

CALIFORNIA GAMBLING CONTROL COMMISSION

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*Memorandum*

DATE: January 23, 2014

TO: Chairman Lopes
Commissioner Conklin
Commissioner Hammond
Commissioner Schuetz

FROM: TINA M. LITTLETON
Executive Director

SUBJECT: Revenue Sharing Trust Fund Report of Distribution of Funds to Eligible Recipient Indian Tribes for the Quarter Ended December 31, 2013

All eligible Tribes will be allocated a total of \$275,000.00, which consists of \$155,263.13 from license fees and interest income and \$119,736.87 from shortfall funds that have been transferred into the Revenue Sharing Trust Fund (RSTF) from the Special Distribution Fund (SDF) as shown in Exhibit 1.

License fees of \$11,162,722.70 and interest income of \$22,156.17, for a total of \$11,184,878.87, was received into the RSTF for the quarterly period ended December 31, 2013. A portion of the interest income is allocated to previously approved distributions held in the RSTF on behalf of one (1) Tribe in the amount of \$5,933.63. The quarterly amount of the shortfall in payments to all eligible recipient Indian Tribes for the quarter totals \$8,621,054.64.

Staff recommends that the distribution to the California Valley Miwok Tribe be allocated but withheld. The issue of whether the Assistant Secretary's decision to recognize the five members of the Sylvia Burley faction as the tribe was valid is still pending resolution before the U.S. District Court for the District of Columbia which could issue a decision at any time.

Staff recommends that the distribution to the Iipay Nation of Santa Ysabel be allocated but withheld. The Commission will distribute the funds pending receipt of Stipulation.

Staff also recommends that the funds allocated to Fort Independence Indian Community of Paiute Indians of the Fort Independence Reservation be distributed to Gilmore Bank, as Depository, pursuant to an order from Inyo County Superior Court.

A listing of the amount of revenue received from each Compact Tribe is attached as Exhibit 2. The receipts are equally distributed to seventy-two (72)¹ of the eighty-eight (88) Tribes listed in Exhibit 1 as eligible 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 two (2) Tribes was \$527,625.00. 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 \$7,328.12 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, 2013, are summarized in the following Table 1:

Table 1		
Indian Gaming Revenue Sharing Trust Fund License Fee Payment Aging Schedule as of December 31, 2013		
Period(s) in Arrears²	Number of Tribes	Amount of License Fees Due
One (1) Quarter (Section 4.3.2.3)	2	\$527,625.00
Exceeds 30 days after the calendar quarter (Section 4.3.2.2)	0	.00
Totals	2	\$527,625.00

A fund condition statement for the RSTF through December 31, 2013, for the fiscal year 2013-14 is attached as Exhibit 3.

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

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

Attachments:

- Exhibit 1 – RSTF Distribution List
- Exhibit 2 – RSTF Received From Compact Tribes
- Exhibit 3 – RSTF Fund Condition Statement

Exhibit 1**Revenue Sharing Trust Fund Distribution****Total Amount of Distribution for the Quarter Ended December 31, 2013**

	Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution	Distributions Inception to December 31, 2013
1	Alturas Indian Rancheria	155,263.13	119,736.87	\$275,000.00	\$13,338,385.42
2	Augustine Band of Cahuilla Indians ²	.00	.00	.00	1,238,385.42
3	Bear River Band of the Rohnerville Rancheria	155,263.13	119,736.87	275,000.00	13,338,385.42
4	Big Lagoon Rancheria	155,263.13	119,736.87	275,000.00	13,338,385.42
5	Big Pine Paiute Tribe of the Owens Valley	155,263.13	119,736.87	275,000.00	13,338,385.42
6	Big Sandy Rancheria of Western Mono Indians of California	155,263.13	119,736.87	275,000.00	13,338,385.42
7	Big Valley Band of Pomo Indians of the Big Valley Rancheria	155,263.13	119,736.87	275,000.00	6,050,000.00
8	Bishop Paiute Tribe	155,263.13	119,736.87	275,000.00	13,338,385.42
9	Blue Lake Rancheria ²	.00	.00	.00	1,788,385.42
10	Bridgeport Indian Colony	155,263.13	119,736.87	275,000.00	13,338,385.42
11	Buena Vista Rancheria of Me-Wuk Indians of California	155,263.13	119,736.87	275,000.00	13,338,385.42
12	Cahto Tribe	155,263.13	119,736.87	275,000.00	13,338,385.42
13	Cahuilla Band of Mission Indians of the Cahuilla Reservation	155,263.13	119,736.87	275,000.00	13,338,385.42
14	California Valley Miwok Tribe ¹	155,263.13	119,736.87	275,000.00	13,338,385.42
15	Campo Band of Diegueno Mission Indians of the Campo Indian Reservation ²	.00	.00	.00	538,034.21
16	Cedarville Rancheria	155,263.13	119,736.87	275,000.00	13,338,385.42
17	Chemehuevi Indian Tribe of the Chemehuevi Reservation	155,263.13	119,736.87	275,000.00	13,338,385.42
18	Cher-Ae Heights Indian Community of the Trinidad Rancheria	155,263.13	119,736.87	275,000.00	13,338,385.42
19	Chicken Ranch Rancheria of Me-Wuk Indians of California	155,263.13	119,736.87	275,000.00	13,338,385.42
20	Cloverdale Rancheria of Pomo Indians of California	155,263.13	119,736.87	275,000.00	13,338,385.42
21	Cold Springs Rancheria of Mono Indians of California	155,263.13	119,736.87	275,000.00	13,338,385.42

Exhibit 1**Revenue Sharing Trust Fund Distribution****Total Amount of Distribution for the Quarter Ended December 31, 2013**

	Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution	Distributions Inception to December 31, 2013
22	Colorado River Indian Tribes of the Colorado River Indian Reservation	155,263.13	119,736.87	275,000.00	13,338,385.42
23	Cortina Indian Rancheria of Wintun Indians of California	155,263.13	119,736.87	275,000.00	13,338,385.42
24	Coyote Valley Reservation	155,263.13	119,736.87	275,000.00	9,350,000.00
25	Death Valley Timbi-Sha Shoshone Tribe	155,263.13	119,736.87	275,000.00	13,338,385.42
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	155,263.13	119,736.87	275,000.00	13,338,385.42
28	Elk Valley Rancheria	155,263.13	119,736.87	275,000.00	13,338,385.42
29	Enterprise Rancheria of Maidu Indians of California	155,263.13	119,736.87	275,000.00	13,338,385.42
30	Ewiiapaayp Band of Kumeyaay Indians	155,263.13	119,736.87	275,000.00	13,338,385.42
31	Federated Indians of Graton Rancheria ²	.00	.00	.00	12,642,594.03
32	Fort Bidwell Indian Community of the Fort Bidwell Reservation of California	155,263.13	119,736.87	275,000.00	13,338,385.42
33	Fort Independence Indian Community of Paiute Indians of the Fort Independence Reservation	155,263.13	119,736.87	275,000.00	13,338,385.42
34	Fort Mojave Indian Tribe of Arizona, California & Nevada	155,263.13	119,736.87	275,000.00	13,338,385.42
35	Greenville Rancheria	155,263.13	119,736.87	275,000.00	13,338,385.42
36	Grindstone Indian Rancheria of Wintun-Wailaki Indians of California	155,263.13	119,736.87	275,000.00	13,338,385.42
37	Guidiville Rancheria of California	155,263.13	119,736.87	275,000.00	13,338,385.42
38	Habematolel Pomo of Upper Lake	155,263.13	119,736.87	275,000.00	13,338,385.42
39	Hoopa Valley Tribe	155,263.13	119,736.87	275,000.00	13,338,385.42

Exhibit 1**Revenue Sharing Trust Fund Distribution****Total Amount of Distribution for the Quarter Ended December 31, 2013**

	Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution	Distributions Inception to December 31, 2013
40	Hopland Band of Pomo Indians of the Hopland Rancheria ²	155,263.13	119,736.87	275,000.00	1,266,306.53
41	Yupik Nation of Santa Ysabel ¹	155,263.13	119,736.87	275,000.00	13,338,385.42
42	Inaja Band of Diegueno Mission Indians of the Inaja and Cosmit Reservation	155,263.13	119,736.87	275,000.00	13,338,385.42
43	Ione Band of Miwok Indians of California	155,263.13	119,736.87	275,000.00	13,338,385.42
44	Jamul Indian Village of California	155,263.13	119,736.87	275,000.00	13,338,385.42
45	Karuk Tribe of California	155,263.13	119,736.87	275,000.00	13,338,385.42
46	Kashia Band of Pomo Indians of the Stewarts Point Rancheria	155,263.13	119,736.87	275,000.00	13,338,385.42
47	La Jolla Band of Luiseno Indians	155,263.13	119,736.87	275,000.00	13,338,385.42
48	La Posta Band of Diegueno Mission Indians of the La Posta Indian Reservation	155,263.13	119,736.87	275,000.00	13,338,385.42
49	Lone Pine Paiute-Shoshone Tribe	155,263.13	119,736.87	275,000.00	13,338,385.42
50	Los Coyotes Band of Cahuilla and Cupeno Indians	155,263.13	119,736.87	275,000.00	13,338,385.42
51	Lower Lake Rancheria	155,263.13	119,736.87	275,000.00	12,917,594.03
52	Lytton Rancheria of California	155,263.13	119,736.87	275,000.00	13,338,385.42
53	Manchester Band of Pomo Indians of the Manchester Rancheria	155,263.13	119,736.87	275,000.00	13,338,385.42
54	Manzanita Band of Diegueno Mission Indians of the Manzanita Reservation	155,263.13	119,736.87	275,000.00	13,338,385.42
55	Mechoopda Indian Tribe of Chico Rancheria	155,263.13	119,736.87	275,000.00	13,338,385.42
56	Mesa Grande Band of Diegueno Mission Indians of the Mesa Grande Reservation	155,263.13	119,736.87	275,000.00	13,338,385.42
57	Middletown Rancheria of Pomo Indians of California ²	.00	.00	.00	482,578.08

Exhibit 1**Revenue Sharing Trust Fund Distribution****Total Amount of Distribution for the Quarter Ended December 31, 2013**

	Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution	Distributions Inception to December 31, 2013
58	Northfork Rancheria of Mono Indians of California	155,263.13	119,736.87	275,000.00	13,338,385.42
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
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	155,263.13	119,736.87	275,000.00	13,338,385.42
64	Pit River Tribe (includes XL Ranch, Big Bend, Likely, Lookout, Montgomery Creek and Roaring Creek Rancherias)	155,263.13	119,736.87	275,000.00	13,338,385.42
65	Potter Valley Tribe	155,263.13	119,736.87	275,000.00	13,338,385.42
66	Quartz Valley Indian Community of the Quartz Valley Reservation of California	155,263.13	119,736.87	275,000.00	13,338,385.42
67	Quechan Tribe of the Fort Yuma Indian Reservation ²	.00	.00	.00	7,838,385.42
68	Ramona Band of Cahuilla	155,263.13	119,736.87	275,000.00	13,338,385.42
69	Redwood Valley or Little River Band of Pomo Indians of the Redwood Valley Rancheria California	155,263.13	119,736.87	275,000.00	13,338,385.42
70	Resighini Rancheria	155,263.13	119,736.87	275,000.00	13,338,385.42
71	Rincon Band of Luiseno Mission Indians of the Rincon Reservation ²	.00	.00	.00	441,306.53
72	Round Valley Indian Tribes, Round Valley Reservation	155,263.13	119,736.87	275,000.00	13,338,385.42
73	San Pasqual Band of Diegueno Mission Indians of California ²	.00	.00	.00	482,578.08

Exhibit 1**Revenue Sharing Trust Fund Distribution****Total Amount of Distribution for the Quarter Ended December 31, 2013**

	Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution	Distributions Inception to December 31, 2013
74	Santa Rosa Band of Cahuilla Indians	155,263.13	119,736.87	275,000.00	13,338,385.42
75	Scotts Valley Band of Pomo Indians of California	155,263.13	119,736.87	275,000.00	13,338,385.42
76	Sherwood Valley Rancheria of Pomo Indians of California	155,263.13	119,736.87	275,000.00	13,338,385.42
77	Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria (Verona Tract) ²	.00	.00	.00	7,563,385.42
78	Smith River Rancheria	155,263.13	119,736.87	275,000.00	13,338,385.42
79	Susanville Indian Rancheria	155,263.13	119,736.87	275,000.00	13,338,385.42
80	Tejon Indian Tribe	155,263.13	119,736.87	275,000.00	2,184,890.00
81	Torres Martinez Desert Cahuilla Indians	155,263.13	119,736.87	275,000.00	13,338,385.42
82	Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria of California ²	.00	.00	.00	482,578.08
83	United Auburn Indian Community of the Auburn Rancheria of California ²	.00	.00	.00	1,513,385.42
84	Utu Utu Gwaitu Paiute Tribe of the Benton Paiute Reservation	155,263.13	119,736.87	275,000.00	13,338,385.42
85	Washoe Tribe of Nevada & California (Carson Colony, Dresslerville Colony, Woodfords Community, Stewart Community, & Washoe Ranches)	155,263.13	119,736.87	275,000.00	13,338,385.42
86	Wilton Rancheria	155,263.13	119,736.87	275,000.00	5,019,505.49
87	Wiyot Tribe	155,263.13	119,736.87	275,000.00	13,338,385.42
88	Yurok Tribe of the Yurok Reservation	155,263.13	119,736.87	275,000.00	13,338,385.42
	Total	\$11,178,945.36	\$8,621,054.64	\$19,800,000.00	\$956,813,642.30

Footnotes:

¹ Distribution to the Tribe is currently pending.

² No longer an eligible recipient Tribe; however, previously received RSTF distributions.

Exhibit 2**Revenue Sharing Trust Fund****Amount of Revenue from Each Compact Tribe Received by the Commission through the Quarter Ending December 31, 2013**

	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	\$16,327,953.20
2	Alturas Indian Rancheria	0.00	375,000.00
3	Augustine Band of Cahuilla Indians	45,000.00	721,741.27
4	Barona Group of Capitan Grande Band of Mission Indians of the Barona Reservation	552,262.50	10,033,525.27
5	Bear River Band of the Rohnerville Rancheria	0.00	0.00
6	Berry Creek Rancheria of Maidu Indians of California	64,800.00	1,357,870.68
7	Big Sandy Rancheria of Western Mono Indians of California	0.00	0.00 ¹
8	Big Valley Band of Pomo Indians of the Big Valley Rancheria	22,500.00	613,171.23
9	Blue Lake Rancheria	0.00	566,250.00
10	Buena Vista Rancheria of Me-Wuk Indians of California	0.00	0.00 ¹
11	Cabazon Band of Mission Indians	687,075.00	14,790,394.41
12	Cachil DeHe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria	180,000.00	1,525,808.22
13	Cahto Tribe	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	33,750.00	624,421.23
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	375,000.00	17,605,746.58

Exhibit 2**Revenue Sharing Trust Fund****Amount of Revenue from Each Compact Tribe Received by the Commission through the Quarter Ending December 31, 2013**

	Compact Tribe	Revenue Received Fiscal Year to Date	Revenue Received Inception to Date
20	Elem Indian Colony of Pomo Indians of the Sulphur Bank 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	0.00	3,368,042.68
25	Jackson Rancheria of Me-Wuk Indians of California	574,882.06	11,926,223.92
26	Jamul Indian Village of California	0.00	0.00
27	La Jolla Band of Luiseno Indians	0.00	0.00
28	Manchester Band of Pomo Indians of the Manchester 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	0.00	437,500.00
31	Mooretown Rancheria of Maidu Indians of California	67,500.00	2,304,632.22
32	Morongo Band of Mission Indians	1,000,000.00	11,462,104.14
33	Bishop Paiute Tribe	0.00	0.00
34	Pala Band of Luiseno Mission Indians of the Pala Reservation	1,000,000.00	31,375,896.37
35	Paskenta Band of Nomlaki Indians of California	63,000.00	809,523.48
36	Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation	157,500.00	6,613,661.71
37	Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation	1,000,000.00	13,506,120.11
38	Picayune Rancheria of Chukchansi Indians of California	1,102,500.00	30,100,869.86
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	50,625.00	1,895,147.64

