1	ROB BONTA		
2	Attorney General of California SARA J. DRAKE		
3	Senior Assistant Attorney General WILLIAM P. TORNGREN		
4	Supervising Deputy Attorney General PARAS H. MODHA		
5	Deputy Attorney General State Bar No. 215761 1300 I Street, Suite 125 P.O. Box 944255 Sacramento, CA 94244-2550 Telephone: (916) 210-7777 Fax: (916) 327-2319 E-mail: Paras.Modha@doj.ca.gov Attorneys for the Complainant		
6			
7			
8			
9	Autorneys for the Complainant		
10	BEFORE THE		
11	CALIFORNIA GAMBLING CONTROL COMMISSION		
12	STATE OF CALIFORNIA		
13			
14	In the Matter of the Accusation Against:	BGC Case No. HQ2020-00001AC BGC Case No. HQ2021-00022SL	
15	Angele V. Hawrig License number GEOW	200000000000000000000000000000000000000	
16 17	Angela K. Harris, license number GEOW-001069, sole proprietor, and doing business as: Casino 99, fka Angie's Poker Club, license number GEGE-000438	OAH No. 2020110401	
18	175 East 20th Street, Suite 150	STIPULATED SETTLEMENT,	
19	Chico, California 95928	DECISION AND ORDER	
20	and		
21	Gary Harris , license number GEOW-001070, community property interest holder in Casino 99		
22	175 East 20th Street, Suite 150 Chico, California 95928		
23			
24	Respondents		
25			
26			
27			
28			

In the Matter of the Statement of Issues Against:
Angela K. Harris, license number GEOW-001069, sole proprietor, and doing business as: Casino 99, fka Angie's Poker Club, (GEGE-000438) 175 East 20th Street, Suite 150 Chico, California 95928
and
Gary Harris, license number GEOW-001070, community property interest holder in Casino 99
175 East 20th Street, Suite 150 Chico, California 95928
Respondents.
In the Matter of the Statement of Issues Against:
Casino 99, LLC, No. GEOW-004058
And its Managing Members:
Angela Kaye Harris, No. GEOW-004059
and
Gary Lee Harris, No. GEOW-004047
175 East 20th Street, Suite 150 Chico, California 95928
Respondents.

PURPOSE OF THIS STIPULATED SETTLEMENT

This Stipulated Settlement resolves three pending matters: (1) the Accusation (Accusation) filed March 16, 2020, which seeks to discipline the licenses of Angela Kaye Harris (Ms. Harris) and Gary Lee Harris (Mr. Harris), doing business as Casino 99 (Card Room); (2) the Statement of Issues filed June 9, 2020, which seeks to deny the renewal license applications of Ms. Harris and Mr. Harris; and (3) the Statement of Issues filed June 17, 2021, which seeks to deny the license applications of Casino 99, LLC (LLC) and its managing members, Ms. Harris and Mr. Harris. These pleadings are referred to, collectively, as the Operative Pleadings. The Operative Pleadings allege violations of, and lack of suitability for licensing under, the Gambling Control Act (Act) (Bus. & Prof. Code, § 19800 et seq.) and the regulations promulgated thereunder.

PARTIES AND ISSUED LICENSES

- 1. Stephanie Shimazu and Nathan DaValle (collectively, Complainant) filed the Operative Pleadings solely in their official capacities as the Director and the Acting Director, respectively, of the California Department of Justice, Bureau of Gambling Control (Bureau).
- 2. Respondent Ms. Harris, state gambling license number GEOW-001069, owns and as a sole proprietor does business as the Card Room, license number GEGE-000438. The Card Room is an eight-table card room presently operating in Chico, California.²
- 3. Respondent Mr. Harris, state gambling license number GEOW-001070, is a community property interest holder in the Card Room.³

¹ The Card Room, the LLC, and Ms. Harris and Mr. Harris, individually and as members of the LLC, are referred to, collectively, as "Respondents" and, individually, as "Respondent" in this Stipulated Settlement.

² Ms. Harris was initially registered to own and operate the Card Room on September 15, 1997, under the Gaming Registration Act (former Bus. & Prof. Code, § 19800 et seq.). The Gaming Registration Act was the predecessor of the current Gambling Control Act. Ms. Harris has been continuously registered or licensed to own and operate Casino 99 since September 15, 1997.

³ Mr. Harris has continuously held a state gambling license as a community property interest holder in the Card Room since November 2000.

