

California Gambling Control Commission
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**MINUTES OF THE JUNE 27, 2019
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, Commissioner Gareth Lacy, and Commissioner Trang To present.

3. Consideration of Loan Modification or Amendment (Pursuant to Business and Professions Code section 19824)

Seven Mile Casino: Rodney Stone, Chairman of the Board, Director, Shareholder,
Financial Interest Holder
Ryan Stone, President, Chief Executive Officer,
Assistant Secretary, Director, Shareholder
Masis Kevorkian, Executive Vice President,
Secretary, Chief
Financial Officer, Director, Shareholder
Kermit Schayltz, Shareholder

Comments Received From:

Heather Guerena, Designated Agent/Attorney, in person
Yolanda Morrow, Assistant Director, Bureau of Gambling Control, in person
Todd Vlaanderen, Chief Counsel, Gambling Control Commission, in person
Stacey Luna Baxter, Executive Director, Gambling Control Commission, in person
Bill Torngren, Deputy Attorney General, Department of Justice, in person

Commissioner Lacy inquired if the applicant would be amenable to allowing the Bureau to review the proposed amendments.

Designated Agent Guerena responded the licensee is amenable to additional time for review; however, requested it be conducted as expeditiously as possible.

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Commissioner LaBrie inquired with the Bureau regarding the additional time needed for review.

Assistant Director Morrow stated that the Bureau has not reviewed the proposed amendment, but can complete the review quickly.

Commissioner Lacy asked the Bureau if this would be a full contract review, or a lesser review.

Assistant Director Morrow indicated the Bureau's review would be less than a full contract review.

Chief Counsel Vlaanderen stated that traditionally the Commission has relied on the Bureau to review any transaction. This particular review, with respect to the proposed amendment, is not required pursuant to the Gambling Control Act; however, it is required under the terms of the addendum to the agreement that the Commission previously approved.

Chief Counsel Vlaanderen also indicated that Business and Professions (B&P) Code 19826 grants the Bureau the authority and duty to investigate and review materials that are required for approval under the Gambling Control Act. Additionally, Chief Counsel Vlaanderen discussed the legal requirement of the Bureau's review pursuant to B&P Code 19870 which requires the Commission to consider the Bureau's investigation and comments specifically for licenses. Chief Counsel Vlaanderen further indicated that the Commission has consistently requested that the Bureau review all transactions even if they may not be required under the Gambling Control Act.

Assistant Director Morrow clarified that the question posed by Commission Staff was whether or not the Bureau had completed a review of the proposed amendment. Assistant Director Morrow responded a review had not been completed and noted the Bureau would need additional time for review, if a review was requested by the Commission. Additionally, Assistant Director Morrow stated the Bureau was amenable to the Commission completing the review.

Ms. Guerena stated that the proposed amendment requires approval if it is determined to be "substantive" and "material". Ms. Guerena indicated that the confusion stems from knowing who determines what is "substantive" and "material".

Commissioner Lacy expressed less concern with the proposed amendment stating that it may not need the same level of review as it is a financing arrangement with a commercial bank.

Commissioner LaBrie discussed the proposed contractual amendments to the loan documents in which Ms. Guerena provided an explanation stating the proposed amendment has to do with leverage ratio.

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Commissioner To asked Ms. Guerena if tabling consideration of the proposed transaction would result in undue harm to the licensee.

Ms. Guerena responded that a delay would continue to keep the financial models and arrangement with the bank in limbo.

Chief Counsel Vlaanderen noted that the issue before the Commission is whether the proposed amendment is “substantive” and “material” in the context of the addendum to the original loan agreement and not under traditional contract law.

Executive Director Luna Baxter clarified that the Commission did not request that the Bureau complete a review of the proposed amendment, but rather inquired with the Bureau if they had completed a review.

Deputy Attorney General Torngren stated the purpose of the addendum was to create transparency in all loan transactions.

Action:

Upon motion of Commissioner Lacy, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission did not find the contractual loan terms substantive or material for the purposes of this particular matter and provision.

