

**California Gambling Control Commission**

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**MINUTES OF DECEMBER 10, 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. October 22, 2009
  - B. October 29, 2009

Commissioner Shimazu requested amending the October 29, 2009 minutes to the following:

Page 3, paragraph 11- Staff was directed to draft new text, taking into account the discussion at the workshop.

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 meeting minutes for October 22 & 29, 2009, as amended.

By request of Deputy Director Tina Littleton and with concurrence of the Commissioners, Item 16C, Robert Hostetter, was tabled to allow the applicant to be present. It will be rescheduled for January 2010.

4. Applications for Approval for Initial State Gambling Licenses (Pursuant to Business and Professions Code section 19851 & 19852; Title 4 CCR 12342(a)(8) (Form 143)):
  - A. Commerce Casino: California Commerce Club, Inc.  
Suzanne Papaian Declaration of Trust Dated December 30, 2003  
Suzanne Papaian, Trustor, Trustee, and Beneficiary

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control recommended the Commission approve the initial applications for endorsement on the Commerce Casino state gambling license. Staff has reviewed the Bureau's reports and concurred with their recommendation.

Commissioners Shimazu and Vuksich indicated they would like clarification on the income statement and the balance sheet because the total revenue did not add up to the mortgage listed and the cash flow was not clear.

Ms. Papaian was not present at the meeting

Chris Davis, Bureau of Gambling Control, remarked that she would have to look at the supplemental application.

Deputy Director Littleton suggested the Bureau of Gambling Control could provide an addendum and follow-up with the Commissioners.

By request of Chairman Shelton and with concurrence of the Commissioners, this Item was tabled until January 2010 to clarify the financial background.

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

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control recommended the Commission approve the initial applications. Staff has reviewed the Bureau's reports, concurred with their recommendation; and, recommended approval through November 30, 2011 removing all existing conditions.

Commissioner Shimazu indicated there were discrepancies in the reported wages for Catherine Aganon and Pamela Roberts. In the case of Catherine Aganon, it was not clear if the reported wages included the husband's income.

Chris Ray, Designated Agent, indicated that Catherine Aganon was out of the country. Mr. Ray indicated that since receiving the request from the Bureau of Gambling Control about 10 days ago, he has not been able to speak to Ms. Aganon and could not answer the Commissioner's question. However, regarding Ms. Roberts, her personal accountant explained to her that the income from sales of her son's artwork was not hers. Mr. Ray further indicated that she did not enter that income on her taxes, but she did declare it on her application.

By request of Chairman Shelton and concurrence with the Commissioners and staff, this Item was tabled until January 2010 to clarify the financial background of Catherine Aganon and Pamela Roberts.

5. Applications for Approval for Extension of Temporary State Gambling Licenses (Pursuant to Business and Professions Code section 19824(f)):

- A. Bankers Casino: Cap's Enterprises, Inc.  
Salvador Jimenez, Jr., Shareholder  
Hector Campos, Shareholder

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control had recommended that the Commission extend the temporary state gambling license to allow additional time to complete the initial background investigation. Staff has reviewed the Bureau's recommendation; and recommended the Commission extend the temporary state gambling license through December 31, 2010, revising existing condition number one and continuing with conditions two through seven as follows:

*Existing Condition Number One:*

1. The temporary 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 temporary state gambling license can be extended for an appropriate amount of time after consultation with the Bureau.

*Revised Condition Number One:*

1. The temporary initial license takes effect on the date that the Commission approves the request and expires December 31, 2010. If more time is needed to complete the background process, then the temporary 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 temporary 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 temporary 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 temporary 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 temporary license.
6. If, during the term of the temporary 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 temporary license should not be cancelled, which shall be considered at the first available noticed

\* Please see attachment A for a detailed list of specific applicants

*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.*

- 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.*

Commissioner Vuksich requested clarification as to why this investigation was taking so long.

Norm Pierce, Bureau of Gambling Control, indicated that it did appear to be excessively delayed, however, he assured the Commission that there is a very valid reason for extending the investigation. Mr. Pierce further indicated that he was not at liberty to discuss details, but that there were significant unresolved issues that needed to be fully examined before the Bureau could give a formal recommendation on the case. He reiterated the request that the license be extended to give the Bureau opportunity to fully conduct the investigation.

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.

