

California Gambling Control Commission
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**MINUTES OF MARCH 21, 2013
COMMISSION MEETING**

OPEN SESSION

1. Call to Order and Pledge of Allegiance.

Chairman Lopes 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 Chairman Richard Lopes and Commissioners Tiffany Conklin, Lauren Hammond and Richard Schuetz present.

3. Approval of Commission Meeting Minutes for:
February 21, 2013

Action:

Upon motion of Commissioner Conklin, seconded by Chairman Lopes and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the meeting minutes for the February 21, 2013 Commission Meeting.

4. Applications for Approval of Renewal of State Gambling Licenses (Pursuant to Business and Professions Code section 19876; CCR, Title 4 section 12345):
A. Commerce Casino: California Commerce Club, Inc.*

Comments Received From:

Haig Papian
Stacey Luna Baxter, Bureau of Gambling Control

Action:

Upon motion of Commissioner Schuetz, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal state gambling license application for California Commerce Club, Inc. dba Commerce Casino and its shareholders for the licensure period of April 1, 2013 through March 31, 2015.

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B. Lake Bowl Cardroom: Waldemar Dreher, Sole Proprietor

Comments Received From:

Stacey Luna Baxter, Bureau of Gambling Control

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission extended the renewal state gambling license for Lake Bowl Cardroom for a 30-day period valid through April 30, 2013.

C. Lucky Derby Casino:

Point Walker, Inc.
Kermit Schayltz, President
Leo Chu, Vice President, Chief
Financial Officer and Secretary
Sandra Schayltz, Community Property
Interest Holder
Ivy Chu, Community Property Interest
Holder

Comments Received From:

Keith Sharp
Kermit Schayltz
Audra Opdyke, Bureau of Gambling Control

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal state gambling license application for Point Walker, Inc. dba Lucky Derby Casino for the remainder of its licensure period of April 1, 2013 through December 31, 2013.

D. St. Charles Place:

Robert Bertges, Sole Proprietor
Lori Bertges, Community Property
Interest Holder

Comments Received From:

Robert Bertges
Stacey Luna Baxter, Bureau of Gambling Control

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission extended the renewal state gambling license for St. Charles Place for a 4-month period valid April 1, 2013 through July 31, 2013.

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E. Tommy's Casino and Saloon: Tommie Wayne Buck, Inc.
Tommie Wayne Buck, President
Secretary, Treasurer, Shareholder
Alicia Gomez Buck, Community
Property Interest Holder

Comments Received From:

Jarhett Blonien
Martin Horan, Bureau of Gambling Control
Sara Campbell, Bureau of Gambling Control

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission extended the renewal state gambling license for Tommie Wayne Buck, Inc., dba Tommy's Casino and Saloon for a 60-day period valid through May 31, 2013.

By concurrence of the Commissioners, the following agenda items were considered simultaneously:

Agenda Items 5B and 6D – Mark Fuller, II
Agenda Items 5F and 6E – James Tobiasz

5. Applications for Approval of Initial Key Employee Portable Personal Licenses (Pursuant to Business and Professions Code section 19854; CCR Title 4, section 12350):

A. John Buys

Comments Received From:

John Buys

Action:

Upon motion of Chairman Lopes, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission referred the initial key employee license application to an Evidentiary Hearing.

B. Mark Fuller, II

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the initial key employee license application through March 31, 2013 and approved the renewal key employee license application through March 31, 2015.

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C. James Griffo

Comments Received From:
James Griffo, via telephone

Action:

Upon motion of Chairman Lopes, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the initial key employee license application through August 31, 2013 with the following condition:

Beginning April 1, 2013 and every 180 days Mr. Griffo will provide to the Bureau of Gambling Control evidence of payment to the Internal Revenue Service and Franchise Tax Board.

D. Deven Kumar

Comments Received From:
Deven Kumar

Action:

Upon motion of Chairman Lopes, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the initial key employee license application through March 31, 2015.

E. Craig Ogasawara

Comments Received From:
Craig Ogasawara
Wayne Quint, Jr., Bureau of Gambling Control
Stacey Luna Baxter, Bureau of Gambling Control

Action:

Upon motion of Chairman Lopes, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission referred the initial key employee license application to an Evidentiary Hearing.

