

California Gambling Control Commission
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**MINUTES OF JULY 27, 2017
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, Commissioner Lauren Hammond, Commissioner Paula LaBrie, and Commissioner Trang To present.

3. Approval of Commission Meeting Minutes for:
June 28, 2017-GCA Hearing

Action:

Upon motion of Commissioner Hammond seconded by Commissioner To and unanimously carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Hammond, and Commissioner To voting yes; the Commission approved the minutes for June 28, 2017 – GCA Hearing.

4. Revenue Sharing Trust Fund Final Report for Distribution to Eligible Recipient Indian Tribes for Quarter Ending June 30, 2017 Quarterly License Revenue Received and Shortfall (Pursuant to Government Code section 12012.75)

Action:

Upon motion of Commissioner LaBrie seconded by Commissioner To and unanimously carried in a vote by roll call with Chairman Evans and Commissioner Hammond, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the distribution payments as listed in the reports.

5. Consideration of A) Stock Purchase Agreement; B) Lease Agreement; and, C) Approval of Request for Temporary State Gambling License(s) (Pursuant to Business and Professions Code section 19824(c), 19824(f), 19852, 19858, and 19858.5; CCR, Title 4, sections 12054 and 12342):

A. Hollywood Park Casino: Hollywood Park Casino Company, Inc.
Stockbridge HP Casino Holdings Company,
LLC (Seller)

HPCC Holdings, LLC (Buyer)

Comments Received From:

Harlan Goodson, Designated Agent, in person

Designated Agent Goodson responded to questions regarding the buyback option and sale valuation. Mr. Goodson confirmed he would provide the Commission with a parcel map of the property.

Action:

Upon motion of Commissioner Hammond seconded by Commissioner LaBrie and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Stock Purchase Agreement with the conditions noted below:

1. **Legend on Stock Certificate.** Approval is be conditioned upon the parties confirming to the Commission, with a copy to the Bureau, within 15 days after the closing that any certificate evidencing the Stock is legended in accordance with the provisions of Business and Professions Code 19882, subdivision (c).
2. **Additional Legend on Stock Certificate.** Within 15 days after the closing, HPCC Holdings, LLC shall provide, to the Bureau and Commission, the certificates evidencing the Stock include the following legend:

THIS CERTIFICATE REPRESENTS SHARES OF STOCK ISSUED BY A CORPORATION THAT HOLDS A GAMBLING LICENSE PURSUANT TO THE LAWS OF THE STATE OF CALIFORNIA. THE STOCK 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. **Legend on Certificates Evidencing Membership Interest in HPCC Holdings, LLC.** HPCC Holdings, LLC shall confirm to the Commission, with a copy to the Bureau, within 15 days after the closing that all certificates evidencing the membership interests that were issued previously have been so legended.
4. **Additional Legend on Certificates Evidencing Membership Interests in HPCC Holdings, LLC.** HPCC Holdings, LLC shall confirm to the Commission, with a copy to the Bureau, within 15 days after the closing, that any certificates evidencing the membership interests that were issued include the following legend:

THIS CERTIFICATE REPRESENTS A MEMBERSHIP INTEREST ISSUED BY A LIMITED LIABILITY COMPANY THAT HOLDS A

GAMBLING LICENSE PURSUANT TO THE LAWS OF THE STATE OF CALIFORNIA. THE MEMBERSHIP 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.

5. **No Material Change in the Contemplated Transactions.** *HPCC Holdings, LLC and Stockbridge HP Casino Holdings Company, LLC, either jointly or separately, shall confirm in writing to the Commission, with a copy to the Bureau, that the parties made no material changes to the transaction and the transaction was substantially the same as approved by the Commission. At the same time, HPCC Holdings, LLC, shall deliver to the Commission and the Bureau a copy of a full set of the executed SPA and Lease, as well as any exhibits thereto, and any documents from the closing.*

B. Hollywood Park Casino: Hollywood Park Casino Company, Inc.

Action:

Upon motion of Commissioner Hammond seconded by Commissioner LaBrie and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Lease Agreement with Gambling Law Addendum.

C. Hollywood Park Casino: Hollywood Park Casino Company, Inc.
HPCC Holdings, LLC, Shareholder
Christopher Meany, Managing and Sole
Member

Comments Received From:

Harlan Goodson, Designated Agent, in person
Todd Vlaanderen, Chief Counsel, California Gambling Control Commission, in person

Designated Agent Goodson had previously asked in item 5A for clarification in the licensing memo for item 5C. Mr. Goodson stated that in the Commission staff memorandum, the language sounded ambiguous and just wanted clarification on what would occur if the Temporary License was granted today and the title has not passed.

