

State of Louisiana  
Office of Alcohol and Tobacco Control

John Bel Edwards  
Governor



Juana Marine-Lombard  
Commissioner

State of Louisiana,  
Department of Revenue,  
Office of Alcohol and Tobacco Control

**Versus**

RS 522 ENTERTAINMENT (LA) LLC  
RICKS SPORTING SALOON

Permit Number: AG.3600012664  
Case Number: 2018-108

**Commissioner's Order**

This matter came before the Commissioner of the Office of Alcohol and Tobacco Control ("ATC"), Department of Revenue, through a Notice of Suspension and Summons to Appear for an Administrative Hearing to provide evidence and arguments on alleged violations of La. Rev. Stat. Ann §§ 26:90A(4) / 286A(4), 26:90D(2) / 286D(2), 26:90D(3) / 286D(3).

In resolution of all allegations, the Commissioner finds no wrongdoing by the owner or managers of Rick's Saloon. The Commissioner does, however, find individual independent contractors apparently have committed violations. In order to prevent violations by independent contractors in the future and to amicably resolve the corresponding administrative claims that ATC has presented to RS 522 Entertainment LLC the Parties agree to these terms thereby allowing ATC and RS 522 to conserve resources and promptly achieve a resolution.

**CONSENT TERMS**

- 1. SUSPENSION** – RS 522 Entertainment LLC, alcohol permit number AG3600012664-BL shall be suspended for period of thirty (30) days with a fourteen days active suspension and 16 days deferred. The business is hereby entitled to resume sale of alcohol at 10:00 pm on February 1, 2018 and the remaining time of the suspension shall be deferred.
- 2. ADDED HUMAN TRAFFICKING TRAINING** – The business shall conduct training on all current and future employees, entertainers, dancers, independent contractor, agent, and/or associate no less than semi-annually. Training shall include educating and providing awareness on the issue and concerns involving human trafficking. At a minimum, training shall include discussing definition of human trafficking, opportunities to identify actual or potential victims of human trafficking, behavioral characteristics of victims of human trafficking and resources available to assist victims of human trafficking. Business shall be required to maintain a record of said training and all persons in attendance, including date of training, names, alias, birthday, last four digits of social security number and position.
- 3. TRAINING – RULES OF CONDUCT** – The Business shall conduct training for all current and future employees, entertainers, dancers, independent contractor, agent, and/or associate no less than once every six (6) months on the rules and regulations that govern the service of alcohol conjunction with

the conduct permitted on an alcohol retail establishment providing live adult entertainment. Training shall include but not limited to common or current issues such as definition and prohibition of prostitution, solicitation for prostitution, narcotic activities, and lewd acts as defined under La. R.S. 26:90B *et seq.*

- a. Prior to employment, Business shall provide proper training to all new hires including providing education on rules and regulations, prohibited conduct, prohibition against criminal convictions, human trafficking awareness training, and information listed herein. All employees and independent contractors shall be required to sign one or more form(s) acknowledging receipt and an understanding of such information. Forms shall be made available upon request by the ATC.
4. **ZERO TOLERANCE** – The business shall immediately self-report to the ATC all evidence of prostitution, solicitation of prostitution, and/or drug distribution or use on the premises, including corrective action taken by the business. The business shall immediately terminate all employees, independent contractors, agents, associates, and representatives, who cause the violation, including those individuals who sell, offer for sale, possess, or consume illegal controlled dangerous substances on the premise, solicit patrons for prostitution on the premise. The business shall also discipline any member of management who participated in or failed to prevent such violations. When the business self-reports to ATC, it shall not be considered a violation with ATC if business took appropriate action and submit proof of same.
- a. Reports shall be mailed to Attention: Legal Division, 1409 Poydras Street, 8<sup>th</sup> Floor, New Orleans, La. 70112. Any reports submitted in any other method shall not be accepted by the ATC.
5. **PROBATION** - The business shall be placed on probation for a period of one (1) year beginning on the effective date of this agreement. If business violates any of the terms listed herein during probationary period, then the business may be fined and/or suspended subject or revoked in accordance with below. For clarification purposes, all administrative charges listed in the Notice of Suspension and the businesses best efforts and practices shall be considered in determining level of subsequent offense(s). The business has adopted best efforts and best practices to prevent and prohibit prostitution, solicitation of prostitution, and/or drug distribution or use on the premises. Business shall be determined not to have violated the terms of this agreement in the event business shows that it has continued its best efforts and best practices.
- a. **SECOND OFFENSE**
    - i. On a second offense violations related to La R.S. 26:90A(4) & La. R.S. 26:286A(4 – prostitution or solicitation of prostitution; 26:90D(2), 26:286D(2) – permitting lewd acts of touching; or La. R.S. 26:90A(11), 26:286A(11) for illegal drug activities, the business may be required to serve the remaining balance of suspension and may be suspended for an additional five (5) days per violation or fined up to \$2500 per violation, at commissioner’s option. All violations determined during an investigation shall be considered as one offense.

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PO Box 66404 \* Baton Rouge, LA 70896-6404  
Telephone: (225) 925-4041 & Fax: (225) 925-4747

- ii. On a second offense violations related to lewd acts involving exposing or displaying, any portion of the public hair, anus, buttocks, vulva, or genitals referenced in the following provisions: La. R.S. 26:90B/26:286B through La. R.S. 26:90G/26:286G, the business may be suspended up to five (5) days or be fined up to \$1500 per violation, at commissioner's option.
  - b. **THIRD OFFENSE** - On a third offense, the business may be fined up to \$15,000 or the business permits may be suspended or revoked, at commissioner's option.
6. **MYSTERY SHOPPING** - The business shall conduct mystery shopping by a third-party company at least twice per month and report the results to ATC every month by the 5<sup>th</sup> day of the following month, beginning on April 5, 2018. Terms of this agreement shall be submitted in writing to the ATC and requires approval from the commissioner.
- a. Business shall submit proof that a third party company was hired to conduct the secret shopper program within thirty days (30) from the effective date of this agreement;
  - b. Business shall be required to maintain the secret shopper program and conduct at least one secret shop per month for one year from the date of submission of first report;
  - c. If no violations are observed during first year of the secret shopper program, business may reduce the monthly secret shop to once per quarter or once every three (3) months for an additional year.
7. **SECURITY CAMERAS** - A high quality camera system shall be installed that covers at minimum all areas of the main floor, VIP rooms, private rooms or floors, and stage area of the premise (excluding restrooms). Camera system shall monitor and record all listed areas and shall be capable of maintaining all recording for a minimum of thirty (30) days. Such recordings shall be made available to ATC immediately upon request.
8. **TERMINATION** - All employees and/or independent contractors identified by ATC or management being involve with prostitution or drugs shall be terminated. The business shall provide proof of termination to ATC within five (5) business days of notice of violations.
9. **RECORDS** - The business shall ensure that all servers and security personnel are licensed with the Louisiana Responsible Vendor Program as servers and security personnel. The business must also maintain records of all employees, independent contractors, agents, associates and representatives, including the name, date of birth, last four digits of social security number, and date of hire of such persons.

