

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

3927 Lennane Drive, Suite 100
Sacramento, CA 95834
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May 19, 2010

Allan Reniche, Chief Counsel & Executive Officer
Alcoholic Beverage Control Appeals Board
300 Capitol Mall, Suite 1245
Sacramento, CA 95814

Re: Name: Bear River Casino
File: 47-423392
Reg: 08070211
AB: 9047

Dear Mr. Reniche:

Thank you for your recent letter. So all of the parties are kept in-the-loop I want to confirm that I sent PDF copies of the exhibits and transcript to Cheryl Schmitt. Ms. Schmitt represented she would forward the copies to Mr. Krahforst as well as the Singley Hill Homeowners Association.

Moreover, the Department wishes to inform the Board and the parties that the Department will not be filing a brief.

I urge the parties not to read anything into this decision as the only reasons why the Department will not file a brief are: 1) the Department did not participate in the underlying hearing and was merely the forum for the hearing; and, 2) it appears the findings contained in the ALJ's Proposed Decision – as adopted by the Department - are supported by the evidence and the remedy within the sphere of reasonableness.

Again, thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Dean Lueders".

Dean Lueders, Staff Counsel

cc: Michael Acosta
Noel Krahforst
Singley Hill Homeowners Association
Cheryl Schmitt
Redding District Office