

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 THE AUGUST 27, 2020
COMMISSION MEETING**

Pursuant to Executive Orders N-25-20 and N-29-20 regarding the COVID-19 virus, the meeting was held by tele/videoconference and there was no location open to the public.

OPEN SESSION

1. Call to Order.

Chairman Evans called the meeting to order at 10:00 a.m.

2. Roll Call of Commissioners was taken with Chairman Jim Evans, Commissioner Paula LaBrie, Commissioner Gareth Lacy, and Commissioner Trang To present.

Executive Director Stacey Luna Baxter gave ZOOM participation instructions.

3. Approval of Commission Meeting Minutes for:

- A. February 13, 2020 – Commission Meeting
- B. April 16, 2020 – Commission Meeting
- C. June 11, 2020 – Commission Meeting
- D. June 25, 2020 – Commission Meeting
- E. July 1, 2020 – GCA Hearing

Action:

Upon motion of Commissioner To, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the February 13, 2020, April 16, 2020, June 11, 2020, and June 25, 2020, Commission Meeting Minutes and the July 1, 2020, GCA Hearing Minutes.

4. Consideration of A) Initial State Gambling License; and, B) Asset Purchase Agreement (Pursuant to Business and Professions Code sections 19824(c), 19850, 19851, and 19852; CCR, Title 4, sections 12054 and 12342

- A. Outlaws Card Parlour: Outlaws 101, LLC
John Wrona, Managing Member
Thomas Bartlett, Member

Comments Received By:

Tracy Buck-Walsh, Attorney, via telephone

Ms. Buck-Walsh thanked the Commission for being amenable to tabling the matter.

The Commission took no action at the request of the applicant's representative and tabled the matter to a future Commission Meeting.

B. Outlaws Card Parlour: Dora Brown (Seller)
Outlaws 101, LLC (Buyer)

The Commission took no action at the request of the applicant's representative and tabled the matter to a future Commission Meeting.

5. Consideration of Initial State Gambling License (Pursuant to Business and Professions Code sections 19850, 19851, and 19852; CCR, Title 4, sections 12054 and 12342):

A. Club One Casino: KMGI, Inc., Financial Interest Holder
Kyle Kirkland, Shareholder
Dana Messina, President, Treasurer, Secretary,
Director, Shareholder

Comments Received From:

Kyle Kirkland, via telephone

Commissioner Lacy stated he is inclined to refer the applications to an evidentiary hearing and consolidate them with the current applications undergoing the APA process. Further, Commissioner Lacy asked the cardroom's preference given their intent is to dissolve KMGI, Inc., by the end of the year.

Mr. Kirkland stated although it is their intent to dissolve KMGI by year end, it is dependent on a variety of factors. Mr. Kirkland continued that he would know more once KMGI's taxes are filed, as they are due September 15, 2020. Mr. Kirkland concluded that as he did not want to place a time constraint on dissolving KMGI, he was amenable with the Commission referring the applications to an evidentiary hearing and consolidating the applications with the applications undergoing the APA process.

Action:

Upon motion of Commissioner Lacy, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission referred the Initial applications to an evidentiary hearing. The hearing will be consolidated with the APA hearing for Mr. Kyle Kirkland and Mr. Dana Messina.

B. Commerce Casino: California Commerce Club, Inc.

Commerce Club Trust, Shareholder
Robert Harris, Jr., Successor Trustee, Contingent
Beneficiary

Comments Received From:

Tiffany Lichtig, Designated Agent, Attorney, via video

Ms. Lichtig made arguments regarding the applicability of disqualifying criteria relating to Business and Professions Code sections 7.5, 476, 480, and 19859. The Commissioners responded with questions and comments as well.

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission referred the Initial application to a GCA evidentiary hearing.

6. Consideration of Renewal of State Gambling License (Pursuant to Business and Professions Code sections 19850, 19852, and 19876; CCR, Title 4, sections 12054 and 12345):

The Mint: Stephen Labiak, Sole Proprietor
 Dawn Labiak, Community Property Interest Holder

Comments Received From:

Stephen Labiak, via telephone

Chairman Evans requested confirmation from Mr. Labiak whether he understands and would comply with the existing conditions.

Mr. Labiak confirmed his understanding, and assent to the existing conditions.

Action:

Upon motion of Commissioner LaBrie, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Renewal State Gambling License through August 31, 2022, continuing with the existing conditions noted below and allow Dawn Labiak's Sate Gambling License to expire by operation of law.

1. *Prior to operating, the Owner-Licensee must comply with applicable relocation requirements pursuant to California Code of Regulations, Title 4, Division 18, Chapter 7, Article 1, Section 12364, which include the Owner-Licensee submitting the following documentation to the Bureau of Gambling Control:*

- *A copy of the Security and Surveillance Plan*

- A copy of the Emergency Preparedness and Evacuation Plan
- A copy of the Chips-in-Use Account
- A copy of the Players' Bank Account, if applicable

2. *The Owner-Licensee may not open or offer controlled games until the Bureau of Gambling Control has inspected the cardroom and determined that the cardroom is in compliance with all pertinent regulatory standards.*

7. Consideration of Initial Portable Personal Key Employee License (Pursuant to Business and Professions Code section 19854; CCR, Title 4, sections 12054 and 12350):

A. Lynda Flanigan

Commissioner To stated he initially had reservations regarding Ms. Flanigan's criminal history with misdemeanors; however, with the passage of time, Commissioner To stated he was comfortable approving the application.