Respondent (Gov. Code, § 11505, subd. (b)), Request for Discovery (Gov. Code, § 11597.6), copies of Government Code sections 11507.5, 11507.6 and 11507.7, and two copies of the Notice of Defense form (Gov. Code, §§ 11505 & 11506).

- 10. On June 9, 2020, the Statement of Issues for the Renewal Applications was served, along with a Statement to Respondent (Gov. Code, § 11505, subd. (b)), Request for Discovery (Gov. Code, § 11597.6), copies of Government Code sections 11507.5, 11507.6 and 11507.7, and two copies of the Notice of Defense form (Gov. Code, §§ 11505 & 11506).
- 11. On June 17, 2021, the Statement of Issues for the Initial Applications was served, along with a Statement to Respondent (Gov. Code, § 11505, subd. (b)), Request for Discovery (Gov. Code, § 11597.6), copies of Government Code sections 11507.5, 11507.6 and 11507.7, and two copies of the Notice of Defense form (Gov. Code, §§ 11505 & 11506).
 - 12. Respondents served timely Notices of Defense.

ADVISEMENT AND WAIVERS

- 13. Each Respondent has carefully reviewed the legal and factual allegations in each of the Operative Pleadings. Each Respondent has also carefully reviewed this Stipulated Settlement, and has discussed with counsel, this Stipulated Settlement. Each Respondent fully understands the terms and conditions contained within this Stipulated Settlement and the effects thereof.
- 14. Each Respondent is fully aware of his, her, or its legal rights in this matter, including: the right to a hearing on all the allegations in the Operative Pleadings; the right to be represented by counsel of his, her, or its choice at his, her, or its own expense; the right to confront and cross-examine the witnesses against him, her, or it; the right to present evidence and testify on his, her, or its own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to apply for reconsideration and court review of an adverse decision; and all other rights afforded by the California Administrative Procedure Act (Gov. Code, § 11370 et seq.), the Act, and all other applicable state and federal laws.
- 15. Each Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth in paragraph 14 above, agrees not to request a hearing on the Operative Pleadings, and agrees to be bound by this Stipulated Settlement.

STIPULATED ADMISSIONS

16. For the purposes of resolving and settling the Operative Pleadings and for any other matter now and in the future involving the Commission, the Bureau, or licensed gambling, each Respondent admits that the factual and legal allegations in, and supporting, the Operative Pleadings are true, accurate, and complete. Each Respondent further admits, and agrees, that such facts provide a sufficient legal and factual basis to discipline, and deny the Applications for, his, her, or its license.

STIPULATED AGREEMENT OF SETTLEMENT

- 17. Each Respondent understands and agrees that the admissions made in paragraph 16 above may be entered into evidence in any legal proceeding brought or prosecuted by the Commission or the Bureau as if those admissions were made under oath and penalty of perjury. The admissions made by Respondents herein are only for the purposes of these proceedings, or any future proceedings in which the Bureau, the Commission, or any successor agency is involved, and shall not be otherwise admissible in any criminal, civil, or unrelated administrative proceeding.
- 18. Upon the effective date of the Decision and Order issued by the Commission adopting this Stipulated Settlement (Effective Date) and subject to this Stipulated Settlement's provisions, the Applications will be granted as follows:
 - a. License Number GEGE-000438 for the Card Room will be renewed. License Numbers GEOW-001069 and GEOW-001070 for Ms. Harris and Mr. Harris, respectively, will be renewed. Ms. Harris and Mr. Harris have been advised and, therefore, understand and acknowledge that upon completion of the transfer pursuant to paragraph 18 b of this Stipulated Settlement, these licenses for the Card Room, Ms. Harris, and Mr. Harris will cease to be valid and will be automatically canceled. (Cal. Code Regs., tit. 4, § 12035, subd. (b)(2).)
 - License Number GEGE-001384 for the Card Room will be granted. License numbers GEOW-004058, GEOW-004059, and GEOW-004047 for the LLC, Ms.
 Harris and Mr. Harris, respectively, will be granted to allow for the transfer of the

Card Room's assets to the LLC. These licenses will be effective for Respondents' operation of the Card Room after the license cancelation provided in paragraph 18 a of this Stipulated Settlement.

