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BEFORE THE  
CALIFORNIA GAMBLING CONTROL COMMISSION

In the Matter of the Application for Approval  
of Employee Category License: Third-Party  
Proposition Player Service Worker License  
Regarding:

FRANCISCO JAVIER PAREDEZ, SR.

Respondent.

CGCC Case No. CGCC-2023-0112-6Cii

BGC Case No. BGC-HQ2023-00002AL

**DECISION AND ORDER**

Hearing Date: December 20, 2023

Time: 10:00 a.m.

This matter was heard by the California Gambling Control Commission (Commission) pursuant to Business and Professions Code sections 19870 and 19871, and title 4, California Code of Regulations (CCR) section 12060, via Zoom video conference, on December 20, 2023.

Francisco Javier Paredez, Sr. (Paredez) appeared on his own behalf during the evidentiary hearing.

Erica Becker, Deputy Attorney General, State of California (DAG Becker), represented complainant Yolanda Morrow, Director of the Bureau of Gambling Control (Bureau), Department of Justice, State of California.

During the evidentiary hearing, Presiding Officer Kate Patterson (PO Patterson), Attorney III of the Commission, took official notice and admitted into the administrative record the following documents: the Commission’s Notice and Agenda of Commission Hearing; the Commission’s Conclusion of Prehearing Conference letter; the Commission’s Notice of Hearing and Prehearing Conference with attachments (A) Paredez’s Application, and (B) the Bureau’s Background Investigation Report; the Bureau’s Statement of Reasons; and Paredez’s signed Notice of Defense form.

During the evidentiary hearing, PO Patterson accepted into evidence Exhibits 1-13, Bates Nos. Complainant 0001-0187, offered by the Bureau and identified on the Bureau’s Evidentiary Exhibit Index, pursuant to a stipulation between the parties.

PO Patterson closed the administrative record and the matter was submitted for decision

1 on December 20, 2023.

2 FINDINGS OF FACT

3 **Procedural History**

4 1. Paredez has been employed by third-party proposition player services provider Global  
5 Player Services, Inc. (Global), license number TPPP-000094, since approximately November  
6 2021.

7 2. On or about November 12, 2021, the Bureau received an initial Application for  
8 Employee Category License together with a Commission Work Permit or Third-Party Proposition  
9 Player Services (TPPPS) Worker: Supplemental Information form (Supplemental) (collectively,  
10 Application) from Paredez to continue work as a third-party proposition player for Global.

11 3. On or about November 30, 2021, the Commission issued temporary third-party  
12 proposition player worker license number TPWK-002813 to Paredez for his employment as a  
13 third-party proposition player for Global. Paredez's temporary third-party proposition player  
14 worker license expired on November 30, 2023. Subsequently, Paredez was issued a new  
15 temporary third-party proposition player worker license (TPWK-007574) which expires on  
16 November 30, 2025.

17 4. On or about November 8, 2022, the Commission received a Third-Party  
18 Worker Initial Background Investigation Report, Level III, (Background Report) on Paredez from  
19 the Bureau. In its Background Report, the Bureau alleges that Paredez has two outstanding  
20 warrants, four misdemeanor convictions, failed to disclose four misdemeanor convictions,  
21 provided misleading information regarding termination from prior employment, and failed to  
22 establish eligibility and qualification for licensure. Based on the foregoing, the Bureau  
23 recommends that the Commission deny Paredez's Application.

24 5. At its meeting on January 12, 2023, the Commission voted to refer the consideration  
25 of Paredez's Application to a Gambling Control Act (GCA) evidentiary hearing pursuant to CCR  
26 section 12060. On January 13, 2023, the Commission notified Paredez of its action to refer his  
27 Application to a GCA hearing and provided him with a Notice of Defense form.

28 6. On or about February 4, 2023, Paredez submitted a completed Notice of Defense form

1 to the Commission and the Bureau requesting an evidentiary hearing.

2 7. On September 1, 2023, the Commission notified Paredez that an evidentiary  
3 hearing would be held via Zoom video conference before the Commission starting at 10:00 a.m.  
4 on December 20, 2023. Paredez was also notified that a prehearing conference would be held on  
5 November 8, 2023.

