



State of Louisiana
Gaming Control Board

BOBBY JINDAL
GOVERNOR

DANE K. MORGAN
CHAIRMAN

IN RE: PETER A. MAYER ADVERTISING, INC.
NO. P083602921

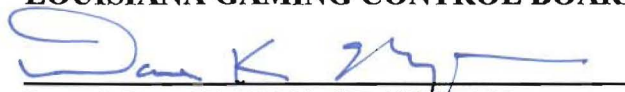
ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of July 21, 2011. The Hearing Officer's order dated July 13, 2011, based on the "Joint Motion for Approval of Compromise and Settlement Agreement" in the matter of the "Notice of Recommendation of Administrative Action," No. P083602921, by and between Peter A. Mayer Advertising, Inc., and the State of Louisiana, Department of Public Safety and Corrections, Office of State Police, which is attached hereto and incorporated herein, is **APPROVED**.

THUS DONE AND SIGNED on this the 21st day of July, 2011.

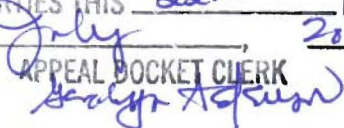
LOUISIANA GAMING CONTROL BOARD

BY:



DANE K. MORGAN, CHAIRMAN

DKM/gac

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 22nd DAY
OF July, 2011
APPEAL DOCKET CLERK


LGCB-0821-11

RECEIVED

By Geralyn Coleman at 9:05 am, Jul 14, 2011

STATE OF LOUISIANA

LOUISIANA GAMING CONTROL BOARD

ADMINISTRATIVE HEARING OFFICE

RECEIVED

JUL 14 2011

LGCB
ADMINISTRATIVE HEARING OFFICE

IN RE: PETER A. MAYER ADVERTISING, INC.

CASE NO.: P083602921

**JOINT MOTION FOR APPROVAL OF COMPROMISE AND
SETTLEMENT AGREEMENT**

TO THE HONORABLE ADMINISTRATIVE HEARING OFFICER:

NOW COME the State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Peter A. Mayer Advertising, Inc. (hereinafter, "Mayer Advertising"), who file this Joint Motion for Approval of Compromise and Settlement Agreement, and in support thereof would respectively show unto the Hearing Officer as follows:

1.

The Division and Mayer Advertising are desirous of compromising and settling all disputes between them relative to the referenced administrative proceeding. In connection therewith, the parties have entered into a compromise and settlement agreement, which by its terms will become effective upon approval by the Administrative Hearing Office and the Louisiana Gaming Control Board.

2.

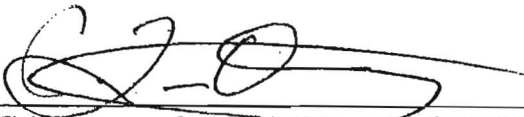
A true and correct copy of the proposed Compromise and Settlement Agreement is attached hereto as Exhibit "A" and incorporated by reference for all purposes.

Handwritten signature in blue ink

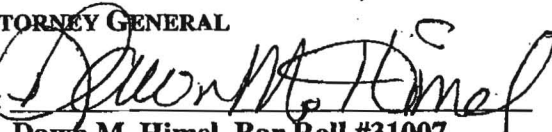
Louisiana Gaming Control Board

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

Respectfully Submitted,

By: 
C. Lawrence Orlansky, Bar Roll # 2039
Kathryn M. Knight, Bar Roll # 28641
Stone Pigman Walther Wittmann, L.L.C.
546 Carondelet Street
New Orleans, Louisiana 70130
Telephone: (504) 581-3200
Counsel for Peter A. Mayer Advertising, Inc.

JAMES D. "BUDDY" CALDWELL,
ATTORNEY GENERAL

By: 
Dawn M. Himel, Bar Roll #31007
Assistant Attorney General
1885 North Third Street, 5th Floor
Baton Rouge, Louisiana 70802
Telephone: (225) 326-6500
Facsimile: (225) 326-6599
Counsel for the Office of State Police

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: PETER A. MAYER ADVERTISING, INC.

