

Commission Meeting Minutes of April 26, 2013

- B. The 101 Casino: Cal-Pac Sonoma, LLC
Hashem Minaiy, Member
- C. The River Card Room: The River Card Room, Inc.
Richard Shindle, Shareholder (Seller)
Hashem Minaiy, Shareholder (Buyer)
- D. The River Card Room: The River Card Room, Inc.
Hashem Minaiy, Shareholder

Comments Received From:

Elijah Zuniga
Stacey Luna Baxter, Bureau of Gambling Control

The Commission took no action on agenda items 4.A through 4.D with the understanding that the Bureau of Gambling Control will provide additional information to the Commission with regard to Mr. Minaiy's related party transactions and consulting services.

5. Request for Approval of A) Transactional Documents and, B) Application for Approval of Renewal of State Gambling License (Pursuant to Business and Professions Code section 19876; CCR, Title 4 section 123451 and 19824(c)):

- A. Club Caribe Casino: Pocket 3's Gaming, Inc.
Game Source, LLC

Comments Received From:

Brian Altizer

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 Promissory Note Extension Agreement and Revolving Promissory Note Payment Extension Agreement between Pocket 3's Gaming, Inc. dba Club Caribe Casino and Game Source, LLC.

- B. Club Caribe Casino: Pocket 3's Gaming, Inc.
Brian Altizer, President, Secretary, Treasurer

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 state gambling license application for Pocket 3's Gaming, Inc. dba Club Caribe Casino and its owner, for the licensure period of May 1, 2013 through April 30, 2015, amending the existing conditions as follows:

1. *Pocket 3's Gaming, Inc. shall not operate Club Caribe until the following:*

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By concurrence of the Commissioners, the following agenda items were considered simultaneously:

Agenda Items 8F and 9B – Richard Trexler

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

A. Roger Estrella

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 initial key employee license application valid through September 30, 2013.

B. Ignacio Jauregui, Jr.

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 key employee license application valid through October 31, 2013.

C. Daniel Johnson

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 initial key employee license application valid through August 31, 2013.

D. Phoenix Lee

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 initial key employee license application valid through December 31, 2013.

E. Coleen Seifert

Action:

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairman Lopes and

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Commissioners Conklin, Hammond and Schuetz voting yes, the Commission approved the initial key employee license application valid through April 30, 2014.

F. Richard Trexler

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 initial key employee license application for the licensure period of March 7, 2013 through April 30, 2013 and approved the renewal key employee license application through April 30, 2015 with the following condition:

Beginning May 1, 2013, and every 90 days thereafter, Mr. Trexler must submit to the Bureau of Gambling Control a written update showing proof of any payments and negotiations for the accounts in collections with the Department of Education.

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

A. Leon Bernardi

Comments Received From:

Joe Davis
James Parker, Bureau of Gambling Control

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 referred the renewal key employee license application to an Evidentiary Hearing.

B. Richard Trexler

This item was previously considered in conjunction with Item 8.F.

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

Napa Valley Casino: Paul Lai

Comments Received From:

Paul Lai, via telephone

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 initial work permit application valid through January 31, 2014.

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11. 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. Banc, LLC:
Players: Kendall Capps Michael Voong
- B. California Gaming Consultants:
Player: Martin Fletcher
- C. CB Certified Banker, In
Player: Suraphol Ubolkaew
- D. Certified Network M, Inc.:
Players: Chhourn Chan Ashita Shah
- E. Certified Players, Inc.:
Player: Serena Neira
- F. PT Gaming, LLC:
Supervisor: Kevin Huang
Players: Shela Collado Danielle Farnsworth
Geraldine Fernandez Jonathan Frias
Melelia Hola Ron McCoy
Tunica McDowell Chanron Men
Faoeun Mork Chester Pulanco
Jessica Ramiro Ryan Rearick
Monlinda Sieng Mary Turla
Blake Vantrease Sam Yip
- G. Qualified Player Services, LLC:
Player: Yong Kim

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 conversion applications valid through April 30, 2015.

12. Application 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):

- PT Gaming, LLC:
Player: Sandra Ramirez

Comments Received From:

Sandra Ramirez, via telephone

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 third party proposition player license application for the period of May 1, 2013 through April 30, 2015.