6 8. On October 23, 2023, the Bureau sent a Statement of Reasons to Paredez via email,  
7 and to the Commission. In the Statement of Reasons, the Bureau alleges two causes for denial of  
8 Paredez's Application: (1) Paredez failed to disclose required material information (misdemeanor  
9 convictions, active warrants, and derogatory employment history) on his Application; and (2)  
10 Paredez failed to establish he is a person of good character, honesty, and integrity because he  
11 failed to make full and true disclosures in his Application as required by the GCA, and supplied  
12 information that is untrue or misleading. The Bureau also alleges that Paredez engaged in illegal  
13 behavior, demonstrating a willingness to violate the law and a conscious disregard for the health,  
14 safety, and welfare of others. Also, the Bureau alleges that Paredez has failed to establish that his  
15 prior activities, criminal record, and habits do not pose a threat to the public interest of this state,  
16 or to the effective regulation and control of controlled gambling. Based on the foregoing, the  
17 Bureau requests that the Commission deny Paredez's Application and cancel his temporary third-  
18 party proposition player worker license.

19 9. On November 8, 2023, the noticed prehearing conference was held before PO  
20 Patterson. Paredez attended the prehearing conference on his own behalf. DAG Becker attended  
21 on behalf of the Bureau.

22 10. On November 8, 2023, PO Patterson sent a Conclusion of Prehearing Conference  
23 letter, via email, to Paredez and DAG Becker.

24 11. The Commission heard this matter via Zoom video conference on December 20, 2023.  
25 PO Patterson closed the administrative record on December 20, 2023.

26 **Paredez's Criminal History**

27 12. It is undisputed that Paredez failed to disclose the following four misdemeanors on the  
28 Application:

1 a. On or about June 4, 2002, he was convicted of violating  
2 Penal Code section 594, subdivision (b)(1), vandalism, a  
3 misdemeanor.

4 b. On or about July 12, 2010, he was convicted of violating  
5 Vehicle Code section 23103, reckless driving, a misdemeanor.

6 c. On or about December 6, 2010, he was convicted of  
7 violating Vehicle Code section 14601.2, subdivision (a), driving on  
8 a suspended license, a misdemeanor.

9 d. On or about June 20, 2017, he was convicted of violating  
10 Penal Code section 243, subdivision (e)(1), battery against a  
11 spouse or former partner, a misdemeanor.

12 13. As a result of these convictions, Paredez was sentenced, in sum, to complete twelve  
13 years of probation, to serve 42 days in jail, to complete a work program, and to pay multiple  
14 fines. His driver’s license was also suspended. He is currently on probation for the 2017  
15 conviction. However, on his Application, he asserted, under penalty of perjury, that he had never  
16 been convicted of any crime.

17 **Paredez’s Application**

18 14. Paredez’s Application consists of two parts. The first part is three pages and contains  
19 five sections, including applicant information. The instructions provide that “all responses must  
20 be truthful and complete” and that any “misrepresentation or failure to disclose required  
21 information or documentation may constitute cause for denial of the application.” (Emphasis in  
22 original). Paredez signed page one of the Application on or about November 8, 2021, and page  
23 three of the Application on or about November 29, 2021.

24 15. The second part of the Application is the Supplemental, which is eight pages and  
25 contains nine sections. The instructions on the Supplemental also provide that all “responses must  
26 be truthful and complete” and that any “misrepresentation or failure to disclose required  
27 information or documentation may constitute cause for denial of the application.” (Emphasis in  
28 original). The Supplemental requires that the applicant disclose, among other things, their

1 criminal conviction(s).

2 16. Section (4) of the Supplemental requires an applicant to disclose any and all criminal  
3 convictions other than “infractions, i.e. speeding or parking tickets,” and any conviction sealed  
4 pursuant to a court order.

5 17. On the Supplemental, Paredez checked the box marked “No” to the question have  
6 “you **ever** been convicted or pled guilty or nolo contendere (no contest) to a misdemeanor or  
7 felony?” (Emphasis in original).

