



LOUISIANA DEPARTMENT OF AGRICULTURE & FORESTRY
MIKE STRAIN DVM
COMMISSIONER



LOUISIANA WEIGHTS AND MEASURES COMMISSION HEARING
MINUTES

JANUARY 23, 2020

9:30 a.m.

Louisiana Department of Agriculture & Forestry
Veterans' Memorial Auditorium
5825 Florida Blvd.
Baton Rouge, LA 70806

I. **CALL TO ORDER**

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

II. **ROLL CALL AND DECLARATION OF QUORUM**

Commission Members Present

Mr. Larry Terrell, Chairman
Mr. Charles Lucien Jarreau, Jr.
Mr. Nolan Percy
Mr. Justin Alford
Mr. Felton Jones, Jr.
Mr. Tommy "Bo" Haring
Mr. Mark Westmoland
Mr. Frank LoPinto
Mr. Dane Hebert

Members Absent

Mr. Paul Coriel
Mr. Dave George

LDAF Staff Present

Ms. Amy McInnis - LDAF Attorney-General Counsel, Ms. Baleigh Olah - Assistant to LDAF Attorney, Director: Mr. Bobby Fletcher, Assistant Director: Mr. Paul Floyd, PVI Program Manager: Mr. Milton Hunter, Fuels Program Manager: Mr. Jarrad Poirrier, Scales and Packages Program Manager: Mr. Mark Lovisa, Region Managers: Ms. Tricia Berry and Mr. Mitch Marsalis, District Managers: Ms. Angela Stuart and Ms. Teri Berken, Inspectors: Mr. Steven Coco, Ms. Erin Joseph and Ms. Holly Freeman and Administrative Assistant: Ms. Rachel Rice-Baham.

Also in Attendance

Ms. Alicia Wheeler, Hearing Officer for Attorney General's Office, Mr. Dustin Danos future Hearing Officer for Attorney General's Office (replacement for Alicia Wheeler), Prior Commission Members Mr. Brad Terral and Mr. Brian Girardot, Alternate Commission Members: Mr. Andre' Ledoux, Mr. Scott Simonson, Mr. Blake Robert, Mr. Cal Simpson and Ms. Copper Alvarez, and lastly Commissioner Mike Strain.

III. DECLARATION OF QUORUM

Nine (9) members being present, Former Chairman Larry Terrell declared a quorum.

IV. RECOGNITION OF PRIOR COMMISSION MEMBERS

Director Bobby Fletcher announced Commissioner Mike Strain to recognize and pay tribute to two (2) former Weights and Measures Commission Members – Mr. Brad Terral; former representative for Agricultural Industries involving sales by weight, measures and count and Mr. Brian Girardot; former representative for the Louisiana Restaurant Association.

V. SELECTION OF CHAIRMAN AND VICE CHAIRMAN FOR 2020-2023 TERM

Former Chairman, Larry Terrell, requested nominations from the Members/Alternates for both a Chairman and Vice Chairman for the Board. Member Justin Alford **motioned** to nominate Larry Terrell as Chairman and Dave George as Vice Chairman. No other names were submitted. A vote was taken and all members voted in favor of the selection. **Motion carried** to name Larry Terrell as Chairman and Dave George as Vice Chairman of the Weights and Measures board for the 2020-2023 term.

VI. APPROVAL OF AUGUST 22, 2019 MINUTES

Motion was made by Mr. Justin Alford to approve the minutes for the August 22, 2019 meeting. All members were in favor. **Motion carried.**

VII. PUBLIC COMMENTS

There were no public comments made. Upon commencement of the case proceedings, Hearing Officer, Alicia Wheeler announced she would no longer be serving as such for the department moving forward. She the declared her replacement – Mr. Dustin Danos and introduced him to the assembly.

