

Memorandum

TO: PUBLIC SAFETY, FINANCE, AND
STRATEGIC SUPPORT COMMITTEE

FROM: Edgardo Garcia

SUBJECT: SEE BELOW

DATE: September 4, 2019

Approved



Date

9-5-19

SUBJECT: IMPACT OF CARDROOM GAMBLING ON CRIME ANNUAL REPORT

RECOMMENDATION

Accept the annual report on the impact of cardroom gambling on crime in the San José metropolitan area for 2018-2019.

EXECUTIVE SUMMARY

In comparison to the prior fiscal reporting period, there has been a decrease in calls for service and an increase of reported incidents at Sutter's Place, dba Bay 101 Casino Cardroom ("Bay 101 Casino"); and an increase in both calls for service and reported incidents at Garden City, Inc., dba Casino M8trix ("Casino M8trix") during the current reporting period July 1, 2018 through June 30, 2019. Reported incidents involving arrests at Bay 101 Casino slightly decreased and Casino M8trix remained the same during the current fiscal period when compared to the previous fiscal period.

In order to determine whether the activity of gambling has had a direct impact on crime in the City, an in-depth investigation must be undertaken into each and every incident listed in this report. This report will not do that. Rather, this report will provide the reader with information on the types of incidents that have occurred at each cardroom and attempts to identify those incidents that are gambling in nature (e.g., cheating, underage gambling, etc.). In order to provide a sense of how the cardrooms are operating and whether or not they are complying with the City's gaming regulations, the Department will provide the Public Safety, Finance and Strategic Support Committee with a "Cardroom Compliance with Title 16 of the San Jose Municipal Code Annual Report" under separate cover.

BACKGROUND

There are two permitted cardrooms operating in the City of San Jose: Bay 101 Casino and Casino M8trix. Subsection (A) of Section 16.04.050 of the San Jose Municipal Code (Code) states, in relevant part: "The Chief of Police shall prepare an Annual Report evaluating the

impact of cardroom gambling on crime in the San Jose metropolitan area." This Section of the Code was first codified and adopted by the City Council in 1996 to help the Council understand what, if any, impact gaming activity was having on overall crime in the City. Since then, the Crime Analysis Unit has provided crime statistics for all incidents occurring each year at the cardrooms.

Beginning with fiscal year 2012-2013, a distinction was drawn between crimes that are gaming in nature (crimes occurring at the cardroom premises with a direct nexus to gambling) and those incidents that are not gaming related (incidents that occurred at the cardroom premises with no direct nexus to gambling). Of note, although the Department acknowledges that incidents occurring off cardroom properties (e.g. burglary, robbery, domestic violence) could very well be related to gambling as a result of gambling losses, gambling addictions, and other socioeconomic factors, the Department is unable to tie them directly to any cardroom without information from the complaining parties. As such, incidents occurring off-site will not be reported herein.

BACKGROUND

Crime/Incident Statistics for Bay 101 Casino and Casino M8trix for Fiscal Year 2018-2019

The San Jose Police Department maintains records of all calls for service and reported incidents. Calls for service are calls that come into the San Jose Police Dispatch Center requesting or requiring dispatch of a patrol unit. Reported incidents are incidents in which a report is generated by a member of the public or a police officer. Not all calls for service result in a reported incident and not all reported incidents result in an arrest. In addition, for a call for service or reported incident to be specifically attributed to a cardroom, the individual cardroom address must be referenced in the dispatch system or noted on the police report as the location of occurrence. Only those statistics which can be directly related to the cardrooms during Fiscal Year 2018-2019 are included in this report.

Calls for Service

Table 1: GAMBLING CRIMES, CALLS FOR SERVICE
Crimes occurring at the cardroom premises with a direct nexus to gambling.

	2016-2017		2017-2018		2018-2019	
	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX
CALLS FOR SERVICE						
CHEATING	1	1	5	0	0	0
UNDERAGE GAMING	0	0	0	0	0	0
SUBTOTAL	1	1	5	0	0	0

Table 2: OTHER INCIDENTS, CALLS FOR SERVICE
Incidents occurring at the cardroom premises with no direct nexus to gambling.

