

LOUISIANA WEIGHTS AND MEASURES COMMISSION
ADJUDICATORY HEARING MINUTES
FEBRUARY 17, 2022, 9:30 A.M.
Louisiana Department of Agriculture & Forestry
Veterans' Memorial Auditorium
5825 Florida Blvd.
Baton Rouge, LA 70806

I. CALL TO ORDER

Chairman, Larry Terrell, called the hearing to order at 9:30 a.m.

II. ROLL CALL AND DECLARATION OF QUOROM

Commission Members Present

Mr. Larry Terrell, Chairman
Mr. Dave George, Vice Chairman
Mr. Michael DiResto, Alternate
Mr. Scott Simonson, Alternate
Mr. Justin Alford
Mr. Tommy "Bo" Haring
Mr. Milton "Mickey" Freiberg
Mr. Mark Westmoland
Mr. Frank Lopinto
Mr. Dane Hebert

LDAF Staff Present

Ms. Baleigh Olah & Amy McInnis – LDAF Staff, Attorney and General Counsel; Assistant Commissioner: Dr. Bobby Fletcher; Director: Paul Floyd; Assistant Director: Gene Cavalier; Scales and Packages Program Manager: Mr. Mark Lovisa; Scales, Packages and Labeling Program Manager: Mr. Steven Coco; Inspector: Alicia Waller; Inspector: Angell Duplechain; Inspector: Erynn Heffley; Information Technologist: August Rowland; Administrative Assistant: Kasey Patton; Administrative Assistant: Laurie Walker. Louisiana Assistant Attorney General Alicia Wheeler as Hearing Officer

Also in Attendance:

Hung Cao, Joseph Kirsch, Holden Hoggatt, Muhunnad Gheni, Makarem Awadallah

With ten (10) members present, Chairman Larry Terrell declared a quorum.

III. PUBLIC COMMENTS

No public comments were given at this time

IV. APPROVAL OF NOVEMBER 18, 2021, MINUTES

Motion was made by Dave George to approve the minutes for the November 18, 2021, meeting. Mr. Frank Lopinto seconded the motion. All members were in favor. Motion carried. Motion was made by Dave George to remove Approval of Agenda from this and all future agendas. Mr. Frank Lopinto seconded the motion. All members were in favor. Motion carried.

V. ADJUDICATORY HEARING

ADJUDICATORY CASES

CASE #21-10-01 / ARMSTRONG MCCALL #359

19 VIOLATION(S)

1-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

18-Item(s) with price not displayed – LAC 7:XXXV.117

Director Paul Floyd, Assistant Commissioner Dr. Bobby Fletcher, and Inspector Allicia Waller were called as witnesses and the previously conducted price verification inspections were entered in as evidence, along with the warning letter, charge letter, and all associated proof of service notices showing proper service to the Registered Agent on file with the Louisiana Secretary of State's office. Mr. Joseph Kirsch and Attorney Holden Hoggatt were present on behalf of Respondent.

A motion was made by Mr. Justin Alford and seconded by Mr. Mickey Freiburg to set the penalty at \$0 per violation, for a total of Zero Dollars (\$0). A roll-call vote was called for with the following results:

Mr. Larry Terrell Nay
Mr. Dave George Nay
Mr. Michael DiResto Yay
Mr. Scott Simonson Nay
Mr. Justin Alford Yay
Mr. Tommy "Bo" Harrying Nay
Mr. Milton "Mickey" Freierg Yay
Mr. Mark Westmoland Nay
Mr. Frank Lopinto Yay
Mr. Dane Hebert Yay

The motion failed.

A motion was made by Mr. Larry Terrel and seconded by Mr. Mark Westmoland to set the penalty at \$400 per violation, for a total of Seven Thousand Six Hundred Dollars (\$7,600). A roll-call vote was called for with the following results:

Mr. Larry Terrell Yay
Mr. Dave George Yay
Mr. Michael DiResto Nay
Mr. Scott Simonson Yay
Mr. Justin Alford Nay
Mr. Tommy "Bo" Harrying Yay
Mr. Milton "Mickey" Freierg Nay

Mr. Mark Westmoland Yay
Mr. Frank Lopinto Nay
Mr. Dane Hebert Nay

The motion failed.

