

**California Gambling Control Commission**  
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**MINUTES OF DECEMBER 30, 2008  
COMMISSION MEETING**

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**OPEN SESSION**

1. Call to Order and Pledge of Allegiance.

Chairman Dean Shelton called the meeting to order at 10:01 a.m., and asked everyone to stand for the Pledge of Allegiance.

2. A. Roll Call of Commissioners.

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

3. Emergency Regulation Concerning Interim Approval of Bingo Card-Minding Devices (Title 4, CCR, section 12482): as needed to address OAL concerns, if any.

Kelly Schmidt, Staff Analyst, announced that on December 29, 2008, the Office of Administrative Law approved and filed with the Secretary of State the bingo card-minding device regulation, to be effective January 1, 2009; therefore, no further action is required by the Commission.

Executive Director Terri A. Ciau presented background information on the Remote Caller Bingo program and the approval process for Card-Minding Devices.

4. Requests for Interim approval of Bingo Card-Minding Devices (Title 4, CCR, section 12482):

Manufacturer Name	Model Name	Model Number	Software Version
Applied Concepts, Inc.	Bingo Mate 2000	140400	Rev 11000.08
Applied Concepts, Inc.	Bingo Wizard	141300	3.3.24
Applied Concepts, Inc.	Bingo Wizard	141309	3.3.3
Bettina Corp. dba Blue Dog Inc.	Lucky Dog 7	LD7	BingoCE800.exe
Bettina Corp. dba Blue Dog	Classic Blue	Bingo Magic 2000	7.0

Inc.	Handset		
LIF Capital Group, LLC	Turbo 3.0	PG 2007 CHT	1.97
LIF Capital Group, LLC	Turbo 3.0	PG 2007 CHT	2.23
LIF Capital Group, LLC	Turbo 3.0	PG 2006 CHT CL BK	2.23
LIF Capital Group, LLC	Turbo 3.0	PG 2008 CHT	2.55
LIF Capital Group, LLC	Turbo 1.0	PG 108	1.37
LIF Capital Group, LLC	Turbo 1.0	PG 208	1.37
LIF Capital Group, LLC	Turbo 1.0	PG 308	1.37
LIF Capital Group, LLC	Turbo Touch	PG CHT2 7.5TT	3.02
LIF Capital Group, LLC	Turbo Touch Pro	PG CHT2-10.4-TTP	3.02
LIF Capital Group, LLC	Turbo Custom Touch	PG CHT2-11-TCT	3.02
Madison Capital Corp. dba Nevada Madison Capital Corp.	Power Bingo Flash	Flash	E-BOS
Madison Capital Corp. dba Nevada Madison Capital Corp.	Power Bingo-D	D	Ala Carte
VKGS, LLC dba Video King	PowerFlash 1	00015-0010-XX	134-300-C
VKGS, LLC dba Video King	PowerFlash 2	00015-0011-XX	134-200-B
VKGS, LLC dba Video King	Lil'Champ	00015-0033-XX	209-009-J24
VKGS, LLC dba Video King	Lil'Champ	00015-0033-XX	209-009-J38
VKGS, LLC dba Video King	Lil'Champ	00015-0035-XX	209-009-J24
VKGS, LLC dba Video King	Lil'Champ	00015-0035-XX	209-009-J38
VKGS, LLC dba Video King	Lil'Champ	00015-0039-XX	209-009-J24
VKGS, LLC dba Video King	Lil'Champ	00015-0039-XX	209-009-J38
VKGS, LLC dba Video King	Lil'Champ	00015-0053-XX	209-009-J24
VKGS, LLC dba Video King	Lil'Champ	00015-0053-XX	209-009-J38
VKGS, LLC dba Video King	Lil'Champ	00015-0059-XX	209-009-J24
VKGS, LLC dba Video King	Lil'Champ	00015-0059-XX	209-009-J38
VKGS, LLC dba Video King	Super Champ	00015-0041-XX	1.24
VKGS, LLC dba Video King	Super Champ	00015-0041-XX	1.38
VKGS, LLC dba Video King	Super Champ	00015-0043-XX	1.24
VKGS, LLC dba Video King	Super Champ	00015-0043-XX	1.38
VKGS, LLC dba Video King	Super Champ	00015-0049-XX	1.24
VKGS, LLC dba Video King	Super Champ	00015-0049-XX	1.38
VKGS, LLC dba Video King	Champion II	00015-0070-XX	0.6.0
VKGS, LLC dba Video King	Champion II	00015-0070-XX	0.7.1

Ms. Schmidt indicated that staff recommended that the Commission approve the five applications for interim approval of bingo card-minding devices, which includes a total of 37 devices, from January 1, 2009 through December 31, 2009 with the following six conditions:

*All interim approved card-minding devices will have the following conditions:*

- (1) An interim approval shall be valid for one year from the date it is granted by the Commission or until regulations specifying additional criteria for card-minding devices become effective, whichever is later.*
- (2) An interim approval does not obligate the Commission to grant a regular approval and does not create a vested right in the holder to either an extension of the interim approval or to the granting of a subsequent regular approval.*
- (3) An interim approval does not in any way change the legal requirement that the applicant bears the burden of establishing that a specific device complies with all of the provisions of paragraphs (1) and (2) of subdivision (p) of section 326.5 of the Penal Code.*
- (4) Issuance of an interim approval concerning a specific card-minding device has no bearing on the question of whether the manufacturer of the device, or any affiliated person, will qualify for issuance of any Commission permit, registration, or license. Any interim approval will be cancelled in the event that the manufacturer of the device is subsequently determined to be ineligible for licensure.*
- (5) If, during the term of an interim approval, it is determined that any particular card-minding device is not qualified for approval, the Executive Director shall prepare an order to show cause why that device's interim approval should not be cancelled. The manufacturer of the device shall be given at least 30 days to respond in writing. After receipt of the manufacturer's response, the matter shall be set for consideration at a noticed Commission meeting. The manufacturer may address the Commission by way of an oral statement at the Commission meeting and, either in writing not less than ten days prior to the meeting or at the meeting itself, may request an evidentiary hearing.*
- (6) Any card-minding device and its designated software version that possess an automatic daubing capability shall have that capability disabled.*

Ms. Schmidt indicated that staff also recommended that Applied Concepts, Inc. have an additional condition requiring they amend their application as follows:

*Interim approval is contingent upon submission of an amended application, which specifies the interim approval is for the bingo card-minding devices and their designated software versions only.*

David Fried, LIF Capital Group, thanked the Commission for acting so quickly in this matter.

Tamara Dietrich, Blue Dog Inc., commented on how much she appreciated the efforts of the Commission.

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

**PUBLIC COMMENT**

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

**ADJOURNMENT**

Upon motion to adjourn the meeting by Chairman Shelton, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Shimazu and Vuksich voting yes, the meeting adjourned at 10:10 a.m.