### **California Gambling Control Commission**

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# MINUTES OF OCTOBER 22, 2009 COMMISSION MEETING

## **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. Roll Call of Commissioners.

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

- 3. Approval of Commission Meeting Minutes for :
  - A. August 11, 2009
  - B. September 24, 2009

Upon motion of 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 Commission approved the minutes for August 11 and September 24, 2009.

By request of Deputy Director Tina Littleton and upon concurrence of the Commissioners, Item 10B, Chanty Chhout, was tabled and will be rescheduled on the November 24, 2009 Commission agenda.

 Request for Approval of Articles of Incorporation (Pursuant to Business and Professions Code section 19881):
 Club San Rafael: Pete's 881 Club, Inc.

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the amended Articles of Incorporation for Pete's 881 Club Inc.

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 approved the staff recommendation.

- 5. <u>Applications for Approval for Temporary State Gambling License (Pursuant to</u> Business and Professions Code section 19824(f)):
  - A. Delta Casino, downtown and Delta Casino: Delta C, LP Fazel Mostashari, Shareholder

Deputy Director Tina Littleton indicated that staff recommended the Commission extend the temporary state gambling license through January 31, 2010 continuing with the existing conditions as follows:

- 1. Transfer 26 of the 35 shares of Delta RE, LLC currently held by Moe Mostashari to Fazel Mostashari; transfer the remaining nine shares to Mr. Tafty. A copy of the executed transfer of shares must be submitted to the Commission.
- Issuance of a <u>temporary</u> license does not obligate the Commission to grant a permanent license. Issuance of a temporary license does not create a vested right in the holder to either extension of the temporary license or to a regular license.
- 3. Issuance of this <u>temporary</u> license does not in any way change the legal requirement that the applicant bears the burden of establishing that he/she is suitable pursuant to Business and Professions (B&P) Code section 19856(a) for a regular license.
- 4. Issuance of this <u>temporary</u> license does not change the license qualification requirements of the Gambling Control Act, including but not limited to B&P Code sections 19856, 19857, 19858, and 19859.
- 5. The applicant has pending applications for regular state gambling licenses. A regular license may or may not be issued, depending upon the results of the complete background investigation and upon the conduct of the applicant and its employees during the term of the temporary license.
- 6. If, during the term of the <u>temporary</u> license, the Executive Director determines that any particular applicant is disqualified for any of the reasons set forth in B&P Code section 19859, the Executive Director shall prepare an order to show cause why that applicant's temporary license should not be cancelled, which shall be considered at the first available noticed Commission meeting. The applicant may address the Commission by way of an oral statement at the noticed Commission meeting and/or may submit documents in support of the temporary licensure not less than five days prior to the meeting. The applicant may request an evidentiary hearing either in writing not less than five days prior to the meeting or at the meeting itself.
- 7. If, during the term of the temporary license, the Executive Director determines that any particular applicant may have violated one or more of the conditions under which the temporary license was issued, the Executive Director shall prepare an order to show cause why that applicant's temporary license should not be cancelled, which shall be considered at the first available noticed Commission meeting. The applicant may address the Commission by way of an oral statement at the noticed Commission meeting and/or may submit documents

- in support of the temporary licensure not less than five days prior to the meeting. Either in writing not less than five days prior to the meeting or at the meeting itself, the applicant may request an evidentiary hearing.
- 8. The Commission is relying on the applicant's agreement and acknowledgement that the applicant shall make no argument challenging the validity of the foregoing conditions in any future proceedings concerning this <u>temporary</u> license.

Upon motion of Commissioner Vuksich, 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 approved the staff recommendation.

B. Palace Poker Casino, LLC: Palace Poker Casino, LLC
 Katherine Bousson, Member Catherine Aganon, Member Pamela Roberts,
 Member

Deputy Director Tina Littleton indicated that staff recommended the Commission extend the temporary state gambling license through December 31, 2009, revising condition number one and continuing with conditions two through seven as follows:

# **Existing Condition Number One:**

1. The <u>temporary</u> initial license takes effect on the date that the Commission approves the request and expires October 31, 2009. If more time is needed to complete the background process, then the <u>temporary</u> state gambling license can be extended for an appropriate amount of time after consultation with the Bureau.