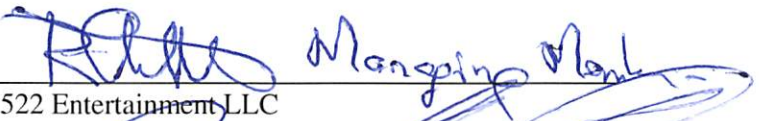
Louisiana Office of Alcohol and Tobacco Control  
PO Box 66404 \* Baton Rouge, LA 70896-6404  
Telephone: (225) 925-4041 & Fax: (225) 925-4747

- a. Business shall be required to submit a list of all persons including but not limited dancers, entertainers, servers, security personnel independent contractors, agents, associated or employed on the date of violations as listed in the Notice of Suspension within five (5) business days of the effective date of this agreement.

10. **SEX TRAFFICKING** - The business will continue to participate in Club Operators Against Sex Trafficking (COAST). Submission of proof must be submitted to the ATC within 60 days of this agreement.

11. **FINES AND PENALTIES** – Business shall be imposed a monetary penalty in the amount of \$5000.00 which shall due on or before February 16, 2018 or all permits shall be suspended until paid.

EFFECTIVE DATE: JANUARY 31, 2018

  
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RS 522 Entertainment LLC

  
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JUANA LOMBARD, COMMISSIONER  
OFFICE OF ALCOHOL & TOBACCO CONTROL

JL/LP  
CC:

**State of Louisiana**  
Office of Alcohol and Tobacco Control

**John Bel Edwards**  
Governor



**Juana Marine-Lombard**  
Commissioner

State of Louisiana,  
Department of Revenue,  
Office of Alcohol and Tobacco Control

**Versus**

**RCI ENTERTAINMENT LOUISIANA INC**  
**RICKS CABARET**

Permit Number: AG.36.0000006920-BL  
Case Number: 2018-147

**Commissioner's Order**

This matter came before the Commissioner of the Office of Alcohol and Tobacco Control ("ATC"), Department of Revenue, through a Notice of Suspension and Summons to Appear for an Administrative Hearing to provide evidence and arguments on alleged violations of La. Rev. Stat. Ann §§ 26:90A(4) / 286A(4), 26:90D(2) / 286D(2), 26:90D(3) / 286D(3).

In resolution of all allegations, the Commissioner finds no wrongdoing by the owner or managers of Rick's Cabaret. The Commissioner does, however, find individual independent contractors apparently have committed violations. In order to prevent violations by independent contractors in the future and to amicably resolve the corresponding administrative claims that ATC has presented to RCI ENTERTAINMENT LOUISIANA INC the Parties agree to these terms thereby allowing ATC and RCI ENTERTAINMENT LOUISIANA INC to conserve resources and promptly achieve a resolution.

**CONSENT TERMS**

- 1. SUSPENSION** – RCI ENTERTAINMENT LOUISIANA INC alcohol permit number AG.36.0000006920-BL shall be suspended for period of thirty (30) days with a ten (10) days active suspension and twenty (20) days deferred. The business is hereby entitled to resume sale of alcohol at 12:00 a.m. on February 4, 2018 and the remaining time of the suspension shall be deferred.
- 2. ADDED HUMAN TRAFFICKING TRAINING** – The business shall conduct training on all current and future employees, entertainers, dancers, independent contractor, agent, and/or associate no less than semi-annually. Training shall include educating and providing awareness on the issue and concerns involving human trafficking. At a minimum, training shall include discussing definition of human trafficking, opportunities to identify actual or potential victims of human trafficking, behavioral characteristics of victims of human trafficking and resources available to assist victims of human trafficking. Business shall be required to maintain a record of said training and all persons in attendance, including date of training, names, alias, birthday, last four digits of social security number and position.
- 3. TRAINING – RULES OF CONDUCT** – The Business shall conduct training for all current and future employees, entertainers, dancers, independent contractor, agent, and/or associate no less than once every six (6) months on the rules and regulations that govern the service of alcohol conjunction with

the conduct permitted on an alcohol retail establishment providing live adult entertainment. Training shall include but not limited to common or current issues such as definition and prohibition of prostitution, solicitation for prostitution, narcotic activities, and lewd acts as defined under La. R.S. 26:90B *et seq.*

- a. Prior to employment, Business shall provide proper training to all new hires including providing education on rules and regulations, prohibited conduct, prohibition against criminal convictions, human trafficking awareness training, and information listed herein. All employees and independent contractors shall be required to sign one or more form(s) acknowledging receipt and an understanding of such information. Forms shall be made available upon request by the ATC.
4. **ZERO TOLERANCE** – The business shall immediately self-report to the ATC all evidence of prostitution, solicitation of prostitution, and/or drug distribution or use on the premises, including corrective action taken by the business. The business shall immediately terminate all employees, independent contractors, agents, associates, and representatives, who cause the violation, including those individuals who sell, offer for sale, possess, or consume illegal controlled dangerous substances on the premise, solicit patrons for prostitution on the premise. The business shall also discipline any member of management who participated in or failed to prevent such violations. When the business self-reports to ATC, it shall not be considered a violation with ATC if business took appropriate action and submit proof of same.
- a. Reports shall be mailed to Attention: Legal Division, 1409 Poydras Street, 8<sup>th</sup> Floor, New Orleans, La. 70112. Any reports submitted in any other method shall not be accepted by the ATC.
5. **PROBATION** - The business shall be placed on probation for a period of one (1) year beginning on the effective date of this agreement. If business violates any of the terms listed herein during probationary period, then the business may be fined and/or suspended subject or revoked in accordance with below. For clarification purposes, all administrative charges listed in the Notice of Suspension and the businesses best efforts and practices shall be considered in determining level of subsequent offense(s). The business has adopted best efforts and best practices to prevent and prohibit prostitution, solicitation of prostitution, and/or drug distribution or use on the premises. Business shall be determined not to have violated the terms of this agreement in the event business shows that it has continued its best efforts and best practices.
- a. **SECOND OFFENSE**
    - i. On a second offense violations related to La R.S. 26:90A(4) & La. R.S. 26:286A(4 – prostitution or solicitation of prostitution; 26:90D(2), 26:286D(2) – permitting lewd acts of touching; or La. R.S. 26:90A(11), 26:286A(11) for illegal drug activities, the business may be required to serve the remaining balance of suspension and may be suspended for an additional five (5) days per violation or fined up to \$2500 per violation, at commissioner’s option. All violations determined during an investigation shall be considered as one offense.

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- ii. On a second offense violations related to lewd acts involving exposing or displaying, any portion of the public hair, anus, buttocks, vulva, or genitals referenced in the following provisions: La. R.S. 26:90B/26:286B through La. R.S. 26:90G/26:286G, the business may be suspended up to five (5) days or be fined up to \$1500 per violation, at commissioner's option.
    - b. **THIRD OFFENSE** - On a third offense, the business may be fined up to \$15,000 or the business permits may be suspended or revoked, at commissioner's option.
6. **MYSTERY SHOPPING** - The business shall conduct mystery shopping by a third-party company at least twice per month and report the results to ATC every month by the 5<sup>th</sup> day of the following month, beginning on April 5, 2018. Terms of this agreement shall be submitted in writing to the ATC and requires approval from the commissioner.
  - a. Business shall submit proof that a third party company was hired to conduct the secret shopper program within thirty days (30) from the effective date of this agreement;
  - b. Business shall be required to maintain the secret shopper program and conduct at least one secret shop per month for one year from the date of submission of first report;
    - a. If no violations are observed during first year of the secret shopper program, business may reduce the monthly secret shop to once per quarter or once every three (3) months for an additional year.
7. **SECURITY CAMERAS** - A high quality camera system shall be installed that covers at minimum all areas of the main floor, VIP rooms, private rooms or floors, and stage area of the premise (excluding restrooms). Camera system shall monitor and record all listed areas and shall be capable of maintaining all recording for a minimum of thirty (30) days. Such recordings shall be made available to ATC immediately upon request.
8. **TERMINATION** - All employees and/or independent contractors identified by ATC or management being involve with prostitution or drugs shall be terminated. The business shall provide proof of termination to ATC within five (5) business days of notice of violations.
9. **RECORDS** - The business shall ensure that all servers and security personnel are licensed with the Louisiana Responsible Vendor Program as servers and security personnel. The business must also maintain records of all employees, independent contractors, agents, associates and representatives, including the name, date of birth, last four digits of social security number, and date of hire of such persons.

