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

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13
14 **In the Matter of the Accusation and**
Statement of Issues Against:
15
16 **ARISE, LLC and DARRELL STUART**
MIERS, its Managing Member
17
18 **Street Address:**
1133 Van Ness Avenue, Fresno, CA 93721
19
20 **REGISTRATION NUMBER TPPP-000067.**

BGC Case No. HQ2013-00009AL
OAH No.
ACCUSATION AND
STATEMENT OF ISSUES

21 Complainant alleges as follows:

22 **PARTIES**

23 1. Wayne J. Quint, Jr. (Complainant) brings this Accusation and Statement of Issues
24 solely in his official capacity as the Chief of the California Department of Justice, Bureau of
25 Gambling Control (Bureau).

26 2. At all times relevant herein, Arise, LLC (Arise) was a third party provider of
27 proposition player services with Registration Number TPPP-000067. Its registration will expire
28

1 on September 30, 2014. Darrell Stuart Miers (Miers) is Arise's managing member and
2 endorsed on its registration. Arise and Miers are referred to collectively in this Accusation and
3 Statement of Issues as "Respondents."

4 3. On or about November 25, 2009, the Bureau received a Request for Conversion of a
5 Third Party Proposition Player Services Registration to a License (Application). The
6 Application originally was submitted by Respondents to the California Gambling Control
7 Commission (Commission). Respondents provide third party provider services to Club One
8 Casino (Club One), which holds license number GECE-001121 and is located in Fresno,
9 California, and to The Deuce Lounge & Casino, which holds license number GECE-001325
10 and is located in Visalia, California.

11 4. At its August 30, 2012, meeting, the Commission voted unanimously to refer
12 Respondents' Application, along with other applicants who claimed interests in Arise,¹ to an
13 evidentiary hearing in accordance with California Code of Regulations, title 4, section 12050,
14 subdivision (b). By letter dated January 30, 2013, the Commission advised all parties that it had
15 vacated its referral of August 30, 2012, and referred the matter to a hearing under the
16 Administrative Procedure Act pursuant to Business and Professions Code section 19825.

17 JURISDICTION

18 5. Business and Professions Code section 19811 provides, in part:

19 (b) Jurisdiction, including jurisdiction over operation and
20 concentration, and supervision over gambling establishments in
21 this state and over all persons or things having to do with the
22 operations of gambling establishments is vested in the
23 commission.
24

25 ¹ The only remaining applicants are Respondents, Leonard Weinsaft, and Robert
26 Skillin. Respondents assert that Messrs. Weinsaft and Skillin no longer hold Arise membership
27 interests. Messrs. Weinsaft and Skillin dispute that assertion and initiated an arbitration to
28 determine their ownership status. Messrs. Weinsaft's and Skillin's registrations expire on
September 30, 2014, by which time the arbitration most likely will be completed. The Bureau
has determined to take no action, pending the arbitration's outcome.

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6. Business and Professions Code section 19823 provides:

(a) The responsibilities of the commission include, without limitation, all of the following:

(1) Assuring that licenses, approvals, and permits are not issued to, or held by, unqualified or disqualified persons, or by persons whose operations are conducted in a manner that is inimical to the public health, safety, or welfare.

(2) Assuring that there is no material involvement, directly or indirectly, with a licensed gambling operation, or the ownership or management thereof, by unqualified or disqualified persons, or by persons whose operations are conducted in a manner that is inimical to the public health, safety, or welfare.

(b) For the purposes of this section, "unqualified person" means a person who is found to be unqualified pursuant to the criteria set forth in Section 19857, and "disqualified person" means a person who is found to be disqualified pursuant to the criteria set forth in Section 19859.

7. Business and Professions Code section 19824 provides, in part:

The commission shall have all powers necessary and proper to enable it fully and effectually to carry out the policies and purposes of this chapter, including, without limitation, the power to do all of the following:

* * *

(b) For any cause deemed reasonable by the commission, deny any application for a license, permit, or approval provided for in this chapter or regulations adopted pursuant to this chapter, limit, condition, or restrict any license, permit, or approval, or impose any fine upon any person licensed or approved. The commission may condition, restrict, discipline, or take action against the license of an individual owner endorsed on the license certificate of the gambling enterprise whether or not the commission takes action against the license of the gambling enterprise.

