

LOUISIANA COMMISSION OF WEIGHTS AND MEASURES
ADJUDICATORY HEARING MINUTES

February 20, 2025, at 9:30 A.M.

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

I. **CALL TO ORDER**

Chairman, Mr. Scott Simonson, called the hearing to order at 9:31 a.m.

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

Blaire LeBlanc, LDAF Staff, called roll, and the following Commission Members were present:

Commission Members Present

Mr. Scott Simonson, Chairman
Mr. Bryan Stafford
Mr. Justin Alford
Mr. Michael DiResto
Mr. Mickey Freiberg
Mr. Tommy "Bo" Haring
Mr. Cal Simpson
Mr. Dave George
Mr. Frank Lopinto

Alternates Present:

With nine (9) members present, a quorum was declared.

The following member was absent: Joe Bushnell.

III. **PUBLIC COMMENTS.**

None.

IV. **APPROVAL OF JUNE 20, 2024, AND OCTOBER 24, 2024, MINUTES.**

Mr. Michael DiResto moved to approve the minutes from June 24, 2024. Mr. Justin Alford seconded the motion. The motion carried unanimously.

Motion made by Mr. Mickey Freiberg to approve the minutes from October 24, 2024, Mr. Frank LoPinto seconded the motion. All members were in favor. The Motion carried.

V. **ADJUDICATORY HEARING**

LDAF Staff Attorney Bethany Gonzales represented the department and presented the following cases. Assistant Attorney General Tanika Starks presided as Hearing Officer.

STIPULATED CASES

25 – WM – 0201 Grab N Geaux 19 (Lake Charles)

8 VIOLATION(S)

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

The department recommended a penalty of Four Thousand Dollars. (\$4,000.00). Motion to accept the stipulation and recommended penalty was made by Mr. Cal Simpson and seconded by Mr. Justin Alford. All members were in favor. Motion carried.

25 –WM – 0202 Circle K 7769 (Alexandria)

4 VIOLATION(S)

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

The department recommended a penalty of Two Thousand Dollars (\$2,000.00). Motion to accept the stipulation and recommended penalty was made by Mr. Frank Lopinto and seconded by Mr. Mickey Freiberg. All members were in favor. Motion carried.

25 –WM – 0203 Circle K 2741729 (Lafayette)

4 VIOLATION(S)

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

The department recommended a penalty of Two Thousand Dollars (\$2,000.00). Motion to accept the stipulation and recommended penalty was made by Mr. Bryan Stafford and seconded by Mr. Tommy “Bo” Haring. All members were in favor. Motion carried.

25 –WM – 0205 Grab N Geaux Runway (Lake Charles)

6 VIOLATION(S)

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

The department recommended a penalty of Three Thousand Dollars (\$3,000.00). Motion to accept the stipulation and recommended penalty was made by Mr. Micheal DiResto and seconded by Mr. Scott Simonson. All members were in favor. Motion carried.

VI. OLD BUSINESS.

Mr. Cal Simpson requested an update on the Raceway 996 case from the previous meeting (Case no. 24 – WM – 1008). Mr. Paul Floyd and Ms. Bethany Gonzales provided the board with an update on the case and the next steps in the process.

VII. NEW BUSINESS.

- A. W&M Director, Paul Floyd, gave a brief update on the increase in fine and the new corrective action plans. He added that Grab N Geaux has requested, and the department has approved a corrective action plan with a sixty (60) day timeline to remedy their stores issues.
- B. W&M Director, Paul Floyd, provided updates to the board regarding Seafood Packaging inspections.
- C. W&M Director, Paul Floyd, provided the board with updated policy regarding Fishing Tournaments.
- D. W&M Director, Paul Floyd, provided the board with an update on the department’s Metrology Lab’s new recognition as a Mass Echelon II certified lab. He played a

short video further detailing the new recognition. The video can be found at the following link: <https://www.youtube.com/watch?v=0VuUm21-YLE>

VIII. **PUBLIC COMMENTS.**

LDAF Attorney, Bethany Gonzales reminded the board of their annual ethics and sexual harassment training requirements. Ethics training can be completed at any time on the Ethics website and sexual harassment training can be completed after they receive the link from LDAF staff.

IX. **NEXT MEETING DATE.**

June 26, 2025.

X. **ADJOURNMENT.**

A motion was made at 9:55 a.m. to adjourn the meeting by Mr. Justin Alford and seconded by Mr. Mickey Frieberg. All members were in favor. Motion carried.



Chairman Signature



Printed Name