

**California Gambling Control Commission**  
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**MINUTES OF OCTOBER 8, 2009  
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. 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 13, 2009
  - B. August 20, 2009
  - C. August 26, 2009
  - D. August 27, 2009
  - E. September 9, 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 in Item 3A through E.

Deputy Director Tina Littleton indicated that the staff would like to request that the Commission table Items 4C (Outpost) and 11(AC Coin) which will be rescheduled within the next 90 days; agenda Item 14D (Joel Wolfe) which was listed incorrectly; and, 16E (Karen Becker) who is no longer employed.

4. Applications for Approval for Initial State Gambling Licenses Including All Associated Applicants and Endorsees (Pursuant to Business and Professions Code section 19851):
  - A. Hawaiian Gardens Casino: Hawaiian Gardens Casino, Inc.  
David Moskowitz, M.D., Chief Executive Officer

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control recommended that the Commission approve the initial state gambling license application to be endorsed on Hawaiian Gardens Casino, Inc.'s state gambling license. Staff has reviewed the Bureau's report and concurred with their recommendation.

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.

Upon request by Deputy Director Tina Littleton and concurrence of the Commissioners Item 4B, 5B and 7 were heard out of order.

- B. Lucky Chances Casino: Lucky Chances, Inc.  
Rene and Mila Medina 2008 Irrevocable Blind Trust Agreement  
Marino D, Gueco, Trustee

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control recommended that the Commission approve the initial state gambling license applications to be endorsed on Lucky Chances, Inc's state gambling license. Staff has reviewed the Bureau's report and concurred with their recommendation and recommended approval through March 26, 2011.

Commissioner Vuksich questioned how the trust was set up and what the relationship is between Marino Gueco and Rene and Mila Medina.

James Deeringer, counsel for the trust, responded by saying Mr. Gueco is the Trustee and he is in charge of managing the trust.

Tracy Buck-Walsh, representing Marino Gueco, responded that Mr. Gueco is the Administrator of the assets of the trust under his duties as Trustee.

Marino Gueco explained that he is the Trustee to manage the proceeds of the note being paid to Mr. and Mrs. Medina, and to manage the assets. He has to make a payment of a certain amount to the Medinas and invests the remaining proceeds. Mr. Gueco further indicated that he has known the Medinas for several years and has been invited to their home a few times around the holidays. However, he has not conducted business with them.

Tracy Buck-Walsh indicated that Mr. Gueco was requested to be the Trustee by the attorney who drafted the trust, not by the family.

Commissioner Vuksich indicated she thought the intention of building a firewall between the Medinas and the assets would have been stronger had the Trustee been a bank or financial institution.

Tracy Buck-Walsh indicated that Mr. Gueco is a banker with US Bank and although he has limited social interaction with the Medinas within the community, he is guided by the

language of the trust. Mr. Gueco does not consult with the Medinas or have any communication with the operation of the business  
Commissioner Shimazu questioned what would happen in the event of a default.

Mr. Gueco indicated that the language of the trust prevents him from going after the cardroom, and, therefore he would have to consult his lawyer to find out what would need to be done.

Chairman Shelton expressed his appreciation that the cardroom owners have complied with every request the Commission has put forth, and indicated that he is satisfied with the firewalls that have been put in place.

Rod Blonien, representing Lucky Chances Casino indicated that in the beginning, the reason a bank was not requested to be the Trustee was because they were under the impression that the trustee would have to be licensed and no bank would agree to be licensed.

Reverend James Butler, representing the California Coalition Against Gambling Expansion commented on three issues he had: (1) regarding the licensing of beneficiaries; (2) the licensing of persons who have sign off authority for decisions made by the trust; and (3) the suggestion that the owners refinance through an institution to divest themselves from the family situation.