8 18. Section (9) of the Supplemental is a Declaration, signed by Paredez on or about  
9 November 29, 2021, in which Paredez declared under penalty of perjury that the information  
10 provided in the Supplemental was “true, accurate, and complete.” However, the Supplemental  
11 contained information that was not true or accurate because Paredez was convicted of four  
12 misdemeanors.

### 13 **Paredez’s Communications with the Bureau**

14 19. On or about April 27, 2022, in response to the Bureau’s inquiry regarding Paredez’s  
15 failure to disclose the four misdemeanor convictions that it discovered during his background  
16 investigation, Paredez sent a written note to the Bureau explaining that he “failed to disclose [his  
17 convictions] because I was under the impression that only felonies were to be provided.” He also  
18 stated that his “probation has been completed.”

19 20. On June 2, 2022, in response to the Bureau’s second inquiry about his failure to  
20 disclose the four misdemeanor convictions, Paredez stated in writing that he “was under the  
21 impression that only felonies were to be disclosed. Also 3 of them are over 10 years old.” On  
22 June 16, 2022, in connection with his failure to disclose the four misdemeanor convictions and  
23 other inquiries, Paredez stated in writing to the Bureau that: “I am being 100% honest with all  
24 your requests. I want to be totally transparent with you guys.”

### 25 **Paredez’s Testimony During the Evidentiary Hearing**

26 21. At the outset, during the evidentiary hearing, Paredez’s testimony remained consistent  
27 with his prior written statements to the Bureau. He reiterated that he did not disclose the four  
28 misdemeanor convictions because he was under the impression that he was required to disclose

1 only felony convictions and misdemeanor convictions that were less than 10 years old.

2 22. During the evidentiary hearing, Paredez also testified that he read and understood the  
3 instructions and other sections of the Application and was aware that his responses had to be true  
4 and complete. Paredez testified that he filled out the Application on his own. Paredez also  
5 testified that he understood the questions on the Application requesting his criminal history.

6 23. It was not until he was asked, during the later part of his testimony, why he failed to  
7 disclose the 2017 conviction, which was less than 10 years old, that he admitted that he did not  
8 purposely disclose any of the convictions because he felt disclosure would “hurt” his chances of  
9 obtaining the applied for license.

10 24. During the evidentiary hearing, Paredez testified that he was fully aware of his  
11 convictions at the time he was completing his Application. He also admitted that he failed to  
12 disclose the four misdemeanors on the Application because he did not think the licensure process  
13 would involve a check of his criminal history.

14 25. Paredez credibly testified that he: self-reported the 2002 vandalism conviction; did not  
15 know warrants against him were outstanding; completed 52 classes in connection with his 2017  
16 conviction for battery; paid the required fines; and expects to be off probation in the near future  
17 because he finished his “exit exam” and anticipates finishing the required community service  
18 terms of his probation in the near future.

19 26. Paredez also testified that his convictions stemmed from his use of alcohol. He insists  
20 he is a different person now because he has not had a drink of alcohol since 2017. He admitted he  
21 likes his job and understands that it requires honesty. He goes to PTA meetings for his children.  
22 He has no derogatory working history in gambling. He likes his co-employees. He would like to  
23 continue working in the gambling industry.

24 APPLICABLE STATUTORY AND REGULATORY PROVISIONS

25 27. Division 1.5 of the Business and Professions Code, the provisions of which govern the  
26 denial of licenses on various grounds, does not apply to licensure decisions made by the  
27 Commission under the Gambling Control Act. (Bus. & Prof. Code, § 476, subd. (a).)

28 28. The Act is an exercise of the police power of the state for the protection of the health,

1 safety, and welfare of the people of the State of California, and shall be liberally construed to  
2 effectuate those purposes. (Bus. & Prof. Code, § 19971.)

3 29. Public trust that permissible gambling will not endanger public health, safety, or  
4 welfare requires that comprehensive measures be enacted to ensure that gambling is free from  
5 criminal and corruptive elements, that it is conducted honestly and competitively, and that it is  
6 conducted in suitable locations. (Bus. & Prof. Code, § 19801, subd. (g).)