* * *

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

1 8. Business and Professions Code section 19826 provides, in part:

2 The department^[2] . . . shall have all of the following
3 responsibilities:

4 * * *

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

6 * * *

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

11 9. Business and Professions Code section 19984 provides, in part:

(b) The commission shall establish reasonable criteria for,
12 and require the licensure and registration of, any person or entity
13 that provides proposition player services to gambling
14 establishments pursuant to this section, including owners,
supervisors, and players. . . .

(c) The department, pursuant to regulations of the
15 commission, is empowered to perform background checks,
16 financial audits, and other investigatory services as needed to
17 assist the commission in regulating third party providers of
18 proposition player services

19 10. California Code of Regulations, title 4, section 12554 provides, in part:

(a) Upon the filing with the Commission of an accusation by
20 the Bureau recommending revocation, suspension, or other
21 discipline of a holder of a license, registration, permit, finding of
22 suitability, or approval, the Commission shall proceed under
23 Chapter 5 (commencing with section 11500) of Part 1 of Division
24 3 of Title 2 of the Government Code.

25
26
27 ² "Department" refers to the Department of Justice of which the Bureau is a part. (Bus.
28 & Prof. Code, § 19805, subd. (h).)

1 license shall obtain the license prior to engaging in the activity or
2 occupying the position with respect to which the license is
required.

3 16. Business and Professions Code section 19852 provides, in part:

4 [A]n owner of a gambling enterprise that is not a natural person
5 shall not be eligible for a state gambling license unless each of the
6 following persons individually applies for and obtains a state
gambling license:

7 * * *

8 (f) If the owner is a limited liability company, every officer,
9 manager, member, or owner.

10 17. California Code of Regulations, title 4, section 12200 provides, in part:

11 (b) As used in this chapter:

12 * * *

13 (10) "Funding source" means any person that provides
14 financing, including but not limited to loans, advances, any
15 other form of credit, chips, or any other representation or
thing of value, to an owner-registrant or owner-licensee.

16 * * *

17 (16) "Owner" includes all of the following:

18 * * *

19 (B) Any individual specified in Business and
20 Professions Code section 19852, subdivisions (a)
through (h), and

21 (C) Any funding source.

22 18. Business and Professions Code section 19901 provides, in part:

23 It is unlawful for any person to sell, purchase, lease,
24 hypothecate, borrow or loan money . . . to, or with, any licensee
25 in connection with any controlled gambling operation licensed
26 under this chapter or with respect to any portion of the gambling
operation, except in accordance with the regulations of the
27 commission.
28

1 19. California Code of Regulations, title 4, section 12201, subdivision (d) provides, in
2 part:

3 If a primary owner is a corporation, partnership, or other
4 business entity, each owner, and individual having a relationship
5 to that entity specified in Business and Professions Code section
6 19852, subdivisions (a) through (h), inclusive, shall individually
apply for and obtain registration as an owner listed on the
business entity's registration certificate.

7 20. Business and Professions Code section 19984, subdivision (a) provides, in part:

8 Any agreement, contract, or arrangement between a
9 gambling enterprise and a third-party provider of proposition
10 player services shall be approved in advance by the department
....

11 21. California Code of Regulations, title 4, section 12200.9, subdivision (a)(1) provides,
12 in part:

13 Proposition player services shall not be provided except
14 pursuant to a written proposition player contract approved in
15 advance by the Bureau. Provision of proposition player services
16 by any person subject to registration and licensing under this
17 chapter, or engagement of proposition player services by the
holder of a state gambling license without a contract as required
by this section is a violation of this section.

18 22. California Code of Regulations, title 4, section 12200.14, subdivision (c) provides:

19 The primary owner shall notify the Bureau and the
20 Commission in writing within ten (10) days of any change to its
21 ownership structure.

22 23. California Code of Regulations, title 4, section 12200.15 provides, in part:

23 (a) If any registered or licensed owner wishes to sell in
24 whole or in part any ownership interest to any unregistered or
25 unlicensed person, the owner must first notify the commission in
26 writing to request approval of the transaction. The transferee
must apply for and be approved as a [third party proposition]
registrant or licensee. . . .

27 (b) The effective date of the sale shall be at least 90 days
28 after receipt of the application for registration or license, or such

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other shorter time period as shall be set by the Executive Director with the agreement of the applicant.

