

1 EDMUND G. BROWN JR.
Attorney General of the State of California
2 ROBERT L. MUKAI
Senior Assistant Attorney General
3 SARA J. DRAKE
Supervising Deputy Attorney General
4 NEIL D. HOUSTON, State Bar No. 168058
Deputy Attorney General
5 1300 I Street, Suite 125
P.O. Box 944255
6 Sacramento, CA 94244-2550
Telephone: (916) 322-5476
7 Fax: (916) 322-5609
Email: Neil.Houston@doj.ca.gov
8
9

10 **BEFORE THE**
11 **CALIFORNIA GAMBLING CONTROL COMMISSION**

12
13 **In the Matter of the Statement of Issues**
Against:

Case No. CGCC # 2006-11-03

14 **Ronald M. Roberts,**

STIPULATED SETTLEMENT

15 **Respondent**
16

17
18 **IT IS HEREBY STIPULATED AND AGREED** by and between the parties to the above-
19 entitled proceedings that the following matters are true:

20 **PARTIES**

21 1. On January 16, 2008, Mathew J. Campoy ("Complainant") brought a Statement of
22 Issues against Ronald M. Roberts. Complainant is the Interim Chief of the Department of
23 Justice, Bureau of Gambling Control, and brought the above entitled matter solely in his official
24 capacity. Complainant is represented in this matter by Neil D. Houston, Deputy Attorney
25 General, Office of the Attorney General of the State of California.

26 2. Ronald M. Roberts ("Respondent") is not represented by counsel in this matter and
27 appears in pro per.
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18

JURISDICTION

3. On or about June 26, 2006, the Bureau of Gambling Control ("Bureau"), then constituted as the Division of Gambling Control, received an Application for an Initial Regular Work Permit/Temporary Work Permit ("Application") submitted by Respondent, dated June 12, 2006, to work at the Napa Valley Casino as a poker dealer.

4. During its investigation of Respondent's Application, the Bureau learned that Respondent had been convicted on March 5, 1999, of violating Montana Statute 45-6-316, issuing a bad check, a misdemeanor and crime of dishonesty.

5. On or about October 25, 2006, the California Gambling Control Commission ("Commission") mailed Respondent a letter advising him that the Commission was recommending denial of the Application at its November 16, 2006, public meeting, and advising Respondent of his right to a hearing on the matter. On or about November 8, 2006, Respondent timely mailed the Commission a letter requesting a hearing on this matter.

6. On or about January 16, 2008, Complainant served Respondent and filed with the Commission a Statement of Issues in this matter. The Statement of Issues and all other statutorially required documents were properly served on Respondent on January 31, 2008. On or about February 8, 2008, Respondent mailed to Complainant a Notice of Defense. The Statement of Issues in this matter is currently pending against Respondent.

19
20
21
22
23
24
25
26
27
28

ADVISEMENT AND WAIVERS

7. Respondent has carefully read, and has had the opportunity to discuss with counsel of his choice, the allegations in the Statement of Issues. Respondent has also carefully read, and has been afforded the opportunity to discuss with counsel of his choice this Stipulated Settlement, and understands the effects thereof.

8. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the allegations in the Statement of Issues; the right to be represented by counsel at his own expense; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration

1 and court review of an adverse decision; and all other rights accorded by the California
2 Administrative Procedure Act and other applicable laws.

3 9. Respondent voluntarily, knowingly, and intelligently, waives and gives up each and
4 every right set forth in paragraph eight (8) above.

5 **STIPULATED AGREEMENT OF SETTLEMENT**

6 10. Respondent stipulates that he is not presently working in any capacity within the
7 gambling industry in the State of California for which a license of any kind is required by any
8 provision of the Gambling Control Act, Business and Professions Code section 19800 et seq.
9 (referred to herein as "Licensed Employment").

10 11. Respondent agrees that he shall neither seek, nor accept, nor engage in Licensed
11 Employment until such time as Respondent has duly applied for and been issued such a required
12 license.

13 12. Respondent agrees that he shall neither seek, nor accept, nor engage in any
14 employment within the gambling industry in the State of California under any license of any kind
15 issued by any local entity, including, but not limited to, any county of the State of California,
16 until such time as Respondent has been issued a license pursuant to paragraph 11, above.