For the record, Chief Counsel Vlaanderen stated that the procedural process is not to issue a new certificate until the Commission has verification of the (lawful) transfer. From a legal standpoint, if in fact the Commission approves this item, the Temporary License is approved today, but the license certificate itself is not amended or changed until there is verification of the transfer (the conditions for the transactions are met).

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Action:

Upon motion of Commissioner LaBrie seconded by Commissioner To and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie and Commissioner To voting yes; the Commission approved the Temporary State Gambling License through July 31, 2018, with the conditions noted below:

1. *This temporary license takes effect on the date that the Commission approves the request and expires on July 31, 2018. This temporary license is not subject to renewal and may be extended only by order of the Commission at its discretion, but in no case shall this temporary license exceed 24 months. Upon issuance or denial of a regular license, this temporary license shall become invalid.*
2. *Issuance of this temporary license does not obligate the Commission to grant a regular license. Issuance of this 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 does not change the license qualification requirements of the Gambling Control Act, including the legal requirement that the burden of proving his or her qualifications to receive any license is on the applicant.*
4. *The Commission, when evaluating the applicant's pending application for a regular state gambling license, will consider the conduct of the applicant and its employees, if applicable, during the term of the applicant's temporary license.*
5. *Notwithstanding any other limitations on this temporary license, it is also subject to the discipline and penalties provided in Article 10 and Article 11 of the Gambling Control Act. The issuance of this temporary license is without prejudice to the Bureau's prosecution of an accusation.*
6. *The granting of this temporary license in no way diminishes the responsibilities or powers of the Bureau in enforcing the Gambling Control Act and other applicable laws and regulations with respect to the temporary license.*
7. *This temporary license will only be valid as long as an application for a regular license is currently pending.*
8. *The holder of this temporary license shall pay all applicable fees associated with that license as if the temporary were a regular license.*

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9. *If a regular license is not issued within the valid time period of the temporary license, the temporary licensee may submit a request for a new temporary license.*
 10. *Upon issuance or denial of a regular license, this temporary license shall become invalid.*
 11. *The holder of a temporary license shall comply with all applicable provisions of the Gambling Control Act and Commission and Bureau Regulations.*
 12. *The Commission may impose additional conditions to this temporary license in its sole discretion at any noticed public meeting. The imposition of additional conditions does not entitle the temporary licensee to an evidentiary hearing under the Gambling Control Act or Commission regulations.*
6. Consideration of A) Transfer of Shares; B) Application(s) for Initial State Gambling License; C) Consideration to Withdraw Application(s) for State Gambling License; and D) Consideration to Remove Condition(s) from State Gambling License (Pursuant to Business and Professions Code sections 19824(b), 19852, 19869, and 19904; CCR, Title 4, sections 12015, 12054, and 12342):
- A. Golden West Casino: Kern County Associates, L.P.
JLJ2D Inc., Limited Partner
John B. Antonino and Margaret F. Antonino
Living Trust of 1981 (Transferor)
John C. Antonino (Transferee)
Barbara Daniels (Transferee)

Comments Received From:

John Chuck Antonino, via telephone

Yolanda Morrow, Assistant Director, Bureau of Gambling Control, in person

Mr. Antonino responded to the Commission's questions on the history of the trust, and the distribution of proceeds. Mr. Antonino admitted that his initial understanding was that Ms. Daniels was to not have shares in JLJ2D, Inc., but thought it was permissible to share the funds in a comingled account. Mr. Antonino took ownership for his actions in making the unlawful distributions stating he was unaware this was not allowed, but upon learning he was not supposed to do so, he ceased doing so in 2015, and has not made such distributions since, including to himself. Mr. Antonino stated he has hired counsel to ensure compliance in the future. Bureau of Gambling Control ("Bureau") Assistant Director Morrow confirmed the payments ceased in 2015. Mr. Antonino confirmed that his family's involvement in the cardroom is only as a limited partner shareholders with no involvement in the cardroom itself.

Commissioner To and Chairman Evans stated that prior to hearing from Mr. Antonino, with the blatant violation of the law (not to share proceeds with Ms.

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Daniels), they were inclined to refer the matter to evidentiary hearing. However, based on the response received from Mr. Antonino, and confirmation that the proceeds ceased distribution in 2015 they would support approval.

Bureau Assistant Director Morrow confirmed the reasons the Bureau recommended approval were the reasons discussed, along with the longevity of time that the Bureau took on this matter.

