

Commission Meeting Minutes of August 14, 2014

2. *The Bicycle Casino, L.P. shall deliver to the Commission and the Bureau a copy of a full set of executed Loan Documents, as defined in the Gaming Law Addendum, including all exhibits and schedules, as well as any opinions from The Bicycle Casino, L.P. counsel required under any of the Loan Documents, within 30 days after the closing of the loan.*

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

A. Ocean's Eleven Casino: Haig Kelegian Jr., Trustee

Comments Received From:

Haig Kelegian Jr., 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 State Gambling License Application through February 28, 2015.

B. The Bicycle Casino: Haig Kelegian Jr., Trustee

Comments Received From:

Haig Kelegian Jr., 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 State Gambling License Application through April 30, 2015.

6. Request for Approval to Extend Temporary State Gambling License (Pursuant to Business and Professions Code sections 19824(f) and 19852):

Hollywood Park Casino: Hollywood Park Casino Company, Inc.
Christopher Meany, President, Chief Financial Officer, Secretary, Shareholder

Comments Received From:

Harland Goodson, Attorney
Stacey Luna-Baxter, Assistant Bureau Chief, 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, Hammond and Schuetz voting yes, the Commission approved a six month extension for the Temporary State Gambling License Application through February 28, 2015 with the conditions noted below:

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1. *The temporary initial license takes effect on the date that the Commission approves the request and expires February 28, 2015.*
2. *Issuance of a temporary license does not obligate the Commission to grant a permanent license. Issuance of a temporary license does not create a vested right in the holder to either extension of the temporary license or to a regular license.*
3. *Issuance of this temporary license does not in any way change the legal requirement that the applicant bears the burden of establishing that he/she is suitable pursuant to Business and Professions (B&P) Code section 19856(a) for a regular license.*
4. *Issuance of this temporary license does not change the license qualification requirements of the Gambling Control Act, including but not limited to B&P Code sections 19856, 19857, 19858, and 19859.*
5. *The applicant has pending applications for regular state gambling licenses. A regular license may or may not be issued, depending upon the results of the complete background investigation and upon the conduct of the applicant and its employees during the term of the temporary license.*
6. *If, during the term of the temporary license, the Executive Director determines that any particular applicant is disqualified for any of the reasons set forth in B&P Code section 19859, the Executive Director shall prepare an order to show cause why that applicant's temporary license should not be cancelled, which shall be considered at the first available noticed Commission meeting. The applicant may address the Commission by way of an oral statement at the noticed Commission meeting and/or may submit documents in support of the temporary licensure not less than five days prior to the meeting. The applicant may request an evidentiary hearing either in writing not less than five days prior to the meeting or at the meeting itself.*
7. *If, during the term of the temporary license, the Executive Director determines that any particular applicant may have violated one or more of the conditions under which the temporary license was issued, the Executive Director shall prepare an order to show cause why that applicant's temporary license should not be cancelled, which shall be considered at the first available noticed Commission meeting. The applicant may address the Commission by way of an oral statement at the noticed Commission meeting and/or may submit documents in support of the temporary licensure not less than five days prior to the meeting. Either in writing not less than five days prior to the meeting or at the meeting itself, the applicant may request an evidentiary hearing.*

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7. Request for Approval to Withdraw Application for State Gambling License (Pursuant to Business and Professions Code section 19869); CCR Title 4, section 12047:

Hollywood Park Casino: LAX Property, LLC, Operator
Eric Swallow, Member/Manager

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 request to withdraw the State Gambling License Application, **without prejudice**.

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

A. Frank Phillips

Comments Received From:

Frank Phillips, via telephone
Frances Asuncion, DOJA II, 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, Hammond, and Schuetz voting yes, the Commission approved the Initial Key Employee License Application for Mr. Phillips valid through September 30, 2014.

B. Kelly Souza

Comments Received By:

Jarhett Blonien, Designated Agent
Stacey Luna-Baxter, Assistant Bureau Chief, 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, Hammond and Schuetz voting yes, the Commission approved the Initial Key Employee License Application through August 31, 2014.

Ms. Souza was also heard in the Consent Calendar for Renewal of her Key Employee License.

9. Application 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):

Inspire Technology, LLC: Troy DeFrees-Parrott, Owner, Managing Member

Comments Received By:

Troy DeFrees-Parrott, via telephone

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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 of Finding of Suitability Application through August 31, 2016.

Removed From Consent Calendar:

By concurrence of the Commissioners, Consent Calendar Item 10. J. Dusten Perry. and item 14.O. Ignacio Vargas were removed from the Consent Calendar and heard in Open Session.

