

**California Gambling Control Commission**

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**MINUTES OF FEBRUARY 23, 2012  
COMMISSION MEETING**

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**OPEN SESSION**

1. Call to Order and Pledge of Allegiance.

Chairperson Stephanie Shimazu called the meeting to order at 10:00 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 :

January 12, 2012

January 24, 2012

January 26, 2012

With concurrence by the Commissioners, changes in the Orders of the Day were made to move Item 4.D. to be heard after 9.C.; and, Item 8 to be heard after Item 12.

Action:

Upon motion of Commissioner Hammond, 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 the meeting minutes for January 12, 2012, January 24, 2012 and January 26, 2012.

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

A. Club San Rafael: Pete's 881 Club, Inc.  
Robert Pellolio, President, Shareholder  
Linda Pellolio, Vice President, Secretary, Treasurer,  
Shareholder

Comments Received From:

Frances Asuncion, Bureau of Gambling Control

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Action:

Upon motion of Commissioner Hammond, 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 the renewal state gambling license through November 30, 2013, removing condition 1 and 2 and continuing condition 3, as noted below:

1. *The owner-licensee must establish and follow written policies and procedures for loan agreements as it relates to loans from Pete's 881 Club, Inc., to other parties - REMOVE*
2. *All follow-up questions by Commission or Bureau staff deemed outstanding in the Examination of Books and Records, Report of Findings, if any, must be responded to in writing to the Commission or Bureau within two weeks of inquiry - REMOVE*
3. *The owner-licensee shall submit to the Commission written proof that the security surveillance violation noted in the Bureau's October 13, 2011, Letter of Warning have been remedied - CONTINUE*

- B. Garden City Casino: Garden City, Inc.  
Eric Swallow, CFO, Secretary, Shareholder  
Lunardi Family Living Trust, Shareholder  
Peter Lunardi, CEO, Trustee  
Jeanine Lunardi, Trustee  
Irene Pestana, Percentage Landlord

Comments Received From:

Frances Asuncion, Bureau of Gambling Control  
Bob Lytle, Designated Agent

Action:

Upon motion of Chairperson Shimazu, 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 renewal state gambling license through February 28, 2014, with the modified condition listed and removal of condition 3.

Condition to Be Removed:

*Trustees of The Lunardi Family Living Trust (Trust) shall provide documentary evidence (such as the recorded deed) of placement of Garden City, Inc.'s shares into the Trust, to show change of ownership to the Trust, within 30 days of Trust approval. After receipt of this evidence, the Commission will issue a license*

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*certificate to include the following endorsement: The Lunardi Family Living Trust – Peter Victor Lunardi, III and Jeanine Lunardi, Trustees.*

Modified Condition:

*The owners shall abide by the conditions 1-15 placed on the locally issued individual stockholder license.*

- C. Player's Casino:                   The Player's Club Inc.  
  Monica Donohoo, Shareholder  
  William Kracht, President, Chief Executive Officer  
  Sherri Drifka, Secretary, Chief Financial Officer

Action:

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 the renewal state gambling license through February 28, 2014.

- D. Wine Country  
    Casino and Restaurant:           Lodi Cardroom Inc.  
  John Park, Secretary, Shareholder

This item was moved for consideration following Item 9.C.

5. Request for Approval to Remove Condition(s) from State Gambling License (Pursuant to Business and Professions Code section 19824(b)):

St. Charles Place:           Robert Bertges, Sole Proprietor

Action:

Upon motion of Chairperson Shimazu, 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 removal of the conditions placed on the St. Charles Place state gambling license as follows:

1. *Mr. Bertges shall provide proof of the close of escrow to the Commission within ten (10) days of escrow closing.*
2. *Within 60 days of approval, Mr. Bertges shall provide a copy the following to both the Commission and Bureau:*
  - Business License,*
  - Emergency Preparedness and Evacuation Plan,*
  - Chips in Use Account; and,*
  - Chart of Accounts*



9. Applications for Approval of Renewal of Third Party Provider of Proposition Services/ Gambling Business Licenses (Pursuant to CCR, Title 4, sections 12218.8 and 12238)

A. Dog Named Blue, Inc. dba

California Gaming Consultants: The Rick Baldaramos Trust, Shareholder  
Richard Baldaramos, Trustor, Trustee, and  
Beneficiary

Comments Received From:

Deborah Dunn, Bureau of Gambling Control

Action:

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 extending the current license through May 31, 2012 with the existing conditions listed below:

1. *Licensee California Gaming Consultants shall comply with all applicable gambling-related laws and administrative regulations and shall comply with/abide by the corrective action plans, and each of them, detailed in licensee's letters to the Bureau dated April 15, 2009, July 23, 2009, October 28, 2009, and in response to the letters of warning issued by the Bureau on April 23, 2010, and April 29, 2010.*
2. *Licensee California Gaming Consultants shall not employ nor allow any employee to participate in games as a third-party proposition player on behalf of California Gaming Consultants while the person is employed by or acting as an independent contractor for a gambling establishment where California Gaming Consultants provides third-party proposition player services.*
3. *The Commission may impose conditions on the license based on interim information concerning an ongoing review by the Bureau of Gambling Control. Any such action taken by the Commission shall not preclude identification of violation(s) that prompted imposition of the condition(s), or other violations developed in the Bureau review, as grounds for any subsequent enforcement action against licensee. Licensee is thus alerted to the fact that this renewal is without prejudice to the Bureau taking disciplinary action as it deems appropriate.*

B. Premier Player Providers, Inc.: Nasser Qutob, President, Secretary, and  
Treasurer

Comments Received From:

Jade Jaeckle, Designated Agent  
Nasser Qutob  
Phyllis Truby

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Norm Pierce, Bureau of Gambling Control

Action:

Upon motion of Commissioner Schuetz, 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 extending the license for 90 days.

C. PT Gaming, LLC:

Patrick A. Tierney, Member  
Patrick A. Tierney and Jamie L. Tierney Family  
Trust, Funding Source  
Patrick Tierney, Trustee, Grantor,  
and Beneficiary  
Jamie Tierney, Trustee, Grantor, and  
Beneficiary  
Network Management Group, Inc.,  
Funding Source  
John Park, Shareholder

Comments Received From:

Tracey Buck-Walsh  
Norm Pierce, Bureau of Gambling Control

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 referred this matter to an evidentiary hearing.

4.A Wine Country

Casino and Restaurant:

Lodi Cardroom Inc.  
John Park, Secretary, Shareholder

*This item was moved to be considered after Item 9.*

Action:

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 referred this matter to an evidentiary hearing and secondly, removed the existing condition as follows:

*John Park is required to provide all documentation to the Bureau of Gambling Control and Commission which permits an evaluation and determination of the source of funds and financial interest in the establishment and operation of Kings Consulting Group, LLC.*



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Palomar Card Club: University Heights, LLC  
Naseem Salem, Member  
Adel Salem, Member

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

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

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

Naseem Salem

Comments Received From:

Keith Sharp  
Robert Burge, Bureau of Gambling Control  
Norm Pierce, Bureau of Gambling Control

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 referred Items 12. A, B, and E to evidentiary hearing.

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

Palomar Card Club

Comments Received From:

Keith Sharp  
Norm Pierce, Bureau of Gambling Control

Action:

Upon motion of Commissioner Hammond to deny, seconded by Chairperson Shimazu and in a vote by roll call with Chairperson Shimazu and Commissioner Hammond voting yes, Commissioner Schuetz and Commissioner Conklin voting nay, resulted in a split vote. Motion failed.

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

Ramy Zakaria

Comments Received From:

Ramy Zakaria  
Frances Asuncion, Bureau of Gambling Control

Norm Pierce, Bureau of Gambling Control

Action:

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 and Hammond voting nay. The Commission approved the initial key employee application.

8. Application for Approval to Convert Third Party Provider of Proposition Services Owner Registration to a License (Pursuant to Business and Professions Code section 19984 and CCR, Title 4, section 12218):

ATS Gaming, Inc.:      Ablahad Salim, President, Treasurer, Secretary  
Shareholder

*This item was moved to be considered as Item 12.*

At the request of the Commissioner Schuetz, Deputy Estes read into the record, a letter received from Mr. Ablahad Salim.

Action:

Upon motion of Commissioner Schuetz, 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 denied ATS Gaming, Inc. request to convert Third Party Provider of Proposition Services Owner Registration to a license.

**CONSENT CALENDAR ITEMS:**

*(Items on the consent calendar will be taken up and voted on as a group. A Commissioner may request that an item be discussed, in which case it will be discussed separately at a later point in the meeting.)*

Action:

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 the Consent Calendar items 13 through 18.

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

Andrew Pye

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

A. Empire Sportsmen's Association: Boeun Sieng

B. Napa Valley Casino:                      John Chmielewski                      Dierdre Sullivan  
Frank Thounnavong                      Kyle Yamamoto

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- C. The Deuce Lounge & Casino: Valerie Griggs
- D. The 101 Casino: Nolan McCoy Jr.

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

- A. Club San Rafael: Lucas Shulkin
- B. Napa Valley Casino: Mai Yang
- C. Oceana Cardroom: Linda Miossi
- D. The 101 Casino: Romeo Manangquil

16. 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).

