

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 JUNE 26, 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. Request for Approval of A) Transfer of Shares; and, B) Initial State Gambling License (Pursuant to Business and Professions Code sections 19824(c), 19851, 19852 and 19904; CCR Title 4, section 12342):

A. Commerce Casino: California Commerce Club, Inc.
Anter Family Trust (Transferor)
Marsha Gold (Transferee)

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 request to transfer shares in California Commerce Club, Inc. dba Commerce Casino held by Anter Family Trust, Transferor to Marsha Gold, Transferee.

B. Commerce Casino: California Commerce Club, Inc.
Marsha Gold, Shareholder

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond 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 Marsha Gold, Shareholder to be endorsed on the state gambling license issued to California Commerce Club, Inc., dba Commerce Casino valid through March 31, 2015.

4. Request for Approval of Transfer of Interest (Pursuant to Business and Professions Code section 19892):

The Bicycle Casino:

The Bicycle Casino, L.P.
Carter LCP Partnership, L.P.
Carter Grantor Trust No. 2 (Transferor)
David Carter (Transferee)
Deborah Hunt (Transferee)

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 Interest of the Carter LCP Partnership, L.P. Carter Grantor Trust No. 2, Transferor, David Carter, Transferee and Deborah Hunt, Transferee, with the conditions 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 stock 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 Stock 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, HYPOTHECATED, OR DISPOSED OF WITHOUT THE PRIOR APPROVAL OF THE CALIFORNIA GAMBLING CONTROL COMMISSION OR ITS SUCCESSOR.

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.*

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

A. Artichoke Joe's Casino: Artichoke Joe's (A California Corporation)*

Comments Received From:

Alan Titus, Designated Agent

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 to extend the

Commission Meeting Minutes of June 26, 2014

State Gambling License for 180 days through December 31, 2014 with the following conditions:

1. *Artichoke Joe's must submit a written agreement between Artichoke Joe's and North Fork Computer Analysis Services, Ltd. that details the services and reimbursement provided, to the Commission and the Bureau of Gambling Control, within 30 days of placement of this condition.*
2. *Artichoke Joe's must submit a written agreement between Artichoke Joe's and Joseph Sammut, III, that details the services and reimbursement provided, to the Commission and the Bureau of Gambling Control, within 30 days of the placement of this condition.*

B. The Mint:

James Podergois, Sole Proprietor

Comments Received From:

Alexander Marks, Attorney

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 Renewal State Gambling License through July 31, 2016 with amended existing conditions noted below:

Amended Existing Conditions:

1. *Prior to reopening, ~~Mr. Podergois~~ the owner-licensee must provide to the ~~Commission and the Bureau~~ a copy of a valid business license and an executed lease agreement.*
 2. *The owner-licensee may not open or offer controlled games until all required local approvals have been obtained and ~~shall inform the Bureau of Gambling Control~~ has received upon receipt of such approvals.*
 3. *The owner-licensee may not open or offer controlled games until the Bureau of Gambling Control has inspected the cardroom and determined that the cardroom is in compliance with all pertinent regulatory standards.*
6. Consideration of Temporary Closure of Gambling Establishments (Pursuant to Business and Professions Code section 19955; CCR, Title 4, section 12357):
- A. Hotel Del Rio & Casino
 - B. Poker Flats Casino

No action taken on items 6.A. and 6.B. as all fees were paid prior to the Commission Meeting.

7. Consideration for Placement of Conditions on State Gambling License (Pursuant to Business and Professions Code section 19824; CCR, Title 4, section 12357):
- A. Ceasar's Club
 - B. Kelly's
 - C. La Primavera Pool Hall & Café
 - D. S&K Cardroom

Comments Received From:

Alberto Cianfichi, Kelly's

No action taken on items 7.A. through 7.D. as all fees were paid prior to the Commission Meeting.

Commissioners expressed concerns of disregard of non-payment of fees by the due date. There were suggestions of implementing fines due to late payments.

