

California Gambling Control Commission
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**MINUTES OF OCTOBER 11, 2007
COMMISSION MEETING**

OPEN SESSION

1. Call to Order and Pledge of Allegiance.

Chairman Dean Shelton called the meeting to order at 1:30 p.m., and led everyone in the Pledge of Allegiance.

2. Roll Call of Commissioners.

Roll Call of Commissioners was taken with Chairman Dean Shelton and Commissioners Stephanie Shimazu and Alexa Vuksich present.

3. Approval of Commission Meeting Minutes:
 - A. September 6, 2007

Upon motion of Commissioner Vuksich, seconded by Chairman Shelton and unanimously carried in a vote by roll call with Chairman Shelton, Commissioners Shimazu, and Vuksich voting yes, the Commission approved the meeting minutes for September 6, 2007.

4. Request for Transfer of Shares (Pursuant to Business and Professions Code section 19904):
 - Normandie Casino: Miller Trust:

Deputy Director Terri Ciau indicated that staff recommended the Commission approve the transfer of shares from the Miller Trust to the beneficiaries.

Upon motion of Commissioner Shimazu, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton, Commissioners Shimazu, and Vuksich voting yes, the Commission adopted the staff recommendation.

5. Request to Approve Stock Purchase Agreement (Pursuant to Business and Professions Code Section 19904):

Cap's Enterprises, Inc. (Cap's Saloon)

Senior Legal Counsel Herb Bolz indicated that staff recommended that the Commission approve the stock purchase agreement. Commissioner Vuksich asked if the buyer's applications had been received and processed. Senior Legal Counsel Bolz stated that the applications were received on October 9, 2007 and were being reviewed for completeness.

Upon motion of Commissioner Vuksich, seconded by Commissioner Shimazu and unanimously carried in a vote by roll call with Chairman Shelton, Commissioners Shimazu, and Vuksich voting yes, the Commission adopted the staff recommendation.

6. Requests for Temporary State Gambling License (Pursuant To Business And Professions Code Section 19824 (f):

Delta Casino, downtown: Delta C, Limited Partnership

Deputy Director Ciau indicated that staff recommended that the Commission extend the current temporary state gambling license for an additional six months from November 1, 2007 through April 30, 2008 and continue the conditions. (Attachment A.)

Upon motion of Commissioner Shimazu, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton, Commissioners Shimazu, and Vuksich voting yes, the Commission adopted the staff recommendation.

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

A. Comstock Card Room: Joseph and Monica Melech, Sole Proprietors

Deputy Director Ciau indicated that staff recommended the Commission approve the renewal of the state gambling license for the period November 1, 2007 through April 30, 2009, with Joseph and Monica Melech as owners and Robert Flores as a key employee.

B. Hotel Del Rio & Casino: Hand Family Trust

Deputy Director Ciau indicated that staff recommended the Commission approve the renewal of the state gambling license for the period, November 1, 2007 through April 30, 2009, with Charline and Ralph Hand as trustees and Mark Young as a key employee.

C. Marina Club: Guy Calamia, Sole Proprietor

Deputy Director Ciau indicated that staff recommended the Commission approve the renewal of the state gambling license for the period, November 1, 2007 through March 31, 2009, with the following Key Employees:

Deon Calamia and Leila Calamia

D. The Palace Card Club: Katherine Bousson, Sole Proprietor

Deputy Director Ciau indicated that staff recommended the Commission approve the renewal of the state gambling license for the period, November 1, 2007 through February 28, 2009, with the following key employees: Catherine Aganon, William Roberts, B. Charles Blanchard, Henry Tang, Vencent Caballero, David Templeton, Chen Ngo, Elizabeth Tongson, Steve Numoto, and Dominador Villanueva.

Upon motion of Chairman Shelton, seconded by Commissioner Shimazu and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Shimazu, and Vuksich voting yes, the Commission adopted the staff recommendation, for items 7A-7D.

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

- A. Casino Real:
 - i. Sankhiro Baza
 - ii. Peter Eshaba
- B. Lake Bowl Cardroom: Garrett Williams
- C. Limelight Cardroom:
 - i. William Fung
 - ii. Erle Mankin, Jr.
- D. Napa Valley Casino:
 - i. Brett Christiansen
 - ii. Jason Giannini
- E. Normandie Casino: Michelle Miller
- F. The Bicycle Casino: Randall Kim

Deputy Director Ciau indicated that staff recommended the Commission approve the key employee applications for agenda items 8A through 8F.

