California Gambling Control Commission

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MINUTES OF JANUARY 9, 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.

By concurrence of the Commissioners, Item 6.C., Chips Gaming Services, Inc. – Theary Ngy was removed from the Agenda as the company is no longer in business.

- 3. Approval of Commission Meeting Minutes for:
 - A. November 20, 2013 Regulation Workshop
 - B. November 21, 2013
 - C. December 11, 2013 GCA Hearing

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 minutes for the November 20, 2013 Regulation Workshop, November 21, 2013 Commission Meeting and December 11, 2013 GCA Hearing.

 Application for Approval of Initial State Gambling License (Pursuant to Business and Professions Code sections 19850, 19851, and 19852(e); CCR, Title 4 section 12342):

Commerce Casino:

George Tumanjan and Irene Tumanjan Trust Michael Tumanjan, Successor Trustee and Contingent Beneficiary

Comments Received From:

Michael Tumanjan
Steven Ledbetter, via telephone
Elijah Zuniga
Frances Asuncion, Bureau of Gambling Control
Stacey Luna-Baxter, Bureau of Gambling Control

Action:

Upon motion of Commissioner Hammond, seconded by Chairman Lopes and carried in a vote by roll call with Chairmen Lopes and Commissioners Conklin and Hammond voting yes, and Commissioner Schuetz voting no, the Commission approved the endorsement of Michael Tumanjan as Successor Trustee and Contingent Beneficiary of the George Tumanjan and Irene Tumanjan Trust on the state gambling license issued to California Commerce Club, Inc., dba Commerce Casino valid through March 31, 2015.

5. Applications for Approval of Renewal of State Gambling Licenses (Pursuant to Business and Professions Code section 19876; CCR, Title 4 section 12345):

A. Casino 99:

Angela Harris, Sole Proprietor
Gary Harris, Community Property Interest Holder

Comments Received From:

Stan Seiff

Stacey Luna-Baxter, Bureau of Gambling Control

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 state gambling license application for the licensure period of February 1, 2014 through January 31, 2016 with the condition noted below:

Within 90 days Casino 99 will provide the Bureau of Gambling Control (Bureau) a written agreement outlining the roles of proposition players to the Bureau's satisfaction.

B. Palace Poker Casino, LLC: Palace Poker Casino, LLC

Catherine Aganon, Member Pamela Roberts, Member

Comments Received From:

Chris Ray, via telephone

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 the renewal state gambling license application for the licensure period of February 1, 2014 through January 31, 2016.

6. <u>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):</u>

A. CB Certified Banker, Inc.:

Players: Anthony Pann Chanratana Ting

B. Certified Network M, Inc.:

Supervisor: Samnang Pen

Players: Claudia Cardenas Jennifer Dixon

Johnny Hoang Yong Kim

Pablo Henriquez Mejia

C. Chips Gaming Services, Inc.:

Player: Theary Ngy-Removed from Agenda

D. Gaming Fund Group, Inc.:

Player: Benson Chhay

E. Pacific Gaming Services, LLC:

Players: Doua Her Doua Thao

Ashleh Workman

F. Premier Player Providers, Inc.:

Player: William Chim

G. PT Gaming, LLC:

Supervisors: Warren Flores Mike Her

Players: Christopher Anies Kimberly Barsabal

Duane Baylor Mouasue Her Emilia Hernandez Crystal Hester Tommy Ly Dino Marcelino

Boris Molina Rowena Morada-Aquino

Sopharacy Pho Emmanuel Rodriguez Edward Schuhlein, Jr. Jennifer Shaw

Aowen Shi Kristofer Sulonen

Bai Thao

Comments Received From:

Yolanda Morrow, Bureau of Gambling Control

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 and Schuetz voting yes, the Commission approved the conversion applications valid through January 31, 2016.

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

Banc, LLC:

Supervisors: San Chea Tuan Thai Nguyen

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 requests to withdraw the conversion applications, **without prejudice.**

8. <u>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):</u>

A. American Gaming and Electronics, Inc.

Comments Received From:

Joe Karlowitz

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 Finding of Suitability application for American Gaming and Electronics, Inc. and its principals, for the licensure period of February 1, 2014 through January 31, 2016.