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

Comments Received From:

Daniel DeLaney

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

No action taken. Legal requested 30-days to complete their analysis. Mr. DeLaney will be placed on the July 24, 2014 agenda. Mr. DeLaney's Interim Key license was cancelled. He can continue to work in a Non-Key position.

By Commissioner's concurrence, the following agenda items 8.B. and 8.C. were considered simultaneously:

- B. Christopher Haynish
- C. Joshua Hufft

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 Initial Key Employee License applications valid through the periods listed in the reports.

- D. Richard Kwan

Comments Received From:

Richard Kwan

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 to refer this matter to evidentiary hearing. Mr. Kwan's Renewal Key Employee application was removed from the Consent Calendar 15. A. Mr. Kwan can continue to work.

E. Steph Stapornkul

Comments Received From:

Steph Stapornkul

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 to refer this matter to evidentiary hearing. Mr. Stapornkul's Renewal Key Employee application was removed from the Consent Calendar 15.B. Mr. Stapornkul can continue to work.

9. Consideration of Petition to Terminate Proposition Player Contract (Pursuant to Business and Professions Code section 19984; CCR, Title 4, section 12200.7(f)):

A. Garden City, Inc. DBA, Casino M8trix and Team View Player Services, LLC

Comments Received From:

Dan Josephson, Attorney, Team View Player Services

James Ulwelling, Attorney, Team View Player Services

Michael St. Denis, Casino M8trix

Bill Torngren, Deputy Attorney General

Tracey Buck-Walsh, Lundari Attorney

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

Yolanda Morrow, DOJA II, Bureau of Gambling Control

Action:

Upon motion of Chairman Lopes seconded by Commissioner Conklin and carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond voting yes, and Commissioner Schuetz voting no the Commission voted to cancel the proposition player services contract between Garden City, Inc., dba Casino M8trix, and Team View Player Services, LLC effective midnight July 6, 2014.

B. Hollywood Park Casino Company, Inc., and Team View Player Services, LLC

Comments Received From:

Dan Josephson, Attorney, Team View Player Services

James Ulwelling, Attorney, Team View Player Services

Harlan Goodson, Attorney, Hollywood Park

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

Yolanda Morrow, DOJA II, Bureau of Gambling Control

Commission Meeting Minutes of June 26, 2014

Upon suggestion by Chief Counsel Vlaanderen, the Bureau corrected Section 19.c in the Petition to Termination Proposition Player Contract between Hollywood Park Casino Company, Inc. and Team View Player Services, LLC by changing \$1,060,000 to \$1,080,000. The Bureau also acknowledged that the per square foot value of \$2,960.89 would also be corrected.

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 voted to cancel the Proposition Player Services Contract between Hollywood Park Casino Company, Inc. and Team View Player Services, LLC effective midnight July 26, 2014.

Recess: 12:00 PM

Reconvene to Open Session: 1:00 PM

10. Application for Approval of Initial Third Party Provider of Proposition Services Conversation to License (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12218, 12233 and 12238):

Team View Player Services, LLC:	The Timothy M. Gustin Family Trust, Owner Timothy Gustin, Managing Member, Trustee, Trustor, and Beneficiary
---------------------------------	--

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 to refer this matter to evidentiary hearing.

By Commissioner's concurrence, the following agenda items 11.A. through 11.B. were considered simultaneously:

11. 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. PT Gaming, LLC:

Players:	Tamika Bean	Anthony Dizon	Krizianne Marae Dizon
	Lindsey Langie	Lai Saechao	Darren Rufer
	Heidi Sin	Ricky Taing	Samuel Tuon

B. Qualified Player Services, LLC:

Player:	Vivian Cooley
---------	---------------

Action:

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

Commission Meeting Minutes of June 26, 2014

Conklin, Hammond and Schuetz voting yes, the Commission approved the conversion applications valid through the periods listed in the reports.