Action:

Upon motion of Commissioner To seconded by Commissioner LaBrie and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie and Commissioner To voting yes; the Commission approved the Transfer of Shares through January 31, 2018, with the conditions noted below:

1. *Within 30 days of Commission approval, the applicant shall provide to the Bureau and the Commission copies of the stock certificates evidencing the shares issued, proof of compliance with the requirements of Business and Professions Code section 19882(c), and a legend identifying the restrictions of Business and Professions Code section 19904.*
2. *Within 30 days of Commission approval, the applicant shall provide to the Bureau and the Commission written confirmation that no material change was made to the transaction and that the transaction is substantially the same as approved by the Commission.*

B. Golden West Casino: Kern County Associates, L.P.
JLJ2D Inc., Limited Partner
John C. Antonino, Shareholder
Barbara Daniels, Shareholder

Action:

Upon motion of Commissioner To seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Initial State Gambling Licenses for John C. Antonino and Barbara Daniels through Golden West Casino's licensure period, January 31, 2018.

C. Golden West Casino: Kern County Associates, L.P.
JLJ2D Inc., Limited Partner
John B. Antonino and Margaret F. Antonino
Living Trust of 1981, Shareholder
Barbara Daniels, Trustee

Action:

Upon motion of Chairman Evans seconded by Commissioner To and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond,

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Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Request to Withdraw the State Gambling License Application for Barbara Daniels, without prejudice.

D. Golden West Casino: Kern County Associates, L.P.

Action:

Upon motion of Commissioner LaBrie seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved to remove the condition noted below:

Condition Removed:

Barbara Daniels may not receive shares from John B. and Margaret F. Antonino Living Trust of 1981's percentage of interest of JL2D, Inc., until she has been licensed by the Commission as a Trustee/Beneficiary.

7. Consideration of A) Application(s) for Initial State Gambling License; and B) Extension of Temporary State Gambling License (Pursuant to Business and Professions Code sections 19824(f) and 19852; CCR, Title 4, sections 12054 and 12342):

A. Larry Flynt's Lucky Lady Casino: Casino, LLC
Larry Flynt, Managing Member
Larry Flynt Revocable Trust, Member
Larry Flynt, Trustee, Trustor, Beneficiary

Comments Received From:

Keith Sharp, Designated Agent, in person
Yolanda Morrow, Assistant Director, Bureau of Gambling Control, in person
Stacey Luna Baxter, Executive Director, California Gambling Control Commission, in person

Designated Agent Keith Sharp explained that marketing agreements are groups who have players that like to play, and enter into contracts with casinos to have these players play at their casinos. These groups host parties, and wine and dine the players to enhance the play of the games. Mr. Sharp confirmed the groups are paid directly by the Cardrooms and indicated he had recently sent correspondence to the Commission and Bureau urging regulatory process for these marketing agreements also known as promotional groups. Mr. Sharp confirmed he had conferred with Executive Director Stacey Luna Baxter and the issue will be discussed at the next GPAC (Gaming Policy Advisory Committee) meeting. Chairman Evans commented he had also discussed the matter with Executive Director Luna Baxter and agreed the matter should be further developed. Executive Director Luna Baxter stated she has not shared Mr. Sharp's correspondence Commissioner's yet as it was just received yesterday, however the matter is on the agenda for the next GPAC meeting. Bureau Assistant Director Morrow confirmed that the Bureau will be part of the discussions at GPAC to present to the Commission and get regulations started.

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Action:

Upon motion of Chairman Evans seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Initial Applications through July 31, 2019.

B. Larry Flynt's Lucky Lady Casino: Casino, LLC

Larry Flynt, Managing Member
Larry Flynt Revocable Trust, Member
Larry Flynt, Trustee, Trustor, Beneficiary

No action taken on the Temporary License as the Initial State Gambling License was granted, thus consideration of a Temporary State Gambling License is no longer applicable.

8. Consideration of A) Reduction of Permanent Authorized Tables; and B) Application(s) for Renewal of State Gambling License (Pursuant to Business and Professions Code sections 19824(c), 19852, and 19876; CCR, Title 4, sections 12054 and 12345):

A. Golden State Casino

Keith Hoang, Sole Proprietor

Action:

Upon motion of Commissioner LaBrie seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie and Commissioner To voting yes; the Commission approved the Reduction of Permanent Authorized Tables from 5 to 4.

B. Golden State Casino:

Keith Hoang, Sole Proprietor

Action:

Upon motion of Commissioner Hammond seconded by Commissioner To and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Renewal Application through July, 31, 2019.

