

Commission Meeting Minutes of July 10, 2014

Purchase Agreement between Mark Kelegian, and Joel Franciosa for Ocean's 11 Casino, Inc. dba Ocean's Eleven Casino with the condition noted below.

Within 15 days after the closing, the Purchaser must provide an executed copy of the Promissory Note to the Bureau and to the Commission.

B. Ocean's Eleven Casino: Ocean's 11 Casino, Inc.
Joel Franciosa, Shareholder

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 State Gambling License application for Joel Franciosa valid through the remainder of the licensure period ending February 28, 2015.

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

Cameo Club: Lewis & Lewis, Inc.
Natalie J. Lewis Survivor's Trust
David Ryan Lewis, Chief Financial Officer, Beneficiary
Brooke Lewis-Siemers, Vice President, Beneficiary

Comments Received From:

David Ryan Lewis
Brooke Lewis-Siemers
Stacey Luna-Baxter, Assistant Bureau Chief, 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 David Ryan Lewis and Brooke Lewis-Siemers, as beneficiaries of the Natalie J. Lewis Survivor's Trust to be endorsed on the State Gambling License issued to Cameo Club valid through January 31, 2016.

6. Applications for Approval of A) Initial Portable Personal Key Employee License; and, B) Initial Work Permit (Pursuant to Business and Professions Code sections 19854 and 19912; CCR Title 4, section 12350):

A. Cameron Clem

Comments Received From:

Elijah Zuniga, Designated Agent, via telephone

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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. The Executive Director cancelled the Interim Key Employee License for Mr. Clem based on the Bureau's recommendation of denial. Mr. Clem cannot work in a Key Employee position.

B. Empire Sportsmen's Association: Cameron Clem

Comments Received From:

Elijah Zuniga, Designated Agent, via telephone
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 to refer this matter to evidentiary hearing. The Executive Director cancelled the Temporary Work Permit for Mr. Clem based on the Bureau's recommendation of denial.

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

Empire Sportsmen's Association: Roland Nonato

Comments Received From:

Elijah Zuniga, Designated Agent, via telephone
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 the Renewal Work Permit application valid through December 31, 2015.

8. 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 Players, Inc.:

Player: Samrach Uth – **TABLED**

By Commissioner's concurrence, item 8.A. was tabled to be heard at a future Commission Meeting.

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

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B. PT Gaming, LLC:

Players:	Rene Escobar-Mena	Christine Kamtansy	Grant McNaughton
	Jocelyne Molina	Besrat Tareke	

Comments Received From:

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

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 conversion applications valid through the periods listed in the reports.

By Commissioner's concurrence, the following agenda items 9.A. through 9.C. were considered simultaneously:

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

A. Aces High Gaming, LLC:

Supervisors:	Charles Craig	Justin Dimalanta
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B. Acme Player Services, LLC:

Supervisors:	Jocelyn Barajas	Joseph Etrata	Mary Ann Etrata
	Cliffgenesis Saludez	Jennifer Schippers	

C. CB Certified Banker, Inc.:

Player:	David La
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Comments Received From:

David La
Yolanda Morrow, DOJA II, Bureau of Gambling Control

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

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

A. Phoenix Lounge and Casino: King's Casino, LLC

Comments Received From:

Jahrett Blonien, Designated Agent
Ruth Ann Ziegler, City Attorney of Citrus Heights
Mel Turner, Mayor of Citrus Heights
Stacey Luna-Baxter, Assistant Bureau Chief, Bureau of Gambling Control

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14. 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):

A. Gaming Fund Group, Inc.:

Supervisor: Daniel Berg

B. PT Gaming, LLC:

Players: Gregory Morgan Scott Rowe Lisa Shick
Carmelita Taylor

15. 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:

Todd Bailey Derek Belchamber Jennifer Cervantes
Frank Charolla Silvia Falcon Mayra Fernandez
Ashley Graves Sabrina Layton George Palomares

B. Augustine Casino - Augustine Band of Cahuilla Indians:

Robert Cortez

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

Katherine Hodges

D. Casino Pauma - Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation:

William Frakes

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

Hani Zad Salamat

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

Jeremy Barnett Cynthia Bloxham Cyndi Grossi-Fonseca
Desiree Hooper Johnny Jimenez Sylvia Martini
John Ormond Marcella Ortiz Anthony Perdew
Roberto Rodriguez Joao Vitorino

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

Chris Brooks Guy Hill Sharon Kazena

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

April Beebe Johnathan Kirkwood

I. Jackson Rancheria Casino & Hotel - Jackson Rancheria of Me-Wuk Indians:

James Summers Brittany Young

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

Enrico Butta Jr. Manuel Chagoya Enrique Garcia
Osama Hamideh Richard Long Kristen Marlow
Robert Newell

K. Pechanga Resort & Casino - Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:

Summer Cripe Hillary Ha Michael Mangold
Fabiola Miranda Orlando Prudencio Jeanie Rose
Mary Ann Segismar Greg Shank Roger Smith

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- Howard Teplitzky Cody Wright
- L. Pit River Casino - Pit River Tribe:
 Michael Avelar Lamont Maldonado
- M. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs
Rancheria:
 Kyle Vitale
- N. River Rock Casino - Dry Creek Rancheria Band of Pomo Indians:
 Benjamin Nelson
- O. Spa Resort Casino - Agua Caliente Band of Cahuilla Indians:
 Stephen Bendelson Jackelyn Cabacungan Curtis Johnson
 Manuel Luna Gregory Pendleton Jeannie Priller
- P. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
 Vicente Bautista Deborah Daly Alex Favor
 Jesus Garcia Eden Partido
- Q. Table Mountain Casino - Table Mountain Rancheria:
 Thomas Cucchiara Francisco Nunez
- R. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
 Veronica DeLatorre Troy King Brian Kooyman
- S. Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn
Rancheria:
 Cindy Cisneros Michael Mason May Saelee
 Ouko Saeteun
- T. Valley View Casino & Hotel - San Pasqual Band of Diegueno Mission Indians:
 Myla DeLos Angeles Christina Preciado
- U. Win-River Casino - Redding Rancheria:
 Michael Pair

16. Request for Recognition of Eligibility to Conduct Remote Caller Bingo Games
(Pursuant to Penal Code section 326.3 and CCR, Title 4, section 12505):
Montebello Elks Lodge #2051

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 Consent Calendar items 11 through 16.

CLOSED SESSION DISCLOSURE:

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

CLOSED SESSION: 11:43 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)

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- 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 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)

RECONVENE TO OPEN SESSION: 11:50 AM

- I. Litigation: (Government Code section 11126(e)):
 - F. *Stand Up For California, et al. v. State of California, et al.*, Madera County Superior Court
- II. Hearing Deliberations Pursuant to Government Code Section 11126(c)(3):
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)

Chairman Lopes reported that the Commissioners were briefed on Item I.F. and a decision was made on Item II. A written decision will be mailed to all parties.

PUBLIC COMMENT:

None.

ADJOURNMENT:

Chairman Lopes adjourned the Commission Meeting at 11:51 AM.