- 19. Immediately following granting licensure as described above in paragraph 18 above, Respondents' licenses will be suspended for a total of 12 months (Suspension Period). The suspension will be stayed provided that Respondents, jointly and severally, perform and comply with each and every condition of this Stipulated Settlement. If the suspensions remain stayed in accordance with this paragraph for the entire Suspension Period, the suspensions shall be deemed satisfied and shall expire at the end of the Suspension Period without any further order by the Commission. In addition to and as part of their waivers set forth in paragraphs 14 and 15 above, each Respondent expressly, voluntarily, and knowingly waives any privilege or right available under, or conferred by, Government Code section 11522.
- 20. Respondents, jointly and severally, agree to pay the Bureau the sum of \$40,000 (Cost Recovery) as the reasonable costs of investigation and prosecution of the acts and omissions alleged in the Operative Pleadings as provided for in Business and Professions Code section 19930, subdivision (d). The Cost Recovery will be deposited in accordance with Business and Professions Code section 19930, subdivision (e) into the fines and penalties special account described in Business and Professions Code 19950, subdivision (a). Respondents, jointly and severally, agree to pay the Cost Recovery as follows: \$12,500 (Initial Payment) within 30 days of the Effective Date, and thereafter, \$2,500 every 30 days after the Initial Payment date until the total Cost Recovery is paid in full. If Respondents, jointly and severally, do not perform and comply with each and every condition of this Stipulated Settlement, any outstanding balance of the Cost Recovery will be due immediately.
- 21. Respondents, jointly and severally, agree to pay the Bureau monetary penalties in the amount of \$50,000 (Penalty) for the acts and omissions alleged in the Operative Pleading and admitted to in paragraph 16 above. The Penalty shall be stayed for the duration of the Suspension Period provided that each Respondent performs and complies with each and every condition of this Stipulated Settlement. If Respondents fully perform and comply with each and every

understand and acknowledge that Respondents may request a hearing as to any other basis for default. Nothing in this Stipulated Settlement shall preclude, prevent, prejudice, or otherwise disable the Bureau or its Director from issuing an emergency order pursuant to Business and Professions Code section 19931 or pursuing additional discipline for any default occurring during or after the Suspension Period.

- 25. If Respondents default in payment of any monies due under this Stipulated Settlement in any way, Respondents agree that the Commission's Decision and Order adopting the Stipulated Settlement may be presented to the Sacramento County Superior Court and, after notice to Respondents and an opportunity to be heard, judgment entered thereon. Respondents further agree that the judgment shall include interest, calculated at the maximum rate allowed by law to accrue from the Effective Date. Respondents also agree that the judgment shall include the Bureau's costs of obtaining, enforcing, and collecting the judgment. Costs shall include reasonable attorney fees calculated at then-prevailing hourly rates for services provided in the private sector for attorneys of comparable experience.
- 26. If the Suspension Period exceeds the term, or expiration date, of any license granted and issued pursuant to this Stipulated Settlement, Respondents acknowledge and agree that any renewal license granted by the Commission will require their continued compliance with this Stipulated Settlement for the entire Suspension Period.
- 27. The parties agree that this Stipulated Settlement fully resolves their dispute concerning the Operative Pleadings, and that, except upon default, no further discipline, including revocation or suspension, shall be sought against Respondents based solely upon the allegations contained within the Operative Pleadings.
- 28. This Stipulated Settlement shall be subject to adoption by the Commission. Each Respondent understands and specifically agrees that counsel for the Complainant, and the Bureau's staff, may communicate directly with the Commission regarding this Stipulated Settlement, without notice to, or participation by, Respondents or their counsel, and that no such communication shall be deemed a prohibited ex parte communication. Each Respondent

Dated: July 1, 2021

ACCEPTANCE

Each Respondent has carefully read and considered the above Stipulated Settlement. Each Respondent has discussed its terms and effects with legal counsel. Each Respondent also understands the Stipulated Settlement and the effects it will or may have on Respondents' state gambling licenses. Each Respondent further understands that its, her, or his state gambling license will be suspended for 12 months subject to a stay and conditions. Each Respondent further understands that it, she, or he will be obligated jointly and severally to pay the Bureau a total sum of \$40,000 in Cost Recovery and that the failure to pay any portion of that amount when due, or to abide by the conditions and terms of the Stipulated Settlement, will result in lifting the stay and suspension. Each Respondent further understands that it, she, or he will be obligated jointly and severally to immediately pay the Bureau a total sum of \$50,000 in Penalty if it, she, or he fails to abide by the conditions and terms of the Stipulated Settlement. Each Respondent enters into this Stipulated Settlement voluntarily, knowingly and intelligently, and agrees to be bound by its terms.