VIII. ADJUDICATORY HEARING

REQUEST TO VACATE

- (1) Case No. 17-05-15**
Jean Lafitte RV Park
2101 Pujol Road
Lake Charles, LA 70615

Due to prior procedural concerns, specifically proper service, the department requested the Commission rescind the original Finding of Fact and Conclusion of Law made against Jean Lafitte RV Park from the **May 24, 2017 hearing.**

Board's Decision: **Motion** to accept the request to vacate the case was made by Dane Hebert and **seconded** by Mark Westmoland. All members were in favor. **Motion carried.**

WITHDRAWN

- (2) **Case No. 20-01-16**
More for Less (Busy Bee #2)
5120 Nelson Road
Lake Charles, LA 70605

1 violation(s)

- 1 – Removal of LDAF Tag(s) - LA. R.S. 3:4610
No one shall remove from any weight, measure, or weighing device, contrary to law or regulation, any tag placed thereon by the department.

- (3) **Case No. 20-01-24**
Family Dollar Store #24494
305 West Highway 90
Iowa, LA 70647

9 violation(s)

- 4 – Overcharge(s) - LA. R.S. 3:4617 (A)
A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.
- 5 – Price(s) not displayed - LAC 7:XXXV.117
A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.
B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

- (4) **Case No. 20-01-38**
Ideal Discount Market
3340 Orleans Avenue
New Orleans, LA 70119

17 violation(s)

- 2 – Overcharge(s) - LA. R.S. 3:4617 (A)
A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.
- 15 – Price(s) not displayed - LAC 7:XXXV.117
A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

- (5) **Case No. 20-01-46**
The Original Kevin Guidry Produce
3619 Moss Street
Lafayette, LA 70507

24 violation(s)

24 – Package Compliance – LA 7:XXXV.105:(B)(3)

All commodities in package form shall be in full compliance with the law; otherwise, there shall be applied thereto an appropriate violation notice or tag. Such notice or tag shall not be obliterated or removed from the package until the commodity in question shall be in compliance with the law, and approved by the commission.

STIPULATIONS

- (6) **Case No. 20-01-01**
Circle K Store #3776
5725 Hearne Avenue
Shreveport, LA 71108

6 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$3,000.00. **Motion** to accept the stipulation and recommended penalty was made by Frank LoPinto and **seconded** by Bo Haring. All members were in favor. **Motion carried.**

- (7) **Case No. 20-01-02**
Super Food Mart
1539 North Martin Luther King Highway

Lake Charles, LA 70601

5 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$1,250.00. **Motion** to accept the stipulation and recommended penalty was made by Justin Alford and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(8) **Case No. 20-01-03**
Dollar General #8257
3146 Louisville Avenue
Monroe, LA 71201

3 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

Stipulation Received: The department recommended a penalty of \$1,500.00. **Motion** to accept the stipulation and recommended penalty was made by Frank LoPinto and **seconded** by Bo Haring. All members were in favor. **Motion carried.**

(9) **Case No. 20-01-04**
Old Metairie Discount
198 Metairie Road
Metairie, LA 70002

5 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$1,250.00. **Motion** to accept the stipulation and recommended penalty was made by Frank LoPinto and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(10) **Case No. 20-01-05**
Swoop #86
642 College Avenue
Natchitoches, LA 71457

13 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$3,250.00. **Motion** to accept the stipulation and recommended penalty was made by Justin Alford and **seconded** by Dane Hebert. All members were in favor. **Motion carried.**

(11) **Case No. 20-01-06**
Family Dollar Store #31596
2610 Richwood Road #2
Richwood, LA 71202

9 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$4,500.00. **Motion** to accept the stipulation and recommended penalty was made by Nolan Percy and **seconded** by Bo Haring. All members were in favor. **Motion carried.**

(12) **Case No. 20-01-07**
Dollar General #10414
2727 Edenborn Avenue, Unit A
Metairie, LA 70002

12 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$6,000.00. **Motion** to accept the stipulation and recommended penalty was made by Justin Alford and **seconded** by Frank LoPinto. All members were in favor. **Motion carried.**

(13) **Case No. 20-01-08**
Swoop #87
97 Highway 1 South
Natchitoches, LA 71457

11 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$2,750.00. **Motion** to accept the stipulation and recommended penalty was made by Justin Alford and **seconded** by Mark Westmoland. All members were in favor. **Motion carried.**

(14) **Case No. 20-01-09**
General Nutrition Center #1174
2950 East Texas Street
Bossier City, LA 71111

5 violation(s)