B. Masque Publishing, Inc.: James Wisler, President, Treasurer,

Shareholder

Donna Adam, Vice President,

Shareholder

David Zinger, Secretary, Shareholder

Comment Received From:

James Wisler, 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 Finding of Suitability application for Masque Publishing, Inc., and its principals, for the licensure period of February 1, 2014 through January 31, 2016.

9. Request for Approval to Withdraw Application of Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Pursuant to Business and Professions Code section 19869):

AGS Partners, LLC:

Alpine Management Services III, LLC

Comments Received From:

Harlan Goodson

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 request to withdrawal the Gaming Resource Supplier Finding of Suitability application, without prejudice.

- 10. <u>Applications for Approval of Initial Tribal-State Compact Key Employee Findings of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.4):</u>
 - A. Konocti Vista Casino-Big Valley Band of Pomo Indians of the Big Valley Rancheria:

Lawrence Green

Comments Received From:

Lawrence Green, via telephone

Action:

Upon motion of Chairman Lopes, seconded by Commissioner Hammond and 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 valid through November 26, 2014.

B. Red Hawk Casino-Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria:

Michelle Cruz

Comments Received From:

Michelle Cruz

Stacey Luna-Baxter, Bureau of Gambling Control

Action:

Upon motion of Chairman Lopes, seconded by Commissioner Schuetz and 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 valid through March 3, 2015.

11. Consideration and Approval of the Commission's 2014 Rulemaking Calendar for Publication in the California Regulatory Notice Register. [Gvt. Code section 11017.6]

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 Commission's 2014 Rulemaking Calendar for filing with the Office of Administrative Law and publication in the California Regulatory Notice Register.

CONSENT CALENDAR ITEMS:

- 12. Request for Approval of Additional Permanent Authorized Tables (Pursuant to Business and Professions Code section 19841(p); CCR Title 4, section 12359): Palace Poker Casino, LLC: Palace Poker Casino, LLC
- 13. <u>Applications for Approval of Renewal Key Employee Portable Personal License</u> (<u>Pursuant to Business and Professions Code section 19854; CCR Title 4, section 12351</u>):
 - A. Lorielyn Alcantara
 - B. Jonathan Boone
 - C. Jason Brisby
 - D. Jason Ingle
 - E. Michael Lazer
 - F. Kyle Morris
 - G. Andrew Pye
 - H. Billy Saetern
 - I. Becky Tam
- 14. <u>Applications for Approval of Renewal Work Permit (Pursuant to Business and Professions Code section 19912):</u>

A. Lake Bowl Cardroom: William Johnson Sokheap Main

B. Merced Poker Room: Nang XiongC. Napa Valley Casino: Pei Yu Zhao

D. The 101 Casino: Seng Heng Romeo Manangquil

Linda Tran

- 15. <u>Applications 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):</u>
 - A. Certified Network M. Inc.:

Player: Keith King

B. Gaming Fund Group, Inc.:

Players: Kiely Highfill Cheuk Lee

Sominea Meas

C. Pacific Gaming Services, LLC:

Player: Jimmy Trinh

D. PT Gaming, LLC:

Supervisor: Sophea Sim

E. Qualified Player Services, LLC:

Supervisor: Michael Hill

- 16. <u>Applications for Approval of Initial Tribal-State Compact Key Employee Findings of</u> Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.4):
 - A. Agua Caliente Casino Resort Spa Agua Caliente Band of Cahuilla Indians:

 Dorothy Howard
 - B. Augustine Casino Augustine Band of Cahuilla Indians:

Herbert Bowers Jr. Susan Montgomery

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

Noel Price

D. Cache Creek Casino Resort - Yocha Dehe Wintun Nation:

Brian Green Kao Saetern

E. Chukchansi Gold Resort and Casino - Picayune Rancheria of Chukchansi Indians:

Kanha Oupathame

F. Chumash Casino Resort - Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:

Kerril Steele

G. Colusa Casino Resort - Cachil DeHe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:

Daina Rister

H. Garcia River Casino - Manchester Band of Pomo Indians of the Manchester Rancheria:

Leslie Goudie Calvin Pullen

I. Harrah's Rincon Casino & Resort - Rincon Band of Luiseno Mission Indians of the Rincon Reservation:

Kenneth Hansen II Blaga Koleva

- J. Mono Wind Casino Big Sandy Rancheria Band of Western Mono Indians: Jenee Lane
- K. Tachi Palace Hotel and Casino Santa Rosa Indian Community of the Santa Rosa Rancheria