CALLS FOR SERVICE	2016-2017		2017-2018		2018-2019	
	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX
ASSAULT WITH DEADLY WEAPON	0	2	0	0	1	1
ATTEMPT TO LOCATE	1	2	0	0	1	2
BATTERY	2	6	3	8	6	1
BATTERY & EMS RESPONSE	0	0	0	1	0	0
BRANDISHING/WEAPON	0	0	0	0	2	0
CAR JACKING	0	1	1	0	0	0
CITIZEN FLAG DOWN	0	0	0	2	0	0
CIVIL STANDBY	0	0	0	0	0	2
COUNTERFEIT CURRENCY	40	48	48	37	32	46
CRIMINAL THREATS	2	0	1	0	0	2
DOMESTIC VIOLENCE	0	1	0	0	1	1
DEFRAUDING AN INNKEEPER	3	0	3	1	9	0
DISTURBANCE	18	21	18	28	15	22
DISTURBANCE FAMILY	2	4	2	2	0	2
DISTURBANCE FIGHT	2	3	4	3	4	4
DISTURBANCE UNKNOWN	1	0	1	0	1	1
DISTURBANCE WEAPON	0	0	1	0	0	0
DRUNK IN PUBLIC	0	0	0	0	1	0
DUI	0	1	1	12	0	6
EMBEZZLEMENT	1	2	1	0	1	0
EXTORTION	1	0	0	0	0	2
HIT / RUN (FELONY)	1	0	0	0	0	0
HIT/RUN (MISD)	4	5	0	8	4	7
FIRE DEPARTMENT AID	0	0	0	0	2	1
FOLLOW UP	2	0	7	2	1	1
FOUND PROPERTY	0	1	2	0	3	1
FRAUD / FORGERY	5	7	7	6	4	6
GRAND THEFT	0	0	0	0	1	2
HANDICAPPED PARKING	0	0	0	0	1	1
INFORMATION	3	2	8	6	6	4

Table continues on next page.

CALLS FOR SERVICE

	2016-2017		2017-2018		2018-2019	
	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX
MALICIOUS MISCHIEF	1	1	5	2	1	1
MEET THE CITIZEN	13	3	3	12	9	13
MENTALLY DISTURBED	1	1	0	0	0	0
MISSING PERSON, MENTAL Handicap	0	0	0	0	0	0
MISSING PERSON	0	0	0	1	0	1
NARCOTIC VIOLATIONS	1	0	0	1	1	1
PARKING VIOLATION	0	0	2	0	0	1
PAROLE VIOLATION	0	0	1	1	0	0
PATROL CHECK	0	0	0	1	1	0
PHONE YOUR OFFICE	1	0	0	0	0	0
PEDESTRIAN STOP	1	0	0	0	0	1
PERSON DOWN	1	0	0	0	1	0
PETTY THEFT	0	0	1	0	3	0
PREMISE CHECK	0	0	0	0	5	3
RECIEIVING STOLEN PROP.	0	0	0	0	0	1
RECKLESS DRIVING	0	2	0	0	0	1
SEXUAL BATTERY	0	1	0	1	0	0
STAKE OUT	0	0	1	0	2	1
STALKING	0	0	0	0	1	0
STOLEN PLATE	0	0	0	0	0	1
STOLEN VEHICLE	8	6	4	3	1	4
STOLEN VEHICLE RECOVERED	2	2	2	2	2	0
SUSPICIOUS CIRCUMSTANCES	1	2	4	6	5	4
SUSPICIOUS PACKAGE	0	0	0	1	0	0
SUSPICIOUS PERSON	2	1	3	4	2	3
SUSPICIOUS VEHICLE	0	1	1	1	0	1
THEFT	5	8	5	14	9	15
THEFT OF RECYCLABLES	0	0	0	0	0	0
TRAFFIC CONTROL	0	0	0	0	1	0
TRAFFIC HAZARD	0	0	0	0	1	0
TRESPASSING	2	1	1	4	1	5
UNKNOWN CIRCUMSTANCE	0	0	0	0	0	0
VEHICLE ACCIDENT PROPERTY/NON-INJURY	1	1	3	4	1	3
VEHICLE ACCIDENT, UNKNOWN INJURIES	0	0	0	0	0	0
VEHICLE ACCIDENT, AMB DISPATCHED	0	1	0	1	0	0

Table continues on next page.

