



State of Louisiana

Gaming Control Board

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

HILLARY J. CRAIN
CHAIRMAN

IN RE: CREOLA DAVIS D/B/A CREOLA BAR NO. VP3601105822

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of March 18, 2003. The Hearing Officer's order dated February 20, 2003, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Violation and Hearing," by and between Creola Davis d/b/a Creola Bar, No. VP3601105822, and the Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division, which is attached hereto and incorporated herein, is **APPROVED**.


THUS DONE AND SIGNED on this the 18th day of March, 2003.

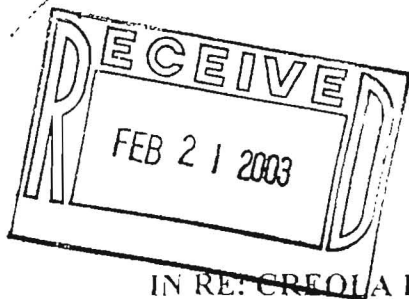
LOUISIANA GAMING CONTROL BOARD

BY:



HILLARY J. CRAIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 20th DAY
OF March, 2003
APPEAL DOCKET CLERK




RECEIVED

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

FEB 19 2003

ADMINISTRATIVE
DOCKET CLERK

IN RE: CREOLA DAVIS
d/b/a CREOLA BAR

CASE NO. 3601105822

JOINT MOTION FOR ENTRY OF STIPULATIONS AND
APPROVAL OF PROPOSED SETTLEMENT

ON THE JOINT MOTION OF:

1. The Louisiana Department of Public Safety and Corrections, Office of State Police, Video Gaming Division (hereinafter "Division"), and
2. Creola Davis d/b/a Creola Bar, License No. 3601105822 (hereinafter "licensee"), who respectfully represent the following:

WHEREAS:

1. On or about March 8, 2002, the Division mailed the annual form, which must be submitted annually by all licensees, to the licensee:
2. The licensee was mandated by LAC 42:XI.2405(B)(7) to submit the above annual form to the Division, along with all appropriate fees and current tax clearance certificates, on or before July 1, 2002;
3. On or about June 6, 2002, the Division received the licensee's annual license form, fee and state tax clearance certificate. However, the local tax clearance certificate was not included.
4. Pursuant to this information, the Division issued a Notice of Violation and Hearing (Violation/Inspection Report #13938) to the licensee on or about September 20, 2002, alleging violations of LAC 42:XI.2405(B)(7).
5. On or about November 1, 2002, the Division received a copy of the licensee's local tax clearance certificate.
6. This matter has been scheduled for hearing on February 24, 2003 at 9:30 a.m. before the Honorable J. E. Anzalone, Jr.

TRUE COPY

Representative
Louisiana Gaming Control Board

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

1. The licensee acknowledges that it was in violation of LAC 42:XI.2405(B)(7), in that it did not submit the appropriate local tax clearance certificate to the Division by July 1, 2002;
2. In lieu of suspension of the licensee's video gaming license, the licensee shall pay a \$250.00 civil penalty;
3. The Division hereby agrees to accept the licensee's payment of the above stated penalty in full and final settlement of Violation/Inspection Report No. 13938;
4. The Division reserves the right to take into consideration these violations in connection with any future violation;
5. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
6. This settlement constitutes the entire agreement between the Division and Creola Bar, pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
7. This settlement is subject to approval by the Hearing Officer of the Louisiana Gaming Control Board; it is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not executory and will be submitted to the Board for its determination as to whether the matter should be heard by the Hearing Officer; if approved, however, payment of the above penalties must be submitted to the Division within fifteen (15) days of approval of this settlement by the Board; the failure to submit the civil penalty within fifteen (15) days of approval by the Board shall result in the video gaming license of the licensee being suspended and its gaming devices being disabled; and
8. 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.

Creola Davis
d/b/a Creola Bar
VG# 3601105822

RICHARD P. IEYOUNG
ATTORNEY GENERAL

BY: Creola Davis
Creola Davis
d/b/a Creola Bar
2904 Laussat Place
New Orleans, Louisiana 70117
Licensee

BY: Kim M. Graham
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Attorney for Division

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: CREOLA DAVIS
d/b/a CREOLA BAR

CASE NO. 3601105822

ORDER

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

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

THUS DONE AND SIGNED this 20 day of Feb

2003 in Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 20th DAY
OF February 2003
[Signature]
SOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Creola Davis
Kim Graham, Esq.
Sabrina Ballard

[Signature]
J. E. Anzalone, Jr.
Hearing Officer
A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA 2/20/03
[Signature]
BY: CLERK

STATE OF LOUISIANA
PARISH OF Orleans

AFFIDAVIT

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

CREOLA DAVIS

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

that affiant is an owner Creola Bar, ("licensee"), whose establishment is located at 2904 Laussat Place, New Orleans, LA 70117;

that Creola Bar received a Notice of Recommendation of Suspension (Violation/Inspection Report No. 13938) from the Louisiana Gaming Control Board, citing violation of LAC 42:XI.2405(B)(7);

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

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

THUS DONE AND PASSED in New Orleans, Louisiana, on this 18 day of February, 2003.

Creola Davis
Affiant

Paul R. Conboy
Notary Public
My commission expires Is For Life