(c) Evidence of the final execution of a transfer or sale of an interest to a registered or licensed person shall be submitted in writing to the Commission within ten (10) days of the final transaction.

24. California Code of Regulations, title 4, section 12200.18 provides, in part:

The Commission may revoke a registration for license, upon any of the following grounds, after a hearing conducted pursuant to the same procedures applicable to the revocation of a gambling establishment license:

(a) The registrant or licensee committed, attempted to commit, or conspired to commit any acts prohibited by the Act or this chapter.

(b) Any act or omission by the registrant that would disqualify the registrant from obtaining registration under this chapter. Any act or omission by the licensee that would disqualify the licensee from obtaining licensing under this chapter.

* * *

(f) The registrant or licensee concealed or refused to disclose any material fact in any inquiry by the Bureau or the Commission.

25. California Code of Regulations, title 4, section 12204 provides, in part:

An applicant shall be ineligible for registration for any of the following causes:

* * *

(e) The applicant would be ineligible for a state gambling license under any of the criteria set forth in Business and Professions Code section 19859, subdivisions (b), (e), or (f).

26. California Code of Regulations, title 4, section 12205 provides, in part:

(a) Any regular registration issued in accordance with this chapter shall be subject to cancellation pursuant to this section. A registration shall be cancelled if the Commission determines after a noticed hearing that the registrant is ineligible for registration,

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has failed in the application for registration to reveal any fact material to the holder's qualification for registration, or has supplied information in the registration application that is untrue or misleading as to a material fact pertaining to the criteria for issuance of registration.

27. California Code of Regulations, title 4, section 12218.11 provides, in part:

A requester shall be ineligible for licensing for any of the following reasons:

* * *

(e) The requester has failed to meet the requirements of Business and Professions Code sections 19856 or 19857.

(f) The requester would be ineligible for a state gambling licensing under any of the criteria set forth in Business and Professions Code section 19859, subdivisions (b), (e), or (f).

FIRST CAUSE FOR DISCIPLINE OR DENIAL

(Receiving Money from Unlicensed Funding Sources)

28. Respondents' registration is subject to revocation, and their Application is subject to denial, pursuant to Business and Professions Code sections 19857, subdivisions (a) and (b), and 19859, subdivision (a), and California Code of Regulations, title 4, sections 12200.18, subdivision (a), and 12218.11, subdivisions (e) and (f). Respondents are not persons of good character, honesty, and integrity and their prior activities pose a threat to the effective regulation and control of controlled gambling, and create or enhance the dangers of unsuitable, unfair, or illegal practices, methods, and activities in carrying on the business and financial arrangements incidental to the conduct of controlled gambling. Respondents violated, aided the violations of, or accepted the benefits from violations of, among other provisions and regulations, Business and Professions Code sections 19852, subdivision (f), 19855, 19901 and California Code of Regulations, title 4, sections 12200.14, subdivision (c), 12200.15, and 12201, subdivision (d). Specifically, Respondents received money from unlicensed funding sources as follows:

1 (a) In October 2008, Morton Greenberg and Leonard Weinsaft made
2 loans to Arise. On October 28, 2008, after being made a signatory on Arise's
3 account, Mr. Greenberg on behalf of his spouse, Sydelle Broser-Greenberg,
4 deposited \$100,000 into Arise's bank account. On the same date and after
5 similarly being made a signatory, Mr. Weinsaft deposited \$200,000 into Arise's
6 bank account. Mr. Greenberg, Ms. Broser-Greenberg, and Mr. Weinsaft were
7 not licensed or registered as Arise owners. Respondents did not seek the
8 Commission's approval for the loans or apply to register the funding sources.
9 The purpose of the loans was to show a substantial cash balance for Arise to
10 obtain a third party provider contract with Club One. Before depositing the loan
11 proceeds, Arise's bank account balances totaled \$1,000. A third party provider
12 contract was not obtained, and the loans were repaid with interest. Mr.
13 Greenberg never was endorsed as an owner on Arise's registration certificate.
14 Ms. Broser-Greenberg and Mr. Weinsaft were not endorsed as owners on Arise's
15 registration certificate until September 2, 2009.

