

California Gambling Control Commission
2399 GATEWAY OAKS DRIVE, SUITE 220
SACRAMENTO, CA 95833
(916) 263-0700 FAX (916) 263-0499
www.cgcc.ca.gov

**MINUTES OF APRIL 11, 2013
COMMISSION MEETING**

OPEN SESSION

1. Call to Order and Pledge of Allegiance.

Chairman Lopes 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 Richard Lopes and Commissioners Tiffany Conklin, Lauren Hammond and Richard Schuetz present.

3. Approval of Commission Meeting Minutes for:
March 7, 2013

Action:

Upon motion of Commissioner Conklin, seconded by Chairman Lopes and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the meeting minutes for the March 7, 2013 Commission Meeting.

By concurrence of the Commissioners, Item 13, Revenue Sharing Trust Fund Distribution, was considered prior to Item 4.

Item 13:

Revenue Sharing Trust Fund Distribution Pursuant to Court Order in the Matter of *Yavapai Apache Nation v. Iipay Nation of Santa Ysabel, the State of California, and the California Gambling Control Commission*, Sacramento County Superior Court (34-2012-001199727)(Tribal State Gaming Compact section 4.3.2.1, Government Code section 12012.75)

Comments Received From:

Ira Bibbero, via telephone
Huggy Price, via telephone
Jennifer Henderson, Department of Justice

Commission Meeting Minutes of April 11, 2013

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the distribution of Revenue Sharing Trust Funds to Yavapai Apache Nation pursuant to the court order.

4. Application for Approval of Renewal of State Gambling Licenses (Pursuant to Business and Professions Code section 19876; CCR, Title 4 section 12345):
The Bicycle Casino: The Bicycle Casino, L.P.

Action:

Upon motion of Commissioner Conklin, seconded by Chairman Lopes and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal state gambling license application for The Bicycle Casino, L.P. dba The Bicycle Casino for the licensure period of May 1, 2013 through April 30, 2015, with the exception of Mr. Haig Kelegian, Jr. to be extended through June 30, 2013.

5. Request for Approval of Additional Permanent Authorized Tables (Pursuant to Business and Professions Code section 19841(p); CCR Title 4, section 12359):
A. Livermore Casino: Sidjon Corporation

Comments Received From:

Sidney Ahn
John Schireck
Stacey Luna Baxter, Bureau of Gambling Control

Action:

Upon motion of Commissioner Schuetz, seconded by Chairman Lopes and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the request for 1 additional permanent table resulting in a total of 9 authorized permanent tables for Livermore Casino.

- B. Normandie Club: Normandie Club, A General Partnership

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the request for 20 additional permanent tables resulting in a total of 60 permanent authorized tables for Normandie Club.

6. Application for Approval of Initial Key Employee Portable Personal Licenses (Pursuant to Business and Professions Code section 19854; CCR Title 4, section 12350):
Todd Siegel

Commission Meeting Minutes of April 11, 2013

Comments Received From:

Todd Siegel

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the initial key employee license application through April 30, 2015.

7. Applications for Approval of Renewal Key Employee Portable Personal License (Pursuant to Business and Professions Code section 19854; CCR Title 4, section 12351):

A. Michael Byrd

Comments Received From:

Michael Byrd, via telephone

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Schuetz and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal key employee license application for the period of May 1, 2013 through April 30, 2015.

B. Anthony Cilibrasi

Comments Received From:

Chris Ray

Action:

Upon motion of Chairman Lopes, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal key employee license application valid through April 30, 2015.

C. Eveliene Dullaart

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal key employee license application for the period of May 1, 2013 through April 30, 2015.

8. Application for Approval of Initial Work Permit (Pursuant to Business and Professions Code section 19912):

Empire Sportsmen's Association:

Cheng Xiong

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Comments Received From:

Cheng Xiong, via telephone
Stacey Luna Baxter, Bureau of Gambling Control

No action was taken by the Commission with the understanding that the Bureau of Gambling Control will provide additional information to the Commission with respect to Mr. Xiong's criminal history.

