

CALIFORNIA GAMBLING CONTROL COMMISSION

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DATE: July 22, 2010

TO: Gambling Control Commission

FROM: Richard Ross, Deputy Director
Compliance Division

SUBJECT: Revised Revenue Sharing Trust Fund Report of Distribution of Funds to Non-Compact Tribes (Eligible Recipient Indian Tribes) for the Quarter Ended December 31, 2009

The *Revenue Sharing Trust Fund Report of Distribution of Funds to Non-Compact Tribes* for the quarter ended December 31, 2009 is revised to include the distribution to the Wilton Rancheria. Wilton Rancheria was approved as an eligible recipient Indian Tribe retroactive to June 8, 2009 at the January 28, 2010 Commission meeting.

All eligible Tribes will receive a total of \$275,000.00, which consists of \$205,145.79 from license fees and interest income and \$69,854.21 from shortfall funds that have been transferred into RSTF from SDF as shown in Exhibit 1. The quarterly amount of the shortfall in payments to all eligible recipient Indian Tribes for the quarter totals \$4,959,648.91. A portion of the interest earned is allocated to previously approved distributions held in RSTF on behalf of two (2) Tribes in the amount of \$7,934.83.

The distribution to the Wilton Rancheria for the quarter ended December 31, 2009 is withheld in the RSTF until the Tribal government is identified.

The total amount of quarterly license fee payments and interest received into the RSTF for the quarterly period ended December 31, 2009, is approximately \$14.57 million. License fees approximate \$14.57 million and interest of \$46,077.18 was received in October 2009.

A listing of the amount of revenue received from each Compact Tribe is attached as Exhibit 3. The receipts are equally distributed to seventy-one (71)¹ of the eighty-seven (87) Tribes listed in Exhibit 1 as eligible Non-Compact recipient Tribes (pending receipt of outstanding eligibility certification forms, if any).

At the end of the calendar quarter, the amount of outstanding license fee payments due into the RSTF from three (3) Tribes was \$519,072.06. If the total license fee payments due at the end of this quarter had been paid into the RSTF, each recipient Tribe would have received \$7,310.87 in additional RSTF money with this quarter's distribution in lieu of an equal amount of SDF transferred shortfall funds. Total outstanding and due license fee payments for the quarter ended December 31, 2009, are summarized in the following Table 1:

Table 1		
Indian Gaming Revenue Sharing Trust Fund License Fee Payment Aging Schedule as of December 31, 2009		
Period(s) in Arrears²	Number of Tribes	Amount of License Fees Due
One (1) Quarter (Section 4.3.2.3)	1	\$32,400.00
Exceeds 30 days after the calendar quarter (Section 4.3.2.2)	2	486,672.06
Totals	3	\$519,072.06

A fund condition statement for the RSTF through December 31, 2009, for the fiscal year 2009-10 is attached as Exhibit 2.

¹ Distribution to California Valley Miwok Tribe is withheld pending resolution of Tribal leadership dispute. Distribution to Wilton Rancheria is withheld pending identification of the Tribal government.

² Periods in Arrears are categorized according to the applicable Compact provisions of either 4.3.2.2 or 4.3.2.3.

Exhibit 1**Revenue Sharing Trust Fund Distribution****Total Amount of Distribution for the Quarter Ended December 31, 2009**

	Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution	Distributions Inception to December 31, 2009
1	Alturas Indian Rancheria	205,145.79	69,854.21	\$275,000.00	\$8,938,385.42
2	Augustine Band of Cahuilla Indians ²	.00	.00	.00	1,238,385.42
3	Bear River Band of the Rohnerville Rancheria	205,145.79	69,854.21	275,000.00	8,938,385.42
4	Big Lagoon Rancheria	205,145.79	69,854.21	275,000.00	8,938,385.42
5	Big Pine Band of Owens Valley Paiute Shoshone Indians of the Big Pine Reservation	205,145.79	69,854.21	275,000.00	8,938,385.42
6	Big Sandy Rancheria of Mono Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42
7	Big Valley Band of Pomo Indians of the Big Valley Rancheria	205,145.79	69,854.21	275,000.00	1,650,000.00
8	Bishop Paiute Tribe	205,145.79	69,854.21	275,000.00	8,938,385.42
9	Blue Lake Rancheria ²	.00	.00	.00	1,788,385.42
10	Bridgeport Paiute Indian Colony of California	205,145.79	69,854.21	275,000.00	8,938,385.42
11	Buena Vista Rancheria of Me-Wuk Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42
12	Cahto Indian Tribe of Laytonville Rancheria	205,145.79	69,854.21	275,000.00	8,938,385.42
13	Cahuilla Band of Mission Indians of the Cahuilla Reservation	205,145.79	69,854.21	275,000.00	8,938,385.42
14	California Valley Miwok Tribe ¹	205,145.79	69,854.21	275,000.00	8,938,385.42
15	Campo Band of Diegueno Mission Indians of the Campo Indian Reservation ²	.00	.00	.00	538,034.21
16	Cedarville Rancheria	205,145.79	69,854.21	275,000.00	8,938,385.42
17	Chemehuevi Indian Tribe of the Chemehuevi Reservation	205,145.79	69,854.21	275,000.00	8,938,385.42
18	Cher-Ae Heights Indian Community of the Trinidad Rancheria	205,145.79	69,854.21	275,000.00	8,938,385.42
19	Chicken Ranch Rancheria of Me-Wuk Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42
20	Cloverdale Rancheria of Pomo Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42
21	Cold Springs Rancheria of Mono Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42