F. James Tobiasz

Comments Received From:
James Tobiasz, via telephone
Stacey Luna Baxter, Bureau of Gambling Control
Audra Opdyke, Bureau of Gambling Control

Action:

Upon motion of Chairman Lopes, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners

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Conklin, Hammond and Schuetz voting yes, the Commission referred the initial key employee license application to an Evidentiary Hearing.

6. Applications for Approval of Renewal Key Employee Portable Personal License (Pursuant to Business and Professions Code section 19854; CCR Title 4, section 12351):

A. Xavier Antonio

Comments Received From:

Xavier Antonio, via telephone

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission extended the renewal key employee license for a 120-day period valid through July 31, 2013.

B. Leila Calamia

Comments Received From:

Leila Calamia, via telephone

Action:

Upon motion of Chairman Lopes, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal key employee license application through March 31, 2015.

C. Reyna Duckett

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission extended the renewal key employee license for a 120-day period valid through July 31, 2013.

D. Mark Fuller, II

This item was previously considered in conjunction with Item 5.B.

E. James Tobiasz

This item was previously considered in conjunction with Item 5.F.

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

The 101 Casino: Rose Blanda

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Comments Received From:

Keith Sharp

Audra Opdyke, Bureau of Gambling Control

Action:

Upon motion of Commissioner Conklin, seconded by Chairman Lopes and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission extended the third party proposition and gambling business license for Gaming Fund Group, Inc. for a 120-day period valid through July 31, 2013, continuing with the existing conditions noted below:

Existing Conditions:

- 1. Gaming Fund Group, Inc. will not provide third-party proposition player services to, or operate as a gambling business at S&S Gaming dba Club Caribe until S&S Gaming, Inc. has repaid in full all outstanding loans owed to Gaming Fund Group, Inc. and/or Game Source, LLC.*
- 2. Gaming Fund Group, Inc. and Game Source, LLC will provide a copy of the reconveyance to the Commission and Bureau when S&S Gaming, Inc. has repaid in full the loans owed to Gaming Fund Group, Inc. and Game Source, LLC.*
- 3. Any future involvement between Gaming Fund Group, Inc. and James Aiello's or TAJA Enterprises or any other gaming business relationship with James Aiello be approved in advance by the Commission.*
- 4. Gaming Fund Group, Inc. shall not allow TAJA Enterprises to have any influence or control over Gaming Fund Group, Inc. operations.*
- 5. Any further negotiations by Gaming Fund Group, Inc. with TAJA Enterprises shall be conducted with Tom Artle or whoever is the managing member of TAJA Enterprises, and not involve James Aiello in any manner.*

Existing Conditions on Game Source, LLC's Endorsement:

- 1. Game Source, LLC shall submit to the Commission and Bureau quarterly reports of investor holding within 30 days of the end of each quarter. The Commission reserves the right to request documentation regarding any additional investments based on these quarterly reports.*
- 2. Tony Pourmohamad shall submit to the Commission evidence of quarterly payments made to repay the promissory note between himself and Houshang Pourmohamad with 15 days of payment.*
- 3. No Game Source, LLC member shall accept any loans or monetary gifts from Houshang and Marilyn Pourmohamad for the purpose of increasing their investment in Game Source, LLC.*

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9. 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; CCR, Title 4, sections 12218 and 12233):

PT Gaming, LLC:

Players:	Hien Dinh	Brian Malibiran	Ivan Nolasco
	Alex Sarkissian	Forrest Taylor	Ovsanna Tsarukian
	Areg Zargarian		

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the conversion applications through March 31, 2015.

10. 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):

Tony de Leon and Associates, Inc. dba Playersoft Technologies:	Anthony de Leon, President, Secretary Treasurer, Director, and Sole Shareholder
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Comments Received From:

Anthony de Leon

Action:

Upon motion of Commissioner Hammond, seconded by Chairman Lopes and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal Finding of Suitability as a Gaming Resource Supplier for Tony de Leon and Associates, Inc., dba Playersoft Technologies and its principal, for the period of April 1, 2013 through March 31, 2015, and removal of the following existing condition:

Removed Condition:

An unrelated Enrolled Agent or Certified Public accountant, approved by the Bureau of Gaming Control (Bureau), shall be engaged to evaluate the tax returns filed by Tony de Leon & Associates, Inc. and Anthony and Kathy de Leon for the years ended 2010, 2009, 2008 and 2007 to verify compliance with the applicable tax laws. A copy of any and all amended tax returns, or a statement that no such returns are necessary, shall be submitted to the Bureau and the Commission no later than October 31, 2011.

