

California Gambling Control Commission

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**MINUTES OF OCTOBER 13, 2011
COMMISSION MEETING**

OPEN SESSION

1. Call to Order and Pledge of Allegiance.

Chairperson Stephanie Shimazu 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 Chairperson Stephanie Shimazu and Commissioners Tiffany Conklin, Lauren Hammond and Richard Schuetz present.

3. Approval of Commission Meeting Minutes for :

A. August 25, 2011

B. September 8, 2011

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin and Hammond voting yes, and Commissioner Schuetz abstaining, the Commission approved the meeting minutes for August 25, 2011 and September 8, 2011. Commissioner Schuetz Abstained from the vote as he was not present.

4. Application for Approval of A) Purchase Agreement; B) Temporary State Gambling License (Pursuant to Business and Professions Code section 19824(c)(f), 19851 and Title 4 CCR 12340):

A. Merced Poker Room: Her Jack Xiong, Sole Proprietor (Seller)
Tongtoua Yang (Buyer)

B. Merced Poker Room: Tongtoua Yang, Sole Proprietor

Comments received from:
Tongtoua Yang

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the purchase agreement between Mr. Her Jack Xiong and Mr. Tongtoua Yang and the temporary license application of Mr. Tongtoua Yang, as Sole Proprietor of Merced Poker Room valid October 13, 2011 through October 31, 2012 with the following conditions:

1. The temporary initial license takes effect on the date that the Commission approves the request and expires October 31, 2012. 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, 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.

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

- A. Bay 101: Sutter's Place, Inc.
Marlene Trapani, Financial Interest Holder

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin Hammond and Schuetz voting yes, the Commission approved the initial state gambling application for Ms. Marlene Trapani to be endorsed on the state gambling license for Bay 101 as a Financial Interest Holder valid through July 31, 2013 with the previous conditions applied to Ms. Trapani's license removed.

- B. Diamond Jim's Casino: Wizard Gaming, Inc.
Joseph Etienne, President, Chairman of the Board
Zephyr Inter Vivos Trust
Joseph Etienne, Trustee

Comments received from:

Harlan Goodson
Joseph Etienne

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the initial state gambling license application for Mr. Joseph Etienne to be endorsed on Diamond Jim's Casino state gambling license through January 31, 2013.

6. Applications for Approval of Initial Key Employee Portable Personal Licenses (Pursuant to Business and Professions Code section 19854)(d):

- A. Pattie Filippini

B. Michael Pak

Upon motion of Commissioner Conklin, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin and Schuetz voting yes, the Commission approved the initial applications for Pattie Filippini and Michael Pak.

7. Applications for Approval of Conversion of Third-Party Providers of Proposition Player Services /Gambling Business Supervisor/Player Registrations to Licenses (Pursuant to Business and Professions Code section 19984 and CCR, Title 4, sections 12218 and 12233):

- | | | | |
|----|---------------------------------------|------------------------|----------------|
| A. | Banc, LLC
Player: | Jeffrey Hampton | |
| B. | BJ Gaming, LLC
Player: | Linda Vue | |
| C. | Certified Network M, Inc.
Players: | Kim Quon
Eric Thang | Socheamony Tat |
| D. | PT Gaming, LLC
Player: | Annesane Rajvong | |

Action:

Upon motion of Commissioner Schuetz, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Schuetz and Hammond voting yes, the Commission approved the conversion applications for the period of October 13, 2011 through October 31, 2013 for agenda items A, C, and D.

Agenda Item B. was heard separately.

Comments received from:

Linda Vue

Action:

Commissioner Hammond's motion to deny Linda Vue's conversion of Third-Party Providers of Proposition Player Services Registration to a License failed for lack of a second.

Upon motion of Commissioner Schuetz, seconded by Commissioner Conklin and carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin and Schuetz voting yes, Commissioner Hammond voting no, the Commission approved Ms. Vue's conversion application for the period of October 13, 2011 through October 31, 2013.

CONSENT CALENDAR ITEMS:

Upon motion of Commissioner Conklin, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin and Schuetz voting yes, the Commission approved Consent Calendar items 8 through 13.

8. Applications for Approval of Renewal Key Employee Portable Personal License (Pursuant to Business and Professions Code section 19854):

- A. Lee Albright, Jr.
- B. Kenneth English
- C. Joseph Fagundes
- D. Jacob Lopez
- E. Thuy Nguyen
- F. James Smith
- G. Kirk Verdun

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

Nineteenth Hole: Dimei Sims

10. Application for Approval of Renewal Work Permit (Pursuant to Business and Professions Code section 19912):

The 101 Casino : Jose Hernandez Melinda Palmer

11. Applications for Approval of Renewal of Third Party Providers of Proposition Player Services/Gambling Business Supervisor/Player Licenses (Pursuant to California CCR, Title 4, sections 12218.8 and 12238).

