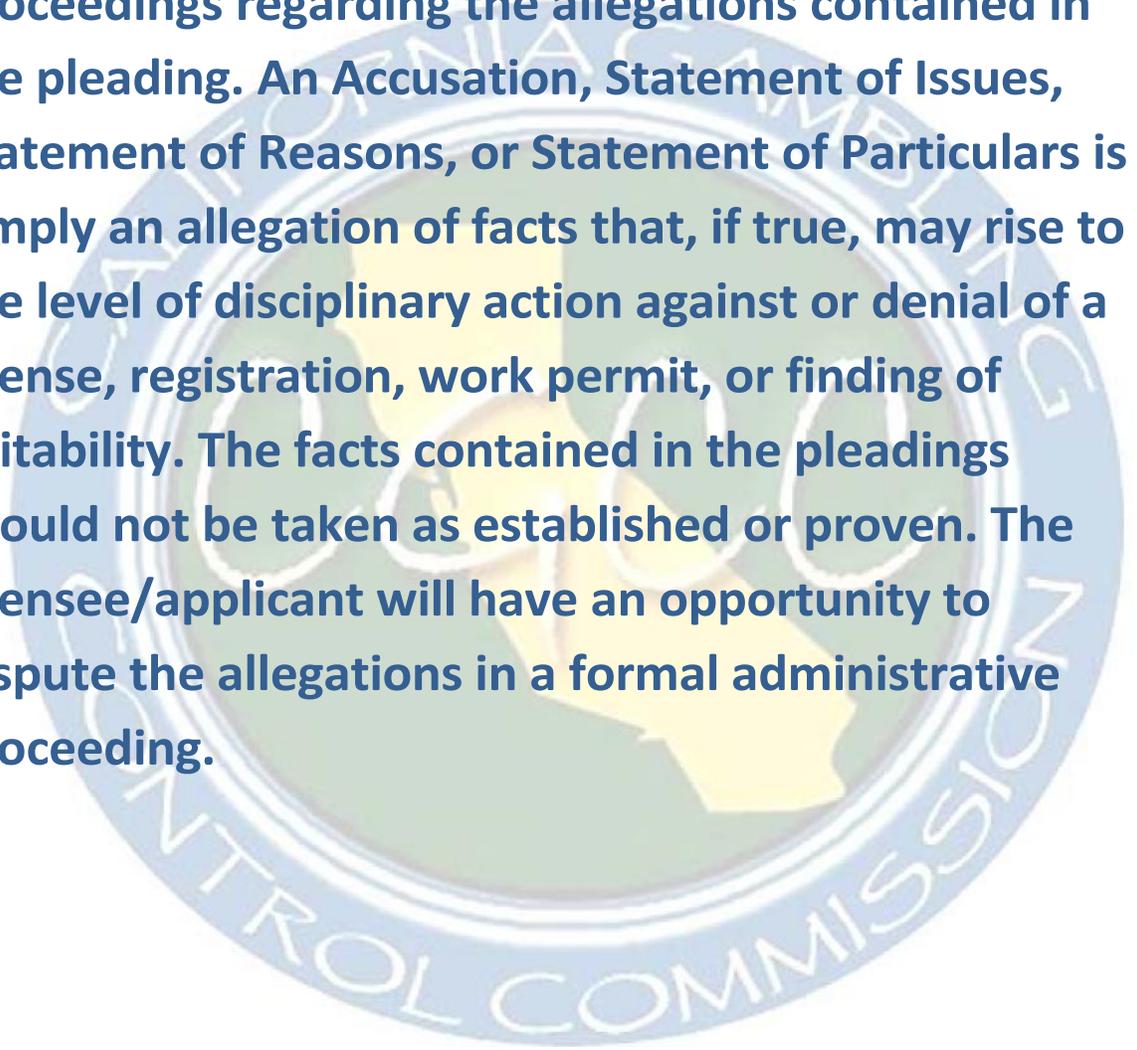


The Commission is providing a copy of this pleading (Accusation, or Statement of Reasons, Statement of Particulars, or Statement of Issues) so the public is as informed as possible of pending administrative proceedings regarding the allegations contained in the pleading. An Accusation, Statement of Issues, Statement of Reasons, or Statement of Particulars is simply an allegation of facts that, if true, may rise to the level of disciplinary action against or denial of a license, registration, work permit, or finding of suitability. The facts contained in the pleadings should not be taken as established or proven. The licensee/applicant will have an opportunity to dispute the allegations in a formal administrative proceeding.