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$1,250.00. **Motion** to accept the stipulation and recommended penalty was made by Frank LoPinto and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(15) **Case No. 20-01-11**
Circle K Store #7665
3001 Loyola Drive
Kenner, LA 70062

6 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$3,000.00. **Motion** to accept the stipulation and recommended penalty was made by Felton Jones and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(16) **Case No. 20-01-12**
Four Corners Market
2602 Highway 14 East
Lake Charles, LA 70607

9 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$2,250.00. **Motion** to accept the stipulation and recommended penalty was made by Dane Hebert and **seconded** by Frank LoPinto. All members were in favor. **Motion carried.**

(17) **Case No. 20-01-13**
Fisherman's Headquarters
5340 Highway 27 South
Sulphur, LA 70665

6 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$1,500.00. **Motion** to accept the stipulation and recommended penalty was made by Bo Haring and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

- (18) **Case No. 20-01-14**
Target #2273
2735 Beene Boulevard
Bossier City, LA 71111

9 violation(s)

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

- A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

Stipulation Received: The department recommended a penalty of \$2,250.00. **Motion** to accept the stipulation and recommended penalty was made by Nolan Percy and **seconded** by Justin Alford. All members were in favor. **Motion carried.**

- (19) **Case No. 20-01-15**
Hollywood Avenue Food Mart
1416 Hollywood Avenue
Shreveport, LA 70601

6 violation(s)

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

- A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

Stipulation Received: The department recommended a penalty of \$1,500.00. **Motion** to accept the stipulation and recommended penalty was made by Nolan Percy and **seconded** by Frank LoPinto. All members were in favor. **Motion carried.**

- (20) **Case No. 20-01-17**
Discount Zone
6711 Chef Menteur Highway
New Orleans, LA 70126

7 violation(s)

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

- A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$1,750.00. **Motion** to accept the stipulation and recommended penalty was made by Dane Hebert and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(21) **Case No. 20-01-19**
Sal's Super Meat Market
1112 Stumpf Boulevard
Gretna, LA 70053

15 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$3,750.00. **Motion** to accept the stipulation and recommended penalty was made by Felton Jones and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(22) Case No. 20-01-20
Gentilly Shell
2035 Gentilly Boulevard
New Orleans, LA 70119

4 violation(s)

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$1,000.00. **Motion** to accept the stipulation and recommended penalty was made by Justin Alford and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(23) Case No. 20-01-21
Shop Rite #74
247 Keyser Avenue
Natchitoches, LA 71457

5 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$1,250.00. **Motion** to accept the stipulation and recommended penalty was made by Dane Hebert and **seconded** by Frank LoPinto. All members were in favor. **Motion carried.**

(24) Case No. 20-01-22

**Dollar General #9738
1000 Highway 2
Sterlington, LA 71280**

3 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

Stipulation Received: The department recommended a penalty of \$1,500.00. **Motion** to accept the stipulation and recommended penalty was made by Bo Haring and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(25) **Case No. 20-01-23
Circle K Store #7671
3140 Veterans Memorial Boulevard
Metairie, LA 70002**

8 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$4,000.00. **Motion** to accept the stipulation and recommended penalty was made by Frank LoPinto and **seconded** by Felton Jones. All members were in favor. **Motion carried.**

(26) **Case No. 20-01-25**
Five Star Quick Stop #2
1900 Highway 378
Lake Charles, LA 70611

3 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$750.00. **Motion** to accept the stipulation and recommended penalty was made by Dane Hebert and **seconded** by Frank LoPinto. All members were in favor. **Motion carried.**

(27) **Case No. 20-01-26**
Tobacco Plus #1
200 Darbonne Street
Sulphur, LA 70663

5 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$1,250.00. **Motion** to accept the stipulation and recommended penalty was made by Bo Haring and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(28) **Case No. 20-01-27**
Advance Auto Parts #2593
2119 Ryan Street
Lake Charles, LA 70601

13 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$3,250.00. **Motion** to accept the stipulation and recommended penalty was made by Dane Hebert and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(29) **Case No. 20-01-28**
Advance Auto Parts #5628
184 Sam Houston Jones Parkway
Lake Charles, LA 70611