Exhibit 2**Revenue Sharing Trust Fund****Amount of Revenue from Each Compact Tribe Received by the Commission through the Quarter Ending December 31, 2013**

	Compact Tribe	Revenue Received Fiscal Year to Date	Revenue Received Inception to Date
42	Resighini Rancheria	0.00	0.00
43	Rincon Band of Luiseno Mission Indians of the Rincon Reservation	955,687.50	25,328,866.96
44	Robinson Rancheria of Pomo Indians of California	0.00	337,500.00
45	San Manuel Band of Mission Indians	1,000,000.00	18,298,240.41
46	San Pasqual Band of Diegueno Mission Indians of California	1,537,500.00	24,433,366.84
47	Santa Rosa Indian Community of the Santa Rosa Rancheria	1,272,150.00	34,668,701.51
48	Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation	657,750.00	17,925,039.04
49	Sherwood Valley Rancheria of Pomo Indians of California	0.00	0.00
50	Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria (Verona Tract)	2,414,776.29	23,195,970.54
51	Smith River Rancheria	0.00	0.00
52	Soboba Band of Luiseno Indians	432,525.00	11,211,655.59
53	Susanville Indian Rancheria	0.00	0.00
54	Sycuan Band of the Kumeyaay Nation	1,169,925.00	31,882,860.21
55	Table Mountain Rancheria of California	584,625.00	15,932,232.53
56	Tule River Indian Tribe of the Tule River Reservation	357,450.00	10,845,774.04
57	Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria of California	375,000.00	4,294,083.02
58	Twenty-Nine Palms Band of Mission Indians of California	689,250.00	18,783,478.77
59	United Auburn Indian Community of the Auburn Rancheria of California	1,000,000.00	23,950,312.20
60	Viejas (Baron Long) Group of Capitan Grande Band of Mission Indians of the Viejas Reservation	1,000,958.91	20,695,189.25
61	Yocha Dehe Wintun Nation	1,000,000.00	22,137,524.18
	Totals	\$22,423,992.26	\$484,887,332.53
	Interest	44,402.90	9,252,026.29
	Grand Totals	\$22,468,395.16	\$494,139,358.82

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.

EXHIBIT 3
CALIFORNIA GAMBLING CONTROL COMMISSION
0366 - INDIAN GAMING REVENUE SHARING TRUST FUND
FUND CONDITION STATEMENT
As of the Quarter Ended December 31, 2013
Cash Basis

BEGINNING BALANCE	\$	34,624,790.53
REVENUES AND TRANSFERS		
Revenues:		
150300 Income from surplus money investments		44,402.90
216900 License fees held in trust		22,423,992.26
Transfer from the SDF to the RSTF for shortfall per Item 0855-111-0367, Budget Act of 2013		28,200,000.00
Totals, Revenues		50,668,395.16
Totals, Resources		85,293,185.69
EXPENDITURES		
Disbursements to Eligible Indian Recipient Tribes		39,600,000.00
Totals, Expenditures		39,600,000.00
FUND BALANCE, prior to distribution		45,693,185.69
Pending distribution		19,250,000.00
Disbursement held on behalf of the Lipay Nation of Santa Ysabel		275,000.00
Disbursements held on behalf of the California Valley Miwok Tribe pending identification of Tribal government		9,863,001.99
Interest due to Tribes ¹		443,329.26
Assembly Bill No. 673 (Chapter 210, Statutes of 2003) and Government Code Section 12012.90 reserve pending resolution		275,000.00
FUND BALANCE, after distribution ²	\$	15,586,854.44

Footnotes:

¹ Accrued interest on previously held distributions in the amount of \$443,329.26 as of Quarter Ending September 30, 2013 for California Valley Miwok Tribe 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.