- B. Delta Casino, Downtown and Delta Casino: Delta C, LP, Delta CM, Inc.,  
General Partner, Nader Tafty, Shareholder

The Bureau of Gambling Control has recommended that the Commission extend the temporary state gambling license to allow additional time to complete the initial background investigation. Staff has reviewed the Bureau's recommendation; and recommended the Commission extend the temporary state gambling license through September 30, 2010, revising existing condition number one and continuing with conditions two through seven as follows:

- 1. The temporary initial license takes effect on the date that the Commission approves the request and expires September 30, 2010. If more time is needed to complete the background process, then the temporary state gambling license can be extended for an appropriate amount of time after consultation with the Bureau.*
- 2. Issuance of a temporary license does not obligate the Commission to grant a permanent license. Issuance of a temporary license does not create a vested*

\* Please see attachment A for a detailed list of specific applicants

- right in the holder to either extension of the temporary license or to a regular license.*
- 3. Issuance of this temporary 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 temporary 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 temporary 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.*

Norm Pierce, Bureau of Gambling Control indicated that the Bureau has accommodated Mr. Taft several times in his requests to delay submission of a considerable amount of financial information, which bears directly on his suitability. Since October, the Bureau has requested specific financial documentation and on several occasions, Mr. Taft requested extensions for various reasons. Mr. Pierce further indicated the Bureau had accepted his requests however, had sent him a letter recently stating that there would be no further extensions and that he had until December 21, 2009 to provide all information that had been requested. The letter further stated that if he failed to submit the material by that date, the Bureau would recommend denial of his application on the basis of failure to establish his qualifications.

Chairman Shelton expressed his support for the Bureau's actions.

\* Please see attachment A for a detailed list of specific applicants

Nader Tafty indicated that there were documents he simply did not know how to provide, for example, a copy of deposit slips on certain deposits. Mr. Tafty remarked that he has never made copies of deposit slips and that his bank does not either.

Commission Vuksich asked if the statements would be acceptable. Mr. Nader indicated that he had statements, but not copies of the deposit slips.

Chairman Shelton reminded Mr. Tafty that it is his responsibility to provide the requested documents immediately and to cooperate with the Bureau and come to some successful conclusion.

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.

- C. 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 for three months through March 31, 2010, revising existing condition number one and continuing with conditions two through seven as follows:

1. *The temporary initial license takes effect on the date that the Commission approves the request and expires March 31, 2010. If more time is needed to complete the background process, then the temporary state gambling license can be extended for an appropriate amount of time after consultation with the Bureau.*
2. *Issuance of a temporary 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 temporary 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 temporary 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 temporary 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,*

\* Please see attachment A for a detailed list of specific applicants

*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.*

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.

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

- A. Casino Marysville: Tommy Phong, Sole Proprietor

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the renewal state gambling license application for the period of January 1, 2010 through December 31, 2011

Commissioner Vuksich questioned Mr. Phong regarding the hiring of a relative with a criminal record.

Tommy Phong indicated he did not know his relative had a criminal record, that the relative had been granted a work permit by the City of Marysville, but when Mr. Phong found out, he terminated the relative's employment.

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. Lucky Buck Card Club: Dale Common, Sole Proprietor

Deputy Director Tina Littleton indicated that staff recommended that the Commission approve the renewal state gambling license application for the period of January 1, 2010 through December 31, 2011.

Commissioner Vuksich inquired about who are the shareholders of Granada Bowling Center.

\* Please see attachment A for a detailed list of specific applicants

Dale Common indicated that he was not an owner; that it is a separate entity and he pays rent.

Commissioner Shimazu questioned Mr. Common about having only one Key Employee and if there was someone in charge at the club at all times.

Mr. Common indicated there was always someone there. He shared that he has a son and daughter that help run the club. Mr. Common further indicated that they have both applied for Key Employee licenses.

Commissioner Shimazu reminded Mr. Common that a licensed person has to be there at all times.

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.

C. Lucky Derby Casino: Point –Walker, Inc.\*

Deputy Director Tina Littleton indicated that staff recommended the Commission extend the state gambling license for the period of January 1, 2010 through April 30, 2011.

Commissioner Shimazu requested clarification on the Bureau's report regarding the possible licensing of The Leo Chu Irrevocable Family Trust.

Frances Asuncion, Bureau of Gambling Control, indicated that the Bureau needed to review the trust to see if there were other assets, including the cardroom interest, if it is in the trust. Once the Bureau has reviewed the trust, then they can determine if it needs to be licensed.

Commission Vuksich asked if there has been any consideration of disciplinary action given the non-reporting of the change of ownership of the property.

Frances Asuncion indicated that the Bureau was consulting with their legal staff to determine what action was necessary.

Chairman Shelton expressed his concern regarding the late reporting of financials.

