

Board Meeting LGCB 3-19-15, (Pages 1:1 to 87:24)

1: 1 LOUISIANA GAMING LOUISIANA CONTROL BOARD

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4 BOARD OF DIRECTORS' MEETING

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9 THURSDAY, MARCH 19, 2015

10

11 Louisiana State Capitol

12 House Committee Room 1

13 Baton Rouge, Louisiana

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17 TIME: 10:00 A.M.

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1 APPEARANCES

2

RONNIE JONES

3 Chairman (At Large)

Third Congressional District

4 June 30, 2019

5

6 FRANKLIN AYRES BRADFORD

(Economic Planner)

7 Fifth Congressional District

June 30, 2019

8

9 MARK STIPE

(Attorney)

10 Seventh Congressional District

June 30, 2014

11

12 DENISE NOONAN

(At Large)

13 First Congressional District

June 30, 2015

14

15 MAJOR CLAUDE MERCER

(Law Enforcement)

16 Fifth Congressional District

June 30, 2018

17

18 CLAUDE D. JACKSON

(At Large)

19 Fourth Congressional District

June 30, 2018

20

21 ROBERT W. GASTON, III

(At Large)

22 Sixth Congressional District

June 30, 2015

23

24 LANA TRAMONTE

Principal Assistant

25

3

1 APPEARANCES CONTINUED

2

3 TRUDY M. SMITH

Confidential Assistant

4

5 MAJOR MIKE NOEL

Ex-Officio Board Member

6 Louisiana State Police

7

8 JARROD CONIGLIO

Assistant Secretary

9 Department of Revenue

10

11 REPORTED BY:

12 SHELLEY G. PAROLA, CSR, RPR

Baton Rouge Court Reporters

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1 I. CALL TO ORDER

2 CHAIRMAN JONES: Good morning and
3 welcome to the regular monthly meeting,
4 the March meeting of Louisiana Gaming
5 Control Board.

6 Miss Tramonte, would you call the
7 roll

8 THE CLERK: Chairman Jones?

9 CHAIRMAN JONES: Here.

10 THE CLERK: Mr. Bradford?

11 MR. BRADFORD: Here.

12 THE CLERK: Mr. Stipe?

13 MR. STIPE: Here.

14 THE CLERK: Mr. Singleton? [No
15 response.] Miss Noonan?

16 MS. NOONAN: Here.

17 THE CLERK: Major Mercer?

18 MAJOR MERCER: Here.

19 THE CLERK: Mr. Jackson?

20 MR. JACKSON: Here.

21 THE CLERK: Mr. Gaston? [No
22 response.] Colonel Edmonson?

23 MAJOR NOEL: Major Noel for Colonel
24 Edmonson.

25 THE CLERK: Secretary Barfield.

8

1 MR. CONIGLIO: Jarrod Coniglio here
2 for Secretary Barfield.

3 II. PUBLIC COMMENTS

4 CHAIRMAN JONES: We have a quorum.
5 We may conduct business. Anyone wish to
6 address the Board for any matter coming
7 before the Board today? It's an
8 opportunity for public comment.

9 III. APPROVAL OF THE MINUTES

10 CHAIRMAN JONES: Do I have a motion
11 to waive reading and approve the
12 minutes?

13 MAJOR MERCER: I'll move.

14 CHAIRMAN JONES: By Mr. Mercer --

15 MS. NOONAN: I'll second.

16 CHAIRMAN JONES: -- and by Miss
17 Noonan. All in favor? [Collective
18 "aye."] Opposed? [No response.]
19 Motion carries.

20 Before we get to the revenue
21 reports, just a couple of quick
22 announcements. First of all, I
23 understand there's a wreck somewhere on
24 the Interstate 10, so Mr. Singleton and
25 others may be a little bit late getting

9

1 here. I'm not sure if Churchill Downs'
2 representatives have made it yet or not.
3 You here? You made it. You got around

4 it. Well, Mr. Singleton should be here
5 then. Thank you.

6 As you know, the Legislature is
7 coming into session soon, so we're going
8 to have to juggle rooms a little bit.
9 We're pleased that we've locked down,
10 with the help of our good friends, the
11 LaSalle Building. For the next two
12 months, we'll be meeting on April the
13 13th, which is on a Monday, and May the
14 18th, which is also on a Monday. And if
15 you-guys are creatures of habit like I
16 am, it's going to be hard to remember
17 that it's Mondays not Thursdays, but
18 that's simply just a function of having
19 to move because the Legislature is in
20 session. But we'll be at 617 North
21 Third Street, and we appreciate the help
22 that we have been given from Revenue on
23 this.

24 Also, I want to let you know that
25 after years, we successfully moved the

10

1 hearing office. They've been on Florida
2 Boulevard for some time, and they've
3 been in a leased building that was less
4 than optimum for a number of reason.
5 And Cliff and I -- when I first came
6 onboard, my predecessor, Dale Hall, had

7 been working diligently to try and find
8 them an alternate location, and he just
9 hadn't been able to do it; and it's
10 taken me this long.

11 But with the Undersecretary's Office
12 at Public Safety and Cliff, we've been
13 able to find them some space in the
14 Iberville Building. We have a hearing
15 room that we'll be sharing with other
16 tenants over there. I still haven't
17 been able to wrap my head around the
18 fact that I have to pay the State rent,
19 but nevertheless, we'll do so. We do
20 have a new home. We had to make some
21 renovations and pay for them to move in;
22 but we do have a new home, and we're
23 glad for that.

24 Last year the Legislature passed
25 Act -- it was Act 130 of the last

11

1 regular legislative session which
2 required the Gaming Control Board to
3 prepare an annual report to the
4 Legislature on Gaming Technology, and
5 the State Police and the Attorney
6 General's Office worked tirelessly to
7 produce this report. Copies have been
8 provided to all the Board Members. We
9 are working to have this posted on the

10 Gaming Board's website, and if
11 necessary, we'll be happy to appear
12 before any legislative committee to
13 discuss the findings. I just wanted to
14 alert you to the fact that it's going to
15 be posted and available for you very
16 soon out there.

17 And finally, I want to congratulate
18 my Vice-Chair and my good friend, Ayres,
19 who I understand was, what, made
20 Chairman, North Louisiana Economic
21 Partnership, and representative of the
22 board up there. What was that,
23 yesterday?

24 MR. BRADFORD: [Nods head.]

25 CHAIRMAN JONES: Congratulations.

12

1 We're proud of you. Thank you for
2 carrying our flag.

3 IV. REVENUE REPORTS

4 CHAIRMAN JONES: At this point,
5 we'll call for Revenue Reports. Good
6 morning.

7 MS. JACKSON: Good morning, Chairman
8 Jones --

9 CHAIRMAN JONES: Good morning.

10 MS. JACKSON: -- and Board Members.
11 My name is Donna Jackson with the
12 Louisiana State Police Gaming

13 Enforcement Division.

14 The riverboat revenue report for
15 February 2015 is shown on page one of
16 your handout.

17 During February, the 15 operating
18 riverboats generated Adjusted Gross
19 Receipts of \$164,451,685, up
20 \$2.6 million or 1.6 percent from last
21 month, and up almost \$22 million or
22 15 percent from last February. Adjusted
23 Gross Receipts for fiscal year 2014-2015
24 to date are \$1,212,000,000, an increase
25 of almost \$83 million or 7 percent from

13

1 fiscal year 2013-2014.

2 During February, the State collected
3 fees totaling \$35 million. As of
4 February 28th, 2015, the State has
5 collected over \$260 million in fees for
6 fiscal year 2014-2015.

7 Next is a summary of the
8 February 2015 gaming activity for
9 Harrah's New Orleans found on page
10 three. During February, Harrah's
11 generated \$26,393,892 in gross gaming
12 revenue, a slight increase of .7 percent
13 from last month, but a decrease of
14 \$6 million or 19 percent from last
15 February. Fiscal year-to-date gaming

16 revenues for 2014-2015 are \$217 million,
17 a decrease of \$5 million or 2 percent
18 from fiscal year 2013-2014.

19 During February, the State received
20 \$4.6 million in minimum daily payments.
21 As of February 28, 2015, the State has
22 collected \$40 million in fees for fiscal
23 year 2014-2015.

24 Slots at the Racetrack revenues are
25 shown on page four. During February,

14

1 the four racetrack facilities combined
2 generated Adjusted Gross Receipts of
3 \$33,261,167, an increase of \$1.5 million
4 or 5 percent from last month, but a
5 decrease of \$1 million or three percent
6 from last February.

7 Adjusted Gross Receipts for fiscal
8 year 2014-2015 to date are \$253 million,
9 a slight increase of .2 percent or
10 \$400,000 from fiscal year 2013-2014.

11 During February, the State collected
12 fees totaling \$5 million. As of
13 February 28, 2015, the State has
14 collected over \$38 million in fees for
15 fiscal year 2014-2015.

16 Overall in February, riverboats,
17 land-based and Slots at the Racetracks
18 combined generated \$224 million in

19 Adjusted Gross Receipts and \$45 million
20 in state fees.

21 Are there any questions before I
22 present the Harrah's employee
23 information?

24 CHAIRMAN JONES: Board Members, any
25 questions? The board's clear.

15

1 MS. JACKSON: Harrah's New Orleans
2 is required to maintain at least 2,400
3 employees and a bi-weekly payroll of
4 \$1,750,835. This report covers the two
5 pay periods in February 2015.

6 For the first pay period, the
7 Division verified 2,432 employees with a
8 payroll of \$1,913,000. For the second
9 pay period, the Division verified 2,463
10 with a payroll of \$1,926,000.

