

California Gambling Control Commission

2399 GATEWAY OAKS DRIVE, SUITE 220

SACRAMENTO, CA 95833

(916) 263-0700 FAX (916) 263-0499

www.cgcc.ca.gov

**MINUTES OF JULY 12, 2012
COMMISSION MEETING**

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, Commissioners Tiffany Conklin and Lauren Hammond present. Commissioner Richard Schuetz was not present.

3. Approval of Commission Meeting Minutes for:
June 14, 2012

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 voting yes, the Commission approved the meeting minutes for June 14, 2012.

By concurrence of the Commissioners, Consent Calendar Item 14.D. was moved to Open Session following item 9. In addition, Item 16. was continued to the August 8, 2012 Commission Meeting.

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

Outlaws Card Parlour: Dora Brown and Alfred Brown, Owners

Comments Received From:

Audra Opdyke, Bureau of Gambling Control

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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 voting yes, the Commission approved the renewal application for Outlaws Card Parlour through June 30, 2014.

It was noted that the staff report incorrectly noted the licensure period June 30, 2013, however, the action taken by the Commission corrected the typo.

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

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 voting yes, the Commission approved the initial key employee applications 5A through 5E listed below:

A. Lori DeRenzo
Through July 31, 2013

Comments Received From:

Lori DeRenzo
Audra Opdyke, Bureau of Gambling Control

B. Dante Hicks
Through September 30, 2013

Comments Received From:

Dante Hicks

C. Gerald Morris
Through July 31, 2014

D. Robert Pryor
Through September 30, 2013

E. Moacyr Vadas
Through May 31, 2013

6. 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. Certified Network M, Inc.:

Players:

Sara Herrera

Jerald Minnerly, II

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B. Gaming Fund Group, Inc.:

Player Supervisor: Daniel Berg

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 voting yes, the Commission approved the conversion applications through July 31, 2014.

It was noted that item 6.B. Daniel Berg should have been listed as a Supervisor and not a Player.

7. Request for Approval to Withdraw Application to Convert Third Party Providers of Proposition Player Services/Gambling Business Registration to a License. (Pursuant to Business and Professions Code section 19984 and CCR, Title 4, sections 12218.5 and 12234):

Acme, LLC: Federico Family Trust

Action:

Upon motion of Chairperson Shimazu, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond voting yes, the Commission approved the request to withdraw the conversion application for the Federico Family Trust, **without prejudice.**

8. Request for Approval to Withdraw Application to Convert Third Party Proposition Supervisor Registration to a License (Pursuant to Business and Professions Code section 19984 and CCR, Title 4, section 12218.5):

A. Banc, LLC:

Supervisors: Henry Dieu Wyatt Gonyer
Romma Ith

B. Bo Bo Go, Inc.:

Supervisor: Stephan Chan

C. Certified Network M, Inc:

Supervisor: Dan Lim

D. Valley Gaming Services:

Supervisors: Nicole Saleeby Kimberly Wong

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 voting yes, the Commission approved the request to withdraw the conversion applications **without prejudice.**

9. Application 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):

Shuffle Master, Inc.:

Linster Fox, Executive Vice President,
Chief Financial Officer, Treasurer, and
Secretary
John Bailey, Director
Garry Saunders, Director
Daniel Wade, Director

Comments Received From:

Aisha Martin-Walton, 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 voting yes, the Commission approved the renewal of Finding of Suitability as a Gaming Resource Supplier for Shuffle Master, Inc. and its principals, valid through July 31, 2014.

Moved From Consent to Open Session:

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

D. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation: Neal Reed

Comments Received From:

Neal Reed (via telephone)
Aisha Martin-Walton, Bureau of Gambling Control
Norm Pierce, Bureau of Gambling Control

Action:

Upon motion of Commissioner Hammond, seconded by Chairperson Shimazu and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin, Hammond voting yes, the Commission approved the licensure period through May 22, 2013 with condition noted below:

Mr. Reed must provide proof to the Bureau of Gambling Control of monthly payments made toward his outstanding tax lien until it has been satisfied.