4. Consideration of A) Approval of New Interim Renewal State Gambling License; and, B) Renewal of State Gambling License (Pursuant to Business and Professions Code sections 19850, 19852, and 19876; CCR, Title 4, sections 12035(b)(2), 12054 and 12345):

A. Club One Casino: Club One Casino, Inc.
Kyle Kirkland, President, Chief Financial Officer,
Treasurer, Secretary, Director, Shareholder
Dana Messina, Shareholder

Comments Received From:

Bill Torngren, Deputy Attorney General, Department of Justice, in person

Commissioner LaBrie asked if there was an update on the status of the APA evidentiary hearing.

Deputy Attorney General Bill Torngren stated that the Statement of Issues has been drafted and is currently in the review process.

Commissioner Lacy stated that given there is a pending APA evidentiary hearing, it appears appropriate to move forward with issuing the additional Interim Renewal License and maintain the existing conditions.

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Action:

Upon motion of Commissioner Lacy, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved an additional Interim Renewal License through June 30, 2021, continuing with the existing conditions noted below:

1) Effective July 1, 2015, and every quarter thereafter, Mr. Kirkland and Mr. Messina shall provide the Bureau of Gambling Control with a litigation summary involving Club One Casino, Inc.

2) Upon Commission approval, the Transferee shall provide written updates to the Bureau of Gambling Control every 90 days, with a copy to the Commission, describing the progress in effectuating the Reorganization Plan, and shall provide access to Bureau auditors as the Bureau may deem necessary to assure that the Reorganization Plan is implemented as it has been described.

B. Club One Casino: Club One Casino, Inc.
William Zender, Director

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Renewal State Gambling License through June 30, 2021.

5. Consideration of Renewal of State Gambling License (Pursuant to Business and Professions Code sections 19850, 19852, and 19876; CCR, Title 4, sections 12054 and 12345):

A. Casino Club: Casino Poker Club, Inc.
Ileana Harris, Chief Executive Officer, Secretary,
Chief Financial Officer, Director, Sole Shareholder

Comments Received From:

Ileana Harris, Designated Agent /Owner, via telephone

Commissioner LaBrie expressed concern regarding the gambling establishment's reporting of calls for service; however, stated Ms. Harris has responded to the Letter of Warning and has an action plan in place to prevent future violations.

Commissioner LaBrie asked Ms. Harris to confirm if a plan was in place.

Ms. Harris responded yes and confirmed that the problem had been remedied.

Commissioner LaBrie also discussed an alleged crime that occurred in an alley near the gambling establishment. Commissioner LaBrie asked Ms. Harris how she was notified of the alleged crime.

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Ms. Harris responded she was notified by correspondence from the Bureau and further stated that an alley is not located near the gambling establishment.

Commissioner LaBrie stated that it appears clear from the record that the police investigated the alleged crime and concluded there was no alley and that the allegation was unfounded.

Commissioner Lacy briefly discussed the lease agreement and Fair Market Value Assessments; however, did not express concerns.

Action:

Upon motion of Commissioner To, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Renewal State Gambling Licenses through June 30, 2021.

B. Lake Bowl Cardroom: Waldemar Dreher, Sole Proprietor

Comments Received From:

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

Commissioner LaBrie asked the Bureau if they confirmed that the gambling establishment is now in compliance regarding the reporting of financials.

Assistant Director Morrow confirmed the gambling establishment is in compliance.

Action:

Upon motion of Commissioner LaBrie, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Renewal State Gambling Licenses through February 28, 2021, continuing with the existing condition noted below:

Lake Bowl Cardroom shall continue to engage an accountant/bookkeeper, approved by the Bureau of Gambling Control, to maintain an accurate accounting system and financial records. The accounting system must have the ability to, but is not limited to, generate accurate general ledger reports and produce accurate Balance Sheets and Profit & Loss Statements in a timely manner.

C. Oaks Card Club: Oaks Club Room, a California Limited Partnership*

Action:

Upon motion of Chairman Evans, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Renewal State Gambling Licenses through June 30, 2021.

