

MINUTES OF JUNE 8, 2006  
COMMISSION MEETING

---

**OPEN SESSION**

**1. Call to Order and Pledge of Allegiance.**

Chairman Shelton called the meeting to order at 1:30 p.m., and asked everyone to stand for the Pledge of Allegiance.

**2. Roll Call of Commissioners.**

Roll Call of Commissioners was taken with Chairman Shelton and Commissioners Cruz and Vuksich present.

**DECISION ITEMS**

3. Applications for Work Permit (Pursuant to Business and Professions Code section 19912):

A. Empire Sportsman's Association

i. **Atwood, Virginia; Thompson, Lawrence**

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the applications for a work permit for Virginia Atwood and Lawrence Thompson, Item 3.A. Upon motion of Commissioner Vuksich, seconded by Commissioner Cruz and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved the applications for a work permit for Virginia Atwood and Lawrence Thompson.

ii. **Thurman, Cathy**

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to deny the application for a work permit for Cathy Thurman, Item 3.A. Deputy Director Ciau further indicated that Ms. Thurman had been sent notice of the pending denial by certified mail and failed to respond. Upon motion of Commissioner Vuksich, seconded by Chairman Shelton and unanimously carried in a vote by roll call

with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission denied the application for a work permit for Cathy Thurman.

B. River Card Room: **Badding, William; Cai Xiaoling**

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the applications for a work permit for William Badding and Xiaoling Cai, Item 3.B. Upon motion of Chairman Shelton, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved the applications for a work permit for William Badding and Xiaoling Cai.

C. The 101 Casino: **Heng, Seng; McClintock, Patrice**

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the applications for a work permit for Seng Heng and Patrice McClintock, Item 3.C. Deputy Director Ciau further indicated that Mr. Heng's work permit would be valid for a period of 150 days pending resolution of a family support hold against Mr. Heng, and that Mr. Heng must provide sufficient evidence that the family support hold has been resolved within that time period in order to receive a full renewal of the work permit. Upon motion of Commissioner Cruz, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved the applications for a work permit for Seng Heng and Patrice McClintock.

4. Application for Key Employee License – Request for Withdrawal (Pursuant to Business and Professions Code section 19869):

Napa Valley Casino: **Altizer, Brian**

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve, without prejudice, the request for withdrawal of the application for a key employee license for Brian Altizer, Item 4. Upon motion of Chairman Shelton, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved, without prejudice, the request for withdrawal of the application for a key employee license for Brian Altizer.

5. Applications for Key Employee License (Pursuant to Business and Professions Code section 19854):

A. Bicycle Casino: **Padilla, Joseph**

B. California Grand Casino: **Weeks, Jong**

C. Hawaiian Gardens Casino: **Covello, Ricky; Hewitt, Phillip; Weinreich, Marc**

D. Oaks Card Club: **Tai, Warren**

E. Oceans Eleven Casino: **Elmstrom, Kathleen**

- F. Palace Card Club: **Templeton, David**
- G. Turlock Poker Room: **Hutchings, Cody Lee**

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the applications for a key employee license for Joseph Padilla, Item 5.A., Jong Weeks, Item 5.B., Ricky Covello, Phillip Hewitt, and Marc Weinreich, Item 5.C., Warren Tai, Item 5.D., Kathleen Elmstrom, Item 5.E., David Templeton, Item 5.F., and Cody Lee Hutchings, Item 5.G. Upon motion of Chairman Shelton, seconded by Commissioner Cruz and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved the applications for a key employee license for Joseph Padilla, Jong Weeks, Ricky Covello, Phillip Hewitt, Marc Weinreich, Warren Tai, Kathleen Elmstrom, David Templeton, and Cody Lee Hutchings.

6. Request for Additional Authorized Tables (Pursuant To California Code of Regulations, Title 11, section 12359).

**Golden West Casino:** Kern County Associates, L.P., California Limited Partnership

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the request for five additional tables for a total of 30 tables authorized on the license for Golden West Casino, Item 6. Upon motion of Commissioner Cruz, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved Golden West Casino's request for five additional tables authorized on the license.

7. Applications for Renewal of State Gambling License (Pursuant to Business and Professions Code section 19876):

A. **Bruce's Bar and Casino:** John Curtis Gallo, Sole Proprietor

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the application for renewal of a state gambling license through June 30, 2007 for Bruce's Bar and Casino, Item 7. A. Upon motion of Commissioner Cruz, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved renewal of the state gambling license for Bruce's Bar and Casino.

B. **Casino Real:** Ernest Schmiedt, Sole Proprietor

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the application for renewal of a state gambling license through June 30, 2007 for Casino Real, Item 7.B. Upon motion of Chairman Shelton, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with

Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved renewal of the state gambling license for Casino Real.