- CB Certified Banker, Inc. Player: Jimmy Ung

17. 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. Augustine Casino – Augustine Band of Cahuilla Mission Indians:  
Adrian Hernandez
- B. Barona Resort and Casino – Barona Band of Mission Indians:  
Debra Dischiavo
- C. Chumash Casino Resort – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:  
Patrick Fritz
- D. Colusa Casino Resort – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:  
Joseph Delpape Brianna Garcia
- E. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:  
Jeffrey Petrick
- F. Pechanga Resort & Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:  
Mike Valle
- G. Red Hawk Casino – Shingle Springs Band of Miwok Indians:  
Joshua Carson James Crawley Kathy Rybar  
John Toledo
- H. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:  
Anthony Sperske
- I. Santa Ysabel Casino – Santa Ysabel Band of Digueno Indians:  
Betsy Pietila
- J. Spotlight 29 Casino – Twenty-Nine Palms Band of Mission Indians:  
Vincent Monteleone
- K. Table Mountain Casino – Table Mountain Rancheria:  
Andrew Harris Jr.
- L. Tachi Palace Hotel and Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:

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- Anthony Garcia      Mark Falkenrath  
M. Thunder Valley Casino Resort – United Auburn Indian Community of the Auburn Rancheria:  
    Courtney Emry      Clark Wood  
N. Viejas Casino – Viejas Band of Kumeyaay Indians:  
    Denise Burkemper      David Duchene  
O. Win-River Casino – Redding Rancheria:  
    Gary Hayward

18. 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. Agua Caliente Casino Resort Spa – Agua Caliente Band of Cahuilla Indians:  
    Michael Cook                      Cynthia Diaz                      Karina Elenes  
    Jerry Fry                              Maureen Harrison              Rebecca Kilpatrick  
    Christopher Lorton                  Alwilda McElwain              Alfredo Pasion  
    Joseph Thomas                      Blasa Wohlenberg  
B. Black Oak Casino – Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:  
    Kelly Bester                              Wesley Busler  
C. Chumash Casino Resort – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:  
    Adonis Felix                              Gregory Gallegos                  Linda Hughes  
    Paul Kaatz                                  Walter Tyler  
D. Colusa Casino Resort – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:  
    Robert Arquette  
E. Desert Rose Casino – Alturas Rancheria:  
    Shawn Normington  
F. Feather Falls Casino & Lodge – Mooretown Rancheria of Maidu Indians:  
    Matt Weisser  
G. Harrah's Rincon Casino & Resort – Rincon Band of Luiseno Indians:  
    Mary Brown-Lewis                      Catherine Cisneros                  Terri Cueva  
    Lisa Dualan                                  Kenneth Stonebraker  
H. Havasu Landing Resort & Casino – Chemehuevi Indian Tribe of the Chemehuevi Reservation:  
    James Cole  
I. Konocti Vista Casino – Big Valley Band of Pomo Indians of the Big Valley Rancheria:  
    Andrew Chantri  
J. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:  
    Lisa Frink                                  Christopher Gile                      Kendra Pimentel  
    Raad Sahawneh                          Rebecca Shack                      Elena Zamora  
K. Pala Casino Spa Resort – Pala Band of Mission Indians:  
    William Bembenek  
L. Red Hawk Casino – Shingle Springs Band of Miwok Indians:

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Chad Abelein

- M. San Manuel Indian Bingo and Casino – San Manuel Band of Serrano Mission Indians of the San Manuel Reservation:

Bryan Bates	Christopher Brown	Tanek Escatel
Lewylyn Flores	Keith Gallegos	Ernestina Hall
Sun Huh	Steven Kuehnel	Shannon McKinley
Oscar Muniz	Shailendra Patel	Michael Perry
Jonathan Santana	Patricia Short	Ryan Tansy
Rhonda Zahn		

- N. Sho-Ka-Wah Casino – Hopland Band of Pomo Indians of the Hopland Rancheria:  
Vladimir Lopez

- O. Spotlight 29 Casino – Twenty-Nine Palms Band of Mission Indians:  
Ky Porter

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

Rafi Butres	Elmer Caintic	Richard Jewell
Neil Lambert	Jose Rivera	

- Q. Table Mountain Casino – Table Mountain Rancheria:

David Segovia Jr.

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

Jorge Aguilar	Soupharak Kayarth	Michelle Lawrence
Nakai Raposa	Veronica Reynoso	Frelen Soliman

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

Muang Saepanh

- T. Viejas Casino – Viejas Band of Kumeyaay Indians:

Guillermo Abasolo	Shawn Baldi	Jasen Birdsall
Marshal Gewarges	Rohanee Madeira	Hsiuyen Novak
Paul Smoot	John Tehan	Joseph Tolentino

- U. Win-River Casino – Redding Rancheria:

Michael Hayward

**PUBLIC COMMENT:**

Commissioner Schuetz

**AJOURNMENT:**

Chairperson Shimazu adjourned the Commission Meeting at 1:25 p.m. in the memory of Mr. Curtis Darrisaw, who was killed in action in Vietnam on 2/23/69 and died in the arms of Kermit Schayltz.