Action:

Upon motion of Commissioner To, seconded by Commissioner Lacy, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Initial Key Employee License through July 31, 2021.

By concurrence of the Commissioners, Items 7B and 7C were heard as a group.

B. Michael Rock

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Initial Key Employee License through August 31, 2021.

C. David White

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Initial Key Employee License through December 31, 2021.

8. Consideration of Renewal Portable Personal Key Employee License (Pursuant to Business and Professions Code section 19854; CCR, Title 4, sections 12054 and 12351):

Alan Ly

Action:

Upon motion of Commissioner To, seconded by Commissioner Lacy, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Renewal Key Employee License through February 28, 2022 removing the existing condition noted below:

Alan Ly must submit a completed Renewal Application within 60 days of his Initial Key Employee License approval.

9. Consideration of Initial Work Permit (Pursuant to Business and Professions Code section 19912; CCR, Title 4, sections 12054 and 12104):

Rogelio's: Daniel Roy

Commissioner Lacy stated that he understood it would be in the public's best interest to refer Mr. Roy's application to an evidentiary hearing, as he has an outstanding bench warrant from his 2018 conviction. In addition, Mr. Roy is no longer employed with Rogelio's.

Commissioner LaBrie agreed with Commissioner Lacy and stated she understood the warrant has not been cleared yet.

Action:

Upon motion of Commissioner Lacy, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission referred the Initial application to a GCA evidentiary hearing.

10. Consideration of Conversion of Third-Party Providers of Proposition Player Services Registrations to License (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12054 and 12218):

Pacific United Service, Inc.: Pacific United Service, Inc.
Bill Do, Chief Executive Officer, President, Secretary,
Treasurer, Director, Sole Shareholder

Comments Received From:

Stephen Schreiner, Designated Agent, Attorney, via telephone
Todd Vlaanderen, Chief Counsel, Gambling Control Commission, via video
Yolanda Morrow, Assistant Director, Bureau of Gambling Control, via telephone
Stacey Luna Baxter, Executive Director, Gambling Control Commission, via video

Mr. Schreiner stated that on August 21, 2020, he sent a letter to Executive Director Luna Baxter and Assistant Director Morrow indicating that Mr. Do would like to abandon the application, as Pacific United Service no longer provides Third Party Proposition Player Services to Hollywood Park Casino or any other gaming

establishment in the State of California. Mr. Schreiner further stated Mr. Do does not intend to re-enter the gaming business at any point and would like to consider the application abandoned and not go through with what will probably be a pointless evidentiary hearing.

Commissioner LaBrie stated she is not sure the evidentiary hearing would be useless because Mr. Do would have the opportunity to re-open such a business again. Commissioner LaBrie went on to state that just because it isn't Mr. Do's intent to be in the industry right now, that could change. Commissioner LaBrie further noted it would be beneficial to have an evidentiary hearing for the reasons the Bureau pointed out.

Mr. Schreiner responded that he understands Commissioner LaBrie's concerns and notes that if Mr. Do were ever to decide to re-enter the gaming business he would have to go through the application process and as part of the Bureau's background investigation. Mr. Schreiner went on to state he doesn't believe the issues would go away just because Mr. Do abandons his application at this point in time.

Commissioner LaBrie responded that the process for Third-Party Providers provides an opportunity for Mr. Do, if he were to re-apply, to work with a registration before his application for license is up for Commission approval. Commissioner LaBrie further states the Commission doesn't want there to be a situation where Mr. Do has an opportunity to work in the business with this on the record.

Executive Director Luna Baxter stated that Commissioner LaBrie was correct.

Chief Counsel Vlaanderen stated if the Commission abandons the application today, Mr. Do would still be able to continue with his existing registration, which cannot be cancelled without an evidentiary hearing. Chief Counsel Vlaanderen further stated the registration could be renewed or a new registration could be initiated at any time, which would allow him to continue to act as a Third Party Provider of Proposition Player Services for the period between that application and when the new application for a license comes before the Commission again.

Commissioner LaBrie responded that would be the reason she would like to send to an evidentiary hearing.

Commissioner To stated that he appreciates Commissioner LaBrie's comments and due to the egregiousness of the alleged financial violations, he is very concerned and would like to find out what were Mr. Do's thoughts on the action that he took.

Assistant Director Morrow stated she agreed with Chief Counsel Vlaanderen and Executive Director Luna Baxter's explanation of the registration process and confirmed that nothing in the report would prevent Mr. Do from immediately being issued a registration in the future unless at some point there was a denial.

Action:

Upon motion of Chairman Evans, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission referred the Conversion application to a GCA evidentiary hearing.

11. Consideration of Conversion of Third-Party Providers of Proposition Player Services Registrations to License (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12054 and 12218):

A. Halcyon Gaming, LLC:

Supervisor: Richard-Francis Japor

Comments Received From:

Dolores Olivarez, Deputy Director, Gambling Control Commission, via video

Deputy Director Olivarez confirmed that Mr. Japor is a Supervisor, not a Player as listed on the Commission Meeting agenda.