Rod Blonien, representing the lucky Derby Casino, explained that the club recently changed accountants and their corporate attorney. In addition to that, the club had a part ownership in an entity called Poker Radio that was going out of business and required immediate focus and a lot of time from the new accountant and counsel.

Commissioner Shimazu asked if there would be any problem submitting the trust and Mr. Blonien responded with a no.

Commission Vuksich inquired if the reported litigation was settled and if so, who won.

\* Please see attachment A for a detailed list of specific applicants

Kevin Schayltz, Designated Agent, indicated both were settled and not in favor of the club.

Commissioner Vuksich questioned the huge premium for the purchase of the property in a downturn market.

Mr. Blonien indicated that the \$700,000 premium above market value was paid in order to keep the cardroom in that location. As a result, the landlord had to raise the rent to take into account new ownership and the high premium paid.

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. Oasis Card Room: Chieko Epstein, Sole Proprietor

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the renewal state gambling license application for the period of January 1, 2010 through December 31, 2011.

Chairman Shelton expressed concerns about the high number of calls for service.

Deputy Director Tina Littleton indicated that the club was part of a larger building that included a sports bar and the calls for service were not related to the club.

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.

#### E. The Mint: James Podergois, Sole Proprietor

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the renewal state gambling license application for the remainder of the licensure period through June 30, 2010, removing the following existing conditions.

- 1. Prior to opening the new location, applicant must submit a business license, patron safety and security plan, and an emergency evacuation preparedness plan.*
- 2. The Bureau of Gambling Control must conduct a site visit at the new location.*

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.

#### F. Turlock Poker Room: Central Valley Gaming, LLC

Jose Fernandez, Member      Deborah Fernandez, Member  
Philip Rheinschild, Member

\* Please see attachment A for a detailed list of specific applicants



Players: Chanty Chhout Pamela Brown	Richard Murillo	Natina Phorth
D. Network Management Group, Inc.:		
Players: Diamond Davis Andrew Paolini Onekeo Saechao Jeremy Zamecnik	Houng Cuong Tan Duong Bich Phung Katie Scott	Eric Nichols Anthony Rios Van Thuy Vu

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control recommended the Commission approve the applications to convert registrations to licenses for the applicants in Items 8 and 9A-9D. Staff has reviewed the Bureau's reports, concurred with their recommendations; and, recommended approval through December 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.

10. Application for Initial Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.5): Bally Gaming, Inc. dba Bally Technologies: a Nevada Corporation\*

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control recommended the Commission approve the initial finding of suitability application. Staff has reviewed the Bureau's report, concurred with the Bureau's recommendation; and, recommended approval through December 31, 2011.

Commissioner Shimazu commented on the lack of clarity in regards to compliance with Class II or Class III standards and inquired what assurances Bally gives to the Tribal Gaming Agencies concerning compliance when they enter into agreements.

Mark Lerner, General Counsel for Bally Technologies, indicated that it seemed relatively clear to him based on the pronouncements of the NIGC and several courts that have ruled on it. Mr. Lerner further indicated that there are three basic elements underlying gaming for the Class II and Class III. Bally's endeavors, in California and all jurisdictions and Oklahoma where Bally's offers Class II products, to comply with those regulations.

Commissioner Shimazu questioned if Bally, when working with the Tribal Gaming Agencies, gives any kind of assurances that Bally knows the equipment is compliant.

Mark Lerner indicated that generally Bally does not warrant that they are definitely Class II or not. Mr. Lerner further indicated that he did not want to be subject to the whim of the federal court when it comes back and says he was wrong in his interpretation and therefore he is now liable to somebody for gaming status. Mr. Lerner commented that generally speaking, that is true for all the tribal gaming offices across the land and NIGC. Mr. Lerner indicated that he is reasonably confident Bally is compliant with those rules.

\* Please see attachment A for a detailed list of specific applicants

Chairman Shelton inquired what Bally sees as its obligation to the Commission and the Bureau of Gambling control in the State of California?

Mark Lerner indicated that Bally's obligation was the same obligation they are subject to in every other regulatory agency. Bally has a duty to comply with the rules and regulations in every jurisdiction where they operate. Mr. Lerner further indicated that Bally spends a lot of resources in terms of human resources as well as financial, ensuring that number one; they know what those rules are and number two; that they have mechanisms in place to comply with all those rules. Mr. Lerner commented that Bally is trying to comply with the rules and regulations in 300 jurisdictions. Not only do the company, the officers and directors need to be licensed but also Bally's products need to be approved in all those jurisdictions.

Chairman Shelton indicated that he was prepared to put a condition on Bally's license, but would not, if Mr. Lerner would give assurance that, within reason, our staff would get answers quickly as possible and reasonable.