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D. The Deuce Lounge & Casino: GLCR, Inc.
Kyle Kirkland, President, Director, Shareholder
Dana Messina, Secretary, Chief Financial
Officer, Director, Shareholder

Comments Received From:

Kyle Kirkland, Designated Agent/Owner, in person
Bill Torngren, Deputy Attorney General, Department of Justice, in person

Commissioner Lacy discussed his inclination to refer the application and consolidate it with the pending APA evidentiary hearing.

Chairman Evans stated that in light of the Commissions negative vote on rescission of the APA process for Club One Casino, Inc., consolidation appears to be the prudent path.

Commissioner Lacy stated that although the Commission has previously approved The Deuce Lounge & Casino's licensure while the APA process was pending for Club One Casino, Inc., the Commission is not bound by previous meeting decisions. Commissioner Lacy further stated the importance of maintaining the same standard of review.

Commissioner LaBrie inquired whether the consolidation would impact the status of the current APA process for Club One Casino, Inc.

Deputy Attorney General Torngren explained the APA consolidation process and stated that consolidation would not result in a large delay of the current referral for Club One Casino, Inc.

Upon inquiry from Commissioner To, Mr. Kirkland discussed a brief licensing history of Club One Casino and The Deuce Lounge and Casino.

Commissioner Lacy discussed why he was inclined to refer the pending application to an evidentiary hearing, referencing the New York Decision. Specifically, Commissioner Lacy expressed concern relating to the Arbitrator's statements which indicated potential misleading or false statements made by the licensee, which may be a character, honesty and integrity issue.

Chairman Evans noted that Commissioner Lacy's concerns regarding character, honesty, and integrity relate to Business and Professions Code section 19857(a). Chairman Evans stated that Business and Professions Code 19857(b) is also applicable and is referenced in the previously considered rescission of Club One Casino, Inc.'s APA referral discussion and would be the basis for his referral of The Deuce Lounge & Casino's pending application.

Commissioner To stated that he concurred with Commissioner Lacy.

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Action:

Upon motion of Commissioner Lacy, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission referred the matter to a APA evidentiary hearing, to be consolidated with the pending APA evidentiary hearing for Club One Casino, Inc., and; issue an Interim Renewal License through June 30, 2021.

E. The Nineteenth Hole: The Nineteenth Hole, General Partnership
Edward Beaudin, Partner
Stephen Scudero, Partner

Comments Received From:

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

Commissioner LaBrie asked the Bureau if Key Employee License applications have been submitted.

Assistant Director Morrow confirmed the Key Employee License applications have been submitted.

Action:

Upon motion of Commissioner Lacy, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Renewal State Gambling Licenses through February 28, 2021.

F. Towers Casino: Full Rack Entertainment, Inc.
Jamey Robinson, Chief Executive Officer, Chief
Financial Officer, Director, Shareholder
John Robinson, President, Secretary, Director,
Shareholder

Comments Received From:

Jamey Robinson, Designated Agent/Owner, in person
Lloyd Carter, Senior Management Auditor, Bureau of Gambling Control, in person
Yolanda Morrow, Assistant Director, Bureau of Gambling Control, in person
Todd Vlaanderen, Chief Counsel, Gambling Control Commission, in person

Commissioner To confirmed with the Bureau that they are currently working with the gambling establishment regarding the reporting of financials and subsequently made a motion to approve the Renewal State Gambling License with the proposed condition to engage an accountant/bookkeeper to maintain an accurate accounting system and financial records.

Chairman Evans asked Ms. Robinson if she understood and accepted the proposed condition to engage an accountant/bookkeeper.

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Ms. Robinson asked for clarification regarding the requirements of the proposed condition and confirmed acceptance.

Commissioner LaBrie and Commissioner To requested clarification regarding the proposed condition.

Assistant Director Morrow stated that they support the proposed condition to submit audited financial statements to the Bureau. Assistant Director Morrow further stated the condition to submit audited financials is what the Bureau and applicant agreed upon in March 2019.

Commissioner LaBrie discussed the possibility of merging the proposed conditions, which would require the gambling establishment to submit audited financials and engage an accountant/bookkeeper.

Ms. Robinson stated it would be a financial burden to complete audited financials and engage an accountant/bookkeeper.

