



State of Louisiana

Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

H. CHARLES GAUDIN
CHAIRMAN

ANNE LACOUR NEEB
EXECUTIVE DIRECTOR

IN RE: LINDA HOWARD NO. P040021673

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of November 16, 2004. The Hearing Officer's order dated October 26, 2004, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Suspension and Penalty," Permit No. P040021673, by and between Linda Howard, 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 16 day of November, 2004.

LOUISIANA GAMING CONTROL BOARD

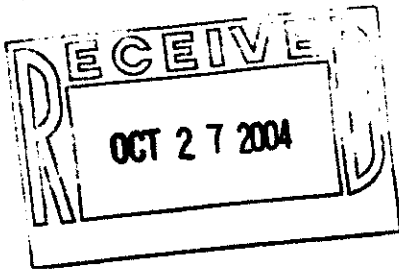
BY:


H. CHARLES GAUDIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD

I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 17th DAY
OF November, 2004

APPEAL DOCKET CLERK

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

RECEIVED

OCT 26 2004

LCCB
ADMINISTRATIVE HEARING OFFICE

IN RE: LINDA HOWARD

NO. P040021673

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"), and
2. Linda Howard, Permit No. P040021673 (hereinafter "permittee"),

who respectfully represent the following:

WHEREAS:

1. On May 10, 2004 and May 24, 2004, respectively, the Division received notification from the Internal Revenue Service and the Louisiana Department of Revenue, that permittee was not current in the filing of all applicable state tax returns or in the payment of all taxes owed. The notification of federal tax delinquency was received and signed for by William Howard on May 13, 2004. The notification of state tax delinquency was received and signed for on May 27, 2004 by Susan Howard. The notifications were provided by certified mail and informed permittee that permittee had thirty (30) days to provide the Division with documentation tax clearances had been issued. Permittee did not provide documentation of a state tax clearance to the Division until September 7, 2004; the federal tax clearance was not provided until September 8, 2004.
2. The permittee is mandated by La. R.S. 27:28B(3) to remain current with all tax filings and payments owed to the state of Louisiana, any political subdivision of Louisiana, or the Internal Revenue Service.
3. Permittee was issued a *Notice of Recommendation of Suspension* by the Louisiana Gaming Control Board on or about August 24, 2004.
4. This matter has been scheduled for hearing on October 26, 2004 at 9:00 a.m. before the Honorable William H. Brown.

TRUE COPY

Representative
Louisiana Gaming Control Board

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

1. The permittee acknowledges that La. R.S. 27:28B(3) mandates permit holders to remain current with all tax filings and payments owed to the state of Louisiana, any political subdivision of Louisiana, or the Internal Revenue Service;
2. The permittee further acknowledges that permittee was notified of the federal tax delinquency on May 13, 2004 and of the state tax delinquency on May 27, 2004 and that such notification informed permittee that permittee had thirty (30) days to provide the Division with documentation that a tax clearance had been issued; permittee did not provide documentation of a state tax clearance to the Division until September 7, 2004; permittee did not provide documentation of a state tax clearance until September 8, 2004;
3. In consideration of the previous and aforementioned delay in submission of the mandatory Louisiana state tax clearance and Federal tax clearance and in lieu of further administrative action against the permittee's gaming permit, the permittee shall pay a \$250.00 civil penalty;
4. The Division hereby agrees to accept the permittee's payment of the above stated penalty in full and final settlement of this Notice of Recommendation of Administrative Action;
5. The Division reserves the right to take into consideration these violations in connection with any future violation;
6. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;
7. This settlement constitutes the entire agreement between the Division and Linda Howard pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
8. This settlement is subject to approval by the Hearing Officer of the Louisiana Gaming Control Board; it is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not executory and will be submitted to the Board for its determination as to whether the matter should be heard by the Hearing Officer; if approved, however, payment of the above penalties must be submitted to the Division within fifteen (15) days of approval of this settlement by the Board; the failure to submit the civil penalty within fifteen (15) days of approval by the Board shall result in the permittee being suspended until such time as the penalty is paid in full;

9. The Division and the permittee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

Respectfully submitted,

LINDA HOWARD
No. P040021673

CHARLES C. FOTI, JR.
ATTORNEY GENERAL

BY:



Linda Howard
9805 Hearthside Circle
Shreveport, Louisiana 71118

BY:



Tammy Weaver Matzke
Assistant Attorney General
La. Bar Roll No. 22887
1885 North Third Street, 5th Floor
Baton Rouge, Louisiana 70802
Telephone: (225) 326-6500
Facsimile: (225) 326-6599

STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE

IN RE: LINDA HOWARD

NO. P040021673

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 permittee acknowledges that she was notified on May 13, 2004 of a federal tax delinquency and on May 27, 2004 of a state tax delinquency by certified mail and that these notices provided that permittee had thirty (30) days to provide the Division with documentation that tax clearances had been issued and that she did not provide documentation of a Louisiana tax clearance to the Division until September 7, 2004 and she did not provided documentation of a Federal tax clearance until September 8, 2004;
2. the permittee shall pay a \$250.00 civil penalty;
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 Non Key Gaming Employee Permit of the permittee being suspended until such time as penalty is paid in full.

THUS DONE AND SIGNED this 26 day of Oct, 2004 in
Baton Rouge, Louisiana.

LOUISIANA GAMING CONTROL BOARD

HEREBY CERTIFY THAT A CERTIFIED

COPY HAS BEEN MAILED OR SERVED ON

THIS 26th DAY

October 29 2004

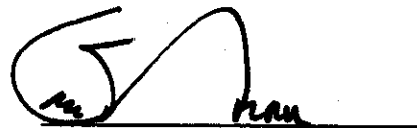
Jill Domingue

CLERK, ADMINISTRATIVE HEARING OFFICE

cc: Linda Howard

Tammy Matzke

Sgt. Rick Schermydler



William H. Brown

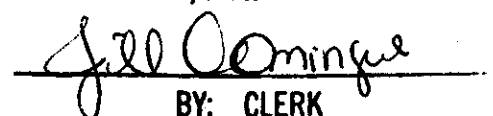
Hearing Officer

A TRUE COPY ATTEST

LOUISIANA GAMING CONTROL BOARD

HEARING OFFICE

BATON ROUGE, LA 10-26-04



BY: CLERK

STATE OF LOUISIANA
PARISH OF Caddo

AFFIDAVIT

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

LINDA HOWARD,

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

that affiant is the holder of Non-Key Gaming Employee Permit No. P040021673;

that the permittee received a Notice of Recommendation of Administrative Action from the Louisiana Gaming Control Board, citing violation of La. R.S. 27:28B(3);

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 permittee, via the Attorney General's Office; and

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

THUS DONE AND PASSED in Shreveport, Louisiana, on this 13th day of October, 2004.

Linda Howard
Linda Howard, Affiant

Mary Ann Scarborough
Notary Public
My commission expires at death

MARY ANN SCARBOROUGH
NOTARY PUBLIC, ID # 8325
PARISH OF CADDO