9. Applications for Approval of Conversion of Third-Party Providers of Proposition Player Services /Gambling Business Supervisor/Player Registrations to Licenses (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12218 and 12233):

A. California Gaming Consultants:

Player: Kao Saetern

B. Certified Network M, Inc.:

Players: Guadalupe Alvarado Cris Gonzales

C. PT Gaming, LLC:

Players: Magnolia Gabay Laura Garcia
Nikki Garcia
Veronica Martinez Sarah Presser
Erin Pulley Arbi Tahmasian
Saing Uth Esther Yee

Comments Received From:

Audra Opdyke, Bureau of Gambling Control
Stacey Luna Baxter, Bureau of Gambling Control

Action:

Upon motion of Commissioner Hammond, seconded by Chairman Lopes and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the conversion applications for items 9.A through 9.C, valid through April 30, 2015.

10. Application for Approval of Initial Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.5):

Aruze Gaming America, Inc.: Kazuo Okada, Chairman, Director, Treasurer, Secretary, and Sole Shareholder
Richard Pennington, President and Chief Executive Officer

Comments Received From:

Matthew Stafford
Marty Horan, Bureau of Gambling Control
Stacey Luna Baxter, Bureau of Gambling Control

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Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the initial Finding of Suitability as a Gaming Resource Supplier for Aruze Gaming America, Inc., and its principals, valid through April 30, 2015.

11. Applications for Approval of Renewal of Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.5):

A. Acres Bonusing, Inc.: James Acres, President, Secretary,
Treasurer, Director and Sole Shareholder

Comments Received From:

James Acres, via telephone

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal Finding of Suitability as a Gaming Resource Supplier for Acres Bonusing, Inc., and its principal, for the period of May 1, 2013 through April 30, 2015.

B. PDS Gaming Corporation

Comments Received From:

John Tipton

Action:

Upon motion of Chairman Lopes, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal Finding of Suitability as a Gaming Resource Supplier for PDS Gaming Corporation, and its principals, for the period of May 1, 2013 through April 30, 2015.

C. WMS Gaming, Inc.

Comments Received From:

Daurean Sloan, via telephone
Lisa DeJesus Condon, via telephone

Action:

Upon motion of Chairman Lopes, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the renewal Finding of Suitability as a Gaming Resource Supplier for WMS Gaming Inc., and its principals, for the period of May 1, 2013 through April 30, 2015.

12. Request for Approval to Withdraw Application of Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Pursuant to Business and Professions Code section 19869):

Pokertek, Inc.

Action:

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the request to withdrawal the following Pokertek, Inc.'s principals, **without prejudice**:

Aristocrat Leisure Limited
Aristocrat International Pty. Ltd.
David Banks
Ian Blackburne
Roger Davis
Rosalind Dubs
Lewis Flock
Antonia Korsanos
Stephen Morro
James Odell

13. Revenue Sharing Trust Fund Distribution Pursuant to Court Order in the Matter of *Yavapai Apache Nation v. Iipay Nation of Santa Ysabel, the State of California, and the California Gambling Control Commission*, Sacramento County Superior Court (34-2012-001199727)(Tribal State Gaming Compact section 4.3.2.1, Government Code section 12012.75)

This item was previously considered.

CONSENT CALENDAR ITEMS:

14. Applications for Approval of Renewal Key Employee Portable Personal License (Pursuant to Business and Professions Code section 19854; CCR Title 4, section 12351):

- | | |
|----------------------|----------------------|
| A. Toby Chan | I. Fabricio Martinez |
| B. William Durbin | J. John O'Donnell |
| C. Zaven Esmaili | K. George Rahme |
| D. George Freese | L. Elena Sagato |
| E. Cynthia Fuentes | M. Diana Sanchez |
| F. Stephen Gallagher | N. Hongfan Shi |
| G. Charlie Gin | O. John Tian |
| H. Joy Harn | P. Mark Ventre |

15. Applications for Approval of Initial Work Permit (Pursuant to Business and Professions Code section 19912):

Empire Sportsman's Association:

Tom Diep

Alicia Eck

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16. Applications for Approval of Renewal Work Permit (Pursuant to Business and Professions Code section 19912):

- | | | |
|------------------------------------|----------------------|---------------|
| A. Central Coast Casino: | Jennie Reed-Bendixen | |
| B. Club San Rafael: | Noelle Barton | |
| C. Empire Sportsmen's Association: | Monica Huon | |
| D. Merced Poker Room: | Kou Vang | |
| E. Napa Valley Casino: | Kimberly Anderson | Jeniffer Huie |
| | Manuyya Pansuntorn | James Tanyao |
| F. Outlaws Card Parlour: | Jennifer Meeks | |
| G. The 101 Casino: | Cuong Dinh | Damian Gunn |
| | John Litton | |
| H. Towers Casino: | Marc Christy | |

17. Applications for Approval of Renewal of Third Party Providers of Proposition Player Services/Gambling Business Supervisor/Player Licenses (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12218.8 and 12238):

- | | | |
|----------------------------------|---------------------|-----------------|
| A. Banc, LLC: | | |
| Player: | Michael Chen | |
| B. Certified Network M, Inc.: | | |
| Players: | Bruce Chau | Durrell Dillard |
| | Anoushavan Ghanbari | Boi Lam |
| C. Pacific Gaming Services, LLC: | | |
| Player: | Natalia Ramirez | |
| D. PT Gaming, LLC: | | |
| Players: | Danielle Garcia | |
| | Catherina Hamlett | |
| | Cheng Her | Juilette Mares |
| | Sandra Pak | Rihana Smith |
| | Kunthea Suon | |

18. Applications for Approval of Initial Tribal-State Compact Key Employee Findings of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

- | | | | |
|---------------------------------------------------------------------------------------------|-------------------|--------------------------|--|
| A. Agua Caliente Casino Resort Spa – Agua Caliente Band of Cahuilla Indians: | | | |
| Carolyn Cigrang | Rebecca De La O | Robelle Labrador-Stieber | |
| Cynthia Mondragon | Edgar Tibayan | | |
| B. Augustine Casino – Augustine Band of Cahuilla Mission Indians: | | | |
| Frances Elenes | | | |
| C. Barona Resort and Casino – Barona Band of Mission Indians: | | | |
| Sofia Calderon | Veronica Cardenas | Shannon Lakeman | |
| Jared Smith | Seth Tremble | Isak Xhelili | |
| D. Bear River Casino – Bear River Band of the Rohnerville Rancheria: | | | |
| Amber Lakey | | | |
| E. Blue Lake Casino and Hotel – Blue Lake Rancheria: | | | |
| Francesca Flury | | | |
| F. Cache Creek Casino Resort – Yocha Dehe Wintun Nation: | | | |
| Tue Lor | Pang Pfeiffer | | |
| G. Casino Pauma – Pauma Band of Luiseno Mission Indians of the Pauma and Yuima Reservation: | | | |
| George Staley | | | |

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- H. Chumash Casino Resort – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:
Joao Vitorino
- I. Colusa Casino Resort – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:
Chai Vue
- J. Coyote Valley Casino – Coyote Valley Reservation:
April Beebe
- K. Desert Rose Casino – Alturas Rancheria:
Sheila Pray
- L. Eagle Mountain Casino – Tule River Indian Tribe of the Tule River Reservation:
Marisol Arias Julie Enosaran Patricia Flores
Nathaniel Handley Brian Norrod Kayla Ruf
Deborah Villa
- M. Fantasy Springs Resort Casino – Cabazon Band of Mission Indians:
Michael Smith
- N. Gold Country Casino & Hotel – Berry Creek Rancheria of Maidu Indians of California:
Kao Saelee
- O. Harrah's Rincon Casino & Resort – Rincon Band of Luiseno Indians:
Lori Davila Sergio Flores Danell Phillips
- P. Jackson Rancheria Casino & Hotel – Jackson Rancheria Band of Miwok Indians:
Edgar Miller
- Q. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:
Alan Taylor
- R. Pala Casino Spa Resort – Pala Band of Mission Indians:
Guillermo Burgess Carolyn Burke Reza Shokouhi
Alan Smith
- S. Pechanga Resort & Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
Anna Edwards
- T. Quechan Casino Resort – Quechan Tribe of the Fort Yuma Indian Reservation:
Kyong Qualls
- U. Red Earth Casino – Torres-Martinez Band of Cahuilla Mission Indians:
Scott Murray
- V. Red Hawk Casino – Shingle Springs Band of Miwok Indians:
Dean Olson II Kao Saelee Clark Schumacher
- W. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:
Venessa Lovato
- X. Robinson Rancheria Resort & Casino – Robinson Rancheria Band of Pomo Indians:
Sue Anderson
- Y. Running Creek Casino – Habematolel Pomo of Upper Lake
Marcello Bice Brian Shriver
- Z. Soboba Casino – Soboba Band of Luiseno Indians:
Theresa Casey

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- AA. Spotlight 29 Casino – Twenty-Nine Palms Band of Mission Indians:
Ana Brianchesco
- BB. Table Mountain Casino – Table Mountain Rancheria:
Jim Thao
- CC. Valley View Casino & Hotel – San Pasqual Band of Diegueno Mission Indians:
Benjamin Bond III Gilbert Cadwell Jr. Jose Paez
Juan Pina Estrella Zapata
- DD. Win-River Casino – Redding Rancheria:
Melanie Catanio

19. Applications for Approval of Renewal Tribal-State Compact Key Employee Findings of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

- A. Agua Caliente Casino Resort Spa – Agua Caliente Band of Cahuilla Indians:
Shonna Parker Richard Sabac
- B. Blue Lake Casino and Hotel – Blue Lake Rancheria:
Angela Bennett
- C. Cache Creek Casino Resort – Yocha Dehe Wintun Nation:
Marc Battaglia Clyde Baylon Jr. Karry Chao
Kevin Coen John Derby King Hun
Sabrina Jones Sounthone Khampanya Narin Khon
Tay Khorn Wern Lalaw Diem Le
Kathryn Mayer Donald Nolen James Phung
- D. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:
Randy Atkins Pang Fang Benny Gonzalez Jr.
Pang Lee Steven Salo Sally Sary
Jeffrey Serpa Giffen Tan
- E. Chumash Casino Resort – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:
Dave Abayan Glenn Edwards Brandon Perkins
Moises Ramones Jared Ruiz Joseph Segovia
Michael Wied
- F. Coyote Valley Casino – Coyote Valley Reservation:
Pedro Mendoza Jimmy Vaca
- G. Elk Valley Casino – Elk Valley Rancheria:
Kristy Campbell Larry Johnson
- H. Jackson Rancheria Casino & Hotel – Jackson Rancheria Band of Miwuk Indians:
Timoteo Asper Shelby Bennett Robert Coats
David Kuehn Colleen McCarthy Edward Meeker
Phalkun Phann Saysombat Phengphanh Catherine Sarno
Jeremy Sweet Patricia Talley Charles Walters
Chad Williams
- I. Pala Casino Spa Resort – Pala Band of Mission Indians:
Michael Heinzmann Reyes Reyes Ryan Slaughter
Kevin Thompsen
- J. Pechanga Resort & Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
Baby Ivy Babatid Queena Chan Daniel Dascomb

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- | | | | |
|--|---------------------|-----------------------|------------------|
| | Mary Fernandez | John Foster | Shirley Fredrick |
| | Leesa Gilman | Nicholas Mitseff | Hai Nguyen |
| | Ronald Olsen Jr. | Ernesto Prodigalidad | Cody Santana |
| | Cassandra Singleton | Charaphitoun Souratha | William Stewart |
- K. Red Earth Casino – Torres-Martinez Band of Cahuilla Mission Indians:
Edelmira Murillo
- L. Red Hawk Casino – Shingle Springs Band of Miwok Indians:
Amanda Garcia
- M. Robinson Rancheria Resort & Casino – Robinson Rancheria Band of Pomo Indians:
Carl Anderson
- N. San Manuel Indian Bingo and Casino – San Manuel Band of Serrano Mission Indians of the San Manuel Reservation:
- | | | | |
|--|------------------|--------------------|----------------|
| | Jose Acosta | Georgia Cagle | Sandy Cheung |
| | Cecilia Federman | Mistyne Hall | Thomas Hedrich |
| | Meltem Ladd | Denise Obermeyer | Susan Payne |
| | Arnel Pecson | Terrance Raymer | LeAna Sabala |
| | Michael Schell | Douglas Strickland | Johnny Thai |
| | Anthony Truong | Lynly Tuendemann | Dexter Wash |
- O. Sho-Ka-Wah Casino – Hopland Band of Pomo Indians:
Miriam Sabastian
- P. Soboba Casino – Soboba Band of Luiseno Indians:
Michael Castello April Cornwall Tammy Eyer
Mindy Gates Jimmy Hays
- Q. Spotlight 29 Casino – Twenty-Nine Palms Band of Mission Indians:
Charlene Bolanos
- R. Sycuan Casino & Resort – Sycuan Band of the Kumeyaay Nation:
- | | | | |
|--|--------------------------|----------------------|-----------------|
| | Rafi Butres | Romeo Buensuceso Jr. | Elmer Caintic |
| | George Cruz | Bill Inthamala | Richard Jewell |
| | Mittaphone Khansourivong | Neil Lambert | Monica Morrison |
| | David Penn | Sherwin Perez | Jose Rivera |
| | Larry Turley | | |
- S. Table Mountain Casino – Table Mountain Rancheria:
Allen Cha Michelle Reid
- T. Tachi Palace Hotel and Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:
Theresa Burke
- U. Thunder Valley Casino Resort – United Auburn Indian Community of the Auburn Rancheria:
- | | | | |
|--|-----------------|-------------------|---------------|
| | Rusty Cabutotan | Sonia Keo | Eric Kim |
| | Mary Ann Rara | Saan Nyan Saechao | Mathew Stanio |
| | Kunthea Stroud | Sang Tran | |
- V. Twin Pine Casino & Hotel – Middletown Rancheria Band of Pomo Indians:
Jason Edwards Ricardo Hurtado Sydney Johnson
Kristina Lord
- W. Valley View Casino & Hotel – San Pasqual Band of Diegueno Mission Indians:
- | | | | |
|--|-----------------|-----------------|------------------------|
| | Tuan Bui | Sonia Chavarria | Nicolas Corona |
| | Mary Grace Dumo | Timothy Evans | Afshin Khosvavi |
| | Aracely Montiel | Lenora Morales | Ventura Rojas-Espinoza |

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Michael Tansley

Action:

Upon motion of Chairman Lopes, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairman Lopes and Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved Consent Calendar items 14 through 19.

CLOSED SESSION:

1. Litigation: (Government Code section 11126(e)):
 - A. *California Valley Miwok Tribe v. The California Gambling Control Commission*; San Diego County Superior Court (37-2008-00075326-CU-CO-CTL).
 - B. *John Chiang, California State Controller, and California Gambling Control Commission v. Candace Cates*, Court of Appeal of the State of California, Fourth Appellate District, Division One (D060570)
 - C. *Pauma Band of Luiseno Mission Indians v. Gambling Control Commission; and Arnold Schwarzenegger*, U.S. Dist Court S. D. California (09 CV01955 LAB AJB)
 - D. *Timothy Eugene Stroud v. California Gambling Control Commission*, Sacramento County Superior Court (34-2010-080000614)
 - E. *San Pasqual Band of Mission Indians v. State of California, et al.*, Los Angeles County Superior Court (BC431469)
 - F. *Bingo Innovations of California, Inc. v. California Gambling Control Commission*, Sacramento County Superior Court (34-2012-80001139)
 - G. *lipay Nation of Santa Ysabel v. California Gambling Control Commission*, U.S. Dist. Court, S.D. California (12CV1876BENRBB).
 - H. *Richard Jonathan Scott v. California Gambling Control Commission*, Sacramento County Superior Court (34-2012-80001292)
 - I. *Yavapai Apache Nation v. lipay Nation of Santa Ysabel, the State of California, and the California Gambling Control Commission*, Sacramento County Superior Court (34-2012-001199727)

PUBLIC COMMENT:

Reverend James Butler
Wayne Quint, Bureau of Gambling Control

ADJOURNMENT:

Chairman Lopes adjourned the Commission Meeting at 12:02 PM.