

California Gambling Control Commission
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**MINUTES OF NOVEMBER 2, 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 Paula LaBrie, and Commissioner Trang To present. Commissioner Lauren Hammond was not present at the Commission meeting due to illness.

Executive Director Stacey Luna Baxter announced that one of the goals for the Commission's 2017-2019 Strategic Plan is to provide exceptional customer service. In line with that goal are two objectives which are to increase the understanding of our customers' needs, and to provide our customers with accurate and timely responses.

Executive Director Luna Baxter further discussed that the Commission developed a measure how effectively the Commission is achieving this goal and will be collecting data via two surveys.

1. The first survey was out to our Customers via email this past Tuesday. This survey seeks feedback on the Commission's strengths and opportunities for improvement from our customers. The Commission asks that everyone please respond to the survey by December 15th.
2. The second survey will be maintained on the Commission's website beginning January 2018. This survey will focus on the direct customer services provided by Commission staff.

Another project the Commission has been working on is increasing awareness and providing educational resources to the industry. The Commission has observed many applicants that come before the Commission with non-disclosure issues, stating that they didn't know they had to list certain information, or were confused as to how to complete the application. In hopes of mitigating that confusion, the

2. **Additional Legend on Stock Certificate.** *Within 30 days after the closing, Michelle Shrikian 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. **Statement of Closing Transactions.** *Within 30 days of Commission approval, Michelle Shrikian 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. Ocean's Eleven Casino:

Ocean's Eleven Casino General Partnership
Ocean's 11 Casino, Inc., General Partner
The Michelle Shrikian Trust Agreement,
Shareholder
Michelle Shrikian, Trustee, Trustor,
Beneficiary

Action:

Upon motion of Commissioner To, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Initial State Gambling License through February 28, 2019.

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

A. Bengsan Chumingshut

Action:

Upon motion of Commissioner LaBrie, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Initial Key Employee License through May 31, 2018.

B. Jose Herrera

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Initial Key Employee License through June 30, 2018.

6. Consideration of Renewal Portable Personal Key Employee License (Pursuant to Business and Professions Code section 19854; CCR, Title 4, sections 12054 and 12351):

Khang Truong

Comments Received From:

Yolanda Morrow, Assistant Director, Bureau of Gambling Control

Assistant Director Morrow stated that it is difficult to determine whether or not Mr. Truong was spoken to about the incident report because the write up that the Bureau received was not signed. Mr. Truong stated he never received an incident report. Assistant Director Morrow then confirmed that neither account of events could be confirmed.

Action:

Upon motion of Commissioner To, seconded by Chairman Evans, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Renewal Key Employee License through November 30, 2019.

7. Consideration to Withdraw Application for Portable Personal Key Employee License (Pursuant to Business and Professions Code section 19869; Title 4, sections 12015 and 12054):

Ernesto Bermudez

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the request to withdraw with prejudice.

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

Club San Rafael: Noelle Barton

Action:

Upon motion of Commissioner LaBrie, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Initial Work Permit through November 30, 2019.

9. 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. PT Gaming, LLC:

Supervisor: Ryan Huntington

Comments Received From:

Ryan Huntington, via telephone

Yolanda Morrow, Assistant Director, Bureau of Gambling Control

Commissioner LaBrie asked Mr. Huntington if he had any outstanding warrants on the previous conviction, and if his probation was completed.

Mr. Huntington stated that everything has been cleared and nothing is outstanding.

Assistant Director Morrow also confirmed that the Bureau's database searches did not reveal any outstanding warrants or outstanding FTA's.

Action:

Upon motion of Commissioner LaBrie, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Conversion License through November 30, 2019.

B. Qualified Player Services, LLC:

Player: Jessica Garcia

Action:

Upon motion of Chairman Evans, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Conversion License through November 30, 2019.

10. Consideration to Withdraw Application(s) to Convert Third-Party Proposition Registration to a License (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12015 and 12054):

Gaming Fund Group, Inc.:

Player: Channy Kem

Comments Received From:

Yolanda Morrow, Assistant Director, Bureau of Gambling Control

Commissioner LaBrie asked Assistant Director Morrow how far along the Bureau was with their background investigation.

Assistant Director Morrow responded that the Bureau is pretty far along with the investigation and added that the Bureau staff checked this morning and confirmed

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the warrant is still outstanding and the incident occurred after the registration was issued.