Exhibit 1**Revenue Sharing Trust Fund Distribution****Total Amount of Distribution for the Quarter Ended December 31, 2009**

	Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution	Distributions Inception to December 31, 2009
22	Colorado River Indian Tribes of the Colorado River Indian Reservation	205,145.79	69,854.21	275,000.00	8,938,385.42
23	Cortina Indian Rancheria of Wintun Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42
24	Coyote Valley Band of Pomo Indians of California	205,145.79	69,854.21	275,000.00	4,950,000.00
25	Death Valley Timbi-Sha Shoshone Band of California	205,145.79	69,854.21	275,000.00	8,938,385.42
26	Dry Creek Rancheria of Pomo Indians of California ²	.00	.00	.00	1,513,385.42
27	Elem Indian Colony of Pomo Indians of the Sulphur Bank Rancheria	205,145.79	69,854.21	275,000.00	8,938,385.42
28	Elk Valley Rancheria	205,145.79	69,854.21	275,000.00	8,938,385.42
29	Enterprise Rancheria of Maidu Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42
30	Ewiiapaayp Band of Kumeyaay Indians	205,145.79	69,854.21	275,000.00	8,938,385.42
31	Federated Indians of Graton Rancheria	205,145.79	69,854.21	275,000.00	8,517,594.03
32	Fort Bidwell Indian Community of the Fort Bidwell Reservation of California	205,145.79	69,854.21	275,000.00	8,938,385.42
33	Fort Independence Indian Community of Paiute Indians of the Fort Independence Reservation	205,145.79	69,854.21	275,000.00	8,938,385.42
34	Fort Mojave Indian Tribe of Arizona, California & Nevada	205,145.79	69,854.21	275,000.00	8,938,385.42
35	Greenville Rancheria of Maidu Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42
36	Grindstone Indian Rancheria of Wintun-Wailaki Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42
37	Guidiville Rancheria of California	205,145.79	69,854.21	275,000.00	8,938,385.42
38	Habematolel Pomo of Upper Lake	205,145.79	69,854.21	275,000.00	8,938,385.42
39	Hoopa Valley Tribe	205,145.79	69,854.21	275,000.00	8,938,385.42
40	Hopland Band of Pomo Indians of the Hopland Rancheria ²	.00	.00	.00	441,306.53
41	Ilipay Nation of Santa Ysabel	205,145.79	69,854.21	275,000.00	8,938,385.42

Exhibit 1**Revenue Sharing Trust Fund Distribution****Total Amount of Distribution for the Quarter Ended December 31, 2009**

	Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution	Distributions Inception to December 31, 2009
42	Inaja Band of Diegueno Mission Indians of the Inaja and Cosmit Reservation	205,145.79	69,854.21	275,000.00	8,938,385.42
43	Ione Band of Miwok Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42
44	Jamul Indian Village of California	205,145.79	69,854.21	275,000.00	8,938,385.42
45	Karuk Tribe of California	205,145.79	69,854.21	275,000.00	8,938,385.42
46	Kashia Band of Pomo Indians of the Stewarts Point Rancheria	205,145.79	69,854.21	275,000.00	8,938,385.42
47	La Jolla Band of Luiseno Mission Indians of the La Jolla Reservation	205,145.79	69,854.21	275,000.00	8,938,385.42
48	La Posta Band of Diegueno Mission Indians of the La Posta Indian Reservation	205,145.79	69,854.21	275,000.00	8,938,385.42
49	Los Coyotes Band of Cahuilla and Cupeno Indians	205,145.79	69,854.21	275,000.00	8,938,385.42
50	Lower Lake Rancheria	205,145.79	69,854.21	275,000.00	8,517,594.03
51	Lytton Rancheria of California	205,145.79	69,854.21	275,000.00	8,938,385.42
52	Manchester Band of Pomo Indians of the Manchester-Point Arena Rancheria	205,145.79	69,854.21	275,000.00	8,938,385.42
53	Manzanita Band of Diegueno Mission Indians of the Manzanita Reservation	205,145.79	69,854.21	275,000.00	8,938,385.42
54	Mechoopda Indian Tribe of Chico Rancheria	205,145.79	69,854.21	275,000.00	8,938,385.42
55	Mesa Grande Band of Diegueno Mission Indians of the Mesa Grande Reservation	205,145.79	69,854.21	275,000.00	8,938,385.42
56	Middletown Rancheria of Pomo Indians of California ²	.00	.00	.00	482,578.08
57	Northfork Rancheria of Mono Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42
58	Paiute-Shoshone Indians of the Lone Pine Community of the Lone Pine Reservation	205,145.79	69,854.21	275,000.00	8,938,385.42
59	Pala Band of Luiseno Mission Indians of the Pala Reservation ²	.00	.00	.00	482,578.08
60	Paskenta Band of Nomlaki Indians of California ²	.00	.00	.00	688,385.42

Exhibit 1**Revenue Sharing Trust Fund Distribution****Total Amount of Distribution for the Quarter Ended December 31, 2009**

	Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution	Distributions Inception to December 31, 2009
61	Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation ²	.00	.00	.00	482,578.08
62	Picayune Rancheria of Chukchansi Indians of California ²	.00	.00	.00	1,513,385.42
63	Pinoleville Pomo Nation	205,145.79	69,854.21	275,000.00	8,938,385.42
64	Pit River Tribe (includes XL Ranch, Big Bend, Likely, Lookout, Montgomery Creek and Roaring Creek Rancherias)	205,145.79	69,854.21	275,000.00	8,938,385.42
65	Potter Valley Tribe	205,145.79	69,854.21	275,000.00	8,938,385.42
66	Quartz Valley Indian Community of the Quartz Valley Reservation of California	205,145.79	69,854.21	275,000.00	8,938,385.42
67	Quechan Tribe of the Fort Yuma Indian Reservation ²	.00	.00	.00	7,838,385.42
68	Ramona Band or Village of Cahuilla Mission Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42
69	Redwood Valley Rancheria of Pomo Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42
70	Resighini Rancheria	205,145.79	69,854.21	275,000.00	8,938,385.42
71	Rincon Band of Luiseno Mission Indians of the Rincon Reservation ²	.00	.00	.00	441,306.53
72	Round Valley Indian Tribes of the Round Valley Reservation	205,145.79	69,854.21	275,000.00	8,938,385.42
73	San Pasqual Band of Diegueno Mission Indians of California ²	.00	.00	.00	482,578.08
74	Santa Rosa Band of Cahuilla Indians	205,145.79	69,854.21	275,000.00	8,938,385.42
75	Scotts Valley Band of Pomo Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42
76	Sherwood Valley Rancheria of Pomo Indians of California	205,145.79	69,854.21	275,000.00	8,938,385.42
77	Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria (Verona Tract) ²	.00	.00	.00	7,563,385.42
78	Smith River Rancheria	205,145.79	69,854.21	275,000.00	8,938,385.42

Exhibit 1**Revenue Sharing Trust Fund Distribution****Total Amount of Distribution for the Quarter Ended December 31, 2009**

	Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution	Distributions Inception to December 31, 2009
79	Susanville Indian Rancheria	205,145.79	69,854.21	275,000.00	8,938,385.42
80	Torres Martinez Desert Cahuilla Indians	205,145.79	69,854.21	275,000.00	8,938,385.42
81	Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria of California ²	.00	.00	.00	482,578.08
82	United Auburn Indian Community of the Auburn Rancheria of California ²	.00	.00	.00	1,513,385.42
83	Utu Utu Gwaitu Paiute Tribe of the Benton Paiute Reservation	205,145.79	69,854.21	275,000.00	8,938,385.42
84	Washoe Tribe of Nevada & California (Carson Colony, Dresslerville Colony, Woodfords Community, Stewart Community, & Washoe Ranches)	205,145.79	69,854.21	275,000.00	8,938,385.42
85	Wilton Rancheria ³	205,145.79	69,854.21	275,000.00	619,505.49
86	Wiyot Tribe	205,145.79	69,854.21	275,000.00	8,938,385.42
87	Yurok Tribe of the Yurok Reservation	205,145.79	69,854.21	275,000.00	8,938,385.42
	Total	\$14,565,351.09	\$4,959,648.91	\$19,525,000.00	\$641,334,246.81

¹ Distribution to California Valley Miwok Tribe is withheld pending resolution of Tribal leadership dispute.