**C. Gold Sombrero, Her Xiong, Sole Proprietor**

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the application for renewal of a state gambling license for the remaining term of the license through April 30, 2007 for Gold Sombrero, Item 7.C. Upon motion of Commissioner Vuksich, seconded by Commissioner Cruz and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved renewal of the state gambling for Gold Sombrero.

**D. Hollywood Park Casino: Century Gaming Management, Inc., California Corporation**

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the application for renewal of a state gambling license for the remaining term of the license through December 31, 2006 for Hollywood Park Casino, Item 7.D. Commissioner Vuksich moved to adopt the staff recommendation and Chairman Shelton seconded the motion.

Rodney Blonien, representing Hollywood Park Casino, responded to Commissioner Cruz's inquiry of how many compliance officers were employed by Hollywood Park Casino by indicating that Mr. Paul Chillio was the only compliance officer employed by the Casino. Mr. Blonien also responded to Commissioner Cruz's request for clarity on what is being purchased in the sale of the leasehold interest by indicating that Stockbridge Partners owns the real estate where Hollywood Park Casino is located and leases the facility to Pinnacle which in turn subleases it to Hollywood Park Casino. Being purchased in the sales transaction by Stockbridge Partners is Pinnacle's interest in the lease, and when completed Stockbridge Partners will in turn lease the facility to Hollywood Park Casino.

The motion made by Commissioner Vuksich and seconded by Chairman Shelton to adopt the staff recommendation to approve the application for renewal of the state gambling license for the remaining term of the license through December 31, 2006 for Hollywood Park Casino unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes.

**E. La Primavera Pool Hall and Café, Candelario Salas, Sole Proprietor**

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the application for renewal of a state gambling license for the remaining term of the license through April 30, 2007 for La Primavera Pool Hall and Café, Item 7.E., subject to the following condition:

*The gambling establishment is required to report every six (6) months to the Division and the Commission the progress in its tax obligations.*

Upon motion of Chairman Shelton, seconded by Commissioner Cruz and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved a conditional renewal of the state gambling for La Primavera Pool Hall and Café.

**F. River Cardroom:** The River Cardroom, Inc., California Corporation

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the application for renewal of a state gambling license for the remaining term of the license through April 30, 2007 for River Cardroom, Item 7.F. Upon motion of Commissioner Cruz, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved renewal of the state gambling for River Cardroom.

**G. Sundowner Cardroom:** Augustine Mora, Sole Proprietor

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the application for renewal of a state gambling license for the remaining term of the license through April 30, 2007 for Sundowner Cardroom, Item 7.G. Upon motion of Commissioner Cruz, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved renewal of the state gambling for Sundowner Cardroom.

**H. The 101 Casino:** Cal-Pac Sonoma, LLC

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the application for renewal of a state gambling license for the remaining term of the license through December 31, 2006 for The 101 Casino, Item 7.H., subject to the following condition:

*Conduct an annual audit of The 101 Casino's business records by an accredited independent accountant licensed by the California Board of Accountancy; submit copies of bank statements for the chips-in-use account to the Division on a quarterly basis.*

Commissioner Vuksich moved to adopt the staff recommendation and Chairman Shelton seconded the motion.

The Commission requested that the Division of Gambling Control conduct further investigation on the litigation matters involving both Rafe Cohen and Frank Rimkus and provide the Commission with a report of the findings and their recommendation for further administrative action if necessary. The Commission also requested that the Division move forward with the background investigation on the application for a state gambling license for Cal Pac Group and, if it is determined that Cal Pac Group, which owns 100% of the stock of Cal Pac Sonoma LLC, should be issued a state gambling license, provide the Commission with their recommendation on the application.

The motion made by Commissioner Vuksich and seconded by Chairman Shelton to adopt the staff recommendation unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved renewal of a conditional state gambling license through December 31, 2006 for Cal Pac Sonoma LLC.

8. Applications for Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.5):

- a. **Gasser Chair Company, Inc.:** Eugene Gasser, Janet Gasser, Cynthia Gasser, Gary Gasser, Mark Gasser, an Ohio Corporation:
  - i. Rumsey Indian Rancheria of Wintun Indians of California – Cache Creek Casino
  - ii. United Auburn Indian Community of the Auburn Rancheria of California - Thunder Valley Casino

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the application for Tribal-State Gaming Resource Supplier Finding of Suitability from July 1, 2006 through June 30, 2007 for Gasser Chair Company, Inc. Item 8.a. Commissioner Vuksich moved to adopt the staff recommendation and Chairman Shelton seconded the motion.