Action:

Upon motion of Commissioner To, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the conversion of the registration to Initial License through August 31, 2022.

B. Knighted Ventures, LLC:

Supervisor: Mai Ka Xiong

Action:

Upon motion of Commissioner Lacy, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the conversion of the registration to Initial License through August 31, 2022.

C. Metis TPS, LLC:

Player: YuQin Guo

Action:

Upon motion of Chairman Evans, seconded by Commissioner Lacy, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the conversion of the registration to Initial License through August 31, 2022.

D. Pacific United Service, Inc.:

Player: Carlos Gomez

Commissioner LaBrie stated this was on an earlier agenda to withdraw and the Commission denied the request so the Bureau could finish their report. Commissioner LaBrie further noted she is comfortable referring the matter to an evidentiary hearing.

Action:

Upon motion of Commissioner LaBrie, seconded by Commissioner Lacy, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission referred the Conversion application to a GCA evidentiary hearing.

12. Consideration of Tribal-State Compact Renewal Finding of Suitability as a Gaming Resource Supplier and Financial Source (Pursuant to the Tribal-State Gaming Compacts):

Luna Gaming – Upper Lake, LLC: LGUL Management Company, Managing Member
Thomas Celani, President, Secretary,
Treasurer, Director, Sole Owner
Thomas Celani, Member

Action:

Upon motion of Commissioner To, seconded by Commissioner Lacy, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Renewal Finding of Suitability through August 31, 2022.

13. Consideration of Initial Tribal-State Compact Key Employee Finding of Suitability (Pursuant to the Tribal-State Gaming Compact):

A. Black Oak Casino - Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria of California: Aaron O'Brien

Action:

Upon motion of Chairman Evans, seconded by Commissioner Lacy, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Initial Finding of Suitability through July 1, 2021.

B. Chicken Ranch Casino - Chicken Ranch Rancheria of Me-Wuk Indians:
Sandra Barnhart

Commissioner LaBrie stated she could support the application and is confident Commission staff will communicate the imposed condition to Ms. Barnhart.

Action:

Upon motion of Commissioner LaBrie, seconded by Commissioner Lacy, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner

Lacy, and Commissioner To voting yes; the Commission approved the Initial Finding of Suitability through February 8, 2022, with the condition noted below:

Beginning October 1, 2020, and every 90 days thereafter, Sandra Barnhart must provide the Bureau of Gambling Control with proof of efforts to satisfy her civil judgments until resolved and proof of resolution is provided to the Bureau.

C. Graton Resort & Casino - Federated Indians of Graton Rancheria:
Ryan Watton

Comments Received From:
Ryan Watton, via telephone

Commissioner Lacy asked Mr. Watton why he did not disclose his controlled substance and vandalism conviction in 2000 to the Bureau.

Mr. Watton responded that he thought he did disclose the conviction.

Commissioner Lacy stated his understanding was that he did disclose the controlled substance and not the vandalism.

Mr. Watton stated he did not vandalize as disclosed in his explanation and he was led to believe that the controlled substance and vandalism charge and conviction were the same.

Action:

Upon motion of Commissioner Lacy, seconded by Chairman Evans, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Initial Finding of Suitability through August 3, 2021.

D. Morongo Casino Resort and Spa - Morongo Band of Mission Indians:
Manuel Hernandez

Action:

Upon motion of Commissioner To, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Initial Finding of Suitability through August 28, 2020.

E. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria:
Nancy Babb

Action:

Upon motion of Commissioner Lacy, seconded by Chairman Evans, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Initial Finding of Suitability through April 28, 2021.

F. Running Creek Casino - Habematolel Pomo of Upper Lake:
Amanda Daugherty

Action:

Upon motion of Commissioner To, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Initial Finding of Suitability through November 18, 2021.

G. Tachi Palace Hotel and Casino - Santa Rosa Indian Community of the Santa Rosa Rancheria: Scott Yang

Comments Received From:

Scott Yang, via telephone

Todd Vlaanderen, Chief Counsel, Gambling Control Commission, via video

Yolanda Morrow, Assistant Director, Bureau of Gambling Control, via telephone

Commissioner To asked Mr. Yang to explain his statement regarding the termination with Hard Rock in Tulsa.

Mr. Yang explained the reasons for his two-week employment and how he was subsequently terminated.

Commissioner To asked Mr. Yang if he was given any forms to sign regarding the termination.

Mr. Yang replied that he was provided a form to sign at that time he was terminated.

Commissioner To stated he was concerned that Mr. Yang knew he was terminated and did not disclose it, and then provided a statement noting he didn't think it was necessary to disclose the termination.

Chairman Evans asked the Bureau why this omission for termination has not come up for six years.

Assistant Director Morrow replied that Mr. Yang assumed his Key Employee duties in September of 2018, so prior to then he was not a Key Employee.

Commissioner LaBrie stated that she could understand why Mr. Yang would not put on his application that he was fired for a two-week employment. Commissioner LaBrie further stated that she does not know what more could be acquired from an

evidentiary hearing. Commissioner LaBrie advised it is never a good idea to omit information because in some cases it will have to be sent to a GCA hearing. Commissioner LaBrie stated she was a little sympathetic given the totality of the circumstances.