1 XAVIER BECERRA  
Attorney General of California  
2 SARA J. DRAKE  
Senior Assistant Attorney General  
3 T. MICHELLE LAIRD  
Supervising Deputy Attorney General  
4 PARAS H. MODHA  
Deputy Attorney General  
5 State Bar No. 215761  
1300 I Street, Suite 125  
6 P.O. Box 944255  
Sacramento, CA 94244-2550  
7 Telephone: (916) 210-7777  
Fax: (916) 327-2319  
8 E-mail: Paras.Modha@doj.ca.gov  
*Attorneys for the Complainant*



10 **BEFORE THE**  
11 **CALIFORNIA GAMBLING CONTROL COMMISSION**  
12 **STATE OF CALIFORNIA**

15 **In the Matter of the Accusation Against:**

16 **Angela K. Harris**, license number GEOW-  
17 001069, sole proprietor, and doing business as:  
18 **Casino 99, fka Angie's Poker Club,**  
(GEGE-000438)

19 175 East 20th Street, Suite 150  
20 Chico, California 95928

21 and

22 **Gary Harris**, license number GEOW-001070,  
community property interest holder in **Casino**  
23 **99**

24 175 East 20th Street, Suite 150  
Chico, California 95928

25  
26 **Respondents.**

**BGC Case No. HQ2020-00001AC**

**OAH No.**

**ACCUSATION**

1 Complainant alleges as follows:

2 **PARTIES**

3 1. Stephanie Shimazu (Complainant) brings this accusation solely in her official  
4 capacity as the Director of the California Department of Justice, Bureau of Gambling Control  
5 (Bureau).

6 2. Respondent Angela K. Harris (Ms. Harris), state gambling license number  
7 GEOW-001069, owns Casino 99, license number GEGE-000438. Casino 99 is an 8-table card  
8 room presently operating in Chico, California.<sup>1</sup>

9 3. Respondent Gary Harris (Mr. Harris), state gambling license number GEOW-  
10 001070, is a community property interest holder in Casino 99.<sup>2</sup>

11 4. Mrs. Harris and Mr. Harris are referred to collectively as “Respondents.”

12 5. The California Gambling Control Commission (Commission) issued the above-  
13 described licenses to Respondents pursuant to the Gambling Control Act (Act) (Bus. & Prof.  
14 Code, § 19800 et seq.).

15 **JURISDICTION, STANDARD OF PROOF, AND COST RECOVERY**

16 6. The Commission has jurisdiction over the operation and concentration of  
17 gambling establishments and all persons and things having to do with the operation of gambling  
18 establishments. (Bus. & Prof. Code, § 19811, subd. (b).)<sup>3</sup> The Commission has all powers  
19 necessary and proper to carry out the Act’s policies and purposes, including the powers to  
20 discipline licensees and to take actions to ensure that no ineligible, unqualified, disqualified, or  
21 unsuitable persons are associated with controlled gambling activities. (Bus. & Prof. Code, §§  
22 19823, subd. (a)(1) & 19824, subds. (b) & (d).)

23 <sup>1</sup> Ms. Harris was initially registered to own and operate Casino 99 on September 15,  
24 1997, under the Gaming Registration Act (former Bus. & Prof. Code, § 19800 et seq.). The  
25 Gaming Registration Act was the predecessor of the current Gambling Control Act (Bus. &  
26 Prof. Code, § 19800 et seq.). Ms. Harris has been continuously registered or licensed to own  
27 and operate Casino 99 since September 15, 1997.

28 <sup>2</sup> Mr. Harris has continuously held a state gambling license as a community property  
interest holder in Casino 99 since November 2000.

<sup>3</sup> The statutes and regulations applicable to this accusation are quoted in pertinent part  
in Appendix A.