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

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

Nai Saeteurn

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Comments Received From:

Nai Saeteurn

Action:

Upon motion of Commissioner Schuetz, seconded by Chairman Lopes and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the initial finding of suitability license application for Ms. Saeteurn valid through February 14, 2014.

Prior to discussion of these items, Chairman Lopes recused himself from deliberations on Open Session items 12-15.

Open Session Items 12-15 were considered in Closed Session.

12. Application for Approval of Initial State Gambling License (Pursuant to Business and Professions Code sections 19851, 19852, 19853 and CCR, Title 4, section 12050):
In the Matter of the Statement of Reasons for Denial of License Application Regarding University Heights Associates, LLC; Naseem Salem, Managing Member, Adel Salem, Member, BGC Case No. BGC-SD-2010-0001-00017, CGCC Case No. CGCC-2012-0314-4
13. Applications for Approval of Renewal State Gambling Licenses (Pursuant to Business and Professions Code section 19873 and CCR, Title 4, section 12050):
In the Matter of the Statement of Reasons for Denial of License Renewals Regarding Palomar Card Club, General Partnership, Donald Staats and Susan Staats, General Partners, dba Palomar Card Club, BGC Case No. BGC-SD-2010-00017, CGCC Case No. CGCC-2012-0314-2
14. Applications for Approval of Renewal Key Employee Portable Personal License (Pursuant to Business and Professions Code sections 19854, 19876 and CCR, Title 4, section 12050):
In the Matter of the Statement of Reasons for Denial of License Renewal Regarding Naseem Salem, Key Employee, Palomar Card Club, BGC Case No. BGC-SD-2010-0001-00017, CGCC Case No. CGCC-2012-03 14-3

Comments Received for Items 12-14:

Ron Diedrich

Keith Sharp

Martin Horan, Bureau of Gambling Control

15. Applications for Approval of Renewal of State Gambling Licenses (Pursuant to Business and Professions Code section 19876 and CCR, Title 4, section 12050):
In the Matter of the Statement of Issues Against Robert Brown and Deuces Wild, Inc., dba Deuces Wild Casino & Lounge, OAH Case No. 2011120884, BGC Case No. HQ2011-0001AL1, CGCC Case No. CGCC-2010-01-21

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Comments Received From:

Bill Williams

Harlan Goodson

CONSENT CALENDAR ITEMS:

16. Request for Name Change of Gambling Establishment (Pursuant to Business and Professions Code section 19824 (c)):
Wine Country Casino and Restaurant: Lodi Casino
17. Applications for Approval of Initial Work Permit (Pursuant to Business and Professions Code section 19912):
A. Empire Sportsmen's Association: Rathkaya Koy Savath Nhep
B. Lake Bowl Cardroom: Ryan Hauser
C. Merced Poker Room: Nang Xiong
18. Applications for Approval of Renewal Work Permit (Pursuant to Business and Professions Code section 19912):
A. Lake Bowl Cardroom: Jacqueline Bolyan
B. The 101 Casino: Jennifer Sena
19. Application for Approval of Renewal of Third Party Providers of Proposition Player Services/Gambling Business Supervisor/Player Licenses (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12218.8 and 12238):
PT Gaming, LLC:
Player: Sotheary Sou
20. 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:
Brian Foster Jr. Luis Garcia
B. Barona Resort and Casino – Barona Band of Mission Indians:
Josue Gonzalez-Marchena
C. Black Oak Casino – Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:
Kelly Dunn
D. Blue Lake Casino and Hotel – Blue Lake Rancheria:
Casey Carrothers Martin Modine Barton Reed Jr.
E. Cache Creek Casino Resort – Yocha Dehe Wintun Nation:
Eleanor Thompson
F. Cher-Ae-Heights Casino – Cher-Ae-Heights Indian Community of the Trinidad Rancheria:
Javier Castro Jr. Billy Gritts
G. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:
Kalyn Kohl
H. Chumash Casino Resort – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:
Consuelo Bernal