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13. 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):

Aristocrat Technologies, Inc.: David C.P. Banks, Director of Aristocrat Leisure Limited
Ian Blackburne, Chairman of the Board of Aristocrat Leisure Limited
Lewis Flock, Director of Aristocrat Leisure Limited
Antonia Korsanos, Chief Financial Officer and Company Secretary of Aristocrat Leisure Limited
Stephen Morro, Director of Aristocrat Leisure Limited

Comments Received From:

Nicole Forte, via telephone
Kathy Worley, via telephone

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 initial Finding of Suitability as Gaming Resource Supplier principals of Aristocrat Technologies, Inc. for David Banks, Ian Blackburne, Lewis Flock, Antonia Korsanos and Stephen Morro valid through November 30, 2013.

14. 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. IGT

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 Finding of Suitability as a Gaming Resource Supplier for IGT and its principals, for the period of May 1, 2013 through April 30, 2015.

B. NRT Technology Corp.: Dominet Corporation, Shareholder
John Dominelli, President, Chief Executive Officer, and Shareholder; Owner of Dominet Corporation
James Grundy, Chief Financial Officer

Comments Received From:

James Grundy, 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

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Finding of Suitability as a Gaming Resource Supplier for NRT Technology Corp., and its principals, for the period of May 1, 2013 through April 30, 2015.

15. Application for Approval of Initial Tribal-State Compact Key Employee Findings of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.4): Sherwood Valley Rancheria of Pomo Indians of California:
Harold Baugus

Comments Received From:
Harold Baugus, via telephone

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 initial finding of suitability application valid through June 12, 2014.

16. Review and Consideration of Approval of Technical Standards Submitted by San Manuel Gaming Commission (Pursuant to Tribal State Gaming Compact section 7.5(a)(ii))

Comments Received From:
Norman Des Rosiers

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 San Manuel Band of Mission Indians Technical Standards—SMTS012—submitted by the San Manuel Gaming Commission.

17. Revenue Sharing Trust Fund Final Report for Distribution to Eligible Recipient Indian Tribes for Quarter Ending March 31, 2013 – Quarterly License Revenue Received and Shortfall

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 distribution of funds to the eligible tribes as listed in the Revenue Sharing Trust Fund Report and the allocation but withholding from California Valley Miwok, pending resolution by the Federal government of a tribal leadership dispute and the distribution for Iipay Nation of Santa Ysabel be made to the Yavapai Apache Nation pursuant to order of the Sacramento Superior Court.

CONSENT CALENDAR ITEMS:

18. Request for Approval of Additional Permanent Authorized Tables (Pursuant to Business and Professions Code section 19841(p); CCR Title 4, section 12359):
Garlic City Club: Ky Phuon, Sole Proprietor

19. Applications for Approval of Initial Work Permit (Pursuant to Business and Professions Code section 19912):
Napa Valley Casino: Lian Liu Jasmine Soriano

20. Application 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):
PT Gaming, LLC:
Player: Yen Saechao

21. 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:
Leonard Reyes Jr.
 - B. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:
Michael Delano
 - C. Eagle Mountain Casino – Tule River Indian Tribe of the Tule River Reservation:
Audrey Duggan Adan Sanchez Jr.
 - D. Fantasy Springs Resort Casino – Cabazon Band of Mission Indians:
Jun Beale Marcus Lipscomb Vincent Mascio
 - E. Gold Country Casino & Hotel – Berry Creek Rancheria of Maidu Indians of California:
Ada McElhaney
 - F. Jackson Rancheria Casino & Hotel – Jackson Rancheria Band of Miwuk Indians:
Michael Collins
 - G. Paiute Palace Casino – Bishop Paiute Tribe:
Tenaya Howard
 - H. Soboba Casino – Soboba Band of Luiseno Indians:
Christopher Cendejas Denise Macias
 - I. Sycuan Casino & Resort – Sycuan Band of the Kumeyaay Nation:
Anton Christensen
 - J. Table Mountain Casino – Table Mountain Rancheria:
Ronald Brooks II
 - K. Valley View Casino & Hotel – San Pasqual Band of Diegueno Mission Indians:
Karen Wilson-Holsey
 - L. Viejas Casino – Viejas Band of Kumeyaay Indians:
Michael Manning Rudolph Pena Jr.