1           12.     Under the Act, the Commission’s responsibilities include assuring that no  
2 unqualified or disqualified person, or any person whose operations are conducted in a manner  
3 that is inimical to the public health, safety, and welfare, has any direct or indirect material  
4 involvement with a licensed gambling operation. (Bus. & Prof. Code, § 19823, subd. (a)(2).)

5           13.     “An application to receive a [state gambling] license constitutes a request for a  
6 determination of the applicant's general character, integrity, and ability to participate in, engage  
7 in, or be associated with, controlled gambling.” (Bus. & Prof. Code, § 18856, subd. (b).) Such  
8 a determination begins with an applicant providing truthful information to the Bureau.

9 Accordingly, the Act directs that every applicant for licensing or any approval required by the  
10 Act make full and true disclosure of all information necessary to carry out the state’s policies  
11 relating to licensing and control of gambling. (Bus. & Prof. Code, § 19866.)

12           14.     The Act mandatorily disqualifies from licensure any person who fails “to reveal  
13 any fact material to qualification” or supplies untrue or misleading information. (Bus. & Prof.  
14 Code, § 19859, subd. (b).) Additionally, providing untrue or misleading information or failing  
15 to provide information and documentation requires revocation of an existing license. (Cal.  
16 Code Regs., tit. 4, § 12568, subd. (c)(4) [incorporating the criteria for denial of a license under  
17 Business and Professions Code section 19859 as a basis for mandatory revocation of a state  
18 gambling license].)

19           15.     The Act makes unqualified for licensure any person who is not of good  
20 character, honesty, and integrity. (Bus. & Prof. Code, § 19857, subd. (a).) The Act also makes  
21 unqualified for licensure any person whose prior activities and associations pose a threat to  
22 effective regulation and control of controlled gambling, or create or enhance the dangers of  
23 unsuitable, unfair, or illegal practices, methods, and activities in carrying on the business and  
24 financial arrangements incidental to the conduct of controlled gambling. (Bus. & Prof. Code, §  
25 19857, subd. (b).) The license of any person, who becomes unqualified for licensure, must be  
26 revoked. (Cal. Code Regs., tit. 4, § 12568, subd. (c)(3) [incorporating the criteria for denial of a  
27 license under Business and Professions Code section 19857 as a basis for mandatory revocation  
28 of a state gambling license].)



1 and Business and Professions Code, section 19855. Such conduct includes, but is  
2 not limited to:

- 3 a. Signing on behalf of Casino 99, the January 17, 2016, December 29, 2016, June  
4 26, 2017, and December 19, 2017 Key Employee Reports that were submitted to the Bureau;
- 5 b. Signing the May 25, 2017 contract with Gold on behalf of Casino 99;
- 6 c. Taking a semi-monthly draw from Casino 99 as an owner; and,
- 7 d. Handling banking transactions for Casino 99.

8 19. On February 7, 2019, the Commission issued a Stipulated Settlement; Decision  
9 and Order (Order). In the Order, Respondents admitted “all the factual and legal allegations in  
10 the Statement of Particulars are true, accurate, and complete.” (Order, ¶ 10.)

11 20. The Order imposed conditions on Respondents’ licensure as follows:

12 a. Upon the effective date of the Commission’s Decision and Order adopting this  
13 Stipulated Settlement, Ms. Harris’ state gambling license to own and operate Casino 99 shall be  
14 renewed and subject to the conditions that:

15 1. Within 45 calendar days of the effective date of the Commission’s  
16 Decision and Order adopting this Stipulated Settlement, Mr. Harris must apply for and,  
17 upon approval, maintain a state gambling license as an owner of Casino 99.

18 \* \* \*

19 b. Upon the effective date of the Commission’s Decision and Order adopting this  
20 Stipulated Settlement, Mr. Harris’ state gambling license as a community property interest  
21 holder in Casino 99, shall be renewed and subject to the conditions that:

22 1. Within 45 calendar days of the effective date of the Commission’s  
23 Decision and Order adopting this Stipulated Settlement, Mr. Harris must apply for and,  
24 upon approval, maintain a state gambling license as an owner of Casino 99.