11 Therefore, Harrah's met the employment
12 criteria during February.

13 Questions?

14 CHAIRMAN JONES: Questions? Thank
15 you.

16 MR. BOSSIER: Good morning, Chairman
17 Jones and Board Members. My name is Jim
18 Bossier with the Louisiana State Police
19 Gaming Audit Section. I'm reporting
20 video gaming for February 2015 as shown
21 on page one of your handout.

22 Twenty new video gaming licenses
23 were issued during February: Fifteen
24 bars, three restaurants, one truckstop
25 and one device owner's. Fourteen new

16

1 applications were received by the Gaming
2 Enforcement Division during February and
3 are currently pending the field: Five
4 bars, six restaurants, one truckstop and
5 two device owner's.

6 The Gaming Enforcement Division
7 assessed \$2,000 and collected \$3,000 in
8 penalties in February, and there are
9 currently \$1,750 in outstanding fines.

10 Please refer to page two of your
11 handout.

12 There are presently 14,230 video
13 gaming devices activated at 1,920
14 locations. Net device revenue for
15 February 2015 was \$54.6 million, a
16 \$5.7 million or 11.7 percent increase
17 when compared to January 2015, and a
18 \$1.9 million or 3.6 percent increase
19 when compared to February 2014.

20 Net device revenue so far for fiscal
21 year 2015 is \$392.4 million, an \$8.5
22 million or 2.2 percent increase when
23 compared to fiscal year 2014. Page
24 three of your handout shows a comparison

25 of net device revenue.

17

1 Total franchise fees collected for
2 February 2015 were \$16.4 million, a
3 \$1.8 million increase when compared to
4 January 2015, and a \$600,000 increase
5 when compared to February 2014.

6 Total franchise fees collected for
7 fiscal year 2014 are \$117.6 million, a
8 \$2.8 million increase or 2.4 percent
9 when compared to fiscal year 2014. Page
10 four of your handout shows a comparison
11 of franchise fees.

12 Does anybody have any questions?

13 CHAIRMAN JONES: Any questions,
14 Board? No, sir.

15 MR. BOSSIER: Thank you.

16 CHAIRMAN JONES: Thank you very
17 much.

18 V. VIDEO POKER ISSUES

19 A. Consideration of the following truckstops:

20 1. Three Little Ones, LLC, d/b/a

21 Relay Station Frierson - No.

22 1600514830 (transfer of interest)

23 2. GFY Enterprises, LLC, d/b/a Relay

24 Station Greenwood-No. 0900515347

25 (transfer of interest)

18

1 3. Little Big Horn, LLC, d/b/a Relay

2 Station Port - No. 0900515517

3 (transfer of interest)

4 4. Three Little Ones No. 2, LLC,

5 d/b/a Outpost Greenwood - No.

6 0906516819 (transfer of interest)

7 5. Outpost Travel Centers, LLC,

8 d/b/a Outpost Plain Dealing - No.

9 0802515610 (transfer of interest)

10 6. Outpost Travel Centers, LLC,

11 d/b/a Outpost Minden -

12 No. 6000515644 (transfer of

13 interest)

14 7. Outpost Travel Centers, LLC,

15 d/b/a Outpost Lake Providence -

16 No. 1800515763 (transfer of

17 interest)

18 CHAIRMAN JONES: At this point,

19 we'll move to video poker. We have

20 consideration of the following transfers

21 of interest in truckstops. We'll

22 consider items enumerated one through

23 seven on your agenda in globo.

24 Good morning.

25 MS. HIMEL: Good morning, Chairman

19

1 Jones, Members of the Board. I'm A.A.G.

2 Dawn Himel. I'll be presenting these

3 matters to the Board.

4 These are transfers of 100 percent

5 of the membership interest in Three
6 Little Ones, LLC, which holds one Type 5
7 license; 60 percent of the membership in
8 GFY Enterprises, LLC, and Little Big
9 Horn, LLC, which are both issued one
10 Type 5 license each; and 50 percent of
11 the membership in Three Little Ones No.
12 2, LLC, which holds one Type 5 license
13 and Outpost TravelCenters, LLC, which
14 holds three Type 5 licenses.

15 On March 31st, 2014, Robert E. Horn
16 passed away. He was survived by his
17 wife, Mary E. Horn, his son, Robert H.
18 Horn and three grandchildren. At the
19 time of his death, he was the sole
20 member of Three Little Ones, LLC, a
21 60 percent member of GFY Enterprises and
22 Little Big Horn, LLC, and a 50 percent
23 member of Three Little Ones No. 2 and
24 Outpost TravelCenters, LLC.

25 Other than bequests of certain

20

1 property, he left the residual of his
2 estate, which contains all the
3 membership interest that I just
4 discussed in these licensees, into
5 trusts, and those trusts were for the
6 benefit of his grandchildren, his son
7 and his wife. In his will he created

8 credit shelter trusts for his three
9 grandchildren, of which they are the
10 income and principal beneficiaries of
11 their own respective trusts. His wife
12 is the trustee of those, and his son is
13 the backup trustee.

14 He also left a marital trust for the
15 benefit of his son, for which his wife
16 is the income beneficiary and trustee
17 during her lifetime. His wife is the
18 trustee of all the trusts, and Robert
19 Horn is backup of every trust.

20 As a succession is still pending,
21 right now the testamentary trusts
22 together all hold all of his percentage.

23 And Trooper James Cannon conducted
24 an investigation of the transfers, and
25 he is present this morning to report his

21

1 findings.

2 TROOPER CANNON: Good morning,
3 Chairman and Board Members.

4 CHAIRMAN JONES: Good morning.

5 TROOPER CANNON: I investigated the
6 transfers that occurred in these
7 licensees due to the death of Robert E.
8 Horn.

9 Mary E. Horn is Robert E. Horn's
10 surviving spouse and is the trustee of

11 the grandchildren's trust, the trustee
12 and income beneficiary for life of the
13 marital trust and the executrix of
14 Robert E. Horn's estate.

15 Mary E. Horn previously submitted to
16 suitability on all of the licenses as
17 Robert E. Horn's spouse. I conducted an
18 updated criminal check on her.

19 Robert H. Horn is Robert E. Horn's
20 only surviving child and is the
21 principal beneficiary of the marital
22 trust. Robert H. Horn was already a
23 member of all of the licensees except
24 for Three Little Ones, LLC; therefore,
25 Robert H. Horn and his wife, Mary S.

22

1 Horn, previously submitted to
2 suitability on the licenses for GFY
3 Enterprises, LLC, Little Big Horn, LLC,
4 Three Little Ones No. 2 and Outpost
5 TravelCenters, LLC. They have now
6 submitted to suitability on Three Little
7 Ones, LLC, and I conducted updated
8 criminal checks on them.

9 Robert H. Horn, II, Regan Kylie Horn
10 and Molly Katherine Horn are Robert E.
11 Horn's only surviving grandchildren.
12 They are the principal and income
13 beneficiaries of their own individual

14 trusts. Robert H. Horn, II, and Regan
15 Kylie Horn submitted to suitability on
16 all of the licensees, and I conducted a
17 suitability investigation on both of
18 them. Molly Katherine Horn is a minor
19 and is not required to submit to
20 suitability at this time. Her parents,
21 Robert H. Horn and Mary S. Horn, and the
22 trustee of her trust, Mary E. Horn, have
23 submitted to suitability on all of the
24 licenses.

25 Richard M. Gonzales and Denise M.

23

1 Gonzales are associated with Three
2 Little Ones No. 2 and Outpost
3 TravelCenters, LLC. I also conducted
4 updated criminal checks on them.

5 I found no information that would
6 preclude the continued licensing of
7 these licensees or that would preclude
8 associated persons required to be found
9 suitability for participating or
10 continuing to participate in Louisiana's
11 gaming industry.

12 MS. HIMEL: The Office of the
13 Attorney General has reviewed the file
14 compiled as a result of Division's
15 investigation, and we found nothing to
16 preclude the continued licensing of the

17 licensees.

18 CHAIRMAN JONES: Board Members, any
19 questions of the Attorney General's
20 Office or State Police? The Board
21 appears to be clear.

22 Do I have a motion to approve the
23 transfers of interest?

24 MS. NOONAN: I'll move.

25 CHAIRMAN JONES: By Miss Noonan,
24

1 second by Mr. Jackson. All in favor?
2 [Collective "aye."] Opposed? [No
3 response.] The motion carries,
4 transfers have been approved. Thank you
5 very much.

6 VI. CASINO GAMING ISSUES

7 A. Consideration of Certificate of Compliance
8 for the Alternate Riverboat Inspection of
9 the gaming vessel of Golden Nugget Lake
10 Charles, LLC - No. R016502995

11 CHAIRMAN JONES: Up first is:
12 Consideration of the Certificate of
13 Compliance for the Alternate Riverboat
14 Inspection of the gaming vessel Golden
15 Nugget Lake Charles, LLC, No.
16 R016502995. Good morning.

17 MR. THOMPSON: Good morning, Mr.
18 Chairman, Board Members. I'm Buddy
19 Thompson, Assistant Attorney General.

20 With me is John Francic of the American
21 Bureau of Shipping Consultants, also
22 known as ABSC. We're here in the matter
23 of the Certificate of Compliance for
24 Golden Nugget Lake Charles, LLC.

25 At last month's board meeting, a
25

1 temporary Certificate of Compliance
2 expiring on March 31st, 2015, was issued
3 to Golden Nugget Lake Charles, LLC,
4 pending the successful completion of
5 certain deficiencies. All of these
6 deficiencies have been satisfactorily
7 completed, and Golden Nugget therefore
8 seeks the issuance of its permanent
9 Certificate of compliance which will
10 expire on December 31, 2015.

