

California Gambling Control Commission
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**MINUTES OF OCTOBER 8, 2015
COMMISSION MEETING**

OPEN SESSION

1. Call to Order and Pledge of Allegiance.

Chairman Evans 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 Jim Evans and Commissioners Tiffany Conklin, Roger Dunstan, Lauren Hammond and Trang To present.

Chairman Evans introduced Commissioners To and Dunstan and welcomed them to the Commission. Chairman Evans also noted Commissioner Dunstan would not be voting at today's meeting.

3. Approval of Commission Meeting Minutes for:
September 15, 2015 – GCA Hearing

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and carried in a vote by roll call with Chairman Evans and Commissioners Conklin, Hammond, voting yes, and Commissioner To abstaining; the Commission approved the minutes for the September 15, 2015, GCA Hearing.

4. Applications for Consideration of Renewal of State Gambling Licenses (Pursuant to Business and Professions Code sections 19850, 19852, and 19876; CCR, Title 4, section 12345):

A. Bruce's Bar and Casino: John Gallo, Sole Proprietor

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Evans and Commissioners Conklin, Hammond, and To voting yes; the Commission approved the Renewal Application through October 31, 2017.

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B. Rancho's Club Casino: Rancho's Club Casino, Inc.
Ruben Marquez, President, Shareholder
Blanca Marquez, Chief Financial Officer, Secretary,
Shareholder

Comments Received from:

Ruben Marquez

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairman Evans and Commissioners Conklin, Hammond, and To voting yes; the Commission approved the Renewal Application through October 31, 2017.

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

Amy King

Comments Received From:

Amy King, via telephone

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

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner To and unanimously carried in a vote by roll call with Chairman Evans and Commissioners Conklin, Hammond, and To voting yes; the Commission approved the Initial Application through November 30, 2015, with the amended condition noted below:

Within 60 days of Commission approval, and every 90 days thereafter, Ms. King must submit to the Bureau of Gambling Control proof of payment in accordance with the payment plan in the "Offer In Compromise" and submit proof of payment for the outstanding taxes owed to the State of Arizona.

By concurrence of the Commissioners, the following agenda items 6 and 7 were considered simultaneously.

6. Commission Consideration of Referral of Application for Approval of Renewal of Key Employee Portable Personal License to an Administrative Procedure Act Hearing (Pursuant to Business and Professions Code section 19825; CCR, Title 4, sections 12056 and 12058):

Leon Bernardi

Comments Received From:

Joseph Davis, Attorney, via telephone

Neil Huston, Deputy Attorney General, Department of Justice

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Chairman Evans provided a brief summary regarding the time line of Mr. Bernardi's case and the request by the Bureau and Mr. Bernardi's attorney to send this case to an Administrative Procedure Act (APA).

Commissioner To asked Mr. Davis to explain the term "blown tray". Mr. Davis provided an explanation.

Chairman Evans initiated a discussion relating to the Exclusion Order as it relates to the release of the audio recording from the April hearing. A redacted transcript was released to the two requestors. Mr. Davis stated that the Exclusion Order should remain in effect and handled through the Administrative Law Judge and the APA.

Action:

Upon motion of Chairman Evans, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Evans and Commissioners Conklin, Hammond, and To voting yes; the Commission referred the Renewal Application to an APA Hearing.

Mr. Bernardi's GCA hearing on October 26, 2015, will be taken off the Commission's GCA calendar.

7. Consideration of Application for Approval of Renewal of Key Employee Portable Personal License; and Consideration of Stipulated Settlement (Pursuant to Business and Professions Code sections 19824, 19870, and 19871; CCR, Title 4, sections 12052 and 12054):

Leon Bernardi

No Action was taken on this item.

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

A. Ali Ghomi

Comments Received From:

Ali Ghomi, via telephone

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

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner To and unanimously carried in a vote by roll call with Chairman Evans and Commissioners Conklin, Hammond, and To voting yes; the Commission approved the Renewal Application through October 31, 2017, and amended the existing condition noted below:

Beginning ~~December 1, 2013~~ November 1, 2015, and every 120 days, Mr. Ghomi must submit to the Bureau of Gambling Control written progress of the repayment

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~~of his 401k loan and any updates regarding his State of Alaska child support payments.~~

B. Peter Schneider

Comments Received From:

Peter Schneider, via telephone

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

Action:

Upon motion of Commissioner To, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairman Evans and Commissioners Conklin, Hammond, and To voting yes; the Commission approved the Renewal Application through October 31, 2017, and amended the existing condition noted below:

Beginning November 1, ~~2013~~ 2015, and every 90 days thereafter, Mr. Schneider must submit to the Bureau of Gambling Control (~~Bureau~~) a written update for the account in collections regarding Student Loans.

