

California Gambling Control Commission
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**MINUTES OF JANUARY 23, 2014
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.

Chairman Lopes introduced and welcomed newly hired employee Todd Vlaanderen, Chief Legal Counsel, to the California Gambling Control Commission.

Chairman Lopes also thanked Paras Modha, for his excellent work as Acting Chief Legal Counsel.

3. Approval of Commission Meeting Minutes for:
December 12, 2013

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 minutes for the December 12, 2013 Commission Meeting.

By concurrence of the Commissioners, item 7.A., Certified Network M, Inc. – Denny Nuon, was removed from the Agenda as he is no longer employed with the company.

In addition, Consent Calendar Item 12.H, Eagle Mountain Casino - Landon Quiram and Item 12.K, Jackson Rancheria Casino and Hotel - Damien Dinh were removed from the Consent Calendar and heard following item 8.

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

- A. Certified Network M, Inc.:
 - Player: Denny Nuon – **Removed from Agenda**
- B. Certified Players, Inc.:
 - Player: Andrew Rodriguez
- C. Premier Player Providers, Inc.:
 - Supervisor: Tricia Bentley
- D. PT Gaming, LLC:
 - Players: Alis Cortez Robert Reisinger
Deja Robertson Christopher Romero
Kathy Saechao

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 conversion applications valid through January 31, 2016.

8. Application for Approval of Renewal of Third Party Provider of Proposition Services/Gambling Business Licenses (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12218.8 and 12238):

- Banc, LLC:
 - Supervisor: William Phung

Comments Received From:

William Phung, via telephone

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 renewal third party proposition player license application valid through January 31, 2016, removing the existing condition noted below:

Beginning March 1, 2012 and every 180 days thereafter, Mr. Phung must submit to the Commission a written update concerning the issue of the outstanding delinquent accounts currently in collections.

Removed From Consent Calendar:

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

- H. Eagle Mountain Casino – Tule River Reservation:
 - Landon Quiram

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Comments Received From:

Landon Quiram, via telephone
Aisha Martin-Walton, Bureau of Gambling Control
Stacey Luna-Baxter, Bureau of Gambling Control

No action was taken by the Commission with the understanding that the Bureau of Gambling Control will provide additional information to the Commission regarding Mr. Quiram's conviction.

K. Jackson Rancheria Casino and Hotel – Jackson Rancheria of Me-Wuk Indians:
Damien Dinh

Comments Received From:

Damien Dinh, 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 finding of suitability application for valid through June 15, 2014.

9. Revenue Sharing Trust Fund Final Report for Distribution to Eligible Recipient Indian Tribes for Quarter Ending December 31, 2013–Quarterly License Revenue Received and Shortfall

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 approved distribution of funds to the eligible tribes as listed in the Revenue Sharing Trust Fund Report and that the allocation of California Valley Miwok Tribe be withheld pending resolution by the Federal government of the tribal leadership dispute and the allocation for Lipay Nation of Santa Ysabel be withheld pending receipt of Stipulation.

Public Comment:

Ira Bibbero

CONSENT CALENDAR ITEMS:

10. Application for Approval of Renewal Key Employee Portable Personal License (Pursuant to Business and Professions Code section 19854; CCR Title 4, section 12351):
Jai Saechao
11. 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):
Certified Network M, Inc.:
Player: Ouk Khat