Commissioner To inquired with the Bureau if their preference was to engage in a bookkeeper or would the audited financials suffice.

Senior Management Auditor Carter stated that it is the Bureau's preference for the gambling establishment to submit audited financials and engage a bookkeeper.

Upon inquiry from Chairman Evans, Ms. Robinson and Mr. Carter both confirmed that the gambling establishment is utilizing a Bureau-approved Certified Public Accountant (CPA) to complete the audit.

Chairman Evans discussed whether a Bureau-approved CPA would suffice in completing the audited financials, rather than requiring the gambling establishment to employ an accountant/bookkeeper.

Chairman Evans suggested his preference for the proposed condition to submit audited financial statements and further stated the Bureau and Commission could reassess the status of the financial reporting during the next renewal cycle.

Chief Counsel Todd Vlaanderen stated that should the Commissioners approve the license with an imposed condition, the Bureau has an Emergency Order and Accusation process, if necessary. Additionally, the Commission has the option to amend, add, or remove conditions prior to the gambling establishment's license expiration should the Bureau's financial review reveal any concerning information.

Commissioner To withdrew his previous motion.

Chairman Evans asked Ms. Robinson if she understood and accepted the condition to submit audited financial statements to be placed on the license.

Ms. Robinson assented to the condition.

Action:

Upon motion of Commissioner To, seconded by Chairman Evans, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Renewal State Gambling Licenses through December 31, 2020, with the condition noted below:

Towers Casino must submit audited financial statements to the Bureau for the years ending December 31, 2018, by September 30, 2019.

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

David Lewis, Sr.

Chairman Evans noted that Mr. Lewis has made significant progress satisfying his outstanding debt.

Action:

Upon motion of Chairman Evans, seconded by Commissioner Lacy, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Renewal Key Employee License through June 30, 2021, removing the existing condition noted below:

~~*Beginning July 1, 2017, and every 90 days thereafter, Mr. Lewis, Sr. shall submit to the Bureau of Gambling Control proof of payments made towards his outstanding tax liens with the State of California Franchise Tax Board and the Internal Revenue Service.*~~

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

Casino Merced: Elizabeth Okenyi

Commissioner Lacy discussed the late submission of Ms. Okenyi's Initial Work Permit application.

Action:

Upon motion of Commissioner Lacy, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Initial Work Permit through March 31, 2021.

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8. Consideration of Approval of New Interim Renewal Third-Party Provider of Proposition Player Services License (Pursuant to CCR, Title 4, section 12035(b)(2)):
Arise, LLC: Darrell Miers, Managing Member

Action:

Upon motion of Commissioner LaBrie, seconded by Commissioner Lacy, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved an additional Interim Renewal License through June 30, 2021.

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. Aces High Gaming, LLC:

Player: Christopher Walker

Comments Received From:

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

Deputy Director Alcalá-Beshara informed the Commission that multiple attempts to confirm the applicant's attendance were made by Commission staff; however, the applicant did not confirm attendance. The applicant did not announce himself at the meeting.

Commissioner LaBrie noted that the Commission previously tabled consideration of Mr. Walker's conversion application.

Commissioner To discussed his inclination to refer Mr. Walker's conversion application to a GCA evidentiary hearing for non-attendance and failure to provide information and establish his eligibility.

Commissioner Lacy agreed with Commissioner To and discussed that an evidentiary hearing would enable Mr. Walker to explain the circumstances surrounding his employment history.

Assistant Director Morrow confirmed that Mr. Walker provided the outstanding information; however, stated that the Bureau maintains its recommendation due to Mr. Walker's statement regarding his separation with PT Gaming, LLC.

Action:

Upon motion of Commissioner To, seconded by Commissioner Lacy, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission referred the matter to a GCA evidentiary hearing.

B. Acme Player Services, LLC:
Supervisor: Jeffery Yusi

Action:

Upon motion of Chairman Evans, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Conversion Application through June 30, 2021.