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- a. Business shall be required to submit a list of all persons including but not limited dancers, entertainers, servers, security personnel independent contractors, and agents employed on the date of violations as listed in the Notice of Suspension within five (5) business days of the effective date of this agreement.

10. **SEX TRAFFICKING** - The business will continue to participate in Club Operators Against Sex Trafficking (COAST). Submission of proof must be submitted to the ATC within 60 days of this agreement.

11. **FINES AND PENALTIES** – Business shall be imposed a monetary penalty in the amount of **\$5000.00** which shall due on or before February 16, 2018 or all permits shall be suspended until paid.

EFFECTIVE DATE: JANUARY 31, 2018

  
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RCI ENTERTAINMENT LOUISIANA INC

  
\_\_\_\_\_  
JUANA LOMBARD, COMMISSIONER  
OFFICE OF ALCOHOL & TOBACCO CONTROL

JL/LP  
CC:



**State of Louisiana**  
Office of Alcohol and Tobacco Control

**John Bel Edwards**  
Governor



**Juana Marine-Lombard**  
Commissioner

State of Louisiana,  
Department of Revenue,  
Office of Alcohol and Tobacco Control

**Versus**

TEMPTATIONS INC  
STILETTOS/FAIS DEAUX DEAUX  
323-25 BOURBON ST  
NEW ORLEANS, LA 70130

Permit Number: 3600010382; 3650006088  
Case Number: 2018-109

**Commissioner's Order**

This matter came before the Commissioner of the Office of Alcohol and Tobacco Control ("ATC"), Department of Revenue, through a Notice of Suspension and Summons to Appear for an Administrative Hearing to provide evidence and arguments on alleged violations of La. Rev. Stat. Ann §§ 26:90A(4) / 286A(4), 26:90A(11) / 286A(11); 26:911A(6); 26:90D(3) / 286D(3), 26:90D(2) / 286D(2), 26:90D(1) / 286D(1), 26:90E / 286E, and 26:911A(6).

In resolution of allegations contained in the Notice of Suspension for Permit Numbers AG.36.0000010382-BL and tobacco permit number T.36.0050006088-P, ATC Case No. 2018-109, TEMPTATIONS INC d/b/a STILETTOS/FAIS DEAUX DEAUX ("Business") through legal counsel, Carolyn Jefferson hereby enters a plea of nolo contendere, without admitting any culpability to any charges herein, and hereby consents to fully comply with each provision of the consent listed below in relation to the alcohol permit issues to the premise located at 323-325 Bourbon Street, New Orleans, LA 70130. It is the intent of all parties to resolve amicably all allegations contained in the Notice of Suspension and made to resolve the pending administrative claims that ATC has against Business.

**CONSENT TERMS**

1. **SUSPENSION** - TEMPTATIONS INC d/b/a STILETTOS/FAIS DEAUX, alcohol permit number AG.36.0000010382-BL and tobacco permit number T.36.0050006088-P shall be suspended for period of thirty (30) days, of which sixteen (16) days shall be deferred in consideration of terms listed herein. Business shall be required to serve remaining fourteen (14) day suspension and shall be credited for time served since January 25, 2018 and shall remain effective through 11:59 p.m. on February 7, 2018.
2. **ADDED HUMAN TRAFFICKING TRAINING** – The business shall conduct training on all current and future employees, entertainers, dancers, independent contractor, agent, and/or associate no less than semi-annually. Training shall include educating and providing awareness on the issue and concerns involving human trafficking. At a minimum, training shall include discussing definition of human trafficking, opportunities to identify actual or potential victims of human trafficking,

behavioral characteristics of victims of human trafficking and resources available to assist victims of human trafficking. Business shall be required to maintain a record of said training and all persons in attendance, including date of training, names, alias, birthday, last four digits of social security number and position.

3. **TRAINING – RULES OF CONDUCT** – The Business shall conduct training for all current and future employees, entertainers, dancers, independent contractor, agent, and/or associate no less than once every six (6) months on the rules and regulations that govern the service of alcohol in conjunction with the conduct permitted on an alcohol retail establishment providing live adult entertainment. Training shall include but not limited to common or current issues such as definition and prohibition of prostitution, solicitation for prostitution, narcotic activities, and lewd acts as define under La. R.S. 26:90B *et seq.*
  - a. Prior to employment, Business shall provide proper training to all new hires including providing education on rules and regulations, prohibited conduct, prohibition against criminal convictions, human trafficking awareness training, and information listed herein. All employees shall be required to sign one or more form(s) acknowledging receipt and an understanding of such information. Forms shall be made available upon request by the ATC.
  
4. **ADDED SECURITY** - The business shall hire an outside security firm, which must be approved by ATC. The outside security firm must immediately notify management of all potential and actual violations of Title 26 on its premise, including but not limited to the sale, offer for sale, possession or consumption of illegal controlled dangerous substances, the solicitation of patrons for prostitution on the premise, actual or simulated sexual acts by patrons or employees, and lewd, immoral or improper activities or entertainment by employees, dancers, agents, representatives, or independent contractors of the business.
  - a. Business shall submit proof of hire of an outside security firm within thirty (30) days of the effective date of this agreement.
  
5. **ZERO TOLERANCE** - The business shall immediately self-report to ATC all potential and actual violations of Title 26, including the corrective action taken by the business. The business shall immediately terminate all employees, independent contractors, agents, associates, and representatives, who cause the violation, including those individuals who sell, offer for sale, possess, or consume illegal controlled dangerous substances on the premise, solicit patrons for prostitution on the premise, or perform actual or simulated sexual acts on the premise. The business shall also discipline any member of management who participated in or failed to prevent such violations. When the business self-reports to ATC, it shall not be considered a violation with ATC if business took appropriate action and submit proof of same.
  - a. Reports shall be mailed to Attention: Legal Division, 1409 Poydras Street, 11<sup>th</sup> Floor, New Orleans, La. 70112. Any reports submitted in any other method shall not be accepted by the ATC.
  
6. **PROBATION** - The business shall be placed on probation for a period of one (1) year beginning on the effective date of this agreement. If business violates any of terms listed herein during probationary period, then the business shall be fined and/or suspended or revoked in accordance

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with below. For clarification purposes, all administrative charges listed in the Notice of Suspension shall be considered in determining level of subsequent offense(s).

a) **SECOND OFFENSE**

- 1) On a second offense violations related to La R.S. 26:90A(4) & La. R.S. 26:286A(4 – prostitution or solicitation of prostitution 26:90D(2), 26:286D(2) or 26:286D(3) – lewd acts involving touching or La. R.S. 26:90A(11), 26:286A(11) or 26:911A(6) - illegal drug activities, the business shall be required to serve the remaining balance of suspension and may be suspended for an additional five (5) days per violation or fined up to \$2500 per violation, at commissioner’s option.
- 2) On a second offense violations related to lewd acts involving exposing or displaying to view nipple of female breast, any portion of the public hair, anus, buttocks, vulva, or genitals referenced in the following provisions: La. R.S. 26:90B/26:286B through La. R.S. 26:90G/26:286G, the business shall be suspended up to five (5) days per violation or be fined up to \$1500 per violation, at commissioner’s option.

b) **THIRD OFFENSE** - On a third offense, the business shall be fined \$15,000 or the business permits shall be revoked, at commissioner’s option.