11 For more on this, I turn the
12 presentation over to John Francic.

13 MR. FRANCIC: John Francic with ABS
14 Consulting to report on the final
15 inspection for the Golden Nugget Casino.

16 The surveyors, Sam Maupin and Pete
17 Bullard, attended the Golden Nugget to
18 check the progress of clearing the
19 deficiencies issued on December 5th,
20 2014.

21 On March 3rd and 4th and March 11th
22 and 12th, the deficiencies were

23 inspected for documentation review and
24 found satisfactory. The Golden Nugget
25 Casino's met the initial construction

26

1 requirements, and therefore ABS
2 Consulting has recommended that the
3 Certificate of Compliance be issued.

4 MR. THOMPSON: We now present these
5 findings to the Board and request that
6 upon the Board accepting the
7 supplemental reports of ABSC, the Board
8 will move for the issuance of Golden
9 Nugget's permanent Certificate of
10 Compliance until December 31, 2015.

11 CHAIRMAN JONES: Any questions for
12 the Attorney General's Office or ABSC?
13 Mr. Hodgkins, did you wish to address
14 the Board?

15 MR. HODGKINS: I'm fine unless
16 somebody has some questions.

17 CHAIRMAN JONES: If you're fine,
18 we're fine.

19 MR. HODGKINS: We're ready to get
20 moving.

21 CHAIRMAN JONES: Very good. Do I
22 have a motion to issue the Certificate
23 of Compliance?

24 MR. JACKSON: I'll make a motion.

25 CHAIRMAN JONES: By Mr. Jackson,

1 second by Mr. Bradford. All in favor?

2 [Collective "aye."] Opposed? [No

3 response.] The motion carries. The

4 Certificate of Compliance is issued.

5 Thank you.

6 B. Consideration of renewal application for

7 pari-mutuel live racing facility license of

8 Churchill Downs Louisiana Horse Racing Company,

9 LLC, d/b/a Fair Grounds Race Course - No.

10 T013602541

11 CHAIRMAN JONES: Next:

12 Consideration of renewal application for

13 pari-mutuel live racing facility license

14 of Churchill Downs Louisiana Horse

15 Racing Company, LLC, doing business as

16 Fair Grounds Race Course, No.

17 T013602541.

18 Good morning.

19 MR. THOMPSON: Good morning,

20 Mr. Chairman. Again, I'm Buddy

21 Thompson, Assistant Attorney General.

22 With me are Louisiana State Police

23 Auditor Trnessia Ware and Investigative

24 Trooper Michael Daniel.

25 We're here in the matter of the

1 renewal of the slot machine gaming

2 license of Churchill Downs Louisiana

3 Horse Racing Company, LLC, d/b/a Fair
4 Grounds Race Course in New Orleans,
5 Louisiana.

6 Slot machine gaming licenses are
7 issued for five-year terms, and the
8 license for Churchill Downs Louisiana is
9 set to expire on April 18th, 2015. As
10 part of the renewal process, the A.G.'s
11 Office worked with counsel for the
12 licensee to review license conditions
13 previously placed on the licensee by the
14 Board in an effort to update the license
15 conditions. Conditions were initially
16 placed on the licensee in 2005 when it
17 was issued a license to conduct slot
18 machine gaming. Additional conditions
19 were placed on the licensee in 2007 in
20 connection with the temporary slots
21 facility and in 2008 in connection with
22 the permanent slots facility.

23 All conditions that were completed,
24 satisfied and no longer applicable were
25 removed. Some changes were made to the

29

1 conditions. There was some editing of
2 other conditions. The licensee has
3 accepted and agreed to be bound by the
4 conditions.

5 A proposed resolution, subject to

6 the proposed Statement of Conditions
7 authorizing the renewal of the license
8 commencing April 18th, 2015, has been
9 prepared for the Chairman's signature if
10 the Board approves the renewal.

11 At this time, State Police Auditor,
12 Trnessia Ware, will present her findings
13 to the Board, and then Investigative
14 Trooper Michael Daniel will present his
15 findings. Also, there are
16 representatives of the licensee that are
17 here and able to answer any questions
18 the Board may have.

19 CHAIRMAN JONES: Miss Ware.

20 MS. WARE: Good morning, Chairman
21 Jones and the Members of the Board. My
22 name is Trnessia Ware with Louisiana
23 State Police Corporate Securities Audit.

24 Licensee, Churchill Downs Louisiana
25 Horse Racing Company doing business as

30

1 Fair Grounds Race Course and Slots, is
2 owned 100 percent by Calder Race Course.
3 Calder is wholly owned by Churchill
4 Downs Management Company whose sole
5 member is the ultimate parent company,
6 Churchill Downs Corporation.

7 Fair Grounds Race Course is the only
8 slot at the track casino in the New

9 Orleans market. The New Orleans market
10 consists of three riverboat casinos and
11 one land-based casino.

12 For fiscal year 2013-2014, Fair
13 Grounds Race Course ranked fifth in the
14 New Orleans market with gross receipts
15 of approximately \$46 million, or 1.9
16 percent of total revenues generated by
17 Louisiana riverboat, land-based and
18 Slots at the Track casinos.

19 In 2014, Fair Grounds budgeted
20 approximately \$2.1 million for capital
21 expenditures and projects it will spend
22 approximately \$5 million for years 2015
23 and 2016. For years ended 2017 through
24 2018, capital expenditures are budgeted
25 approximately \$4.1 million and for 2019

31

1 approximately \$2 million.

2 Churchill Downs allocates
3 administrative services fees based on
4 Fair Grounds' needs for expenses
5 incurred in management and supporting
6 Fair Grounds' operations. Page 12 of
7 your report shows the amount of
8 administrative service fees paid for the
9 years ended 2010 through 2014.

10 In conclusion, no financial issues
11 came to our attention to preclude the

12 Board from approving the Fair Grounds
13 Race Course license for a period of five
14 years effective April 18, 2015.

15 Trooper Michael Daniel will now
16 present his findings.

17 TROOPER DANIEL: Good morning,
18 Chairman Jones and Members of the Board.
19 Trooper Michael Daniel with Louisiana
20 State Police Gaming Enforcement
21 Division.

22 I was assigned to conduct a
23 suitability investigation regarding the
24 license renewal of Churchill Downs
25 Louisiana Horse Racing Company, LLC,

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1 doing business as Fair Grounds Race
2 Course and Slots. This consisted of
3 inquires through federal, state and
4 local law enforcement agencies,
5 computerized criminal history databases,
6 civil institutions and gaming regulatory
7 agencies.

8 During the suitability
9 investigation, no information was
10 discovered which would preclude
11 licensing of Churchill Downs Louisiana
12 Horse Racing Company, LLC, doing
13 business as Fair Grounds Race Course and
14 Slots, associated entities, or key

15 personnel.

16 At this time, I will gladly answer
17 any questions you may have.

18 CHAIRMAN JONES: Board, do we have
19 any questions for the Attorney General's
20 Office or State Police before I bring
21 Churchill forward? Nothing at this
22 time.

23 Would representatives from Churchill
24 Downs please come to the table and
25 introduce yourself. Welcome.

33

1 MR. BRYANT: Chairman Jones and
2 Members of the Gaming Control Board,
3 good morning.

4 CHAIRMAN JONES: Good morning.

5 MR. BRYANT: I'm Tim Bryant. I'm
6 the President of Fair Grounds Race
7 Course and Slots, and I've got with me
8 David Waguespack, who is our attorney,
9 and Joe Rivera who is our regulatory
10 compliance officer. And we're open to
11 any questions you may have.

12 CHAIRMAN JONES: Let me start out,
13 first of all, by you and I visited last
14 year. I came by, and it just so
15 happened that I came by before the
16 legislative session started; and we
17 talked about what improvements had been

18 made at the track, what improvements
19 needed to be made at the track. And I
20 clearly understand that our jurisdiction
21 extends to the slots facility, and the
22 racing racing commission has
23 jurisdiction over pari-mutuel wagering;
24 but it's hard to separate those two
25 facilities in my head, so that if I see

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1 problems in one area, I think it affects
2 the other area.

3 I was concerned at that time -- and
4 you and I talked about some of the
5 concerns at the property, and it's no
6 secret that Representative Connick
7 attempted to address some of the issues
8 of recapitalization with the bill filed
9 last year; and I watched the testimony,
10 House criminal justice, and that was a
11 train wreck.

12 So my first question to
13 representatives of Churchill Downs is:
14 What have you done in the interim?

15 MR. BRYANT: Well, I think, as you
16 know, we had several conditions put on
17 us by the racing commission, and we made
18 several commitments to the Legislature
19 last year. And we've met those
20 conditions and commitments; and if

21 you -- I'm sure you've reached out to
22 some legislatures, and I know at our
23 March 2nd meeting that we held with the
24 Louisiana Racing Commission that they
25 unanimously voted that we were, in fact,

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1 meeting the conditions of our license
2 and the commitments that we made.

3 The meet has gone extremely well,
4 and the message was delivered and was
5 received loud and clear last year,
6 Chairman Jones; and I think -- I'm
7 hoping that you are hearing the same
8 thing that we're hearing at the Fair
9 Grounds, in that from owners, trainers,
10 horseman, guests, employees, that they
11 have noticed a noticeable difference
12 between this year and last year.

13 We've had a very solid meet. Our
14 pari-mutuel annual is up when the
15 industry, on the same days that they
16 race, is down, so we're bucking the
17 trend there. By no means is everything
18 that we've done going to solve the
19 issues with horse racing, but I tell you
20 what, we had one heck of a meet this
21 meet; and we're closing it out strong.

