

California Gambling Control Commission

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**MINUTES OF APRIL 14, 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 and Lauren Hammond present.

3. Approval of Commission Meeting Minutes for :
March 10, 2011

Upon motion of Chairperson Shimazu, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin and Hammond voting yes, the Commission approved the meeting minutes for March 10, 2011.

4. Request for Approval of Transfer of Interest (Pursuant to Business and Professions Code section 19892):

Palomar Card Club: Palomar Card Club, a General Partnership
Donald Staats, Partner
Susan Staats, Partner

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the transfer of Mr. Cloper's partnership interest equally to Donald and Susan Staats.

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

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

A. Comstock Card Room: Joseph and Monica Melech, Owners

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the renewal application for the licensure period of May 1, 2011 through April 30, 2013.

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

B. Lucky Derby Casino: Point-Walker, Inc.

Kermit Schayltz, President, Shareholder
Sandra Schayltz, Shareholder, Community Property
Interest Holder
Leo Chu, CFO, Secretary, Shareholder
Ivy Chu, Shareholder, Community Property Interest Holder

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the renewal application for the remaining licensure period through December 31, 2011.

Chairperson Shimazu asked when the administrative hearing was scheduled to take place.

Mr. Rodney Blonien, representing the Lucky Derby, indicated there is a hearing scheduled for September. Mr. Blonien further indicated that he had sent an offer in compromise to the Attorney General hoping to resolve the issue prior to a hearing.

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

C. The Bicycle Casino: The Bicycle Casino, L.P.*

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the renewal application for the licensure period of May 1, 2011 through April 30, 2013.

Upon motion of Commissioner Conklin, seconded by Chairperson Shimazu and unanimously carried in a vote by roll call with Chairperson Shimazu and

Commissioners Conklin and Hammond voting yes, the Commission approved the staff recommendation.

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

Deputy Director Tina Littleton indicated the Bureau of Gambling Control recommended that the Commission approve the initial application. Staff has reviewed the Bureau's report, concurred with their recommendation, and recommended approval with the following condition:

Beginning June 1, 2011 and every 180 days thereafter, Mr. Boring must submit to the Commission a written update on his repayment of the HSBC judgment.

Ms. Littleton further indicated that the local license has been renewed.

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

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

A. California Gaming Consultants:

Player: Joseph Vinlove

B. Certified Network M, Inc.:

Players: Nicholas Bazzano Rose Briseno Matthew Caron

Bruce Chau Michael Chen

C. Gaming Management, LLC:

Players: James Abuan Michael Dodge Cameron Lemmons
 Jessiebon Ramirez Krystle Wright

Deputy Director Tina Littleton indicated the Bureau of Gambling Control recommended that the Commission approve the conversion applications in items 7A through 7C. Staff has reviewed the Bureau's reports, concurred with their recommendations; and, recommended approval through April 30, 2013.

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

8. Applications for Approval of Renewal of Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.5):
 - A. PDS Gaming Corporation: PDS Holding Company, Inc.*
 - B. WMS Gaming, Inc.: Delaware Corporation*

Deputy Director Tina Littleton indicated that staff recommended the Commission approve the renewal applications for items 8A and 8B through April 30, 2013.

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

9. Consideration of Proposed Amendment to Modified Emergency Order (Pursuant to Business and Professions Code section 19931(c)):
 - A. Artichoke Joe's Casino: Artichoke Joe's, a California Corporation
 - B. Oaks Card Club: Oaks Card Club, Limited Partnership

Deputy Director Tina Littleton indicated that the parties in items 9A and 9B had requested the Commissioners postpone consideration of these two items.

Chairperson Shimazu asked if the parties wanted the Commission to hear the stipulation or the request for modification of the Emergency Order on the April 28th meeting.