7. **MYSTERY SHOPPING** - The business shall conduct mystery shopping by a third party company at least twice per month and report the results to ATC every month by the 5<sup>th</sup> day of the following month, beginning on April 5, 2018. Terms of this agreement shall be submitted in writing to the ATC and requires approval from the commissioner.

- a. Business shall submit proof that a third party company was hired to conduct the secret shopper program within thirty days (30) from the effective date of this agreement;
- b. Business shall be required to maintained the secret shopper program and conduct at least one secret shop per month for one year from the date of submission of first report;
- c. If no violations are observed during first year of the secret shopper program, business may reduce the monthly shop to once per quarter or once every three (3) months for an additional year from the date of completion of probationary period.

8. **SECURITY CAMERAS** - A high quality camera system shall be installed that covers at minimum all areas of the main floor, VIP rooms, private rooms or floors, and stage area of the premise (excluding restrooms). Camera system shall monitor and record all listed areas and shall be capable of maintaining all recording for a minimum of thirty (30) days. Such recordings shall be made available to ATC immediately upon request.

9. **TERMINATION** - All employees, dancer/entertainment and/or independent contractor identified as a result of an ATC investigation shall be terminated. The business shall provide proof of termination to ATC within five (5) days.
10. **RECORDS** - The business shall ensure that all servers and security personnel are license with the Louisiana Responsible Vendor Program as servers and security personnel. The business must also maintain records of all employees, independent contractors, agents, associates and representatives, including the name, date of birth, last four digits of social security number, and date of hire of such persons.
- a. Business shall be required to submit a list of any person, including independent contractors employed on the date of violations as listed in the Notice of Suspension within five (5) days of the effective date of this agreement.
11. **SEX TRAFFICKING** - The business shall be required to participate in Club Operators Against Sex Trafficking (COAST). Submission of proof must be submitted to the ATC within 60 days of this agreement.
12. **FINES AND PENALTIES** – Business shall be imposed a monetary penalty in the amount of **\$5000.00** which shall due on or before March 2, 2018 or all permits shall be suspended until paid.

EFFECTIVE DATE: 11/31/18

  
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TEMPTATIONS INC  
STILETTOS/FAIS DEAUX DEAUX

  
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JUANA LOMBARD, COMMISSIONER  
OFFICE OF ALCOHOL & TOBACCO CONTROL

JL/LP  
CC:

**State of Louisiana**  
Office of Alcohol and Tobacco Control

**John Bel Edwards**  
Governor



**Juana Marine-Lombard**  
Commissioner

State of Louisiana,  
Department of Revenue,  
Office of Alcohol and Tobacco Control

**Versus**

**SILVER BOURBON INC.**  
**SCORES (AKA "THE MANSION ON BOURBON")**

Location Address:  
416 BOURBON ST  
NEW ORLEANS, LA 70130

Permit Number: AG.36.0000010673-BL  
Case Number: 2018-110

**Commissioner's Order**

This matter came before the Commissioner of the Office of Alcohol and Tobacco Control ("ATC"), Department of Revenue, through a Notice of Suspension and Summons to Appear for an Administrative Hearing to provide evidence and arguments on alleged violations of La. Rev. Stat. Ann §§ 26:90A(4) / 286A(4), 26:90A(11) / 286A(11); 26:911A(6); 26:90D(3) / 286D(3), 26:90D(2) / 286D(2), 26:90D(1) / 286D(1), 26:90E / 286E, and 26:911A(6).

In resolution of allegations contained in the Notice of Suspension for Permit Numbers AG.36.0000010673-BL, ATC Case No. 2018-110, SILVER BOURBON INC. d/b/a SCORES (Aka "THE MANSION ON BOURBON") ("Business") through legal counsel, Carolyn Jefferson hereby enters a plea of nolo contendere, without admitting any culpability to any charges herein, and hereby consents to fully comply with each provision of the consent listed below in relation to the alcohol permit issues to the premise located at 416 Bourbon Street, New Orleans, LA 70130. It is the intent of all parties to resolve amicably all allegations contained in the Notice of Suspension and made to resolve the pending administrative claims that ATC has against Business.

**CONSENT TERMS**

1. **SUSPENSION** - SILVER BOURBON INC. d/b/a SCORES aka THE MANSION ON BOURBON, alcohol permit number AG.36.0000010673-BL shall be suspended for period of forty-five (45) days, of which twenty-four (24) days shall be deferred in consideration of terms listed herein. Business shall be required to serve remaining twenty-one (21) day suspension and shall be credited for time served since January 19, 2018 and shall remain effective through 11:59 p.m. on February 9, 2018.
2. **ADDED HUMAN TRAFFICKING TRAINING** – The business shall conduct training on all current and future employees, entertainers, dancers, independent contractor, agent, and/or associate no less than semi-annually. Training shall include educating and providing awareness on the issue and concerns involving human trafficking. At a minimum, training shall include discussing definition of human trafficking, opportunities to identify actual or potential victims of human trafficking,

behavioral characteristics of victims of human trafficking and resources available to assist victims of human trafficking. Business shall be required to maintain a record of said training and all persons in attendance, including date of training, names, alias, birthday, last four digits of social security number and position.

3. **TRAINING – RULES OF CONDUCT** – The Business shall conduct training for all current and future employees, entertainers, dancers, independent contractor, agent, and/or associate no less than once every six (6) months on the rules and regulations that govern the service of alcohol in conjunction with the conduct permitted on an alcohol retail establishment providing live adult entertainment. Training shall include but not limited to common or current issues such as definition and prohibition of prostitution, solicitation for prostitution, narcotic activities, and lewd acts as define under La. R.S. 26:90B *et seq.*
  - a. Prior to employment, Business shall provide proper training to all new hires including providing education on rules and regulations, prohibited conduct, prohibition against criminal convictions, human trafficking awareness training, and information listed herein. All employees shall be required to sign one or more form(s) acknowledging receipt and an understanding of such information. Forms shall be made available upon request by the ATC.
  
4. **ADDED SECURITY** - The business shall hire an outside security firm, which must be approved by ATC. The outside security firm must immediately notify management of all potential and actual violations of Title 26 on its premise, including but not limited to the sale, offer for sale, possession or consumption of illegal controlled dangerous substances, the solicitation of patrons for prostitution on the premise, actual or simulated sexual acts by patrons or employees, and lewd, immoral or improper activities or entertainment by employees, dancers, agents, representatives, or independent contractors of the business.
  - a. Business shall submit proof of hire of an outside security firm within thirty (30) days of the effective date of this agreement.
  
5. **ZERO TOLERANCE** - The business shall immediately self-report to ATC all potential and actual violations of Title 26, including the corrective action taken by the business. The business shall immediately terminate all employees, independent contractors, agents, associates, and representatives, who cause the violation, including those individuals who sell, offer for sale, possess, or consume illegal controlled dangerous substances on the premise, solicit patrons for prostitution on the premise, or perform actual or simulated sexual acts on the premise. The business shall also discipline any member of management who participated in or failed to prevent such violations. When the business self-reports to ATC, it shall not be considered a violation with ATC if business took appropriate action and submit proof of same.
  - a. Reports shall be mailed to Attention: Legal Division, 1409 Poydras Street, 11<sup>th</sup> Floor, New Orleans, La. 70112. Any reports submitted in any other method shall not be accepted by the ATC.
  