Mr. Dane Hebert suggested to impose a penalty of Five Hundred Dollar (\$500.00) per violation for a total of Nine Thousand Five Hundred (\$9,500), with Four Thousand Seven Hundred Fifty Dollars (\$4,750) of that amount being suspended on the condition that Respondent passes any and all price verification inspections within 180 days of the date of the adjudicatory hearing. If Respondent fails any price verification inspection before August 16, 2022, the suspended portion shall become immediately due and payable upon notice to Respondent without further action by the Commission. The unsuspended portion of the penalty, specifically \$4,750 shall be paid in full by certified funds by the Respondent to the Department within 30 days of receipt of the Commissioner's signature of the Findings of Fact, Conclusions of Law.

A motion was made by Mr. Dane Hebert and seconded by Mr. Dave George to find the Respondent guilty as charged. All members were in favor. **Motion carried.**

CASE #22-02-15 / FUEL UP DOLLAR SPOT

14 VIOLATION(S)

5-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

9- Item(s) with price not displayed – LAC 7:XXXV.117

Director Paul Floyd, Program Manager Steven Coco, and Inspector Angelle Duplechain were called as witnesses for LDAF. The previously conducted price verification inspections were entered in as evidence, along with the warning letter, charge letter, and all associated proof of service notices showing proper service to the Registered Agent on file with the Louisiana Secretary of State's office. Mr. Hung Cao was present on behalf of Respondent.

Mr. Dane Hebert suggested to impose a penalty of Five Hundred Dollars (\$500.00) per violation for a total of Seven Thousand Dollars (\$7,000), with Three Thousand Five Hundred Dollars (\$3,500) of that amount being suspended on the condition that Respondent passes any and all price verification inspections within 180 days of the date of the adjudicatory hearing. If Respondent fails any price verification inspection before August 16, 2022, the suspended portion shall become immediately due and payable upon notice to Respondent without further action by the Commission. The unsuspended portion of the penalty, specifically \$3,500 shall be paid in full by certified funds by the Respondent to the Department within 30 days of receipt of the Commissioner's signature of the Findings of Fact, Conclusions of Law.

A motion was made by Mr. Michael DiResto and seconded by Mr. Dave George to find Respondent guilty as charged. All members were in favor. **Motion carried.**

CASE #22-02-35 / LA ESMERELDA SUPERMARKET

4 VIOLATION(S)

4- Item(s) with price not displayed – LAC 7:XXXV.117

There were no parties present on behalf of the Respondent.

2022

Director Paul Floyd, Program Manager Steven Coco and Inspector Angell Duplechain were called as witnesses and the previously conducted price verification inspections were entered in as evidence, along with the warning letter, charge letter, and all associated proof of service notices showing proper service to the Registered Agent on file with the Louisiana Secretary of State's office.

A motion was made by Mr. Frank LoPinto and seconded by Mr. Bo Haring to find the Respondent guilty as charged. All members were in favor. Motion carried.

A motion was made by Mr. Dave George and seconded by Mr. Frank LoPinto to set the penalty at \$500 per violation, for a total of Two Thousand Dollars (\$2,000). All members were in favor. Motion carried.

CONTINUED CASES

CASE #22-02-12 / INFINITE HAIR AND BEAUTY

The Department recommended to the Commission that this case be continued to the next hearing, as the Respondents present were not proper persons to testify O/B/O this store location.

STIPULATED CASES

CASE #22-02-01 / SHOP RITE #85

11 VIOLATION(S)

11-Method of Sale Violation(s) – R.S.3:4616. – LA. R.S. 3:4617 (A)

The department recommended a penalty of Two Thousand Seven Hundred and Fifty Dollars (\$2,750). Motion to accept the stipulation and recommended penalty was made by Mr. Mark Westmoland and seconded by Mr. Frank LoPinto. All members were in favor. Motion carried.

CASE #2-02-02 / EXPRESS MART

13 VIOLATION(S)

2-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

11- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Three Thousand Two Hundred and Fifty Dollars (\$3,250). Motion to accept the stipulation and recommended penalty was made by Mr. Mickey Freiberg and seconded by Mr. Bo Haring. All members were in favor. Motion carried.

CASE #22-02-03 / FAMILY DOLLAR STORE #24699

12 VIOLATION(S)

12-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

The department recommended a penalty of Six Thousand Dollars (\$6,000). Motion to accept the stipulation and recommended penalty was made by Mr. Dave George and seconded by Mr. Michael Diresto. All members were in favor. Motion carried.

CASE #22-02-04 / FAMILY DOLLAR STORE #21412

10 VIOLATION(S)

9-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

1- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Five Thousand Dollars (\$5,000). Motion to accept the stipulation and recommended penalty was made by Mr. Mickey Freiberg and seconded by Mr. Frank LoPinto. All members were in favor. Motion carried.

