

California Gambling Control Commission
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**MINUTES OF OCTOBER 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.

3. Consideration of Transfer of Shares (Pursuant to Business and Professions Code section 19904):

Diamond Jim's Casino:	Wizard Gaming, Inc. Emily Cuicchi (Transferor) Richard Levinson (Transferor) Wizard Gaming, Inc. (Transferee)
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Comments Received From:

David Bass, Attorney for Wizard Gaming
Stacey Luna-Baxter, Assistant Bureau Chief, 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 approved the Transfer of Shares with the conditions noted below:

1. *Within 30 days of Commission approval, Wizard Gaming, Inc. shall provide to the Commission and to the Bureau written confirmation that no material change was made to the transaction and that the transaction was substantially the same as approved by the Commission.*
2. *Within 30 days of Commission approval, Wizard Gaming, Inc. shall provide to the Commission and to the Bureau endorsed copies of the entered dismissals.*

Commission Meeting Minutes of October 9, 2014

3. *Within 30 days of Commission approval, Wizard Gaming, Inc. shall provide to the Commission and to the Bureau copies of the stock certificates transferred to the corporation.*
4. Consideration of Sale of Interests (Pursuant to Business and Professions Code section 19892):

The Bicycle Casino:

The Bicycle Casino, L.P.
The Bicycle Casino, L.P. (Seller)
Carter LCP Partnership, L.P. (Buyer)
Leo and Ivy Chu (Buyers)
Melinda Longaker (Buyer)
Hashem Minaiy (Buyer)

Comments Received From:

Joy Harn, Designated Agent, Bicycle Casino
Stacey Luna- Baxter, Assistant Bureau Chief, Bureau of Gambling Control

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin 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 Sale of Interests with four conditions as noted below:

1. *The Transferees shall provide to the Commission, with a copy to the Bureau, within 15 days after the transfer that the certificate evidencing the interest transferred is legended in accordance with the provisions of Business and Professions Code section 19892, subdivision (d).*
2. *The Transferees shall provide to the Commission, with a copy to the Bureau, within 15 days after the closing that the certificates evidencing the interest include the following legend:*

THIS CERTIFICATE REPRESENTS AN INTEREST IN A PARTNERSHIP THAT HOLDS A GAMBLING LICENSE PURSUANT TO THE LAWS OF THE STATE OF CALIFORNIA. THE INTEREST MAY NOT BE TRANSFERRED, ASSIGNED, SOLD, PLEDGED, OR DISPOSED OF WITHOUT THE PRIOR APPROVAL OF THE CALIFORNIA GAMBLING CONTROL COMMISSION.

3. *The Transferees shall provide to the Commission, with a copy to the Bureau, within 15 days after each transfer that the parties made no material changes to the transactions and the transactions were substantially the same as approved by the Commission.*
4. *The Loan Documents shall be received by the Commission for review within 30-days of Commission approval.*

Commission Meeting Minutes of October 9, 2014

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

Commerce Casino: California Commerce Club, Inc.
Aram Saatchian Trust Agreement
Archie Simonian, Successor Trustee,
Contingent Beneficiary

Comments Received From:

Archie Simonian, via telephone
Stacey Luna-Baxter, Assistant Bureau Chief, 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 Initial Application through March 31, 2015.

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

A. Merced Poker Room: Tongtoua Yang, Sole Proprietor

Comments Received From:

Stacey Luna-Baxter, Assistant Bureau Chief, Bureau of Gambling Control

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 to extend the Renewal License for 30 days to allow time for the owner to be present for the meeting and the Bureau to obtain information on the family members.

B. Oceana Cardroom: Mark Adam, Sole Proprietor

Comments Received From:

Stacey Luna-Baxter, Assistant Bureau Chief, Bureau of Gambling Control
Frances Asuncion, DOJA II, 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 to extend the Renewal License for 6 months through April 30, 2015.

