

California Gambling Control Commission

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**MINUTES OF JUNE 10, 2010
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 James Shelby and Stephanie Shimazu present.

Deputy Director Tina Littleton indicated that staff requested the tabling of agenda items 4 & 5 because the applicants were unable to attend and requested to be rescheduled on a future agenda. Ms Littleton further indicated that staff had received a request from Crystal Casino indicating they are reconsidering their request and would like to have item 7 tabled.

Upon motion of Commissioner Shelby, seconded by Chairman Shelton and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Shelby and Shimazu voting yes, the Commission approved the tabling of items 4, 5 and 7.

3. Request for Relocation and Name Change of Gambling Establishment (Pursuant to Business and Professions Code section 19824(c)(e)):

A. Deuces Wild Casino: Deuces Wild, Inc.

Robert Brown, President, Secretary, Treasurer, Shareholder

B. Name Change – Deuces Wild, Inc. dba Staxx Casino

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the relocation and name change request with the condition as follows:

Prior to conducting any gambling activities at the new location, Deuces Wild Casino must provide the California Gambling Control Commission staff with

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evidence of approval of the Tenant Improvements by the Placer County Building Department and a current and valid business license for the new location.

Commissioner Shelby expressed concerns regarding approving a relocation before hearing the licensing renewal application. Commissioner Shelby expressed his desire to hear the applications together.

Robert Tabor, Designated Agent representing Deuces Wild, Inc. indicated that Deuces Wild, Inc. was fully prepared to assume any risk in the event of a denial of the renewal application. Mr. Tabor further indicated Deuces Wild Casino needs to leave its location and the lease in the new location is in place, as well as all local approvals, other than the final administrative approval of the tenant improvements. In addition, Mr. Tabor indicated that if the Commission were to deny the renewal application, they would request an administrative hearing which would allow them to operate in the new location during the hearing process.

Commissioner Shimazu questioned if the renewal application was on the June 24, 2010 agenda.

Deputy Director Littleton indicated that it would be, however, the recommendation will be simply to extend the renewal to allow time for the Bureau of Gambling Control to provide additional information requested by the Commission.

Commissioner Shimazu stated that she wanted Deuces Wild, Inc. to clearly understand that they were taking the risk and that if the relocation were approved, it would not be guaranteed that the renewal would be approved. Commissioner Shimazu indicated that there are still many issues that need to be addressed for the renewal.

Robert Tabor indicated that it was understood and that his client would be happy to submit a letter formally stating their assumption of the risk and that the approval of the relocation is completely unrelated to the approval of renewal.

Chairman Shelton expressed his concerns regarding the scheduling of various separate transactions affecting the same cardroom. The Chairman requested that all items pertaining to one Cardroom be heard together. Chairman Shelton further indicated that he was not comfortable approving relocation and allowing the business to expand when a renewal application could possibly be denied.

Commissioner Shimazu sought clarification as to when the application for the renewal would be heard.

Deputy Director Tina Littleton indicated that the recommendation for extension would be through October 30, 2010; however, should the Commission receive the information they have requested from the Bureau earlier then it would be heard at that time.

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Frances Asuncion, from the Bureau of Gambling Control indicated they are expediting the request from the Commission and doing everything they can to meet the extension date.

Robert Brown, owner of Deuces Wild, indicated that he has worked long and hard to resolve the issues and that to not approve the relocation would be catastrophic to him financially.

Commissioner Shelby indicated that one of his responsibilities is to ensure that the applicant is financially suitable and that Mr. Brown's history did not indicate that point. Commissioner Shelby remarked that Mr. Brown needed to deliver some documentation between now and the renewal to convince him of Mr. Brown's suitability.

Robert Brown indicated he would do as requested. Mr. Brown indicated he has had some issues that were out of his control that spiraled down and he has done everything he can to resolve the issue.

Chairman Shelton asked Mr. Brown why he was moving his business.

Robert Brown responded that he is in a lawsuit with the building owners and the business has been hurt by the actions of the owners. He also indicated the building was in foreclosure. Mr. Brown further indicated he has a lease in place at the new location and he has spent thousands of dollars in remodeling.