Dorothy Cooper, Senior Management Auditor, Division of Gambling Control, in response to concerns raised by the Commission on whether there should be a finding of suitability for the E. George Gasser Family Trust as a 10% shareholder, and the Janet Gasser Family Trust as a combined 10% shareholder with Janet Gasser, indicated that the Division would work with the tribes to conduct a background investigation on the two Trusts.

The motion made by Commissioner Vuksich and seconded by Chairman Shelton unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved a Finding of Suitability for Gasser Chair Company, Inc.

- b. **V.S.R. Lock, Inc.:** Leo F. Wright, Charles A. DeGregorio, Colton L. Vollmann, a Nevada Corporation:

- i. Agua Caliente Band of Cahuilla Indians of the Agua Caliente Reservation – Agua Caliente Casino
- ii. Augustine Band of Cahuilla Mission Indians of the Augustine Reservation - Augustine Casino
- iii. Barona Group of Capitan Grande Band of Mission Indians of the Barona Reservation – Barona Casino
- iv. Bear River Band of the Rohnerville Rancheria - Bear River Casino
- v. Berry Creek Rancheria of Maidu Indians of California – Gold Country Casino
- vi. Big Sandy Rancheria of Mono Indians – Mono Winds Casino
- vii. Blue Lake Rancheria – Blue Lake Casino
- viii. Cabazon Band of Mission Indians – Fantasy Springs Casino
- ix. Campo Band of Diegueno Mission Indians of the Campo Indian Reservation – Golden Acorn Casino & Travel Center
- x. Cachil DeHe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria – Colusa Casino
- xi. Cahto Indian Tribe of the Laytonville Rancheria – Laytonville Rancheria
- xii. Dry Creek Rancheria of Pomo Indians of California – River Rock Casino
- xiii. Elk Valley Rancheria – Elk Valley Casino
- xiv. Hopland Band of Pomo Indians of the Hopland Rancheria – Shokawah Casino and Bingo
- xv. Jackson Rancheria of Me-Wuk Indians of California - Jackson Rancheria Casino, Hotel, and Conference Center
- xvi. Lytton Band of Pomo Indians – San Pablo Lytton Casino
- xvii. Middletown Rancheria of Pomo Indians of California – Twin Pine Casino
- xviii. Mooretown Rancheria of Maidu Indians of California – Feather Falls Casino
- xix. Morongo Band of Cahuilla Mission Indians of the Morongo Reservation – Casino Morongo
- xx. Paiute-Shoshone Indians of the Bishop Community of the Bishop Colony – Paiute Palace
- xxi. Pala Band of Luiseno Mission Indians of the Pala Reservation - Pala Casino
- xxii. Paskenta Band of Nomlaki Indians of California – Rolling Hills Casino
- xxiii. Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation - Casino Pauma
- xxiv. Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation – Pechanga Gaming Center
- xxv. Picayune Rancheria of Chukchansi Indians of California – Chukchansi Gold Resort and Casino
- xxvi. Pit River Tribe – Pit River Casino

- xxvii. Redding Rancheria – Win-River Casino
- xxviii. Rincon Band of Luiseno Mission Indians of the Rincon Reservation – Harrah's Rincon Casino and Resort
- xxix. Robinson Rancheria of Pomo Indians of California – Robinson Rancheria Bingo & Casino
- xxx. Rumsey Indian Rancheria of Wintun Indians of California – Cache Creek Casino
- xxxi. San Manuel Band of Serrano Mission Indians of the San Manuel Reservation – San Manuel Indian Bingo & Casino
- xxxii. San Pasqual Band of Diegueno Mission Indians of California – Valley View Casino
- xxxiii. Santa Rosa Indian Community of the Santa Rosa Rancheria – The Palace
- xxxiv. Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation - Chumash Casino Resort
- xxxv. Sherwood Valley Rancheria of Pomo Indians – Black Bart Casino
- xxxvi. Smith River Rancheria – Lucky 7 Casino
- xxxvii. Soboba Band of Luiseno Indians- Soboba Casino
- xxxviii. Susanville Indian Rancheria – Diamond Mountain Casino
- xxxix. Sycuan Band of Diegueno Mission Indians of California – Sycuan Casino and Resort
  - xl. Table Mountain Rancheria of California – Table Mountain Casino
  - xli. Tule River Indian Tribe of the Tule River Reservation – Eagle Mountain Casino
  - xl.ii. Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria of California – Black Oak
  - xl.iii. Twenty-Nine Palms Band of Mission Indians of California – Spotlight 29 Casino
  - xl.iv. United Auburn Indian Community - Thunder Valley Casino
  - xl.v. Viejas (Baron Long) Group of Capitan Grande Band of Mission Indians of the Viejas Reservation – Viejas Casino & Turf Club

Deputy Director Ciau indicated that staff concurs with the Division of Gambling Control's recommendation to approve the application for Tribal-State Gaming Resource Supplier Finding of Suitability from July 1, 2006 through June 30, 2007 for V.S.R. Lock, Inc., Item 8.b. Upon motion of Commissioner Vuksich, seconded by Commissioner Cruz and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission approved a finding of suitability for V.S.R. Lock, Inc.