16 (b) On April 13, 2009, after meeting with Miers, Mr. Greenberg wrote a
17 check drawn on the account of MSG, Inc., his wholly-owned corporation, for
18 \$40,000 and payable to Arise. On April 13, 2009, after meeting with Miers, Mr.
19 Weinsaft wrote a check drawn on his personal account for \$40,000 payable to
20 Arise. Mr. Greenberg, MSG, Inc., and Mr. Weinsaft were not licensed or
21 registered as Arise owners. Respondents did not seek the Commission's
22 approval for the loans or apply to register the lenders. The loan proceeds were
23 used to pay Club One \$75,000, the Commission \$3,625 to transfer players to
24 Arise, and the Bureau \$1,010 as a fee for approval of the third party provider
25 contract. Before depositing the loan proceeds, Arise's bank account balances
26 were \$100 in its operating account and approximately \$150 in an interest-bearing
27 account. Neither MSG, Inc., nor its sole shareholder, Mr. Greenberg, ever was
28 endorsed as an owner on Arise's registration certificate. As alleged above, Mr.

1 Weinsaft was not endorsed as an owner on Arise's registration certificate until
2 September 2, 2009.

3 (c) On April 22, 2009, Ms. Broser-Greenberg and Mr. Weinsaft invested
4 \$100,000 and \$200,000, respectively, in Arise. Neither Ms. Broser-Greenberg
5 nor Mr. Weinsaft was licensed or registered as Arise owners at the time of the
6 investments. Respondents did not seek the Commission's prior approval for the
7 investments. After receiving these monies, Arise transferred \$100,000 into its
8 operating account, which covered in part checks written without sufficient funds
9 on deposit. Arise used a portion of the investors' monies to repay the loans
10 previously made by MSG, Inc. and Mr. Weinsaft. As alleged above, Ms. Broser-
11 Greenberg and Mr. Weinsaft were not endorsed as owners on Arise's registration
12 certificate until September 2, 2009.

13 (d) In late April 2009, Respondents accepted investments from Richard
14 Petter, Michael Reino, Robert Skillin, and Daniel Simon. Those investments
15 totaled \$250,000 and were deposited in Arise's bank account. None of the new
16 investors was licensed or registered as Arise owners at the time of the
17 investments. Respondents did not seek the Commission's prior approval for the
18 investments. Messrs. Petter, Reino, Skillin, and Simon were not endorsed as
19 owners on Arise's registration certificate until September 2, 2009.

20 (e) In July 2009, Respondents accepted additional investments of \$50,000
21 each from Messrs. Reino, Skillin, and Simon. Those monies were deposited into
22 Arise's bank account. Messrs. Reino, Skillin, and Simon were not licensed or
23 registered as Arise owners at the time of the additional investments.
24 Respondents did not seek the Commission's prior approval for the investments.
25 As set forth above, none of these investors was endorsed as an owner on Arise's
26 registration certificate until September 2, 2009.

1 or benefited from the violation of numerous provisions of, and regulations adopted pursuant to,
2 the Gambling Control Act in connection with selling, and accepting monies for, ownership
3 interests in Arise, including violations of, among other provisions and regulations, Business and
4 Professions Code sections 19852, subdivision (f), 19855, and 19901, and California Code of
5 Regulations, title 4, sections 12200.14, subdivision (c), 12200.15, and 12201, subdivision (d).
6 Specifically, Respondents offered and sold ownership interests in the form of membership
7 interests in Arise to Messrs. Weinsaft, Petter, Reino, Simon, and Skillin and Ms. Broser-
8 Greenberg as alleged in the First Cause for Discipline or Denial. These investors first invested
9 in April 2009, and Arise's operating agreement dated May 1, 2009 included them as members.
10 Nonetheless, Respondents did not request the Commission's prior approval of any of the sales.
11 Respondents did not provide notice of the sales to the Commission until September 2, 2009,
12 even though Respondents sought to renew their own registrations on August 17, 2009.