CALLS FOR SERVICE	2016-2017		2017-2018		2018-2019	
	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX
VEHICLE BURGLARY	4	4	6	3	5	16
VEHICLE STOP	1	1	5	1	8	1
VEHICLE TAMPERING	0	0	0	0	0	0
VIOLATION OF COURT ORDER	0	0	0	0	0	0
WARRANT / FELONY	1	0	0	0	0	0
WARRANT / MISDEMEANOR	1	0	0	0	0	0
GARBAGE COMPLAINT	0	0	0	1	0	0
ROBBERY	1	2	1	1	0	2
WELFARE CHECK	5	5	5	3	2	4
RESISTING ARREST	0	0	0	0	0	1
ATTEMPT TO CONTACT	0	0	0	0	0	0
ALARM CALL	0	0	1	0	0	1
SEARCH	0	0	1	0	0	0
SUBTOTAL	141	149	163	184	158	200

Table 3: COMPARISON, CALLS FOR SERVICE
 Comparison of total calls for service from 2016-2017 through 2018-2019

CALLS FOR SERVICE	2016-2017		2017-2018		2018-2019	
	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX
GAMBLING CRIMES	1	1	5	0	0	0
OTHER INCIDENTS	141	149	163	184	158	200
TOTAL	142	150	168	184	158	200

Figure 1: COMPARISON, CALLS FOR SERVICE
 Comparison of total calls for service from 2016-2017 through 2018-2019
 Gambling Crimes and Other Incidents



The above chart shows that for Fiscal Year 2018-2019, Bay 101 Casino had one hundred fifty-eight calls for service. Of those calls for service, nine resulted in arrests at Bay 101 Casino with none being a gambling crime.

Casino M8trix had two hundred calls for service. Of those calls for service, eleven resulted in arrests at Casino M8trix with none being a gambling crime.

Reported Incidents

Table 4: GAMBLING CRIMES, REPORTED INCIDENTS
 Crimes occurring at the cardroom premises with a direct nexus to gambling

REPORTED INCIDENTS	2016-2017		2017-2018		2018-2019	
	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX
CHEATING	0	0	1	0	0	0
UNDERAGE GAMING	0	0	0	0	0	0
SUBTOTAL	0	0	1	0	0	0

Table 5: OTHER INCIDENTS, REPORTED INCIDENTS
Crimes occurring at the cardroom premises with no direct nexus to gambling

REPORTED INCIDENTS	2016-2017		2017-2018		2018-2019	
	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX
AGGRAVATED ASSAULT	1	4	0	2	3	1
AUTO BURGLARY	4	6	8	4	9	12
AUTO RECOVERY	0	0	0	0	0	0
AUTO THEFT	8	5	1	2	0	4
AUTO TAMPERING	0	0	0	0	3	1
BATTERY	0	0	3	3	3	6
BURGLARY SHOPLIFT	0	0	0	0	1	0
CHECK OFFENSES	4	1	0	0	0	0
FRAUD BY SCAM/SWINDLE	0	0	0	0	1	0
COUNTERFEIT MONEY	2	1	2	1	0	4
CREDIT CARD FRAUD	0	0	1	1	1	1
CRIMINAL THREATS	0	0	0	0	0	2
DEFRAUD INNKEEPER	0	0	0	0	5	0
DISORDERLY CONDUCT	0	0	1	0	0	0
DISTURBING THE PEACE	0	0	0	1	0	2
DRIVING UNDER THE INFLUENCE	0	0	1	1	0	1
DRUNK IN PUBLIC	0	1	1	0	1	0
EMBEZZLEMENT	1	2	1	1	1	1
FICTICIOUS/ NSF CHECK	0	0	0	0	3	3
FORGERY	0	1	2	2	1	3
GRAND THEFT	1	0	0	1	2	5
HIT & RUN	4	4	0	3	3	6
INFORMATION ONLY	3	1	5	11	2	9
LIQUOR OFFENSES	0	0	0	0	0	0
MENTAL CASES	1	1	1	0	0	0
NARCOTICS	1	0	1	0	0	1
OTHER FELONY	0	1	2	4	0	0
OTHER MISDEMEANOR	5	1	7	7	1	0
PETTY THEFT	2	6	4	6	8	10
PROPERTY LOST OR FOUND	5	8	2	10	4	11
RECEIVING STOLEN PROPERTY	0	0	0	1	0	1
RESIST ARREST	0	0	0	0	0	1