22 As you know, we're coming to the end
23 of our meet. We've only got eight race

24 days left, so look forward to closing it
25 out and being able to present the final

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1 numbers, but overall I think we have
2 absolutely received the message; and we
3 have absolutely delivered on the
4 commitments that were made this time
5 last year.

6 CHAIRMAN JONES: And I think we all
7 understand the challenges to the
8 pari-mutuel industry. I mean, if you
9 look at the tracks around the state, I
10 mean, everybody has their own unique
11 challenges when it comes to horse
12 racing, and that's not just limited to
13 Louisiana. I mean, that's a national
14 trend, and we also understand that
15 that's one of the reasons we have Slots
16 at the Track, to help sort of keep
17 things going.

18 I understand you had a very
19 successful weenie dog race.

20 MR. BRYANT: We did.

21 CHAIRMAN JONES: I got a good report
22 on that. I'm sorry I wasn't there.

23 I would ask how you plan to deal
24 with the issue of the smoking ban that's
25 forthcoming in Orleans Parish.

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1 MR. BRYANT: Well, I think the
2 Gaming Control Board or the Louisiana
3 State Police did a study of their own
4 and estimating that it could be a 20,
5 25 percent decrease in revenue. That's
6 something that's obviously a great
7 concern to us. We're -- we're moving
8 forward with ways to mitigate that as
9 much as possible.

10 As it stands now, it looks like the
11 writing's on the wall April 22nd that
12 that goes into effect unless something
13 changes, but with the way we're moving
14 forward is we're going to have to figure
15 out ways to, one, keep the smoking
16 guests to come to us. So we're in the
17 process of building out and met with the
18 LSP this week on a smoking patio that's
19 more convenient to the guests that come
20 that do choose to smoke. And then also
21 we're going to have to look at other
22 avenues, potentially opening up other
23 OTBs in other locations to offset.

24 Not only -- as you know, not only is
25 this going to impact Churchill Downs.

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1 It's going to impact state -- which it
2 actually goes back to the city, the City
3 of New Orleans, and the horsemen. You

4 know, the horsemen are going to take a
5 hit on this, as well, and with the
6 industry, as you said, on a national
7 level having many different nuances
8 going on with it, that's not something
9 that's going to help.

10 But we're -- we have to move
11 forward, and, you know, if there's --
12 the feedback that we're getting from the
13 city is there's not much room for any
14 kind of carve out. So we're moving
15 forward as if that's not going to
16 happen. Obviously, over the course of
17 time when we can physically demonstrate
18 the results of the nonsmoking, hopefully
19 there will be a seat at the table to
20 discuss what we can do to help mitigate
21 that loss.

22 CHAIRMAN JONES: Mr. Bryant, how
23 long have you been in gaming business --
24 gaming hospitality? How many years have
25 you got?

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1 MR. BRYANT: I've been in the gaming
2 industry 20 years.

3 CHAIRMAN JONES: Based on your
4 experience, do you believe businesses
5 can go up because they've imposed a
6 smoking ban?

7 MR. BRYANT: No, absolutely not.

8 CHAIRMAN JONES: Because that was
9 some of the testimony that was presented
10 before the city council, and I've not
11 heard that from anybody else who is in
12 the business of gaming in the country;
13 and I'm curious to where that came from.

14 MR. BRYANT: I worked in Indiana and
15 Illinois and those jurisdictions, and
16 when Illinois passed legislation to get
17 rid of smoking, they just crossed the
18 state border and went over into Indiana.
19 That was very clear. This will be just
20 going over to the next parish.

21 CHARIMAN JONES: And that's -- you
22 know, this Board's in no position, but I
23 thought it was in -- I thought we had a
24 responsibility to the citizens of the
25 state for whom we work, and this is

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1 about economic development. And
2 anything that impairs economic
3 development is a concern of ours, and
4 that's why I asked State Police to look
5 at the overstudies that had been
6 conducted in Delaware and in Atlantic
7 City and elsewhere and simply project
8 what those findings were into a
9 potential impact in Orleans Parish; and

10 we provided that information to the city
11 council, and it was mostly dismissed as
12 being bad science. That's unfortunate,
13 but I think it's important that it be on
14 the table for discussion purposes.

15 Did you appear before the city
16 council or anyone from Churchill Downs
17 appear?

18 MR. BRYANT: We talked behind the
19 scenes, not in a public meeting. We did
20 not get up and speak about that. One of
21 the coauthors, Guidry, oversees the
22 district that we reside in, and I had
23 several meetings with her.

24 It's a personal issue. It's -- they
25 have a lot of passion behind what they

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1 were doing, and they really do think
2 it's the right thing overall. And it
3 was -- the message was delivered from us
4 to them that it's going to negatively
5 impact our business, and there's hopes
6 that if, you know, this moves forward as
7 projected, that we'll be able to go back
8 to the city council and discuss what we
9 can do to mitigate over -- you know, I
10 think the way it is now, to be quite
11 frank, Chairman Jones, is they don't
12 believe that. They don't believe the

13 studies that have been presented to
14 them, and they feel that business is not
15 going to drop.

16 So when we can demonstrate -- when
17 it happens, unfortunately, we're going
18 to have to show them that this is what
19 happens when you -- when you impose a
20 smoking ban in a gaming environment,
21 but, again, in our conversations, again,
22 it's a very passionate situation. You
23 know, we did hang low, so to speak, and
24 weren't on the forefront of trying to
25 fight this. We were trying to fight it

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1 behind the scenes, though. That's for
2 sure.

3 CHAIRMAN JONES: You know, just what
4 little I know about gaming, I would
5 suspect that your slots activity might
6 be impacted more than Harrah's. You
7 have an awful lot of local traffic.

8 MR. BRYANT: We do.

9 CHAIRMAN JONES: It's going to be
10 easy for people to drive to Jefferson
11 Parish, which is great for Jefferson
12 Parish. You know, the State will still
13 get its fees, but I just am concerned
14 and I'm -- you know, we're not going to
15 argue about the health benefits of not

16 smoking. I don't smoke, and I'm not
17 going to take any position different
18 from that. But I just think that it
19 still has to be part of the public
20 debate as to how this is going to impact
21 the economy of this state and Orleans
22 Parish. So I thank you for those
23 comments.

24 Board Members, any questions of
25 Churchill Downs? Mr. Stipe.

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1 MR. STIPE: You have an
2 administrative services agreement that's
3 used to allocate the back office
4 functions between a number of
5 facilities, including this one, as I
6 understand it. Is that --

7 MR. BRYANT: From the corporate
8 office, that's just a corporate
9 allocation of, like, the cost to run the
10 corporation based out of Louisville,
11 Kentucky, is my understanding.

12 MR. STIPE: Sure. Is it a problem
13 for you to forward to us the methodology
14 that you use to allocate those costs?

15 MR. BRYANT: We'll certainly --
16 we'll certainly get back in touch with
17 you. I don't see a problem with that at
18 all. I mean, we sent just the total

19 numbers, is what I'm presuming. That
20 came from corporate office.

21 MR. STIPE: And that's kind of what
22 I'm getting at is: I see where it's
23 allocated, and there's administrative
24 expenses allocated over a number of
25 facilities over a number of different

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1 venues; and so I'm asking you to forward
2 information to us --

3 MR. BRYANT: Okay.

4 MR. STIPE: -- with the methodology
5 and -- the methodology and the thinking
6 behind that allocation that you're
7 using.

8 MR. BRYANT: Okay. We will touch
9 base with corporate and get back to you.

10 CHAIRMAN JONES: All right.

11 MR. STIPE: All right. This claim
12 that was pending and went to the racing
13 commission concerning purses with the
14 quarter horse owners, trainers and
15 jockeys, what's the status of that?

16 MR. BRYANT: I will turn that over
17 to our attorney, David Waguespack.

18 MR. WAGUESPACK: The lawsuit was
19 referred to the racing commission by the
20 district court judge, Judge Caruso, in
21 Civil District Court in Orleans Parish.

22 So presently it's pending before the
23 racing commission. They have an initial
24 hearing on April 20th. They requested
25 initial motions be filed regarding some

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1 preliminary issues, and so we await the
2 racing commission's review of the purse
3 issue which was raised by the lawsuit.

4 We obviously disagree with the
5 lawsuit strenuously; and, you know,
6 we'll do everything we can to defeat
7 them, and we think it will be.

8 MR. STIPE: What's the stated claim
9 or the worst case scenario of that
10 claim?

11 MR. WAGUESPACK: What they claim is
12 that the moneys collected from video
13 poker after the race meet ends or third
14 race meet ends at the end of March,
15 until the quarter horse meet begins in
16 August of each year, that all of those
17 moneys should go to the quarter horse
18 race meet, which is a ten-day race meet
19 that only exists under the law because
20 we had to have it in order to distribute
21 the money that is specifically allocated
22 to them from the slot machine gaming.

23 So the statute that deals with video
24 poker is silent as to which races get

25 the money, and it's always gone to the

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1 thoroughbreds meet; whereas, the slots

2 statutes specifically allocates purses.

3 Seventy percent of the purse money goes

4 to the thoroughbred meet, and

5 thirty percent goes to the quarter

6 horses.

7 So we think in the context of all

8 the legislation about purses and quarter

9 horse racing, that it's very clear that

10 the money that's at issue here goes to

11 the thoroughbreds -- thoroughbred meet,

12 but there's a lawsuit that's been filed.

13 It's been filed not by HBPA, which is

14 really the statutory representative for

15 the horsemen. It's been filed by a

16 group of quarter horse owners who are

17 purporting to assert, as a class action,

18 the rights of all of that group despite

19 the fact that there's a statutory

20 representative who agrees with us on the

21 statute, the HBPA.