#### **Revised Condition Number One:**

1. The <u>temporary</u> initial license takes effect on the date that the Commission approves the request and expires December 31, 2009. If more time is needed to complete the background process, then the <u>temporary</u> state gambling license can be extended for an appropriate amount of time after consultation with the Bureau.

# **Continue Conditions Number 2 – 7:**

- 2. Issuance of a <u>temporary</u> license does not obligate the Commission to grant a permanent license. Issuance of a <u>temporary</u> license does not create a vested right in the holder to either extension of the <u>temporary</u> license or to a regular license.
- 3. Issuance of this <u>temporary</u> license does not in any way change the legal requirement that the applicant bears the burden of establishing that s/he is suitable pursuant to Section 19856(a) for a regular license.
- 4. Issuance of this <u>temporary</u> license does not change the license qualification requirements of the Gambling Control Act, including but not limited to Sections 19856, 19857, 19858, and 19859.

- 5. The applicant has an application pending for a regular state gambling license. A regular license may or may not be issued, depending upon the results of the complete background investigation and upon the conduct of the applicant and its employees during the term of the <u>temporary</u> license.
- 6. If, during the term of the <u>temporary</u> license, the Executive Director determines that any particular applicant is disqualified for any of the reasons set forth in Business and Professions Code section 19859, the Executive Director shall prepare an order to show cause why that applicant's <u>temporary</u> license should not be cancelled, which shall be considered at the first available noticed Commission meeting. The applicant may address the Commission by way of an oral statement at the noticed Commission meeting and/or may submit documents in support of the <u>temporary</u> licensure not less than five days prior to the meeting. Either in writing not less than five days prior to the meeting or at the meeting itself, the applicant may request an evidentiary hearing.
- 7. If, during the term of the <u>temporary</u> license, the Executive Director determines that any particular applicant may have violated one or more of the conditions under which the <u>temporary</u> license was issued, the Executive Director shall prepare an order to show cause why that applicant's <u>temporary</u> license should not be cancelled, which shall be considered at the first available noticed Commission meeting. The applicant may address the Commission by way of an oral statement at the noticed Commission meeting and/or may submit documents in support of the <u>temporary</u> licensure not less than five days prior to the meeting. Either in writing not less than five days prior to the meeting or at the meeting itself, the applicant may request an evidentiary hearing.

Upon motion of Commissioner Vuksich, 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 approved the staff recommendation.

- 6. <u>Applications for Renewal of State Gambling Licenses (Pursuant to Business and Professions Code section 19876):</u>
  - A. Bruce's Bar and Casino: John Curtis Gallo, Sole Proprietor

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the renewal state gambling license application for the period of November 1, 2009, through October 31, 2011 continuing with the following existing condition:

This license is conditioned upon the local gambling ordinance coming into compliance with the Gambling Control Act (Business and Professions Code section 19860(a)(4)) within 12 months of issuance/renewal.

Commissioner Shimazu requested status on the Blythe's local ordinance coming into compliance with the Gambling Control Act.

John Gallo indicated he had met with the mayor, two council members and the city attorney who is drafting the necessary changes. Mr. Gallo further indicated the ordinance changes would go before the council either October 27, 2009 or November 10, 2009.

Chairman Shelton requested status on the financial statements. Mr. Gallo responded that the Commission will have copies of the 2008 taxes by Monday, October 26, 2009

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.

B. Club Caribe Casino: S&S Gaming, Inc.
 Steven Mehr, Shareholder Scott Mehr, Shareholder
 Donald Mehr, Shareholder

Deputy Director Tina Littleton indicated that staff recommended the Commission extend the renewal state gambling license through January 31, 2010 continuing with the following existing condition:

The California Gambling Control Commission reserves the right to require S&S Gaming Incorporated's lender (Game Source, LLC) to submit an application as a financial interest holder, if further information reviewed at a later date indicates that it would be in the best interest of the public safety and welfare.