² No longer an eligible Non-Compact recipient Tribe, however previously received RSTF distributions.

³ Distribution to Wilton Rancheria is withheld pending identification of Tribal government.

EXHIBIT 2

CALIFORNIA GAMBLING CONTROL COMMISSION 0366 - INDIAN GAMING REVENUE SHARING TRUST FUND FUND CONDITION STATEMENT For the Six Months ended December 31, 2009 Cash Basis

BEGINNING BALANCE	\$ 31,302,329.28
REVENUES AND TRANSFERS	
Revenues:	
150300 Income from surplus money investments	175,683.52
216900 License fees held in trust	24,875,420.90
Transfer from the SDF to the RSTF for shortfall per Item 0855-111-0367, Budget Act of 2009	33,700,000.00
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Totals, Revenues	\$ 58,751,104.42
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Totals, Resources	\$ 90,053,433.70
EXPENDITURES	
Disbursements:	
Distribution	\$ 37,950,000.00
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Totals, Expenditures	\$ 37,950,000.00
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FUND BALANCE, prior to distribution	\$ 52,103,433.70
Pending distribution	18,975,000.00
Previously approved disbursements held on behalf of the California Valley Miwok Tribe pending resolution of Tribal leadership dispute	5,463,001.99
Disbursement held on behalf of the Wilton Rancheria pending identification of Tribal government	619,505.49
Interest due to Tribes ¹	333,244.72
Assembly Bill No. 673 (Chapter 210, Statutes of 2003) and Government Code Section 12012.90 reserve pending resolution	275,000.00
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FUND BALANCE, after distribution ²	\$ 26,437,681.50
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Footnotes:

¹. Accrued interest on previously held distributions in the amount of \$332,758.22 and \$486.50 as of Quarter Ending December 31, 2009 for California Valley Miwok Tribe and Wilton Rancheria, respectively, pending distribution.

². The fund balance represents the cash basis balance as identified by the Commission since inception of the Fund. This balance may not agree with the State Controller's fund balance, which is reported on an accrual basis. Additional reconciling items may exist that have not been identified.

Exhibit 3			
Revenue Sharing Trust Fund			
Amount of Revenue from Each Compact Tribe Received by the Commission for the Quarter Ending December 31, 2009			
	Compact Tribe	Revenue Received Fiscal Year to Date	Revenue Received Inception to Date
1	Agua Caliente Band of Cahuilla Indians of the Agua Caliente Indian Reservation	\$1,000,000.00	\$8,327,953.20
2	Alturas Indian Rancheria	0.00	375,000.00
3	Augustine Band of Cahuilla Indians	0.00	562,500.00
4	Barona Group of Capitan Grande Band of Mission Indians of the Barona Reservation	368,175.00	7,088,125.27
5	Bear River Band of the Rohnerville Rancheria	0.00	0.00
6	Berry Creek Rancheria of Maidu Indians of California	32,400.00	807,070.68
7	Big Sandy Rancheria of Mono Indians of California	0.00	0.00 ¹
8	Big Valley Band of Pomo Indians of the Big Valley Rancheria	0.00	500,000.00
9	Blue Lake Rancheria	50,000.00	566,250.00
10	Buena Vista Rancheria of Me-Wuk Indians of California	0.00	0.00 ¹
11	Cabazon Band of Mission Indians	688,375.00	9,664,129.55
12	Cachil DeHe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria	533,750.00	937,500.00
13	Cahto Indian Tribe of the Laytonville Rancheria	0.00	0.00
14	Cahuilla Band of Mission Indians of the Cahuilla Reservation	0.00	125,000.00
15	Campo Band of Diegueno Mission Indians of the Campo Indian Reservation	0.00	500,000.00
16	Chemehuevi Indian Tribe of the Chemehuevi Reservation	0.00	0.00 ¹
17	Cher-Ae Heights Indian Community of the Trinidad Rancheria	0.00	0.00
18	Chicken Ranch Rancheria of Me-Wuk Indians of California	0.00	0.00
19	Dry Creek Rancheria of Pomo Indians of California	667,500.00	12,850,746.58
20	Elem Indian Colony of Pomo Indians of the Sulphur Band Rancheria	0.00	0.00
21	Elk Valley Rancheria	0.00	62,500.00
22	Ewiiapaayp Band of Kumeyaay Indians	0.00	2,437,433.22
23	Hoopa Valley Tribe	0.00	0.00
24	Hopland Band of Pomo Indians of the Hopland Rancheria	163,350.00	3,164,116.24