22 CHAIRMAN JONES: Mr. Bryant, I'm

23 just wondering. I'm assuming you're

24 local. You're the compliance --

25 MR. BRYANT: He's local regulatory

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1 compliance, yes.

2 CHAIRMAN JONES: And,
3 Mr. Waguespack, you're local?

4 MR. WAGUESPACK: Yes.

5 CHAIRMAN JONES: Nobody from
6 Kentucky is at the table then, right?

7 MR. BRYANT: Well, we will certainly
8 pass -- I am a Senior Vice-President of
9 Churchill Downs, Incorporated, and I can
10 deliver the message to Louisville,
11 Kentucky, whatever that message may be.

12 CHAIRMAN JONES: So when you say
13 "corporate," you're talking about
14 yourself, that came from "corporate,"
15 okay? So I'm just wondering why
16 corporate isn't at the table to answer
17 the question. That's my discomfort.

18 MR. BRYANT: Well, we will certainly
19 pass that along. I represent Churchill
20 Downs, Incorporated, and if there's
21 anything that -- I will certainly
22 deliver that message that they were
23 hoping --

24 CHAIRMAN JONES: They send a message
25 to me by not being here, and that's

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1 troubling, okay?

2 MR. BRYANT: Okay.

3 CHAIRMAN JONES: I appreciate the
4 fact that you're vice-president, and you

5 and I have a great relationship; but
6 this "corporate" thing, I don't think
7 there's anybody here from "corporate"
8 other than you.

9 MR. WAGUESPACK: Chairman Jones,
10 I'll take the heat on that. They
11 regularly ask me -- and this is going
12 back for prior license renewals and
13 prior matters before the Board -- as
14 their local attorney, you know, should
15 we have somebody from corporate? And so
16 I'll take the heat on that. They don't
17 have somebody from corporate here
18 because I didn't think it was necessary,
19 and I apologize for that.

20 CHAIRMAN JONES: Well, a lot has
21 happened in the last five years, and a
22 lot happened about a year ago. And you
23 could have called me, all right? So you
24 made that decision. That's unfortunate,
25 and if you're watching, you should come

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1 back next time, okay?

2 MR. WAGUESPACK: I apologize.

3 MR. BRYANT: We will certainly pass
4 that on to corporate office.

5 CHAIRMAN JONES: Please do.

6 MR. BRYANT: Okay.

7 CHAIRMAN JONES: Any other

8 questions? Okay. Do we need to bring
9 Buddy back? Thank you, gentlemen.

10 MR. WAGUESPACK: Thank you very
11 much.

12 MR. BRYANT: Thank you.

13 MR. THOMPSON: Mr. Chairman, the
14 Office of the Attorney General has
15 reviewed the file compiled as a result
16 of the investigation conducted by the
17 Office of State Police. Our review
18 indicates no information was found to
19 preclude the renewal of the slot machine
20 gaming license to Churchill Downs
21 Louisiana Racing Company, LLC, d/b/a
22 Fair Grounds Race Course.

23 A resolution has been prepared and
24 submitted to the Board should the Board
25 vote to approve the renewal.

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1 CHAIRMAN JONES: Do I have a motion
2 to adopt the resolution?

3 MR. BRADFORD: So moved.

4 CHAIRMAN JONES: By Mr. Bradford.
5 Second --

6 MR. JACKSON: Second.

7 CHAIRMAN JONES: -- by Mr. Jackson.

8 Miss Tramonte, would you read the
9 resolution into the record.

10 THE CLERK: On the 19th day of March

11 2015, the Louisiana Gaming Control Board
12 did, in a duly noticed public meeting,
13 consider the license renewal application
14 of Churchill Downs Louisiana Horse
15 Racing Company, LLC, doing business as
16 Fair Grounds Race Course, and upon
17 motion duly made and second, the Board
18 adopted this resolution.

19 Be it resolved that the license
20 T013602541 to conduct slot machine
21 gaming issued to Churchill Downs
22 Louisiana Horse Racing Company, LLC, be
23 renewed for a term of five years
24 commencing April 18th, 2015, subject to
25 the Statement of Conditions to slot

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1 machine gaming license of Churchill
2 Downs Louisiana Horse Racing Company
3 attached hereto and made a part thereof.

4 Thus done and signed in Baton Rouge,
5 Louisiana, this 19th day of March 2015.

6 THE CLERK: Mr. Bradford?

7 MR. BRADFORD: Yes.

8 THE CLERK: Mr. Stipe?

9 MR. STIPE: Yes.

10 THE CLERK: Miss Noonan?

11 MS. NOONAN: Yes.

12 THE CLERK: Major Mercer?

13 MAJOR MERCER: Yes.

14 THE CLERK: Mr. Jackson?

15 MR. JACKSON: Yes.

16 THE CLERK: Chairman Jones.

17 CHAIRMAN JONES: Yes. The motion
18 carries. The resolution -- the motion
19 to adopt the resolution has been
20 adopted.

21 MR. THOMPSON: Thank you.

22 CHAIRMAN JONES: Thank you very
23 much, Buddy. Mr. Bryant, you may
24 forward the information from corporate
25 to my attention. I'll get it to Mr.

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1 Stipe.

2 MR. BRYANT: Okay.

3 CHAIRMAN JONES: Okay. We'll be
4 waiting on that. Thank you very much.

5 VII. CONSIDERATION OF PROPOSED SETTLEMENTS/APPEALS

6 IN THE FOLLOWING:

7 1. In Re: I-220 Travel Plaza, LLC, d/b/a
8 Goldmine Casino - No. 0801512159 (proposed
9 settlement)

10 CHAIRMAN JONES: At this point, we
11 come to Settlements and Appeals in the
12 following matters. First up is in
13 regard to I-220 Travel Plaza, LLC, doing
14 business as Goldmine Casino, No.
15 0801512159. This is a proposed
16 settlement.

17 Good morning.

18 MR. HEBERT: Good morning, Chairman,
19 Members of the Board. Christopher
20 Hebert representing the Louisiana Office
21 of State Police in the matter of I-220
22 Travel Plaza, LLC, doing business as
23 Goldmine Casino.

24 Goldmine Casino holds a Type 5 video
25 draw poker gaming license and was

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1 previously owned by Rocky Top
2 Investments, LLC, and Rossbottom
3 Interest, LLC, with each member holding
4 50 percent membership interest.

5 On June 12th, 2014, the Division met
6 with representatives of Goldmine Casino.
7 During this meeting, the Division
8 discovered that Rocky Top Investments,
9 LLC, transferred its 50 percent
10 membership interest in Goldmine Casino
11 to Louisiana Truckstop and Gaming, LLC,
12 on December 6th, 2013.

13 On June 24th, 2014, the Division
14 received a copy of the assignment of
15 limited liability company membership
16 interest. On June 17, 2014, the
17 Division received a letter from Goldmine
18 Casino stating that Rossbottom Interest,
19 LLC, had changed its name to Louisiana

20 Truckstop and Gaming Interest, LLC, on
21 December 9, 2013, and amended its
22 articles of organization to reflect the
23 name change. The amended articles of
24 organization were filed with the
25 Secretary of State on December 10th of

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1 2013.

2 Goldmine Casino failed to timely
3 notify the Division of the transfer of
4 the 50 percent of the membership
5 interest in Goldmine Casino from Rocky
6 Top Investments, LLC, to Louisiana
7 Truckstop and Gaming, LLC. Goldmine
8 Casino also failed to timely notify the
9 Division of the name change of one of
10 its members, Rossbottom Interest, LLC,
11 to Louisiana Truckstop and Gaming
12 Interest, LLC.

13 In lieu of administrative action,
14 Goldmine Casino will pay a \$500 --
15 excuse me, \$500 for each of its two
16 violations for a total penalty of
17 \$1,000. The settlement therefore
18 provides for such a penalty. Hearing
19 Officer Reynolds has approved this
20 settlement, and we're here this morning
21 seeking the Board's approval. And I'd
22 be happy to answer any questions you

23 might have.

24 CHAIRMAN JONES: Any questions,
25 Board Members? There are no questions.

55

1 Do I have a motion to approve the
2 settlement? By Mr. Stipe and by
3 Mr. Mercer. All in favor? [Collective
4 "aye."] Motion carries, settlement's
5 approved.

6 2. In Re: Melvin J. Enmon - No. PO40023346
7 (proposed settlement)

8 CHAIRMAN JONES: Please continue.
9 This would be in regards to Melvin J.
10 Enmon. That's No. PO40023346.

11 MR. HEBERT: Thank you again.
12 Christopher Hebert representing the
13 Louisiana Office of State Police in the
14 matter of Melvin Enmon.

15 By application dated September 2nd,
16 2014, Mr. Enmon sought approval of a
17 non-key gaming employee permit, and
18 after a background investigation was
19 performed, the permit was granted to
20 Mr. Enmon with an expiration date of
21 October 1st, 2016.

22 On October 19th, 2014, Mr. Enmon was
23 arrested and charged with the violation
24 of Louisiana Revised Statute 14:98, DWI
25 second offense. Mr. Enmon failed to

1 timely notify the Division of his arrest
2 as required by gaming law.

3 In lieu of administrative action,
4 the parties have agreed that Mr. Enmon
5 will pay a civil penalty of \$250 for
6 this violation. Settlement, therefore,
7 provides for such a penalty. Hearing
8 Officer Reynolds has approved this
9 settlement, and we're here this morning
10 seeking the Board's approval.

11 I'd, again, be happy to answer any
12 questions that you might have.

13 CHAIRMAN JONES: Any questions on
14 the proposed settlement? There are no
15 questions. Do I have a motion to
16 approve the settlement?