MOVED FROM CONSENT:

Item 10. J. Applications for Approval of Renewal Portable Personal Key Employee Licenses (Pursuant to Business and Professions Code section 19854; CCR Title 4, section 12351

J. Dusten Perry

Comments Received From:

Dusten Perry

Jim Batts, Attorney

Action:

Upon motion of Commissioner Hammond, seconded by Chairman Lopes and unanimously carried in a vote by roll call with Chairman Lopes and Commissioner Conklin, Hammond and Schuetz voting yes, the Commission approved the Renewal Key Employee Application through August 31, 2016.

Item 14. O, Applications for Initial Tribal-State Compact Key Employee Finding of Suitability (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

Pit River Casino - Pit River Tribe:

Ignacio Vargas

Comments Received From:

Ignacio Vargas, 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 the Initial Finding of Suitability application through June 19, 2016.

CONSENT CALENDAR ITEMS:

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

A. Melanie Coelho

B. Richard Cook

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- | | |
|-------------------------|--|
| C. Geneva Doherty | J. Dusten Perry – Heard in Open Session |
| D. Christopher Gearhart | K. Do Song |
| E. Jared Horstman | L. Kelly Souza |
| F. Adam Kelly | M. Marc Teachout |
| G. Karen Kouretas | N. Ramy Wahba |
| H. John Mugnani | O. Andrew Wang |
| I. Gary Parseghian | |

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

- | | |
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| A. Central Coast Casino (GB): | Robert Maxwell |
| B. The 101 Casino: | Chanthorn Love |

12. Applications for Approval of Renewal Work Permits (Pursuant to Business and Professions Code section 19912; CCR Title 4, section 12104):

- | | | | |
|------------------------------------|------------------|-------------|---------|
| A. Empire Sportsmen's Association: | Lucy You | | |
| B. Napa Valley Casino: | Jing Jing Li | | |
| C. The 101 Casino: | Sheree Kelly | Jesse Myers | Lei Xie |
| D. Towers Casino: | Anthony Minasian | | |

13. 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: | Melvin Baldwin | Edlin Balingit | Cheryl Bear |
| | Winston Chen | Becky Collins | Rolando Corrales |
| | Ria Dayrit-Atencion | Melvin del Rosario | Claudia Dominguez |
| | Peregrina Fellows | Tiffany Knox | Sothea Kouch |
| | Lucy Mapanoo | Joseph McGow | Wesley Nunu |
| | Benjamin Segal | Zheng Tang | |

14. Applications for Initial Tribal-State Compact Key Employee Finding of Suitability (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

- | | |
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| A. Augustine Casino - Augustine Band of Cahuilla Indians: | Lawrence Yard |
| B. Black Oak Casino - Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria: | Tammy Moltmann |
| C. Cache Creek Casino Resort - Yocha Dehe Wintun Nation: | Joey Bertzyk |
| D. Casino Pauma - Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation: | Joel Enriquez |
| E. Diamond Mountain Casino & Hotel - Susanville Indian Rancheria: | Norman Amador |
| F. Fantasy Springs Resort Casino - Cabazon Band of Mission Indians: | Alejandro Reyes |
| G. Graton Resort & Casino - Federated Indians of Graton Rancheria: | Norma Calderon Theresa Pereira-Oliver Nicholas Sable |

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- H. Harrah's Rincon Casino & Resort - Rincon Band of Luiseno Mission Indians of the Rincon Reservation:
Vinh Phuc Nguyen
- I. Jackson Rancheria Casino & Hotel - Jackson Rancheria of Me-Wuk Indians:
Neit Saeteurn Jason Shaw
- J. Mono Wind Casino - Big Sandy Rancheria Band of Western Mono Indians:
Barbara Dunn
- K. Morongo Casino Resort and Spa - Morongo Band of Mission Indians:
Susan Gates
- L. Paiute Palace Casino - Bishop Paiute Tribe:
Daniel Condy
- M. Pala Casino Spa Resort - Pala Band of Luiseno Mission Indians of the Pala Reservation:
Phila Or
- N. Pechanga Resort & Casino - Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
Lourdes Yanga
- O. Pit River Casino - Pit River Tribe:
Ignacio Vargas – **Heard in Open Session**
- P. Red Earth Casino - Torres Martinez Desert Cahuilla Indians:
Eliasar Flores Jr Maria Luna Priscilla Rivera
- Q. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria:
Terri Russell
- R. San Manuel Indian Bingo and Casino - San Manuel Band of Mission Indians:
Daniel Ulmer
- S. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
Donald Parsons
- T. Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn Rancheria:
Kim Her Cam Tran Dana Cahill Jr.
- U. Win-River Casino - Redding Rancheria:
Timothy Hoke