10 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$2,500.00. **Motion** to accept the stipulation and recommended penalty was made by Nolan Percy and **seconded** by Felton Jones. All members were in favor. **Motion carried.**

(30) **Case No. 20-01-29**
Advance Auto Parts #9784
1101 Gerstner Memorial Drive
Lake Charles, LA 70601

15 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$3,750.00. **Motion** to accept the stipulation and recommended penalty was made by Bo Haring and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(31) **Case No. 20-01-30**
Walgreens #3373
2000 Gerstner Memorial Drive
Lake Charles, LA 70601

12 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$3,000.00. **Motion** to accept the stipulation and recommended penalty was made by Dane Hebert and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(32) **Case No. 20-01-31**
Save and Go #4
1330 12th Street
Lake Charles, LA 70601

15 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

C. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$3,750.00. **Motion** to accept the stipulation and recommended penalty was made by Frank LoPinto and **seconded** by Justin Alford. All members were in favor. **Motion carried.**

(33) **Case No. 20-01-32**
Big Easy
2201 Canal Street
New Orleans, LA 70119

5 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$1,250.00. **Motion** to accept the stipulation and recommended penalty was made by Felton Jones and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(34) **Case No. 20-01-33**
Road King Travel Plaza
1825 Interstate 10 West
Lake Charles, LA 70601

12 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$3,000.00. **Motion** to accept the stipulation and recommended penalty was made by Nolan Percy and **seconded** by Dane Hebert. All members were in favor. **Motion carried.**

(35) **Case No. 20-01-34**
Dalton's Grocery
12198 Highway 165
Glenmora, LA 71433

4 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$1,000.00. **Motion** to accept the stipulation and recommended penalty was made by Lucien Jarreau and **seconded** by Bo Haring. All members were in favor. **Motion carried.**

(36) **Case No. 20-01-35**
The Sherwin Williams Co #7304
4427 North I-10 Service Road
Metairie, LA 70002

8 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

Stipulation Received: The department recommended a penalty of \$2,000.00. **Motion** to accept the stipulation and recommended penalty was made by Felton Jones and **seconded** by Dane Hebert. All members were in favor. **Motion carried.**

(37) **Case No. 20-01-36**
Calcasieu Exxon #87890

2530 Broad Street
Lake Charles, LA 70601

3 violation(s)

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$750.00. **Motion** to accept the stipulation and recommended penalty was made by Justin Alford and **seconded** by Felton Jones. All members were in favor. **Motion carried.**

(38) **Case No. 20-01-37**
Family Dollar Store #22194
3615 Jefferson Highway
Jefferson, LA 70121-1727

12 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$6,000.00. **Motion** to accept the stipulation and recommended penalty was made by Bo Haring and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(39) **Case No. 20-01-39**
Spring Market #701
1445 Old Highway 13

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$1,750.00. **Motion** to accept the stipulation and recommended penalty was made by Dane Hebert and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(21) **Case No. 20-01-19**
Sal's Super Meat Market
1112 Stumpf Boulevard
Gretna, LA 70053

15 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$3,750.00. **Motion** to accept the stipulation and recommended penalty was made by Felton Jones and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

III. DECLARATION OF QUORUM

Nine (9) members being present, Former Chairman Larry Terrell declared a quorum.

IV. RECOGNITION OF PRIOR COMMISSION MEMBERS

Director Bobby Fletcher announced Commissioner Mike Strain to recognize and pay tribute to two (2) former Weights and Measures Commission Members – Mr. Brad Terral; former representative for Agricultural Industries involving sales by weight, measures and count and Mr. Brian Girardot; former representative for the Louisiana Restaurant Association.

V. SELECTION OF CHAIRMAN AND VICE CHAIRMAN FOR 2020-2023 TERM

Former Chairman, Larry Terrell, requested nominations from the Members/Alternates for both a Chairman and Vice Chairman for the Board. Member Justin Alford **motioned** to nominate Larry Terrell as Chairman and Dave George as Vice Chairman. No other names were submitted. A vote was taken and all members voted in favor of the selection. **Motion carried** to name Larry Terrell as Chairman and Dave George as Vice Chairman of the Weights and Measures board for the 2020-2023 term.