17 MR. JACKSON: I make a motion.

18 CHAIRMAN JONES: Motion by Mr.
19 Jackson --

20 MS. NOONAN: I'll second.

21 CHAIRMAN JONES: -- second by Ms.
22 Noonan. All in favor? [Collective
23 "aye."] Opposed? [No response.] The
24 settlement is approved.

25 3. In Re: Riverbend Truckstops & Palace Casino,

1 Inc., d/b/a Terrebonne Truckstop & Casino - No.
2 5500515516 (proposed settlement)

3 CHAIRMAN JONES: And in regard to
4 Riverbend Truckstops and Palace Casino,
5 Inc., doing business as Terrebonne
6 Truckstop & Casino, No. 5500515516.

7 MR. LEWIS: Good morning, Kanick
8 Lewis, Jr., representing the Office of
9 State Police. I'm an Assistant Attorney
10 General. We're here today regarding the
11 matter of Riverbend Truckstops & Palace
12 Casino doing business as Terrebonne
13 Truckstop & Casino.

14 Terrebonne is a Type 5 licensed
15 establishment located at 4065 [sic] West
16 Park Avenue in Gray, Louisiana.

17 On October 15th, 2014, the Division
18 conducted a compliance inspection at
19 Terrebonne. At the time of the
20 inspection, Terrebonne had a flier and a
21 billboard advertising daily cash
22 drawings and hot cash giveaways. The
23 flier stated some but not all of the
24 terms and conditions of the promotion.

25 Terrebonne's failure to display all

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1 rules, terms and conditions of the
2 promotions it offered during the month
3 of October in 2014 in a prominent manner
4 inside the licensed establishment, as
5 well as its promotional requirement that

6 the participant be present when the
7 winning ticket was called, violated
8 Louisiana gaming law.

9 In lieu of administrative action,
10 Terrebonne will pay a civil penalty of
11 \$250 for its violation. Hearing Officer
12 Reynolds has signed the joint compromise
13 and settlement agreement, and we're here
14 today seeking the Board's approval of
15 the settlement agreement.

16 At this time, I'd be happy to answer
17 any questions you may have.

18 CHAIRMAN JONES: Any questions of
19 the Attorney General's Office? There
20 are no questions. Do I have a motion to
21 approve the settlement? By Mr.
22 Bradford, second by Mr. Stipe. All in
23 favor? [Collective "aye."] Any
24 opposed? [No response.] Motion
25 carries, settlement's approved. Thank

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1 you very much.

2 4. In Re: Ashley Johnson - No. PO40046601

3 (appeal)

4 CHARIMAN JONES: And now we come to
5 appeals. First up is in regard to
6 Ashley Johnson. That's No. PO40046601.

7 Is Miss Johnson here? Anyone
8 representing Miss Johnson? [No

9 response.] Please proceed.

10 MR. LEWIS: Again, Kanick Lewis,
11 Jr., Assistant Attorney General,
12 representing the Office of State Police.
13 We're here regarding the appeal of Miss
14 Ashley Johnson with the permit numbers
15 previously stated of PO40046601.

16 The Division recommended an
17 administrative action against the
18 non-key gaming permit for Miss Johnson
19 for a failure to timely notify the
20 Division of her August 14th, 2014,
21 arrest for criminal neglect of family by
22 the St. Landry Parish Sheriff's Office.

23 The hearing was held on January 6th,
24 2015. Miss Johnson was not present, and
25 therefore no evidence to -- she

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1 presented no evidence to prove she did
2 timely notify the Division of her
3 arrest.

4 Hearing Officer Reynolds issued a
5 decision on January 20th, 2015, ordering
6 Miss Johnson to pay a \$250 civil
7 penalty. On January 23rd, 2015,
8 Miss Johnson filed her request for an
9 appeal, and again no supporting
10 documentation was provided.

11 The penalty is based on statutory

12 amounts set forth in the penalty
13 schedule in gaming law for failure to
14 timely notify of an arrest. The
15 decision issued by Hearing Officer
16 Reynolds is in accordance with all
17 applicable laws and should be affirmed.

18 At this time, I'd be happy to answer
19 any questions you may have.

20 CHAIRMAN JONES: Board, any
21 questions?

22 MR. JACKSON: I make a motion that
23 we uphold it.

24 CHAIRMAN JONES: Motion to affirm
25 the hearing officer's decision by Mr.

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1 Jackson --

2 MS. NOONAN: Second.

3 CHAIRMAN JONES: -- second by
4 Miss Noonan. All in favor? [Collective
5 "aye."] Opposed? [No response.] That
6 decision has been affirmed. Thank you.

7 MR. LEWIS: Thank you.

8 5. In Re: Kyria Davis - No. PO40062476 (appeal)

9 CHAIRMAN JONES: Now in regard to
10 Kyria Davis, this is No. PO40062476.
11 Welcome back.

12 MR. HEBERT: Thank you.

13 CHAIRMAN JONES: Is Kyria Davis
14 here? Good morning.

15 MS. DAVIS: Good morning.

16 CHAIRMAN JONES: Have a seat at the
17 table, Miss Davis. Just so you
18 understand how we're going to proceed,
19 I'm going to permit you to speak in a
20 moment. You can't introduce anything
21 new that wasn't introduced at the
22 hearing, but if something has changed
23 since the hearing occurred that would
24 convince this board that the matter
25 should be reheard, you may share that

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1 with us.

2 MS. DAVIS: Okay.

3 CHAIRMAN JONES: Please proceed.
4 Tell us why you think the hearing
5 officer's decision should not be
6 affirmed.

7 MS. DAVIS: I was placed into a
8 diversion program where in six months
9 the charges that I did have is going to
10 be taken off my record, and I have to
11 follow, like, certain rules with the
12 diversion program; and I think that that
13 could help.

14 CHAIRMAN JONES: Okay. So at the
15 time -- let me ask you a question. At
16 the time of the hearing, you had no
17 documentation to show what you were

18 participating in?

19 MS. DAVIS: I had a letter stating
20 that I was going to a meeting, but it
21 was the day after the hearing.

22 CHAIRMAN JONES: Okay. Please
23 proceed.

24 MR. HEBERT: Okay. Thank you.
25 Christopher Hebert representing the

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1 Division in this matter.

2 The issue here is whether the
3 hearing officer was correct in revoking
4 the non-key gaming employee permit of
5 Miss Davis based on her then pending
6 charge of theft of goods -- or charges
7 of theft of goods and possession of
8 marijuana. The Division contends that
9 the hearing officer's order revoking the
10 non-key gaming employee permit of
11 Miss Davis should be affirmed.

12 On the date of the revocation
13 hearing, the charges for theft of goods
14 and marijuana were still pending against
15 Miss Davis. Miss Davis was at the time,
16 therefore, unsuitable for and
17 disqualified from possessing a non-key
18 gaming employee permit.

19 Miss Davis was present at the
20 hearing, and she provided no evidence to

21 contradict the evidence and testimony
22 provided by the Division which showed
23 that her charges were at the time still
24 pending, though she did note that she
25 would be given the opportunity to enter

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1 pretrial diversion.

2 Now, in a letter February 7th of
3 this year, Miss Davis requested an
4 appeal before this Board, and if you
5 will take a look at her letter
6 requesting the appeal, Miss Davis
7 actually admits that she did, indeed,
8 take a good from the store without
9 paying for it, in addition to admitting
10 driving under the influence of alcohol,
11 as well as indicating that her
12 intentions were to engage in marijuana.

13 Subsequent to the December 15th
14 revocation hearing, the Division
15 received a copy of the minutes from the
16 24th Judicial District Court dated
17 December 17, 2014, which indicated that
18 Miss Davis was, in fact, placed into a
19 diversion program. This evidence was
20 not submitted during the administrative
21 hearing in this matter and was not
22 considered in the hearing officer's
23 decision; therefore, this evidence is

24 new evidence and should not be
25 considered by this Board.

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1 Based on these reasons, the Division
2 respectfully requests that this Board
3 uphold the hearing officer's decision
4 revoking the non-key gaming employee
5 permit issued to Miss Davis based on her
6 admission of the theft, an act which
7 automatically disqualifies her from
8 holding a non-key gaming employee
9 permit, or in the alternative, that this
10 Board remand this matter to the hearing
11 officer for a proper introduction and
12 consideration of new evidence, including
13 the appeal letter signed by Miss Davis
14 and dated February 7, wherein she admits
15 to the theft and her intent to engage in
16 marijuana.

17 CHAIRMAN JONES: Mr. Stipe.

18 MR. STIPE: And you've covered it.
19 I mean, the criminal charges were not --
20 there was no final disposition of those
21 at the time of the hearing.

22 MR. HEBERT: Right.

23 MR. STIPE: And alternatively,
24 you're suggesting to us that a remand is
25 an option for us. Is that a fair

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1 statement?

2 MR. HEBERT: Well, if the Board
3 doesn't find that based on her admission
4 of -- she actually admitted to the theft
5 in her appeal letter.

6 MR. STIPE: So that wasn't
7 considered at the hearing.

8 MR. HEBERT: That was not considered
9 at the hearing.

10 MR. STIPE: Okay. I just move we
11 remand it.

12 CHAIRMAN JONES: Let's get any other
13 questions first. Any other questions?
14 We did have a motion to remand. We have
15 a second. All in favor? [Collective
16 "aye."] Opposed? It shall be remanded.
17 You'll get another hearing.