CASE NO.: P083602921

COMPROMISE AND SETTLEMENT AGREEMENT

The State of Louisiana, Department of Public Safety and Corrections, Office of State Police (hereinafter, the "Division") and Peter A. Mayer Advertising, Inc. (hereinafter, "Mayer Advertising") do hereby represent and agree as follows:

WHEREAS, the Louisiana Gaming Control Board has issued a Notice of Recommendation of Administrative Action to Mayer Advertising alleging certain violations of Louisiana Gaming Control Law; and

WHEREAS, the issues raised by the said Notice of Recommendation of Administrative Action are set for hearing before the Louisiana Gaming Control Board Administrative Hearing Office on July 27, 2011; and

WHEREAS, the Division and Mayer Advertising are desirous of fully and finally compromising and settling all issues and disputes arising out of and in connection with the said Notice of Recommendation of Administrative Action;

NOW, THEREFORE, in consideration of the foregoing, the parties hereto do hereby agree and stipulate as follows:

STIPULATIONS

1. Mayer Advertising is a non-gaming supplier located at 324 Camp Street, New Orleans, Louisiana 70130.

2. Mayer Advertising hired Kelley Troia as the General Manager on August 3, 2009, and promoted her to Vice-President in January 2010. Mayer Advertising did not notify the Division of the appointment or subsequent promotion until July 12, 2010, in violation of **LAC 42:VII.2901(B)(4)**, **LAC 42:IX.2901(B)(4)**, and **LAC 42:XIII.2901(B)(4)**.

3. Mayer Advertising hired Robert Chappell as Vice-President, Director of Interactive on December 1, 2008. Mayer Advertising did not notify the Division of this appointment until July 12, 2010, in violation of **LAC 42:VII.2901(B)(4)**, **LAC 42:IX.2901(B)(4)**, and **LAC 42:XIII.2901(B)(4)**.

4. According to the Division's records, ownership of Mayer Advertising was as follows: Peter A. Mayer owned 1,150 shares equaling 10%; Mark Mayer owned 5,876 shares equaling 50%; Josh Mayer owned 4,624 shares equaling 39%; June Collins owned 100 shares equaling 0.80%; and Debbie Singleton owned 25 shares equaling 0.20%. Mayer Advertising redeemed certain of its shares to hold as Treasury Stock, as follows: on October 31, 2008, 100 shares were redeemed from Peter A. Mayer; on December 30, 2008, 100 shares were redeemed from June Collins; on March 12, 2009, 50 shares were redeemed from Peter A. Mayer; and on December 23, 2009, 1,000 shares were redeemed from Peter A. Mayer. The above-listed stock transfers changed the ownership of Mayer Advertising to the following: Mark Mayer owns 5,876 shares equaling 55.83%; Joshua Mayer owns 4,624 shares equaling 43.93%; and Debra Singleton owns 25 shares equaling 0.24%. The Division was not notified of the above-listed stock transfers until November 1, 2010, in violation of **LAC 42:VII.2901(B)(4)**, **LAC 42:IX.2901(B)(4)**, and **LAC 42:XIII.2901(B)(4)**.

5. Frances Donnelly, the Controller for Mayer Advertising, resigned. Her resignation letter listed her resignation date as December 31, 2009, but Mayer Advertising informed the Division that her last day of employment was actually March 31, 2010. The Division was not

notified of the resignation until November 9, 2010, in violation of LAC 42:VII.2901(B)(4), LAC 42:IX.2901(B)(4), and LAC 42:XIII.2901(B)(4).

6. Mayer Advertising appointed James A. Geiger, Sr. as the Controller on March 29, 2010. The Division was not notified of this appointment until November 9, 2010, in violation of LAC 42:VII.2901(B)(4), LAC 42:IX.2901(B)(4), and LAC 42:XIII.2901(B)(4).

7. Mayer Advertising's 2010 annual affidavit did not disclose to the Division the above-listed changes, in violation of LAC 42:VII.2901(B)(4), LAC 42:IX.2901(B)(4), and LAC 42:XIII.2901(B)(4).

8. Human Resource Manager, Shannon Fazande, became Mayer Advertising's contact person for the Division on December 1, 2010. The Division was not notified of the change in contact person until April 6, 2011, in violation of LAC 42:VII.2901(B)(4), LAC 42:IX.2901(B)(4), and LAC 42:XIII.2901(B)(4).