25 21. The Order further stated that Respondents understood “that Mr. Harris’ ability to  
26 participated [*sic*] in the operation, management and control of Casino 99 is contingent upon the  
27 type of license he holds, as defined and regulated by” the Act and the regulations promulgated  
28 thereunder. (Order, ¶ 13.)

1 **PENDING APPLICATIONS**

2 22. In compliance with the Commission imposed condition, Mr. Harris submitted a  
3 state gambling license application, which is pending. Thereafter, on or about October 21, 2019,  
4 the Bureau received an initial application for a state gambling license from Casino 99, LLC to  
5 own Casino 99. Respondents are the only members of Casino 99, LLC. Mr. Harris is listed as  
6 Casino 99, LLC's managing member. Casino 99, LLC's state gambling license application is  
7 pending with the Bureau.

8 **FIRST CAUSE FOR REVOCATION**

9 **(Casino 99, LLC Is Unlawfully Engaging in Activity Involving Casino 99 without a State  
10 Gambling License)**

11 23. Respondents' licenses are subject to revocation in that they are using Casino 99,  
12 LLC, an unlicensed entity, to operate Casino 99. Respondents have opened, and are using,  
13 Casino 99, LLC's bank accounts to conduct Casino 99's business, as follows:

- 14 a. To make monthly deposits from Casino 99's revenue into Casino 99, LLC's  
15 main operating bank account;
- 16 b. To make bi-monthly transfers into Casino 99, LLC's payroll bank account to  
17 meet Casino 99's payroll obligations;
- 18 c. To make monthly deposits into Casino 99, LLC's player reserve bank account  
19 for Casino 99's players;
- 20 d. To transfer \$5,750 from Ms. Harris's dba "Casino 99/Angies Poker Club" chips  
21 in use account into Casino 99, LLC's chip loss reserve account;
- 22 e. To transact business with Casino 99's customers through Casino 99, LLC's main  
23 operating bank account;
- 24 f. To make a deposit into Casino 99, LLC's payroll bank account on May 24, 2019,  
25 in the amount of \$46,765.56 from Ms. Harris's dba "Casino 99/Angies Poker Club" payroll  
26 account; and
- 27 g. To transfer \$100,749.66 from Ms. Harris's dba "Casino 99/Angies Poker Club"  
28 account into Casino 99, LLC's player reserve bank account.

1 (Pen. Code, § 337j, subd. (a)(1); Bus. & Prof. Code, §§ 19801, subds. (d), (k), 19850, 19855,  
2 19920, 19922 & 19924; Cal. Code Regs., tit. 4, §§ 12340, subd. (a), 12568, subds. (a)(4), (5),  
3 (6), (b)(4), (c)(3), (4).)

4 **SECOND CAUSE FOR REVOCATION**  
5 **(Violation of the Commission's Order)**

6 24. In violation of the Commission's Order, since at least January of 2019, without  
7 having obtained a state gambling license as an owner, Mr. Harris has actively participated in,  
8 and exercised significant influence over, the operation of Casino 99. Including by doing the  
9 following:

- 10 a. Mr. Harris operates Casino 99 as an owner, doing anything that needs to be done  
11 to maintain the business;
- 12 b. Mr. Harris has control over the finances of Casino 99 through use of Casino 99,  
13 LLC's bank accounts;
- 14 c. Mr. Harris acts as the managing member of Casino 99, LLC; and
- 15 d. Mr. Harris handles banking transactions for Casino 99.

16 (Bus. & Prof. Code, §§ 19850, 19855, 19920 & 19922; Cal. Code Regs., tit. 4, §§ 12340, subd.  
17 (a), 12568, subds. (a)(1), (a)(5), (a)(6), (c)(3), (c)(4).)

18 **THIRD CAUSE FOR REVOCATION**  
19 **(Violation of Penal Code section 337a, subdivision (3) – Game Staking)**

20  
21 25. Respondents' licenses are subject to revocation because they have unlawfully  
22 staked Mr. Harris to play in poker games offered for play at Casino 99, in violation of Penal  
23 Code section 337a, subdivision (a)(3). Respondents have unlawfully staked Mr. Harris to play  
24 in poker games and recovered the stakes that were at risk, as well as all of Mr. Harris' winnings,  
25 if he prevailed. In doing this, Respondents absorbed the losses of the money they staked, if Mr.  
26 Harris was defeated in playing the poker games.

