

hnbCalifornia Gambling Control Commission  
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2399 Gateway Oaks Drive, Suite 100  
Sacramento, CA 95833  
Wednesday, July 21, 2004

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**MINUTES OF July 21, 2004**  
**COMMISSION MEETING**

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**OPEN SESSION**

Chairman Shelton called the meeting of July 21, 2004, to order at 1:32 p.m., with Commissioners Palmer, Sasaki and Smith present.

Staff Participating: Gary Qualset, Deputy Director, Licensing and Compliance Division.

Upon motion of Commissioner Palmer seconded by Commissioner Sasaki and unanimously carried with Chairman Shelton and Commissioners Palmer, Sasaki and Smith voting yes, the Commission adopted the June 22, 2004, Commission meeting minutes.

**DECISION ITEMS**

1. Applications for Work Permit:
  - a. Gold Rush Gaming Parlor:  
Kawa, Michael
  - b. Sonoma Joes:  
Chavez, Eric

Deputy Director Qualset indicated that both the Division of Gambling Control and Commission staff recommend approval of the applications for a work permit for Items 1.a., Michael Kawa, and 1.b., Eric Chavez. Upon motion of Commissioner Palmer, seconded by Commissioner Sasaki and unanimously carried with Chairman Shelton and Commissioners Palmer, Sasaki and Smith voting yes the Commission approved the applications for a work permit for Items 1.a., Michael Kawa, and 1.b., Eric Chavez.

2. Application for Work Permit – Request for Withdrawal:

- a. Napa Valley Casino:  
Seto, Alan

Deputy Director Qualset indicated that both the Division of Gambling Control and Commission staff recommend approval without prejudice the request for withdrawal of the application for a work permit for Item 2.a., Alan Seto. Deputy Director Qualset further indicated that upon approval of the request for withdrawal any unearned application fees paid to the "Division of Gambling Control will be refunded. Upon motion of Commissioner Sasaki, seconded by Commissioner Smith and unanimously carried with "Chairman Shelton and Commissioners Palmer, Sasaki, and Smith voting yes, the Commission approved without prejudice the request for withdrawal of the application for a work permit for Item 2.a., Alan Seto.

3. Request for Additional Authorized Tables:
  - a. Black Sheep Casino Company: Noel Paulson, Jr. – Sole Proprietor

Deputy Director Qualset indicated that both the "Division of Gambling Control and Commission staff recommend an approval of the request for an additional authorized table for Item 3.a., Black Sheep Casino Company, thereby increasing the total number of authorized tables from one to two effective August 1, 2004 through July 31, 2005. Upon motion of Chairman Shelton seconded by Commissioner Smith and unanimously carried with Chairman Shelton and Commissioners Palmer, Sasaki, and Smith voting yes the Commission approved the request for an additional authorized table for Item 3.a., Black Sheep Casino Company.

4. Applications for Renewal of State Gambling License:
  - a. Artichoke Joe's Casino: Artichoke Joe's Incorporated – Corporation
  - b. Black Sheep Casino Company: Noel Paulson, Jr. – Sole Proprietor
  - c. Cap's Saloon: Cap's Enterprises, Incorporated – Corporation
  - d. Lucky Derby Casino: Point – Walker, Incorporated – Corporation
  - e. Phoenix Lounge and Casino: Phoenix Casino and Lounge, Incorporated – Corporation

Deputy Director Qualset indicated that Commission staff had requested additional information from the Division of Gambling Control and pending a response recommends approval of a four-month temporary license through November 30, 2004, for Item 4.a., Artichoke Joe's Casino. Upon motion of Commissioner Sasaki, seconded by Commissioner Palmer and unanimously carried with Chairman Shelton and Commissioners Palmer, Sasaki and Smith voting yes, the Commission

approved a four-month temporary license through November 30, 2004, for Item 4.a.,

Artichoke Joe's Casino.

Deputy Director Qualset indicated that both the Division Gambling Control and Commission staff recommend approval of the application for renewal of a state gambling license for Item 4.b., Black Sheep Casino Company. Upon motion of Commissioner Sasaki, seconded by Chairman Shelton and unanimously carried with Chairman Shelton and Commissioners Palmer, Sasaki, and Smith voting yes, the Commission approved the application for renewal of a state gambling license for Item 4.b., Black Sheep Casino Company.

Deputy Director Qualset indicated that Commission staff recommends approval of an additional four-month temporary license for Item 4.c., Cap's Enterprises, Inc. to allow the Division of Gambling Control time to complete a review and provide its recommendation to the Commission. Upon motion of Commissioner Palmer, seconded by Commissioner Smith and unanimously carried with Chairman Shelton and Commissioners Palmer, Sasaki, and Smith the Commission approved a four-month temporary license for Item 4.c., Cap's Enterprises, Inc.

Deputy Director Qualset indicated that a recommendation from the Division of Gambling Control was pending due to the applicant submitting an incomplete application for license renewal that was also filed late. Therefore, Commission staff recommended approval of a four-month temporary license through November 30, 2004, for Item 4.d., Lucky Derby Casino.