Hyujoon Robert Chang

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

James Heinemann Andy Moua

- M. Twin Pine Casino & Hotel Middletown Rancheria of Pomo Indians: Charles Killian
- N. Valley View Casino & Hotel San Pasqual Band of Diegueno Mission Indians: Boyd Long

17. 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:

Jaime Alvarez Robert Cain Alan Coloma Brenda Eskelin Derek Fryer James Hahn

Melinda Hodge Maureen Harrison **Evelyn Marquez-Paet** Gil Reeves Debbie Romero Gary McCool

Judy Sgro Lorena Tapia Maria Cristina Santos Ronald Sheweloff Jagminder Singh Karen Woodruff

Cathie Wright

B. Bear River Casino – Bear River Band of the Rohnerville Rancheria:

Benjamin Baldridge Rachel Mason Loren Pelley

Michael Pires John Simmons

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

Tim Skellenger

D. Cache Creek Casino Resort – Yocha Dehe Wintun Nation:

Douglas Bowers Ramon Martinez Resa Prum

Lo Saevang Jake Thungh

E. Chumash Casino Resort – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:

Adonis Felix Linda Hughes Paul Kaatz Susan Ramos Melanie Reveles Junior Sat

F. Colusa Casino Resort – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:

Gloria Ramos

- G. Coyote Valley Casino Coyote Valley Band of Pomo Indians of California: Jaime Gutierrez
- H. Eagle Mountain Casino Tule River Indian Tribe of the Tule River Reservation: Susan Williams
- I. Elk Valley Casino Elk Valley Rancheria:

Steven Calder

- J. Fantasy Springs Resort Casino Cabazon Band of Mission Indians: James Malia, Jr.
- K. Jackson Rancheria Casino & Hotel Jackson Rancheria Band of Miwuk Indians:

Robert Ashton Michael Collins Lani Iliescu Kristen Mendes Van Rader William Thornton

L. Konocti Vista Casino – Big Valley Band of Pomo Indians of the Big Valley Rancheria:

Austen Dow Anthony Mitchell

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

Tammy Matheson Rick Martinez Edward Montes
Bonnie Morris Joseph Samano Joseph Stoner
Eric Wright

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

Nicole Audet-Silvestre Candace Loanzon William Richards

- O. Quechan Casino Resort Quechan Tribe of the Fort Yuma Indian Reservation:
 John Birkland
- P. Red Hawk Casino Shingle Springs Band of Miwok Indians:

Jolyn Barreuther Stephen Taylor

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

Dan Gonsalves Jamon Heard

R. Rolling Hills Casino – Paskenta Band of Nomlaki Indians:

Carolyn Macon Jeffrey Realander

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

James Aulgur, Jr.Jerry BernsRegina CarrilloPaprhi ChakmaTrung DangMyra DotsonJulian GonzalesJason LimKimberly MayaAnnie NgFrank RodriguezArtrmio Sanchez

Javier Uribe

T. Table Mountain Casino – Table Mountain Rancheria:

Leo Castillo Patrick Guyett

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

Zenaida Bautista David Cain Juan Flores
Jon Deming Mandy Mei Jack Nguyen
Puth Or Danielle Roberts Eetang Saesee

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

Michael Breuer Dara Chheng Matthew Lemos

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

Gina Montesdeoca Rodelyn Sambo Travis Whitehair

X. Viejas Casino – Viejas Band of Kumeyaay Indians:

Isam Alayoubi Shawn Baldi Garry Carreau

James Wild

Action:

Upon motion of Commissioner Hammond, seconded by Chairman Lopes and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conkin, Hammond and Schuetz voting yes, the Commission approved Consent Calendar items 12 through 17.

PUBLIC COMMENT:

None.

CLOSED SESSION: None.

- 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. lipay 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)

ADJOURNMENT:

Chairman Lopes adjourned the Commission Meeting at 11:04 AM.