Commissioner To stated that Commissioner LaBrie's point was well taken; however, noted concerns with Mr. Yang deciding what he was going to put down and what he was not going to put down on his application, when he knew he was terminated.

Commissioner Lacy stated it is possible that this is an innocent omission and not an intent to deceive the Bureau. Commissioner Lacy further noted Mr. Yang is available at the meeting and adding some information to his statement. Commissioner Lacy went on to state he struggled with Mr. Yang stating he left the reason for leaving his employment off of the application because he only worked there for two weeks, so it would have made more sense for him to have just left it off completely.

Chairman Evans stated that unfortunately, all the Commission has from the applicant is his explanation and what he put down on his application. Chairman Evans questioned what information the Commission could really get from a hearing. Chairman Evans states it doesn't sound like this was a mistake to leave the reason for leaving his employment off of the application. Chairman Evans further stated he is sympathetic to Commissioner To's position and it likely should be adjudicated in a GCA hearing; however, he also agreed with what Commissioner LaBrie stated as well.

Commissioner To asked Mr. Yang if anyone helped him fill out the application.

Mr. Yang responded that he had help from his brother to write and explain the application.

Commissioner To asked Mr. Yang if his brother suggested him write the word necessary.

Mr. Yang responded no.

Commissioner LaBrie asked Mr. Yang when he applied at Tachi Palace was there a question that asked him if he had been terminated from other employment.

Mr. Yang responded yes.

Commissioner LaBrie asked Mr. Yang how he responded to this question.

Mr. Yang replied that he did not remember and that he thought he wrote the reason was going back to Fresno.

Commissioner Lacy asked Mr. Yang if he had help by his brother filling out the supplemental information form for Hard Rock Hotel and Casino Tulsa when writing, going back to Fresno.

Mr. Yang stated his brother helped him with the explanation of the termination, not the part when writing going back to Fresno.

Commissioner Lacy asked Mr. Yang if he had a problem with English and if he needed assistance with translating and providing information, and if so, did he believe this had some effect on the information he provided to the Bureau and made it more difficult to be more transparent.

Mr. Yang answered yes.

Commissioner To asked Mr. Yang if he didn't think it was necessary to disclose that he was terminated, or if he didn't think it was necessary to disclose because he only worked there for two weeks.

Mr. Yang responded he did not think it was necessary to put on the application because he only worked there for two weeks.

Commissioner To asked Mr. Yang if he thought it wasn't necessary because you thought it would look favorable, or did he think because he only worked there for two weeks it was not necessary to put that down.

Mr. Yang stated that since he only worked there for two weeks it was not necessary to put down that he was terminated.

Commissioner To stated he didn't think the Commission could get anything more at a GCA hearing and that he could support approval as he thinks Mr. Yang explained himself enough.

Assistant Director Morrow stated that Mr. Yang did not disclose the employment to the Tribal Gaming Agency.

Commissioner To asked if the Tribal Gaming Agency expressed any concerns.

Assistant Director Morrow stated the Tribal Gaming Agency had no concerns.

Chief Counsel Vlaanderen clarified that Mr. Yang did disclose that he was employed there but did not disclose why he left.

Assistant Director Morrow stated Mr. Yang did disclose the employment to the Bureau but not the correct reason for leaving that employer; however, Mr. Yang did not disclose the employment at all to the Tribal Gaming Agency.

Action:

Upon motion of Commissioner To, seconded by Commissioner Lacy, and carried in a vote by roll call with Commissioner LaBrie, Commissioner Lacy, Commissioner To voting yes and Chairman Evans voting no; the Commission approved the Initial Finding of Suitability through March 24, 2022.

H. Thunder Valley Casino Resort - Untied Auburn Indian Community of the Auburn Rancheria:

Bien Bui

Comments Received From:

Bien Bui, via telephone

Yolanda Morrow, Assistant Director, Bureau of Gambling Control, via telephone

Commissioner LaBrie stated she supports Mr. Bui's application as he disclosed the noted conviction which occurred 20 years ago. Commissioner LaBrie also noted that Mr. Bui has not sustained any subsequent convictions. Commissioner LaBrie subsequently made a motion for approval of Mr. Bui's Initial Application.

Chairman Evans requested clarification from the Bureau regarding Mr. Bui's current employment status.

Assistant Director Morrow confirmed that Mr. Bui is no longer employed as he resigned in July 2020.

Chairman Evans asked Mr. Bui his reason for resigning as well as his future employment plans.

Mr. Bui confirmed that he is no longer employed due to the COVID-19 Statewide Emergency and stated that he intends to return to work when possible.

Commissioner To agreed with Commissioner LaBrie and voiced his support for approval of the Initial Application due to the passage of time relating to Mr. Bui's conviction.

Commissioner To made a motion for approval of Mr. Bui's Initial Application; however, withdrew said motion as it was noted that Commissioner LaBrie had previously made a motion for approval. Commissioner To subsequently seconded the motion.

Action:

Upon motion of Commissioner LaBrie, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Initial Finding of Suitability through October 1, 2020.