10. Consideration of Renewal of Third Party Provider of Proposition Services Licenses (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12054 and 12218.8):

Halcyon Gaming, LLC:

Player: Vincent Martindale

Deputy Director Alcala-Beshara informed the Commission that multiple attempts to confirm the applicant's attendance were made by Commission staff; however, the applicant did not confirm attendance. The applicant did not announce himself at the meeting.

Action:

Upon motion of Chairman Evans, seconded by Commissioner Lacy, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved a 60-day extension through August 31, 2019.

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

The United States Playing Card Company

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Renewal Finding of Suitability through June 30, 2021.

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

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

Andrei Waldroff

Comments Received From:

Andrei Waldroff, via telephone

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Chairman Evans asked Mr. Waldroff if he understood the condition to be placed on his license.

Mr. Waldroff confirmed that he understood and accepts the condition.

Action:

Upon motion of Chairman Evans, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Initial Finding of Suitability though October 8, 2020, with the condition noted below:

Beginning August 1, 2019 and every 180 days thereafter, Mr. Waldroff must provide the Bureau of Gambling Control proof of ongoing efforts to resolve his account with Lobel Financial.

13. Consideration of Renewal Tribal-State Compact Key Employee Finding of Suitability (Pursuant to the Tribal-State Gaming Compact):

Morongo Casino Resort and Spa - Morongo Band of Mission Indians:
Cordis Gilliam

Action:

Upon motion of Commissioner Lacy, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioners LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Renewal Finding of Suitability though March 28, 2021, continuing with the existing condition noted below:

Beginning September 1, 2018, and every 180 days thereafter, Cordis Gilliam must provide the Bureau with proof of ongoing efforts to resolve his outstanding charge-off accounts.

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

A. Default Decision and Order In the Matter of the Application for Approval of Initial Regular Work Permit for Adan Eric Marquez, (CGCC-2019-0207-7B)

Comments Received From:

Jason Pope, Commission Staff Counsel III, Gambling Control Commission, in person

Staff Counsel Pope addressed the Commission and stated that Mr. Marquez submitted an application on February 2, 2018. The Commission considered this application and referred it to an evidentiary hearing on February 7, 2019. Mr. Marquez received notification of this hearing process in two ways. First, Commission staff sent out a Commission referral letter on February 11, 2019 with instructions to return the notice of defense within 15 days. Commission staff received no response. Then the Commission sent out a notice of hearing on March 20, 2019 which included the June 27, 2019, Commission Meeting date and again Commission staff received no response. The Commission received the package back return to sender.

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The decision for this is standard terms essentially stating Mr. Marquez failed to meet his burden of proof.

Chairman Evans called forth the applicant to ask if they were present. The applicant was not present in person or by telephone.

Action:

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

- B. Default Decision and Order In the Matter of the Application for Approval of Third-Party Proposition Player Services License for Hero Tip, (CGCC-2019-0307-8A)

Comments Received From:

Jason Pope, Commission Staff Counsel III, Gambling Control Commission, in person

Commission Staff Counsel Pope addressed the Commission and stated that Mr. Tip submitted an application on May 22, 2017. The Commission considered this application and referred it to an evidentiary hearing on March 7, 2019. Mr. Tip received notification of this hearing process in two ways. First, Commission staff sent out a Commission referral letter on March 7, 2019 with instructions to return the notice of defense within 15 days. Commission staff received no response. Then the Commission sent out a notice of hearing on April 17, 2019 which included the June 27, 2019, Commission Meeting date and again Commission staff received no response. The decision for this is standard terms essentially stating Mr. Tip failed to meet his burden of proof.

Chairman Evans called forth the applicant to ask if they were present. The applicant was not present in person or by telephone.

Action:

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

- C. Default Decision and Order In the Matter of the Application for Approval of Third-Party Proposition Player Services License for Andrew Arellano, (CGCC-2019-0307-8C)

Comments Received From:

Jason Pope, Commission Staff Counsel III, Gambling Control Commission, in person

Commission Staff Counsel Pope addressed the Commission and stated that Mr. Arellano submitted an application on January 13, 2017. The Commission considered this application and referred it to an evidentiary hearing on March 7, 2019. Mr. Arellano received notification of this hearing process in two ways. First, Commission

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staff sent out a Commission referral letter on March 12, 2019 with instructions to return the notice of defense within 15 days. Commission staff received no response to that. Then the Commission sent out a notice of hearing on April 25, 2019 which included the June 27, 2019, Commission Meeting and again Commission staff received a confirmation receipt indicating that it was signed by Mr. Arellano. The decision for this is standard terms essentially stating Mr. Arellano failed to meet his burden of proof.

