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RECEIVED  
PLANNING DEPARTMENT

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May 28, 2025

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MAY 29 2025

Dept. of Alcoholic Beverage Control  
Sacramento

VIA OVERNIGHT MAIL

Department of Alcoholic Beverage Control  
Attn: Candace Martinez, Licensing Manager  
2400 Del Paso Road, Suite 155  
Sacramento, CA 95834

Re: **Petition for Condition Modification: Shingle Springs Tribal  
Gaming Authority, Express Fuel Travel Center, File No. 20-  
656155**

Dear Ms. Martinez:

The Shingle Springs Tribal Gaming Authority (the "Gaming Authority") petitions the Department for modification of operating conditions currently imposed on License No. 20-656155 (the "License") held at the Express Fuel Travel Center. Specifically, the Gaming Authority requests the following:

- Removal of current License Condition #2 which restricts the presence of amusement machines or video game devices on the premises.

The Gaming Authority requests this modification because the condition is not necessary to protect public health or safety, and its removal will not negatively affect any interested party or have a detrimental impact on the surrounding community. The Gaming Authority has held the License for the past year (with the tribe's related development company holding the license for the previous five years) without any alcohol-related problems, incidents or complaints, and takes pride in operating as a responsible neighbor providing valuable services to the community. For these reasons, the Gaming Authority should be afforded the operational flexibility to maintain amusement devices on the premises. Upon approval, the Gaming Authority

May 28, 2025

Page 2

plans to place a single 'claw machine' arcade game within the travel center with no intention of conducting any actual gaming activities at the facility.

The Gaming Authority respectfully requests that the Department grant this Petition under California Business & Professions Code section 23803 and California Code of Regulations, Title 4, Division 1, Rule 66. We invite further discussion on our proposed modification and welcome feedback or suggestions from the Department.

Please find enclosed completed and executed form ABC-244 and the required \$580 payment to process this Petition. If you have any questions or need for additional information, please do not hesitate to contact me.

Sincerely,

*/s/ Christian Albrecht*

Christian Albrecht  
Consultant

Enclosure (via overnight mail only)

Section 23803 - Business and Professions Code

Effective January 1, 1998

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Section 23803: Statutes of 1997, Chapter 454: SB 609 (Karnette)

Section 23803 has been amended to require the department to notify the local governing body of any petition to remove or modify conditions. The local governing body has 30 days in which to object to the modification or removal. A hearing shall be held on the objection if the department recommends approval of the petition. Section 23803 will read as follows:

23803. The department, upon its own motion or upon the petition of a licensee or a transferee who has filed an application for the transfer of the license, if it is satisfied that the grounds which caused the imposition of the conditions no longer exist, shall order their removal or modification, provided written notice is given to the local governing body of the area in which the premises are located. The local governing body has 30 days to file written objections to the removal or modification of any condition. The department may not remove or modify any condition to which an objection has been filed without holding a hearing as provided in Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

Any petition for the removal or modification of a condition pursuant to this section shall be accompanied by a fee of one hundred dollars (\$100).

BEFORE THE  
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL  
OF THE STATE OF CALIFORNIA

IN THE MATTER OF THE APPLICATION OF

2025 JUN 26 AM 11:10

SHINGLE SPRINGS TRIBAL GAMING AUTHORITY  
RED HAWK TRAVEL CENTER  
3920 SHINGLE SPRINGS DR, SHINGLE SPRINGS, CA  
95682

} FILE 20-656155 RECEIVED  
} PLANNING DEPARTMENT

} PETITION FOR CONDITIONAL  
} LICENSE

For Issuance of an Off-Sale Beer And Wine - License

Under the Alcoholic Beverage Control Act

WHEREAS, petitioner(s) has/have filed an application for the issuance of the above-referred-to license(s) for the above-mentioned premises; and,

WHEREAS, pursuant to Section 23958 of the Business and Professions Code, the Department may deny an application for a license where issuance would result in or add to an undue concentration of licenses; and

Whereas, the proposed premises are located in Census Tract #309.02 where there presently exists an undue concentration of licenses as defined by Section 23958.4 of the Business and Professions Code; and,

WHEREAS, the issuance of an unrestricted license would be contrary to public welfare and morals;

NOW, THEREFORE, the undersigned petitioner(s) do/does hereby petition for a conditional license as follows, to-wit:

- 1 No alcoholic beverages shall be sold and/or delivered to any person while such person is in a motor vehicle.
- 2 **There shall be no amusement machines or video game devices in or on the premises at any time.**
- 3 No pay phone will be maintained on the interior or exterior of the premises.
- 4 The parking lot of the premises shall be equipped with lighting of sufficient power to illuminate and make easily discernible the appearance and conduct of persons on or about the parking lot. Additionally, the position of such lighting shall not disturb the normal privacy and use of any neighboring residences.
- 5 The petitioner(s) shall post a prominent, permanent sign stating, "NO OPEN ALCOHOLIC BEVERAGE CONTAINERS ARE ALLOWED ON THESE PREMISES" in a place that is clearly

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Initials



- visible to patrons of the licensed premises, including the dog run and picnic area. The signs shall be at least two feet square with at least two inch block lettering.
- 6 Petitioner shall not permit any person to possess an open container or consume alcoholic beverages in or around the licensed premises, including the adjacent dog run and the picnic area.
  - 7 The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control.
  - 8 Any graffiti painted or marked upon the premises or on any adjacent area under the control of the licensee(s) shall be removed or painted over within 72 hours of being applied.
  - 9 The petitioner(s) shall post a prominent, permanent sign stating, "NO LOITERING IS ALLOWED ON OR IN FRONT OF THESE PREMISES" in a place that is clearly visible to patrons of the licensed premises. The sign shall be at least two feet square with at least two inch block lettering.
  - 10 Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises.

This petition for conditional license is made pursuant to the provisions of Sections 23800 through 23805 of the Business and Professions Code and will be carried forward in any transfer at the applicant-premises.

Petitioner(s) agree(s) to retain a copy of this petition on the premises at all times and will be prepared to produce it immediately upon the request of any peace officer.

The petitioner(s) understand(s) that any violation of the foregoing condition(s) shall be grounds for the suspension or revocation of the license(s).

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Applicant/Petitioner

\_\_\_\_\_  
Applicant/Petitioner