Meeting Agenda
Items 6 – 11

6. Miscellaneous Final Orders
   - 6.1. 2024-069998 – Hughes, Freddie
   - 6.2. 2025-005708 – Perry, Willie Paul
7. Discussion of Recommended Orders
   - 7.1. 2024-058076 – Marks, Daniel Patrick
   - 7.2. 2024-058104 – Wadzinski, James Daniel
   - 7.3. 2024-058143 – Moreno, Levi Matthew
   - 7.4. 2024-059029 – Sausaman, Daniel Paul
   - 7.5. 2024-063690 – Chavis, Jessica Leeann
   - 7.6. 2024-067234 – Tumlin, Andrew Joseph
8. Discussion of Request for Waivers
   - 8.1. 2025-047551 – Sykes, Russell Andre
   - 8.2. 2025-058041 – Levy, Tamara
   - 8.3. 2025-043789 – Thomas, Shon D.
9. Discussion of Motion to Vacate Final Order or Amend Final Order
   - 9.1. 2024-039228 – Wu, Christopher
10. Discussion of License Denials
    - 10.1. 2025-050439 – Brown, Jeremy Joseph
    - 10.2. 2025-057005 – Despres, David Allen Peter
11. Discussion of Final Order pursuant to request from respondent
    - 11.1. 2025-037578 – Cammaleri, Lisa Ann

6. Miscellaneous Final Orders

MEMORANDUM

To:	The Florida Gaming Control Commission
From:	Division of Pari-Mutuel Wagering
Through:	Emily Alvarado, Chief Attorney
Re:	FGCC v. Freddie Hughes
	Case No. 2024-069998 Final Order
Date:	August 28, 2025

Executive Summary

Freddie Hughes ("Applicant") submitted an application for a pari-mutuel wagering general individual occupational license. Based on Applicant's disqualifying offenses, the Florida Gaming Control Commission issued to Applicant a Letter of License Denial. Although Applicant timely requested a formal hearing, the request for a hearing failed to comply with statutory requirements applicable to such request. Based on the defective request, the Clerk of the Commission issued an order denying Applicant's request without prejudice. Under the order, Applicant was afforded 15 days to cure the defect in her request for a hearing. Applicant failed to respond. The time for Applicant to request a hearing in this matter and/or to cure the defective request for a hearing has now lapsed.

Pertinent Facts

On October 15, 2024, the Applicant submitted an application for a pari-mutuel wagering general individual occupational license to the Division. On this application, the Applicant answered "yes" to the question asking if he has been convicted of a disqualifying offense and disclosed various offenses. On October 24, 2024, the Applicant received a deficiency letter from the Division requesting an updated application, and disposition and arrest records for various arrests from Miami-Date and Broward County, Florida.

Based on Commission's records, the Applicant held a pari-mutuel wagering general individual occupational license from August 25, 2017, to January 9, 2018.[1]The Applicant, while a licensee, was convicted of disqualifying offenses.[2]

[1] On August 20, 2014, the Applicant was previously granted a waiver of his felony convictions, in a Consent Order that the Applicant signed and agreed to. Applicant agreed to be subject to rule 75-11.011, Florida Administrative Code, which requires Applicant to provide written notification to the division when the Applicant has been arrested within 5 days of the arrest.

[2] The Applicant was convicted of Burglary and Grand Theft in Miami-Dade, Florida on September 9, 1988, and of Possession of Cocaine in Miami-Dade, Florida on September 7, 2007.

On October 24, 2015, and September 15, 2017, the Applicant violated the terms of the August 21, 2014, Consent Order, by failing to notify the Division of his subsequent arrests. As licensure discipline for violating the terms of the Consent order, the Division of Pari-Mutuel Wagering, Department of Business and Professional revoked Applicant's license.

On April 20, 2020, the Applicant's application for a pari-mutuel wagering general individual occupational license was denied based on the violation of the consent order and the revocation of his prior license. On September 16, 2022, the Applicant's application for a pari-mutuel wagering general individual occupational license was denied based on the prior revocation of his license and the 2020 denial.

On March 13, 2025, the Florida Gaming Control Commission issued to Applicant a Letter of License Denial. On May 1, 2025, Applicant filed an Election of Rights form, requesting a formal hearing pursuant to 120.57(1), Florida Statutes (the "Request for Hearing"). The Request for Hearing failed to contain all the information required by law, specifically, the Commission received the Election of Rights past the 21 days of receipt of the administrative complaint. Thus, the Election of Rights was untimely filed.