Commissioner Smith directed staff to develop a policy to present to the Commission on how to deter late filings of renewal applications, and followed with a motion to approve a four-month temporary license through November 30, 2004, for Item 4.d., Lucky Derby Casino. The motion was seconded by Commissioner Palmer and unanimously carried with Chairman Shelton and Commissioners Palmer, Sasaki, and Smith voting yes.

Deputy Director Qualset indicated that a recommendation from the Division of Gambling Control was pending due to the applicant submitting an incomplete application for license renewal that was also filed late. Therefore, Commission staff recommended approval of a six-month temporary license through January 31, 2004, for Item 4.e., Phoenix Lounge and Casino. Upon motion of Commissioner Palmer, seconded by Commissioner Sasaki and unanimously carried with Chairman Shelton and Commissioners Palmer, Sasaki, and Smith voting yes, the Commission approved a six-month temporary license through January 31, 2005, for Item 4.e., Phoenix Lounge and Casino.

**CONSENT CALENDAR ITEMS:**

1. Application for Renewal of Work Permit:
  - a. Brooks Oceana Card Room:  
Castillo, Rodrigo
  - b. Sonoma Joes:  
Dalrymple, Annalis  
You, Momy
  
2. Applications for Tribal-State Compact Key Employee Finding of Suitability:
  - a. Agua Caliente Band of Cahuilla Indians of the Agua Caliente Reservation – Agua Caliente Casino:  
Crowley, Kevin  
Meyer, Michael
  - b. Agua Caliente Band of Cahuilla Indians of the Agua Caliente Reservation – Agua Caliente Spa & Hotel Casino:  
Daxl, Denise
  - c. Augustine Band of Cahuilla Mission Indians of the Augustine Reservation – Augustine Casino:  
Cota, Carlos
  - d. Cabazon Band of Cahuilla Mission Indians of the Cabazon Reservation – Fantasy Springs Casino:  
Diaz, Jesse
  - e. Campo Band of Diegueno Mission Indians of the Campo Indian Reservation – Golden Acorn Casino:  
Burkhimer, Paul
  - f. Jackson Rancheria of Me-Wuk Indians of California – Jackson Rancheria Casino Hotel and Conference Center:  
Livingston, Mark
  - g. Morongo Band of Cahuilla Mission Indians of the Morongo Reservation – Casino Morongo:  
Sweeney, Peter
  - h. Pauma Band of Luiseno Mission Indians of the Pauma and Yuima Reservation – Casino Pauma:  
Paris, James
  - i. Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation – Pechanga Resort & Casino:  
Schlatter, Randy  
Totoro, John

- j. Quechan Tribe of the Fort Yuma Indian Reservation – Paradise Casino  
California:  
    Jackson, Antonio
- k. Rincon Band of Luiseno Mission Indians of the Rincon Reservation –  
Harrah’s Rincon Casino:  
    Meadows, Ethan
- l. Rumsey Indian Rancheria of Wintun Indians – Cache Creek Casino  
Resort:  
    Muncy, Robert  
    Yun, Kevin
- m. San Manuel Band of Mission Indians – San Manuel Casino:  
    Thai, Johnny
- n. San Pasqual Band of Diegueno Mission Indians – Valley View Casino:  
    Maines, Terry
- o. Soboba Band of Luiseno Indians – Soboba Casino:  
    Beach, Thomas  
    Daundivier, Larry
- p. Sycuan Band of Diegueno Mission Indians – Sycuan Casino and Resort:  
    Clemens, Roger  
    Le, Long  
    Way, Gary
- q. Twenty-Nine Palms Band of Mission Indians of California – Trump 29  
Casino:  
    Brown, Keith
- r. United Auburn Indian Community of the Auburn Rancheria – Thunder  
Valley Casino:  
    Lazzarini, Albert

Deputy Director Qualset indicated that Item 2.p., Gary Way, had been removed from the Consent Calendar to be continued for further evaluation by staff. Deputy Director Qualset then presented the Consent Calendar to the Commission for its consideration of the applications for (1) renewal of a work permit and the (2) Tribal-State Compact key employee findings of suitability. Upon motion of Commissioner Smith, seconded by Commissioner Sasaki and unanimously carried with Chairman Shelton and Commissioners Palmer, Sasaki, and Smith voting yes the Commission approved the Consent Calendar.

**PUBLIC COMMENT:**

There were no comments from the public during this portion of the meeting.

**CLOSED SESSION:**

Chairman Shelton announced that the Commission would adjourn to Closed Session. At 1:50 p.m. the Commission adjourned to Closed Session.

**RECONVENE TO OPEN SESSION**

Chairman Shelton reconvened the open session at 2:34 p.m. with Commissioners Palmer, Sasaki and Smith present.

1. Commissioner Comments.

Commissioner Sasaki recognized Deputy Director Qualset, Manager Podesto, and the licensing staff for their prompt service in the licensing program.

**ADJOURMENT:**

Upon motion of Commissioner Smith, seconded by Commissioner Palmer and unanimously carried with Chairman Shelton and Commissioners Palmer, Sasaki and Smith voting yes, the Commission meeting adjourned at 2:36 p.m.