Upon motion of Commissioner Shimazu, seconded by Chairman Shelton 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. Applications for Renewal of State Gambling Licenses Including All Associated Applicants and Endorsees (Pursuant to Business and Professions Code section 19876):

- B. Lucky Chances Casino: Lucky Chances, Inc.  
Rommel Medina, Shareholder      Ruell Medina, Shareholder

Deputy Director Tina Littleton indicated that staff recommended that the Commission approve the renewal state gambling license application for the remainder of the licensure period through September 30, 2011 continuing with the existing conditions as follows:

1. *Rene Medina shall be prohibited from entering, being present in, or in any way patronizing (a) the areas within Lucky Chances Casino in which controlled gambling is conducted and (b) any other areas related to the gambling operation, such as count and surveillance rooms, including all of the 2<sup>nd</sup> floor.*
2. *All future shareholders, corporate officers, key employees, and work permit holders shall be informed of the prohibition (as identified in condition number one) by the General Manager within three business days of their start date. The General Manager shall maintain all records documenting this notification to new employees, etc., for four years following each notification. The General*

*Manager of Lucky Chances shall maintain, for four years, all records documenting the initial action taken following the September 23, 2008, Commission Meeting to inform shareholders, corporate officers, key employees, and work permit holders of condition number one.*

3. *Ruell Medina and Rommel Medina, licensed as shareholders in Lucky Chances, Inc., shall each be individually responsible for ensuring that all conditions placed on the Lucky Chances license are fully complied with, including but not limited to duties placed upon the General Manager.*
4. *If Rene Medina is observed at any time by any employee entering, or being present in, (a) the areas within Lucky Chances Casino in which controlled gambling is conducted or (2) any other areas related to the gambling operation, such as count and surveillance rooms, including all of the 2<sup>nd</sup> floor, the General Manager or manager in charge shall within 30 minutes telephone (1) the California Gambling Control Commission (Commission), and (2) the Department of Justice, Bureau of Gambling Control (Bureau). The call to the Commission shall be made to the Executive Director at (916) 263-0700. The call to the Bureau shall be made to the Bureau Chief at (916) 263-3408.*
5. *Any communication between Rene Medina and any shareholder or employee of Lucky Chances concerning the operation of the Lucky Chances cardroom business shall be disclosed to the Executive Director and to the Bureau Chief within one business day of the communication. This disclosure requirement applies to both oral and written communications. This disclosure must be made in writing. The General Manager shall maintain records documenting each disclosure for four years following the disclosure.*

Kathaleen Scott, Calvary Christian Center, Richard White, Bishop Gallegos Maternity Home, Anita Alarcon, Bishop Gallegos Maternity Home, Reverend Art Albano, Pastor of Mission Dolores Basilica, Dennis Fisicaro, North Peninsula Food Pantry, Mario Panoringan, Pilipino and American Coalition, all spoke to the Commission in support of Rommel and Ruell Medina and their generosity to charities and the community.

Commissioner Shimazu commented on how well the licensees have complied with everything the Commission asked and how it demonstrates the seriousness of both the Commission and the licensees in this licensing process.

Upon motion of Commissioner Shimazu, seconded by Chairman Shelton 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. Request for Additional Permanent Authorized Tables (Pursuant to California Code of Regulations, Title 4, section 12359):

Lucky Chances Casino: Lucky Chances Casino, Inc.

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control recommended that the Commission approve the request to add 10 additional

permanent tables for a total of 60 tables. She stated that staff reviewed the Bureau's report and concurred with their recommendation.

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.

4. Applications for Approval for Initial State Gambling Licenses Including All Associated Applicants and Endorsees (Pursuant to Business and Professions Code section 19851):

- c. Outpost Casino San Ramon: (proposed California Club Casino)  
Lamar V. Wilkinson, Sole Proprietor  
Elizabeth Wilkinson, Financial Interest Holder

Upon request by staff and concurrence of the Commissioners, this item was tabled and will be heard within the next 90 days.

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

- A. Ceasar's Club: Jose Alvarez Cahue, Sole Proprietor

Deputy Director Tina Littleton indicated that staff recommended that the Commission approve the renewal state gambling license application for the period of November 1, 2009 through September 30, 2011.

Chairman Shelton requested information regarding the investigation being done by the Department of Alcoholic Beverage Control and asked what the violation was that was being investigated.