Upon motion of Commissioner Vuksich, seconded by Commissioner Shimazu and unanimously carried in a vote by roll call with Chairman Shelton, Commissioners Shimazu, and Vuksich voting yes, the Commission adopted the staff recommendation.

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

- A. Crystal Casino and Hotel: Mason Burroughs
- B. Napa Valley Casino: Lee Brinkmoeller

Deputy Director Ciau indicated that staff recommended the Commission approve the requests to withdraw the key employee license applications without prejudice for items 9A through 9B.

Upon motion of Chairman Shelton, seconded by Commissioner Shimazu and unanimously carried in a vote by roll call with Chairman Shelton, Commissioners Shimazu, and Vuksich voting yes, the Commission adopted the staff recommendation.

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

- A. Merced Poker Room: Meng Yang
- B. Napa Valley Casino:
 - i. Lee Brinkmoeller
 - ii. Charlene Chhoun
- C. Outlaws Card Parlour: Gloria Gable
- D. The River Cardroom: Richard Lund

Deputy Director Ciau indicated that staff recommended that the Commission approve Agenda items 10A through 10D, as listed on the agenda.

Upon motion of Commissioner Shimazu, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton, Commissioners Shimazu, and Vuksich voting yes, the Commission adopted the staff recommendation.

11. Applications for Work Permit – Request for Withdrawal (Pursuant to Business and Professions Code section 19869):

- Empire Sportsmen's Association: Sitha Sok

Item has been tabled until November 8, 2007.

12. Applications for Tribal-State Compact Key Employee Finding of Suitability (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

- A. Bear River Band of Rohnerville Rancheria: Dakota McGinnis, Jr.
- B. Rincon Band of Luiseno Indians: Stephen Brown, II

Deputy Director Ciau indicated that staff recommended the Commission approve the Tribal Key Employee Finding of Suitability applications for agenda items 12A and 12B. Commissioner Vuksich asked if the TGA Boards have a general duty statement. Deputy Director Ciau stated she did not think so. She added that while the TGA Board of Directors do not go through the Finding of Suitability process, staff is working on clarifying the situation, because some applicants have dual roles as both Board members and Tribal Key Employees.

Upon motion of Commissioner Shimazu, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton, Commissioners Shimazu, and Vuksich voting yes, the Commission adopted the staff recommendation.

13. Applications for Tribal-State Compact Key Employee Finding of Suitability – Request For Withdrawal (Pursuant to Business and Professions Code section 19869):

- Coyote Valley Band of Pomo Indians – Coyote Valley Shodakai Casino: Michael Burke

Deputy Director Ciau indicated that staff recommended that the Commission allow Mr. Burke to withdraw his Tribal Key Employee Finding of Suitability with prejudice.

Deputy Director Ciau advised the Commissioners that Mr. Burke was notified via certified mail on 8/29/07 that his application was being heard. The letter was returned on 10/1/07 as "Unclaimed, return to sender, unable to forward". Deputy Director Ciau also indicated that neither the Bureau nor the Commission had heard from Mr. Burke.

Mr. Tabor, counsel for Michael Burke, stated that the tribe may rehire Mr. Burke and requested a deferment on the action. Commissioner Shimazu asked if the tribe was withdrawing their withdrawal for Mr. Burke. Mr. Tabor replied in the affirmative, indicating that the tribe may rehire Mr. Burke.

Commissioner Vuksich asked where Mr. Burke lived and worked. Mr. Tabor, stated that he lives near the casino and is currently employed, but not by the casino. Chairman Shelton tabled the request to withdraw with prejudice and provided Mr. Tabor 60 days to submit documentation to the Commission regarding Mr. Burke's situation. Commissioner Shimazu then suggested that the Staff follow up in the 60 days.

14. Final Adoption of Regulation concerning Interim Key Employee Status While Application Pending (Title 4, California Code of Regulations, section 12347).

Staff I Counsel Hoganson indicated that staff recommended that the Commission approve the final adoption of the regulation concerning Interim Key Employee Status While Application Pending. (Attachment B.)

Mr. David Fried, representing the Golden State Gaming Association, spoke in support of the regulations and thanked staff for their efforts.