12. 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:
Ricarte Agbayani Kristi Geske Nary Ly
 - B. Barona Resort and Casino - Barona Group of Capitan Grande Band of Mission Indians:
Ian Burke
 - C. Black Oak Casino - Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:
Nadiia Lysiak
 - D. Cache Creek Casino Resort - Yocha Dehe Wintun Nation:
Thomas Chan Virydiana Monteleone Richard Tyler
 - E. Chicken Ranch Casino - Chicken Ranch Rancheria of Me-Wuk Indians:
Ryan Atwater Anthony Barbour Charles Catario
 - F. Chumash Casino Resort - Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:
Annette Hoosier Elizabeth Wennerstrom
 - G. Coyote Valley Casino - Coyote Valley Band of Pomo Indians:
Elizabeth Speers
 - H. Eagle Mountain Casino - Tule River Indian Tribe of the Tule River Reservation:
Ernest Garay Landon Quiram – **Removed from Consent Calendar and heard following item 8**
 - I. Garcia River Casino - Manchester Band of Pomo Indians of the Manchester Rancheria:
Sean Kirby Michael Martinez
 - J. Harrah's Rincon Casino & Resort - Rincon Band of Luiseno Mission Indians of The Rincon Reservation:
Joseph King
 - K. Jackson Rancheria Casino & Hotel - Jackson Rancheria of Me-Wuk Indians:
Damien Dinh - **Removed from Consent Calendar and heard following item 8**
 - L. Lucky 7 Casino - Smith River Rancheria:
Joshua Criteser
 - M. Mono Wind Casino - Big Sandy Rancheria Band of Western Mono Indians:
Antonio Gomez
 - N. Morongo Casino Resort and Spa - Morongo Band of Mission Indians:
Alexes De Asis Jr. Jose Torres Jr.
 - O. Paiute Palace Casino - Bishop Paiute Tribe:
Solomon Miller
 - P. Pechanga Resort & Casino - Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
Evan Burnsworth Melissa Castorena James Smith
 - Q. Quechan Casino Resort/Paradise Casino California - Quechan Tribe of the Fort Yuma Indian Reservation:
Eleuterio Gonzales
 - R. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria:
Christie Dixon
 - S. River Rock Casino - Dry Creek Rancheria Band of Pomo Indians:

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- Mario Chitwood Jr. Mihai Constantinescu Matt Lemley
Angelica Limon Kimberly Whitfield
- T. Running Creek Casino - Habematolel Pomo of Upper Lake:
Branden Goodrich
- U. Sho-Ka-Wah Casino - Hopland Band of Pomo Indians:
Wesley Clark Norberto Vasquez
- V. Soboba Casino - Soboba Band of Luiseno Indians:
Christina Butler
- W. Spotlight 29 Casino - Twenty-Nine Palms Band of Mission Indians:
Mike Reyes
- X. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
Darrin Bishop James Freeman Maria Guerrero
Hannibal Handy Souksamay Sengthong
- Y. Table Mountain Casino - Table Mountain Rancheria:
Khue Lee
- Z. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
Bradley Smith-Kramer
- AA. Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn Rancheria:
Joseph Bakken
- BB. Win-River Casino - Redding Rancheria:
Sherri Stripling

13. 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:
Mary Anagnos Georgina Barajas Munoz Jared Barrios Ocampo
Romel Tintero
- B. Augustine Casino – Augustine Band of Cahuilla Mission Indians:
Alex Cano Aaron Strickland
- C. Barona Resort and Casino – Barona Group of Capitan Grande Band of Mission Indians:
Brett Delano Tymmie Heang Emily Leyva
Gregory Liggett Juan Morales Salvatore Pellerito
Eva Powell Tamara Smith
- D. Black Oak Casino – Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:
Candace Robinson
- E. Casino Pauma – Pauma Band of Luiseno Mission Indians of the Pauma and Yuima Reservation:
Bryan Finnie
- F. Colusa Casino Resort – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:
Lonnie Webb Jr.
- G. Fantasy Springs Resort Casino – Cabazon Band of Mission Indians:
Keri Downs
- H. Harrah's Rincon Casino & Resort – Rincon Band of Luiseno Indians:
Ryan Cameron Charles Collazo Lisa Dualan
Ernest Russell IV Chris Sanchez Judy Smith