Bob Sinclair representing Mr. and Mrs. Hawkins, owners of the building, indicated that Mr. Brown makes the claim that he has an existing lease at the current location however; he has not made any payments. Mr. Sinclair further indicated that the claim that Mr. Brown must leave is totally under Mr. Brown's control in that he could stay in the current location if he were to make rent payments.

Commissioner Shimazu moved to adopt the staff recommendation for items 3A and 3B. The motion was seconded by Commissioner Shelby but failed to carry in a vote by roll call with Commissioners Shimazu voting yes and Chairman Shelton and Commissioner Shelby voting no.

4. Request to Approve Stock Purchase Agreement (Pursuant to Business and Professions Code Section 19904):

California Commerce Club, Inc: Victor Pankey (Seller)
Elena Elizarova (Buyer)

By request of Commission staff and a vote by the Commissioners this item was tabled.

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5. Application for Approval for Initial State Gambling License (Pursuant to Business and Professions Code section 19851):

Commerce Casino: California Commerce Club, Inc.

Elena Elizarova, Shareholder

By request of Commission staff and a vote by the Commissioners this item was tabled.

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

Kelly's Cardroom: Albert R. Cianfichi, Sole Proprietor

Estelle Cianfichi, Community Property Interest Holder

Deputy Director Tina Littleton indicated that staff recommended the Commission extend the state gambling license through December 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 Shelby and Shimazu voting yes, the Commission approved the staff recommendation.

7. Requests for Reduction of Permanent Authorized Tables (Pursuant to California Code of Regulations, Title 4, section 12359):

Crystal Casino and Hotel: Celebrity Casinos, Inc.

By request of Crystal Casino and a vote by the Commissioners this item was tabled.

8. Applications for Initial Key Employee Portable Personal Licenses (Pursuant to California Code of Regulations, Title 4, section 12350):

A. Glenn Dionne

B. Jonathan Hy

C. Charles Lewis

D. Armando Tano

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control recommended that the Commission approve the key employee applications in Items 8A through 8D; staff has reviewed the Bureau's reports, concurred with their recommendation, and recommended approval through June 30, 2012.

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

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

- A. BJ Gaming, LLC: Lori B. Suson, Revocable Living Trust
Lori B. Suson, Trustor, Trustee and Beneficiary
- B. Pacific Gaming Services, LLC: Lori B. Suson, Revocable Living Trust
Lori B. Suson, Trustor, Trustee and Beneficiary

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control recommended that the Commission approve the trust applications in Items 9A and 9B; staff has reviewed the Bureau's report, concurred with their recommendation, and recommended endorsement for the remainder of the licensure period.

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

10. Applications to Convert Third Party Providers of Proposition/Gambling Business Supervisor/Player Registrations to a License (Pursuant to California Code of Regulations, Title 4, section 12218 and 12233):

- A. California Gaming Consultants:
Players: Krysta Kaihara Meuy Lee Kimyan Run
 Aleksy Tkach Mark Vega
- B. Certified Players, Inc.:
Supervisors: Max Green Mike Wu
- C. Gaming Management, LLC:
Player: Catherine Gshwandtner
- D. Network Management Group, Inc.:
Supervisors: Ki Chan Hong
- E. Premier Player Providers, Inc.:
Player: Davis Lee

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control recommended the Commission approve the Third-Party player and supervisor applications in Items 10A through 10E; staff has reviewed the Bureau's reports, concurred with their recommendation, and recommended approval through June 30, 2012.

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

11. Application for Initial Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.5):

VCAT, LLC: Lloyd D. Speer II, Chairman/Shareholder
William Gregory Shay, President/Chief Executive Officer
Kevin P. McIntosh, Chief Operating Officer/Chief Financial Officer

Deputy Director Tina Littleton indicated that the Bureau of Gambling Control recommended the Commission approve the finding of suitability application; staff has reviewed the Bureau's report, concurred with their recommendation, and recommended approval through June 30, 2012.

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

12. Applications for Renewal of Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.5):

QCS Enterprise, Inc: California Corporation
James Paul, Shareholder/President/Chief Executive Officer
Sharon Paul, Shareholder/Chief Financial Officer/Secretary

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the renewal finding of suitability application for the licensure period of July 1, 2010 through June 30, 2012.