Mark Lerner indicated that was Bally's objective and he gave the Chairman his assurances that they would do so. Mr. Lerner further indicated that he was bit puzzled because he thought Bally's had done that in the past and he was not aware of the circumstances of when they had not responded immediately and responsibly to the Commission staff's request. Mr. Lerner stated that if he were mistaken about that, he would have to check and talk with the Commission staff while he was here.

Chairman Shelton commented that he understood the company's predicament but that Bally's has an obligation to the State of California. He expressed his expectation that the manufacturer, no matter what manufacturer, would expose the Commission staff to some sort of training. Chairman Shelton commented that the tribes know that our staff represents the State of California and he wants to know that a good, clean, honest game is being played and that the public can have that expectation.

Mark Lerner indicated he did not have a quarrel with anything the Chairman said and he assured the Chairman that Bally has endeavored to comply with every request of the Commission staff, and will continue to do so in the future.

Chairman Shelton indicated that was what he wanted to hear.

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.

11. 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): Gemaco, Inc.: a Missouri Corporation\*

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the renewal finding of suitability application for the period of January 1, 2010 through December 31, 2011.

\* Please see attachment A for a detailed list of specific applicants

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.

12. Applications for Approval for Interim State Licenses for Bingo Manufacturers and Distributors (Penal Code 326.5 and California Code of Regulations, Title 4, section 12492):

- A. Five-0-One Services, Inc., a Virginia Corporation  
Jeffery Lessin, President, Treasurer, Secretary, CEO, Shareholder
- B. Madison Capital Corporation dba Nevada Madison Capital Corporation, a Nevada Corporation  
David Facciani, President, Secretary, Treasurer, Shareholder

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the initial interim applications for the applicants in Item 12A and 12B, for the period of December 10, 2009 through December 31, 2010 with the conditions as follows:

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.

**CONSENT CALENDAR ITEMS:**

13. Applications for Renewal Key Employee Portable Personal Licenses (Pursuant to Business and Professions Code section 19854(d)):

- |                       |                   |                    |
|-----------------------|-------------------|--------------------|
| A. Roger Ankenbauer   | F. Craig Dooley   | K. Sara Phong      |
| B. Beau Boyer         | G. Dennis Glasco  | L. Va Phong        |
| C. Srinivas Cherukuri | H. Cody Hutchings | M. San Saechao     |
| D. April Common       | I. Jason Ingle    | N. Donald Schayltz |
| E. William Crowe      | J. Peter Phong    | O. Roger Schayltz  |

14. Application for Initial Work Permit (Pursuant to Business and Professions Code section 19912):

Oceana Cardroom: Michael Varias

15. Application for Renewal Work Permit (Authority Pursuant to Business and Professions Code section 19870):

The 101 Casino: Seng Kim Heng

16. 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:  
Mitra Roufougar
- B. Barona Valley Ranch Resort - Barona Band of Mission Indians:  
Andrew Meza

\* Please see attachment A for a detailed list of specific applicants

- C. Cahuilla Creek Casino – Cahuilla Band of Mission Indians of the Cahuilla Reservation:  
Robert Hostetter
- D. Casino Pauma – Pauma Band of Luiseno Mission Indians of the Pauma and Yuima Reservation:  
David Booth
- E. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:  
Heidi Madison                      Robert Sherwood
- F. Colusa Casino and Bingo – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:  
Jason Bialosky
- G. Pechanga Resort and Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:  
Kimberly Allen                      Tammy Green                      Froilan Pena  
Sebastian Topete
- H. Quechan Casino Resort - Quechan Tribe of the Fort Yuma Indian Reservation:  
Jose Beltran                      Jesse Burciaga
- I. Red Earth Casino – Torres-Martinez Band of Cahuilla Mission Indians:  
Maria Torres                      Cindy Valenzuela
- J. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:  
Rolando Cardona                      Daniel Higginbotham, Jr.                      Emily Saynorath
- K. San Manuel Indian Bingo and Casino – San Manuel Band of Serrano Mission Indians of the San Manuel Reservation:  
Ruben Becerra                      Jane Garcia                      Michael Idom  
Amiee Jaime                      Juanita Martinez
- L. Soboba Casino - Soboba Band of Luiseno Indians:  
Jonine Dunson                      Claudia Felix                      Cody Kehoe  
Russell Weiss
- M. Spotlight 29 Casino - Twenty-Nine Palms Band of Mission Indians:  
Roxann Kennedy
- N. Sycuan Casino & Resort- Sycuan Band of the Kumeyaay Nation:  
Sheila Howe                      Charmaine Johnson                      Milagros Logan  
Anthony Malerba                      Jeff Morrison                      Melonie Morrison  
Donald Rollins
- O. Tachi Palace Hotel & Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:  
Danielle Roberts
- P. Twin Pine Casino – Middletown Rancheria Band of Pomo Indians:  
Ronald Young
- Q. Valley View Casino – San Pasqual Band of Diegueno Mission Indians:  
Babak Ashtari                      Michael Behnke                      Daniel Del Monte  
Antoinette Ransom
- R. Win-River Casino – Redding Rancheria:  
Kara Mayberry
17. Applications for Renewal Tribal-State Compact Key Employee Findings of Suitability (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