22. 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. Barona Resort and Casino – Barona Band of Mission Indians:
 - Kevin Blades
 - Daniel Hampton
 - Jimmy Lieu
 - Dung Pham
 - Kevin Ward
 - Cherilyn Buchter
 - Mayra Hernandez
 - Cynthia Munoz-Heard
 - Charles Shenefield Jr.
 - Woodrow Coplin
 - Erica Humphreys
 - Connie Peters
 - Gujan Smith
- B. Bear River Casino – Bear River Band of the Rohnerville Rancheria:
 - John McGinnis
- C. Black Oak Casino – Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:
 - Mark Azevedo
- D. Blue Lake Casino and Hotel – Blue Lake Rancheria:
 - Shannon Ramsey
- E. Cache Creek Casino Resort – Yocha Dehe Wintun Nation:
 - Mazen Kasir
 - Rebecca Saeteun
 - Scott Tomlin
- F. Casino Pauma – Pauma Band of Luiseno Mission Indians of the Pauma and Yuima Reservation:
 - Lisa Cartwright
 - Laura Gomez
- G. Cher-Ae-Heights Casino – Cher-Ae-Heights Indian Community of the Trinidad Rancheria:
 - David Frye
 - Roberta Lara
- H. Chicken Ranch Bingo and Casino – Chicken Ranch Rancheria of Me-Wuk Indians:
 - Zachary Goehring
- I. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:
 - Enrike Batista
 - Jared Kerbow
 - Roy Sells
 - Kene Singmuongthong
 - Robert Black
 - Joel Marvin
 - Augustin Serros
 - Fue Vang
 - Mary Dove
 - Joy Oudomdy
 - Andrew Siegers
 - Theng Vang
- J. Chumash Casino Resort – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:
 - Ian Adams
- K. Colusa Casino Resort – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:
 - Corwin Lowe
- L. Diamond Mountain Casino and Hotel – Susanville Indian Reservation:
 - Marilyn Gonzales
 - David Sweeney
- M. Eagle Mountain Casino – Tule River Indian Tribe of the Tule River Reservation:
 - Xiong Cha
 - Dennis Hunter
 - Cipriano Ortega
 - Tiffani Devine
 - Morris Hunter
 - Ronald Washington Jr.
 - Adrian Hernandez
 - Donna Medrano
- N. Elk Valley Casino – Elk Valley Rancheria:
 - Mandie Buckskin
- O. Mono Wind Casino – Big Sandy Rancheria of Western Mono Indians of California:
 - Duane Contreras

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- P. Paiute Palace Casino – Bishop Paiute Tribe:
William MacDonald
- Q. Pala Casino Spa Resort – Pala Band of Mission Indians:
Juan Flores Sanchez Henry Haines Quinn Phillips
Vutheara Ramuno Gabriel Rodarte Rickey Schultz
Jesse Way Jae Yoon
- R. Red Hawk Casino – Shingle Springs Band of Miwok Indians:
Richard Hudson
- S. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:
Andrew Ring Chris Wright
- T. Santa Ysabel Casino – Santa Ysabel Band of Digueno Indians:
Lucia Barragan Donavan Durbin
- U. Sho-Ka-Wah Casino – Hopland Band of Pomo Indians:
Rick Schubert
- V. Soboba Casino – Soboba Band of Luiseno Indians:
David Wagner
- W. Spotlight 29 Casino – Twenty-Nine Palms Band of Mission Indians:
Modesta Garcia Albert Martinez Lazarus Smith
Tomas Zavala
- X. Table Mountain Casino – Table Mountain Rancheria:
Phetsamone Chomphosy Glenda Turner
- Y. Tachi Palace Hotel and Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:
Kathryn Estrada Stephanie Garcia John Gerwe III
Cameron Gomez Randall Heaton Thomas Salazar
- Z. Thunder Valley Casino Resort – United Auburn Indian Community of the Auburn Rancheria:
Sean Manisap
- AA. Viejas Casino – Viejas Band of Kumeyaay Indians:
Thomas Beutnagel
- BB. Win-River Casino – Redding Rancheria:
Jessica Freeman Gary Hayward

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 18 through 22.

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. *ipay 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. ipay Nation of Santa Ysabel, the State of California, and the California Gambling Control Commission*, Sacramento County Superior Court (34-2012-001199727)

PUBLIC COMMENT:

Chairman Lopes recognized Charles Wood, Bureau of Gambling Control, as this was his last meeting before retiring from state service and publicly thanked him on behalf of the California Gambling Control Commission for his dedicated work and service to the State of California.

ADJOURNMENT:

Chairman Lopes adjourned the Commission Meeting at 12:27 PM.