14. Hearing Pursuant to Business and Professions Code Sections 19870 and 19871 and CCR, Title 4, section 12060:

A. Default Decision and Order In the Matter of the Application for Approval of Third-Party Proposition Player Services Player License for Jonathan Sandoval, (CGCC-2020-0416-11Fi)

Comments Received From:

Jason Pope, Senior Counsel, Gambling Control Commission, via video

Senior Counsel Pope stated the Bureau received the application for Mr. Sandoval on June 21, 2019.

The Bureau conducted their investigation and issued a recommendation of denial on February 21, 2020.

On April 16, 2020 the Commission considered the applicant's application and referred it to an evidentiary hearing pursuant to Commission regulations.

The applicant received notice in two ways:

Mr. Sandoval was sent an evidentiary hearing referral letter on April 23, 2020 via certified and regular mail with a blank Notice of Defense and instructions to return in 15 days. Staff received no response.

A notice of evidentiary hearing was sent to Mr. Sandoval on June 16, 2020 which stated the hearing was set to occur on August 27, 2020 at 10:00 am. Staff received no response.

Decision has standard language and terms and denies the applicant's application under the Business and Professions code section 19856 and cancels his registrations under Commission regulations.

The effective date has been left blank, but consistent with recent Defaults during the COVID-19 emergency, the Commission has made the effective date 30 days from today which lands on a weekend. Therefore, the Decision would be effective on the subsequent business day, Monday September 28, 2020.

Chairman Evans asked if Mr. Sandoval was on the phone or video, there was no response.

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy, and Commissioner To voting yes; the Commission approved the Default and Decision Order.

B. Default Decision and Order In the Matter of the Application for Approval of Third-Party Proposition Player Services Player License for Richard Dondiego, (CGCC-2020-0416-11Fii)

Comments Received From:

Jason Pope, Senior Counsel, Gambling Control Commission, via video

Senior Counsel Pope stated that the Bureau received an application on January 22, 2019.

The Bureau conducted an investigation and issued a report to the Commission with a recommendation of denial on March 4, 2020.

At the April 16, 2020, Commission Meeting, the Commission referred the applicant to a GCA hearing.

The applicant received notice in two ways:

Mr. Dondiego was sent an evidentiary hearing referral letter, with a blank Notice of Defense (NOD) and instructions to return in 15 days¹. Initially, Commission Staff received the NOD back but it had been filled out incorrectly. Staff followed up on April 27, 2020, and received another NOD signed by the applicant on April 31, 2020², that clearly waived his right to a hearing.

Additionally, a notice of evidentiary hearing was sent to Mr. Dondiego on June 16, 2020, which stated the hearing was set to occur on August 27, 2020. Staff received no response.

Decision has standard language and terms and denies the applicant's application under the Business and Professions code section 19856 and cancels his registrations under Commission regulations.

The effective date has been left blank, but consistent with recent Defaults during the Covid-19 emergency, the Commission has made the effective date 30 days from today which lands on a weekend. Therefore, the Decision would be effective on the subsequent business day, Monday September 28, 2020.

Chairman Evans asked if Mr. Dondiego was on the phone or video, there was no response.

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy,

¹ The date read into the record does not accurately reflect the date found in the applicant's record: 21 Days

² The date read into the record does not accurately reflect the date found in the applicant's record: May 31, 2020

and Commissioner To voting yes; the Commission approved the Default and Decision Order.

CONSENT CALENDAR ITEMS:

15. Consideration of Renewal Portable Personal Key Employee License (Pursuant to Business and Professions Code section 19854; CCR, Title 4, sections 12054 and 12351):

- | | |
|------------------------|---------------------|
| A. Joanna Ahn | K. Oukuen Saechao |
| B. Jonathan Baron | L. Travis Seiler |
| C. Michael Biskintawi | M. Vincent Shaw |
| D. D'Shawn Brown | N. Robert Taevajira |
| E. Kyle Burbank | O. Nader Tafty |
| F. Anthony Fletcher | P. William Tang |
| G. Kyle Fletcher | Q. Gino Vang |
| H. Kristopher Martinez | R. Ramy Wahba |
| I. Mark Martini | S. Khonglai Yang |
| J. Zachariah Robinson | T. Phatseluck Yang |

16. Consideration of Initial Work Permit (Pursuant to Business and Professions Code section 19912; CCR, Title 4, sections 12054 and 12104):

- | | |
|------------------------|--|
| A. Lake Bowl Cardroom: | Sokheap Main |
| B. Napa Valley Casino: | Sheena Brown-Thompson Joseph Cannon, III |

17. Consideration of Renewal Work Permit (Pursuant to Business and Professions Code section 19912; CCR, Title 4, sections 12054 and 12104):

- | | | |
|------------------------------------|------------------|-----------------------|
| A. Casino Merced: | Lai Meng Saetern | |
| B. Empire Sportsmen's Association: | Shawn Seng | Eric Watkins |
| C. Golden Valley Casino: | Che Lao | |
| D. Lake Bowl Cardroom: | Brian Knoll | |
| E. Napa Valley Casino: | Lena Nov | Monique Phitsanoukanh |
| | May Quan | Su Qin Tan Qian Wang |
| F. Outlaws Card Parlour; | Brian Ferrini | Seakngim Song |
| G. Parkwest Casino Sonoma: | Sheree Kelly | John Wagner III |