12. Application for Approval of Initial Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.5):

Global Cash Access, Inc.: Global Cash Access Holdings, Inc. (Parent Company (100%))
Scott Betts, Director
Fred Enlow, Director
Geoffrey Judge, Director
Edwin Kilburn, Chairman, Director
Michael Rumbolz, Director

Disclosure:

Commissioner Richard Schuetz knows Michael Rumbolz, Director and when Mr. Rumbolz was Head of the Nevada Gaming Control Board, Commissioner Shuetz explained he was licensed under that entity. Commissioner Shuetz went on to say that he considered Mr. Rumbolz a friend but does not have any financial interest with him. Therefore, Commissioner Schuetz did not need to recuse himself.

Comments Received From:

Steve Fishbach, Global Cash Access, Inc., 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 Initial Finding of Suitability application for Global Cash Holdings, Inc. and its principals for the licensure period through June 30, 2016.

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

HCAL, LLC: Michael Cohen, Corporate Secretary

Comments Received From:

Kelley Magdaluyo, via telephone

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 request to withdraw the Gaming Resource Supplier Finding of Suitability, **without prejudice**.

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

Coyote Valley Casino - Coyote Valley Band of Pomo Indians of California:
Richard Hinrichs, Controller

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 valid through February 19, 2015.

CONSENT CALENDAR ITEMS:

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

- A. Richard Kwan - **Removed**
- B. Steph Stapornkul - **Removed**
- C. Kade Walters

16. Applications for Approval of Initial Work Permit (Pursuant to Business and Professions Code section 19912):

- A. Empire Sportsmen's Association: Soriya Ung-Koy
- B. The Deuce Lounge and Casino: Jeronimo Tapia, Jr.
- C. The 101 Casino: Gerard Navarro

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

- A. Empire Sportsmen's Association: Hour Lay Boutdy Phavavichane
Scott Smith
- B. The 101 Casino: Pei Song

18. 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):

- PT Gaming, LLC:
Players: Kevin Juarez Jeffrey Martin

19. 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. Blue Lake Casino and Hotel - Blue Lake Rancheria:
David Sundry
- B. Chukchansi Gold Resort and Casino - Picayune Rancheria of Chukchansi Indians:
Young Kue
- C. Graton Resort & Casino - Federated Indians of Graton Rancheria:
Heriberto Arreguin Perez
- D. Jackson Rancheria Casino & Hotel - Jackson Rancheria of Me-Wuk Indians:
Cintia Hernandez
- E. Paiute Palace Casino - Bishop Paiute Tribe:
Frank Rinella
- F. Twin Pine Casino & Hotel - Middletown Rancheria of Pomo Indians:
Cynthia Dale

20. 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:

Candy Aron	Liliana Canchola	Eric Darancette
Donna Doyle	Daniel Fleckenstein	Brian Foster Jr.
Iwona Gierasimow	Liwliwa Gomintong	David Jourdain
Vera Lehman	Noreen Marchese	Christopher Pansoy
Max Ross		

B. Barona Resort and Casino - Barona Group of Capitan Grande Band of Mission Indians:

Brian Arthur	Hoa Bui	David Collier
Jerika Edison	Carlos Guerrero-Ochoa	Fletcher Linton
Gabriela Martinez	Donna Miller	Jose Peralta
Gregorio Rodriguez	Mark Slater	Jamin Steindorf

C. Bear River Casino Hotel - Bear River Band of the Rohnerville Rancheria:

Michelle Brady	Jessica Fiester
----------------	-----------------

D. Blue Lake Casino and Hotel - Blue Lake Rancheria:

Melvin Brown	Shari Caldwell
--------------	----------------

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

David Brearley	Samuel Evans	Robbie Giardino
Sengmany Luangrath	San Saechao	Vidara Sisophon
Sam Wong	Mai Xiong	

