

California Gambling Control Commission
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**MINUTES OF JUNE 21, 2018
COMMISSION MEETING**

OPEN SESSION

1. Call to Order and Pledge of Allegiance.

Chairman Evans 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 Jim Evans, Commissioner Paula LaBrie, and Commissioner Trang To present.

3. Consideration of Temporary Closure of Gambling Establishments (Pursuant to Business and Professions Code section 19955; CCR, Title 4, section 12357):

A. Hotel Del Rio & Casino

No action was taken on this item. However, Chairman Evans admonished Hotel Del Rio & Casino regarding the untimely submission of its annual fees as Commission staff records indicate the Cardroom has been delinquent on annual fee payments six times in the last eight years.

B. La Primavera Pool Hall & Café

No action was taken on this item.

C. Mortimer's Card Room

No action was taken on this item. However, Chairman Evans admonished Mortimer's Card Room regarding the untimely submission of its annual fees as Commission staff records indicate the Cardroom has been delinquent on annual fee payments for the last three years.

D. Tommy's Casino & Saloon

Comments Received From:

Yolanda Morrow, Assistant Director, Bureau of Gambling Control, in person

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Assistant Director Morrow confirmed the gambling establishment is not operating, and the Bureau was unable to contact the owner of the gambling establishment.

Action:

Upon motion of Chairman Evans, seconded by Commissioner LaBrie, and unanimously carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved to temporarily close the gambling establishment through July 31, 2018, or until payment is received by the Bureau, whichever occurs first.

4. 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):

A. Artichoke Joe's Casino: Artichoke Joe's (A California Corporation)

Action:

Upon motion of Commissioner To, seconded by Commissioner LaBrie, and unanimously carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved a 90-day extension through September 30, 2018.

B. Jalisco Pool Room: Rafael Quiroga, Sole Proprietor

Comments Received From:

Rafael Quiroga, via telephone

Commissioner LaBrie asked Mr. Quiroga if he understood the condition to be placed on his Renewal State Gambling License and inquired about future plans for the gambling establishment.

Mr. Quiroga confirmed that he understood the condition and provided an update to the Commission in regards to his plans to reopen his gambling establishment.

Action:

Upon motion of Commissioner LaBrie, seconded by Commissioner To, and unanimously carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Renewal State Gambling License through June 30, 2020, amending the existing condition noted below:

~~1. The Licensee may not open or offer controlled games until all required local approvals have been obtained and shall inform the Bureau of Gambling Control upon receipt of such approvals.~~

1. Prior to opening, the 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 including:

- A copy of the Security and Surveillance Plan as required by California Code of Regulations, Title 4, Section 12370 and 12372
- A copy of the Emergency Preparedness and Evacuation Plan, as required by California Code of Regulations, Title 4, Section 12370

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

Lance Titus

Action:

Upon motion of Commissioner LaBrie, seconded by Commissioner To, and unanimously carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved a 60-day extension through August 31, 2018.

6. 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. Global Player Services, Inc.:

Player: Darrion Griffith

Comments Received From:

Darrion Griffith, via telephone

Mr. Griffith appeared via telephone to respond to any questions from the Commission.

Action:

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

B. Rhino Gaming, Inc.:

Player: Jessica Canales

Action:

Upon motion of Commissioner To, seconded by Commissioner LaBrie, and unanimously carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Initial Conversion License through June 30, 2020.

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7. Consideration to Withdraw Application(s) to Convert Third-Party Proposition Registration to a License (Pursuant to Business and Professions Code section 19984; CCR, Title 4, sections 12015 and 12054):

A. Blackstone Gaming, LLC:

Player: Nadia Avila

Action:

Upon motion of Chairman Evans, seconded by Commissioner LaBrie, and unanimously carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the request to withdraw with prejudice.

B. Gold Gaming Consultants, Inc.:

Player: Sarith Mom

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and unanimously carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the request to withdraw without prejudice.

C. Metis TPS, LLC:

Player: Brandon Glass

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and unanimously carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the request to withdraw without prejudice.