7. Application for Consideration of Initial Portable Personal Key Employee License (Pursuant to Business and Professions Code section 19854; CCR Title 4, section 12350):

Deon Calamia

Commission Meeting Minutes of October 9, 2014

Comments Received From:

Keith Sharp, Designated Agent
Stacey Luna-Baxter, Assistant Bureau Chief, 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 approved the Initial Key Employee License through October 31, 2014 with the added condition noted below:

Any increase in Deon Calamia's line of credit must first be approved by the Commission.

8. Application for Consideration of Renewal Portable Personal Key Employee License (Pursuant to Business and Professions Code section 19854; CCR Title 4, section 12351):
Su Kim

Comments Received From:

Su Kim, 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 of Key Employee License through October 31, 2016, and removed the existing condition noted below:

Removing Condition:

Beginning November 1, 2012, and every 90 days thereafter, Ms. Kim must submit to the Bureau of Gambling Control a written update on the status of the outstanding balance owed to CitiFinancial/Midland MCM.

9. Application for Consideration of Initial Work Permit (Pursuant to Business and Professions Code section 19912; CCR Title 4, section 12104):
The 101 Casino: Zerek Tagata

Comments Received From:

Zerek Tagata, 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 approved the Initial Work Permit through January 31, 2015, with the added condition noted below:

Commission Meeting Minutes of October 9, 2014

Within 30 days of Commission approval, Mr. Tagata must submit to the Bureau of Gambling Control (Bureau) a payment plan for the outstanding fees and submit proof of payment in accordance to the payment plan to the Bureau every 90 days thereafter.

10. Consideration of Request to Withdraw Applications to Convert Third Party Proposition Owner/Player Registration to a License (Pursuant to Business and Professions Code section 19984 and CCR, Title 4, section 12218.5):

A. Premier Player Providers, Inc.: Savuth Khim

Comments Received From:

Stacey Luna-Baxter, Assistant Bureau Chief, Bureau of Gambling Control

Action:

Upon motion of Commissioner Hammond seconded by Commissioner Schuetz and carried in a vote by roll call with Chairman Lopes and Commissioners Hammond and Schuetz voting yes, Commissioner Conklin abstained. The Commission approved the request to Withdraw the Conversion Application, **with prejudice**.

B. PT Gaming, LLC: Network Management Group, Inc.
John Park

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 Request to Withdraw the Conversion Application, **without prejudice**.

CONSENT CALENDAR ITEMS:

11. Consideration of Additional Permanent Authorized Tables (Pursuant to Business and Professions Code section 19841(p); CCR Title 4, section 12359):

Paso Robles Central Coast Casino: PRCCC, Inc.

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

A. Ronald Buckley
B. Deon Calamia
C. Joshua Cerone
D. Samuel Cohen
E. Christopher Haynish
F. Robert McCaullay
G. James Phan
H. Kristen Salisbury
I. John Silveira

13. Applications for Consideration of Initial Work Permits (Pursuant to Business and Professions Code section 19912; CCR Title 4, section 12104):

A. Napa Valley Casino: Kun Li
B. Poker Flats Casino: Mao Ly

Commission Meeting Minutes of October 9, 2014

- C. The 101 Casino: Mabel Conti Tona Katkuoy Xing Hua Wu
- D. Towers Casino: Scott Doke

14. Applications for Consideration of Renewal Work Permit (Pursuant to Business and Professions Code section 19912; CCR Title 4, section 12104):

- The 101 Casino: Florena Chavez Larry Rawson Stanley Xenos
Carol Yee

15. Applications for Consideration 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):

- A. PT Gaming, LLC:
 - Players: Nam Doan Ryan Huntington Tian Shou Yin
- B. Qualified Player Services, LLC:
 - Player: William Lee