18 COURT REPORTER: Mr. Chairman, who
19 seconded?

20 CHAIRMAN JONES: Mr. Stipe voted and
21 Mr. Bradford seconded. I'm sorry.

22 COURT REPORTER: That's okay.

23 6. In Re: Dennis L. Brown - No. PO40061570
24 (appeal)

25 CHAIRMAN JONES: Next up is in

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1 regard to Dennis L. Brown. That's No.
2 PO40061570. Is Mr. Brown or any
3 representative of Mr. Brown present?

4 And just for the Board's
5 information, a person appealing does not
6 have to appear before the Board for the
7 Board to consider the appeal.

8 Please proceed.

9 MR. HEBERT: Again, Christopher
10 Hebert representing the Louisiana Office
11 of State Police in the matter of Dennis
12 Brown, Number 6 on your docket. The
13 issue here is whether the hearing
14 officer was correct in revoking the
15 non-key gaming employee permit of
16 Mr. Dennis Brown.

17 On the date of the revocation
18 hearing, Mr. Brown pled guilty to
19 improper photography, a charge which in
20 the State of Louisiana within the
21 Louisiana Revised Statute 14:283, Video
22 Voyeurism, an offense punishable by
23 imprisonment of more than one year.

24 Mr. Brown was therefore unsuitable
25 for and disqualified for possessing a

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1 non-key gaming employee permit pursuant
2 to Louisiana law, and the Division
3 contends that the hearing officer's
4 order revoking the non-key gaming
5 employee permit issued to Mr. Brown was
6 correct based on evidence available at

7 the time of the hearing.
8 Mr. Brown did appear at the hearing
9 and presented evidence which was weighed
10 by the hearing officer against the
11 evidence presented by the Division. In
12 his reasons for decision, the hearing
13 officer states that, though Mr. Brown
14 argued and submitted information based
15 on his position as to the future actions
16 and consequences of those actions in
17 respect to his plea and the charges
18 resulting in that plea, those assertions
19 are perspective. The reasons herein are
20 based solely on the evidence and law
21 before me at the hearing in this matter.

22 On January 9th, 2015, Hearing
23 Officer Reynolds ordered Mr. Brown's
24 non-key gaming employee permit revoked.
25 In a letter dated February 1st of this

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1 year, Mr. Brown requested an appeal
2 before this Board. Then on March 2nd,
3 2015, the Division received a copy of a
4 judgment of acquittal by the court from
5 the district court in and for Smith
6 County Texas dated January 16, 2015. It
7 appears that Mr. Brown originally pled
8 guilty to the charges of improper
9 photography or visual recording, then

10 was later acquitted and discharged from
11 his probation based on the
12 unconstitutionality of the statute under
13 which he was acquitted.

14 This evidence was not submitted
15 during the administrative hearing in
16 this matter and was not considered in
17 the hearing officer's decision.

18 Therefore, this is new evidence and
19 should not be considered by this Board.

20 Further, the Division respectfully
21 asserts that during both the
22 November 17th -- excuse me, during the
23 November 17th, 2015, revocation hearing
24 in this matter, the Division sought a
25 determination of suitability not only

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1 based on Mr. Brown's guilty plea but
2 also on grounds that Mr. Brown violated
3 the provisions of Louisiana Revised
4 Statute 27:27.A or that he should be
5 revoked based on general unsuitability.

6 The hearing officer issued his
7 decision based on the disqualification
8 of Mr. Brown due to his plea of guilty
9 to the charge of improper photography,
10 an offense punishable by imprisonment
11 for more than one year and the current
12 status and disposition of Mr. Brown's

13 sentence and deferred adjudication
14 relating to his plea and supervised
15 probation until July 22nd, 2019. There
16 was no determination as was sought by
17 the Division regarding Mr. Brown's
18 suitability to hold a non-key gaming
19 employee permit based on provisions of
20 Louisiana Revised Statue 27:28.A(1) and
21 2, as the hearing officer indicated that
22 the determination was not needed at the
23 time of the issuance of his decision and
24 order.

25 The Division argued on the date of

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1 the hearing and reurges to date that if
2 ever there was a case where a person was
3 not of good character, honesty and
4 integrity, we feel that this is that
5 case. The evidence at hearing has
6 clearly shown that Mr. Brown committed
7 an act involving prurient interest and
8 the bodies of innocent women, and even
9 more disturbing, innocent children, and
10 that in and of itself is enough to find
11 an individual a danger and threat to the
12 public interest of this state; but what
13 further calls into question Mr. Brown's
14 character is that he took the stand and
15 lied about his actions.

16 There's no way to sugarcoat. I'm
17 asking this Board to consider that Mr.
18 Brown challenged statements by not one,
19 not two, but several officers who made
20 independent statements regarding what
21 Mr. Brown told them that he was going to
22 do with those photographs. Mr. Brown
23 repeatedly denied making those
24 statements on the stand, so much so that
25 Hearing Officer Reynolds allowed the

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1 matter be recessed, and when the matter
2 resumed, the Division was able to obtain
3 and play an audio confession of Mr.
4 Brown admitting to the very prurient
5 intent that was spelled out in the
6 officer's statements.

7 There is no doubt that we, as a
8 Division, and you, as a Board, are
9 charged with protecting the State's
10 interest. The Division feels strongly
11 that having a non-key gaming employee
12 permit is a privilege that should not be
13 afforded to Dennis Brown.

14 Based on these reasons, the Division
15 respectfully requests that this Board
16 uphold Hearing Officer Reynolds'
17 decision by revoking the non-key gaming
18 employee permit issued to Dennis Brown

19 not based on his pending charges but
20 based on the provisions of Louisiana
21 Revised Statute 27:28.A and because of
22 the evidence presented during
23 Mr. Brown's hearing. Mr. Brown has not
24 demonstrated that he is a person of good
25 character, honesty and integrity.

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1 In the alternative, we would pray
2 that this Board remand this matter to
3 the hearing officer for the proper
4 introduction and consideration of new
5 evidence submitted by Mr. Brown, as well
6 as consideration of the Division's
7 prayer that Mr. Brown be found
8 unsuitable based on provisions of
9 Louisiana Revised Statute 27:28.D, which
10 does allow for the hearing officer, in
11 making a suitability determination, to
12 consider evidence of or related to an
13 arrest, summons, charge or indictment or
14 the dismissal thereof, even if that
15 arrest, summons, charge or indictment
16 results in acquittal, deferred
17 adjudication, probation, parole or
18 pardon.

19 CHAIRMAN JONES: And that would also
20 include consideration of a criminal
21 charge filed outside the State of

22 Louisiana --

23 MR. HEBERT: Yes.

24 CHAIRMAN JONES: -- in your opinion?

25 MR. HEBERT: Yes, it would.

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1 CHAIRMAN JONES: Any questions,
2 Board Members? Do I have a motion to
3 either remand or affirm?

4 MAJOR MERCER: I vote we affirm the
5 hearing officer.

6 CHAIRMAN JONES: We have a motion to
7 affirm.

8 MR. STIPE: Yes. That's his motion.

9 CHAIRMAN JONES: To affirm?

10 MAJOR MERCER: Yes.

11 CHAIRMAN JONES: We have a motion to
12 affirm from Mr. Mercer. Do I have a
13 second?

14 MS. NOONAN: I'll second.

15 CHAIRMAN JONES: Miss Noonan. All
16 in favor? [Collective "aye."] Opposed?
17 No one opposed, the motion carries. The
18 decision is affirmed.

19 7. In Re: Sheila R. Mosby - No. PO40060186
20 (appeal)

21 CHAIRMAN JONES: Next is in regard
22 to Sheila R. Mosby, No. PO40060186.

23 Good morning.

24 MS. MOSBY: Good morning.

25 CHAIRMAN JONES: Please have a seat

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1 at the table and just in your own words
2 explain to us why your matter should be
3 reconsidered without introducing a lot
4 of new evidence, okay? What's changed
5 since then that you can share with the
6 Board?

7 MS. MOSBY: Well, just like I stated
8 before, they had placed me in a program
9 where they wasn't going to contact me or
10 they shouldn't because the program that
11 I was in, they said that if I got any
12 return, they'll just take that. I felt
13 like -- I felt like that no one should
14 have contact me. My license was already
15 renewed, and also in the process of
16 renewing your license, you had to take
17 paperwork to show that you okay with
18 your taxes and that it was -- it was in
19 good standards.

20 And so I contact the IRS that they
21 sent me the papers, and we was going
22 back and forth. And I talked to them
23 and told them my situation, and I just
24 felt like he should have found all that
25 out, you know. So I just -- and, you

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1 know, in the process of working midnight

2 shift and also working a part-time job,
3 it was just hard.

4 CHAIRMAN JONES: Okay. All right.
5 If it's any consolation, I've dealt with
6 the IRS. I share your pain. Okay?

7 Mr. Hebert.

8 MR. HEBERT: Yes. Christopher
9 Hebert representing the Division in this
10 matter.

11 The issue this morning is whether
12 Hearing Officer Reynolds was correct in
13 ordering that Miss Mosby pay a \$250
14 civil penalty for her failure to remain
15 current in the filing and/or payment of
16 all taxes owed and ordering Miss Mosby's
17 permit be suspended if that civil
18 penalty was not paid within 30 days.

19 The Division contends that the
20 hearing officer's order should be
21 affirmed. The law provides that an
22 applicant for a license or a permit
23 shall remain current in the filing
24 and/or payment of taxes owed. The law
25 also provides that it is the

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1 responsibility of the gaming employee to
2 remain current in the payment and/or
3 filing of taxes owed.

4 On June 30th of 2014, the Division

5 was notified that Miss Mosby was
6 delinquent in the payment and/or filing
7 of her federal taxes and returns, and by
8 letter dated July 14th, 2014, the
9 Division notified Miss Mosby of her tax
10 problem and advised that if the tax
11 problem was not corrected within 30
12 days, that her permit would be
13 recommended for revocation, suspension
14 and/or imposition of a civil penalty.