Action:

Upon motion of Commissioner LaBrie, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission denied the withdraw request and require the Bureau to complete their background report

11. Consideration of Tribal-State Compact Initial Finding of Suitability as a Gaming Resource Supplier (Pursuant to the Tribal-State Gaming Compact, section 6.4.5):

WGBV, LLC: Warner Gaming, LLC, Parent Company
Warner Gaming Trust, Sole Member of Warner Gaming, LLC
William Warner, Managing Member of WGBV, LLC, Sole Trustee of Warner Gaming Trust

No action was taken and will be placed on a future meeting.

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

A. Jackson Rancheria Casino & Hotel - Jackson Band of Miwuk Indians:
Rann Phen

Comments Received From:

Yolanda Morrow, Assistant Director, Bureau of Gambling Control

Chairman Evans stated that as the incident happened over two decades ago, and was disclosed in his application he will make a motion to approve.

Assistant Director Morrow discussed there was one discrepancy on Mr. Phen's statement; however, she agreed with Chairman Evans that the incident occurred over twenty years ago.

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Initial Finding of Suitability through July 23, 2019.

B. San Manuel Indian Bingo & Casino - San Manuel Band of Mission Indians:
Katheryn Trujillo

Comments Received From:

Katheryn Trujillo, via telephone

Commissioner To asked Ms. Trujillo if she understands and accepts the condition placed on her license.

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Ms. Trujillo confirmed that she understands and accepts the condition

Action:

Upon motion of Chairman To, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Initial Finding of Suitability through July 31, 2019 with the condition listed below:

Beginning January 1, 2017 and every 90 days thereafter, Ms. Trujillo must provide the Bureau of Gambling Control proof of ongoing efforts to resolve or establish a payment plan to satisfy her civil judgment.

C. Viejas Casino & Resort - Viejas Band Of Kumeyaay Indians:
Emily Laney

Chairman Evans noted that the Tribal Gaming Agency investigated Ms. Laney's issue and did not make any findings of any derogatory information.

Action:

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

13. Consideration of Additional Permanent Authorized Tables (Pursuant to Business and Professions Code section 19841(p); CCR, Title 4, section 12359):
Casino Merced: Tongtoua Yang, Sole Proprietor

Comments Received From:

Jarhett Blonien, Designated Agent
Yolanda Morrow, Assistant Director, Bureau of Gambling Control
Todd Vlaanderen, Chief Counsel, Commission

Commissioner LaBrie asked if there is an amended local ordinance that is in compliance with the state statute. Further, Commissioner LaBrie noted that if the ordinance is not in compliance, the request for additional tables may be premature.

Mr. Blonien stated that the City of Merced's opinion is that their ordinance is valid. After the City of Merced sent the ordinance to the Bureau for review and comment the Bureau did not get back to the City of Merced until a year later. The Casino moved ahead and remodeled to allow for eight tables. Mr. Blonien, also stated that the Bureau's report to the Commission on Casino Merced's request for the table increase was 74 days late. Mr. Blonien then represented that the regulations provide only four instances where the Commission should deny the table increase request and that none of them apply to this request. Mr. Blonien also represented that the City of Merced is a Charter City with constitutional powers greater than other cities and there is a strong argument that they can do what they want. Mr. Blonien stated

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that the Commission has no choice but to follow the regulations and grant the table increase.

Assistant Director Morrow agreed that it did take some time to review the City of Merced's ordinance; however the City of Merced amended the ordinance before they sent it to the Bureau for review. Assistant Director Morrow agreed with Mr. Blonien that other cities have taken advantage of both statutes to expand their tables by four, but the statutes require ordinance amendments by certain dates and the City of Merced missed one of those dates. As such, the Bureau's position is that one of the statutes does not apply and the ordinance can add two additional tables not four. In addition, Assistant Director Morrow noted for the record that the Bureau actually had received an email on October 24, 2017, from the City of Merced stating that they intended to amend their ordinance consistent with the Bureau's opinion, and will be sending the amendments within the next two weeks.

Commissioner LaBrie stated that if the City of Merced is going to submit an amended ordinance it would be wise to hold off on making a decision at this time.

Chief Counsel Vlaanderen stated that Commission staff agrees with the Bureau regarding the potential additional tables (as to timing and conformity with the statute). To address Mr. Blonien's perception of state law, Chief Counsel Vlaanderen believes the regulation requires the Commission to deny the table increase under those four situations, but it does not prevent the Commission from denying the request for any other lawful reason.

Chairman Evans expressed he was sympathetic to the issues discussed, and the need for business to be able to plan, but there seemed to be a disagreement with respect to interpreting State law.

Chief Counsel Vlaanderen offered to receive and review any legal analysis that Mr. Blonien, or the City of Merced, has with respect to why their interpretation of State law is correct.