C. Fiaui Tofa

Comments Received From:

Fiaui Tofa

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Evans and Commissioners Conklin, Hammond, and To voting yes; the Commission approved the Renewal Application through October 31, 2017, and removed the existing condition noted below:

Condition to be Removed:

Beginning November 1, ~~2013~~ 2015 and every 180 days thereafter Mr. Tofa will provide to the Bureau of Gambling Control evidence of payment to the Internal Revenue Service and Franchise Tax Board.

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

Nineteenth Hole: Timothy Andante

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner To and unanimously carried in a vote by roll call with Chairman Evans and Commissioners Conklin, Hammond, and To voting yes; the Commission approved the Initial Application through June 30, 2016, with the condition noted below:

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Within 90 days of Commission approval, Mr. Andante must provide to the Bureau of Gambling Control (Bureau) documentation that he has paid or entered into a payment plan to pay his outstanding fine with the Sonoma County Superior Court and provide proof of payments in accordance with the payment plan to the Bureau every 90 days thereafter.

10. Applications for Consideration of Initial Tribal-State Compact Gaming Resource Supplier Findings of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.5):

HCAL, LLC:

Jill Barrett, VP of Finance of Harrah's Resort Southern California

Leon Black, Member of Hamlet Holdings, LLC, and Chairman and Chief Executive Officer of Apollo Global Management, LLC

Lynn Swann, Director of Caesars Entertainment Corporation

Christopher Williams, Director of Caesars Entertainment Corporation

Comments Received From:

Lisa Rankin, Director – Regulatory & Corporate Compliance for Caesars Entertainment, via telephone

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairman Evans and Commissioners Conklin, Hammond, and To voting yes; the Commission approved the Initial Finding of Suitability through February 29, 2016.

CONSENT CALENDAR ITEMS:

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

Casino Real:

Casino Real, Inc.

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

A. Derek Banderas

B. Sandra Barker

C. Richard Box

D. John Buys

E. Marin Cicu

F. Sualoa Faasulu

G. Joseph Fagundes

H. Patricia Fall

I. Dennis Faz

J. David French

K. David Fried

L. Hovannes Guzelian

M. Ignacio Jauregui Jr.

N. Lance Kawamura

O. James Lee

P. Piyasook Lee

Q. David Levine

R. Jacob Lopez

S. Veronica Marquez-Zeller

T. Cheng Ngo

U. Roger Quillen

V. Aldrich Saplan

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W. Kirk Verdun
X. Gregory Ward
Y. Frengkyanto Wirawan

Z. Lori Wojdan
AA. Juanita Wright

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

A. Club San Rafael:	Brogan McCabe-Inman
B. Empire Sportsmen's Association:	Carvey Meas
C. Oceana Cardroom:	Armando Alcantar
D. The Deuce Lounge and Casino:	Gumbel Saepfan
E. Towers Casino:	Jeremy Clayton

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

A. Empire Sportsmen's Association:	Katherina Chun	
B. Merced Poker Room:	Cha Chang	
C. Napa Valley Casino:	Alexander Clark	Terry Mattos
	Qiulan Deng	
D. Parkwest Casino Sonoma:	Alexander Day	Jose Hernandez
	Cory Poeschl	

15. Applications for Consideration of Conversion of Third-Party Providers of Proposition Player Services Player Registrations to Licenses (Pursuant to Business and Professions Code section 19984; CCR, Title 4, section 12218):

A. Arise, LLC:		
Players:	Haftom Gebyow	Lee Yang
B. PT Gaming, LLC:		
Players:	Linda Phongboupha	Emily Ly

16. Applications for Consideration of Renewal of Third Party Providers of Proposition Player Services Supervisor/Player Licenses (Pursuant to Business and Professions Code section 19984; CCR, Title 4, section 12218.8):

A. Gaming Fund Group, Inc.:		
Players:	Karla Marquez	Jimmy Toch
B. PT Gaming, LLC:		
Supervisors:	Michael Forney	Lou Chee Her
	Andrew Reynolds	
Players:	Michelle Atencion	James Hansen
	Ernesto Jarquin	Simon Medina
	Warren Williamson	