16. Applications for Consideration of Initial Tribal-State Compact Key Employee Finding 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:
 - Tracy Amezquita-Beltran Heather Hack
- B. Barona Resort and Casino - Barona Group of Capitan Grande Band of Mission Indians:
 - Kristen Keyser Robert Loveless Elizabeth Waterhouse
- C. Black Oak Casino - Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:
 - Danielle Cottingham
- D. Cache Creek Casino Resort - Yocha Dehe Wintun Nation:
 - Tessa Gudino
- E. Colusa Casino Resort - Cachil DeHe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:
 - Krystal Guenther
- F. Elk Valley Casino - Elk Valley Rancheria:
 - Kevin Monnin
- G. Fantasy Springs Resort Casino - Cabazon Band of Mission Indians:
 - Darlene McQueeney
- H. Graton Resort & Casino - Federated Indians of Graton Rancheria:
 - Ben Dye I Steven Jonas Tha Lam
 - Raquel Mariano Jennifer Ogston Dao Vue
- I. Jackson Rancheria Casino & Hotel - Jackson Rancheria of Me-Wuk Indians:
 - Steven Munson
- J. Morongo Casino Resort and Spa - Morongo Band of Mission Indians:
 - George LaFear Jr.
- K. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria:
 - Ryan Bailey JoAnne Pak
- L. River Rock Casino - Dry Creek Rancheria Band of Pomo Indians:
 - Norma Pulido

Commission Meeting Minutes of October 9, 2014

- M. Robinson Rancheria Resort, Casino & Bingo - Robinson Rancheria Band of Pomo Indians:
Melody Tuttle
- N. Sho-Ka-Wah Casino - Hopland Band of Pomo Indians:
Mabel Lopez
- O. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
Joseph Olivieri Jr. Jeremy Thompson
- P. Table Mountain Casino - Table Mountain Rancheria:
Juan Carlos Hernandez
- Q. Tortoise Rock Casino - Twenty-Nine Palms Band of Mission Indians:
Jose Contreras Flores Daniel Hernandez
- R. Win-River Casino - Redding Rancheria:
RD McGrath

17. Applications for Consideration of Renewal Tribal-State Compact Key Employee Finding 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:
Janet Agbayani Minnie Agbayani Deanna Birch
Warren Chard II C.J. Graham Frances Peoples
Lisa Stepp
- B. Augustine Casino - Augustine Band of Cahuilla Indians:
Dave Curtis Patricia Reyes Sandra Rodriguez
- C. Blue Lake Casino and Hotel - Blue Lake Rancheria:
William Loomis
- D. Cache Creek Casino Resort - Yocha Dehe Wintun Nation:
Joseph Beauchamp Laurence Cellucci May Dizon
Michael Duong Cameron Geach Travis Jackson
Tanya Munoz Hungze Pham Path Reach
Charles Saetern Robert Scrivener Jr. Quincy Sertaangh
Aaron Simmons Sayan Smith Randall Takemoto
Youqun Tence Connie Venethongkham Tsun-Kai Young
- E. Casino Pauma - Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation:
Kai Lee James Smart
- F. Chukchansi Gold Resort and Casino - Picayune Rancheria of Chukchansi Indians:
Fine Nai
- G. Chumash Casino Resort - Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:
Armando Franco Scott Gregg Ismael Martinez
Sarah Monedero Matthew Peinado Crystal-Ann Perez
William Perryman III Rodney Weller Takita Zavalla
- H. Coyote Valley Casino - Coyote Valley Band of Pomo Indians:
Victoria Large William Laster Jr.
- I. Feather Falls Casino & Lodge - Mooretown Rancheria of Maidu Indians:
Harvey Gramps Jr.