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Harry Welker

- I. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:
 - Jason Asher Kevin Cummings Christopher Gile
- J. Pala Casino Spa Resort – Pala Band of Mission Indians:
 - Joel Dennis Jr. Sherry Lambert Ralph Yanes
 - Joseph Young
- K. Pechanga Resort & Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
 - Silvestre Corral Flores Nam Dien Timothy Fegel
 - Katherine Kiyabu Daniel Rafferty Tiffany Swedberg
 - Joy Trimble James Williams Philip Zamora
- L. Red Hawk Casino – Shingle Springs Band of Miwok Indians:
 - Tara Locaso Bao Nguyen Paul Oester
 - William Peat
- M. Sherwood Valley Rancheria Casino – Sherwood Valley Rancheria of Pomo Indians of California:
 - Jose Pena
- N. Sho-Ka-Wah Casino – Hopland Band of Pomo Indians:
 - Philip Marsala
- O. Spotlight 29 Casino – Twenty-Nine Palms Band of Mission Indians:
 - Tracey Allen Juan Lozano
- P. Sycuan Casino & Resort – Sycuan Band of the Kumeyaay Nation:
 - Samuel Bonner Carole Harris Kimberly Lee
 - Annie Rivera Wai Tse
- Q. Tachi Palace Hotel and Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:
 - Gwen Bresenio Jay Kenneth Dampitan Soupharak Kayarath
 - Chiem Keomanivong Phonexay Khamvongsa Michelle Lawrence
 - Nakaikuaana Raposa-Urata Veronica Reynoso Maria Saldana
 - Frelen Soliman Fredrick Zapanta
- R. Thunder Valley Casino Resort – United Auburn Indian Community of the Auburn Rancheria:
 - Martin Gonzalez Kevin Hoang Julieta Rochfort
 - John Rochfort Jr. David Triggs
- S. Twin Pine Casino & Hotel – Middletown Rancheria Band of Pomo Indians:
 - Christian Ballew Dawn Chappell Christine Edgerton
 - Felipe Leon Jr. Denise Mallory Pamela McConnell
 - Shaun Sims
- T. Valley View Casino & Hotel – San Pasqual Band of Diegueno Mission Indians:
 - Edward Alacio
- U. Viejas Casino – Viejas Band of Kumeyaay Indians:
 - Timothy Coghe
- V. Win-River Casino – Redding Rancheria:
 - Charles Hawes Jr. Constance Manning Teresa Romero
 - Rebecca Savard

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14. Request for A) Recognition of Eligibility to Conduct Remote Caller Bingo Games and, B) Review of Annual Statement Submissions (Pursuant to Penal Code section 326.3 and CCR, Title 4, section 12505(a) and (c)):

- A. Atascadero Elks, Benevolent and Protective Order of Elks No. 2733

- B. American Legion Post 208
Norwalk Lodge No. 1739, Loyal Order of Moose
San Clemente Elks Lodge No. 2068, Benevolent and Protective Order of Elks

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 approved Consent Calendar items 10 through 14 with the exception of Item 12.H. - Landon Quiram and Item 12.K. - Damien Dinh which were removed from the Consent Calendar and heard after item 8.

PUBLIC COMMENT:

None.

CLOSED SESSION Convened at 11:08 AM

- I. Litigation: (Government Code section 11126(e)):
 - A. *Pauma Band of Luiseno Mission Indians v. Gambling Control Commission; and Arnold Schwarzenegger*, U.S. Dist Court S. D. California (09 CV01955 LAB AJB)
 - B. *San Pasqual Band of Mission Indians v. State of California, et al.*, Los Angeles County Superior Court (BC431469)
 - C. *Bingo Innovations of California, Inc. v. California Gambling Control Commission*, Sacramento County Superior Court (34-2012-80001139)
 - D. *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)
 - E. *Robert Saucier, et al. v. California Gambling Control Commission*, Sacramento County Superior Court (34-2013-80001594)
 - F. *Stand Up For California, et al. v. State of California, et al.*, Madera County Superior Court (MCV062850)

- II. Hearing Deliberations Pursuant to Government Code Section 11126(c)(3):
In the Matter of the Application for Approval of Initial Key Employee Portable Personal License for Eugene Victor Lopez

RECONVENE TO OPEN SESSION at 11:29 AM

Chairman Lopes reported the Commissioners were updated and gave Counsel direction on Closed Session items I.B., I.D. and II. No action was taken.

ADJOURNMENT

Chairman Lopes adjourned the Commission Meeting at 11:30 AM.