- A. California Gaming Consultants
Player: Michael Roseberry
- B. Certified Network M, Inc.
Supervisor: Isaac Trumbo
- C. Gaming Fund Group, Inc.
Players: Samantha Amoroso Juan Contreras
Karla Marquez Hon Ngo
Jimmy Toch
- D. Pacific Gaming Services, LLC
Supervisor: Rashelle Bell
- E. PT Gaming, LLC
Supervisors: Michael Forney Lou Chee Her
Andrew Reynolds
Players: Lindsey Garcia Ernesto Jarquin
Megan Labe Roslynd Lenahan
Arianna Patterson Warren Williamson

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

- A. Barona Resort and Casino – Barona Band of Mission Indians:
Daniel Buchter Kevin Dimdiman Annmarie Fortin
Tanya Mulkins
- C. Bear River Casino – Bear River Band of the Rohnerville Rancheria:
Jeffrey Richardson
- D. Blue Lake Casino and Hotel – Blue Lake Rancheria:
Carmine Genovese II
- E. Cache Creek Casino Resort – Yocha Dehe Wintun Nation:
Clyde Baylon Jr.
- F. Casino Pauma – Pauma Band of Luiseno Mission Indians of the Pauma and
Yuima Reservation:
Jonathan Cline Fernando Tavaréz
- G. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi
Indians:
Matthew Olin David Omens
- H. Chumash Casino Resort – Santa Ynez Band of Chumash Mission Indians of
the Santa Ynez Reservation:
Linda Hughes
- I. Gold Country Casino & Hotel – Berry Creek Rancheria of Maidu Indians of
California:
Christopher Adams Brian Boyce Cory Flint
Josh Jacobs
- J. Jackson Rancheria Casino & Hotel – Jackson Rancheria Band of Miwok
Indians:
James Grim
- K. Konocti Vista Casino – Big Valley Band of Pomo Indians of the Big Valley
Rancheria:
Andrew Chantri
- L. Lucky Bear Casino – Hoopa Valley Tribe:
Jody Jackson
- M. Pala Casino Spa Resort – Pala Band of Mission Indians:
Cheryl Slaughter
- N. Pechanga Resort & Casino – Pechanga Band of Luiseno Mission Indians of
the Pechanga Reservation:
Blanca Calero Leo Flasch
- O. Red Hawk Casino – Shingle Springs Band of Miwok Indians:
Danny Chao Peter Nairn Gregory Simon
- P. Santa Ysabel Casino – Santa Ysabel Band of Digueno Indians:
Maria Torres
- Q. Sycuan Casino & Resort – Sycuan Band of the Kumeyaay Nation:
Soyla Ruiz Kianoosh Tehrani
- R. Table Mountain Casino – Table Mountain Rancheria:
Arthur Negrete Jr.

- S. Tachi Palace Hotel and Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:
 Jose Ferrer Khanthong Sophabmixay Juan Trevino Jr.
- T. Thunder Valley Casino Resort – United Auburn Indian Community of the Auburn Rancheria:
 Long Nguyen Sokhanna Ouk Paulina Phongsaiphonh
 Lai Saechao

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

- A. Agua Caliente Casino Resort Spa – Agua Caliente Band of Cahuilla Indians:
 Todd Bailey Leslie Bingham Jackelyn Cabacungan
 David DeLa Jeyson Diaz William Duke
 Fuente Silvia Falcon Ruth Fernandez
 Howard Ea Candice Gilmore Carl Harnischfeger
 Svjetlana Gegic Russell Holcomb Curtis Johnson
 Cecelia Hirata Anthony Robilio Lance Sadler
 Susan O'Brien Karl Siffleet
 Dolores Sanchez
- B. Barona Resort and Casino – Barona Band of Mission Indians:
 Dana Arthur Matthew Bernarde Michelle Corson
 Danielle Eldridge Hugo Enriquez Rowell Felicitas
 Harvey Go Luis Gracia-Lopez Roland Herrera
 Abran Ortiz Kamaran Pasha Christopher Torres
 Bradford
 Whitefield
- C. Bear River Casino – Bear River Band of the Rohnerville Rancheria:
 Glenn Keisner Jr.
- D. Cache Creek Casino Resort – Yocha Dehe Wintun Nation:
 Miguel Barreto- Lea Gray Jeffery Little
 Franco
- E. Diamond Mountain Casino and Hotel – Susanville Indian Reservation:
 Louis Fischer
- F. Feather Falls Casino & Lodge – Mooretown Rancheria of Maidu Indians:
 Noreen Atkins Heath Davis Andrew Durocher Jr.
 Jayne Paramore
- G. Konocti Vista Casino – Big Valley Band of Pomo Indians of the Big Valley Rancheria:
 Linda West
- H. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:
 Nathan Anderson Paul Marcus
- I. Pala Casino Spa Resort – Pala Band of Mission Indians:
 Francisco Carlos Castro Japp Chan

- | | | | |
|--|---------------|--------------|-----------|
| | Aguayo | Jason Tajuna | Jesse Way |
| | Michael Hines | | |
- J. Pechanga Resort & Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
- | | | |
|-------------------|-------------------|------------------|
| Juan Alfaro | Lesha Frazier | Jacqueline Greek |
| Frederick Illsley | Deborah Jones | Danny Martinez |
| Larry Pinaud | Orlando Prudencio | John Warkentien |
| Suzanne Zimmer | | |
- K. Santa Ysabel Casino – Santa Ysabel Band of Digueno Indians:
Jacky Byers
- L. Thunder Valley Casino Resort – United Auburn Indian Community of the Auburn Rancheria:
- | | |
|--------------|-----------------|
| Julie Kim | Jonathan Medina |
| Christy Vang | Mallory White |
- M. Viejas Casino – Viejas Band of Kumeyaay Indians:
John Ngo

Upon motion of Commissioner Conklin, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved Consent Calendar.

PUBLIC COMMENT

None.

ADJOURNMENT

Chairperson Shimazu adjourned the Commission Meeting at 10:32 a.m.