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.

C. Club San Rafael: Pete's 881 Club, Inc.
 Estate of Mayme Pellolio, Shareholder Robert Pellolio, Vice President

Deputy Director Tina Littleton indicated that staff recommended the Commission extend the renewal state gambling license through November 30, 2009, continuing with the following existing condition:

No person may receive shares of stock in Pete's 881 Club, Inc. until that person has been licensed by the Commission as a shareholder.

Deputy Director Tina Littleton indicated that staff had completed their report and all the issues pertaining to this club would be agendized on the November 24, 2009 agenda.

Upon motion of Commissioner Vuksich, 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 approved the staff recommendation.

D. Gloria's Lounge and Casino: Gloria Gutierrez, Sole Proprietor

Deputy Director Tina Littleton indicated that staff recommended the Commission extend the renewal state gambling license through November 30, 2009, continuing with the following existing conditions:

- 1. Applicant will submit a copy(s) of the promissory note (or loan agreement) reflecting the mortgage information involving the gambling establishment.
- 2. Applicant will submit to the Bureau all transactional documents that will clearly establish the business relationship between the applicant and all property owners.

Deputy Director Tina Littleton indicated that the cardroom has been closed since August 30, 2009 and that Ms. Gutierrez was not clear regarding her intentions.

Chairman Shelton indicated he was prepared to deny since Ms. Gutierrez has done nothing to cooperate with the Bureau of Gambling Control or the Commission.

Bill Williams representing the Bureau of Gambling Control indicated the Bureau was prepared to start administrative action if the license was extended. He further indicated that should the Commissioners decide to deny the license, that the license should be extended with notification to the applicant of the denial recommendation and afford the applicant the right to request an evidentiary hearing.

Upon motion of 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 Commission approved the staff recommendation.

- 7. Applications for Initial Key Employee Portable Personal Licenses (Pursuant to Business and Professions Code section 19854(d)):
  - A. Steven Eisenberg
  - B. Joseph Fagundes
  - C. Jacob Lopez
  - D. Kirk Verdun

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control recommended the Commission approve the initial key employee portable personal license applications for the applicants in Items 7A through D. Staff has reviewed the Bureau's reports, concurred with their recommendations, and recommended approval through October 31, 2011.

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 approved the staff recommendation.

8. Applications to Convert Gambling Business Owner Registration to a License (Pursuant to Business and Professions Code section 19853 and California Code of Regulations, Title 4, section 12233):

Network Management Group, Inc.:

Brian Wachter, Owner

9. Applications to Convert Third-Party Provider of Proposition Services Owner Registration to a License (Pursuant to Business and Professions Code section 19984 and California Code of Regulations, Title 4, section 12218):

Network Management Group, Inc.:

Brian Wachter, Owner

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control recommended the Commission approve the applications to convert registrations to licenses for Items 8 and 9. Staff has reviewed the Bureau's reports, concurred with their recommendations and recommended approval through August 31, 2010.

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 approved the staff recommendation.

- Applications to Convert Third-Party Proposition Supervisor / Player Registrations to a Licenses (Pursuant to Business and Professions Code section 19984 and California Code of Regulations, Title 4, section 12218):
  - A. California Gaming Consultants:

Players: Michael Roseberry

B. Gaming Fund Group, Inc.

Players: Samantha Amoroso Chanty Chhout Tabled Juan Contreras

Karla Marquez Hon Ngo

C. Gaming Management, LLC:

Supervisor: Lou Chee Her

Players: Arianna Patterson Kristi Ross

D. Network Management Group, Inc.:

Supervisor: Michael Forney Marshall Golden Andrew Reynolds
Players: Megan Labe Roslynd Lenahan Ricardo Lopez
Agatupu Manai Win Paing Jordan Sagona

Warren Williamson

E. Pacific Gaming Services, LLC:

Supervisor: Rashelle Bell Players: Marisol Delgado

F. Pacific Palace. Inc.:

Players: Jia Li Marisol Vargas

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control recommended that the Commission approve the applications to convert registrations to licenses for the applicants in Items 10A through F. Staff has reviewed the Bureau's

reports, concurred with their recommendations and recommended approval through October 31, 2011.