CASE #22-02-05 / DOLLAR GENERAL STORE #8694

12 VIOLATION(S)

8-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

4- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Six Thousand Dollars (\$6,000). Motion to accept the stipulation and recommended penalty was made by Mr. Bo Haring and seconded by Mr. Justin Alford. All members were in favor. Motion carried.

CASE #22-02-06 / FAMILY DOLLAR STORE #21587

5 VIOLATION(S)

5-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

The department recommended a penalty of Two Thousand Five Hundred Dollars (\$2,500). Motion to accept the stipulation and recommended penalty was made by Mr. Scott Simonson and seconded by Mr. Mickey Freiberg. All members were in favor. Motion carried.

CASE #22-02-07 / CIRCLE K #7770

3 VIOLATION(S)

3-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

The department recommended a penalty of One Thousand Five Hundred Dollars (\$1,500). Motion to accept the stipulation and recommended penalty was made by Mr. Justin Alford and seconded by Mr. Frank LoPinto. All members were in favor. Motion carried.

CASE #22-02-08 / DOLLAR GENERAL STORE #10355

11 VIOLATION(S)

9-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

2- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Five Thousand Five Hundred Dollars (\$5,500). Motion to accept the stipulation and recommended penalty was made by Mr. Dane Hebert and seconded by Mr. Dave George. All members were in favor. Motion carried.

CASE #22-02-10 / CIRCLE K #2701681

5 VIOLATION(S)

4-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

1- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Two Thousand Five Hundred Dollars (\$2,500). Motion to accept the stipulation and recommended penalty was made by Mr. Frank Lopinto and seconded by Mr. Michael Diresto. All members were in favor. Motion carried.

J D 22

CASE #22-02-11 / MENARDS CAJUN GROCERY

6 VIOLATION(S)

2-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

4- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of One Thousand Five Hundred Dollars (\$1,500). Motion to accept the stipulation and recommended penalty was made by Mr. Justin Alford and seconded by Mr. Scott Simonson. Member Mark Westmoland recused himself from the overall vote. All members were in favor. Motion carried.

CASE #22-02-13 / 103 TRUCK STOP

6 VIOLATION(S)

4-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

2- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of One Thousand Five Hundred Dollars (\$1,500). Motion to accept the stipulation and recommended penalty was made by Mr. Dave George and seconded by Mr. Mickey Freiberg. All members were in favor. Motion carried.

CASE #22-02-14 / CIRCLE K #2706832

11 VIOLATION(S)

6-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

5- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Five Thousand Five Hundred Dollars (\$5,500). Motion to accept the stipulation and recommended penalty was made by Mr. Michael Diresto and seconded by Mr. Justin Alford. All members were in favor. Motion carried.

CASE #22-02-16 / GRAB N GEAUX #8

4 VIOLATION(S)

4-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

The department recommended a penalty of One Thousand Dollars (\$1,000). Motion to accept the stipulation and recommended penalty was made by Mr. Justin Alford and seconded by Mr. Mickey Freiberg. All members were in favor. Motion carried.

CASE #22-02-17 / E Z MART #4298

6 VIOLATION(S)

5-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

1- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of One Thousand Five Hundred Dollars (\$1,500). Motion to accept the stipulation and recommended penalty was made by Mr. Dane Hebert and seconded by Mr. Bo Haring. All members were in favor. Motion carried.

CASE #22-02-18 / CIRCLE K #7665

20/50

7 VIOLATION(S)

2-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

5-Price(s) not displayed – LAC 7:XXXV.117

The department recommended a penalty of Three Thousand Five Hundred Dollars (\$3,500). Motion to accept the stipulation and recommended penalty was made by Mr. Dave George and seconded by Mr. Scott Simonson. All members were in favor. Motion carried.

CASE #22-02-19 / FAMILY DOLLAR STORE #26910

5 VIOLATION(S)

3-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

2- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Two Thousand Five Hundred Dollars (\$2,500). Motion to accept the stipulation and recommended penalty was made by Mr. Michael Diresto and seconded by Mr. Justin Alford. All members were in favor. Motion carried.

CASE #22-02-20 / KINDER QUICK STOP

6 VIOLATION(S)

2-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

4- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of One Thousand Five Hundred Dollars (\$1,500). Motion to accept the stipulation and recommended penalty was made by Mr. Dane Hebert and seconded by Mr. Mickey Freiberg. All members were in favor. Motion carried.

CASE #22-02-21 / GREEN ACRES DISCOUNT ZONE

6 VIOLATION(S)

2-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

4- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of One Thousand Five Hundred Dollars (\$1,500). Motion to accept the stipulation and recommended penalty was made by Mr. Frank LoPinto and seconded by Mr. Bo Haring. All members were in favor. Motion carried.

