiana Gaming Control Board, citing violation of LAC 42:XI.2405(B)(7);

that in the interest of settling this matter, affiant has willfully entered into a Joint Motion for Entry of Stipulations and Approval of Proposed Settlement with the Division on behalf of the licensee, via the Attorney General's Office; and

that affiant signed the above-cited motion of his own volition, without duress or coercion.

THUS DONE AND PASSED in Lake Charles, Louisiana, on this 2nd day of January, ²⁰⁰³ 2002.


Darrell Derouen, Affiant


Notary Public
My commission expires at death