9. Application(s) for Consideration of Renewal of State Gambling License (Pursuant to Business and Professions Code sections 19852 and 19876; CCR, Title 4, sections 12054 and 12345):

A. Bay 101:

Sutter's Place, Inc.
Timothy Bumb, Chief Executive Officer,
Shareholder
Brian Bumb, Chief Financial Officer,
Secretary, Shareholder
Ronald Werner, Director, Shareholder
George and Joanne Bumb Revocable Trust,
Financial Interest Holder
Joanne Bumb, Trustee
Marlene Trapani, Financial Interest Holder

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condition A, removing existing conditions B and C, and adding conditions D and E noted below:

Existing Conditions:

- A. Respondent shall obey all federal, state, and local laws, including, but not limited to the Act, the regulations promulgated thereunder and all other laws applicable to controlled gambling.
- ~~B. Respondent or a properly licensed key employee must be present in the gambling establishment at all time it is open for business. There shall be no exceptions.~~
- ~~C. A violation of any of the above conditions will result in the lifting of the stay and the immediate and automatic revocation of Respondent's state gambling license.~~

New Conditions:

- D. Mr. Adam's State Gambling License shall be immediately and automatically revoked with a stay on the revocation until April 5, 2018, or sooner, as required and provided in the Stipulated Settlement Decision and Order approved by the Commission on April 6, 2017.**
- E. Oceana Cardroom may not operate as a gambling establishment without prior approval by the Commission.**

The aforementioned conditions were updated for applicable lettering upon Commission approval.

D. Poker Flats Casino: Terry Vargas, Sole Proprietor

Comments Received From:

Yolanda Morrow, Assistant Director, Bureau of Gambling Control, in person
Todd Vlaanderen, Chief Counsel, California Gambling Control Commission, in person

Commissioner LaBrie stated that she is in favor of an evidentiary hearing to assess all of the information. Commissioner Hammond commented that she was very disappointed to hear of the issues that have occurred during the extension period, the Commission attempts to afford people the opportunity to do the right thing, however at this point she saw no other alternative to an evidentiary hearing. Commissioner To expressed he shared the same concern as Commissioner Hammond and that he too was very disappointed with the situation.

Bureau Assistant Director Morrow confirmed the Bureau has received purchase agreements, for a buyer to purchase the cardroom, however the Bureau has not received applications from the buyers.

Chief Counsel Vlaanderen stated the hearings are presently being scheduled approximately 150 days out. Chief Counsel Vlaanderen confirmed the scope would be limited to what the Commission wants it to be, but proffered a new hearing would

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be focused on what has happened between the last hearing to current. However, any factors (evidentiary facts) established in the last Commission hearing, could certainly be factors considered in the new hearing as well.

Action:

Upon motion of Commissioner Hammond seconded by Commissioner LaBrie and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie, and Commissioner To voting yes; the Commission referred the Renewal Application for Terry Vargas, Sole Proprietor dba Poker Flats Casino to an evidentiary hearing and issue an Interim Renewal License valid through July 31, 2019, continuing with the existing conditions noted below:

A. *Terry Vargas must request a letter from the Bureau confirming that the Bureau has received all documents required to be provided to it by Ms. Vargas' 2014 license conditions and stating which documents, if any, have not been provided. Ms. Vargas must provide any outstanding documents to the Bureau within 60 days of receipt of the Bureau's letter. The 60 day period may be extended if the Bureau authorizes an extension in writing.*

B. *Ms. Vargas must retain a Bureau approved gambling consultant for a period of at least one year. Ms. Vargas must request Bureau approval of the consultant within 90 days of this order and officially retain said consultant within 90 days of receipt of Bureau approval.*

C. *On a monthly basis for a minimum of twelve months, the Bureau approved gambling consultant retained by Ms. Vargas must provide the Bureau with a report verifying that he/she is meeting at least once a month with Ms. Vargas and that Poker Flats Casino is in compliance with the Gambling Control Act and its current licensing conditions.*

D. *On a quarterly basis, starting with the quarter ending March 31, 2017, Ms. Vargas shall submit to the Bureau no later than 15 days from the end of the quarter, an update to the Bureau indicating the status of all outstanding tax obligations, including, but not limited to, satisfaction of all tax obligations or documentation of a payment plan for unpaid obligations. For the purpose of this condition, quarters are defined as follows:*

1st quarter: January 1-March 31

2nd quarter: April 1-June 30

3rd quarter: July 1-September 30

4th quarter: October 1-December 31

10. Application(s) for Consideration of Initial Portable Personal Key Employee License (Pursuant to Business and Professions Code section 19854; CCR, Title 4, sections 12054 and 12350):

A. Joanna Ahn

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- B. William Hughes
- C. David Lor
- D. Brett Spadoni

A. Joanna Ahn

Action:

Upon motion of Commissioner Hammond seconded by Commissioner To and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Initial Application through August 31, 2018.

B. William Hughes

Action:

Upon motion of Commissioner To seconded by Commissioner LaBrie and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Initial Application through January 31, 2018.

C. David Lor

Action:

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

D. Brett Spadoni

Comments Received From:

Brett Spadoni, via telephone

Yolanda Morrow, Assistant Director, Bureau of Gambling Control, in person

Mr. Spadoni stated, and the Bureau Assistant Director Morrow confirmed, that Mr. Spadoni has not had any additional issues arise since the date of the last incident.