Dated: July 1, 2021 Casino 99, LLC

By Angela K Harris, its managing member

By Gary L. Harris, its managing member

Respondents

Angela K. Harris Respondent

1	Dated: July 11, 2021	Gary L. Harris	
2		Respondent	
3			
4	Approved as to Form:	O Data BD:	
5	Dated: July A., 2021	Jarnett Blonien, Blonien & Associates	
6		Attorneys for Respondents Casino 99, LLC, Angela K. Harris and Gary L. Harris, individually and as members of Casino	
7		99, LLC.	
8	COMPLAINANT'S ACCEPTANCE		
9			
10	Dated: July,2021		
11		NATHAN DAVALLE, Acting Director Bureau of Gambling Control	
12		California Department of Justice	
13	The foregoing Stipulated Settlement is hereby respectfully submitted for consideration by		
14	the California Gambling Control Commission.		
15			
16	Dated: July, 2021	Respectfully Submitted,	
17		ROB BONTA Attorney General of California	
18		SARA J. DRAKE Senior Assistant Deputy Attorney General	
19		WILLIAM P. TORNGREN Supervising Deputy Attorney General	
20		Supervising Deputy Attorney General	
21			
22		Dun a Harryway Monay	
23		PARAS HRISHIKESH MODHA Deputy Attorney General	
24		Attorneys for Complainant, Yolanda Morrow	
25			
26			
27			
28			

Ĩ	Dated: July, 2021	
2	Gary L. Harris Respondent	
3		
4	Approved as to Form:	
5	Dated: July 2021 Jurkett Blonien. Blonien & Associates	
6	Attorneys for Respondents Casino 99, LLC, Angela K. Harris and Gary L. Harris, individually and as members of Casino	
7	99, LLC.	
8	COMPLAINANT'S ACCEPTANCE	
9		
10	Dated: July . 2021 Welle Gille	
11	NATHAN DAVALLE. Acting Director Bureau of Gambling Control	
12	California Department of Justice	
13	The foregoing Stipulated Settlement is hereby respectfully submitted for consideration by	
14	the California Gambling Control Commission.	
15		
16	Dated: July, 2021 Respectfully Submitted.	
17	ROB BONTA Attorney General of California	
18	SARA J. DRAKE Senior Assistant Deputy Attorney General	
19	WILLIAM P. TORNGREN Supervising Deputy Attorney General	
20		
21		
22	Paras Hrishikesh Modha	
23	Deputy Attorney General Attorneys for Complainant, Yolanda Morrow	
24		
25	eg .	
26		
27		
28		

1 2 3	Dated: July, 2021	Gary L. Harris Respondent	
4	Approved as to Form:		
5	Dated: July, 2021	Jarhett Blonien, Blonien & Associates	
6		Attorneys for Respondents Casino 99, LLC, Angela K. Harris and Gary L. Harris, individually and as members of Casino	
7		99, LLC.	
8	COMPLAINANT'S ACCEPTANCE		
9			
10	Dated: July, 2021		
11		NATHAN DAVALLE, Acting Director Bureau of Gambling Control	
12		California Department of Justice	
13	The foregoing Stipulated Settlement is hereby respectfully submitted for consideration by		
14	the California Gambling Control Commission.		
15			
16	Dated: July <u>19</u> , 2021	Respectfully Submitted,	
17		ROB BONTA Attorney General of California	
18		SARA J. DRAKE Senior Assistant Deputy Attorney General	
19		WILLIAM P. TORNGREN Supervising Deputy Attorney General	
20		Supervising Deputy Attorney General	
21		Paras H. Modha	
22		Paras Hrishikesh Modha	
23		Deputy Attorney General Attorneys for Complainant, Yolanda Morrow	
24		Auorneys for Complainani, Tolanda Morrow	
25			
26			
27			
28			

DECISION AND ORDER OF THE COMMISSION

The California Gambling Control Commission hereby adopts the foregoing Stipulated Settlement of the parties for the following cases: *In the Matter of the Accusation Against: Angela K. Harris, et al.*, OAH Case No. 2020110401 and BGC Case Nos. HQ2020-00001AC; *In the Matter of the Statement of Issues Against: Angela K. Harris, et al.*, OAH Case No. 2020110401 and BGC Case Nos. HQ2020-00001AC; and *In the Matter of the Statement of Issues Against: Casino 99, LLC, et al.*, BGC Case No. HQ2021-00022SL, as its final Decision and Order in the matter to be effective upon execution below by its members.

IT IS SO ORDERED

Dated: 9 23 21

ULA D. LABRIE, Chairperson

Dated: 09/23/2021

ERIC C. HEINS, Commissioner

Dated: 9/23/2/

EDWARD YEE, Commissioner

Dated: 9/23/2/

Dated: 4/23/2

WILLIAM LIU, Commissioner