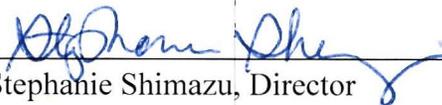
1 (Pen. Code, § 337a, subd. (a)(3); Bus. & Prof. Code, §§ 19856, 19857, 19859, subd. (a)  
2 [mandatory denial], 19920 & 19922; Cal. Code. Regs., tit. 4, § 12568, subds. (a)(1), (a)(5),  
3 (b)(4), (c)(3), (c)(4), 12346, subds. (a)(1) [mandatory denial], (a)(4)(B).)

4 **PRAYER**

5 WHEREFORE, Complainant requests that a hearing be held on the matters herein  
6 alleged, and that following the hearing, the Commission issue a decision:

- 7 1. Revoking California State Gambling License Number GEOW-001069, issued to  
8 respondent Angela Harris;
- 9 2. Revoking California State Gambling License Number GEOW-001070, issued to  
10 respondent Gary Harris;
- 11 3. Imposing fines and/or monetary penalties against Respondents, jointly and  
12 severally, according to proof and to the maximum extent allowed by law;
- 13 4. Awarding Complainant the costs of investigation and costs of bringing this  
14 accusation before the Commission, pursuant to Business and Professions Code section 19930,  
15 subdivisions (d) and (f), in a sum according to proof; and
- 16 5. Taking such other and further action as the Commission may deem appropriate.

17  
18  
19 Dated: March 13, 2020

  
Stephanie Shimazu, Director  
Bureau of Gambling Control  
California Department of Justice



1 \* \* \*

2 (d) Take actions deemed to be reasonable to ensure that no  
3 ineligible, unqualified, disqualified, or unsuitable persons are  
4 associated with controlled gambling activities.

4 4. Business and Professions Code section 19825 provides:

5 The commission may require that any matter that the commission is  
6 authorized or required to consider in a hearing or meeting of an  
7 adjudicative nature regarding the denial, suspension, or revocation of a  
8 license, permit, or a finding of suitability, be heard and determined in  
9 accordance with Chapter 5 (commencing with Section 11500) of Part 1  
10 of Division 3 of Title 2 of the Government Code.

9 5. Business and Professions Code section 19826 provides, in part:

10 The department<sup>6</sup> . . . shall have all of the following responsibilities:

11 \* \* \*

12 (c) To investigate suspected violations of this chapter or laws of this  
13 state relating to gambling . . . .

14 \* \* \*

15 (e) To initiate, where appropriate, disciplinary actions as provided in  
16 this chapter. In connection with any disciplinary action, the department  
17 may seek restriction, limitation, suspension, or revocation of any license or  
18 approval, or the imposition of any fine upon any person licensed or  
19 approved.

18 6. California Code of Regulations, title 4, section 12554 provides, in part:

19 (a) Upon the filing with the Commission of an accusation by the  
20 Bureau recommending revocation, suspension, or other discipline of a  
21 holder of a license, registration, permit, finding of suitability, or approval,  
22 the Commission shall proceed under Chapter 5 (commencing with section  
23 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

24 \* \* \*

25 (d) Upon a finding of a violation of the Act, any regulations adopted  
26 pursuant thereto, any law related to gambling or gambling establishments,  
27 violation of a previously imposed disciplinary or license condition, or laws  
28 whose violation is materially related to suitability for a license,  
29 registration, permit, or approval, the Commission may do any one or more  
30 of the following:

---

28 (h.) <sup>6</sup> “Department” refers to the Department of Justice. (Bus. & Prof. Code, § 19805, subd.