VI. APPROVAL OF AUGUST 22, 2019 MINUTES

Motion was made by Mr. Justin Alford to approve the minutes for the August 22, 2019 meeting. All members were in favor. **Motion carried.**

VII. PUBLIC COMMENTS

There were no public comments made. Upon commencement of the case proceedings, Hearing Officer, Alicia Wheeler announced she would no longer be serving as such for the department moving forward. She the declared her replacement – Mr. Dustin Danos and introduced him to the assembly.

VIII. ADJUDICATORY HEARING

REQUEST TO VACATE

- (1) **Case No. 17-05-15**
Jean Lafitte RV Park
2101 Pujol Road
Lake Charles, LA 70615

Due to prior procedural concerns, specifically proper service, the department requested the Commission rescind the original Finding of Fact and Conclusion of Law made against Jean Lafitte RV Park from the **May 24, 2017 hearing.**

Board's Decision: **Motion** to accept the request to vacate the case was made by Dane Hebert and **seconded** by Mark Westmoland. All members were in favor. **Motion carried.**

Mamou, LA 70554

6 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$1,500.00. **Motion** to accept the stipulation and recommended penalty was made by Dane Hebert and **seconded** by Lucien Jarreau. All members were in favor. **Motion carried.**

(40) **Case No. 20-01-40**
Quicky's Discount
1535 Franklin Avenue
New Orleans, LA 70117

13 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$3,250.00. **Motion** to accept the stipulation and recommended penalty was made by Felton Jones and **seconded** by Frank LoPinto. All members were in favor. **Motion carried.**

(41) **Case No. 20-01-42**
Rittiner Equipment – Lake Charles
1848 1st Street
Lake Charles, LA 70601

2 violation(s)

2 – Violation(s) of - LA. R.S. 3:4621(F)

Each licensed service agency or service person shall, within 10 days after installing, servicing, repairing, testing, or calibrating any commercial weighing or measuring device, shall make a report thereof to the department on the appropriate form provided by the department.

Stipulation Received: The department recommended a penalty of \$500.00. **Motion** to accept the stipulation and recommended penalty was made by Nolan Percy and **seconded** by Lucien Jarreau. All members were in favor. **Motion carried.**

(42) **Case No. 20-01-43**
Dollar General #8703
100 Tyler Square
Covington, LA 70433

8 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

Stipulation Received: The department recommended a penalty of \$4,000.00. **Motion** to accept the stipulation and recommended penalty was made by Dane Hebert and **seconded** by Nolan Percy. All members were in favor. **Motion carried.**

(43) **Case No. 20-01-44**
Essentials and Momento #9891
2550 Golden Nugget Boulevard
Lake Charles, LA 70601

4 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$1,000.00. **Motion** to accept the stipulation and recommended penalty was made by Bo Haring and **seconded** by Justin Aldord. All members were in favor. **Motion carried.**

(44) **Case No. 20-01-45**
Cell Touch #7045
7045 Read Boulevard, Suite #103
New Orleans, LA 70127

5 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$1,250.00. **Motion** to accept the stipulation and recommended penalty was made by Nolan Percy and **seconded** by Felton Jones. All members were in favor. **Motion carried.**

(45) **Case No. 20-01-47**
Circle K Store #7670
4601 Veterans Memorial Boulevard
Metairie, LA 70006

19 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Stipulation Received: The department recommended a penalty of \$9,500.00. **Motion** to accept the stipulation and recommended penalty was made by Dane Hebert and **seconded** by Lucien Jarreau. All members were in favor. **Motion carried.**

ADJUDICATORY

(46) **Case No. 20-01-10**
Busy Bee #1
3005 Lake Street
Lake Charles, LA 70601

10 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

There were no parties present on behalf of the Respondent.

Inspectors Tricia Berry and Teri Berken were called as witnesses and the previously conducted Price Verification inspections were entered in as evidence, along with the warning letter with proof of service, the charge letter and the stipulation agreement, also with proof of service.