\* Please see attachment A for a detailed list of specific applicants

- A. Augustine Casino - Augustine Band of Cahuilla Mission Indians:  
William Asmussen      Matthew Keto
- B. Black Oak Casino – Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:  
James Davis                      Thomas Keshishian      Tamara Waight
- C. Cache Creek Casino Resort – Rumsey Indian Rancheria of Wintun Indians:  
Jake Thungh
- D. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:  
Jose Hernandez      Vanhnaly Phommahasay      Alexander Tafoya
- E. Eagle Mountain Casino – Tule River Indian Tribe of the Tule River Reservation:  
Charles Farmer                      Susan Williams
- F. Feather Falls Casino – Mooretown Rancheria of Maidu Indians:  
Sheri McConnell
- G. Harrah's Rincon – Rincon Band of Luiseno Indians:  
Timothy Brison, Jr.      Elaine Connors                      Fadi Loza  
Meridith Morris                      Hoang Nguyen                      Annette Padgett  
Terry Williams
- H. Jackson Rancheria Hotel & Casino – Jackson Rancheria Band of Miwuk Indians:  
Patricia Baker
- I. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:  
James Crane                      Ronald Jones                      Veasna Nhep
- J. Soboba Casino - Soboba Band of Luiseno Indians:  
Sheryl Ricciardi
- K. Spotlight 29 Casino - Twenty-Nine Palms Band of Mission Indians:  
Esmeralda Castro      Vanessa Hernandez      Ventura Lopez  
Richard Williamson
- L. Sycuan Casino & Resort - Sycuan Band of the Kumeyaay Nation:  
Michael Alexander      Glenn Barry                      Alan Buna  
Erik Carter                      Rosemarie Chabot                      Theresa Chan  
Derek Dreis                      Travis Elliott                      Annette Fermil  
Larry Ha                      Michelle Hanson                      Amie Hoffman  
Gene Jackson                      Harold Johns                      Kevin Lang  
Minerva Leano                      Gregory Liggett                      Samantha McDonald  
Maybelyn Nagtalon      Trung Phan                      Wendy Reeve  
Daniel Rice                      Anita Stevenson                      Marilou Tonnaer  
Victor Trevino                      Faamaopo Villasin                      King Vuong
- M. Tachi Palace Hotel & Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:  
Baljinder Kaur                      Flordeliza White
- N. Thunder Valley Casino - United Auburn Indian Community of the Auburn Rancheria:  
David Burns                      Michael Harper, Jr.                      David Sullivan
- O. Viejas Casino & Turf Club - Viejas Band of Kumeyaay Indians:  
Timothy Coghe                      Thomas Hurst                      Steven Keeley
- P. Win-River Casino – Redding Rancheria:

Heather Couch

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

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.

### **CLOSED SESSION**

Chairman Shelton announced at 10:49 the Commissioners would be retreating to Closed Session to discuss the following:

1. *Deliberation on Decision In the Matter of the Statement of Issues and the Recommended Denial of the Renewal Application for Work Permit(Government Code section 11126(c)(3)):*  
***Decision and Order: Boutdy Phavavichane***  
*(Agency No. 2006-11-02, OAH No. 2008120375)*
2. *Litigation: (Government Code section 11126(e)(2)(B)(i))*

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

Chairman Shelton reconvened to Open Session at 11:14a.m.

Herb Bolz, Senior Legal Counsel, announced the decision of the California Gambling Control Commission in the Matter of the Statement of Issues and the Recommended Denial of the Renewal Application for a Work Permit. By concurring votes of Commissioner Shimazu, Commissioner Vuksich and Chairman Shelton, the decision was to accept, without change, the Proposed Decision to Deny the Renewal Application for a Work Permit for Boutdy Phavavichane.

### **ADJOURNMENT**

Upon a motion by 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 meeting adjourned at 11:15 a.m.