13 **FOURTH CAUSE FOR DISCIPLINE OR DENIAL**

14 **(Providing False or Misleading Information to the Bureau)**

15 31. Respondents' registration is subject to revocation, and their Application is subject
16 to denial, pursuant to Business and Professions Code sections 19857, subdivisions (a) and (b),
17 and 19859, subdivisions (a) and (b), and California Code of Regulations, title 4, sections
18 12200.18, 12204, 12205, and 12218.11, subdivisions (e) and (f). Respondents are not persons
19 of good character, honesty, and integrity and their prior activities pose a threat to the effective
20 regulation and control of controlled gambling, and create or enhance the dangers of unsuitable,
21 unfair, or illegal practices, methods, and activities in carrying on the business and financial
22 arrangements incidental to the conduct of controlled gambling. Respondents supplied untrue or
23 misleading information as to material facts pertaining to the qualification criteria. Specifically,
24 Respondents or their agents provided false or misleading information to the Bureau. The false
25 or misleading information included, among other things, the following:

- 26 (a) On August 17, 2009, Respondents requested renewal of their
27 registration. At that time as part of their application, they submitted Arise's
28 organization chart to the Bureau. The organization chart listed Miers as Arise's

1 only owner. The organization chart and accompanying application were false
2 and misleading in that Respondents had accepted investments from six other
3 persons and had admitted those investors as members of Arise, and each investor
4 thus was an Arise owner as of the date of Respondent's request for renewal.

5 (b) On February 2, 2012, Respondents submitted a declaration to the
6 Bureau signed by Miers. In that declaration, Miers declared that (1) on April 21,
7 2009, he observed that \$40,000 had been deposited into Arise's account, (2) he
8 had no knowledge that Mr. Greenberg had made the deposit, and (3) he directed
9 Mr. Greenberg to withdraw the funds immediately. This was false and
10 misleading in that (1) prior to Messrs. Greenberg's and Weinsaft's deposits,
11 Arise's operating account balance was \$100, (2) Miers met with Messrs.
12 Greenberg and Weinsaft before the deposits were made into Arise's operating
13 account, (3) Arise withdrew or wrote checks on April 16, 2009, totaling \$78,625,
14 (4) Miers signed the \$3,625 check to the Commission and caused the \$75,000
15 cashier's check to be delivered to Club One Casino, and (5) on April 21, 2009,
16 Arise lacked sufficient funds to withdraw \$40,000. Additionally, on May 24,
17 2010, Respondents' agent represented that the \$40,000 from MSG, Inc. was to
18 cover pre-opening expenses while the operating agreement between Arise and
19 incoming investors was finalized. Respondents re-submitted the false and
20 misleading declaration to the Bureau on February 20, 2013.

21 (c) On February 20, 2013, Respondents through their attorneys
22 represented to the Bureau that (1) the \$40,000 deposit from MSG, Inc. was not
23 an authorized loan to Arise, (2) Miers did not become aware of the deposit until
24 April 21, 2009, (3) Miers demanded that the funds be removed from Arise's
25 account, and (4) Miers had no knowledge of the deposit. This was false and
26 misleading in that (1) prior to Messrs. Greenberg's and Weinsaft's deposits,
27 Arise's operating account balance was \$100, (2) Miers met with Messrs.
28 Greenberg and Weinsaft before the deposits were made into Arise's operating

1 account, (3) Arise withdrew or wrote checks on April 16, 2009, totaling \$78,625,
2 (4) Miers signed the \$3,625 check to the Commission and caused the \$75,000
3 cashier's check to be delivered to Club One Casino, (5) on April 21, 2009, Arise
4 lacked sufficient funds to remove \$40,000 from its account, and (6) if Miers had
5 no knowledge of the deposit as represented, Respondents had received a portion
6 of the \$75,000 paid to Club One and the \$3,625 paid to the Commission from an
7 unknown funding source. Additionally, on May 24, 2010, Respondents' agent
8 represented that the \$40,000 from MSG, Inc. was to cover pre-opening expenses
9 while the operating agreement between Arise and incoming investors was
10 finalized.

11 (d) On December 6, 2012, Respondents' agent wrote to the Commission
12 that Arise never used the funds borrowed in April 2009 prior to returning them.
13 This was false and misleading in that (1) prior to Messrs. Greenberg's and
14 Weinsaft's deposits, Arise's operating account balance was \$100, (2) Miers met
15 with Messrs. Greenberg and Weinsaft before the deposits were made into Arise's
16 operating account, (3) Arise withdrew or wrote checks on April 16, 2009,
17 totaling \$78,625, (4) Miers signed the \$3,625 check to the Commission and
18 caused the \$75,000 cashier's check to be delivered to Club One Casino, (5) on
19 April 21, 2009, Arise's operating account was overdrawn, (6) the borrowed
20 funds could not be returned because they had been used, and (7) the borrowed
21 funds were not returned until after the membership interests were sold
22 unlawfully and the proceeds from the sales received.