Chairman Evans called forth the applicant to ask if they were present. The applicant was not present in person or by telephone.

Action:

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

CONSENT CALENDAR ITEMS:

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

- A. Central Coast Casino: Ricky Appiano Efrain Martin
- B. Napa Valley Casino: Brandon Barton
- C. Outlaws Card Parlour: Seakngim Song

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

- A. Blackstone Gaming, LLC:
 - Players: Jacqueline Castro Cristine Ngo Linda Nguyen
 - Ty Polhaupessy Dora Reyes
- B. Certified Players, Inc.:
 - Player: Diana Garcia
- C. Fortune Players Group, Inc.:
 - Player: Ruifen Gan
- D. Knighted Ventures, LLC:
 - Players: Rordara Chhorn Ivan Esparza Rene Hernandez, Jr.
 - Francis Kemper Cindy Meza-Ojeda Jennifer Miranda
 - Billy Morales Kevin Osorio Lipeka Penesa
 - Melanie Recinos Johnny Saucedo Elizardo Valdez
- E. Majesty Partners, LLC:
 - Players: Lipeka Penesa Socheata Sim
- F. Metis TPS, LLC:
 - Players: Yulan Chen Agustin Contreras Lin Jiang
 - Wai Hang Lau Monica Yue Jingxin Zhou
- G. Premier Player Providers, Inc.:
 - Players: Paul Cerezo Mafa Pedro Linh Tran

17. Consideration of Renewal of Third Party Provider of Proposition Services Licenses (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12054 and 12218.8):

Pacific United Service, Inc.:

Players: Jesus Atienza David Hayes Shangjuan Tang
Linh Thaoprasedth

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

A. Agua Caliente Casino Resort and Spa Rancho Mirage - Agua Caliente Band of Cahuilla Indians:

Nina Rica Lachica

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

Julian Herman

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

Jenell Figueroa

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

Ching Tong

E. Havasu Landing Resort & Casino - Chemehuevi Indian Tribe of the Chemehuevi Reservation:

Robert Smith

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

Damon Sandoval

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

Shirley Liang Arnaldo Sanchez Colon

H. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria:

Oyunbileg Evans Shaun Spillers

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

Jerry Reyes Andy Rolon

J. Valley View Casino & Hotel - San Pasqual Band of Diegueno Mission Indians:

Salvador Zuniga Araiza

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

Alan Campbell

19. Consideration of Renewal Tribal-State Compact Key Employee Finding of Suitability (Pursuant to the Tribal-State Gaming Compact):