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

13. Request for Recognition of Eligibility to Conduct Remote Caller Bingo Games (Pursuant to Penal Code section 326.3 and California Code of Regulations, Title 4, section 12504):

- A. American Legion, Post 112, Ontario, California
- B. American Legion, Post 200, Lake Elsinore, California

Deputy Director Tina Littleton indicated that staff recommended the Commission recognize the organizations in Items 13A and 13B as being eligible to conduct remote caller bingo effective June 10, 2010.

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

CONSENT CALENDAR ITEMS:

14. Applications for Renewal of Third Party Providers of Proposition Player Services/Gambling Business Supervisors/Players Licenses (Pursuant to California Code of Regulations, Title 4, section 12218.8 and 12238).
 - A. Chips Gaming Services, Inc.: Hua Cheng
 - B. Gaming Management, LLC: Warren Flores
 - C. Pacific Gaming Services, LLC: Carmelita Taylor Helen Wang
15. Applications for Initial Tribal-State Compact Key Employee Findings of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.4):
 - A. Agua Caliente Casino – Agua Caliente Band of Cahuilla Indians:
David De La Fuente Derek Fryer Rebecca Kilpatrick
Susan O'Brien Jeffrey Pepple Stephen Williams
 - B. Augustine Casino - Augustine Band of Cahuilla Mission Indians:
Rocio Rochin-Molina Jerry Santillan
 - C. Barona Valley Ranch Resort & Casino - Barona Band of Mission Indians:
James Cain, Jr. Erik Carrillo Barbara Dennstedt
Fernando Gutierrez, Jr. Kathleen Heidarshahi Amy Hunstock
Stephanie Pantoya Susan Park Jeffrey Shannon
Brett Smith Christopher Stalcup John Vazquez, Jr.
Daniel Villadolid Robert Wilson Bradford Whitefield
 - D. Cache Creek Casino Resort – Rumsey Indian Rancheria of Wintun Indians:
Matthew Hewett Phong Van
 - E. Casino Pauma – Pauma Band of Luiseno Mission Indians of the Pauma and Yuima Reservation:
Bryan Finnie
 - F. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:
Jessie Brooks
 - G. Chumash Casino – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:
Amber Garrett Brian Jacobs Dominique Mabe
Kyle Schaffer
 - H. Colusa Casino and Bingo – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:
Michael Thurman Mark Ramos
 - I. Coyote Valley Casino - Coyote Valley Band of Pomo Indians:
Jason Escobar Monica Ramirez
 - J. Eagle Mountain Casino – Tule River Indian Tribe of the Tule River Reservation:
Juan Santoyo
 - K. Golden Acorn Casino and Travel Center – Campo Band of Diegueno Mission Indians:
Michael Vizzo
 - L. Harrah's Rincon Casino & Resort – Rincon Band of Luiseno Indians:
Bryon Nuttall