1  
2 (1) Revoke the license, registration, permit, finding of suitability,  
or approval;

3 (2) Suspend the license, registration, or permit;

4 \* \* \*

5  
6 (5) Impose any fine or monetary penalty consistent with  
Business and Professions Code sections 19930, subdivision (c), and  
7 19943, subdivision (b)

8 **Cost Recovery Provisions**

9 7. Business and Professions Code section 19930 provides, in part:

10 (b) If, after any investigation, the department is satisfied that a license,  
11 permit, finding of suitability, or approval should be suspended or revoked, it  
shall file an accusation with the commission in accordance with Chapter 5  
12 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the  
Government Code.

13 \* \* \*

14  
15 (d) In any case in which the administrative law judge recommends that  
the commission revoke, suspend, or deny a license, the administrative law  
16 judge may, upon presentation of suitable proof, order the licensee or  
applicant for a license to pay the department the reasonable costs of the  
17 investigation and prosecution of the case.

18 (1) The costs assessed pursuant to this subdivision shall be fixed  
19 by the administrative law judge and may not be increased by the  
commission. When the commission does not adopt a proposed decision  
20 and remands the case to the administrative law judge, the administrative  
law judge may not increase the amount of any costs assessed in the  
21 proposed decision.

22 (2) The department may enforce the order for payment in the  
23 superior court in the county in which the administrative hearing was  
held. The right of enforcement shall be in addition to any other rights  
24 that the division may have as to any licensee to pay costs.

25 (3) In any judicial action for the recovery of costs, proof of the  
commission's decision shall be conclusive proof of the validity of the  
26 order of payment and the terms for payment.

27 \* \* \*

1 (f) For purposes of this section, “costs” include costs incurred for any  
2 of the following:

3 (1) The investigation of the case by the department.

4 (2) The preparation and prosecution of the case by the Office of  
5 the Attorney General.

6 **Specific Statutory and Regulatory Provisions**

7 8. Business and Professions Code, section 19801 provides, in part:

8 (d) Unregulated gambling enterprises are inimical to the public  
9 health, safety, welfare, and good order. Accordingly, no person in this  
10 state has a right to operate a gambling enterprise except as may be  
11 expressly permitted by the laws of this state and by the ordinances of  
12 local governmental bodies.

11 \* \* \*

12 (g) Public trust that permissible gambling will not endanger public  
13 health, safety, or welfare requires that comprehensive measures be  
14 enacted to ensure that gambling is free from criminal and corruptive  
15 elements, that it is conducted honestly and competitively, and that it is  
16 conducted in suitable locations.

16 (h) Public trust and confidence can only be maintained by strict  
17 comprehensive regulation of all persons, locations, practices,  
18 associations, and activities related to the operation of lawful gambling  
19 establishments and the manufacture and distribution of permissible  
20 gambling equipment.

19 (i) All gambling operations, all persons having a significant  
20 involvement in gambling operations, all establishments where gambling  
21 is conducted, and all manufacturers, sellers, and distributors of gambling  
22 equipment must be licensed and regulated to protect the public health,  
23 safety, and general welfare of the residents of this state as an exercise of  
24 the police powers of the state.

23 \* \* \*

24 (k) In order to effectuate state policy as declared herein, it is  
25 necessary that gambling establishments, activities, and equipment be  
26 licensed, that persons participating in those activities be licensed or  
27 registered, that certain transactions, events, and processes involving  
28 gambling establishments and owners of gambling establishments be  
subject to prior approval or permission, that unsuitable persons not be  
permitted to associate with gambling activities or gambling

1 establishments . . . . Any license or permit issued, or other approval  
2 granted pursuant to this chapter, is declared to be a revocable privilege,  
3 and no holder acquires any vested right therein or thereunder.

4 9. Business and Professions Code section 19855 provides, in part:

5 [E]very person who, by statute or regulation, is required to hold a state  
6 license shall obtain the license prior to engaging in the activity or  
7 occupying the position with respect to which the license is required.

8 10. Business and Professions Code section 19856 provides, in part:

9 (a) . . . . The burden of proving his or her qualifications to receive any  
10 license is on the applicant.

11 (b) An application to receive a license constitutes a request for a  
12 determination of the applicant's general character, integrity, and ability  
13 to participate in, engage in, or be associated with, controlled gambling.