6. **PROBATION** - The business shall be placed on probation for a period of one (1) year beginning on the effective date of this agreement. If business violates any of terms listed herein during probationary period, then the business shall be fined and/or suspended or revoked in accordance

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with below. For clarification purposes, all administrative charges listed in the Notice of Suspension shall be considered in determining level of subsequent offense(s).

- a) **SECOND OFFENSE** – for the purpose of this agreement, any violation offering during probation period related to any provisions listed below shall be deemed the level of offense as applicable to violation cited in the Notice of Suspension.
    - 1) On a second offense violations related to La R.S. 26:90A(4) & La. R.S. 26:286A(4 – prostitution or solicitation of prostitution 26:90D(2), 26:286D(2) or 26:286D(3) – lewd acts involving touching or La. R.S. 26:90A(11), 26:286A(11) or 26:911A(6) - illegal drug activities, the business shall be required to serve the remaining balance of suspension and may be suspended for an additional five (5) days per violation or fined up to \$2500 per violation, at commissioner’s option.
    - 2) On a second offense violations related to lewd acts involving exposing or displaying to view nipple of female breast, any portion of the public hair, anus, buttocks, vulva, or genitals referenced in the following provisions: La. R.S. 26:90B/26:286B through La. R.S. 26:90G/26:286G, the business shall be suspended up to five (5) days per violation or be fined up to \$1500 per violation, at commissioner’s option.
  - b) **THIRD OFFENSE** - On a third offense, the business shall be fined \$15,000 or the business permits shall be revoked, at commissioner’s option.
7. **MYSTERY SHOPPING** - The business shall conduct mystery shopping by a third party company at least twice per month and report the results to ATC every month by the 5<sup>th</sup> day of the following month, beginning on April 5, 2018. Terms of this agreement shall be submitted in writing to the ATC and requires approval from the commissioner.
- a. Business shall submit proof that a third party company was hired to conduct the secret shopper program within thirty days (30) from the effective date of this agreement;
  - b. Business shall be required to maintained the secret shopper program and conduct at least one secret shop per month for one year from the date of submission of first report;
  - c. If no violations are observed during first year of the secret shopper program, business may reduce the monthly shop to once per quarter or once every three (3) months for an additional year from the date of completion of probationary period.
8. **SECURITY CAMERAS** - A high quality camera system shall be installed that covers at minimum all areas of the main floor, VIP rooms, private rooms or floors, and stage area of the premise (excluding restrooms). Camera system shall monitor and record all listed areas and shall be capable of maintaining all recording for a minimum of thirty (30) days. Such recordings shall be made available to ATC immediately upon request.

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9. **TERMINATION** - All employees, dancer/entertainment and/or independent contractor identified as a result of an ATC investigation shall be terminated. The business shall provide proof of termination to ATC within five (5) days.
10. **RECORDS** - The business shall ensure that all servers and security personnel are license with the Louisiana Responsible Vendor Program as servers and security personnel. The business must also maintain records of all employees, independent contractors, agents, associates and representatives, including the name, date of birth, last four digits of social security number, and date of hire of such persons.
- a. Business shall be required to submit a list of any person, including independent contractors employed on the date of violations as listed in the Notice of Suspension within five (5) days of the effective date of this agreement.
11. **SEX TRAFFICKING** - The business shall be required to participate in Club Operators Against Sex Trafficking (COAST). Submission of proof must be submitted to the ATC within 60 days of this agreement.
12. **FINES AND PENALTIES** – Business shall be imposed a monetary penalty in the amount of **\$7500.00** which shall due on or before March 17, 2018 or all permits shall be suspended until paid.

EFFECTIVE DATE: 11/31/18

  
\_\_\_\_\_  
SILVER BOURBON INC.  
SCORES (AKA "THE MANSION ON BOURBON")

  
\_\_\_\_\_  
JUANA LOMBARD, COMMISSIONER  
OFFICE OF ALCOHOL & TOBACCO CONTROL

JL/LP  
CC:



State of Louisiana  
Office of Alcohol and Tobacco Control

John Bel Edwards  
Governor



Juana Marine-Lombard  
Commissioner

SB ENTERTAINMENT, INC.  
HUSTLER BARELY LEGAL CLUB  
P O BOX 408  
DURAND, MI 48429

**Location Address:**

423-427 BOURBON STREET  
NEW ORLEANS, LA 70130

Permit Number: 3600008056  
Case Number: 2017-2819

**Commissioner's Order**

This matter came before the Commissioner of the Office of Alcohol and Tobacco Control ("ATC"), Department of Revenue, through a Notice of Suspension and Summons to Appear for an Administrative Hearing to provide evidence and arguments on alleged violations of La. Rev. Stat. Ann §§ 26:90A(4) / 26:286A(4); 26:90B(3) / 26:286B(3); and 26:90D(3) / 286D(3).

In resolution of allegations contained in the Notice of Suspension for Permit Number 3600008056, ATC Case No. 2017-2819, SB ENTERTAINMENT INC D/B/A HUSTLER BARELY LEGAL CLUB ("Business") through legal counsel, David Halpern and without admitting any culpability to any charges herein, pleads no contest and does hereby consents to fully comply with each provision of the consent listed below in relation to the alcohol permit issued to the premise located at 423-427 Bourbon Street, New Orleans, LA 70130. It is the intent of all parties to resolve the pending administrative claims that ATC has against Business referenced in the Notice of Suspension served upon the Business on January 25, 2018.

**CONSENT TERMS**

1. **SUSPENSION** - SB ENTERTAINMENT INC D/B/A HUSTLER BARELY LEGAL CLUB, alcohol permit number 3600008056 shall be suspended for period of thirty (30) days, of which seventeen (17) days shall be deferred in consideration of terms listed herein. Business shall be required to serve remaining thirteen (13) day suspension and shall be credited for time served since January 25, 2018 and shall remain effective through 4:59 p.m. on February 8, 2018.
2. **ADDED HUMAN TRAFFICKING TRAINING** – The business shall conduct training on all current and future employees, entertainers, dancers, independent contractor, agent, and/or associate no less than semi-annually. Training shall include educating and providing awareness on the issue and concerns involving human trafficking. At a minimum, training shall include discussing definition of human trafficking, opportunities to identify actual or potential victims of human trafficking, behavioral characteristics of victims of human trafficking and resources available to assist victims of human

trafficking. Business shall be required to maintain a record of said training and all persons in attendance, including date of training, names, alias, birthday, last four digits of social security number and position.

3. **TRAINING – RULES OF CONDUCT** – The Business shall conduct training for all current employees, entertainers, dancers, independent contractor, agent, and/or associate no less than once every six (6) months on the rules and regulations that govern the service of alcohol in conjunction with the conduct permitted on an alcohol retail establishment providing live adult entertainment. Training shall include but not limited to common or current issues such as definition and prohibition of prostitution, solicitation for prostitution, narcotic activities, and lewd acts as define under La. R.S. 26:90B *et seq.*

- a. Prior to any employees, entertainers, dancers, independent contractor, agent, and/or associate working in a position at the Business engaging with the public, Business shall provide proper training to all new hires including providing education on rules and regulations, prohibited conduct, prohibition against criminal convictions, human trafficking awareness training, and information listed herein. All employees shall be required to sign one or more form(s) acknowledging receipt and an understanding of such information. Forms shall be made available upon request by the ATC.