#### **CONSENT CALENDAR ITEMS:**

9. Application for Renewal Work Permit: (Authority Pursuant to Business and Professions Code section 19870):
  - A. River Card Room: **Bailey, Sheree**

10. Applications for Tribal-State Compact Key Employee Finding of Suitability

Initials: (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

- A. Agua Caliente Band of Cahuilla Indians - Agua Caliente Casino:  
**Arnett, Steven**  
**Connerly, Dianna**
- B. Barona Band of Mission Indians of the Barona Reservation - Barona Valley Ranch Resort and Casino:  
**Ayers, Kevin**  
**Corson, Michelle**  
**McDonald, Robert**  
**Rosas, Jorge**  
**Werner, Brian**
- C. Jackson Rancheria of Me-Wuk Indians of California - Jackson Rancheria Casino, Hotel, and Conference Center:  
**Bitner, Marcy**  
**Devlin, Anthony**  
**Nelson, Juanita**  
**Thomas, Jason**
- D. Morongo Band of Cahuilla Mission Indians of the Morongo Reservation - Casino Morongo: Nickolaus, David
- E. Pala Band of Luiseno Mission Indians of the Pala Reservation - Pala Casino:  
**Acosta, Rogelio**  
**Clausen, John**  
**Donato, Perla**  
**Opstad, Monique**  
**Ortiz Jr., Fernando**  
**Pablos Jr., Edward**  
**Yaghoubi, Ahmad**
- F. Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation - Pechanga Gaming Center: **Marden, Monte**
- G. Picayune Rancheria of the Chukchansi Indians - Chukchansi Gold Resort and Casino:  
**Livingston, Jeff**  
**Mottshaw, Sherri**
- H. Rincon Band of Mission Indians - Harrah's Rincon Casino & Resort:  
**Ashley, Paul**  
**Kessler, Frank**  
**Wallace, Ann**
- I. Santa Rosa Rancheria - Tachi Palace Hotel and Casino:  
**Davis Jr., Harvey**  
**Printup, Christian**
- J. Santa Ysabel Band of Diegueno Mission Indians - Santa Ysabel Casino:  
**Lentz, Douglas**

- K. Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation - Chumash Casino Resort:  
**Alejo Jr., Oscar**  
**Bailey, Margaret**  
**Garcia, Monique**
  - L. Smith River Rancheria - Lucky 7 Casino: Fournier, Daine
  - M. Sycuan Band of Diegueno Mission Indians of California - Sycuan Casino and Resort:  
**An, Jing**  
**Brooks, Amy**  
**Burrows, Maricela**
  - N. Table Mountain Rancheria of California - Table Mountain Casino:  
**Negrete, Arthur**  
**Thao, Kor**
  - O. Viejas (Baron Long) Group of Capitan Grande Band of Mission Indians of the Viejas Reservation - Viejas Casino: **Frye, David**
11. Applications for Tribal-State Compact Key Employee Finding of Suitability Renewals: (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):
- A. Jackson Rancheria - Jackson Rancheria Casino:  
**Hammons, David**  
**Zanetta, Jacob**
  - B. United Auburn Indian Community - Thunder Valley Casino:  
**Beaton, Jinny**

Deputy Director Ciau presented the Consent Calendar to the Commission for its consideration of the applications for work permit renewals, Tribal-State Compact Key Employee Findings of Suitability and renewal of Tribal-State Compact Key Employee Findings of Suitability. Upon motion of Commissioner Cruz, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich 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:**

At 2:17 p.m. the Commission adjourned to Closed Session after Chairman Shelton announced that the Commission would adjourn to Closed Session under the authority of (1) Government Code section 11126(e) to discuss pending litigation and (2) Government Code section 11126.4 to discuss Tribal State Gaming Compact Quarterly Contribution Report Audits.

**RECONVENE OPEN SESSION**

Chairman Shelton reconvened the meeting at 3:23 p.m. with Commissioners Cruz and Vuksich present.

**ADOURNMENT**

Upon motion to adjourn the meeting by Commissioner Cruz, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the meeting adjourned at 3:24 p.m.