Action:

Upon motion of Commissioner Hammond seconded by Commissioner To and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Initial Application through January 31, 2018.

11. Application(s) for Consideration of Initial Work Permit (Pursuant to Business and Professions Code section 19912; CCR, Title 4, sections 12054 and 12104):
Club San Rafael: Heather White

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Comments Received From:

Heather White, via telephone

Ms. White responded to questions regarding her employment history, and confirmed the positive steps she has taken in regards to her maturity and work habits.

Action:

Upon motion of Commissioner Hammond seconded by Commissioner LaBrie and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Initial Application through March 31, 2019.

12. Application(s) for Consideration of Tribal-State Compact Renewal Finding of Suitability as a Gaming Resource Supplier (Pursuant to the Tribal-State Gaming Compact, section 6.4.5):

JCM American Corporation
dba JCM Global:

Japan Cash Machine Co. Ltd. (JCMC), Parent Company
Hikaru Izawa, President, Director
John Garner, Chief Financial Officer, Treasurer,
Secretary, Director
Koichiro Kamihigashi, Chairman, Shareholder of
JCMC
Yojiro Kamihigashi, Director, President of JCMC
Hisashi Maki, Executive Director

Action:

Upon motion of Commissioner To seconded by Commissioner LaBrie and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie and Commissioner To voting yes; the Commission approved the Renewal Applications through July 31, 2019.

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

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

Steve Pham

Action:

Upon motion of Chairman Evans seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Evans, Commissioner Hammond, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Initial Application through March 30, 2018.

14. Hearing Pursuant to Business and Professions Code Sections 19870 and 19871 and CCR, Title 4, section 12060:

Default Decision and Order In the Matter of the Application for Approval of Renewal of Gambling Establishment Key Employee License for Hoa T. Nguyen, (CGCC-2017-0209-8)

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Comments Received From:

Jason Pope, Staff Attorney III, California Gambling Control Commission, in person

Commission Staff Attorney III Jason Pope ("Commission Counsel Pope"), for the Commission's Legal staff, provided the Commissioners with a Default Decision for Hoa T. Nguyen and provided a brief timeline in the matter of the application for approval of a renewal of gambling establishment Key Employee License for Hoa T. Nguyen.

Commission Attorney Pope provided a procedural history regarding the matter. Specifically, in 2011, Hoa T. Nguyen submitted an application for renewal of his Key Employee License. After submission, Mr. Nguyen's application was referred to an APA evidentiary hearing based on Mr. Nguyen's request. Due to related issues, a criminal matter and an administrative matter, the hearing never progressed. In February 2017, the Commissioners retracted Mr. Nguyen's application from an APA Hearing and referred to a GCA hearing. At the same time, the Commission sent out an evidentiary referral letter which received no response. Soon thereafter, Tracy Buck-Walsh sent out a letter indicating that Mr. Nguyen retracted his request for an evidentiary hearing and waived his right to a hearing. The Commission sent out another hearing notice for this meeting and again, no response was received.

Action:

Upon motion of Commissioner LaBrie seconded by Commissioner To and unanimously carried in a vote by roll call with Chairman Evans and Commissioner Hammond, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Default Decision.

15. Request for Reconsideration (Pursuant to Business and Professions Code section 19824; CCR, Title 4, section 12064):

In the Matter of the Application for Renewal of Third Party Proposition Players Services License for Dog Named Blue, Inc. dba California Gaming Consultants, (CGCC-2013-0627-7B)

Comments Received From:

Keith Sharp, Designated Agent, in person

Todd Vlaanderen, Chief Counsel, California Gambling Control Commission, in person

Mr. Sharp confirmed the motion for reconsideration was very limited, just to extend the time to allow Mr. Baldaramos and Mr. Goldstein of Gold Gaming Consultants, Inc. to work out a finality for the sale transaction that occurred four years ago. Mr. Sharp confirmed that 90 days seemed sufficient to allow that to occur. Mr. Sharp indicated the parties are discussing a new arrangement to bring it to finality within the next 90 days. Commissioner LaBrie asked what happens if the transaction cannot be completed in 90 days. Mr. Sharp responded that he may be back before the Commission or the decision may just go into effect, but the entire purpose of the request for reconsideration is to allow for finality of the transaction. Mr. Sharp confirmed the parties are in active talks to bring the matter to conclusion. Chief

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Counsel Vlaanderen stated that if the Commission granted reconsideration, the Commission's decision will be final on the date the decision is issued. The effective date cannot be extended to a future date, and there is no provision to extend beyond the date the decision is issued. Further, there is no option to reconsider a reconsideration. The only possible remedy would be a writ. Chairman Evans commented that in light of all of the information, it would be wise to think about all of the information that the Commission has received and take no action today. Mr. Sharp stated that his client is just requesting consistency, as in the past, the Commission has afforded other parties the opportunity to wind up their business and they are simply requesting from the Commission the 90 days in which to do so. Chairman Evans responded that he could not guarantee 90 days, however he needed additional time to consider. Commissioner Hammond commented that she strongly suggested that the parties achieve finality. Commissioner To commented he agreed with the Chairman and needed additional time to review the matter as well.