4. **ZERO TOLERANCE** - The business shall immediately self-report to ATC all potential and actual violations of Title 26, including the corrective action taken by the business. The business shall immediately terminate all employees, independent contractors, agents, associates, and representatives, who commit any major violation of Title 26, such as those set forth in La. Rev. Stat. Ann. §§ 26:90/26:286. The business shall also discipline any member of management who participated in or knowingly failed to prevent such violations. When the business self-reports to ATC, it shall not be considered a violation with ATC if business took appropriate action and submit proof of same.

- a. Reports shall be mailed to Attention: Legal Division, 1409 Poydras Street, 11<sup>th</sup> Floor, New Orleans, La. 70112. Any reports submitted in any other method shall not be accepted by the ATC.

5. **PROBATION** - The business shall be placed on probation for a period of one (1) year beginning on the effective date of this agreement. If business violates any of terms listed herein during probationary period, then the business shall be fined and/or suspended or revoked in accordance with below. For clarification purposes, all administrative charges listed in the Notice of Suspension shall be considered in determining level of subsequent offense(s). If the business violates any other provisions of Title 26, permittee may be subject to additional penalties including fines and suspension not limited to the terms set forth below.

a) **SECOND OFFENSE**

- 1) On a second offense violations related to prostitution or solicitation of prostitution as set forth under La. R.S. 26:90A(4) & La. R.S. 26:286A(4) or lewd acts involving touching as set forth under 26:90D(3)/26:286D(3) - the business shall be required to serve the remaining balance of suspension and may be suspended for an additional five (5) days per violation or fined up to \$2500 per violation, at Commissioner's option upon consideration of all circumstances surrounding the offense(s), including efforts made by the Business to prevent such violation(s).

- 2) On a second offense violations related to lewd acts involving exposing or displaying to view any portion of the public hair, anus, buttocks, vulva, or genitals referenced in La. R.S. §§ 26:90B(3)/26:286B(3) or 26:90D(3)/26:286D(3), the business shall be suspended up to five (5) days per violation or be fined up to \$1500 per violation, at Commissioner's option, upon consideration of all circumstances surrounding the offense(s), including efforts made by the Business to prevent such violation(s).
  - b) **THIRD OFFENSE** - On a third offense of violations related to prostitution or solicitation of prostitution as set forth under La. R.S. 26:90A(4) & La. R.S. 26:286A(4) or lewd acts involving touching or exposing or displaying to view any portion of the public hair, anus, buttocks, vulva, or genitals referenced in La. R.S. 26:90D(2)(3)/26:286D(2)(3), the business shall be fined \$15,000 or the business permits shall be revoked, at Commissioner's option, upon consideration of all circumstances surrounding the offense(s), including efforts made by the Business to prevent such violation(s).
6. **MYSTERY SHOPPING** - The business shall continue to conduct mystery shopping by a third party company. Such mystery shopping shall be conducted at least once per month and the Business shall report the results to ATC every month by the 5<sup>th</sup> day of the following month, beginning on April 5, 2018. Terms of this agreement with the third party company shall be submitted in writing to the ATC and requires approval from the commissioner.
  - a. Business shall submit proof that a third party company was hired to conduct the secret shopper program within thirty days (30) from the effective date of this agreement;
  - b. Business shall be required to maintain the secret shopper program and conduct at least one secret shop per month for six months from the date of submission of first report;
  - c. If no violations are observed during first six months of the secret shopper program, business may reduce the monthly shop to once per quarter or once every three (3) months for an additional year from the date of completion of probationary period.
7. **SECURITY CAMERAS** - The high quality camera system currently located at the Business shall be actively monitored at least five days per week during the Business' peak operating times, and throughout Mardi Gras and Jazz Fest, and record all areas and shall be capable of maintaining all recording for a minimum of thirty (30) days. Such recordings shall be made available to ATC immediately upon request. A copy of the floor plan showing the location of the Business' cameras is attached as Exhibit A.
8. **TERMINATION** - All employees, dancer/entertainment and/or independent contractor identified as a result of an ATC investigation shall be terminated. The business shall provide proof of termination to ATC within five (5) days.
9. **BAG CHECK** - The business shall check all bags of employees, dancer/entertainers, and other independent contractors participating in the Business at the beginning of each person's shift. In the interest of clarity, the Business shall not be required to check the bags of independent contractors entering the Business not for the purpose of participating in the Business, such as repairmen or vendors.

10. **RECORDS** - The business shall ensure that all servers and security personnel are licensed with the Louisiana Responsible Vendor Program as servers and security personnel, respectively. The business must also maintain records of all employees, independent contractors, agents, associates and representatives, including the name, date of birth, last four digits of social security number, and date of hire of such persons.
- a. Business shall be required to submit a list of any person, including independent contractors employed on the date of violations as listed in the Notice of Suspension within five (5) days of the effective date of this agreement.
11. **SEX TRAFFICKING** - The business shall be required to participate in Club Operators Against Sex Trafficking (COAST). Submission of proof must be submitted to the ATC within 60 days of this agreement.
12. **ADDED SECURITY** – In lieu of hiring an outside security firm, Business shall implement additional policies including requiring additional security personnel and/or management to regularly patrol the floor and VIP areas. Business has also agreed to implement stricter bag check policies and zero tolerance as listed above.
13. **FINES AND PENALTIES** – Business shall be imposed a monetary penalty in the amount of \$3500.00 which shall due on or before February 16, 2018 or all permits shall be suspended until paid.

EFFECTIVE DATE: \_\_\_\_\_

2/8/18



\_\_\_\_\_  
SB ENTERTAINMENT INC D/B/A  
HUSTLER BARELY LEGAL CLUB



\_\_\_\_\_  
JUANA LOMBARD, COMMISSIONER  
OFFICE OF ALCOHOL & TOBACCO CONTROL

JL/LP  
CC:

**State of Louisiana**  
Office of Alcohol and Tobacco Control

**John Bel Edwards**  
Governor



**Juana Marine-Lombard**  
Commissioner

State of Louisiana,  
Department of Revenue,  
Office of Alcohol and Tobacco Control

**Versus**

**BOURBON BURLESQUE CLUB INC  
TEMPTATIONS FAIS DE AUX DE AUX  
327 BOURBON ST  
NEW ORLEANS, LA 70130**

Permit Number: AG.36.0000005033-BL; T.36.0050000837-P  
Case Number: 2018-104

**Commissioner's Order**

This matter came before the Commissioner of the Office of Alcohol and Tobacco Control ("ATC"), Department of Revenue, through a Notice of Suspension and Summons to Appear for an Administrative Hearing to provide evidence and arguments on alleged violations of La. Rev. Stat. Ann §§ 26:90A(4) / 286A(4), 26:90A(11) / 286A(11); 26:911A(6); 26:90D(3) / 286D(3), 26:90D(2) / 286D(2), 26:90E / 286E, and 26:911A(6); and 26:90B /286B et seq.