Exhibit 3			
Revenue Sharing Trust Fund			
Amount of Revenue from Each Compact Tribe Received by the Commission for the Quarter Ending December 31, 2009			
	Compact Tribe	Revenue Received Fiscal Year to Date	Revenue Received Inception to Date
25	Jackson Rancheria of Me-Wuk Indians of California	511,500.00	7,575,316.36
26	Jamul Indian Village of California	0.00	0.00
27	La Jolla Band of Luiseno Mission Indians of the La Jolla Reservation	0.00	0.00
28	Manchester Band of Pomo Indians of the Manchester-Point Arena Rancheria	0.00	0.00
29	Manzanita Band of Diegueno Mission Indians of the Manzanita Reservation	0.00	0.00
30	Middletown Rancheria of Pomo Indians of California	100,000.00	437,500.00
31	Mooretown Rancheria of Maidu Indians of California	178,532.88	1,581,146.26
32	Morongo Band of Mission Indians	1,000,000.00	3,462,104.14
33	Paiute-Shoshone Indians of the Bishop Community of the Bishop Colony	0.00	0.00
34	Pala Band of Luiseno Mission Indians of the Pala Reservation	1,000,000.00	23,375,896.37
35	Paskenta Band of Nomlaki Indians of California	33,750.00	562,500.00
36	Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation	1,048,630.14	4,105,482.31
37	Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation	1,000,000.00	5,506,120.11
38	Picayune Rancheria of Chukchansi Indians of California	1,352,500.00	19,470,219.18
39	Pit River Tribe (includes XL Ranch, Big Bend, Likely, Lookout, Montgomery Creek and Roaring Creek Rancherias)	0.00	0.00
40	Quechan Tribe of the Fort Yuma Indian Reservation	0.00	0.00
41	Redding Rancheria	123,750.00	1,310,147.64
42	Resighini Rancheria	0.00	0.00
43	Rincon Band of Luiseno Mission Indians of the Rincon Reservation	1,853,732.88	14,036,979.46
44	Robinson Rancheria of Pomo Indians of California	0.00	337,500.00
45	Rumsey Indian Rancheria of Wintun Indians of California	1,000,000.00	14,137,524.18
46	San Manuel Band of Mission Indians	1,000,000.00	10,298,240.41
47	San Pasqual Band of Diegueno Mission Indians of California	1,175,200.00	12,237,981.91

Exhibit 3			
Revenue Sharing Trust Fund			
Amount of Revenue from Each Compact Tribe Received by the Commission for the Quarter Ending December 31, 2009			
	Compact Tribe	Revenue Received Fiscal Year to Date	Revenue Received Inception to Date
48	Santa Rosa Indian Community of the Santa Rosa Rancheria	1,272,150.00	24,491,501.51
49	Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation	657,750.00	12,663,039.04
50	Sherwood Valley Rancheria of Pomo Indians of California	0.00	0.00
51	Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria (Verona Tract)	2,300,000.00	4,645,892.05
52	Smith River Rancheria	0.00	0.00
53	Soboba Band of Luiseno Indians	432,525.00	7,751,455.59
54	Susanville Indian Rancheria	0.00	0.00
55	Sycuan Band of the Kumeyaay Nation	1,169,925.00	22,523,460.21
56	Table Mountain Rancheria of California	584,625.00	11,255,232.53
57	Tule River Indian Tribe of the Tule River Reservation	513,450.00	7,518,174.04
58	Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria of California	374,600.00	1,974,147.81
59	Twenty-Nine Palms Band of Mission Indians of California	689,250.00	13,269,478.77
60	United Auburn Indian Community of the Auburn Rancheria of California	1,000,000.00	15,950,312.20
61	Viejas (Baron Long) Group of Capitan Grande Band of Mission Indians of the Viejas Reservation	1,000,000.00	12,694,230.34
	Totals	\$24,875,420.90	\$301,139,907.15
	Interest	175,683.52	8,586,754.15
	Grand Totals	\$25,051,104.42	\$309,726,661.31

Footnotes:

1. Prepayment receipts were returned to payor Tribes for the return of unused putative gaming device licenses issued by Sides Accountancy Corporation. Licenses in equal number were issued by the Commission on September 5, 2002 resulting in \$2,137,500 in prepayment fees to the Fund.