Public Comment:

Mitchell Goldstein, Gold Gaming Consultants, Inc.

Mr. Goldstein stated he was in favor of the reconsideration and provided an update on the status of payment resolution. Mr. Goldstein also hand delivered a letter for the Commissioners.

No action taken. The item will be placed on a future agenda for Commission consideration.

CONSENT CALENDAR ITEMS:

16. Application(s) for Consideration of Initial Work Permit (Pursuant to Business and Professions Code section 19912; CCR, Title 4, sections 12054 and 12104):

- A. Napa Valley Casino: Ruby Christy Ramirez
- B. The Deuce Lounge and Casino: Berenice Frausto

17. Application(s) for Consideration of Conversion of Third-Party Providers of Proposition Player Services Registrations to License (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12054 and 12218):

A. Acme Player Services, LLC:

Players:	Abraham Alpino	Vannary Bo	Wilma Carroll
	Guy Chen	Hui Dong	Patrick Evina
	Heyward Lynmar Nacua		Sovann Seng
Jose Negrete Silva	Yaoting Sun	Chue Yang	

B. Arise, LLC:

Player: Chrystian Major

C. Blackstone Gaming, LLC:

Players:	Blanca Canesses	Guadalupe Chavez	Jmarra Che
	Tien Yu Chen	James Hansen	Jason Hockenbury
	Chany Hour	Andy Huynh	Jaquelin Idefonso

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- | | | | |
|----------------------------------|----------------------------|-----------------------------|--------------------------|
| | Brina Jaramillo | Willy Kang | |
| | Cynthia Ledezma Gomez | | William Leslie |
| | Jiansi Liu | Joseph Lobo | Kanal Lon |
| | Allan Ly | Losili Makaafi | |
| | Grecia Medina-Martinez | | Brian Moniz |
| | Ernest John Nones | | Jose Ortiz |
| | Jaynell Owens | Gerline Palpallatoc | |
| | Mark Fel Pascua | | |
| D. Gaming Fund Group, Inc.: | | | |
| Player: | Neang Keo | | |
| E. Global Player Services, Inc.: | | | |
| Players: | Rebecca Figueroa Reinhardt | | Brionna Sullen |
| F. Infinity Gaming, LLC: | | | |
| Players: | Reo Dizon | Tianna Dizon | Magdalena Alena |
| Llanes | | | |
| G. Knighted Ventures, LLC: | | | |
| Players: | Analyn Aurelio | Giovanni Azpeitia-Hernandez | |
| | Milton Bado | Felipe Barragan | Steven Barney |
| | Aiko Marie Berry | Brian Bower | Giovanny Caballero |
| | Katherine Carvajal Sanchez | | Jason Castillo |
| | Courtney DeMayo | Devon Edwards | Maria Galeas |
| | Oscar Gomez Melgoza | | Ricardo Jimenez |
| | Deep Kotak | Aleu Lee | Jessica Lee |
| | Taylor Leslie | Angela Manera | Alexandra McMillian |
| | Long Muoa | Kayla Nicolos | Louis O'Neil |
| | Alejandro Roldan | Karen Saechao | Brandon Shing |
| | Kha Ta | Karl Allen Ubalde | |
| | Marvin Vasquez | Va Vue | Kahlan Wallace |
| | Colby Webb | Cameron Wilbanks | |
| | Destiny Williams Panell | | Maika Xiong |
| H. Metis TPS, LLC: | | | |
| Players: | Jessica Yurick | | |
| | Matthew Buttler | RuiFang Chen | Xian Wen Chen |
| | Yu Chen | Reuben Conferido | Rogelio Correa, Jr. |
| | Xiang Deng | Jun Guan | Xiaolei Hu |
| | Zaili Huang | Huijun Jiang | Chaoying Li |
| | Wei Wei Li | Guifei Lu | Kunyu Mai |
| | Kimberly Nguyen | Xu Dong Ou Yang | Adrian Owens |
| | George Rivera | Matthew Spector | Hai Xia Sun |
| | Kwok Fu Tam | Vinh Tran | Suet Yip |
| | Dan Yu | Jack Yucelten | Weiye Zeng |
| | Xiao Li Zhang | Yanxian Zhang | Xu Dong Zhou |
| Other Employees: | Norma DuFrene | Teddy Duong | |
| I. Pacific United Service, Inc.: | | | |
| Players: | Natasha Ashley | Shirley Hernandez | Linna Kim |
| | Steven Lee | Sinhoeung Lock | Estefani Martinez |
| | Jashley Medina | Leticia Mena | Sharlene Mey |
| | Robert Miller | Jessica Tang | Angela Zambrano-Estrello |
| J. PT Gaming, LLC: | | | |