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- M. Jackson Rancheria Hotel & Casino – Jackson Rancheria Band of Miwuk Indians:
 Connie Bachmann Johnnie Cole Damon Lykins
 Kelly Wardlaw
- N. Pala Casino – Pala Band of Mission Indians:
 Dean Almodova Gerald Bush Wendy Huang
 Mai Nguyen
- O. Pechanga Resort and Casino – Pechanga Band of Luiseno Mission Indians
 of the Pechanga Reservation:
 Shashi Patel Kenneth Steely Taneisha Williams
- P. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:
 Tony Corkhill
- Q. San Manuel Indian Bingo and Casino – San Manuel Band of Serrano Mission
 Indians of the San Manuel Reservation:
 Jeffrey Breiten Sandy Cheung
- R. Soboba Casino - Soboba Band of Luiseno Indians:
 Christina Rodriguez
- S. Spotlight 29 Casino - Twenty-Nine Palms Band of Mission Indians:
 Steve Romero Juan Zavala
- T. Sycuan Casino & Resort- Sycuan Band of the Kumeyaay Nation:
 Maria Andrade Nang Fang David Penn
- U. Table Mountain Casino - Table Mountain Rancheria:
 Rocelia Chavez Yoke Cheng Danny Compos, Jr.
 Brandon Culverson Paul Davis Dennis Karst
 Noemi Mazquiaran Pickkham Olaes David Segovia, Jr.
 Patrick Vargas Jenny Xiong
- V. Tachi Palace Hotel & Casino – Santa Rosa Indian Community of the Santa Rosa
 Rancheria:
 Magdalena Bosworth Frances Palomo Victor Vargas
- W. Twin Pine Casino – Middletown Rancheria Band of Pomo Indians:
 Jacqueline Berry-Jones Sheryl Messer-Jones
- Y. Valley View Casino – San Pasqual Band of Diegueno Mission Indians:
 Raul Villalobos
- Z. Viejas Casino & Turf Club - Viejas Band of Kumeyaay Indians:
 Marshal Gewarges
16. Applications for Renewal Tribal-State Compact Key Employee Findings of Suitability
 (Pursuant to the Tribal-State Gaming Compact, section 6.4.4):
- A. Agua Caliente Casino – Agua Caliente Band of Cahuilla Indians:
 Ruby Capobianco Manuel Luna Steven Whitton
- B. Augustine Casino - Augustine Band of Cahuilla Mission Indians:
 Joel Knutzen Humberto Murillo Harold Rapp
 Alma Segovia Jaime Stevens Thomas Watson
- C. Barona Valley Ranch Resort & Casino - Barona Band of Mission Indians:
 Michael Aptaker Jean Clough Christopher Cousins
 Marilyn Geronimo Gloria Lira Melissa Long
 Venilda Migdal Travis Poe Mark Sarmiento

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- D. Black Oak Casino – Tuolumne Band of Me-Wuk Indians:
Steven Nolan
- E. Cache Creek Casino Resort – Rumsey Indian Rancheria of Wintun Indians:
Hyon Barrilleaux David Brearley George Chadwick
Phonsay Houangvilay Jason Jang Jaekoo Jun
Edison Lee Johnny Phan Karl Thornton
Sam Wong Mai Xiong
- F. Cher-Ae-Heights Casino – Cher-Ae-Heights Indian Community of the Trinidad Rancheria:
Jeremy Muhleck
- G. Chicken Ranch Bingo and Casino – Chicken Ranch Rancheria of Me-Wuk Indians:
Sherrell Tubo
- H. Colusa Casino and Bingo – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:
Daniel Dudley
- I. Coyote Valley Casino - Coyote Valley Band of Pomo Indians:
David Wolfe
- J. Eagle Mountain Casino – Tule River Indian Tribe of the Tule River Reservation:
Kao New Vang
- K. Harrah's Rincon Casino & Resort – Rincon Band of Luiseno Indians:
Lourdelyn Caalim Bridget Giannotti Melvin Roberts
David Roland Joanie Schmitz Colin Skidmore
- L. Havasu Landing Resort and Casino – Chemehuevi Indian Tribe of the Chemehuevi Reservation:
Gerald Pratt
- M. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:
Lena Ford Laura Ramirez
- N. Pala Casino – Pala Band of Mission Indians:
Richard Davison Jaret Gwizdala Tom Nguyen
- O. Red Earth Casino – Torres-Martinez Band of Cahuilla Mission Indians:
Maria Torres
- P. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:
Rolando Cardona Jonathan Turner
- Q. San Manuel Indian Bingo and Casino – San Manuel Band of Serrano Mission Indians of the San Manuel Reservation:
Artiana Agcaoju Brian Derr Stephanie Short-Smith
Jennifer Richard Lance Splawn Todd DiMillo
Brennan
Bobby Hawkins Robert Key Michael Kohn
Eric Mount
- R. Tachi Palace Hotel & Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:
Robert Boudah Noe Noyola

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S. Viejas Casino & Turf Club - Viejas Band of Kumeyaay Indians:
Lou DiBella Dale Frantz Stephen Kramer

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the consent calendar items 14, 15, and 16.

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

PUBLIC COMMENT

There were no public comments at this time.

ADJOURNMENT

Upon motion of Chairman Shelton, seconded by Commissioner Shimazu and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Shelby and Shimazu voting yes, the Chairman adjourned the meeting at 10:24 a.m.