14 (c) In reviewing an application for any license, the commission  
15 shall consider whether issuance of the license is inimical to public  
16 health, safety, or welfare, and whether issuance of the license will  
17 undermine public trust that the gambling operations with respect to  
18 which the license would be issued are free from criminal and dishonest  
19 elements and would be conducted honestly.

20 11. Business and Professions Code section 19857 provides:

21 No gambling license shall be issued unless, based on all the  
22 information and documents submitted, the commission is satisfied that  
23 the applicant is all of the following:

24 (a) A person of good character, honesty and integrity.

25 (b) A person whose prior activities, criminal record, if any,  
26 reputation, habits, and associations do not pose a threat to the public  
27 interest of this state, or to the effective regulation and control of  
28 controlled gambling, or create or enhance the dangers of unsuitable,  
unfair, or illegal practices, methods, and activities in the conduct of  
controlled gambling or in the carrying on of the business and financial  
arrangements incidental thereto.

(c) A person that is in all other respects qualified to be licensed as  
provided in this chapter.

12. Business and Professions Code section 19859 provides, in part:

The commission shall deny a license to any applicant who is  
disqualified for any of the following reasons:

(a) Failure of the applicant to clearly establish eligibility and  
qualification in accordance with this chapter.

1 (b) Failure of the applicant to provide information,  
2 documentation, and assurances required by the Chief, or failure of  
3 the applicant to reveal any fact material to qualification, or the  
4 supplying of information that is untrue or misleading as to a material  
5 fact pertaining to the qualification criteria.

6 13. Business and Professions Code section 19866 provides:

7 An applicant for licensing or for any approval or consent required  
8 by this chapter, shall make full and true disclosure of all information  
9 to the department and the commission as necessary to carry out the  
10 policies of this state relating to licensing, registration, and control of  
11 gambling.

12 14. Business and Professions Code section 19920 provides:

13 It is the policy of the State of California to require that all  
14 establishments wherein controlled gambling is conducted in this state  
15 be operated in a manner suitable to protect the public health, safety,  
16 and general welfare of the residents of the state. The responsibility for  
17 the employment and maintenance of suitable methods of operation  
18 rests with the owner licensee, and willful or persistent use or toleration  
19 of methods of operation deemed unsuitable by the commission or by  
20 local government shall constitute grounds for license revocation or  
21 other disciplinary action.

22 15. Business and Professions Code section 19922 provides:

23 No owner licensee shall operate a gambling enterprise in violation  
24 of any provision of this chapter or any regulation adopted pursuant to  
25 this chapter.

26 16. Business and Professions Code section 19924 provides:

27 Each owner licensee shall maintain security controls over the  
28 gambling premises and all operations therein related to gambling, and  
those security controls are subject to the approval of the commission.

17. Penal Code section 337a, subdivision (a), provides:

Except as provided in Section 336.9, every person who  
engages in one of the following offenses, shall be punished for a first  
offense by imprisonment in a county jail for a period of not more  
than one year or in the state prison, or by a fine not to exceed five  
thousand dollars (\$5,000), or by both imprisonment and fine:

\* \* \*

1  
2 (3) Whether for gain, hire, reward, or gratuitously, or  
3 otherwise, receives, holds, or forwards, or purports or pretends to  
4 receive, hold, or forward, in any manner whatsoever, any money,  
5 thing or consideration of value, or the equivalent or memorandum  
6 thereof, staked, pledged, bet or wagered, or to be staked, pledged,  
7 bet or wagered, or offered for the purpose of being staked, pledged,  
8 bet or wagered, upon the result, or purported result, of any trial, or  
9 purported trial, or contest, or purported contest, of skill, speed or  
10 power of endurance of person or animal, or between persons,  
11 animals, or mechanical apparatus, or upon the result, or purported  
12 result, of any lot, chance, casualty, unknown or contingent event  
13 whatsoever.”

14 18. Penal Code section 337j, subdivisions (a)(1), (2), and (e)(1), provide:

15 (a) It is unlawful for any person, as owner, lessee, or  
16 employee, whether for hire or not, either solely or in conjunction  
17 with others, to do any of the following without having first procured  
18 and thereafter maintained in effect all federal, state, and local  
19 licenses required by law:

20 (1) To deal, operate, carry on, conduct, maintain, or  
21 expose for play in this state any controlled game.