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission denied the request for additional tables.

14. 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, via telephone

Chairman Evans inquired about the status of the transfer between the two entities that has been delayed.

Designated Agent, Keith Sharp, responded that the transfers have all been completed. There's no financial relationship between Dog Named Blue, Inc., and Gold Gaming Consultants, Inc. Further, Mr. Sharp concurred with staff's recommendation and thanked Commission staff for their work on this matter.

Action:

Upon motion of Chairman Evans, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission denied the request for Reconsideration.

CONSENT CALENDAR ITEMS:

15. Consideration of Renewal Portable Personal Key Employee License (Pursuant to Business and Professions Code section 19854; CCR, Title 4, sections 12054 and 12351):

- | | |
|-----------------------|-------------------|
| A. James Castalano | F. Andrew Strahl |
| B. Justyna Kwiecinska | G. Tom Tran |
| C. Shannen Lee | H. Steven Taing |
| D. Nicole Provolt | I. Patrick Wilmes |
| E. Michael Stan | J. Ryan Woodson |

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

- | | | |
|----------------------------|----------------|-------------|
| A. Casino Merced: | Jessica Roque | |
| B. Napa Valley Casino: | Von Roeun | |
| C. Parkwest Casino Sonoma: | Sky Cooper | Bonnie Kyle |
| | James Valencia | |
| D. Outlaws Card Parlour: | Katelin Staley | |

17. Consideration of Renewal Work Permit (Pursuant to Business and Professions Code section 19912; CCR, Title 4, sections 12054 and 12104):

- | | | |
|----------------------------|------------------|-----------------|
| A. Club San Rafael: | Lucas Shulkin | |
| B. Napa Valley Casino: | Michael Nguyen | Tai Nguyen |
| | Maiove-Mari Wong | |
| | Chunxiu Zhang | |
| C. Parkwest Casino Sonoma: | Sherry Santos | Songdej Somsaad |

18. 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. Aces High Gaming, LLC: | | |
| Player: | Barak Kmbuaar | |
| B. Acme Player Services, LLC: | | |
| Players: | Arik Llerena | Edwin Murillo |
| | Derek Suos | Sivieng Thao |
| | | Danny Phan |

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C. Arise, LLC:

Player: Rene Rogers

D. Blackstone Gaming, LLC:

Players:	Ryan Alzina	Victor Bahena Diaz	Antonio Beasley
	Roben Ace Bernal	Dominique Brown	Brent Buck
	William Canales	Cristina Centeno	Jose Chavez
	Danielle Covarrubias	Dung Doan	Bryanna Drake
	Andrew Guerra Gonzalez	Jennifer Guzman	Ranjodh Hans
	Andrea Hernandez	Chariza Hipolito	Fabian Iniguez
	Aedonn Inting	James Khiev	Emmanuel Lopez
	Emily Macias	Norma Martinez	Yadira Moreno
	Joseph Mosqueda, Jr.	Tomas Neou-Curiel	
	Angelcelyna Ouk	Caprice Powell	Cassandra Robles
	Michelle Ruiz	Tony Sherwood	Nicole Silveira
	Jennifer Smeed	Shana Smith	Brenda Taing
	Erik Olivas Villalba	Nakieya Vinson	Van Vu
	Mykel Wade	Curtis Watson, Jr.	Chiffonna Weathers

E. Certified Players, Inc.:

Player: Cheng Saeteurn

F. Gaming Fund Group, Inc.:

Player: Minh Huynh

G. Global Player Services, Inc.:

Player: Nashawn Lipscombe

H. Knighted Ventures, LLC:

Players:	Georgina Bravo	Nasrie Darwish	
	Brandon Elledge		
	Arianna Felix Rivera	Berlin Frost	Allison Her
	Willee Ieng	Sergio Rodriguez	Christopher Stimpfle
	Anthony Tulafale		

I. L.E. Gaming, Inc.:

Players:	Gajane Davis	Sherryl Starr	Christian Vanloon
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J. Metis TPS, LLC:

Players:	Jinju Guo	Ruifen Tan	Joseph Zeigler
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K. Pacific United Service, Inc.:

Players:	Cristian Martinez	Elisa Wong	
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L. PT Gaming, LLC:

Players:	Melba Cayme	Stephanie Chheang	
	Them Duong	Tiffany Edwards	Andrew Escorcia
	Michelle Vargas	Tiffeny Vuthy	See Xiong
	Karry Yeun		