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- I. Coyote Valley Casino – Coyote Valley Reservation:
Merry Earley
 - J. Fantasy Springs Resort Casino – Cabazon Band of Mission Indians:
Alan Campbell
 - K. Harrah’s Rincon Casino & Resort – Rincon Band of Luiseno Indians:
Sisomphone Sayabanha
 - L. Havasu Landing Resort & Casino – Chemehuevi Indian Tribe of the Chemehuevi Reservation:
Thomas Martinez
 - M. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:
Richard Cun Romulos Enriquez Gary Rice
 - N. Pala Casino Spa Resort – Pala Band of Mission Indians:
Tong Lu
 - O. Pechanga Resort & Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
Michelle Embree Derek Hall Silverio Ruiz
 - P. Red Hawk Casino – Shingle Springs Band of Miwok Indians:
Delana Dodds Michael Machen Carlos Moreno
Kenneth Mosser II
 - Q. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:
Raoul Diez
 - R. Robinson Rancheria Resort & Casino – Robinson Rancheria Band of Pomo Indians:
Charles Waycik Dean Williams Jr.
 - S. San Manuel Indian Bingo and Casino – San Manuel Band of Serrano Mission Indians of the San Manuel Reservation:
Veronica Mota
 - T. Sycuan Casino & Resort – Sycuan Band of the Kumeyaay Nation:
Toni Peters
 - U. Thunder Valley Casino Resort – United Auburn Indian Community of the Auburn Rancheria:
Matthew Dillon
 - V. Valley View Casino & Hotel – San Pasqual Band of Diegueno Mission Indians:
Ana Gonzalez Corey Palmer Amy Quiroz
Lee Tran Dominga Wilson
 - W. Viejas Casino – Viejas Band of Kumeyaay Indians:
Maryanne Scanio
21. 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:
Joydellyne Balanay Carla Coyne Ernesto Hernandez
Silvia Hernandez William Oliver
 - B. Augustine Casino – Augustine Band of Cahuilla Mission Indians:
Adrian Hernandez John Lienert Sabrina Martinez
Rocio Monroy

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- C. Chumash Casino Resort – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:
Sherry Ashbrook Sergio Castillo Letitia Flores
Amy Fortin Matthew Giuli Christopher Jose
- D. Diamond Mountain Casino and Hotel – Susanville Indian Reservation:
Campbell Jamieson
- E. Elk Valley Casino – Elk Valley Rancheria:
Johnnie Rodriguez, Sr.
- F. Jackson Rancheria Casino & Hotel – Jackson Rancheria Band of Miwuk Indians:
Sheldon Windley, Jr.
- G. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:
Christopher Amis Tary Duarte Patrick Hixon
- H. Pala Casino Spa Resort – Pala Band of Mission Indians:
John Clausen Jane De La Torre Sandra Dunn
Sal Enriquez, Jr. Vivian Imai David Katzenbach
Brett Marek Sarah Mazzola Laura Sanchez
Soang Unn
- I. Red Earth Casino – Torres-Martinez Band of Cahuilla Mission Indians:
Salvador Espinoza Sharon France Nicole Gable
Juana Garcia Rodolfo Gaxiola Nicholas Hauf
Sandra Hernandez Nicola Joukovsky Sandra Kaelberer
Andrew Nichols
- J. Red Hawk Casino – Shingle Springs Band of Miwok Indians:
Wei Tan
- K. Santa Ysabel Casino – Santa Ysabel Band of Digueno Indians:
Matilda Fernandez Judith Haworth Erlynda Perez
Betsy Pietila
- L. Soboba Casino – Soboba Band of Luiseno Indians:
Joseph Mujica
- M. Spotlight 29 Casino – Twenty-Nine Palms Band of Mission Indians:
Deon Calderon Mary Johnson Marco Machuca
Richard Montigny Gabriel Saenz Rena Salgado
Thomas Sedlock Osvaldo Soliz Charles Whittaker
- N. Table Mountain Casino – Table Mountain Rancheria:
Charles Thompson, Jr.
- O. Win-River Casino – Redding Rancheria:
Jared Galalde Randall Roberts

Action:

Upon motion of Commissioner Hammond, seconded by Chairman Lopes and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved Consent Calendar items 16 through 21.