Motion made by Frank LoPinto and **seconded** by Bo Haring to find Busy Bee #1 guilty as charged. All members were in favor. **Motion carried.**

The motion was set before the commission to assess a penalty of a maximum \$500.00 for each violation, for a total of up to \$5,000.00 in penalties to be paid. The **motion** was made by Lucien Jarreau and **seconded** by Felton Jones to set the penalty at the full rate of \$500.00 per violation, for a total of \$5,000.00 to be paid in penalties. All members were in favor. **Motion carried.**

(47) **Case No. 20-01-18**
Starks Truck Stop
4344 Highway 12
Starks, LA 70661

10 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

Inspector Tricia Berry was called as a witness and the previously conducted Price Verification inspections were entered in as evidence, along with the charge letter, the stipulation agreement and proof of service for both.

Due to prior procedural concerns, specifically those regarding service, the department requested that this case be dismissed without prejudice so the department might continue its

efforts and be able to bring the case before the Commission at a later date. The request to **dismiss without prejudice** was granted by the Hearing Officer, Alicia Wheeler.

(48) Case No. 20-01-41

**Jean Lafitte RV Park
2101 Pujol Road
Lake Charles, LA 70615**

11 violation(s)

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

A. No one shall misrepresent the price or quantity of a commodity, thing, or service sold or offered or exposed for sale, to any actual or prospective customer.

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

A. The price of a commodity or item offered for retail sale, which is labeled with a computerized bar code label, shall be plainly displayed, either by a price marked in English on the package containing the individual commodity or item, or by a placard or card placed on the shelf in front of the commodity or item which is clearly visible and legible.

B. The price displayed on the shelf, commodity or item, required by subsection A of this section, shall be precisely equal to the price actually charged by the seller.

As this case has the same Registered Agent as that of Case No. 20-01-18, Starks Truck Stop, and the same issues regarding service, were of concern for this matter as well, the department requested that this case be continued until a later date. The request to **continue** was granted by the Hearing Officer, Alicia Wheeler.

IX. NEW BUSINESS

Appreciation and thanks were offered to all staff of the LDAF Weights & Measures Division for working together in such a way that enables the division to be effective and efficient. Director Bobby Fletcher recognized all attending staff present at the hearing. Price Verification Manager, Milton Hunter was recognized as one of 12 recipients of the Dunbar Award by Louisiana Civil Service. Administrative Assistant, Rachel Rice-Baham and LDAF General Counsel, Amy McInnis and her assistant, Baleigh Olah were also recognized for the hard work and efforts in coordinating the Weights and Measures Hearings.

Next, Director Bobby Fletcher recognized past alternate commission members who had accepted the member position for the 2020-2023 term and their new affiliated alternate members – to include Mickey Frieberg, now serving as member in representation of the Louisiana Restaurant Association, and his alternate – Mr. Felton Jones. And as new member in representation of Agricultural Industries involving sales by weight, measure and count, Mr. Dane Hebert was recognized along with his alternate member, Ms. Copper Alvarez.

Then, Director Bobby Fletcher, recognized each alternate member of the Weights & Measures Commission in attendance for the day's proceedings.

He then recognized Assistant Commissioner Steve Sessums, Assistant Director Paul Floyd and associated staff for their support and efforts in the creation and implementation of the divisions Professional Development Program.

Chairman Larry Terrell recognized and thanked Alicia Wheeler for her time and service as Hearing Officer, working alongside Weights & Measures and the Commission in an effort to ensure justice and fairness to all, retailers and consumers alike.

X. OLD BUSINESS

None

XI. PUBLIC COMMENT

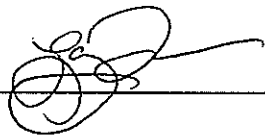
None

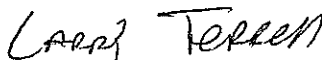
XII. NEXT MEETING DATE

Available date options for future Commission Hearings were announced, with the intent to have a set annual rotation for the hearings moving forward. March, July and October were chosen to be the designated months. The members were requested to vote on whether to hold the hearings on the third or fourth Thursdays of said months. It was petitioned by Chairman Larry Terrell that an email be sent to all members and alternates so that each could cast their vote that way.

XIII. ADJOURNMENT

Motion made by Mr. Nolan Percy and seconded by Mr. Larry Terrell.
All members were in favor. Motion carried.



Chairman
Signature


Print Name