10. Application for Renewal of State Gambling License (Pursuant to Business and Professions Code sections 19824 and 19876):

A. Stipulated Settlement, Decision and Order:

In the Matter of the Statement of Issues Against Haig Kelegian, Jr., Partner,
Ocean's Eleven Casino

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- B. Stipulated Settlement, Decision and Order:
In the Matter of the Statement of Issues Against Haig Kelegian, Jr., Shareholder,
Crystal Casino & Hotel

Items 10.A. and 10.B. were discussed in closed session.

CONSENT CALENDAR ITEMS:

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

- | | |
|-------------------|-------------------------|
| A. Misty Alonzo | G. Ruth Harkins |
| B. Dan Chung | H. Khamson Inthavong |
| C. Terry Davis | I. Pasquinel Marchiondo |
| D. John Deng | J. Jeffery Muller |
| E. Malcolm Glover | K. Adam Perron |
| F. Helen Gray | L. Stefanie Saechao |

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

Old Cayucos Tavern: James Tarby

**13. 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: | | |
| Players: | Brian Biggs | Sophanna Uy |
| B. Pacific Gaming Services, LLC: | | |
| Player: | Carmelita Taylor | |
| C. Premier Player Providers, Inc.: | | |
| Player: | Thave Savorn | |
| D. PT Gaming, LLC: | | |
| Players: | David Hinojosa | Sheila Leahey Buxton |
| | Scott Rowe | Lisa Shick |
| | Helen Wang | |

**14. 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. Cache Creek Casino Resort – Yocha Dehe Wintun Nation: | | |
| Chalene Phommachack | | |
| B. Elk Valley Casino – Elk Valley Rancheria: | | |
| Steven Calder | | |
| C. Fantasy Springs Resort Casino – Cabazon Band of Mission Indians: | | |
| Michele Montana | Ana Salas-Keto | Veronica Torres |

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- D. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:
Neal Reed – **(Removed from Consent)**
 - E. Paiute Palace Casino – Paiute-Shoshone Indians of the Bishop Community of the Bishop Colony:
Deborah Yenser
 - F. Pala Casino Spa Resort – Pala Band of Mission Indians:
Edgardo Cabural Meighan Lammers
 - G. Pechanga Resort & Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
Soda Heaps Tatiana Unciano
 - H. Quechan Casino Resort – Quechan Tribe of the Fort Yuma Indian Reservation:
Jesus Gonzalez
 - I. Santa Ysabel Casino – Santa Ysabel Band of Digueno Indians:
Evan Burnsworth
 - J. Soboba Casino – Soboba Band of Luiseno Indians:
Elizabeth Guizar
 - K. Thunder Valley Casino Resort – United Auburn Indian Community of the Auburn Rancheria:
Saan Saechao
 - L. Twin Pine Casino & Hotel – Middletown Rancheria Band of Pomo Indians:
Kyle Taber
15. 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:
Albert Chapman Michael Carruthers Candice Gilmore
 - B. Augustine Casino – Augustine Band of Cahuilla Mission Indians:
Exequiel Arellano Kathy Tran
 - C. Barona Resort and Casino – Barona Band of Mission Indians:
William Allen Michael Aptaker Debra Arce
Brian Arthur Patricia Bauder Randal Brackin
Hoa Bui Jean Clough David Collier
Casey Fritz Marilyn Geronimo Carlos Guerrero-Ochoa
Fletcher Linton Gloria Lira Gabriela Martinez
Jose Martinez Donna Miller Jesus Moraga
Jennifer Pena Jose Peralta Janine Rheume
Gregorio Rodriguez Mark Sarmiento Mark Slater
Jamin Steindorf Scott Tuck
 - D. Blue Lake Casino and Hotel – Blue Lake Rancheria:
Carrie Lloyd Jessica Townsend
 - E. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:
Wanda Adams Charlisha Mart Danny Otis