15. Applications for Approval 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:
Theresa Alvarez Heather Brown Carolyn Cigrang
Leilani Crum Brett Knyvett
- B. Augustine Casino - Augustine Band of Cahuilla Indians:
Angie Lam
- C. Barona Resort and Casino - Barona Group of Capitan Grande Band of Mission Indians:
William Allen Jacob Arena Mark Aschenbrener
Natalya Fritz Joseph Martin Stephanie Roper
Serah Starcher Rema Vasquez
- D. Bear River Casino Hotel - Bear River Band of the Rohnerville Rancheria:
Lori Barcelos

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

Stacey Bernardo	Nicholas Brescia	Randy Culotta
Atheena Davis	Matthew Maddox	Robert McQueary
Mary Miller	Vanessa Woodruff	

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

Carrie Lloyd	Jessica Townsend	
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G. Casino Pauma - Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation:

Hong Bui	Michael Savin	Fernando Tavaréz
Bounsoum Xayasomroth		

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

William Christen	Norman Hays	David Lake
Richard Ramirez Jr.	Karyn Rayburn	Maudia Rivas
Guadalupe Seja	Sacha Silverhorn	Aaron Smathers
Katrina Watkins	Benjamin Zitello	

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

Rebecca Velazquez

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

Merry Earley

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

Kyle Arneson	Betty Collins	Steven D'Asaro
Norberto Dominix	Holly Henke	Kenneth Johnson
Blaga Koleva	Brian Lewis	Bryon Nuttall
Mark Quinn	Eduardo Robles Munoz	Elizabeth Wenger

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

Elyshia Ditty	Marianne Fussell	Richard Hoffman
Eva Mace	David Memmer	Sonja Tul
Jacbo Zanetta		

M. Konocti Vista Casino - Big Valley Band of Pomo Indians of the Big Valley Rancheria:

Olivia Lemmon

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

Robert Escamilla

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

James Alexander	David Atkins	Elizabeth Baker
Brandon Brown	Gregory Clark	Israel Duran
Thomas Eisenman	Michael Huang	Juan Morales Mireles
Dean Nguyen	Alfredo Reyes	Rotkeo Sayyasouk
Tricia Vu		

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

Mary Ables	Tjeerd Brink	Melissa Castorena
Ryan Cisneros	Kathleen Di Pasquale	Le Vans Estrada
Raymond Helsham	Evangeline Marlatt	Lori McKinney

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| Russell Moffitt II | Akmal Morgan | Lorena Olvera |
| Samoeun Pen | Jesse Ramirez | Kenneth Steely |
| Edward Tellez | Tatiana Unciano | |
- Q. Red Earth Casino - Torres Martinez Desert Cahuilla Indians:
Nader Alaraj Wayne Wallace
- R. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria:
Elizabeth Horstman
- S. River Rock Casino - Dry Creek Rancheria Band of Pomo Indians:
Mihai Constantinescu Govinda Dhakal Steven Hartsfield
Steve Shipman Kelly Wilmoth
- T. Running Creek Casino - Habematolel Pomo of Upper Lake:
Lamont Brown Charles Durfee Rexford Hazelwood
Eugenio Ortega Darlene Roubidoux Brian Shriver
- U. Soboba Casino - Soboba Band of Luiseno Indians:
Thomas Beach William Craig Scott Hellerstein
- V. Spa Resort Casino - Agua Caliente Band of Cahuilla Indians:
Juan Carlos Carbajal Damir Gegic Virginia Gobats
Walter Hyde
- W. Spotlight 29 Casino - Twenty-Nine Palms Band of Mission Indians:
James Lillibridge III
- X. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
Dajae Brown Ferdinand Desilva Maria Guerrero
Florence Jardiniano Kevin Lang Balagtas Mendoza
Bravo Palander Frances Robinson James Showalter II
Mark Tompkins Jia Zhao
- Y. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
Velia Curiel Putheavy Hunt Phiangphak Kiaosouvath
Jeffery Price Allysa Unlayao Howard Works
- Z. Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn Rancheria:
Thomas Dean Brian Hughes Kim Maxey
Julio Mayhew Tung Nguyen Dan Nguyen
Gerrit Ongers Zackie Parker II Kim Saechao
Ou Saetern Foochiem Saeteurn Linda Saevang
Youngmi Seo Wayne Woods Jr
- AA. Valley View Casino & Hotel - San Pasqual Band of Diegueno Mission Indians:
Manuel Chavez William Lawrence Jr. Ciria Orozco
Alexander Quiroz Lance Talauega Bao Tran
Cory Weir

16. Application for Approval of Initial Interim State License for Bingo Manufacturers and Distributors (Pursuant to Penal Code sections 326.3, 326.5, and CCR, Title 4, section 12492):

Krystyl Consulting, LLC: Thomas Hope, Member

Action:

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

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Conklin, Hammond and Schuetz voting yes, the Commission approved Consent Calendar items 10 through 16.

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. 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).

PUBLIC COMMENT:

None.

ADJOURNMENT:

Chairman Lopes adjourned the Commission Meeting at 10:40 AM.