Mr. Bill Williams, Deputy Attorney General, indicated this would be a continuance of the current motions to modify the Emergency Orders. Mr. Williams further indicated the parties are working towards a comprehensive proposal to present to the Commission and will have it done before April 28, 2011. Mr. Williams stated that they could potentially put an item on the agenda for April 28th of a possible settlement approval.

Chairperson Shimazu stated she would like the stipulation item on the agenda to hold a place and if there is no settlement ready, the Commission will not hear it. Chairperson Shimazu cautioned that if there is a stipulation, the Commission needs to receive it with ample time to review it and in the event the Commission does not approve it, all parties need to be prepared for the hearing on May 2, 2011.

Mr. Alan Titus, Designated Agent for Artichoke Joe's Casino, stated that his request was that both items be on the agenda for April 28, 2011.

Mr. David Fried, Attorney for Oaks Card Club, asked if there would need to be an agenda item on April 28, 2011, if they were to ask for a continuance of the May 2, 2011 hearing. Chairperson Shimazu responded that it would not be necessary.

Upon concurrence of the Commissioners, items 9A and 9B were tabled and scheduled to appear on the April 28, 2011 agenda.

CONSENT CALENDAR ITEMS:

10. Applications for Approval of Interim Licenses for Remote Caller Bingo – Fiduciary/Site Manager/Caller (Pursuant to Penal Code section 326.3 and Title 4, California Code of Regulations Section 12498):

- A. Michael J. Bordwell – *Site Manager*
- B. Kathleen G. Carter – *Site Manager*
- C. Michelle D. Green – *Site Manager*
- D. Cloyd E. Summers – *Site Manager*

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

- | | | |
|----------------------|----------------------|----------------------|
| A. Michael Bird | J. Charlie Gin | S. Diana Sanchez |
| B. Anthony Cilibrasi | K. Joy Harn | T. Eleana Sagato |
| C. Mario Conte | L. Howard Liu | U. Sinan Sinanyan |
| D. Eveliene Dullaart | M. Fabricio Martinez | V. Cristina Stephens |
| E. William Durbin | N. John O'Donnell | W. John Tian |
| F. Zaven Esmaili | O. Kelley O'Hare | X. Mark Ventre |
| G. George Freese | P. George Rahme | |
| H. Robert Flores | Q. Ingrid Roseman | |
| I. Cynthia Fuentes | R. Areli Sanchez | |

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

- | | | |
|------------------------|-----------------------|--------------|
| A. Merced Poker Room: | Phousone Veulvilavong | Vichai Yang |
| B. Napa Valley Casino: | Gary Harris | Sophia Huang |

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

- | | | |
|------------------------------------|--------------|--------------------|
| A. Empire Sportsmen's Association: | Tem Mao | |
| B. Lake Bowl Cardroom: | Erica Walter | |
| C. Merced Poker Room: | Kou Vang | |
| D. Napa Valley Casino: | Cuong Hoang | Manuyya Pansuntorn |

14. 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. Gaming Fund Group, Inc.: | | | |
| Player: | Justin Dimalanta | | |
| B. Gaming Management, LLC: | | | |
| Players: | Charles Van Corpus | Danielle Garcia | Cheng Her |
| | Juliette Mares | Sandra Ramirez | Yen Saechao |
| | Rihana Smith | Michael Yabes | |

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- c. Pacific Gaming Services, LLC:
Players: Natalia Ramirez Kunthea Suon

15. Applications for Approval of Initial Tribal-State Compact Key Employee Findings of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