9. Mayer Advertising's 2011 annual affidavit did not disclose to the Division the above-listed change, in violation of LAC 42:VII.2901(B)(4), LAC 42:IX.2901(B)(4), and LAC 42:XIII.2901(B)(4).

TERMS AND CONDITIONS

1. In lieu of Administrative Action of its Gaming License, Mayer Advertising will pay a civil penalty of FIVE THOUSAND AND NO/100 (\$5,000.00) DOLLARS for its violations of LAC 42:VII.2901(B)(4), LAC 42:IX.2901(B)(4), and LAC 42:XIII.2901(B)(4).

2. The Division hereby agrees to accept Mayer Advertising's payment of the above stated penalty in full and final settlement of the Notice of Recommendation of Administrative Action for the licensee's violations of LAC 42:VII.2901(B)(4), LAC 42:IX.2901(B)(4), and LAC 42:XIII.2901(B)(4) listed herein above.

3. The Division reserves the right to take into consideration these admitted violations in connection with any future investigation, violation or assessment of penalty and in connection with any future assessments of Mayer Advertising's suitability.

4. The terms of this Compromise and Settlement Agreement shall be interpreted under the laws of the State of Louisiana.

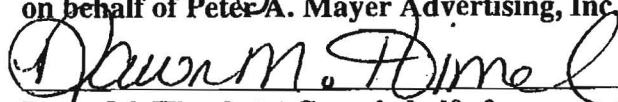
5. This Compromise and Settlement Agreement constitutes the entire agreement between the Division and Mayer Advertising, pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations, and understandings of the parties.

6. This Compromise and Settlement Agreement is subject to approval by the Hearing Officer and the Louisiana Gaming Control Board. It is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not thereby executory, but will be submitted to the Louisiana Gaming Control Board for its determination as to whether to approve same or to remand the matter to the Hearing Officer for a full hearing on the merits. Failure to pay the penalty within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board, and to comply with each term and condition listed herein, shall result in the immediate suspension of Mayer Advertising's license without the necessity of further administrative action, until such time as the penalty is paid in full.

I have read this entire Compromise Settlement Agreement and agree to all stipulations and terms and conditions hereof.



Print: Kelley Troia, Title: VP of Operations
on behalf of Peter A. Mayer Advertising, Inc



Dawn M. Himel, AAG, on behalf of
State of Louisiana, Department of Public Safety &
Corrections, Office of State Police

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: PETER A. MAYER ADVERTISING, INC.

CASE NO.: P083602921

ORDER

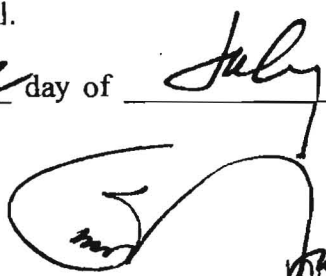
BE IT REMEMBERED that on the 13 day of July, 2011, came for consideration the Joint Motion for Approval of Compromise and Settlement Agreement, and the parties having appeared by and through their respective attorneys of record or representing themselves, and the Hearing Officer having considered the pleadings on file, the proposed Settlement Agreement, and the said Motion, and it appearing to the Hearing Officer that the said Compromise and Settlement Agreement should be approved; it is, therefore,

ORDERED, ADJUDGED, AND DECREED that the Compromise and Settlement Agreement attached to the parties' Joint Motion for Approval of Compromise and Settlement Agreement be, and the same is hereby, APPROVED; that Peter A. Mayer Advertising, Inc. must pay FIVE THOUSAND AND NO/100 (\$5,000.00) DOLLARS to the Division within fifteen (15) days of approval by the Louisiana Gaming Control Board. Failure to do so shall result in the immediate suspension of the gaming license without the necessity of any further administrative action until such time as the penalty is paid in full.

SIGNED AND ENTERED this 13 day of July, 2011, in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 13th DAY
OF July, 2011
Ann Dugas
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: C. Lawrence Orlandsky
Dawn Himel
Sgt. Lionel Sibley


WILLIAM H. BROWN
HEARING OFFICER
A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 7-13-2011
Ann Dugas
BY: CLERK