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.

 Application for Initial Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.5): Sharp Image Gaming, Inc.: a California Corporation Christopher Anderson, President Kelli Anderson, Secretary/Treasurer

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control had recommended the Commission deny the finding of suitability application. Ms. Littleton further indicated that the Commission received a request from designated agent Harlan Goodson that Sharp Image Gaming, Inc. is no longer pursuing their application and requested that the Commission consider the application abandoned. In response to the request for abandonment, the Bureau recommended the Commission deny Sharp's abandonment request and proceed with denial of Sharp's finding of suitability application.

Harlan Goodson indicated Sharp Image Gaming, Inc. has requested abandonment of their Finding of Suitability because they are no longer in business. Christopher and Kelli Anderson do not intend to go back into business because of health issues.

Commissioner Shimazu had concerns about allowing the application to be abandoned based on the amount of time and work invested by the Bureau and the lack of cooperation, at times, by the applicants to provide information.

Harlan Goodson indicated that there is no capital available for the applicants to get back into business. Mr. Goodson further indicated, should the Commission decide not to grant the request for abandonment then he would make a formal notice and request for an Evidentiary Hearing on the denial recommendation.

Commission Vuksich questioned what the difference would be between denial and abandonment if the applicants did not intend to go back into business.

Harlan Goodson responded that denial is severe and if in the future the applicants decide to go back into business, then they would have to disclose the denial and they would like to avoid having the denial on their record.

Commissioner Vuksich commented that given the applicant's past performance it is incumbent upon the State to let the industry know that this company's performance is a red-flag.

Chairman Shelton indicated that he is not in favor of pushing problems to other states. Chairman Shelton asked Mr. Goodson if he was requesting an Evidentiary Hearing. Mr. Goodson responded that in that case, yes, he was requesting an Evidentiary Hearing.

Chairman Shelton moved to grant the request by Harlan Goodson for an evidentiary hearing for Sharp Image Gaming, Inc.. The motion was seconded by Commission Shimazu and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Shimazu and Vuksich voting yes.

12. <u>Application for Renewal of Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.5):</u>

K.P. Gaming Supplies, Inc.: a California Corporation Kevin P. Thornton, Chief Executive Officer/Chief Financial Officer/Secretary/Shareholder

Deputy Director Tina Littleton indicated that staff recommended that the Commission approve the renewal finding of suitability application for the period of November 1, 2009, through October 31, 2011.

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 approved the staff recommendation.

- 13. <u>Applications for Renewal Key Employee Portable Personal License (Pursuant to Business and Professions Code section 19854(d)):</u>
  - A. Veronica Marquez-Zeller
  - B. Richard Nelson
  - C. Gregory Ward
  - D. Richard Weissmann
  - E. John Williams
- 14. Applications for Initial Work Permit (Pursuant to Business and Professions Code section 19912):
  - A. Empire Sportsmen's Association: Linda Sheldon
  - B. Napa Valley Casino: Daeng Vilaphonphakdy
- 15. <u>Applications for Initial Tribal-State Compact Key Employee Findings of Suitability</u> (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):
  - A. Agua Caliente Casino Agua Caliente Band of Cahuilla Indians:

    Marlene Cormier
  - B. Barona Valley Ranch Resort Barona Band of Mission Indians: Kevin Blades Gloria Lira Dung Phan
  - C. Cache Creek Casino Resort Rumsey Indian Rancheria of Wintun Indians: Karry Chao Rebecca Saeteun Haiyan Ying
  - D. Cahuilla Creek Casino Cahuilla Band of Mission Indians of the Cahuilla Reservation:

Melanie Funai

E. Fantasy Springs Casino – Cabazon Band of Mission Indians:

Corrina Espinosa

F. Jackson Rancheria Hotel & Casino – Jackson Rancheria Band of Miwuk Indians:

Lisa Peat Javier Ramos Juliet Tollestrup

G. Pechanga Resort and Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:

Joselen Chavez Ana Maria Foster Lindsay Koballa Michael May Orlando Prudencio Patricia Schieck Ilker Yilmaz

H. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:

Travis Wakefield

I. Shingle Springs Band of Miwok Indians – Red Hawk Casino:

Brenda Adams Richard Corbin Bryon Gregory Billye Hindman

J. Soboba Casino - Soboba Band of Luiseno Indians:

Melissa Gates Kristin Mallonee

K. Spotlight 29 Casino - Twenty-Nine Palms Band of Mission Indians: Claudia Cabrera

L. Sycuan Casino - Sycuan Band of Diegueno Mission Indians:

Steven Erickson Daniel Tse

M. Tachi Palace Hotel & Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:

Marjori Daza Andrew Rice

N. Thunder Valley Casino - United Auburn Indian Community of the Auburn Rancheria:

Kesean Caston-Conner

O. Valley View Casino – San Pasqual Band of Diegueno Mission Indians: Sabrina Morales-Caputto William Fessl Libby Flores Jeremy Holland

P. Viejas Casino & Turf Club - Viejas Band of Kumeyaay Indians: Stacia Draper

# 16. <u>Applications for Renewal Tribal-State Compact Key Employee Findings of Suitability</u> (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

A. Augustine Casino - Augustine Band of Cahuilla Mission Indians:

Vanessa Cangemi James Lillibridge III

B. Barona Valley Ranch Resort - Barona Band of Mission Indians:

Luis Gracia Michael Patterson

C. Bear River Casino - Bear River Band of the Rohnerville Rancheria:

Glenn Keisner, Jr. Jesseca Waggoner

D. Black Oak Casino – Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:

Melissa Artzer Kurt Foster Christina Grimm Danielle Navin Yvette Rupp Josh Thurman

- E. Cache Creek Casino Resort Rumsey Indian Rancheria of Wintun Indians: Yan Khorn
- F. Chukchansi Gold Resort and Casino Picayune Rancheria of the Chukchansi Indians:

**Thomas Bowers** 

G. Chumash Casino – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:

Serena El Senoussi Rachel LeMieux Robert Lickus

Robert Jackson

H. Colusa Casino and Bingo – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:

**Heather Motacek** 

I. Fantasy Springs Casino – Cabazon Band of Mission Indians: David Hsu

J. Feather Falls Casino – Mooretown Rancheria of Maidu Indians:

Noreen Atkins Heath Davis Peter Davis Andrew Durocher, Robert Honroth Laura Knowlton

Jr.

Andrew Morse Jayne Paramore Stephen Wyman

K. Harrah's Rincon – Rincon Band of Luiseno Indians:

Ann Bach

L. Jackson Rancheria Hotel & Casino – Jackson Rancheria Band of Miwuk Indians:

Daniel Carson Michelle Haley Audrey McCoy

William Prinz, Jr.

M. Konocti Vista Casino – Big Valley Band of Pomo Indians of the Big Valley Rancheria:

Daniel Hough

N. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:

Nathan Anderson Daisy LaFountain Cyrus Lomibao James Scancella Colin Stewart Kenneth True

O. Pala Casino – Pala Band of Mission Indians:

Deserrae Fischbach

P. Pechanga Resort and Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:

Juan Alfaro David Cliff Lesha Frazier Sharon Hooton Frederick IIIsley John Warkentien

Suzanne Zimmer

Q. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:

Joshua Callahan Kenneth Molina Tiarra Singharath

Kathlynn Beach- Eva Uresti Felice Yu

Turner

R. San Manuel Indian Bingo and Casino – San Manuel Band of Serrano Mission Indians of the San Manuel Reservation:

Carol Abernathie Ashenafi Alemu Linda Bawardi Jasmine Castro Norman Craddock Apryl Crone

Andrew Cuerpo Daemonne Davis Joseph DesRosiers
Jeannine Francis Kristi Galindo Sara Moran-Gutierrez
Roderic Herbst Michael Hern Manuel Hernandez