Upon motion of Commissioner Vuksich, seconded by Commissioner Shimazu and unanimously carried in a vote by roll call with Chairman Shelton, Commissioners Shimazu, and Vuksich voting yes, the Commission adopted the staff recommendation.

15. Revenue Sharing Trust Fund Preliminary Report for Distribution to Eligible Recipient Indian Tribes for Quarter Ending September 30, 2007

Compliance Manager Frank Lechner indicated that staff recommended that the Commission approve the Revenue Sharing Trust Fund Preliminary Report for Distribution to Eligible Recipient Indian Tribes for Quarter Ending September 30, 2007. He indicated this is just a preliminary report because the interest rates will not be available until October 15th and a complete report is expected to be on the on consent calendar for the November 8, 2007 meeting. Compliance is seeking approval of \$275,000 to each of the 71 tribes, pending their eligibility to receive the funds.

Upon motion of Chairman Shelton, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton, Commissioners Shimazu, and Vuksich voting yes, the Commission adopted the staff recommendation.

Consent Calendar

Deputy Director Ciau indicated that staff recommended approval for items 16, 17, and 18 as listed on the agenda.

Upon motion of Commissioner Shimazu, seconded by Commissioner Vuksich, and unanimously carried in a vote by roll call with Chairman Shelton, Commissioners Shimazu, and Vuksich voting yes, the Commission adopted the staff recommendation.

16. Applications for Renewal Work Permit (Authority Pursuant to Business and Professions Code section 19870)
 - A. Central Coast Casino – Grover Beach: Richard Hobbs
 - B. Empire Sportsmen’s Association:
 - i. Stephanie Pann
 - ii. Roeun Sok
 - C. Lake Bowl Cardroom: Jo Ann Hodson
 - D. Napa Valley Casino: Kien Watson

17. Applications for Tribal-State Compact Key Employee Finding of Suitability Renewals: (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):
 - A. Augustine Band of Cahuilla Indians – Augustine Casino: Jesse Kruszynski
 - B. Bear River Band of Rohnerville Rancheria – Bear River Casino: Alicia Dominguez
 - C. Cahuilla Band of Mission Indians of the Cahuilla Reservation – Cahuilla Creek Casino: Beverly Guccione
 - D. Middletown Rancheria Band of Pomo Indians – Twin Pine Casino:

Brian Hunt	Mary Parrott
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 - E. Morongo Band of Cahuilla Indians of the Morongo Reservation – Morongo Casino Resort & Spa:

Stephanie Alcorn	Jerick Castro	Howard Lee
Marlon Ortiz		
 - F. Pala Band of Mission Indians – Pala Casino: Lisa Hong
 - G. Pauma Band of Luiseno Mission Indians of the Pauma and Yuima Reservation – Casino Pauma:

Ane Inthavhong	Sara Ninness
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 - H. Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation – Pechanga Resort and Casino: Christopher Sarte
 - I. Picayune Rancheria of the Chukchansi Indians – Chukchansi Gold Resort and Casino:

Michael Garcia	Jessica Leung	Samuel Winters
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 - J. Redding Rancheria – Win-River Casino: Stephen Stauffer
 - K. Rincon Band of Luiseno Indians – Harrah’s Rincon:

Kathryn Dillon	Lisa Dualan	Stanley Johnson, Jr.
Ammala Phommysouk	John Wilson	Sunny Xayavong
 - L. Rumsey Indian Rancheria of Wintun Indians – Cache Creek Casino Resort:

Louis Fischer

 - M. San Manuel Band of Serrano Mission Indians of the San Manuel Reservation – San Manuel Indian Bingo and Casino: John Pham

M. Viejas Band of Kumeyaay Indians - Viejas Casino and Turf Club:

Jeff Cicero	Gerald Dickerson	Daniel Fox
Leslie Gelwicks	Thomas Hurst	Steven Keeley
Brian Kneier	Israelita Le	Pepina Leming
Lilia Munoz	Michael Ross	Lori Sylvester
Janie Wierman		

PUBLIC COMMENT

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

CLOSED SESSION

No Closed Session

ADJOURNMENT

Upon motion to adjourn the meeting by Commissioner Shimazu, seconded by Commissioner Vuksich and carried in a roll call vote, with Chairman Shelton, Commissioners Shimazu, and Vuksich voting yes, the meeting adjourned at 1:55 p.m.



Attachment A