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- F. Chumash Casino Resort – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:
Donald Candy
- G. Colusa Casino Resort – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:
Guy Hill Sharon Kazena
- H. Eagle Mountain Casino – Tule River Indian Tribe of the Tule River Reservation:
Margaret Walden
- I. Harrah's Rincon Casino & Resort – Rincon Band of Luiseno Indians:
Janet Beronio Nhatnam Nguyen
- J. Jackson Rancheria Casino & Hotel – Jackson Rancheria Band of Miwuk Indians:
Aaron Christian Sharon Conner Sheryl Mettler
Lisa Peat Mali Vongphrachanh Lawrence Yettner Jr.
- K. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:
Stevan Boal Frank Glansdorp Jesus Mendez
Adam Milewczyk
- L. Pala Casino Spa Resort – Pala Band of Mission Indians:
James Alexander Enrico Butta Jr. Greg Docherty
Osama Hamideh Enrique Hernandez Garcia Robert Newell
Brian Turk Mary Blaze Watchorn
- M. Pechanga Resort & Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
Summer Cripe Fabiola Miranda Orlando Prudencio
Jeanie Rose Mary Ann Segismar Roger Smith
Cody Wright
- N. Red Hawk Casino – Shingle Springs Band of Miwok Indians:
Elizabeth Horstman Frances Velasquez
- O. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:
Benjamin Abbott Anthony McKay Laiwa Sean Rhodes
Debra Senn
- P. Soboba Casino – Soboba Band of Luiseno Indians:
Athena Lopez
- Q. Table Mountain Casino – Table Mountain Rancheria:
Laura Vera
- R. Tachi Palace Hotel and Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:
Vivian Rosa
- S. Thunder Valley Casino Resort – United Auburn Indian Community of the Auburn Rancheria:
Estella Champion Marysabel Chavez Cindy Cisneros
Janet Donoho Vinh Duong Ann Easley
Jason Edwards Gerald Flagor Dennis Gaela
Bon Kang James Lancaster Laura Miller
Val Nye Vicky Saechao Thomas Sanderson
Cedric Valdemoro

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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 voting yes, the Commission approved Consent Calendar items 11 through 15.

PUBLIC COMMENT:

No comments received.

CLOSED SESSION:

1. Litigation: (Government Code section 11126(e)):
 - A. *California Valley Miwok Tribe v. The California Gambling Control Commission*; San Diego County Superior Court (37-2008-00075326-CU-CO-CTL).
 - B. *Candace Cates v. Steve Westly, et al.*, San Diego County Superior Court (GIC 821775).
 - C. *San Pasqual Band of Mission Indians v. State of California, et al.*, U.S. Dist. Court, S.D. California (06CV0988 LAB AJB).
 - D. *Pauma Band of Luiseno Mission Indians v. Gambling Control Commission; and Arnold Schwarzenegger*, U.S. Dist Court S. D. California (09 CV01955 LAB AJB)
 - E. *Timothy Eugene Stroud v. California Gambling Control Commission*, San Luis Obispo County Superior Court (CV100082).
 - F. *San Pasqual Band of Mission Indians v. State of California, et al.*, Los Angeles County Superior Court (BC431469)
 - G. *Bingo Innovations of California, Inc. v. California Gambling Control Commission*, Sacramento County Superior Court (34-2012-80001139)
 - H. *Yavapai-Apache Nation v. Iipay Nation of Santa Ysabel*, Sacramento County Superior Court, Case No. 34-2012-001197 27
2. Deliberation on Decisions (Government Code section 11126(c)(3)):
 - A. Stipulated Settlement, Decision and Order:
In the Matter of the Statement of Issues Against Haig Kelegian, Jr., Partner, Ocean's Eleven Casino
 - B. Stipulated Settlement, Decision and Order:
In the Matter of the Statement of Issues Against Haig Kelegian, Jr., Shareholder, Crystal Casino & Hotel

RECONVENE TO OPEN SESSION at 10:50 a.m.

Comments Received From:

Haig Kelegian, Jr. (via telephone)

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Action:

Chairperson Shimazu reported that in Closed Session the Commissioners unanimously rejected Closed Session items 2.A. and 2.B.

CALL TO ORDER

16. Discussion of Tribal-State Gaming Compact General Fund Review of Morongo Band of Mission Indians Pursuant to Compact Section 4.3.1(b)(ii)&(h) (Government Code Section 11126.4; Compact Section 7.4.3.)

With Commissioners' concurrence, this item was continued to the August 8, 2012 Commission Meeting.

CLOSED SESSION

3. Discussion of Tribal-State Gaming Compact General Fund Review of Morongo Band of Mission Indians Pursuant to Compact Section 4.3.1(b)(ii)&(h) (Government Code Section 11126.4; Compact Section 7.4.3.)

With Commissioners' concurrence, this item was continued to the August 8, 2012 Commission Meeting.

ADJOURNMENT:

Chairperson Shimazu adjourned the Commission Meeting at 10:54 a.m.