7 30. Public trust and confidence can only be maintained by strict and comprehensive  
8 regulation of all persons, locations, practices, associations, and activities related to the operation  
9 of lawful gambling establishments. (Bus. & Prof. Code, § 19801, subd. (h).)

10 31. The Commission has the responsibility of assuring that licenses, approvals, and  
11 permits are not issued to, or held by, unqualified or disqualified persons, or by persons whose  
12 operations are conducted in a manner that is inimical to the public health, safety, or welfare. (Bus.  
13 & Prof. Code, § 19823, subd. (a)(1).)

14 32. An “unqualified person” means a person who is found to be unqualified pursuant to  
15 the criteria set forth in Section 19857, and “disqualified person” means a person who is found to  
16 be disqualified pursuant to the criteria set forth in Section 19859. (Bus. & Prof. Code, §  
17 19823, subd. (b).)

18 33. The Commission shall have all powers necessary and proper to enable it fully and  
19 effectually to carry out the policies and purposes of this chapter. (Bus. & Prof. Code, § 19824.)

20 34. The Commission has the power to deny any application for a license, permit, or  
21 approval for any cause deemed reasonable by the Commission. (Bus. & Prof. Code, § 19824,  
22 subd. (b).)

23 35. The Commission has the power to take actions deemed to be reasonable to ensure that  
24 no ineligible, unqualified, disqualified, or unsuitable persons are associated with controlled  
25 gambling activities. (Bus. & Prof. Code, § 19824, subd. (d).)

26 36. The burden of proving his or her qualifications to receive any license from the  
27 Commission is on the applicant. (Bus. & Prof. Code, § 19856, subd. (a); CCR, § 12060, subd.  
28 (j).)

1           37. An application to receive a license constitutes a request for a determination of the  
2 applicant’s general character, integrity, and ability to participate in, engage in, or be associated  
3 with, controlled gambling. (Bus. & Prof. Code, § 19856, subd. (b).)

4           38. In reviewing an application for any license, the commission shall consider whether  
5 issuance of the license is inimical to public health, safety, or welfare, and whether issuance of the  
6 license will undermine public trust that the gambling operations with respect to which the license  
7 would be issued are free from criminal and dishonest elements and would be conducted honestly.  
8 (Bus. & Prof. Code, § 19856, subd. (c).)

9           39. No gambling license shall be issued unless, based on all of the information and  
10 documents submitted, the Commission is satisfied that the applicant is a person of good character,  
11 honesty, and integrity. (Bus. & Prof. Code, § 19857, subd. (a).)

12           40. No gambling license shall be issued unless, based on all of the information and  
13 documents submitted, the Commission is satisfied that the applicant is a person whose prior  
14 activities, criminal record, if any, reputation, habits, and associations do not pose a threat to the  
15 public interest of this state, or to the effective regulation and control of controlled gambling, or  
16 create or enhance the dangers of unsuitable, unfair, or illegal practices, methods, and activities in  
17 the conduct of controlled gambling or in the carrying on of the business and financial  
18 arrangements incidental thereto. (Bus. & Prof. Code, § 19857, subd. (b).)

19           41. No gambling license shall be issued unless, based on all of the information and  
20 documents submitted, the Commission is satisfied that the applicant is a person that is in all other  
21 respects qualified to be licensed as provided in this chapter. (Bus. & Prof. Code, § 19857, subd.  
22 (c).)

23           42. The Commission shall deny a license to any applicant who is disqualified for failure of  
24 the applicant to provide information, documentation, and assurances required by this chapter or  
25 requested by the chief, or failure of the applicant to reveal any fact material to qualification, or the  
26 supplying of information that is untrue or misleading as to a material fact pertaining to the  
27 qualification criteria. (Bus. & Prof. Code, § 19859, subd. (b).)

28           43. An application will be denied if the Commission finds that the applicant has not



1 satisfied the requirements of Business and Professions Code section 19857. (CCR, § 12040, subd.  
2 (a)(1).)

3 44. An application will be denied if the Commission finds that any of the provisions of  
4 Business and Professions Code section 19859 apply to the applicant. (CCR, § 12040, subd.  
5 (a)(2).)