In resolution of allegations contained in the Notice of Suspension for Permit Numbers AG.36.0000005033-BL and tobacco permit number T.36.0050000837-P, ATC Case No. 2018-104, BOURBON BURLESQUE CLUB INC d/b/a TEMPTATIONS FAIS DE AUX DE AUX ("Business") through legal counsel, Carolyn Jefferson, without admitting any culpability to any charges herein, hereby consents to fully comply with each provision of the consent listed below in relation to the alcohol permit issues to the premise located at 327 Bourbon Street, New Orleans, LA 70130. It is the intent of all parties to resolve amicably all allegations contained in the Notice of Suspension and made to resolve the pending administrative claims that ATC has against Business.

**CONSENT TERMS**

1. **REVOCATION** - BOURBON BURLESQUE CLUB INC d/b/a TEMPTATIONS FAIS DE AUX, alcohol permit number AG.36.0000005033-BL shall be revoked, effective immediately.
2. **PERMIT SURRENDERED** - BOURBON BURLESQUE CLUB INC d/b/a TEMPTATIONS FAIS DE AUX, issued tobacco permit number T.36.0050000837-P shall surrender permit immediately.
3. **RECORDS** - Business shall be required to submit a list of any persons, including independent contractors employed on the date of violations listed in the Notice of Suspension. List should include the name, aliases, date of birth, last four digits of social security number, position and date of hire, if applicable as within five (5) days of the effective date of this agreement.

4. **FINES AND PENALTIES** – Business shall be imposed a monetary penalty in the amount of **\$2500.00** which shall due on or before March 17, 2018.

EFFECTIVE DATE: 1/31/18

  
\_\_\_\_\_  
BOURBON BURLESQUE CLUB INC  
TEMPTATIONS FAIS DEAUX DEAUX

  
\_\_\_\_\_  
JUANA LOMBARD, COMMISSIONER  
OFFICE OF ALCOHOL & TOBACCO CONTROL

JL/LP  
CC:

State of Louisiana  
Office of Alcohol and Tobacco Control

John Bel Edwards  
Governor



Juana Marine-Lombard  
Commissioner

SOBO NOLA LLC  
HUNK OASIS  
P O BOX 408  
DURAND, MI 48429

**Location Address:**

226-228 BOURBON STREET  
NEW ORLEANS, LA 70130

Permit Number: 3600010215; 3650006347  
Case Number: 2018-105

**Commissioner's Order**

This matter came before the Commissioner of the Office of Alcohol and Tobacco Control ("ATC"), Department of Revenue, through a Notice of Suspension and Summons to Appear for an Administrative Hearing to provide evidence and arguments on alleged violations of La. Rev. Stat. Ann §§ 26:90A(11)/ 286A(11); 26:911A(6); 26:90D(3) / 286D(3), and 26:90D(2) / 286D(2).

In resolution of allegations contained in the Notice of Suspension for Permit Numbers 3600010215 and tobacco permit number 3650006347, ATC Case No. 2018-105, SOBO NOLA LLC d/b/a HUNK OASIS ("Business") through legal counsel, David Halpern and Jill Gautreaux hereby enters a plea of no contest and without admitting any culpability to any charges herein, does hereby consents to fully comply with each provision of the consent listed below in relation to the alcohol permit issues to the premise located at 226-228 Bourbon Street, New Orleans, LA 70130. It is the intent of all parties to resolve the pending administrative claims that ATC has against Business referenced in the Notice of Suspension served upon the Business on January 25, 2018.

**CONSENT TERMS**

1. **SUSPENSION** - SOBO NOLA LLC d/b/a HUNK OASIS, alcohol permit number 3600010215 and tobacco permit number 3650006347 shall be suspended for period of thirty (30) days, of which nineteen (19) days shall be deferred in consideration of terms listed herein. Business shall be required to serve remaining eleven (11) day suspension and shall be credited for time served since January 25, 2018 and shall remain effective through 4:59 p.m. on February 6, 2018.
2. **ADDED HUMAN TRAFFICKING TRAINING** – The business shall conduct training on all current and future employees, entertainers, dancers, independent contractor, agent, and/or associate no less than semi-annually. Training shall include educating and providing awareness on the issue and concerns involving human trafficking. At a minimum, training shall include discussing definition of human trafficking, opportunities to identify actual or potential victims of human trafficking, behavioral characteristics of victims of human trafficking and resources available to assist victims of human trafficking. Business shall be required to maintain a record of said training all persons in

attendance, including date of training, names, alias, birthday, last four digits of social security number and position.

3. **TRAINING – RULES OF CONDUCT** – The Business shall conduct training for all current employees, entertainers, dancers, independent contractor, agent, and/or associate no less than once every six (6) months on the rules and regulations that govern the service of alcohol in conjunction with the conduct permitted on an alcohol retail establishment providing live adult entertainment. Training shall include but not limited to common or current issues such as definition and prohibition of prostitution, solicitation for prostitution, narcotic activities, and lewd acts as define under La. R.S. 26:90B *et seq.*

a. Prior to any employees, entertainers, dancers, independent contractor, agent, and/or associate working in a position at the Business engaging with the public, Business shall provide proper training to all new hires including providing education on rules and regulations, prohibited conduct, prohibition against criminal convictions, human trafficking awareness training, and information listed herein. All employees shall be required to sign one or more form(s) acknowledging receipt and an understanding of such information. Forms shall be made available upon request by the ATC.

4. **ZERO TOLERANCE** - The business shall immediately self-report to ATC all potential and actual violations of Title 26, including the corrective action taken by the business. The business shall immediately terminate all employees, independent contractors, agents, associates, and representatives, who commit any major violation of Title 26, such as those set forth in La. Rev. Stat. Ann. §§ 26:90/26:286. The business shall also discipline any member of management who participated in or knowingly failed to prevent such violations. When the business self-reports to ATC, it shall not be considered a violation with ATC if business took appropriate action and submit proof of same.

a. Reports shall be mailed to Attention: Legal Division, 1409 Poydras Street, 11<sup>th</sup> Floor, New Orleans, La. 70112. Any reports submitted in any other method shall not be accepted by the ATC.

5. **PROBATION** - The business shall be placed on probation for a period of one (1) year beginning on the effective date of this agreement. If business violates any of terms listed herein during probationary period, then the business shall be fined and/or suspended or revoked in accordance with below. For clarification purposes, all administrative charges listed in the Notice of Suspension shall be considered in determining level of subsequent offense(s). If the business violates any other provisions of Title 26 the entity may face penalties, including fines and suspension not limited to the terms set forth below.

a) **SECOND OFFENSE**

1) On a second offense violations related to lewd acts involving touching as set forth under 26:90D(2)/26:286D(2); or any illegal drug activities under La. R.S. 26:90A(11), 26:286A(11) or 26:911A(6) - the business shall be required to serve the remaining balance of suspension and may be suspended for an additional five (5) days per violation or fined up to \$2500 per violation, at Commissioner's option upon consideration of all circumstances surrounding the offense(s), including efforts made by the Business to prevent such violation(s).

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- 2) On a second offense violations related to lewd acts involving exposing or displaying to view any portion of the public hair, anus, buttocks, or genitals referenced in La. R.S. 26:90D(3)/26:286D(3), the business shall be suspended up to five (5) days per violation or be fined up to \$1500 per violation, at Commissioner's option, upon consideration of all circumstances surrounding the offense(s), including efforts made by the Business to prevent such violation(s).
  