- A. Agua Caliente Casino Resort Spa – Agua Caliente Band of Cahuilla Indians:
Jacob Britton Ramona Grinager Nayeli Pineda De Craik
Melissa Ramirez Jesus Sotelo
- B. Augustine Casino - Augustine Band of Cahuilla Mission Indians:
Exequiel Arellano Eleida Bolanos Rubidia Garcia
Guadalupe Ochoa Elsa Sandoval
- C. Barona Resort and Casino - Barona Band of Mission Indians:
Randal Brackin Matthew McFarlane
- D. Bear River Casino - Bear River Band of the Rohnerville Rancheria:
Elijah Alexander Craig Morey Bradley Thrasher
- E. Blue Lake Casino and Hotel - Blue Lake Rancheria:
Andrew Tauzer
- F. Cache Creek Casino Resort – Yocha Dehe Wintun Nation:
William Bowden, Jr.
- G. Casino Pauma – Pauma Band of Luiseno Mission Indians of the Pauma and Yuima Reservation:
Walter Diaz
- H. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:
Roberto Medina
- I. Chumash Casino Resort – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:
Lola-Marie Leaver
- J. Colusa Casino Resort – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:
William Greco Johnathan Larson
- K. Coyote Valley Casino - Coyote Valley Band of Pomo Indians:
Timothy Elmore Johnathan Kirkwood Rajesh Kumar
- L. Harrah’s Rincon Casino & Resort – Rincon Band of Luiseno Indians:
Robin Coffman Kimberly Wiebe
- M. Havasu Landing Resort & Casino – Chemehuevi Indian Tribe of the Chemehuevi Reservation:
Rhonda Beetz
- N. Jackson Rancheria Casino & Hotel – Jackson Rancheria Band of Miwuk Indians:
Mark Cunha Anna Lopez Jay Milbourne
Sterling Ottinger James Pharris William Pitzer
Michelle Roeber Linda Willing
- O. Konocti Vista Casino – Big Valley Band of Pomo Indians of the Big Valley Rancheria:
James Beland
- P. La Posta Casino – La Posta Band of Diegueno Mission Indians of the La

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Posta Indian Reservation:

Patricia Byrd Michael Gorczynski Garrett Stoltzfus

Q. Mono Wind Casino – Big Sandy Rancheria Band of Western Mono Indians:

Duane Contreras Victoria Johnson Stacey Lewis

R. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:

Alfonso Ochoa

S. Pala Casino Spa Resort – Pala Band of Mission Indians:

George Arsenis Tam Bandith Brandon Brown

Alan Chanthavong Suzette Galante Ashlie Jesse

Enrique Lopez Miguel Naranjo Rupertson Robles

Ying Zhang

T. Quechan Casino Resort - Quechan Tribe of the Fort Yuma Indian Reservation:

Teresita Dean April Solis

U. Red Hawk Casino – Shingle Springs Band of Miwok Indians:

Travis Callaway Iwona Castro Bryan Delugo

Soudchay Prak Pich

Manibot

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

Russell Chitwood, III Michael Fox

W. Santa Ysabel Casino – Santa Ysabel Band of Digueno Indians:

Jacky Byers

X. Sho-Ka-Wah Casino – Hopland Band of Pomo Indians of the Hopland Rancheria:

Rick Schubert

Y. Sycuan Casino & Resort- Sycuan Band of the Kumeyaay Nation:

Kevin Duong Mizahel Palacios

Z. Table Mountain Casino - Table Mountain Rancheria:

Chang Moua Charles Thompson, Jr.

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

Reynaldo Bernalis Maria Schultz

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

Javier De La Rosa Susan Monteleone

CC. Twin Pine Casino & Hotel – Middletown Rancheria Band of Pomo Indians:

Rose Carrera Dustin Solmonson

DD. Valley View Casino & Hotel – San Pasqual Band of Diegueno Mission Indians:

Albert Cope, Jr.