17. Consideration to Withdraw Application for Portable Personal Key Employee License (Pursuant to Business and Professions Code section 19869; CCR, Title 4, section 12015):

Mary Schott

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

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- A. Agua Caliente Casino Resort Spa - Agua Caliente Band of Cahuilla Indians:
Resort and Casino - Barona Group of Capitan Grande Band of Mission Indians:
Jackie McLaughlin Andrew Osuna Tiffany Soto
- B. Cache Creek Casino Resort - Yocha Dehe Wintun Nation:
Luis Vargas Gutierrez
- C. Eagle Mountain Casino - Tule River Indian Tribe of the Tule River Reservation:
Jose Cruz
- D. Graton Resort & Casino - Federated Indians of Graton Rancheria:
Daniel Biondi Roger Cantu Jr. Alma Delgado Gamino
Chelsea Lawrence Kevin Lee Sarah Phal
- E. Harrah's Resort Southern California - Rincon Band of Luiseno Mission Indians of
the Rincon Reservation:
John Sebastian
- F. Hopland Sho-Ka-Wah Casino - Hopland Band of Pomo Indians:
Brendon Ramsey
- G. Mono Wind Casino - Big Sandy Rancheria Band of Western Mono Indians:
Anthony Pauze
- H. Morongo Casino Resort and Spa - Morongo Band of Mission Indians:
Taylor Smith
- I. Pechanga Resort & Casino - Pechanga Band of Luiseno Mission Indians of the
Pechanga Reservation:
Ivan Mendez Edward Soriano
- J. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs
Rancheria:
Terry Dyer Christopher Easter Jacob Perry
- K. San Manuel Indian Bingo and Casino - San Manuel Band of Mission Indians:
Zenorina Arellano Rick Loya
- L. Soboba Casino - Soboba Band of Luiseno Indians:
Juan Reynoso
- M. Spa Resort Casino - Agua Caliente Band of Cahuilla Indians:
Dawn Ames Milica Miljkovic Shaynna Silver
- N. Spotlight 29 Casino - Twenty-Nine Palms Band of Mission Indians:
Daniel Flores
- O. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
Irving Lopez
- P. Table Mountain Casino - Table Mountain Rancheria:
Denise Andrade Cynthia Armiento Brandon Cates
Sky Chanchem Ryan Delp Jeniffer Fuentes
Veronica Grijalva Ermei He Jenny Her
Millie Khanthaman Hossein Pourshafie Richel Seals
James Smith Chua Vang Jonathan Vanhoose
- Q. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
Kathryn Estrada Zenaida Works
- R. Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn
Rancheria:
Nicholas Ott Phai Phoumyavong
- S. Valley View Casino & Hotel - San Pasqual Band of Diegueno Mission Indians:

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Medina Johnson Oscar Pizano Garcia Aillen Ventura
Nee Nee Vilaylack

- T. Viejas Casino and Resort - Viejas Group of Capitan Grande Band of Mission Indians of the Viejas Reservation:
Rosanna Cham

19. 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:
Derek Belchamber Deanna Birch Heather Brown
Julio Figueroa Vera Lehman
- B. Barona Resort and Casino - Barona Group of Capitan Grande Band of Mission Indians:
Brett Delano John Dischiavo David Glass
Bradley Hoffman Ryan Holliday Kyle Martinez
Mike Ngo Salvatore Pellerito Daniel Ramirez
Jessica Ruiz Zachary Wessel Sr.
- C. Bear River Casino Hotel - Bear River Band of the Rohnerville Rancheria:
Glenn Keisner Jr
- D. Cache Creek Casino Resort - Yocha Dehe Wintun Nation:
Donna Beebe Allison Khon Narin Khon
Derick Nakayama Mark Pirruccello
- E. Casino Pauma - Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation:
Michael Carruthers Teresa Pena
- F. Chicken Ranch Casino - Chicken Ranch Rancheria of Me-Wuk Indians:
Janice Gold
- G. Chumash Casino Resort - Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:
Francisco Andrade III Joanna Arriola Dante Dacanay
Brian Jacobs Kristina Lajda Daniel Meza
Monty Montgomery Milton Royster
- H. Eagle Mountain Casino - Tule River Indian Tribe of the Tule River Reservation:
Susan Williams
- I. Feather Falls Casino & Lodge - Mooretown Rancheria of Maidu Indians:
Heath Davis Andrew Durocher Jr. Robert Honroth
Jayne Paramore Stephen Wyman
- J. Harrah's Resort Southern California - Rincon Band of Luiseno Mission Indians of the Rincon Reservation:
Viet Dam Lisa Greene Joseph King
Justin Laughner Edward Moore Meredith Morris
Hoang Nguyen Annette Padgett Shantia Riahi
- K. Jackson Rancheria Casino & Hotel - Jackson Rancheria of Me-Wuk Indians:
John Ballesteros Daniel Carson Ashley Lagrimas
Javier Ramos
- L. Konocti Vista Casino - Big Valley Band of Pomo Indians of the Big Valley Rancheria:

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- Aaron Borba
- M. Morongo Casino Resort and Spa - Morongo Band of Mission Indians:
Richie Inthasone
- N. Paiute Palace Casino - Bishop Paiute Tribe:
Gail Manriquez Christine Spratt
- O. Pala Casino Spa Resort - Pala Band of Luiseno Mission Indians of the Pala
Reservation:
Francisco Aguayo Omar Hernandez Morales Dean Richards
- P. Pechanga Resort & Casino - Pechanga Band of Luiseno Mission Indians of the
Pechanga Reservation:
Juan Alfaro Lesha Frazier Mark Hevesy
Deborah Jones Hanna Lau Shaun Miller
Ruben Negrete Larry Pinaud Kattie Stockwell
John Warkentien Suzanne Zimmer
- Q. River Rock Casino - Dry Creek Rancheria Band of Pomo Indians:
Leticia Rocha Campos William Rogers
- R. Soboba Casino - Soboba Band of Luiseno Indians:
Scott Sirois Amanda Weaver
- S. Spa Resort Casino - Agua Caliente Band of Cahuilla Indians:
Warren Chard II Howard Ea Paula Hill
- T. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
Matthew Bistodeau Tramaine Cooper Denise Giblin
Milagros Logan Nicole Martin Lucy Murillo
Maybelyn Nagtalon Trung Phan Jose Reveles
Joseph Semaia Kosar Shiro Kianoosh Tehrani
Wayne Yuen
- U. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
Dennis Crotti Juan Villasenor Rodriguez
- V. Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn
Rancheria:
Corey Bechthold Eduardo Pais
- W. Valley View Casino & Hotel - San Pasqual Band of Diegueno Mission Indians:
Christopher Alvarado Angelica Diaz Redentor Herrero
Bruce Howard Todd Jackson Trang Le
Edward Puzio
- X. Viejas Casino and Resort - Viejas Group of Capitan Grande Band of Mission
Indians of the Viejas Reservation:
Asghar Ali Thomas Hurst
- Y. Win-River Casino - Redding Rancheria:
Darlene Etchison

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Evans and Commissioners Conklin, Hammond, and To voting yes; the Commission approved Consent Calendar items 11 through 19.

PUBLIC COMMENT:

None.

CLOSED SESSION DISCLOSURE:

Prior to holding Closed Session, Chief Counsel disclosed that the Commissioners would meet in Closed Session on items II. A and B and Item III. No further information was provided.

CLOSED SESSION: 10.37 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. *Robert Saucier, et al. v. California Gambling Control Commission*, Sacramento County Superior Court (34-2013-80001594)
 - E. *Stand Up For California, et al. v. State of California, et al.*, Madera County Superior Court (MCV062850)
 - F. *California Valley Miwok Tribe v. California Gambling Control Commission et al.*; US District Court, Southern District California (15 CV 0622 AJB JLB)
- II. Hearing Deliberations Pursuant to Government Code Section 11126(c)(3):
 - A. In the Matter of the Application for Approval of Initial Key Employee Portable Personal License for Steph Stapornkul, (CGCC-2014-0626-8E)
 - B. In the Matter of the Application for Renewal of Third Party Proposition Player Services License for Remar Moscardon, (CGCC-2013-0627-9B)
 - C. Consideration of Stipulated Settlement: Decision and Order In the Matter of the Accusation and Statement of Issues against Leon Bernardi.
- III. Personnel Matters (Government Code section 11126(a)(1): Business and Professions Code section 19816(a))

ADJOURNMENT: 4:00 P.M.

The Commission reconvened to Open Session at approximately 4:00 p.m. and announced that the Commissioner would be taking further action in the coming days to fill the vacant Executive Director position.