Daniel Im Joseph Julian Katherine Le Justyn Lumel Naveed Majeed Tracy Mano Christina Martin Juan Martinez Janice Mayorga

Charles McKinley Deanna McKinley Matthew Mullen **Daniel Nettles** Jon-Paul Neville Russell Newcomer Kenny Nguyen Tristar Nguyen Vince Nauven Judith O'Donnell **Kevin Parent** Ben Pham Minh Pham Maria Phumirat Mirasol Puntalba Soweto Rembert Murdock Ross Jodie Sanders Arthur Santoya, Jr. Ginger Severns Keam Seang Pauline Shine Michael Shaw Ryan Shearer Ruel Soliva Christopher Slaven Brenda Taylor James Willingham Leah Roz-Wilson Maria Tellez

Robert Velasco Sun Wood

S. Sho-Ka-Wah Casino – Hopland Band of Pomo Indians of the Hopland Rancheria: Steven Munos

T. Soboba Casino - Soboba Band of Luiseno Indians:

Teri Hale Kimberly Jiron

U. Spotlight 29 Casino - Twenty-Nine Palms Band of Mission Indians:
Hilda Arrambide Russell Dhooge Edilmundo Flores
Oralia Meza Yesenia Rapan Richard Reyes

V. Sycuan Casino - Sycuan Band of Diegueno Mission Indians:

Robert Bulster Mitchell Carter Randy Clymire
Tramaine Cooper Jason Deapen Ferdinand Desilva
Patricia Edwell Lisa Gallegos Roger Hagoriles
Alden Harris, Jr. Nabil Kasawdish Bravo Palander
Sammy Rios James Showalter Emerito Twano

W. Table Mountain Casino - Table Mountain Rancheria:

Joshua Carpenter Choon Loy Chong Melinda Dozier
Michelle Escamilla Seuythavinh Lokeomanivong Dora McTeer
Manuel Rivera Juan Salmeron Jimmy Yang

X. Tachi Palace Hotel & Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:

Leeandra Dupree

Y. Thunder Valley Casino - United Auburn Indian Community of the Auburn Rancheria:

Allen Dagg Edwin Espino Patricia Hensley
Teddy Kernan Tim Luong Duke Ma

Z. Valley View Casino – San Pasqual Band of Diegueno Mission Indians: Leilani Marquiss

AA. Viejas Casino & Turf Club - Viejas Band of Kumeyaay Indians:

Janie Wierman

BB. Win-River Casino – Redding Rancheria:

Victoria Tarnowski

17. Revenue Sharing Trust Fund Final Report for Distribution to Eligible Recipient Indian <u>Tribes for Quarter Ending September 30, 2009 – Quarterly License Revenue</u> Received and Shortfall

Deputy Director Tina Littleton indicated that staff recommended the Commission approve agenda items 13, 14, 15, 16, and 17.

Upon motion of 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 Commission approved the staff recommendation.

Chairman Shelton announced at 10:29 the Commission would be going into Closed Session to discuss Item 1 on the Closed Session calendar.

#### **CLOSED SESSION:**

 Deliberation on Decision In the Matter of the Statement of Issues and the Recommended Denial of the Application for a Finding of Suitability as a Tribal Key Employee (Government Code section 11126(c)(3)):

**Decision and Order: Jimmy Joon Yum** (Agency No. 2008-01-01, OAH No. 2009040763)

#### **RECONVENE TO OPEN SESSION:**

Chairman Shelton reconvened to Open Session at 10:35a.m.

Adeniyi Ayoade, Staff Counsel Specialist announced the decision of the California Gambling Control Commission in the Matter of the Statement of Issues and the Recommended Denial of the Application for a Finding of Suitability as a Tribal Key Employee. By concurring votes of Commissioner Shimazu, Commissioner Vuksich and Chairman Shelton, the decision was to accept, without change, the Recommendation to Deny the Application for a Finding of Suitability of Jimmy Joon Yum as a Tribal Key Employee.

#### ADJOURNMENT:

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 adjourned the meeting at 10:38 a.m.