EE. Viejas Casino - Viejas Band of Kumeyaay Indians:

Kelly McMaster

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

A. Black Oak Casino – Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:

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- | | | |
|----------------|-----------------|--------------|
| Robert Benkula | Betty Greenwood | James Hodge |
| Lisa Krom | Leif Kruger | Ronald Patel |
| Martin Pierce | Toni Sundling | |
- B. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:
Hani Zadsalamat
- C. Chumash Casino – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:
Dave Abayan Jared Ruiz Michael Wied
- D. Colusa Casino and Bingo – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:
Shaun Bisiaux
- E. Diamond Mountain Casino and Hotel – Susanville Indian Reservation:
Marilyn Gonzales
- F. Jackson Rancheria Casino & Hotel – Jackson Rancheria Band of Miwuk Indians:
Robert Coats James Delap Steven Farr
David Kuehn Michael Laird Phalkun Phann
Chumno Phen Jimmy Tran
- G. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:
Susan Gates Patrick Hixon Awara Kasim
Kay Strebe
- H. Pala Casino Spa Resort – Pala Band of Mission Indians:
Sal Enriquez Brett Marek Joseph Popowich
Laurie Smith
- I. Pechanga Resort and Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
Baby Ivy Babatid Queena Chan John Foster
Shirley Fredrick Hai Nguyen Ernesto Prodigalidad
Karla Rubi Cassandra Singleton Charaphitoun Souratha
William Stewart
- J. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:
Emilie Geoffrion Andrew Ring Deloras Siri
James Yoast
- K. San Manuel Indian Bingo and Casino – San Manuel Band of Serrano Mission Indians of the San Manuel Reservation:
Lewyllyn Flores Michael Perry Jonathan Santana
Patricia Short
- L. Sho-Ka-Wah Casino – Hopland Band of Pomo Indians of the Hopland Rancheria:
Jason Pool
- M. Soboba Casino - Soboba Band of Luiseno Indians:
Jimmy Hays
- N. Sycuan Casino & Resort- Sycuan Band of the Kumeyaay Nation:
Barbara Brady Romeo Buensuceso, Jr. Elmer Caintic
Karla Carlson Melanie Clark George Cruz
Ariston Garcia Bill Inthamala Ketkeo Inthavong

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Richard Jewell	Mittaphone Khansourivong	Neil Lambert
Kin Lee	Loretta Ludwig	Mary Meier
Monica Morrison	David Penn	Sherwin Perez
Edward Ramis	Jose Rivera	Larry Turley

O. Tachi Palace Hotel & Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:

Tyler Aragon	Marlene Bass	Garret Ebendick
Cameron Gomez	Thomas Salazar	Stella Velasquez

P. Valley View Casino & Hotel – San Pasqual Band of Diegueno Mission Indians:

Antoinette Ransom	William Fessl
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Deputy Director Tina Littleton indicated that staff recommended the Commission approve consent calendar items 10 through 16.

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

CLOSED SESSION:

Chairperson Shimazu recessed the Commissioners to closed session at 10:12 a.m. to discuss the following two agenda items:

1. Litigation: (Government Code section 11126(e)):
 - I. *Timothy Eugene Stroud v. California Gambling Control Commission, San Luis Obispo County Superior Court (CV100082).*
 - J. *Alturas Indian Rancheria, v. Kenneth L. Salazar, Secretary of the Interior et al., U.S. Dist. Court, E.D. California (2:10-cv-01197-LKK-EFB)*

RECONVENE TO OPEN SESSION

Chairperson Shimazu reconvened to open session at 10:55 a.m. Mr. Joe Dhillon, Chief Counsel, indicated that no action was taken at this time on either of the closed session items.

PUBLIC COMMENT:

Reverend James Butler representing the California Coalition Against Gambling Expansion wanted to commend the Commission and its' investigation branch for intervening in an internet gambling site of sponsoring a poker tournament in a California card room. Reverend Butler suggested that the Bureau explore the separation of the sponsorship and the site because it is his understanding that the sponsorship and the official name were ended but the personnel didn't change. Additionally Reverend Butler commented on the legislation pending regarding intra-state, internet gambling in

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California and the Commission's/Bureau's oversight responsibilities and how they would be accomplished.

ADJOURNMENT

Chairperson Shimazu adjourned the meeting at 11:00 a.m.