18. Consideration of Conversion of Third-Party Providers of Proposition Player Services Registrations to License (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12054 and 12218):

- | | | | |
|----------------------------|-----------------|--------------|----------------|
| A. 2 Kings Gaming, Inc.: | | | |
| Supervisor: | Julius Augustus | | |
| Player: | Delia Ramirez | | |
| B. Blackstone Gaming, LLC: | | | |
| Player: | Bradley Vasquez | | |
| C. Knighted Ventures, LLC: | | | |
| Supervisors: | Steven Flynn | Zong Jian Lu | Jorge Pimentel |

Commission Meeting Minutes of April 6, 2017

- Players: Jose Aguirre Ever Aldana Nelda Badillo
Javier Guerrero Ritesh Patel Robin Raut
- D. L.E. Gaming, Inc.:
Supervisor: Crystal Hester
- E. Pacific United Service, Inc.:
Player: Maria Martinez
- F. PT Gaming LLC:
Supervisors: Devin Cronjager Kenny Ho Alan Penn
Player: Koleti Okusi

19. Consideration of Renewal of Third-Party Providers of Proposition Player Services License (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12054 and 12218.8):

- A. Knighted Ventures, LLC:
Players: Elise Gonzales Christopher Hoover Juan Vera
- B. L.E. Gaming, Inc.:
Player: Kong Her
- C. Pacific United Service, Inc.:
Player: Jonathan Carmona
- D. PT Gaming, LLC:
Supervisor: Jose Paolo Naynes
Players: Edlin Balingit Winston Chen Mila Cunanan
Peregrina Fellows Dennis Clifford Francisco Veronica Gonzalez
Zhanying Yang
- E. Qualified Player Services, LLC:
Supervisor: Jason Fagarang
Player: Jeremy Gary

20. Consideration of Initial Tribal-State Compact Key Employee Finding of Suitability (Pursuant to the Tribal-State Gaming):

- A. Agua Caliente Casino Palm Springs - Agua Caliente Band of Cahuilla Indians:
Thomas Valent Adrian Bustillos Malika Williams
- B. Barona Resort and Casino - Barona Group of Capitan Grande Band of Mission Indians:
Omon Alexander Joel Celso
- C. Bear River Casino Hotel - Bear River Band of the Rohnerville Rancheria:
Judy Keisner
- D. Black Oak Casino - Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:
Leif Kruger Jacob Tavres
- E. Blue Lake Casino and Hotel - Blue Lake Rancheria:
Brendan Lynch
- F. Cache Creek Casino Resort - Yocha Dehe Wintun Nation:
Sushil Acharya Lam Luong
- G. Casino Pauma - Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation:
Jayson Guerrero
- H. Chicken Ranch Casino - Chicken Ranch Rancheria of Me-Wuk Indians:
Devynne Obrien-Sylva David Sanders

Commission Meeting Minutes of April 6, 2017

- I. Chukchansi Gold Resort and Casino - Picayune Rancheria of Chukchansi Indians:
Sean Calvert David Porrazzo
- J. Colusa Casino Resort - Cachil DeHe Band of Wintun Indians of the Colusa Indian
Community of the Colusa Rancheria:
Yee Vang
- K. Fantasy Springs Resort Casino - Cabazon Band of Mission Indians:
Dulce Fernandez Angie Lam Meng Say
- L. Graton Resort & Casino - Federated Indians of Graton Rancheria:
Ramon Aguilar Ruby Cortes Bikash Maharjan
Erika Wood Wenqing Xu
- M. Harrah's Resort Southern California - Rincon Band of Luiseno Mission Indians of the
Rincon Reservation:
Aedan Kennedy
- N. Jackson Rancheria Casino Resort - Jackson Rancheria of Me-Wuk Indians:
Tammie Smith
- O. Jamul Casino - Jamul Indian Village:
Barik Arabu Wendy Huang
- P. Morongo Casino Resort and Spa - Morongo Band of Mission Indians:
Thomas Manzi Moises Martinez Salinas
- Q. Pala Casino Spa and Resort - Pala Band of Luiseno Mission Indians of the Pala
Reservation:
Jonathan Garcia Ann Grenier Davenci Remoroza
Angelina Yon
- R. Pechanga Resort & Casino - Pechanga Band of Luiseno Mission Indians of the
Pechanga Reservation:
Loukristiane Dasmarrinas Daniela Grisales-Lima Jacqueline Rascon
- S. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs
Rancheria:
Danny Loundara Fatima Prado Kao Saechao
Fou Saelee
- T. San Manuel Casino - San Manuel Band of Mission Indians:
Thanh Phuong Dam Raul Garzon Kelsey Grimes
Oscar Ruiz Danica Joyce Vilairatana Candace Yon
- U. Soboba Casino Resort - Soboba Band of Luiseno Indians:
Jose Toscano Nava Jr.
- V. Spotlight 29 Casino - Twenty-Nine Palms Band of Mission Indians:
Alkis Gonzalez
- W. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
Chelsea Do Michelle Garza Amie Hoffman
Tiarra Jauregui Josephine Johnson Kimhue Le
Tomas Mata Joshua Mull Be Nong
- X. Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn
Rancheria:
Raymond Chao Blake Christiansen Rema Greene
Anthony Saetern Jenny Sengmany Phia Xiong
- Y. Twin Pine Casino & Hotel - Middletown Rancheria of Pomo Indians:
Lance Bauer Kimberly Nelson
- Z. Valley View Casino & Hotel - San Pasqual Band of Diegueno Mission Indians:

Commission Meeting Minutes of April 6, 2017

Alfredo Venegas Venegas

AA. Viejas Casino and Resort - Viejas Group of Capitan Grande Band of Mission Indians of the Viejas Reservation:

William Briel	Koresh Dashtizadeh	Amber Dubin
Moller Koreel	Raid Wastin	

BB. Win-River Casino - Redding Rancheria:

Kaytlin Piazza

21. Consideration of Renewal Tribal-State Compact Key Employee Finding of Suitability (Pursuant to the Tribal-State Gaming Compact):

A. Agua Caliente Casino Palm Springs - Agua Caliente Band of Cahuilla Indians:

Jackelyn Cabacungan	Hubert Moy	Nichole O'Sullivan
Maryjane Bickman	Frank Charolla	Lorena Dailey
Silvia Falcon	Sabrina Layton	Courtney Moffatt
Ronald Olivares	Gregory Pendleton	Jeannie Priller
Concepcion Vivian	Monica Wyatt	

B. Barona Resort and Casino - Barona Group of Capitan Grande Band of Mission Indians:

Rachel Baca	David Conner	George Denny
Tracey Espinoza	Courtney Ferrick	Fletcher Linton
Faruk Lushi	Gabriela Martinez	Kay McLean
Laura Provencio	Arben Qerkini	Troy Simpson
Christopher Stalcup	Pascual Vazquez Tamayo	William Vicaldo III

C. Bear River Casino Hotel - Bear River Band of the Rohnerville Rancheria:

Amanda Castillo	Brenda Conde	Jessica Fiester
Amber Lakey	Michelle Sanders	

D. Blue Lake Casino and Hotel - Blue Lake Rancheria:

Carrie Midtun

E. Cache Creek Casino Resort - Yocha Dehe Wintun Nation:

Kathleen Jackson	Ping Jiang	Danny Nguyen
Soukinda Phothong	Kari Stout-Smith	Sam Wong

F. Chicken Ranch Casino - Chicken Ranch Rancheria of Me-Wuk Indians:

Randall Haas

G. Chukchansi Gold Resort and Casino - Picayune Rancheria of Chukchansi Indians:

Jessica Atchley	Pieter Moerdyk	
-----------------	----------------	--

H. Chumash Casino Resort - Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:

Donald Ast	Phillip Azevedo	Monica Beebe
Annastacia Downing	Letitia Flores	Rebecca Gallagher
Michael Guerrero II	Wayne Hurte Jr.	Kathleen Jackson
Christopher Jose	Kevin Levis	Kerry-Anne Lombrana
Gregory Lowe	Jeremy Luxton	Phillip Mendoza JR
Belinda Miranda	Linda Myjak	Larry Palato
Andrew Peralta	Brandon Perkins	Richard Perkins
Moises Ramones	Brittany Rehr	Jonathan Schaub
Fidel Terrones Jr.	Michael Wied	

I. Colusa Casino Resort - Cachil DeHe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:

Commission Meeting Minutes of April 6, 2017

Beau Gonzales

J. Diamond Mountain Casino & Hotel - Susanville Indian Rancheria:

Norman Amador

K. Graton Resort & Casino - Federated Indians of Graton Rancheria:

Narayani Pandey

L. Harrah's Resort Southern California - Rincon Band of Luiseno Mission Indians of the Rincon Reservation:

Kyle Arneson

Jacob Emerson

Anthony Guiliano

Anthony Kolombatovic

M. Jackson Rancheria Casino Resort - Jackson Rancheria of Me-Wuk Indians:

Elyshia Ditty

David Memmer

Saysombat Phengphanh Nick Tang

N. Jamul Casino - Jamul Indian Village:

Heather Goddard

George Hazelhurst Jr

Chamnan Ouch

Michael Shaw

Alicia Tai

Lee Tran

Steven Wrieden

ChunSheng Wu

Salvio Yako

O. Konocti Vista Casino - Big Valley Band of Pomo Indians of the Big Valley Rancheria:

Zachary Bassham

P. Mono Wind Casino - Big Sandy Rancheria Band of Western Mono Indians:

Curtis Thomas

Q. Morongo Casino Resort and Spa - Morongo Band of Mission Indians:

Victor Aboytes

Anthony Gonzales Jr.