  - b) **THIRD OFFENSE**- On a third offense of violations related to lewd acts involving touching as set forth under 26:90D(2)/26:286D(2); lewd acts involving exposing or displaying to view any portion of the public hair, anus, buttocks, or genitals referenced in La. R.S. 26:90D(3)/26:286D(3), or any illegal drug activities under La. R.S. 26:90A(11), 26:286A(11) or 26:911A(6), the business shall be fined \$15,000 or the business permits shall be revoked, at Commissioner's option, upon consideration of all circumstances surrounding the offense(s), including efforts made by the Business to prevent such violation(s).
6. **MYSTERY SHOPPING** - The business shall continue to conduct mystery shopping by a third party company. Such mystery shopping shall be conducted at least once per month and the Business shall report the results to ATC every month by the 5<sup>th</sup> day of the following month, beginning on April 5, 2018. Terms of this agreement with the third party company shall be submitted in writing to the ATC and requires approval from the commissioner.
    - a. Business shall submit proof that a third party company was hired to conduct the secret shopper program within thirty days (30) from the effective date of this agreement;
    - b. Business shall be required to maintain the secret shopper program and conduct at least one secret shop per month for six months from the date of submission of first report;
    - c. If no violations are observed during first six months of the secret shopper program, business may reduce the monthly shop to once per quarter or once every three (3) months for an additional year from the date of completion of probationary period.
  
  7. **SECURITY CAMERAS** - The high quality camera system currently located at the Business shall be actively monitored five days per week during the Business' peak operating times, and throughout Mardi Gras and Jazz Fest and record all listed areas and shall be capable of maintaining all recording for a minimum of thirty (30) days. Such recordings shall be made available to ATC immediately upon request. A copy of the floor plan showing the location of the Business' cameras is attached as Exhibit A.<sup>1</sup>
  
  8. **TERMINATION** - All employees, dancer/entertainment and/or independent contractors identified as a result of an ATC investigation shall be terminated. The business shall provide proof of termination to ATC within five (5) days.
  
  9. **BAG CHECK** - The business shall check all bags of employees, dancer/entertainers, and other independent contractors participating in the Business at the beginning of each person's shift. In the interest of clarity, the Business shall not be required to check the bags of independent contractors

entering the Business not for the purpose of participating in the Business, such as repairmen or vendors.

10. **RECORDS** - The business shall ensure that all servers and security personnel are licensed through the Louisiana Responsible Vendor Program as servers and security personnel, respectively. The business must also maintain records of all employees, independent contractors, agents, associates and representatives, including the name, date of birth, last four digits of social security number, and date of hire of such persons.
  - a. Business shall be required to submit a list of any person, including independent contractors employed on the date of violations as listed in the Notice of Suspension within five (5) days of the effective date of this agreement.
11. **SEX TRAFFICKING** - The business shall be required to participate in Club Operators Against Sex Trafficking (COAST). Submission of proof must be submitted to the ATC within 60 days of this agreement.
12. **ADDED SECURITY** – In lieu of hiring an outside security Business shall implement additional policies including requiring additional security personnel and/or management to regularly patrol the floor and VIP areas. Business has also agreed to implement stricter bag check policies and zero tolerance as listed above.
13. **FINES AND PENALTIES** – Business shall be imposed a monetary penalty in the amount of \$3500.00 which shall due on or before February 9, 2018 or all permits shall be suspended until paid.

EFFECTIVE DATE: 2/6/18

  
\_\_\_\_\_  
SOBO NOLA LLC  
HUNK OASIS

  
\_\_\_\_\_  
JUANA LOMBARD, COMMISSIONER  
OFFICE OF ALCOHOL & TOBACCO CONTROL

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**State of Louisiana**  
Office of Alcohol and Tobacco Control

**John Bel Edwards**  
Governor



**Juana Marine-Lombard**  
Commissioner

State of Louisiana,  
Department of Revenue,  
Office of Alcohol and Tobacco Control

**Versus**

PLATINUM BOURBON INC  
BOURBON VIBEZZ, formerly known as LIPSTIXX  
420 BOURBON ST  
NEW ORLEANS, LA 70130

Permit Number: AG.36.0000010391-BL; T.36.0050006087-P  
Case Number: 2018-106

**Commissioner's Order**

This matter came before the Commissioner of the Office of Alcohol and Tobacco Control ("ATC"), Department of Revenue, through a Notice of Suspension and Summons to Appear for an Administrative Hearing to provide evidence and arguments on alleged violations of La. Rev. Stat. Ann §§ 26:90A(4) / 286A(4), 26:90A(11) / 286A(11); 26:911A(6); 26:90D(3) / 286D(3), 26:90D(2) / 286D(2), 26:90D(1) / 286D(1), 26:90E / 286E, and 26:911A(6).

In resolution of allegations contained in the Notice of Violation for Permit Numbers AG.36.0000010391-BL and tobacco permit T.36.0050006087-P, ATC Case No. 2018-106, PLANTINUM BOURBON INC. dba BOURBON VIBEZZ formerly known as LIPSTIXX ("Business") through legal counsel, Carolyn Jefferson, without admitting any culpability to any charges herein, and hereby consents to fully comply with each provision of the consent listed below in relation to the alcohol permit issues to the premise located at 420 Bourbon Street, New Orleans, LA 70130. It is the intent of all parties to resolve amicably all allegations contained in the Notice of Suspension and made to resolve the pending administrative claims that ATC has against Business.

**CONSENT TERMS**

1. **TYPE OF OPERATION** - PLANTINUM BOURBON INC. dba BOURBON VIBEZZ formerly known as LIPSTIXX, alcohol permit number AG.36.0000010391-BL and tobacco permit T.36.0050006087-P hereby agrees to change the type of operation by no later than February 1, 2018.
  - a. **Business** shall cease operating as an adult entertainment establishment and shall prohibit any activities related to exotic dancing, removing of clothing, and other common activities related to or specific to strip clubs.
  - b. **Business** agrees to operate solely as a dance club and shall notify the ATC and obtain express approval should the business intend to change operation back to an adult entertainment club.

2. **PROBATION** - The business shall be placed on probation for a period of one (1) year beginning on the effective date of this agreement. If business violates any of terms listed herein during probationary period, then the business shall be fined and/or suspended or revoked in accordance with below. For clarification purposes, all administrative charges listed in the Notice of Suspension shall be considered in determining level of subsequent offense(s).
  - a) **THIRD OFFENSE** – This matter is related to 2<sup>nd</sup> offense charges related to prostitution, solicitation of prostitution, and illegal drug activities including possessing, consuming, and/or selling or offer to sell narcotics and as such any charges from the effective date of this agreement shall be deemed a third offense. On a third offense, the business shall be fined up to \$15,000 or the business permit(s) shall be revoked, at commissioner’s option.
3. **TERMINATION** - All employees, dancer/entertainment and/or independent contractor identified as a result of an ATC investigation shall be terminated. The business shall provide proof of termination to ATC within five (5) days.
4. **RECORDS** - The business shall ensure that all servers and security personnel are license with the Louisiana Responsible Vendor Program as servers and security personnel. The business must also maintain records of all employees, independent contractors, agents, associates and representatives, including the name, date of birth, last four digits of social security number, and date of hire of such persons.
5. **FINES AND PENALTIES** – Business shall be imposed a monetary penalty in the amount of **\$3600.00** which shall be due on or before March 4, 2018 or all permits shall be suspended until paid.

EFFECTIVE DATE: 1/31/18

  
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PLATINUM BOURBON INC  
BOURBON VIBezz, formerly known as LIPSTIXX

  
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JUANA LOMBARD, COMMISSIONER  
OFFICE OF ALCOHOL & TOBACCO CONTROL

JL/LP  
CC: