



# State of Louisiana

KATHLEEN BABINEAUX BLANCO  
GOVERNOR

Gaming Control Board

H. CHARLES GAUDIN  
CHAIRMAN

ANNE LACOUR NEEB  
EXECUTIVE DIRECTOR

## IN RE: BIG WHEELS TRAVEL CENTER, LLC D/B/A BIG WHEELS CASINO NO. 2900511884

### ORDER

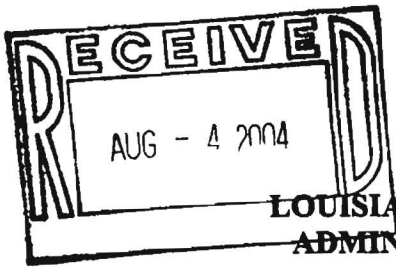
This matter was considered by the Louisiana Gaming Control Board at its meeting of September 14, 2004. The Hearing Officer's order dated August 3, 2004, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Revocation or Suspension", between Big Wheels Travel Center, LLC d/b/a Big Wheels Casino, No. 2900511884, and the State of 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 20<sup>th</sup> day of September, 2004.

LOUISIANA GAMING CONTROL BOARD

BY: H. Charles Gaudin / sig  
H. CHARLES GAUDIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 22<sup>nd</sup> DAY  
OF September, 2004  
APPEAL DOCKET CLERK  
[Signature]



STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

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ADMINISTRATIVE HEARING OFFICE

IN RE: **BIG WHEELS TRAVEL CENTER, LLC**  
d/b/a **BIG WHEELS CASINO**

**CASE NO. 2900511884**

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

**ON THE JOINT MOTION OF:**

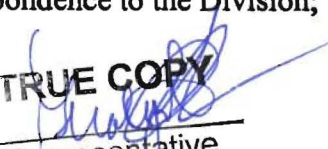
1. the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter "Division"), represented by the undersigned Assistant Attorney General, and
2. Big Wheels Travel Center, LLC d/b/a Big Wheels Casino, license number 2900511884 (herein "licensee"),

who respectfully enter the following stipulations into the record:

**WHEREAS:**

1. The Division received notification from the Louisiana State Police Criminal Records Unit of criminal activity involving Kane Corte. Mr. Corte holds a 50% membership interest in the licensee;
2. Upon investigation, the Division discovered the following criminal activity involving Kane Corte:
  - a) a December 6, 2001 arrest for DWI, to which Mr. Corte pled guilty on December 10, 2002;
  - b) two December 2, 2001 misdemeanor summonses for Disturbing the Peace and Criminal Trespassing;
  - c) a December 18, 2001 misdemeanor summons for two counts of Simple Battery;
  - d) a September 14, 2002 arrest for Illegal Use of a Weapon; and
  - e) a March 10, 2003 arrest on an outstanding Terrebonne Parish Sheriff's Office warrant relating to Simple Battery;
3. The licensee did not disclose any of the above criminal activity to the Division, neither at the time of occurrence, nor in subsequent applications or correspondence to the Division;

TRUE COPY

  
Representative  
Louisiana Gaming Control Board

4. Furthermore, on October 1, 2003, an agent for the Division observed a billboard sign located on LA Highway 24 North near Rhett Place in Gray, Louisiana. The billboard did not contain a toll-free gambling hotline number, although the licensee mandated by La. R.S. 27:27.3 to place the toll-free telephone number of the National Council on Problem Gambling (or other similar, Board-approved toll-free telephone number) in any advertisement of its gaming activities or licensed establishment;
5. Based on the Division's investigation and observations, the Division issued the licensee Violation/Inspection Report No. 11700 on October 9, 2003, citing violation of La. R.S. 27:27.3; and subsequently, the Louisiana Gaming Control Board issued the licensee a Notice of Recommendation of Revocation or Suspension on December 11, 2003, based on the provisions found in LAC 42:XI.2411(A)(9), LAC 42:XI.2417(B)(3), LAC 42:2417(B)(4), La. R.S. 27:308(B), La. R.S. 27:27.3, La. R.S. 27:310(B)(1)(a - c), La. R.S. 27:310(B)(2) and La. R.S. 27:310(C);
6. This matter is scheduled for hearing on August 3, 2004 at 9:00 a.m. before the Honorable William H. Brown,

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

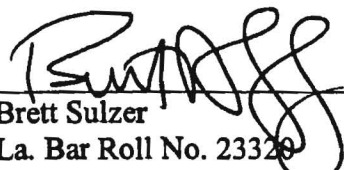
1. The licensee acknowledges that it violated La. R.S. 27:310(C), LAC 42:XI.2411(A)(9) and LAC 42:XI.2417(B)(4), in that it failed to notify the Division of the criminal activity of Kane Corte;
2. The licensee further acknowledges that it violated La. R.S. 27:27.3, in that it failed to include the required problem gambling toll-free telephone number on the aforementioned billboard;
3. The licensee agrees that within thirty (30) days of approval of this settlement by the Louisiana Gaming Control Board, Mr. Kane Corte shall be completely divested of all ownership interest, income interest, profit interest, and revenue interest in the licensee. The licensee further agrees that Mr. Kane Corte shall not be involved in the business of the licensee in any capacity which would require him to be found suitable by the Division (in accordance with La. R.S. 27:310(D)), unless the licensee receives prior written approval from the Division;
4. In lieu of revocation or suspension of the licensee's video gaming license, the licensee shall pay a civil penalty for non-compliance in the aggregate and complete sum of **FORTY THOUSAND NINE-HUNDRED-EIGHTY-SEVEN DOLLARS (\$40,987.00)**, which represents ten (10) days average of the licensee's video gaming revenues, less franchise fees, received during the period of non-compliance from December of 2001 through June of 2003 (see Exhibit 1), plus a \$250.00 civil penalty for the violation of La. R.S. 27:27.3;

5. The Division hereby agrees to accept the licensee's payment of the above stated penalty, along with the exclusion of Kane Corte, in full and final settlement of Violation/Inspection Report No. 11700 and the Notice of Recommendation of Revocation or Suspension;
6. The Division reserves the right to take into consideration these violations in connection with any future violation;
7. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
8. This settlement constitutes the entire agreement between the Division and Big Wheels Travel Center, LLC d/b/a Big Wheels Casino pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
9. 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, the licensee must complete the exclusion of Kane Corte within thirty (30) days and pay the above civil penalty to the state within fifteen (15) days of approval – failure to do so shall result in the revocation of the licensee's Type 5 video gaming license; and
10. 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,


**BIG WHEELS TRAVEL CENTER, LLC**  
**d/b/a BIG WHEELS CASINO**

BY:

  
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**CHARLES C. FOTI, JR.**  
**ATTORNEY GENERAL**

BY:

  
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STATE OF LOUISIANA  
LOUISIANA GAMING CONTROL BOARD  
ADMINISTRATIVE HEARING OFFICE

IN RE: BIG WHEELS TRAVEL CENTER, LLC  
d/b/a BIG WHEELS CASINO

CASE NO. 2900511884

ORDER

Considering the foregoing Motion, **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED**, that the foregoing Joint Motion for Entry of Stipulations of facts be accepted, approved and entered into the record of this proceeding;

**IT IS FURTHER ORDERED, ADJUDGED, AND DECREED**, that the foregoing proposed settlement be approved, to-wit:

1. in lieu of revocation or suspension of its Type 5 video gaming license, the licensee shall pay a civil penalty in the amount of \$40,987.00, which is payable within fifteen (15) days from the date of approval of this settlement by the Louisiana Gaming Control Board;
2. within thirty (30) days of approval of this settlement by the Louisiana Gaming Control Board, Mr. Kane Corte shall be completely divested of all ownership, income interest, profit interest, and revenue interest in the licensee; and
3. Mr. Kane Corte shall not be involved in the business of the licensee in any capacity which would require him to be found suitable by the Division, unless the licensee receives prior written approval from the Division for his participation.

THUS DONE AND SIGNED, this 3<sup>rd</sup> day of August, 2004,  
in Baton Rouge, Louisiana.

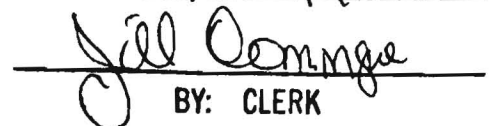


William H. Brown  
Hearing Officer

LOUISIANA GAMING CONTROL BOARD  
I HEREBY CERTIFY THAT A CERTIFIED  
COPY HAS BEEN MAILED OR SERVED ON  
ALL PARTIES THIS 3<sup>rd</sup> DAY  
OF August 18 2004  
JOCKEY CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Brett Sulzer  
Karen White  
Sabrina Ballard

A TRUE COPY ATTEST  
LOUISIANA GAMING CONTROL BOARD  
HEARING OFFICE  
BATON ROUGE, LA 8204



BY: CLERK