Lacey Henthorn

Deborah Hermann

Tina Lowe

Ivica Maras

Charlene Ninness

Dondon Rebolledo

Maria Theresa Sia

R. Pala Casino Spa and Resort - Pala Band of Luiseno Mission Indians of the Pala Reservation:

Adam Arnold

Elizabeth Barrantes

Brandon Brown

Ryan Chhouen

Ahmad Jamalpoor

Dean Nguyen

Tricia Vu

S. Pechanga Resort & Casino - Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:

Ednalyn Banting

Ameer Baraichi

Michael Mangold

Ariel Santos

Lilia Simbahan

T. Pit River Casino - Pit River Tribe:

Ignacio Vargas

U. Red Earth Casino - Torres Martinez Desert Cahuilla Indians:

Maribel Castillo Aguilera

V. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria:

Thomas Manz

W. Rolling Hills Casino - Paskenta Band of Nomlaki Indians:

Mary Fox

X. Soboba Casino Resort - Soboba Band of Luiseno Indians:

Scott Hellerstein

Preston Jimenez

Shawn McDonald

Y. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:

Justin Adolphson

Dawna Andersen

Juan Baca

John Baines

Cherryl Barlis

Vicente Bautista

Brandon Bazemore

Naoras Benny

Michael Blom

Commission Meeting Minutes of April 6, 2017

Michael Bonilla	Rochelle Bradley	Paul Chant
Andy Cheung	Enrique Conchas	Stephen Cone
Monica Ellis	Alex Favor	Jesus Garcia
Daniela Gonzalez	Lance Goode	Jian Gu
Jorge Guerrero Jr.	Shayne Rhose Hahn	Sherry Hibbitt
Benjamin Hoffard	Erika Hoffard	Bryan Hunter
Zulia Juarez	Robert Kasawdish	Angela Lau
Phap Le	Feu Lutau	Travis Ly
Walter Morris	Michael Murray	Yen Nguyen
Grace Nguyen	Aarie Ostern	Scotty Patindol
Sammy Rios	Lela Sandoval	Lalaine Smalley
Kenneth Smith	Shaun Sotos	Patrick Tauanuu
Michael To	Danny Wong	George Yelda

Z. Table Mountain Casino - Table Mountain Rancheria:
Theraneat Thay

AA. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
Stephen Chixang

BB. Valley View Casino & Hotel - San Pasqual Band of Diegueno Mission Indians:

Jonnalyn Dollar Charles Matanane Salvador Zuniga Araiza

CC. Viejas Casino and Resort - Viejas Group of Capitan Grande Band of Mission
Indians of the Viejas Reservation:

Joe Berry III Alexander Butler Daniel Espinoza III

Katherine Johnson Jerry Park Jr. Ryan Rico

Nick Thieng Carlos Valera Yarleque

DD. Win-River Casino - Redding Rancheria:

Timothy Barry James Womack

Action:

Upon motion of Commissioner Lacy, seconded by Commissioner LaBrie, and carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, Commissioner Lacy and Commissioner To voting yes; the Commission approved the Consent Calendar items 15 through 21.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA:

None.

CLOSED SESSION DISCLOSURE:

Chairman Evans disclosed that there were no Closed Session Items on this agenda.

CLOSED SESSION:

I. Litigation (Government Code section 11126(e)):

A. *Stand Up For California, et al. v. State of California, et al., Madera County Superior Court (MCV062850)*

B. *Eric G. Swallow v. California Gambling Control Commission, Sacramento County Superior Court (34-2016-800002402)*

Commission Meeting Minutes of April 6, 2017

- C. *Garden City, Inc. v. Eric Swallow, Sacramento County Superior Court (34-2016-00198132)*
 - D. *Lucky Chances, Inc. v. California Gambling Control Commission, Sacramento County Superior Court (34-2017-80002549)*
 - E. *Rene Medina v. Xavier Becerra, Jim Evans, et al.; United States District Court, Northern District of California (17-cv-03293 KAW)*
 - F. *California Valley Miwok Tribe v. California Gambling Control Commission et al.; San Diego County Superior Court (37-2017-00050038-MU-CO-CTL)*
 - G. *Yavapai-Apache Nation v. La Posta Band of Diegueno Mission Indians and California Gambling Control Commission, Sacramento Superior Court (34-2018-00238711)*
 - H. *Manuel Corrales, Jr. v. California Gambling Control Commission, San Diego County Superior Court (37-2019-00019079-CU-MC-CTL)*
 - I. *Kris Kat, LLC and Steven C. Ayers v. California Gambling Control Commission, Sacramento County Superior Court (34-2019-80003142)*
 - J. *Larry C. Flynt, et al., v. Kamala Harris, Jim Evans, et al.; United States District Court, Eastern District of California (16 CV 02831 JAM EFB)*
 - K. *Lucky Chances, Inc., VC Cardroom, et al. v. State of California, California Gambling Control Commission, et al. San Francisco County Superior Court (CPF-20-517086)*
 - L. *Harvey F. Souza v. California Gambling Control Commission, Sacramento County Superior Court (34-2096-80003287)*
- II. Hearing Deliberations Pursuant to Government Code section 11126(c)(3):
- A. In the Matter of the Accusation and Statement of Issues Against Lucky Chances, Inc., Rommel Medina, Ruell Medina, (OAH No.201511046)
 - B. In the Matter of the Application for Approval of Third-Party Proposition Player Services Player License for Roderick Lee Hebert, (CGCC-2019-1219-12A)
 - C. Default Decision and Order In the Matter of the Application for Approval of Third-Party Proposition Player Services Player License for Jonathan Sandoval, (CGCC-2020-0416-11Fi)
 - D. Default Decision and Order In the Matter of the Application for Approval of Third-Party Proposition Player Services Player License for Richard Dondiego, (CGCC-2020-0416-11Fii)

ADJOURNMENT:

Chairman Evans adjourned the Commission Meeting at 12:15 pm.