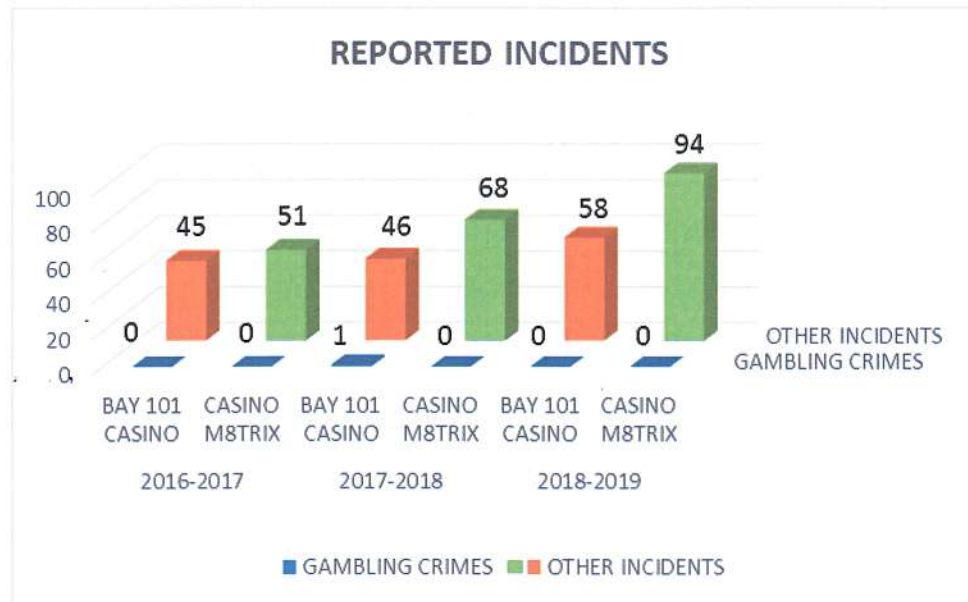
Table continues on next page.

REPORTED INCIDENTS	2016-2017		2017-2018		2018-2019	
	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX
ROBBERY-STRONG ARM	1	0	0	1	0	1
ROBBERY -ARMED	0	2	0	1	0	0
SEX CRIME	0	2	0	1	0	0
STOLEN LICENSE PLATE(S)	0	0	0	0	0	1
STOP INFO ONLY	0	0	0	0	0	1
SUSPICIOUS CIRCUMSTANCES	1	1	0	2	3	2
TRESPASSING	0	0	0	0	1	3
VANDALISM	1	3	3	2	2	1
SUBTOTAL	45	51	46	68	58	94

Table 6: COMPARISON, REPORTED INCIDENTS
Comparison of total reported incidents from Fiscal Years 2016-2017 through 2018-2019

REPORTED INCIDENTS	2016-2017		2017-2018		2018-2019	
	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX
GAMBLING CRIMES	0	0	1	0	0	0
OTHER INCIDENTS	45	51	46	68	58	94
TOTAL	45	51	47	68	58	94

Figure 2: COMPARISON, REPORTED INCIDENTS
Comparison of total calls for service from Fiscal Years 2016-2017 through 2018-2019
Gambling Crimes and Other Incidents



The above chart shows that during Fiscal Year 2018-2019, Bay 101 Casino experienced an increase of eleven reported incidents and Casino M8trix experienced an increase of twenty-six reported incidents from the prior fiscal year.