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Players: Daniel Acosta-Welch Priya Aryal Shirley Arquines
Tamika Binder Rose Ann Catahan Hla Maung
Zenaida Nunag Shova Pathak Timothy Peterson
Phoebe Lhyn Robles Randy Smith Paul Vang
Ying Wang

K. Rhino Gaming, Inc.:
Player: Lilly Acosta-Jauregui

18. Application(s) 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:
Shian Huang Alberto Lopez Gutierrez
- B. Barona Resort and Casino - Barona Group of Capitan Grande Band of Mission Indians:
James Miles Jr. Tyler Starr
- C. Black Oak Casino - Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:
Stephanie Glenn
- D. Chicken Ranch Casino - Chicken Ranch Rancheria of Me-Wuk Indians:
Robin Knapp-Talmon
- E. Chukchansi Gold Resort and Casino - Picayune Rancheria of Chukchansi Indians:
Jason Herren
- F. Coyote Valley Casino - Coyote Valley Band of Pomo Indians:
Luis Barajas Jr.
- G. Graton Resort & Casino - Federated Indians of Graton Rancheria:
Juan Delgado
- H. Pechanga Resort & Casino - Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
Sasha Cartwright
- I. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria:
Kimberly Wong
- J. Spa Resort Casino - Agua Caliente Band of Cahuilla Indians:
Joseph Ruiz
- K. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
Erik Herrin Jaime Silva
- L. Viejas Casino and Resort - Viejas Group of Capitan Grande Band of Mission Indians of the Viejas Reservation:
Erich Hans

19. Application(s) 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:
Luzcelia Acacio Raul Longoria Zhi Hua Shen
Anthony Soto
- B. Augustine Casino - Augustine Band of Cahuilla Indians:
Heron Garcia Humberto Murillo

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

Michael Arena	Dana Arthur	Ann Marie Bullard
George Denny	Hugo Enriquez	Harvey Go
Roland Herrera	Brittany Kruger	Mayra Marrone
Moses Oriem	Abran Ortiz	Kamaran Pasha
Jacob Podpora	Ricardo Salinas	Jason Tran

D. Bear River Casino Hotel - Bear River Band of the Rohnerville Rancheria:
George Claus Jr

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

Melanie Garcia Radke

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

Jeffrey Hart	Sarah Williams
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G. Chukchansi Gold Resort and Casino - Picayune Rancheria of Chukchansi Indians:

Robert Black	Viengsavanh Chaleunrath	
Sopheak Khai	Keith Lemieux Jr.	Jesse Marquez
Billy Her	Nicholas Matthewson	Robert Ramos
Roy Sells	Der Thao	Beverly Vang
Joe Xiong		

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

Roger Dacuycuy	Patrick Fritz	Julian Mondragon II
Jarad Nogle	Benjamin Schaub	Eric Tinderholt
Diana Worsley		

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

Ricardo Cardona	Kristina Thompson	Cathleen Wells
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J. Coyote Valley Casino - Coyote Valley Band of Pomo Indians:

Maria Rodriguez	William Strandvold
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K. Eagle Mountain Casino - Tule River Indian Tribe of the Tule River Reservation:

Paul Manuel	Elisa Ortega	Richard Weber
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L. Elk Valley Casino - Elk Valley Rancheria:

Betty Toscano

M. Graton Resort & Casino - Federated Indians of Graton Rancheria:

Jayson Manese	Sopheak Phoung	Aileen Rico
Jose Salas Ramirez	Deborah Steele	Daline Tha
Bryan Tran	Jackuline Whitright	Asako Yamamoto
Aimee Yang		

N. Harrah's Resort Southern California - Rincon Band of Luiseno Mission Indians of the Rincon Reservation:

Tracy Freeman

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

Lonna Blackmon	Alejandrina Castanon	Adam Feliciano
Cari Few	Aki Matsubara	David Newman Jr.