CASE #22-02-22 / POTEET'S PIT STOP

4 VIOLATION(S)

2-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

2- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of One Thousand Dollars (\$1,000). Motion to accept the stipulation and recommended penalty was made by Mr. Justin Alford and seconded by Mr. Frank LoPinto. All members were in favor. Motion carried.

CASE #22-02-23 / FAMILY DOLLAR STORE #24494

11 VIOLATION(S)

2-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

9- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Five Thousand Five Hundred Dollars (\$5,500). Motion to accept the stipulation and recommended penalty was made by Mr. Michael Diresto and seconded by Mr. Justin Alford. All members were in favor. **Motion carried.**

CASE #22-02-24 / CVS PHARMACY #5360

9 VIOLATION(S)

7-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

2- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Two Thousand Two Hundred and Fifty Dollars (\$2,250). Motion to accept the stipulation and recommended penalty was made by Mr. Dane Hebert and seconded by Mr. Bo Haring, Jr. All members were in favor. **Motion carried.**

CASE #22-02-25 / POP N GO

12 VIOLATION(S)

7-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

5- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Three Thousand Dollars (\$3,000). Motion to accept the stipulation and recommended penalty was made by Mr. Scott Simonson and seconded by Mr. Frank LoPinto. All members were in favor. **Motion carried.**

CASE #22-02-27 / SUNSHINE GROCERIES #8

5 VIOLATION(S)

6-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

5- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of \$1,250. Motion to accept the stipulation and recommended penalty was made by Mr. Dave George and seconded by Mr. Larry Terrell. All members were in favor. **Motion carried.**

CASE #22-02-28 / CIRCLE K #2708195

8 VIOLATION(S)

8-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

The department recommended a penalty of Four Thousand Dollars (\$4,000). Motion to accept the stipulation and recommended penalty was made by Mr. Frank Lopinto and seconded by Mr. Mickey Freiberg. All remaining members were in favor. **Motion carried.**

CASE #22-02-29 / XPRESS MART

5 VIOLATION(S)

3-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

2- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of One Thousand Two Hundred and Fifty Dollars (\$1,250). Motion to accept the stipulation and recommended penalty was made by Mr. Justin Alford and seconded by Mr. Bo Haring. All members were in favor. **Motion carried.**

CASE #22-02-30 / DOLLAR GENERAL STORE #760

4 VIOLATION(S)

1-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

3- Item(s) with price not displayed – LAC 7:XXXV.117

J. O. Jr.

The department recommended a penalty of Two Thousand Dollars (\$2,000). Motion to accept the stipulation and recommended penalty was made by Mr. Justin Alford and seconded by Mr. Frank Lopinto. All members were in favor. Motion carried.

CASE #22-02-31 / RICHE'S Y NOT STOP

9 VIOLATION(S)

9-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

The department recommended a penalty of Two Thousand Two Hundred and Fifty Dollars (\$2,250). Motion to accept the stipulation and recommended penalty was made by Mr. Dane Hebert and seconded by Mr. Bo Haring. All members were in favor. Motion carried.

CASE #22-02-32 / PRIEN LAKE DISCOUNT

18 VIOLATION(S)

7-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

11- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Four Thousand Five Hundred Dollars (\$4,500). Motion to accept the stipulation and recommended penalty was made by Mr. Scott Simonson and seconded by Mr. Dave George. All members were in favor. Motion carried.

CASE #22-02-33 / CIRCLE K 2706834

10 VIOLATION(S)

9-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

1- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Five Thousand Dollars (\$5,000). Motion to accept the stipulation and recommended penalty was made by Mr. Michael Diresto and seconded by Mr. Mickey Freiberg. All members were in favor. Motion carried.

CASE #22-02-34 / THE SHERWIN WILLIAMS COMPANY 7010

6 VIOLATION(S)

4 Overcharge Violation(s) LA. R.S. 3:4617 (A)

2- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of One Thousand Five Hundred Dollars (\$1,500). Motion to accept the stipulation and recommended penalty was made by Mr. Frank Lopinto on and seconded by Mr. Dane Hebert. All members were in favor. Motion carried.

CASE #22-02-36 / I 10 DUSON TRAVEL CENTER

6 VIOLATION(S)

5-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

1- Item(s) with price not displayed – LAC 7:XXXV.117

J O H

The department recommended a penalty of One Thousand Five Hundred Dollars (\$1,500). Motion to accept the stipulation and recommended penalty was made by Mr. Bo Haring and seconded by Mr. Michael Diresto. All remaining members were in favor. Motion carried.