23 (e) In response to the Bureau's inquiry, Respondents represented to the
24 Bureau that the \$75,000 cashier's check was not to secure the contract with Club
25 One. This was false and misleading in that (1) the cashier's check was
26 purchased on the date that the contract was signed by Miers, and (2) the cashier's
27 check was delivered to, and negotiated by, Club One before the Bureau approved
28 the third party provider contract.

1 (f) As an attachment to a letter dated May 24, 2010, Respondents
2 provided the Bureau with accounting information that presented the \$75,000
3 payment as prepaid rent occurring on May 1, 2009. This was false and
4 misleading in that (1) the \$75,000 cashier's check was purchased on April 16,
5 2009, (2) the cashier's check first was negotiated on April 27, 2009, before the
6 Bureau approved the third party provider contract, and (3) Respondents' agents
7 later represented that the payment was to make the first marketing payment due
8 to Club One.

9 **FIFTH CAUSE FOR DISCIPLINE OR DENIAL**

10 **(Disqualified for Licensure)**

11 32. Respondents' registration is subject to revocation, and their Application is subject
12 to denial, pursuant to Business and Professions Code section 19859, subdivisions (a) and (b),
13 and California Code of Regulations, title 4, sections 12200.18, 12204, subdivision (e), 12205,
14 and 12218.11, subdivision (f). As a result of their acts and omissions alleged in this Accusation
15 and Statement of Issues, Respondents have failed to establish clearly their eligibility and
16 qualification in accordance with the Gambling Control Act. Respondents supplied untrue or
17 misleading information as to material facts pertaining to the qualification criteria.

18 **SIXTH CAUSE FOR DISCIPLINE OR DENIAL**

19 **(Unqualified for Licensure)**

20 33. Respondents' registration is subject to revocation, and their Application is subject
21 to denial, pursuant to Business and Professions Code section 19857, subdivisions (a) and (b),
22 and California Code of Regulations, title 4, sections 12205, and 12218.11, subdivision (e).
23 Respondents have failed to demonstrate that they are persons of good character, honesty, and
24 integrity. Respondents have failed to demonstrate that their prior activities do not pose a threat
25 to the effective regulation and control of controlled gambling. Respondents have failed to
26 demonstrate that their prior activities, reputation, habits, or associations do not create or
27 enhance the dangers of unsuitable, unfair, or illegal practices, methods, and activities in
28 carrying on the business and financial arrangements incidental to the conduct of controlled

1 gambling. In addition to the acts and omissions alleged above, Respondents neglected their
2 responsibilities as registrants and potential licensees by, among other things:

3 (a) Engaging agents who failed to provide proper advice and guidance
4 regarding compliance with the Gambling Control Act and regulations;

5 (b) Engaging agents who provided false and misleading information to
6 the Bureau and the Commission;

7 (c) Engaging agents who recorded transactions in Arise's accounting
8 records inaccurately;

9 (d) Failing to assure that their agents provided only accurate and truthful
10 information to the Bureau and the Commission; and

11 (e) Failing to assure that their agents accurately recorded transactions in
12 Arise's accounting records.

13 **PRAYER**

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

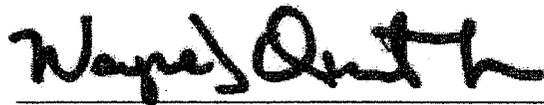
16 1. Revoking the registration issued to Arise LLC and Darrell Miers;

17 2. Denying the application to convert the registration into a license for Arise LLC and
18 Darrell Miers;

19 3. Awarding Complainant the costs of investigation and costs of bringing this
20 Accusation before the Commission, pursuant to Business and Professions Code section 19930,
21 subdivisions (d) and (f), in a sum according to proof; and

22 4. Taking such other and further action as the Commission may deem appropriate.

23
24 Dated: November ^{27th} __, 2013



25 WAYNE J. QUINT, JR., Chief
26 Bureau of Gambling Control
27 California Department of Justice
28