Jose Alvarez Cahue, and his daughter Diane Manrique translating, indicated that they did not have any information at this time regarding the investigation. The violation was related to a patron who collapsed and was pronounced dead at the establishment. Ms. Manrique indicated that they have requested a hearing with the Department of Alcoholic Beverage Control and that it was pending; and that the patron was not served at the establishment.

Chairman Shelton moved to extend the state gambling license until April 30, 2010 to wait for the outcome of the pending investigation by the Department of Alcoholic Beverage Control. The motion was seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Shimazu and Vuksich voting yes.

- c. Pastime Club: Vernon Lemings, Sole Proprietor  
Mona Lemings, Community Property Interest Holder

Deputy Director Tina Littleton indicated that staff recommended that the Commission approve the renewal state gambling license application for the remainder of the

licensure period through November 30, 2010 continuing with the existing condition as follows:

*The owner-licensee shall not deal, operate, carry on, conduct, maintain, or expose for play any controlled game at Pastime Club until or unless a local business license has been obtained and a current state gambling license has been issued.*

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.

- D. Rancho's Club Casino: Rancho's Club Casino, Inc:  
Ruben Marquez, Shareholder      Blanca Marquez, Shareholder

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

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. Application for Approval for State Gambling License Including All Associated Applicants and Endorsees– Request to Withdraw ((Pursuant to Business and Professions Code section 19869):  
Gold Rush Gaming Parlor and Saloon: Gold Rush Gaming Parlor and Saloon, LLC

Deputy Director Tina Littleton indicated that staff recommended that the Commission approve the request to withdraw without prejudice.

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.

8. Applications for Initial Key Employee Portable Personal Licenses (Pursuant to Business and Professions Code section 19854(d)):
- A. Lee Albrecht, Jr.
  - B. Kenneth English
  - C. Shawn Miller
  - D. Thuy Nguyen
  - E. James Smith
  - F. Crystal Tajalle

Licensing Manager Marianne Estes indicated that the Bureau of Gambling Control recommended that the Commission approve the initial key employee portable personal license applications for the applicants in Items 8A through F. Staff has reviewed the Bureau's report and concurred with their recommendations and recommended approval through October 31, 2011.

Commission Vuksich questioned Mr. Ken English about what happened at Sycuan Casino and why he did not keep his papers from the grievance. Ken English explained that he kept all of his paperwork on his laptop and that it was stolen. As far as the incident at Sycuan Casino he felt that it was a house cleaning by a new General Manager and that he was innocent of all claims of wrongdoing.

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.

9. Application to Convert Gambling Business Player Registration to License (Pursuant to Business and Professions Code section 19853 and California Code of Regulations, Title 4, section 12233):  
Network Management Group, Inc.: Manuel Perez
10. Applications to Convert Third Party Proposition Player Registrations to Licenses (Pursuant to Business and Professions Code section 19984 and California Code of Regulations, Title 4, section 12218):
- A. Gaming Fund Group, Inc:  
Players: Jimmy Toch
- B. Network Management Group, Inc.:
- |                        |                    |                    |
|------------------------|--------------------|--------------------|
| Players: Patrick Burns | Alvin Ching        | Lindsey Garcia     |
| Johnson Ho             | Ernesto Jarquin    | Florentino Mendoza |
| Frank Morgan           | Corey Petty        | Elio Prado         |
| Alexander Seitz        | Christopher Taylor | Christopher Wood   |

Licensing Manager Marianne Estes indicated that the Bureau of Gambling Control recommended that the Commission approve the applications to convert registrations to licenses for the applicants in Items 9, 10A & B. She further indicated that staff reviewed the Bureau's reports and concurred with their recommendations and recommended approval through October 31, 2011.

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.

11. Tribal-State Gaming Compact: Initial Application For Finding of Suitability As Gaming Resource Supplier and Financial Source (Authority: Tribal-State Gaming Compact, sections 6.4.5 and 6.4.6):  
A.C. Coin-Nevada Corporation:  
Alea Partners, LLC, Shareholder  
Roberto Mignone, Managing Member      David Wolfe, Member

Upon request by staff and concurrence of the Commissioners this item was tabled and will be heard within the next 90 days.