Reported Incidents Involving Arrests

Table 7: GAMBLING CRIMES, REPORTED INCIDENTS INVOLVING ARRESTS
Crimes occurring at the cardroom premises with a direct nexus to gambling.

REPORTED INCIDENTS INVOLVING ARRESTS	2016-2017		2017-2018		2018-2019	
	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX
CHEATING	0	0	2	0	0	0
UNDERAGE GAMING	0	0	0	0	0	0
SUBTOTAL	0	0	2	0	0	0

Table 8: OTHER INCIDENTS, REPORTED INCIDENTS INVOLVING ARRESTS
Crimes occurring at the cardroom premises with no direct nexus to gambling

REPORTED INCIDENTS INVOLVING ARRESTS	2016-2017		2017-2018		2018-2019	
	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX
ASSAULT W/ DEADLY WEAPON	0	1	0	1	1	0
BURGLARY AUTO	0	0	1	0	0	0
BATTERY	0	1	1	2	1	1
COUNTERFEIT MONEY	0	0	0	0	0	1
DISTURBANCE	0	1	0	0	0	0
DRUNK IN PUBLIC	0	0	1	0	1	0
DRIVING UNDER INFLUENCE	0	0	1	1	0	1
EMBEZZLEMENT	0	2	1	0	1	0
FICTITIOUS NSF CHECK	0	0	0	0	0	1
FORGERY	0	0	0	0	1	0
HIT AND RUN	0	0	0	0	1	0
INFORMATION ONLY	0	0	0	0	0	1
NARCOTICS	1	0	0	1	0	1
PETTY THEFT	0	0	1	0	2	0
RECEIVE STOLEN PROPERTY	0	0	0	0	0	1
RAPE	0	0	0	1	0	0
RESIST ARREST	0	0	0	0	0	1
ROBBERY	0	0	0	2	0	0
TRESPASSING	0	0	1	1	1	3
WARRANTS	2	0	0	0	0	0
OTHER	0	0	1	2	0	0
SUBTOTAL	3	5	8	11	9	11

Table 9: COMPARISON, REPORTED INCIDENTS INVOLVING ARRESTS
Comparison of total reported incidents from Fiscal Years 2016-2017 through 2018-2019
Gambling Crimes and Other Incidents

REPORTED INCIDENTS INVOLVING ARRESTS	2016-2017		2017-2018		2018-2019	
	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX	BAY 101 CASINO	CASINO M8TRIX
GAMBLING CRIMES	0	0	2	0	0	0
OTHER INCIDENTS	3	5	8	11	9	11
TOTAL	3	5	10	11	9	11

Figure 3: COMPARISON, REPORTED INCIDENTS WITH ARRESTS MADE
Comparison of total calls for service from Fiscal Years 2016-2017 through 2018-2019
Gambling Crimes and Other Incidents



Figure 3 shows that in Fiscal Year 2018-2019, there was a total of nine arrests made at Bay 101 Casino, with none being a gambling crime; and a total of eleven arrests made at Casino M8trix with none being a gambling crime.

ANALYSIS

A review of Bay 101 Casino's statistics revealed that during Fiscal Year 2018-2019, there were one hundred and fifty-eight calls for service of which none were for a gambling crime. In addition, there were fifty-eight reported incidents, of which none were for a gambling crime.

September 4, 2019

Subject: Impact of Cardroom Gambling on Crime Annual Report

Page 12

The final analysis shows that there were nine reported incidents that resulted in arrests being made, with none being a gambling crime.

A review of Casino M8trix's statistics revealed that during Fiscal Year 2018-2019, there were two hundred calls for service, none of which were a gambling crime. In addition, there were ninety-four reported incidents, none of which were a gambling crime. The final analysis shows there were eleven reported incidents that resulted in arrests being made, with none being a gambling crime.

COORDINATION

This report was coordinated with the City Attorney's Office.

/s/

Edgardo Garcia
Chief of Police

For questions, please contact Kirill Yermanov, Acting Gaming Administrator, in the Division of Gaming Control at 408-794-1474.