

ALCOHOLIC BEVERAGE CONTROL APPEALS BOARD

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May 5, 2010

Dean Lueders
Staff Counsel
Department of ABC
3927 Lennane Drive, Suite 100
Sacramento, CA 95834

Re: BEAR RIVER CASINO, dba Bear River Casino v.
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
AB-9047; File No. 47-423392; Reg. 08070211

Dear Mr. Lueders:

This will acknowledge your letter of April 28, 2010, concerning the above matter.

I have had various conversations with several of the individuals involved in this appeal concerning parties and scheduling, and by this letter try to get everyone on the same page.

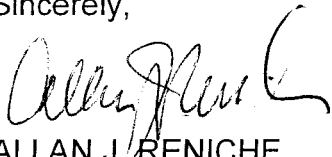
First, since the Department has, as you point out, adopted the decision as its own, it is necessarily a party to the appeal. Should the Department elect to file a brief in opposition to the appellant's brief, it will be due on or before June 2, 2010. Given that no proof of service accompanied the appellant's brief which the Board received via facsimile, I am enclosing copies for all concerned.

The Singley Hill Homeowners Association (SHHA), the entity which filed the accusation, is also a party. I have advised Mr. Krahforst that SHHA's brief in opposition is also due on or before June 2, 2010.

I have also been advised by Cheryl Schmitt, who I understand has been advising SHHA, that Mr. Jim McVicker, a member of SHHA, will be assisting or replacing Mr. Krahforst as a spokesperson for SHHA. I do not have Mr. McVicker's address, so am unable to copy him on this letter.

Should any of the recipients have any questions, please feel free to call. Otherwise, I look forward to meeting some or all of you on July 1, 2010, when this matter is set for oral argument in San Francisco.

Sincerely,



ALLAN J. RENICHE
Chief Counsel

AJR:bc
Enclosure

cc: Michael Acosta, w/encl.

✓ Noah Krahforst, w/encl.
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Loleta, CA 95551

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Cheryl Schmitt, w/encl.
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