CLOSED SESSION Convened at 11:47 AM

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. *John Chiang, California State Controller, and California Gambling Control Commission v. Candace Gates*, Court of Appeal of the State of California, Fourth Appellate District, Division One (D060570)
 - C. *Pauma Band of Luiseno Mission Indians v. Gambling Control Commission; and Arnold Schwarzenegger*, U.S. Dist Court S. D. California (09 CV01955 LAB AJB)
 - D. *Timothy Eugene Stroud v. California Gambling Control Commission*, Sacramento County Superior Court (34-2010-080000614)
 - E. *San Pasqual Band of Mission Indians v. State of California, et al.*, Los Angeles County Superior Court (BC431469)
 - F. *Bingo Innovations of California, Inc. v. California Gambling Control Commission*, Sacramento County Superior Court (34-2012-80001139)
 - G. *Iipay Nation of Santa Ysabel v. California Gambling Control Commission*, U.S. Dist. Court, S.D. California (12CV1876BENRBB).
 - H. *Richard Jonathan Scott v. California Gambling Control Commission*, Sacramento County Superior Court (34-2012-80001292)
 - I. *Yavapai Apache Nation v. Iipay Nation of Santa Ysabel, the State of California, and the California Gambling Control Commission*, Sacramento County Superior Court (34-2012-001199727)

Prior to discussion of this item, Chairman Lopes recused himself from deliberations of this matter.

2. Deliberation on Decisions (Government Code section 11126(c)(3)):
 - A. Stipulated Settlement; Decision and Order In the Matter of the Statement of Reasons for Denial of License Application Regarding University Heights Associates, LLC; Naseem Salem, Managing Member, Adel Salem, Member, BGC Case No. BGC-SD-2010-0001-00017, CGCC Case No. CGCC-2012-0314-4
 - B. Stipulated Settlement; Decision and Order In the Matter of the In the Matter of the Statement of Reasons for Denial of License Renewals Regarding Palomar Card Club General Partnership, Donald Staats and Susan Staats, General Partners, dba Palomar Card Club, BGC Case No. BGC-SD-2010-00017, CGCC Case No; CGCC-2012-0314-2
 - C. Stipulated Settlement; Decision and Order In the Matter of the Statement of Reasons for Denial of License Renewal Regarding Naseem Salem, Key Employee, Palomar Card Club, BGC Case No. BGC-SD-2010-0001-00017, CGCC Case No. CGCC-2012-03 14-3

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- D. Stipulation and Proposed Decision and Order In the Matter of the Statement of Issues Against Robert Brown and Deuces Wild, Inc., dba Deuces Wild Casino & Lounge, OAH Case No. 2011120884, BGC Case No. HQ2011-0001AL, CGCC Case No. CGCC-2010-01-21

RECONVENED TO OPEN SESSION at 12:18 PM

Commissioner Conklin reported that the Commissioners were updated on Closed Session Items 1.C and 1.D. No action was taken.

Commissioner Conklin also reported that the Commissioners discussed Closed Session Item 2. A., B., and C., and unanimously rejected the proposed stipulated settlements regarding Palomar Card Club.

Commissioner Conklin further reported that the Commissioners discussed Closed Session Item 2.D., and unanimously approved the Stipulated Settlement regarding Deuces Wild Casino & Lounge.

RECESS: 12:57 PM

CALL TO ORDER: 2:05 PM

22. Discussion of Tribal-State Gaming Compact Special Distribution Fund Review of Berry Creek Rancheria of Maidu Indians pursuant to Compact Section 5.3 (Government Code section 11126.4; Tribal State Compact Section 7.4.3.; Executive Order D-66-03)

Representatives Present:

Michael Massa
Patrick Marshall

This item was considered in Closed Session.

CLOSED SESSION Convened at 2:06 PM

- III. Discussion of Tribal-State Gaming Compact Special Distribution Fund Review of Berry Creek Rancheria of Maidu Indians pursuant to Compact Section 5.3 (Government Code section 11126.4; Tribal State Compact Section 7.4.3.; Executive Order D-66-03)

Action:

Upon motion of Commissioner Schuetz, seconded by Chairman Lopes and unanimously carried in a vote by roll call with Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved staff's recommendation to allow the Tribe to make payments over four months and to waive the accrued interest.

RECONVENED TO OPEN SESSION at 2:15 PM

PUBLIC COMMENT:

None.

ADJOURNMENT:

Chairman Lopes adjourned the Commission Meeting at 2:16 PM.