CASE #22-02-37 / FAMILY DOLLAR STORE #24210

9 VIOLATION(S)

8-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

1- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Four Thousand Five Hundred Dollars (\$4,500). Motion to accept the stipulation and recommended penalty was made by Mr. Dave George and seconded by Mr. Frank LoPinto. All members were in favor. Motion carried.

CASE #22-02-39 / CIRCLE K #2709086

7 VIOLATION(S)

1-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

6- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Three Thousand Five Hundred Dollars (\$3,500). Motion to accept the stipulation and recommended penalty was made by Mr. Dane Hebert and seconded by Mr. Mickey Freiberg. All members were in favor. Motion carried.

CASE #22-02-40 / CIRCLE K #8197

5 VIOLATION(S)

2-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

3- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Two Thousand Five Hundred Dollars (\$2,500). Motion to accept the stipulation and recommended penalty was made by Mr. Justin Alford, and seconded by Mr. Scott Simonson. All members were in favor. Motion carried.

CASE #22-02-41 / E Z MART #4300

5 VIOLATION(S)

3-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

2- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of One Thousand Two Hundred and Fifty Dollars (\$1,250). Motion to accept the stipulation and recommended penalty was made by Mr. Michael Diresto and seconded by Mr. Justin Alford. All members were in favor. Motion carried.

CASE #22-02-42 / EAST UNIVERSITY CHEVERON

10 VIOLATION(S)

6-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

4- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Two Thousand Five Hundred Dollars (\$2,500). Motion to accept the stipulation and recommended penalty was made by Mr. Frank LoPinto and seconded by Mr. Dane Hebert. All members were in favor. Motion carried.

J. D. B.

CASE #22-05-43 / Dollar General Store #19642

5 VIOLATION(S)

5-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

The department recommended a penalty of \$2,500. Motion to accept the stipulation and recommended penalty was made by Mr. Justin Alford and seconded by Mr. Mickey Freiberg. All members were in favor. Motion carried.

CASE #22-02-44 / GRAB N GEAUX 4

4 VIOLATION(S)

1-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

3- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of One Thousand Dollars (\$1,000). Motion to accept the stipulation and recommended penalty was made by Mr. Dane Hebert and seconded by Mr. Michael Diresto. All members were in favor. Motion carried.

CASE #22-02-46 / GRAB N GEAUX 9

3 VIOLATION(S)

1-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

2- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Seven Hundred and Fifty Dollars (\$750). Motion to accept the stipulation and recommended penalty was made by Mr. Mickey Freiberg and seconded by Mr. Justin Alford. All members were in favor. Motion carried.

CASE #22-02-47 / DOLLAR GENERAL STORE #11428

17 VIOLATION(S)

17-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

The department recommended a penalty of Eight Thousand Five Hundred Dollars (\$8,500). Motion to accept the stipulation and recommended penalty was made by Mr. Michael Diresto and seconded by Mr. Frank LoPinto. All members were in favor. Motion carried.

CASE #22-02-49 / GRAB N GEAUX 1

3 VIOLATION(S)

2-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

1- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Seven Hundred and Fifty Dollars (\$750). Motion to accept the stipulation and recommended penalty was made by Mr. Frank LoPinto and seconded by Mr. Dane Hebert. All members were in favor. Motion carried.

CASE #22-02-50 / KENNER AIRPORT CHEVRON #309021

8 VIOLATION(S)

7-Overcharge Violation(s) – LA. R.S. 3:4617 (A)

1- Item(s) with price not displayed – LAC 7:XXXV.117

The department recommended a penalty of Two Thousand Dollars (\$2,000). Motion to accept the stipulation and recommended penalty was made by Mr. Scott Simonson and seconded by Mr. Michael Diresto. All members were in favor. Motion carried.

V. NEW BUSINESS

J. D. H.

The Delegation of Authority for the Prevention of Sexual Harassment was presented by Attorney Amy McInnis. Motion by Mr. Larry Terrell to adopt the delegation of authority, seconded by Mr. Dane Hebert. Motion carried.

VI. OLD BUSINESS

No old business was presented.

VII. PUBLIC COMMENTS

No public comments were submitted at this time.

VIII. NEXT MEETING DATE

It was announced that an email would be sent to Commission Members and Alternates to determine the next hearing date between June 16th, 23rd and 30th

IX. ADJOURNMENT

A motion was made by Mr. Justin Alford and seconded by Mr. Larry Terrell. All members were in favor. Motion carried.

J. David George
Chairman Signature

J. David George
Printed Name

J. D. G.