15 That letter was returned unclaimed
16 but subsequently served by personal
17 service on September 18th, 2014. It
18 wasn't until October 30th of 2014, which
19 was more than 30 days after Miss Mosby
20 received the notice, that she was, in
21 fact, granted her tax clearance.

22 The hearing officer has consistently
23 ordered the suspension of a permit and
24 the imposition of a \$250 civil penalty
25 when a permittee has failed to timely

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1 receive a federal tax clearance. The
2 case at hand is no different than any of
3 the other tax delinquency violations
4 which have resulted in the ordering of a
5 payment of a \$250 civil penalty, and the
6 suspension of the permit if the penalty
7 is not paid within 30 days until such

8 time that that penalty -- or the
9 payment, excuse me, is made.

10 And based on those reasons, the
11 Division would respectfully request that
12 this Board affirm the hearing officer's
13 decision.

14 CHAIRMAN JONES: Miss Noonan.

15 MS. NOONAN: Miss Mosby, you do
16 understand that -- well, let me ask you
17 this question: Are you questioning that
18 they charge you the \$250 and/or the
19 license or both?

20 MS. MOSBY: I guess I'm disputing
21 the fact that I shouldn't had to go
22 through this anyway, and being that the
23 IRS didn't, they didn't do their job in
24 a timely manner, it kind of -- it kind
25 of put me behind, as well. So by the

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1 time I got all the information to show
2 that everything was under control, it
3 was too late.

4 So I didn't feel like I should have
5 to pay the \$250.

6 MS. NOONAN: And just like Chairman
7 Jones, I've had to deal with the IRS. I
8 feel your pain.

9 Have there been any other issues
10 with Miss Mosby in the past, Mr. Hebert?

11 MR. HEBERT: None that I know of.

12 MS. NOONAN: And have you remained
13 current in everything else?

14 MS. MOSBY: Yes, ma'am.

15 MS. NOONAN: Thank you.

16 CHAIRMAN JONES: Mr. Stipe.

17 MR. STIPE: Ma'am, the Division sent
18 you a letter July 14th. Why was it
19 unclaimed?

20 MS. MOSBY: I didn't get it.

21 MR. STIPE: It was sent to 906 North
22 36th Street?

23 MS. MOSBY: That's what they said.

24 MR. STIPE: I guess my point that I
25 make generally is: The Division has a
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1 lot of -- speaking to you but I guess to
2 a larger audience, I mean, the Division
3 has a lot of people, a lot of
4 individuals that they regulate. They
5 have a lot of institutions and a lot of
6 entities, a lot of facilities that they
7 have to regulate. I think they rely on
8 people getting the mail at the address
9 that they've been given, and they really
10 don't have the resources to go out and
11 personally deliver all of these notices
12 to people.

13 MS. MOSBY: Like I said before, I

14 was also working midnight shift and a
15 part-time job during the day.

16 MR. STIPE: I mean, that's the right
17 address, though, isn't it?

18 MS. MOSBY: Yes, sir, it is.

19 CHAIRMAN JONES: We have a motion, I
20 understand?

21 MR. BRADFORD: I do.

22 CHAIRMAN JONES: Any further
23 questions? No other questions.

24 MR. BRADFORD: Mr. Hebert, you
25 eloquently won me over on the Dennis

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1 Brown case, but I'm going to move to
2 remand this one to the hearing officer
3 for new evidence to be presented.

4 MS. NOONAN: And I'll second that.

5 CHAIRMAN JONES: We have a motion to
6 remand by Mr. Bradford and a second by
7 Miss Noonan. All in favor?

8 MR. HEBERT: I would just ask for a
9 clarification regarding what new
10 evidence that would be. At the time of
11 the hearing --

12 MR. BRADFORD: Reconsideration of
13 the evidence, I guess. It may not be
14 new evidence.

15 CHARIMAN JONES: Okay. We've
16 rephrased the motion. The motion is

17 reconsideration of the case. We'll
18 remand. There's a motion to remand and
19 a second. All in favor? [Collective
20 "aye."]

21 MS. SMITH: If you remand, they can
22 consider new evidence.

23 CHAIRMAN JONES: Correct. Yes,
24 absolutely, but he's not suggesting in
25 the motion any new evidence, all right?

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1 It's just a reconsider the case and
2 whatever can be presented at that time.

3 MS. SMITH: Well, the reason for
4 clarification, reconsideration means
5 only what they have.

6 CHAIRMAN JONES: Okay. So I'm using
7 the wrong term -- the wrong legal term.

8 MS. SMITH: It would just be remand,
9 if there's new evidence, and to
10 reconsider.

11 CHAIRMAN JONES: Thank you for my
12 legal advice. I will not use the word
13 anymore.

14 May I call for a vote now? All in
15 favor? [Collective "aye."] Opposed?
16 [No response.] It shall be remanded.
17 Thank you.

18 8. In Re: Gene A. Pyron - No. PO40056749 (appeal)

19 CHAIRMAN JONES: And finally, in

20 regard to Gene A. Pyron, that's No.
21 PO40056749. Is Gene Pyron with us?
22 There does not appear to be anyone here.

23 Mr. Hebert.

24 MR. HEBERT: Again, Christopher
25 Hebert representing the Division in the

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1 matter of Gene Pyron.

2 The issue in this matter is whether
3 the hearing officer was correct in
4 revoking the non-key employee permit of
5 Gene Pyron based on his impending charge
6 of theft of goods. The Division
7 contends that the hearing officer's
8 order revoking the non-key gaming
9 employee permit issued to Mr. Pyron
10 should be affirmed.

11 On the date of the revocation
12 hearing, the charge for theft of goods,
13 a misdemeanor, was pending against
14 Mr. Pyron. Mr. Pyron was therefore
15 unsuitable for and disqualified from
16 possessing a non-key gaming employee
17 permit pursuant to Louisiana law.
18 Mr. Pyron, nor anybody on his behalf,
19 appeared at the hearing. No evidence
20 was provided by Mr. Pyron to contradict
21 the evidence or testimony provided by
22 the Division regarding the pending theft

23 charge.

24 In a letter dated January 23rd,
25 2015, Mr. Pyron requested an appeal

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1 before this board. On February 13th,
2 2015, the Division received a copy of
3 court minutes from the Bossier City
4 Court indicating that the charge of
5 theft of goods was nolle prossed on
6 January 13, 2015. This evidence was not
7 submitted during the administrative
8 hearing in this matter and was not
9 considered in the hearing officer's
10 decision. Therefore, this evidence is
11 new evidence and should not be
12 considered by this Board.

13 Based on those reasons, the Division
14 respectfully requests that this Board
15 uphold the hearing officer's decision by
16 revoking the non-key gaming employee
17 permit issued to Mr. Pyron, or in the
18 alternative, that the Board remand this
19 matter to the hearing officer for the
20 proper introduction and consideration of
21 new evidence.

22 CHAIRMAN JONES: And you have
23 received the documents indicating that
24 the charge was nolle prossed?

25 MR. HEBERT: Yes.

1 CHAIRMAN JONES: Any questions? Do
2 I have a motion?

3 MR. JACKSON: I make a motion we
4 remand this.

5 CHAIRMAN JONES: Mr. Jackson
6 recommends -- excuse me, moves for a
7 remand. Second?

8 MS. NOONAN: I'll second.

9 CHAIRMAN JONES: Second by Miss
10 Noonan. All in favor of the motion?
11 [Collective "aye."] Opposition? [No
12 response.] It shall be remanded. Thank
13 you very much.

14 VIII. ADJOURNMENT

15 CHAIRMAN JONES: There being no
16 further business, do I have a motion to
17 adjourn?

18 MS. NOONAN: I'll move.

19 CHAIRMAN JONES: Miss Noonan and
20 Mr. Jackson. All in favor? [Collective
21 "aye."] Opposition? We shall stand
22 adjourned.

23

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1 REPORTER'S PAGE

2

3 I, SHELLEY PAROLA, Certified Shorthand
4 Reporter, in and for the State of Louisiana, the
5 officer before whom this sworn testimony was
6 taken, do hereby state:

7 That due to the spontaneous discourse of this
8 proceeding, where necessary, dashes (--) have been
9 used to indicate pauses, changes in thought,
10 and/or talkovers; that same is the proper method
11 for a Court Reporter's transcription of a
12 proceeding, and that dashes (--) do not indicate
13 that words or phrases have been left out of this
14 transcript;

15 That any words and/or names which could not
16 be verified through reference materials have been
17 denoted with the word "(phonetic)."

18

19

20

21

22

23

24 SHELLEY PAROLA

Certified Court Reporter #96001

25 Registered Professional Reporter

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1 STATE OF LOUISIANA

2 PARISH OF EAST BATON ROUGE

3 I, Shelley G. Parola, Certified Court

4 Reporter and Registered Professional Reporter, do

5 hereby certify that the foregoing is a true and
6 correct transcript of the proceedings given under
7 oath in the preceding matter on March 19th, 2015,
8 as taken by me in Stenographic machine shorthand,
9 complemented with magnetic tape recording, and
10 thereafter reduced to transcript, to the best of
11 my ability and understanding, using Computer-Aided
12 Transcription.

13 I further certify that I am not an
14 attorney or counsel for any of the parties, that I
15 am neither related to nor employed by any attorney
16 or counsel connected with this action, and that I
17 have no financial interest in the outcome of this
18 action.

19 Baton Rouge, Louisiana, this 21st day of
20 April, 2015.

21

22

23 _____
SHELLEY G. PAROLA, CCR, RPR

CERTIFICATE NO. 96001

24