22 (2) To receive, directly or indirectly, any compensation  
23 or reward or any percentage or share of the revenue, for  
24 keeping, running, or carrying on any controlled game.

25 \* \* \*

26 (e) (1) As used in this section, “controlled game” means any  
27 poker or Pai Gow game, and any other game played with cards or  
28 tiles, or both, and approved by the Department of Justice, and any  
game of chance, including any gambling device, played for  
currency, check, credit, or any other thing of value that is not  
prohibited and made unlawful by statute or local ordinance.

19 19. California Code of Regulations, title 4, section 12346, subdivision (a)(1), provides:

20 (a) An application for a gambling license shall be denied by  
21 the Commission if any of the following apply:

22 (1) The Commission finds that the applicant is ineligible,  
23 unqualified, disqualified, or unsuitable pursuant to the criteria set  
24 forth in the Act or other applicable law or that granting the  
25 license would be inimical to public health, safety, welfare, or

1 would undermine the public trust that gambling operations are  
2 free from criminal or dishonest elements.

3 20. California Code of Regulations, title 4, section 12568, provides, in part:

4 (a) A license for an individual or any finding of suitability or  
5 approval granted by the Commission, other than a work permit, and an  
6 owner license for a gambling establishment if the owner licensee has  
7 committed a separate violation from any violations committed by the  
8 gambling establishment shall be subject to a minimum discipline of  
9 suspension for one day of normal business operation and a maximum  
discipline of revocation, which may be stayed on terms and conditions  
and any monetary penalty as described in Section 12554(d)(7) of this  
chapter, if the Commission finds that the holder has:

10 (1) Violated or is out of compliance with conditions,  
11 limitations, or orders or directives imposed by the Commission,  
12 either as part of an initial grant of license or registration, renewal  
of such, or pursuant to disciplinary action,

13 \* \* \*

14 (4) Engaged in any dishonest, fraudulent, or deceptive  
activities in connection with controlled gambling,

15 (5) Committed any act punishable as a crime, not otherwise  
16 listed in these disciplinary guidelines, which substantially relates to  
17 the duties and qualifications of the licensee or registrant, or which  
occurred in a gambling establishment or the associated adjacent  
property, or

18 (6) Engaged in any conduct on the premises of the gambling  
19 establishment or in connection with controlled gambling that is  
inimical to the health, welfare, or safety of the general public.

20 (b) A license, finding of suitability, or approval granted by the  
21 Commission, other than a work permit, and an owner license for a  
22 gambling establishment if the owner licensee has committed a separate  
23 violation from any violations committed by the gambling establishment  
24 shall be subject to a minimum discipline of suspension for five days of  
normal scheduled work and a maximum discipline of revocation, which  
may be stayed on terms and conditions and any monetary penalty as  
described in Section 12554(d)(7) of this chapter, if the Commission  
finds that the holder has:

25 \* \* \*

26 (4) Committed an act prohibited by Chapter 9 (commencing  
27 with section 319) and Chapter 10 (commencing with section 330)  
of Title 9 of Part 1 of the Penal Code, including but not limited to  
28 operation of a banked or percentage game (Penal Code, section  
330), possession or sale of a slot machine (Penal Code, section

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330b) or agreement for slot machine payout (Penal Code, section 330.1), bookmaking (Penal Code, section 337), and cheating (Penal Code, section 337x)

\* \* \*

(c) A state gambling license, finding of suitability, or approval granted by the Commission . . . and an owner license for a gambling establishment if the owner licensee has committed a separate violation from any violations committed by the gambling establishment shall be subject to revocation by the Commission on any of the following grounds:

\* \* \*

(3) If the Commission finds the holder no longer meets any criterion for eligibility, qualification, suitability or continued operation, including those set forth in Business and Professions Code section 19857, 19858, or 19880, as applicable, or

(4) If the Commission finds the holder currently meets any of the criteria for mandatory denial of an application set forth in Business and Professions Code sections 19859 or 19860.