A. Augustine Casino - Augustine Band of Cahuilla Indians:

Lucero Murillo Rivera Israel Rodriguez

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

John Chen Sovandara Heang Keadan Jimenez Graham

Brittany Kruger James Otim Fernando Rangel

Miguel Santana David Szeto Carlos Vidal

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- C. Black Oak Casino - Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:
Mark Azevedo Melanie Garcia Radke Ruth Main
- D. Blue Lake Casino and Hotel - Blue Lake Rancheria:
James Fausphoul, Jr.
- E. Cache Creek Casino Resort - Yocha Dehe Wintun Nation:
Gloria Barrios-Quinones Crystal Corbin Vanthan Khiev
Richard Lechner Mi Mills Francis Moore, Jr.
Phong Van Steven Watkins
- F. Casino Pauma - Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation:
Jeffrey Hart Sarah Richards
- G. Chicken Ranch Casino - Chicken Ranch Rancheria of Me-Wuk Indians:
Skyler Regelin
- H. Chukchansi Gold Resort and Casino - Picayune Rancheria of Chukchansi Indians:
Glenn Bowman, Jr.
- I. Chumash Casino Resort - Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:
Francisco Andrade III Dante Dacanay Muhuahwit Huaute
Brian Jacobs Milton Royster
- J. Colusa Casino Resort - Cachil DeHe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:
Ricardo Cardona
- K. Eagle Mountain Casino - Tule River Indian Tribe of the Tule River Reservation:
Clinton Gibson Deborah Villa
- L. Graton Resort & Casino - Federated Indians of Graton Rancheria:
Nutan Bhattarai Leo Cacciatore Juan Delgado
James Hackwood Pragya Neupane Ismael Orovio
Sean Robinson Sherry Saetern Bhakta Timsina
Andy Tung
- M. Harrah's Resort Southern California - Rincon Band of Luiseno Mission Indians of the Rincon Reservation:
Arthur Ebitner Jingming Gao Daniel Post
Joanne Prince
- N. Jackson Rancheria Casino Resort - Jackson Rancheria of Me-Wuk Indians:
Donald Helmig Steven Munson
- O. Lucky 7 Casino - Smith River Rancheria:
Carl James Roberto Orozco-Zepeda
- P. Mono Wind Casino - Big Sandy Rancheria Band of Western Mono Indians:
Krystle Hare
- Q. Morongo Casino Resort and Spa - Morongo Band of Mission Indians:
Joanna Blackstone Charles Brown Alejandrina Castanon
Andrew De La Rosa Mario Miranda Judith Nicoll
Dana Rodriguez
- R. Pala Casino Spa and Resort - Pala Band of Luiseno Mission Indians of the Pala Reservation:
Edgardo Cabural Perla Donato Henry Haines

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| Matthew Harrison | Stephanie McQuade | Kathleen Roland |
| Mengheang Sok | Ana Maria Taduran | Steven Zako |
| John Zastrow | | |
- S. Pechanga Resort & Casino - Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
- | | | |
|----------------|------------------|------------------|
| Joel Askvig | Marcel Ecalnir | Shirley Fredrick |
| John Garcia | Lance Grushewsky | Craig Nelson |
| Calvin Phung | Shane Rhodes | Douglas Rosson |
| Richard Sicher | Vuthy Thang | |
- T. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria:
- | | | |
|----------------|-----------------|-------------------|
| Alina Cojocari | Michael Lee | Robert Mackenberg |
| Savann Pich | Richard Schlaht | Kenneth Snyder |
| Hau Vo | | |
- U. San Manuel Casino - San Manuel Band of Mission Indians:
- | | | |
|---------------------|-----------------|-----------------------|
| Peter Arceo | Artiana Camargo | Todd Dimillo |
| Robert Key | Stacie Nava | Raquel Paras |
| Arthur Santoya, Jr. | Ryan Shearer | Stephanie Short-Smith |
| Gina Zamudio | | |
- V. Soboba Casino Resort - Soboba Band of Luiseno Indians:
- | | | |
|-----------------|--------------|-----------------|
| Phillip Deanda | Debra Duncan | Timothy Eyer II |
| Axel Romanillos | | |
- W. Spotlight 29 Casino - Twenty-Nine Palms Band of Mission Indians:
- | | | |
|--------------|----------------|--|
| Joe Carrillo | Evelyn Ramirez | |
|--------------|----------------|--|
- X. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
- | | | |
|------------------|-----------------|-----------------|
| Dawna Andersen | Juan Baca | John Baines |
| Rochelle Bradley | Andy Cheung | Enrique Conchas |
| Daniela Gonzalez | Bryan Hunter | Zulia Juarez |
| Walter Morris | Grace Nguyen | Yen Nguyen |
| Aarie Ostern | Scotty Patindol | Lalaine Smalley |
| Shaun Sotos | Daniel Tse | Danny Wong |
- Y. Table Mountain Casino - Table Mountain Rancheria:
- | | | |
|------------------|-----------|--|
| Jessica Bautista | Tong Hang | |
|------------------|-----------|--|
- Z. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
- | | | |
|-----------------|---------------------|---------------|
| Hyu Soong Chang | Christopher Ospital | Shannon Smith |
|-----------------|---------------------|---------------|
- AA.Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn Rancheria:
- | | | |
|-------------|--------------|-----------------------|
| Kyle Fisher | Masumi Kamio | Paulina Phongsaiphonh |
| Polin Sean | | |
- BB.Valley View Casino & Hotel - San Pasqual Band of Diegueno Mission Indians:
- | | | |
|---------------|-----------------|--------------|
| Ramiro Guerra | Bruce Howard | Todd Jackson |
| Juan Pina | Anibal Sandoval | |
- CC.Win-River Casino - Redding Rancheria:
- | | | |
|---------------|----------------|--|
| Travis Peyton | Rebecca Savard | |
|---------------|----------------|--|