17 13. Respondent hereby withdraws his application for a temporary and regular work permit
18 which was filed on or about June 26, 2006, without prejudice to Respondent's right to file a later
19 application for a State gambling license, but in no event prior to March 6, 2009.

20 14. Mathew J. Campoy, acting in his capacity as Interim Chief of the Department of
21 Justice, Bureau of Gambling Control shall, within ten (10) court days of the issuance by the
22 Commission of the Order which appears herein below, withdraw the Statement of Issues filed in
23 this matter, without prejudice, and the Bureau of Gambling Control shall take no further action
24 with regard to Respondent's application. Withdrawal of the Statement of Issues filed in this
25 matter shall not be deemed to constitute a denial of Respondent's application.

26 15. Any application fees paid by Respondent in connection with the application which is
27 the subject of this matter shall be retained by the Department of Justice, Bureau of Gambling
28

1 Control, and shall not be applied to or credited against any fees required to be paid in connection
2 with any subsequent application for a State Gambling License of any kind filed by Respondent.

3 16. Each party shall bear his/its own attorneys' fees and costs in this matter.

4 17. This Stipulated Settlement shall be subject to approval by the Commission.

5 Respondent specifically agrees that, at any time following the execution of this Stipulated
6 Settlement, buy prior to the Commission's decision whether to adopt this Stipulated Settlement as
7 its decision and to enter an Order accordingly, counsel for Complainant and the staff of the
8 Bureau may communicated directly with the Commission regarding this stipulation and
9 settlement, without notice to, or participation by, Respondent or his counsel, and that no such
10 communications shall be deemed a prohibited ex parte communication. By signing the
11 Stipulated Settlement, Respondent specifically agrees that he may not withdraw his agreement or
12 seek to rescind the Stipulated Settlement prior to the time the Commission considers and acts
13 upon it. If the Commission fails to adopt this Stipulated Settlement as its decision, the Stipulated
14 Settlement shall be of no force or effect, and, except for actions taken pursuant to this paragraph,
15 it shall be inadmissible in any legal action between the parties. The Commission shall not be
16 disqualified from further action by having considered the Stipulated Settlement.

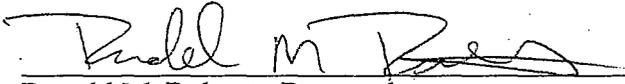
17 18. The parties specifically agree that facsimile copies of this Stipulated Settlement,
18 including facsimile signatures thereon, shall have the same force and effect as the originals.

19 19. In consideration of the foregoing admissions and stipulations, the parties agree that the
20 Commission may, without further notice or formal proceeding, issue and enter an Order
21 consistent herewith.

22 20. Respondent has carefully read the above Stipulated Settlement and has had the
23 opportunity to fully discuss its terms and effect with legal counsel of his choice. Respondent
24 understands the Stipulated Settlement and understands the effect it will have upon his ability to
25 work within the gambling industry in the State of California, and to later apply for a State
26 Gambling License. Respondent enters into this Stipulated Settlement voluntarily, knowingly,
27 and intelligently, and agrees to be bound by its terms. Respondent understands and agrees that if
28 he fails to comply with the terms of this Stipulated Settlement, his failure to do so may, in the

1 discretion of the Commission, be deemed a sufficient ground to deny approval of any future
2 application Respondent may make for licensure of any kind by the Commission.

3 Dated: August 16, 2008


Ronald M. Roberts, Respondent

4
5
6 The foregoing Stipulated Settlement is hereby respectfully submitted for consideration
7 by the California Gambling Control Commission.

8 Dated: August 21, 2008

EDMUND G. BROWN JR.
Attorney General of the State of California

10
11
12 By: 
NEIL D. HOUSTON
Deputy Attorney General
Attorneys for Complainant

13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

In the Matter of the Statement of
Issues Against:

RONALD M. ROBERTS

Case No. CGCC # 2006-11-03

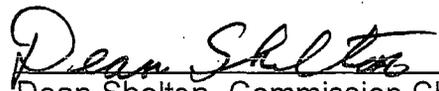
STIPULATED SETTLEMENT

DECISION AND ORDER OF THE COMMISSION:

The attached Stipulation was adopted by a majority vote of the Commission as its final decision and order in this matter at the Commission Meeting of October 23, 2008 and is effective immediately.

IT IS SO ORDERED.

Signature:


Dean Shelton, Commission Chair