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- | | | |
|---------------|------------|----------------|
| Robin Padick | Neal Reed | Dana Rodriguez |
| Joseph Samano | Alan Smith | Roger Smith |
- P. Pala Casino Spa Resort - Pala Band of Luiseno Mission Indians of the Pala Reservation:
- | | | |
|-----------------|-----------------|---------------|
| Robert Aguilar | Jerome Arapeles | Eric Byrns |
| Perla Donato | Dana First | Jacob Mireles |
| Kathleen Roland | Jamal Shaw | Mengheang Sok |
| Yuang Wang | John Zastrow | |
- Q. Pechanga Resort & Casino - Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
- | | | |
|----------------|---------------|----------------|
| Susana Briones | Eusebio Ganal | Ariston Garcia |
| Kimberly Jess | Manuel Nedic | Andrew Rayonez |
| Anthony Sauve | | |
- R. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria:
- | | | |
|---------------|--------------------|--------|
| Joshua Carson | Christopher Easter | Hau Vo |
|---------------|--------------------|--------|
- S. River Rock Casino - Dry Creek Rancheria Band of Pomo Indians:
- | | | |
|----------------|----------------|-------------------|
| Timothy DeLugo | Jason Martinez | Daniel Pellegrini |
|----------------|----------------|-------------------|
- T. Soboba Casino - Soboba Band of Luiseno Indians:
- Jessica Kelly
- U. Spa Resort Casino - Agua Caliente Band of Cahuilla Indians:
- | | | |
|---------------|-----------------|------------------|
| Heather Brown | Virginia Gobats | Thomas Hochwarth |
| Marcel Huerta | | |
- V. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
- | | | |
|--------------------|-----------------|---------------|
| Harry Achenbach II | Michael Blom | John Dinius |
| Jesus Garcia | Timothy Goodwin | Jian Gu |
| Benjamin Hoffard | Bryan Hunter | Walter Morris |
| Michael Murray | Scotty Patindol | Patrick Sharp |
| Shaun Sotos | | |
- W. Table Mountain Casino - Table Mountain Rancheria:
- | | | |
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| Jessica Bautista | Brenton Borges | |
|------------------|----------------|--|
- X. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
- | | | |
|------------------|-----------------|--------------------|
| Lee Bustamante | Jason Castaneda | Coralyn Delfin |
| Faye Estrada | Larry Norton | Adriana Poindexter |
| Done Xaysongkham | | |
- Y. Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn Rancheria:
- | | | |
|-----------------|------------------|---------------|
| Ruben Aranda | Donald Atkinson | Ivan Au |
| Corey Bechthold | Chean Chheng | Anthony Duran |
| Kyle Fisher | Elise Lehr | Khieng Lenh |
| Jonathan Medina | Nicholas Rodgers | Lin Voong |
| My Yang | | |
- Z. Win-River Casino - Redding Rancheria:
- Kathleen Nunez

Action:

Upon motion of Commissioner LaBrie seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Evans, Commissioner

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LaBrie, Commissioner Hammond, and Commissioner To voting yes; the Commission approved the Consent Calendar items 16 through 19.

PUBLIC COMMENT:

None.

CLOSED SESSION DISCLOSURE:

Prior to holding closed session, Chief Counsel Vlaanderen disclosed that the Commissioners would meet in Closed Session on item II.A.

CLOSED SESSION:

- I. Litigation (Government Code section 11126(e)):
 - A. *Robert Saucier, et al. v. California Gambling Control Commission*, Sacramento County Superior Court (34-2013-80001594)
 - B. *Stand Up For California, et al. v. State of California, et al.*, Madera County Superior Court (MCV062850)
 - C. *Eric G. Swallow v. California Gambling Control Commission*, Sacramento County Superior Court (34-2016-800002402)
 - D. *Garden City, Inc. v. Eric Swallow*, Sacramento County Superior Court (34-2016-00198132)
 - E. *Larry C. Flynt, et al., v. Xavier Becerra, Jim Evans, et al.*, United States District Court, Eastern District of California (16 CV 02831 JAM EFB)
 - F. *Lucky Chances, Inc. v. California Gambling Control Commission*, Sacramento County Superior Court (34-2017-80002549)
 - G. *Rene Medina v. Xavier Becerra, Jim Evans, et al.*; United States District Court, Northern District of California (17-cv-03293 KAW)
- II. Hearing Deliberations Pursuant to Government Code Section 11126(c)(3):
 - A. In the Matter of the Application for Approval of Tribal Key Employee Finding of Suitability for Mark Edward Kruspe, (GCADS-TRKE-015507)
 - B. Default Decision and Order In the Matter of the Application for Approval of Renewal of Gambling Establishment Key Employee License for Hoa T. Nguyen, (CGCC-2017-0209-8)
 - C. In the Matter of the Application for Renewal of Third Party Proposition Players Services License for Dog Named Blue, Inc. dba California Gaming Consultants, (CGCC-2013-06277B)

ADJOURNMENT:

Chairman Evans adjourned the Commission Meeting into Closed Session at 11:17 AM. No further information was given.