Action:

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

Commissioner To voting yes; the Commission approved the Consent Calendar items 15 through 19.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA:

None.

CLOSED SESSION DISCLOSURE:

Chairman Evans disclosed that there were no Closed Session items for discussion on today's agenda.

I. Litigation (Government Code section 11126(e)):

- A. *Stand Up For California, et al. v. State of California, et al.*, Madera County Superior Court (MCV062850)
- B. *Eric G. Swallow v. California Gambling Control Commission*, Sacramento County Superior Court (34-2016-800002402)
- C. *Garden City, Inc. v. Eric Swallow*, Sacramento County Superior Court (34-2016-00198132)
- D. *Lucky Chances, Inc. v. California Gambling Control Commission*, Sacramento County Superior Court (34-2017-80002549)
- E. *Rene Medina v. Xavier Becerra, Jim Evans, et al.*; United States District Court, Northern District of California (17-cv-03293 KAW)
- F. *California Valley Miwok Tribe v. California Gambling Control Commission et al.*; San Diego County Superior Court (37-2017-00050038-MU-CO-CTL)
- G. *Tongtous Yang v. California Gambling Control Commission et al.*; Sacramento County Superior Court (34-2017-80002744)
- H. *Callaye Jo Strauss v. California Gambling Control Commission*, Sacramento County Superior Court (34-2018-80002882)
- I. *Yavapai-Apache Nation v. La Posta Band of Diegueno Mission Indians and California Gambling Control Commission*, Sacramento Superior Court (34-2018-00238711)
- J. *Manuel Corrales, Jr. v. California Gambling Control Commission*, San Diego County Superior Court (37-2019-00019079-CU-MC-CTL)
- K. *Kris Kat, LLC and Steven C. Ayers v. California Gambling Control Commission*, Sacramento County Superior Court (34-2019-80003142)

II. Hearing Deliberations Pursuant to Government Code section 11126(c)(3):

- A. In the Matter of the Accusation and Statement of Issues Against Lucky Chances, Inc., Rommel Medina, Ruell Medina, (OAH No.201511046), (GCADS-GEWP-002630)
- B. In the Matter of the Application for Approval of State Gambling License for Kris Kat, LLC, and Steven C. Ayers, (CGCC-2018-0111-5A)
- C. In the Matter of the Application for Approval of State Gambling License for Sahara Dunes Casino, LP, dba Lake Elsinore Hotel and Casino; Ted Kingston; Joseph Kingston; and Sahara Dunes Management, Inc. (OAH No.2017070210)
- D. In the Matter of the Application for Approval of Gambling Establishment Key Employee License for Misty Vargas Alonzo, (CGCC-2018-1004-4A)

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- E. In the Matter of the Application for Approval of Third-Party Proposition Player Services License for Chi K. Tea, (CGCC-2018-0510-7Av)
- F. Default Decision and Order In the Matter of the Application for Approval of Initial Regular Work Permit for Adan Eric Marquez, (CGCC-2019-0207-7B)
- G. Default Decision and Order In the Matter of the Application for Approval of Third-Party Proposition Player Services License for Hero Tip, (CGCC-2019-0307-8A)
- H. Default Decision and Order In the Matter of the Application for Approval of Third-Party Proposition Player Services License for Andrew Arellano, (CGCC-2019-0307-8C)

ADJOURNMENT:

Chairman Evans made a final adjournment at 11:10 AM.