

California Gambling Control Commission
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**MINUTES OF FEBRUARY 11, 2009
COMMISSION MEETING**

OPEN SESSION

1. Call to Order and Pledge of Allegiance.

Chairman Dean Shelton called the meeting to order at 10:00 a.m., and asked everyone to stand for the Pledge of Allegiance.

2. A. Roll Call of Commissioners.

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

3. Approval of Commission Meeting Minutes for:
January 8, 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 meeting minutes for January 8, 2009.

4. Request for Extension of Temporary Initial State Gambling License Including All Associated Applicants and Endorsees (Pursuant To Business and Professions Code section 19824(f):

Wine Country Restaurant & Casino: Lodi Cardroom, Inc.

John Park, Shareholder

Jack Morgan, Shareholder

Chris Ray, Shareholder

Margaret Lewis, Shareholder

Thomas Newton, Shareholder

Stephen Snider, Shareholder

James DeMera, III, Shareholder

Deputy Director Tina Littleton indicated that staff recommended that the Commission extend the temporary state gambling license through May 31, 2009, to include the shareholders and amending 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 **May 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.*
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 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.*

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.

5. Application for Approval for Initial State Gambling License (Pursuant to Business and Professions Code section 19851& 19852; Title 4 CCR 12342(a)(8) (Form 143)):
 Commerce Casino: California Commerce Club, Inc.
 Franklin and Francine Handler 1975 Trust
 Franklin Handler - Trustor, Trustee, and Beneficiary
 Francine Handler - Trustor, Trustee, and Beneficiary

Deputy Director Tina Littleton indicated that staff recommended that the Commission approve the initial application for the applicants to be endorsed on the state gambling license. 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 License Including All Associated Applicants and Endorsees (Pursuant to Business and Professions Code section 19876):
 The Nineteenth Hole: The Hole, A General Partnership
 Edward Beaudin – Partner Larry Merlini – Partner Stephen Scudero - Partner

Deputy Director Tina Littleton indicated that staff recommended that the Commission approve the renewal state gambling license for the period of March 1, 2009, through February 28, 2011 removing the existing condition. This condition has been met. 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

7. Applications to Convert Gambling Business Player/Supervisor 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.:
 Players: Orion Foresee Stephanie Garcia

8. Applications to Convert Third Party Proposition Player/Supervisor Registration to a License (Pursuant to Business and Professions Code section 19984 and California Code of Regulations, Title 4, section 12218):
- A. Certified Players, Inc.:
 Players: Linda Edmonds Aenoy Phommaseng
- B. Gaming Management, LLC:
 Players: Eddy Yang
- C. Network Management Group, Inc.:
 Players:
 Tiffany Campbell David Giannini Yer Lor Kory MacDowell
 Brian Mendoza Pheaseng Neat Loc Nguyen Van Nguyen
 Vincent Nguyen Stephanie O'Connor Channing Peevy Jeanne Peterson

Maria Razon Jessica Schrader Brian Seip Yeng Thao
 Jonathan Vela
 D. Pacific Palace, Inc.:
 Player: Minyi Zhang

Deputy Director Tina Littleton indicated that staff recommended that the Commission approve the applications to convert player and supervisor registration to a license for the individuals listed in Items 7 and 8.A. through 8.D. 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.

9. 2009 Rulemaking Calendar: Review and Approval for Publication in the California Regulatory Notice Register

Regulatory Actions Manager Jim Allen indicated that staff recommended that the Commission approve the 2009 Rulemaking Calendar for filing with the Office of Administrative Law (OAL) and publication in the California Regulatory Notice Register. 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. Applications for Renewal Work Permit (Authority Pursuant to Business and Professions Code section 19870):

- A. Empire Sportsmen's Association: Tem Mao
- B. Napa Valley Casino: Rachel Medlar

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

- A. Agua Caliente Casino – Agua Caliente Band of Cahuilla Indians:
Glendy Sosa-Enriquez
- B. Augustine Casino - Augustine Band of Cahuilla Mission Indians: Joel Knutzen
- C. Blue Lake Casino - Blue Lake Rancheria: Janine Lane
- D. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:
Shaun Stewart
- E. Coyote Valley Shodakai Casino - Coyote Valley Band of Pomo Indians: Lynn Mueck
- F. Fantasy Springs Casino – Cabazon Band of Mission Indians: Brando Stephenson
- G. Feather Falls Casino – Mooretown Rancheria of Maidu Indians: Randall Carter
- H. Gold Country Casino – Berry Creek Rancheria of Maidu Indians of California:
Jackson Fisher
- I. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation: Christopher Naud
- J. Pala Casino – Pala Band of Mission Indians:
Thafir Alsamarrai Calvin Dang
- K. Soboba Casino - Soboba Band of Luiseno Indians:

13. Revised Revenue Sharing Trust Fund Report of Distribution of Funds to Non-Compact Tribes (Eligible Recipient Indian Tribes) for the Quarter Ended September 30, 2008

Deputy Director Tina Littleton indicated that staff recommended that the Commission approve consent calendar items 10, 11, 12, and 13. Upon motion of Commissioner Shimazu, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Shimazu and Vuksich voting yes, the Commission approved the staff recommendation.

PUBLIC COMMENT

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

ADJOURNMENT

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