8. Consideration of Tribal-State Compact Renewal Finding of Suitability as a Gaming Resource Supplier (Pursuant to the Tribal-State Gaming Compact):

A. Everi Payments Inc.

Action:

Upon motion of Commissioner To, seconded by Chairman Evans, and unanimously carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Renewal Finding of Suitability through June 30, 2020.

B. VCAT, LLC:

Lloyd Donald Speer II, Chairman, Member
William Gregory Shay, Manager, President, Chief
Executive Officer
Kevin McIntosh, Manager, Chief Operating Officer,
Chief Financial Officer

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Comments Received From:

Frank Miller, Designated Agent, in person

Mr. Miller appeared to respond to any questions from the Commission.

Action:

Upon motion of Commissioner LaBrie, seconded by Commissioner To, and unanimously carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the Renewal Finding of Suitability through June 30, 2020.

9. Request for Reconsideration (Pursuant to Business and Professions Code section 19824; CCR, Title 4, section 12064):

In the Matter of the Application for Conversion of Third-Party Providers of Proposition Player Services Registrations to License for Ian Riley, (CGCC- 2017-1218-17E)

Comments Received From:

Ian Riley, via telephone

Todd Vlaanderen, Chief Counsel, Gambling Control Commission, in person

Chief Counsel Vlaanderen provided a brief summary of Mr. Riley's application and noted that Mr. Riley was provided notice of his hearing by a number of methods. Chief Counsel Vlaanderen further stated that Mr. Riley failed to return his Notice of Defense and the Commission approved the Default Decision and Order to deny his license. Mr. Riley timely submitted a request for reconsideration.

Mr. Riley appeared via telephone to respond to any questions from the Commission.

Action:

Upon motion of Chairman Evans, seconded by Commissioner To, and unanimously carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved the request for reconsideration.

CONSENT CALENDAR ITEMS:

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

Lake Bowl Cardroom: Sharon Thompson

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. Acme Player Services, LLC:

Player: Tinko Wang

B. Blackstone Gaming, LLC:

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- Players: Robert Berry Francisco Gutierrez Jamie Navarro
Susan Oseguera Sarith Powers
- C. Gaming Fund Group, Inc.:
Players: Sudiao Ke Huaile Yang
- D. Gold Gaming Consultants, Inc.:
Player: Holly Wyse
- E. Knighted Ventures, LLC:
Player: Timothy Treloar
- F. Metis TPS, LLC:
Players: Li Ying Chiu Fengchun Huang Malay Koy
Yanling Li Teresa Sida Zhongchang Xu
- G. PT Gaming, LLC:
Player: Alexander Beachy
- H. Suns Gaming, Inc.:
Players: Valerrie Jones Andras Kabai John Walias

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

- A. Agua Caliente Casino Resort Spa - Agua Caliente Band of Cahuilla Indians:
Shianne Llamas Rudolph Maduena Jr.
- B. Augustine Casino - Augustine Band of Cahuilla Indians:
Donna Clifford
- C. Barona Resort and Casino - Barona Group of Capitan Grande Band of Mission
Indians:
Christopher Ludwig Lirim Lushi
- D. Cache Creek Casino Resort - Yocha Dehe Wintun Nation:
Heather Corcoran Richard Lechner
- E. Chukchansi Gold Resort and Casino - Picayune Rancheria of Chukchansi
Indians:
Jessica Atchley
- F. Chumash Casino Resort - Santa Ynez Band of Chumash Mission Indians of the
Santa Ynez Reservation:
Connie Preciado
- G. Colusa Casino Resort - Cachil DeHe Band of Wintun Indians of the Colusa
Indian Community of the Colusa Rancheria:
Gustavo Sanchez
- H. Fantasy Springs Resort Casino - Cabazon Band of Mission Indians:
Michael Avila
- I. Graton Resort & Casino - Federated Indians of Graton Rancheria:
Jianbin Liang Pragya Neupane Suraj Pokharel
Alvin Rico Sean Smiley Hengyuan Wang
Yan Zhen
- J. Harrah's Resort Southern California - Rincon Band of Luiseno Mission Indians of
the Rincon Reservation:
Beau Swanson
- K. Havasu Landing Resort & Casino - Chemehuevi Indian Tribe of the Chemehuevi
Reservation:
April Ciano