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

Lorena Herrera	Joseph Shafer
----------------	---------------

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

Ricardo Cardona

H. Coyote Valley Casino - Coyote Valley Band of Pomo Indians:

Christopher Byers	Daniel Crouch
-------------------	---------------

I. Diamond Mountain Casino & Hotel - Susanville Indian Rancheria:

Farley Etpison	Robert Nay
----------------	------------

J. Eagle Mountain Casino - Tule River Indian Tribe of the Tule River Reservation:

Adrian Ramos	Kao New Vang	Sylvia Vasquez
Isabel Vera	Margaret Walden	

K. Fantasy Springs Resort Casino - Cabazon Band of Mission Indians:

William Banning III	Alan Campbell
---------------------	---------------

L. Mono Wind Casino - Big Sandy Rancheria Band of Western Mono Indians:

Jenee Lane

M. Morongo Casino Resort and Spa - Morongo Band of Mission Indians:

Frank Glansdorp	JoAnna Holden
-----------------	---------------

N. Paiute Palace Casino - Bishop Paiute Tribe:

Yolanda Fimbres

O. Pala Casino Spa Resort - Pala Band of Luiseno Mission Indians of the Pala Reservation:

Alan Chanthavong	Saeed Hashemi	Lisa Hong
Patricia Morlett	Becky Paull	Ana Verastica Ojeda

P. San Manuel Indian Bingo and Casino - San Manuel Band of Mission Indians:

Brian Derr	Roderic Herbst	Manuel Hernandez
Bunnarith Kao	Justyn Lumel	Eric Mount

Commission Meeting Minutes of June 26, 2014

- | | | |
|--------------------------|------------------|------------|
| Kenny Nguyen | Judith O'Donnell | Emily Pena |
| Jennifer Reckard Brennan | | Julie Soto |
- Q. Spa Resort Casino - Agua Caliente Band of Cahuilla Indians:
Candice Gilmore Lela Giron Jean Musson
- R. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
Harry Achenbach II Larry Aguilar Rochelle Bradley
Amy Brooks John Dinius Jian Gu
Benjamin Hoffard Bryan Hunter Fong Lam
Walter Morris Michael Murray Scotty Patindol
Patrick Sharp Shaun Sotos
- S. Table Mountain Casino - Table Mountain Rancheria:
David Zandt
- T. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
Richard Davis Jeanette Diaz Joshua Donahue
Patricia Maldonado Kathleen Mortimer
- U. Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn Rancheria:
Steve Carlson Barbara Clark Daniel Ernst
Gerald Glenn Mitchell Kornfield Ann Peer
Fam Saelee
- V. Valley View Casino & Hotel - San Pasqual Band of Diegueno Mission Indians:
Linda Bohard Benjamin Bond III Humberto Donavan
Maylene Lojica Ramona Ochoa

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 Consent Calendar items 15 through 20.

CLOSED SESSION DISCLOSURE:

Prior to holding Closed Session, Chief Counsel, Todd Vlaanderen disclosed that Closed Session items I. A., 1.D., and III. would be addressed by the Commission in Closed Session.

CLOSED SESSION: 1:11 PM

- 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)

Commission Meeting Minutes of June 26, 2014

- 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):
- A. In the Matter of the Application for Approval of Conversion of Third-Party Provider of Proposition Player Services/Gambling Business Supervisor/Player Registration to License for Joshua Hamilton (CGCC Case No. 2012-0891)
- III. Personnel Matters (Government Code section 11126(a)(1): Business and Professions Code section 19816(a))

RECONVENE TO OPEN SESSION: 2:05 PM

Item I.A. Pauma Band of Luiseno Mission Indians v. Gambling Control Commission; and Arnold Schwarzenegger, U.S. Dist Court S. D. California; and Item I. D. Yavapai Apache Nation v. Iipay Nation of Santa Ysabel, the State of California, and the California Gambling Control Commission.

Chairman Lopes reported that the Commissioners were briefed and discussed these two items.

Item III. Personnel Matters (Government Code section 11126(a)(1): Business and Professions Code section 19816(a)).

Chairman Lopes reported that the Commissioners took no action on this item.

PUBLIC COMMENT:

None.

ADJOURNMENT:

Chairman Lopes adjourned the Commission Meeting at 2:05 PM.