Commission Meeting Minutes of October 9, 2014

- J. Harrah's Rincon Casino & Resort - Rincon Band of Luiseno Mission Indians of the Rincon Reservation:
Duc Huynh Matthew Kime James Long
Jesus Emmanuel Sioson Adrienne Stevenson
- K. Jackson Rancheria Casino & Hotel - Jackson Rancheria of Me-Wuk Indians:
Randall Holland Robert Mackenberg San Saechao
Craig Swartz
- L. Konocti Vista Casino - Big Valley Band of Pomo Indians of the Big Valley Rancheria:
Aaron Borba
- M. Pechanga Resort & Casino - Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
Josefina Bautista Paul Carranza Jr Michael Coltharp
Huseyin Dincer Shawn Driscoll Anthony Goode
John Hyllested Paulina Kunvitek John Lindholm
Maria Lischin Cynthia Pina Valerie Pinocci
Charles Rich Dolores Silva-Cvar
- N. Quechan Casino Resort - Quechan Tribe of the Fort Yuma Indian Reservation:
Abraham Mosqueda April Solis
- O. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria:
Adelfa Cruz Dennis Gonzales Mark Goodwin
Cory Hord Melinda Ibarra Susan Lee
Luis Murillo Dorothy Parsons Nicholas Pavlovich
Randy Ramos Yien Saechao Jennifer Saephan
Nancy Sargent Jacqui Snodgrass Laurie South
- P. River Rock Casino - Dry Creek Rancheria Band of Pomo Indians:
Evangeline Carillo Jordan Kunkel George Rojas
Renee Schinkowsky
- Q. Sherwood Valley Rancheria Casino - Sherwood Valley Rancheria of Pomo Indians:
Joyce Crader Bambi Eubanks Allen Wright
- R. Soboba Casino - Soboba Band of Luiseno Indians:
Araceli Hernandez Andrew Hixson
- S. Spa Resort Casino - Agua Caliente Band of Cahuilla Indians:
William Caronna Elijio Garcia Michael Russ
- T. Spotlight 29 Casino - Twenty-Nine Palms Band of Mission Indians:
Gerardo Castro Protacio Medina
- U. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
Linda Badal Monte Carson Denise Giblin
Louella Kesling Rodney Lindgren Lucy Murillo
Alfred Romero Terri Wild Wayne Yuen
- V. Table Mountain Casino - Table Mountain Rancheria:
Gilbert Johnson
- W. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
Uriel Guerra Donald Parsons

Commission Meeting Minutes of October 9, 2014

- X. Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn Rancheria:
 - Todd Neely
 - Sokhanna Ouk
 - Cheo Saeteun
- Y. Tortoise Rock Casino - Twenty-Nine Palms Band of Mission Indians:
 - Arthur Prudhomme

- Z. Valley View Casino & Hotel - San Pasqual Band of Diegueno Mission Indians:
 - Richard Barber Jr.
 - Efren Leal III
 - Terrance Scaife

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 Consent Calendar items 11 through 17.

CLOSED SESSION DISCLOSURE:

Prior to holding Closed Session, Chief Counsel, Todd Vlaanderen disclosed that Closed Session item II would be addressed by the Commission in Closed Session.

CLOSED SESSION: 11:25 a.m.

- 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)
 - G. *California Valley Miwok Tribe v. The California Gambling Control Commission*; Court of Appeal of the State of California, Fourth Appellate District, Division One (D0645271), San Diego County Superior Court (37-2008-00075326-CU-CO-CTL).

- II. Hearing Deliberations Pursuant to Government Code Section 11126(c)(3):
In the Matter of the Application for Initial Key Employee Portable Personal License for Michael Arvizu, (CGCC Case No. CGCC-2013-0221-1)

Commission Meeting Minutes of October 9, 2014

RECONVENE TO OPEN SESSION: 11:27 a.m.

A decision was made on Closed Session on item II, In the Matter of the Application for Initial Key Employee Portable Personal License for Michael Arvizu, (CGCC Case No. CGCC-2013-0221-1). All parties will be notified by mail.

PUBLIC COMMENT:

None.

ADJOURNMENT:

Chairman Lopes adjourned the Commission Meeting at 11:27 a.m.