6 45. This evidentiary hearing need not be conducted according to technical rules relating to  
7 evidence and witnesses. Any relevant evidence may be considered, and is sufficient in itself to  
8 support a finding, if it is the sort of evidence upon which reasonable persons are accustomed to  
9 rely upon in the conduct of serious affairs, regardless of the existence of any common law or  
10 statutory rule that might make improper the admission of the evidence over objection in a civil  
11 action. (Bus. & Prof. Code, § 19871, subd. (a)(4); CCR, § 12060, subd. (g)(2).)

12 46. An applicant for licensing or for any approval or consent required by this chapter,  
13 shall make full and true disclosure of all information to the Bureau and the Commission as  
14 necessary to carry out the policies of this state relating to licensing, registration, and control of  
15 gambling. (Bus. & Prof. Code, § 19866.)

16 47. The Bureau relies, in large part, on the applicant's disclosures while conducting a  
17 background investigation. The failure to honestly, accurately, and completely disclose  
18 information on an application subverts the Bureau's efforts to conduct a thorough and complete  
19 investigation. (Bus. & Prof. Code, §§ 19826, subd. (a), 19866.)

20 48. Both the substance of an applicant's disclosures, and the truthfulness and  
21 thoroughness of an applicant's disclosures, are considered by the Bureau in making a  
22 recommendation as to the applicant's suitability for licensure, and by the Commission in making  
23 a determination whether to approve or deny a license application. (Bus. & Prof. Code, §§ 19824,  
24 subs. (a), (d), 19826, subd. (a), and 19866.)

25 ASSESSMENT OF PAREDEZ'S SUITABILITY FOR LICENSURE

26 49. For the reasons provided below, causes exist to deny Paredez's Application. The  
27 Commission finds that Paredez is disqualified and unqualified for licensure under the GCA. (Bus.  
28 & Prof. Code, § 19823, subd. (b).) Paredez is disqualified and unqualified for licensure based on a

1 straightforward application of the material facts to two statutes: (1) Business and Professions  
2 Code sections 19859, subdivision (b) (failure to reveal facts material to qualification to the  
3 Bureau and the Commission); and (2) 19857, subdivision (a) (failure to satisfy the Commission  
4 that he is a person of good character, honesty, and integrity).

5 **Paredes is Disqualified Under the GCA — (Bus. & Prof. Code, § 19859, subd. (b))**

6 50. All of the information requested on the application has been considered through the  
7 legislative and regulatory processes and determined necessary in order for the Commission to  
8 discharge its duties properly. An applicant is neither expected, nor permitted, to determine the  
9 importance of the information requested, and instead is required to provide true, accurate, and  
10 complete information. To address any issues in completing the application, and to ensure that the  
11 information disclosed on an application is “true, accurate, and complete,” the burden is on the  
12 applicant to carefully and thoroughly read the application, and to seek assistance with filling out  
13 the application if necessary. The applicant is responsible for both the information they disclose,  
14 and for failing to disclose required information, on the application.

15 51. The existence of, and details regarding, an applicant’s criminal history are facts  
16 material to the qualification for licensure of an applicant. For instance, they may affect the  
17 assessment of the applicant’s general character, honesty, integrity, and/or ability to participate in  
18 controlled gambling. They may lead to a finding that the issuance of a license to such an applicant  
19 would be inimical to public health, safety, or welfare, or undermine public trust that the gambling  
20 operations with respect to which the license would be issued are free from criminal and dishonest  
21 elements, and would be conducted honestly.

22 52. Paredes was required to disclose on the Application that he was convicted of four  
23 misdemeanors, the approximate date of convictions, the arresting agencies, court locations, and a  
24 description of the factual circumstances that led to the convictions. As a result of having  
25 knowingly marked the box marked “No” to the question of whether he had been convicted of any  
26 crimes within the past ten years, Paredes supplied information that is untrue and/or misleading as  
27 to material facts pertaining to the qualification criteria of an applicant for licensure by the  
28 Commission. The Bureau only determined that Paredes had been convicted of four misdemeanors

1 through conducting its background investigation. The facts surrounding the lack of disclosure are  
2 particularly egregious because at the time he was filling out the Application, Paredez admitted  
3 that he knew he was required to disclose the four misdemeanor convictions on the Application.  
4 He did not make the required disclosure because it would “hurt” his chances of obtaining the  
5 applied for license. Due to his intentional failure to reveal this information on his Application,  
6 which was required by the GCA and the Commission’s regulations, Paredez’s Application is  
7 subject to denial pursuant to Business and Professions Code section 19859, subdivision (b), and  
8 his Application must be denied pursuant to CCR section 12040, subdivision (a)(2).

9 53. In addition to a lack of full and complete disclosure regarding his convictions on the  
10 Application, at the time Paredez made statements to the Bureau that he did not disclose the four  
11 misdemeanor convictions because they were not felonies and were not less than 10 years old, he  
12 knew that he supplied information to the Bureau that is untrue regarding a material fact pertaining  
13 to the qualification criteria for licensure, because the real reason for not revealing the four  
14 convictions, as he admitted during the evidentiary hearing, was due to his surmise that it would  
15 “hurt” his chances of obtaining the applied for license. Therefore, Paredez is disqualified from  
16 licensure pursuant to Business and Professions Code section 19859, subdivision (b), and his  
17 Application must be denied pursuant to CCR section 12040, subdivision (a)(2).

18 54. Additionally, at the outset of the evidentiary hearing, when Paredez stated to the  
19 Commission that he did not disclose the four misdemeanor convictions because they were not  
20 felonies and were not less than 10 years old, Paredez knew that he supplied information to the  
21 Commission that is untrue regarding a material fact pertaining to the qualification criteria for  
22 licensure. As mentioned already, the actual reason for not revealing the four convictions, as he  
23 later admitted, was due to his surmise that it would “hurt” his chances of obtaining the applied for  
24 license. Therefore, Paredez is disqualified from licensure pursuant to Business and Professions  
25 Code section 19859, subdivision (b), and his Application must be denied pursuant to CCR section  
26 12040, subdivision (a)(2).

27 **Paredez is Unqualified Under the GCA — (Bus. & Prof. Code, § 19857, subd. (a))**

28 55. An applicant demonstrates good character, honesty, and integrity by providing

1 truthful, accurate, and complete responses on their application and supplemental, in response to  
2 Bureau inquiries during the Bureau’s background investigation, and while testifying during the  
3 evidentiary hearing.

4 56. Conversely, an applicant demonstrates a lack of good character, honesty, and integrity  
5 by omitting pertinent information, and providing untrue, misleading, and/or contradictory  
6 information on their application and supplemental, in response to Bureau inquiries, and while  
7 testifying during the evidentiary hearing.

8 57. Paredez demonstrated a lack of good character, honesty, and integrity by not  
9 disclosing the four misdemeanor convictions on his Application because he thought full  
10 disclosure would “hurt” his chances of obtaining the applied for license, and he did not think a  
11 criminal background check would be conducted by the Bureau.

12 58. Additionally, Paredez demonstrated a lack of good character, honesty, and integrity by  
13 repeatedly insisting during the Bureau’s background investigation that he failed to disclose his  
14 four misdemeanor convictions because he thought only felonies and misdemeanor convictions  
15 less than 10 years old were required to be disclosed, when the real reason was because he thought  
16 full disclosure would “hurt” his chances of obtaining the applied for license.

17 59. Paredez also demonstrated a lack of good character, honesty, and integrity when he  
18 falsely stated in writing to the Bureau that: “I am being 100% honest with all your requests. I  
19 want to be totally transparent with you guys.” This was a false statement because Paredez  
20 admitted during the evidentiary hearing that he failed to disclose the four misdemeanors because  
21 he did not think the licensure process would involve a check of his criminal history, and he  
22 believed full disclosure would “hurt” his chances of obtaining the applied for license.

23 60. Paredez also demonstrated a lack of good character, honesty, and integrity when he  
24 testified before the Commission during the outset of the evidentiary hearing that he was honest  
25 when filling out the Application and during his communications with the Bureau, because he  
26 thought any statements inconsistent with his prior responses would negatively impact his chances  
27 of obtaining the applied for license.

28 61. Paredez failed to meet his burden of proving that he is a person of good character,

1 honesty, and integrity because he: (1) failed to provide honest responses about his criminal  
2 convictions on his Application; (2) made false statements to the Bureau during the investigation  
3 of his Application regarding his failure to disclose his four misdemeanor convictions on the  
4 Application; and (3) made false statements to the Commission at the outset of the evidentiary  
5 hearing regarding his failure to disclose his four misdemeanor convictions on the Application.  
6 Therefore, his Application is subject to denial pursuant to Business and Professions Code section  
7 19857, subdivision (a), and CCR section 12040, subdivision (a)(1).

8 62. All documentary and testimonial evidence submitted by the parties that is not  
9 specifically addressed in this Decision and Order was considered but not used by the Commission  
10 in making its determination on Paredez's Application.

#### 11 NOTICE OF APPLICANT'S APPEAL RIGHTS

12 Paredez has the following appeal rights available under state law:  
13 CCR section 12064, subsections (a) and (b) provide, in part:

14 (a) After the Commission issues a decision following a GCA hearing conducted  
15 pursuant to Section 12060, an applicant denied a license, permit, registration, or  
16 finding of suitability, or whose license, permit, registration, or finding of  
17 suitability has had conditions, restrictions, or limitations imposed upon it, may  
18 request reconsideration by the Commission. A request for reconsideration must be:

19 (1) Made in writing to the Commission, copied to the Complainant. The  
20 Bureau may provide a written response to the Commission within 10 calendar days  
21 of receipt of the request; and

22 (2) Received by the Commission and Complainant within 30 calendar days of  
23 service of the decision, or before the effective date specified in the decision,  
24 whichever is earlier.

25 (b) A request for reconsideration must state the reasons for the request, which  
26 must be based upon either:

27 (1) Newly discovered evidence or legal authorities that could not reasonably  
28 have been presented before the Commission's issuance of the decision or at the  
29 hearing on the matter; or,

(2) Other good cause which the Commission may decide, in its sole discretion,  
merits reconsideration.

Business and Professions Code section 19870, subdivision (f) provides:

A decision of the commission after an evidentiary hearing, denying a license or  
approval, or imposing any condition or restriction on the grant of a license or  
approval may be reviewed by petition pursuant to Section 1085 of the Code of

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Civil Procedure. Section 1094.5 of the Code of Civil Procedure shall not apply to any judicial proceeding held to consider that petition, and the court may grant the petition only if the court finds that the action of the commission was arbitrary and capricious, or that the action exceeded the commission's jurisdiction.

CCR section 12066, subsection (c) provides, in part:

A decision of the Commission denying an application or imposing conditions or restrictions on a license after an evidentiary hearing will be subject to judicial review as provided in Business and Professions Code section 19870, subdivision (f). Neither the right to petition for judicial review nor the time for filing the petition will be affected by failure to seek reconsideration.

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**ORDER**

1. Francisco Javier Paredez, Sr.'s Application for Employee Category License: Third-Party Proposition Player Service Worker License is DENIED.

2. Francisco Javier Paredez, Sr.'s temporary third-party proposition player worker license number TPWK-007574 is cancelled, deemed void, and cannot be used hereafter. (Cal. Code Regs., tit. 4, § 12122, subd. (d).)

3. No costs are awarded.

4. Each side to pay its own attorneys' fees.

This Order is effective on February 12, 2024.

Dated: 1/11/2024 Signature:   
DocuSigned by: 38D0AB38C651466...  
Paula LaBrie, Chair

Dated: 1/11/2024 Signature:   
DocuSigned by: 3D1DB888F9274AA...  
Cathleen Galgiani, Commissioner

Dated: 1/11/2024 Signature:   
DocuSigned by: 2B4CE9520F8845C...  
Eric Heins, Commissioner

Dated: 1/11/2024 Signature:   
DocuSigned by: 7722F4571120449...  
William Liu, Commissioner

Dated: 1/11/2024 Signature:   
DocuSigned by: 14B4AD3B90F8462...  
Edward Yee, Commissioner