12. Applications for Initial Tribal-State Compact Key Employee Findings of Suitability (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):  
 Santa Ysabel Casino – Santa Ysabel Band of Digueno Indians:  
 William Lawrence, Jr.

Licensing Manager Marianne Estes indicated that the Bureau of Gambling Control recommended the Commission approve the initial finding of suitability application. Staff has reviewed the Bureau's report and concurred with their recommendation.

Chairman Shelton commented on the applicant's past problems with the law and stated that it is a privilege to have a license, not a right, and that Mr. Lawrence should spend some time looking at his life and making some changes. The applicant stated that he was doing so.

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.

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

13. Applications for Initial Work Permit (Pursuant to Business and Professions Code section 19912):  
 The 101 Casino: Osvaldo Mendez Joel Wolfe
14. Applications for Renewal Work Permit (Authority Pursuant to Business and Professions Code section 19870):
- A. Napa Valley Casino: Charlene Chhoung
  - B. Oasis Card Room: Inez Arts Sandra Ratto
  - C. Outlaws Card Parlour: Daniel Delaney
  - D. The 101 Casino: Elenita Bayani Jessica Chavez David Morgan  
 Joel Wolfe **TABLED**
15. Applications for Initial Tribal-State Compact Key Employee Findings of Suitability (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):
- A. Agua Caliente Casino – Agua Caliente Band of Cahuilla Indians:  
 Karen Kilian Judy Sajakul
  - B. Chumash Casino Resort – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:  
 Gregorio Figueroa
  - C. Coyote Valley Casino – Coyote Valley Band of Pomo Indians:  
 Darrel Harrison
  - D. Desert Rose Casino – Alturas Rancheria:  
 Alilita Oliver
  - E. Eagle Mountain Casino – Tule River Indian Tribe of the Tule River Reservation:  
 Xiong Cha
  - F. La Posta Casino – La Posta Band of Diegueno Mission Indians of the La Posta Indian Reservation:  
 Michelle Dart

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

Mitchell Carlson	Richman Deas, III	Eusebio Ganal
Miriam Grepo	Minda Evangelista-Griffen	Arlene Lawrence
Christine Partello	Lilia Simbahan	Evelyn Wheelock

H. Quechan Casino Resort – Quechan Tribe of the Fort Yuma Indian Reservation:  
Michael Williams

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

John Cirrincione	Stacie Racho	Aaron Want
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J. Sycuan Casino – Sycuan Band of Diegueno Mission Indians:

Stephen Clark

K. Tachi Palace Hotel and Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:

Stephanie Garcia

L. Thunder Valley Casino – United Auburn Indian Community of the Auburn Rancheria:

Renee Machado

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

A. Agua Caliente Casino – Agua Caliente Band of Cahuilla Indians:

Todd Bailey	Jackelyn Cabacungan	Johnny Gray
Sharylynne Thomas	Michael Wohlenberg	

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

Antonio Rodriguez

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

Carl Catalano	Kristen Chandler	LaVerne DoBereiner
Sarah Patterson	Jason Smith	

D. Cache Creek Casino Resort – Rumsey Indian Rancheria of Wintun Indians:

James Alexander	Watanapong Aree	Bixin Cao
Scottie Chao	Miguel Barreto-Franco	Lea Gray
Doug Kelly	Colin Kep	Jeffery Little
Cheryl Lopez	Debra Major	Sofuying Mouges
John Reno	Farm Saechao	Ariel Serna
Yen Thich	Brent Waits	Lee Yang

E. Casino Pauma – Pauma Band of Luiseno Mission Indians of the Pauma and Yuima Reservation:

Karen Becker	<b>TABLED</b>	Randal Brackin	Lawrence Edwards
David Rich			

F. Cher-Ae-Heights Casino – Cher-Ae-Heights Indian Community of the Trinidad Rancheria:

Jeb Balsley	Kelli Costa
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G. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:

Debben Beesley	Katherine Sylvester
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H. Chumash Casino – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:

- Rodolfo Rodriguez      Philip Jornacion
- I. Coyote Valley Casino - Coyote Valley Band of Pomo Indians:  
Anthony Idica
- J. Desert Rose Casino – Alturas Rancheria:  
Robert Miller              Stephen Riley
- K. Eagle Mountain Casino – Tule River Indian Tribe of the Tule River  
Reservation:  
Paula Simonic
- L. Elk Valley Casino – Elk Valley Rancheria:  
Betty Toscano
- M. Fantasy Springs Casino – Cabazon Band of Mission Indians:  
Veronica Espinoza      Kenneth Reed
- N. Feather Falls Casino – Mooretown Rancheria of Maidu Indians:  
Donna Anderson              Randall Carter
- O. Harrah's Rincon – Rincon Band of Luiseno Indians:  
Lisa Ciotti                      Eric Garwood              Gene Grigg  
Robert Livingston              Roland Manuel              Michael Swift
- P. Jackson Rancheria Hotel & Casino – Jackson Rancheria Band of Miwuk  
Indians:  
Joseph Garcia              Nicholas Rheault
- Q. La Posta Casino – La Posta Band of Diegueno Mission Indians of the La  
Posta Indian Reservation:  
Alma Jackson
- R. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the  
Morongo Reservation:  
Maria Anguiano              Norena Castro              Lee Encinas  
Clay Mills                      Paula Murphy
- S. Paiute Palace Casino – Paiute-Shoshone Indians of the Bishop Community of  
the Bishop Colony:  
Patricia Eyerly              Susan Lovelace              Eric Montoya
- T. Pechanga Resort and Casino – Pechanga Band of Luiseno Mission Indians of  
the Pechanga Reservation:  
Loreta Cruz                      Venus Francisco              Frederick Grace  
Lee Huggins                      Kevin Keo                      An Le  
Son Nguyen                      Jeanette Ohl                      Ricardo Piceno  
Allen Puno                      Wendall Putney              Ida Reyes  
Alla Shut                      William Stewart              Hsiao Wang  
Christina White              Tracey Wilson
- U. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:  
Steve Shipman
- V. Sho-Ka-Wah Casino – Hopland Band of Pomo Indians of the Hopland  
Rancheria:  
Fun Lee
- W. Soboba Casino - Soboba Band of Luiseno Indians:  
Martin Barrios
- X. Spotlight 29 Casino - Twenty-Nine Palms Band of Mission Indians:  
Carlos Cordova              Adoracion Halverson      Hazel Lucas  
Lilla Osuna                      Antonio Reyes              Victoria Rodriguez

Felix Rolles

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

Michael Churchill	Kevin Davidson	Alex Favor
Jesus Garcia	Lance Goode	Adam Hassin
Bryan Hunter	Robert Kasawdish	Marck Manga
Balagtas Mendoza	Erika Mincey	Michael Murray
Eden Partido	George Yelda	

Z. Table Mountain Casino - Table Mountain Rancheria:

Tria Vang

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

Kim Arnsdorff	Jonathan Baetz	Darla Fernandez
Gregory Fox	Billy Lee	Sean Manisay
Cuang Mooc	Lucas Newman	Daniel Paulo
Anthony Pham		

BB. Twin Pine Casino – Middletown Rancheria Band of Pomo Indians:

Linda Lane

CC. Valley View Casino – San Pasqual Band of Diegueno Mission Indians:

Michael Caputto	Ramiro Guerra	Anny Khounborine
Tiffany Lopez	Melissa Maldonado	Fabiola Martinez
Armando Martinez,	John Pusak	
Jr.		

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

Jeff Cicero	Kirk Hardin	Jo Ann Restko
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Licensing Manager Marianne Estes indicated that staff recommended the Commission approve agenda items 13, 14, 15, and 16.

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.

Chairman Shelton announced the Commission would be retreating to Closed Session at 10:55 a.m.

**CLOSED SESSION:**

1. Litigation: Government Code section 11126(e)(1):  
B. *Candace Cates v. Steve Westly, et al.*, San Diego County Superior Court (GIC 821775).
2. Litigation (Government Code section 1126(e)(2)(B)(i)

**RECONVENE TO OPEN SESSION:**

Chairman Shelton reconvened to Open Session at 11:32 a.m.

**ADJOURNMENT:**

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 adjourned the meeting at 11:33 a.m.