M. Premier Player Providers, Inc.:

Player: Danica Lostica

N. Qualified Player Services, LLC:

Players:	Jeffrey Chaves	Bashir Farooqi	
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19. Consideration of Conversion of Gambling Business Registration to a License (Pursuant to Business and Professions Code section 19853; CCR, Title 4, sections 12054 and 12233):

Premier Player Providers, Inc.:

Player: Danica Lostica

20. Consideration of Renewal of Third-Party Providers of Proposition Player Services License (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12054 and 12218.8):

A. Arise, LLC:

Players: John Armstrong Jennifer Cavazos Stephen Wright
Yan Jun Wu

B. Gaming Fund Group, Inc.:

Supervisor: Huy La

Players: Mei Xing Chow Cuong La Khin Ung

C. PT Gaming, LLC:

Players: Jeanette Agustin Reyna De Luna Kianna Reed
Lourdes Sales Mai Xiong

D. Qualified Player Services, LLC:

Player: Kevin Ferguson

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

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

Moises Vasquez

B. Desert Rose Casino - Alturas Indian Rancheria:

Rachael Safford

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

Loren McDarment

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

Martin Vu

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

Connally Spliethof

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

Christine Miner

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

Yicheng Duan

Jarmaine Pascua

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

Daniel Rojas Sanchez

I. San Manuel Casino - San Manuel Band of Mission Indians:

Chia Chang

J. Soboba Casino - Soboba Band of Luiseno Indians:

Anna Ortega

Mary Reynolds

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- K. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
Michael Bonilla Andy Cheung
- L. Viejas Casino and Resort - Viejas Group of Capitan Grande Band of Mission
Indians of the Viejas Reservation:
Sasha Salganick

22. Consideration of Renewal Tribal-State Compact Key Employee Finding of Suitability
(Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

- A. Barona Resort and Casino - Barona Group of Capitan Grande Band of Mission
Indians:
Alexander Center Tymmie Heang
- B. Chukchansi Gold Resort and Casino - Picayune Rancheria of Chukchansi
Indians:
Jerry Lee Pang Lee Bryant Martin
Maritza Romo
- C. Chumash Casino Resort - Santa Ynez Band of Chumash Mission Indians of the
Santa Ynez Reservation:
Jennifer Ramirez
- D. Colusa Casino Resort - Cachil DeHe Band of Wintun Indians of the Colusa
Indian Community of the Colusa Rancheria:
Itzia Hernandez
- E. Diamond Mountain Casino & Hotel - Susanville Indian Rancheria:
Augustine Mesubed Radley Shipes
- F. Harrah's Resort Southern California - Rincon Band of Luiseno Mission Indians of
the Rincon Reservation:
Edward Moore
- G. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
Marilou Tonnaer
- H. Table Mountain Casino - Table Mountain Rancheria:
Thippachan Chantharath Anthony Mendoza
- I. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
Chiem Keomanivong Sophearith Kong Gwen Peyegrin
- J. Twin Pine Casino & Hotel - Middletown Rancheria of Pomo Indians:
Emily Gordon Alejandro Pulido

23. Consideration to Removal of License Condition 5 on State Gambling License
(Pursuant to Business and Professions Code section 19824):

- Lucky Chances Casino: Lucky Chances, Inc.
Rommel Medina, Chief Executive Officer,
Chairman, Director, Shareholder
Ruell Medina, Chief Financial Officer, President,
Secretary, Director, Shareholder
Rene and Mila Medina 2009 Irrevocable Blind Trust
Agreement, Financial Interest Holder
Marino Gueco, Trustee

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved Consent Calendar items 15 through 23 excluding items 18D Roben Ace Bernal, Danielle Covarrubias, 18H Nasrieee Darwish, 18L Tiffany Edwards and 18L See Xiong, as they are no longer employed..

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA:

None.

CLOSED SESSION:

None.

- 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 Renewal of Third Party Proposition Players Services
License for Dog Named Blue, Inc. dba California Gaming Consultants, (CGCC-2013-06277B)
 - B. In the Matter of the Application for Approval of Initial Key Employee License for Rommel Sison Naraval, (CGCC-2017-0223-7C)
 - C. Consideration of Proposed Stipulated Settlement in the Matter of the Accusations against: Louis Sarantos, Jr., Sole Proprietor, dba Clovis 500 Club, BGC Case Nos. HQ2015-0003AC and HQ2017-00001AC (Pursuant to Title 4, California Code of Regulations section 12552)

ADJOURNMENT

Chairman Evans adjourned the Commission Meeting at 10:45 AM