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- L. Morongo Casino Resort and Spa - Morongo Band of Mission Indians:
Mario Miranda
- M. Pechanga Resort & Casino - Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
Donald Campbell Elysia Matthews Tho Nguyen
Peter Sem Sangdow Thompson
Dan Wei Yang-Campbell
- N. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria:
Tai Duong Patrick Nguyen John O'Leary
Madelyn Tamboan Xai Vang Kyle White
- O. River Rock Casino - Dry Creek Rancheria Band of Pomo Indians:
Michael Gallegos
- P. San Manuel Casino - San Manuel Band of Mission Indians:
Riritta Cirincione Jose Harper
- Q. Soboba Casino - Soboba Band of Luiseno Indians:
Debra Duncan
- R. Spa Resort Casino - Agua Caliente Band of Cahuilla Indians:
Annastacia Downing
- S. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
Richel Simon
- T. Table Mountain Casino - Table Mountain Rancheria:
Kerry O'Brien
- U. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
Efren Dela Cruz
- V. Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn Rancheria:
Drew DeViller Hai Ly
- W. Tortoise Rock Casino - Twenty-Nine Palms Band of Mission Indians:
Selena Hogan
- X. Valley View Casino & Hotel - San Pasqual Band of Diegueno Mission Indians:
Christian Sandoval Segura
- Y. Viejas Casino and Resort - Viejas Group of Capitan Grande Band of Mission Indians of the Viejas Reservation:
Lisa Byers
13. Consideration of Renewal Tribal-State Compact Key Employee Finding of Suitability (Pursuant to the Tribal-State Gaming Compacts):
- A. Barona Resort and Casino - Barona Group of Capitan Grande Band of Mission Indians
Rachel Baca Bruce Lowder Faruk Lushi
Kenneth Murray William Vicaldo Jr
- B. Black Oak Casino - Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:
Alicia Butler Jeffrey Larson John Wilson Jr.
- C. Blue Lake Casino and Hotel - Blue Lake Rancheria:
Jacob Cox Enell Fromel Melissa Ruiz
Kristen Starr

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- D. Cache Creek Casino Resort - Yocha Dehe Wintun Nation:
George Chadwick Phonsay Houangvilay Jason Jang
Pang Pfeiffer Koy Saechao
- E. Cahuilla Casino - Cahuilla Band of Mission Indians:
Edgar Tibayan
- F. Chicken Ranch Casino - Chicken Ranch Rancheria of Me-Wuk Indians:
Dennis Ponder Sr.
- G. Chukchansi Gold Resort and Casino - Picayune Rancheria of Chukchansi Indians:
Michelle Green
- H. Colusa Casino Resort - Cachil DeHe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:
Josiah Westby
- I. Coyote Valley Casino - Coyote Valley Band of Pomo Indians:
Steven Lowblad
- J. Diamond Mountain Casino & Hotel - Susanville Indian Rancheria:
Farley Etpison Robert Nay
- K. Eagle Mountain Casino - Tule River Indian Tribe of the Tule River Reservation:
Martha Lopez
- L. Fantasy Springs Resort Casino - Cabazon Band of Mission Indians:
Evelia Ayala Sela Curry
- M. Jackson Rancheria Casino Resort - Jackson Rancheria of Me-Wuk Indians:
Elizabeth Cabrera Garrison Campa-Campbell Kia Lykins
Muey Saechao Michael Turngren
- N. Jamul Casino - Jamul Indian Village:
Joshua Westwood
- O. Konocti Vista Casino - Big Valley Band of Pomo Indians of the Big Valley Rancheria:
Jorge Garcia Glenna Sabine
- P. Lucky 7 Casino - Smith River Rancheria:
Marla Richards John Scott Duane Walker Jr
- Q. Mono Wind Casino - Big Sandy Rancheria Band of Western Mono Indians:
Antonio Gomez
- R. Pala Casino Spa and Resort - Pala Band of Luiseno Mission Indians of the Pala Reservation:
Gulfield Jones Clayton Lent Richard Youngken
- S. Pechanga Resort & Casino - Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:
Mohsan Abraham Enrique Appel Ameer Baraichi
Jovie Esteves Jozef Grzebyk Robert Legge Jr.
Amity Nickell Lilia Simbahan Justin Tanner
Paul Tien Sergio Valencia
- T. Red Hawk Casino - Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria:
David Chambers II Elizabeth Horstman Daniel Inman
Kyle Vitale
- U. River Rock Casino - Dry Creek Rancheria Band of Pomo Indians:
Rolando Cardona Amanda Dobson

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- V. Soboba Casino - Soboba Band of Luiseno Indians:
Kristin Baker Marvin Tabron Jr.
- W. Sycuan Casino and Resort - Sycuan Band of the Kumeyaay Nation:
Dawna Andersen Juan Baca John Baines
Paul Chant Enrique Conchas Rene De Ocampo
Daniela Gonzalez Jorge Guerrero Jr. Erika Hoffard
Daniel Tse
- X. Table Mountain Casino - Table Mountain Rancheria:
Richard Acuna Robert Goslin Jr. Jose Lopez
Jose Rodriguez Robert Yang
- Y. Tachi Palace Hotel and Casino - Santa Rosa Indian Community:
Joshua Donahue Duoc Le Leah Rogge
Howard Works Fong Yang
- Z. Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn Rancheria:
Iqbal Kang Johnny Le Irene Luong
Sokhanna Ouk Wayne Woods Jr. Charles Zurek III
- AA. Viejas Casino and Resort - Viejas Group of Capitan Grande Band of Mission Indians of the Viejas Reservation:
Martha Gawara Ashley Solis

Action:

Upon motion of Commissioner To, seconded by Commissioner LaBrie, and unanimously carried in a vote by roll call with Chairman Evans, Commissioner LaBrie, and Commissioner To voting yes; the Commission approved Consent Calendar items 10 through 13.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA:

None.

CLOSED SESSION DISCLOSURE:

Chief Counsel Vlaanderen disclosed that the Commissioners would meet in Closed Session on the following:

- I. Litigation (Government Code section 11126(e)):
H. *Callaye Jo Strauss v. California Gambling Control Commission*, Sacramento County Superior Court (34-2018-80002882)
- II. Hearing Deliberations Pursuant to Government Code Section 11126(c)(3):
H. In the Matter of the Application for Approval of Tribal Key Employee Finding of Suitability for Joshua Ryan Metcalfe, (GCADS-TPPL-014490)

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)

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- B. *Eric G. Swallow v. California Gambling Control Commission*, Sacramento County Superior Court (34-2016-800002402)
- 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. *Tongtous Yang v. California Gambling Control Commission et al.*; Sacramento County Superior Court (34-2017-80002744)
- H. *Callaye Jo Strauss v. California Gambling Control Commission*, Sacramento County Superior Court (34-2018-80002882)

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.2015110463)
- B. In the Matter of the Application for Approval of Work Permit for Stephen Herrera, (CGCC-2017-1005-6)
- C. In the Matter of the Application for Approval of Third-Party Proposition Player Services License for Fabian Samuel Torres, (CGCC-2017-1218-17D)
- D. In the Matter of the Application for Approval of Renewal Key Employee Portable Personal License and the Statement of Issues for Leon Bernardi, (GEKE-001408; OAH No. 2016030545)
- E. In the Matter of the Application for Renewal of Third Party Providers of Proposition Players Services Player License and the Statement of Issues for Joseph Capps, (TPPL-006948; OAH No. 2016100308)
- F. In the Matter of the Application for Approval of Renewal of State Gambling License for Poker Flats Casino, (CGCC-2017-0727-9D)
- G. In the Matter of the Application for Approval of Gambling Establishment Key Employee License for Armando Ferreira Alcantar, (GCADS-TPPL-014490)
- H. In the Matter of the Application for Approval of Tribal Key Employee Finding of Suitability for Joshua Ryan Metcalfe, (GCADS-TPPL-014490)

ADJOURNMENT:

Chairman Evans adjourned the Commission Meeting into Closed Session at 10:22. No further information was given.