On May 29, 2025, the Clerk of the Commission issued an Order of Dismissal informing Applicant that the request for a hearing is dismissed without prejudice because Applicant failed to timely file the Election of Rights, and affording Applicant 15 days from the date of the Order of Dismissal to cure the defect. Applicant was informed that his failure to respond will result in a final order dismissing the hearing request with prejudice and that this matter would be presented to the Commission for the issuance of a Final Order dismissing the request for hearing with prejudice and denying the Applicant's application. Applicant did not respond to the Order of Dismissal.

Relevant Law

Section 550.105(5)(a), Florida Statutes, provides in pertinent part that:

> "[t]he commission may… [d]eny a license to or revoke, suspend, or place conditions upon or restrictions on a license of any person who has been refused a license by any other state racing commission or racing authority or has been subject to a provisional suspension or period of ineligibility by the federal Horseracing Integrity and Safety Authority (HISA), or another such authority designated by the Federal Trade Commission."

Section 550.105(5)(b), Florida Statutes, provides in pertinent part that:

> ". . .the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license . . . has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering."

Section 550.105(5)(c), Florida Statutes, provides in pertinent part that:

> "[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the commission."

Rule 75-5.006(2), provides, that:

> "[t]he applicant shall establish proof of rehabilitation and demonstrate good moral character. The waiver applies to criminal convictions or discipline by any racing jurisdiction disclosed to the division, unless revoked by the division for violation of Chapter 550, F.S., or these rules."

Section 120.569(2)(c), Florida Statute, provides:

> Unless otherwise provided by law, a petition or request for hearing shall include those items required by the uniform rules adopted pursuant to s. 120.54(5)(b). Upon the receipt of a petition or request for hearing, the agency shall carefully review the petition to determine if it contains all of the required information. A petition shall be dismissed if it is not in substantial compliance with these requirements or it has been untimely filed. Dismissal of a petition shall, at least once, be without prejudice to petitioner's filing a timely amended petition curing the defect, unless it conclusively appears from the face of the petition that the defect cannot be cured. The agency shall promptly give written notice to all parties of the action taken on the petition, shall state with particularity its

> reasons if the petition is not granted, and shall state the deadline for filing an amended petition if applicable. This paragraph does not eliminate the availability of equitable tolling as a defense to the untimely filing of a petition.

Staff Recommendation: The Division recommends that the Florida Gaming Control Commission enter a final order dismissing the request for a hearing with prejudice, adopting the findings of fact in the Letter of License Denial, and denying the Applicant's application.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 5/29/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FREDDIE HUGHES

Petitioner,

v.

FLORIDA GAMING CONTROL COMMISSION, DIVISION OF PARI-MUTUEL WAGERING,

FGCC Case No.: 2024-069998

Respondent.
_____/

ORDER OF DISMISSAL WITHOUT PREJUDICE FOR LEGAL INSUFFICIENCY PURSUANT TO SECTION 120.569(2)(c), FLORIDA STATUTES, TO ALLOW FOR AMENDMENT AND RESUBMISSION OF PETITION

BY THIS ORDER, the Clerk of the Commission advises FREDDIE HUGHES ("Petitioner") that Petitioner's request for an administrative hearing is defective, that the defective request for an administrative hearing is dismissed without prejudice, and that Petitioner may cure the defect by filing a corrected or amended request for an administrative hearing **within 15 days** of the date on which this Order is signed.

Petitioner's request for an administrative hearing is defective for the following reason:

1. _x_ The request for an administrative hearing was untimely filed.

Please note: If this item is checked, Petitioner's request for an administrative hearing was not filed within the time period required by Rule 28-106.111(2) of the Florida Administrative Code.

A person seeking a hearing on an agency decision, such as the Letter of License Denial, shall file a petition for an administrative hearing with the agency within 21 days of receipt of written notice of the agency decision. Fla. Admin. Code R. 28-106.111(2). The Commission is required by law to dismiss a request for an administrative hearing if it is not timely filed. § 120.569(2)(c), Florida Statutes.

Petitioner received the Letter of License Denial on **3/21/2025.** The Commission received Petitioner's request for an administrative hearing on **5/01/2025**, which is more than 21 days from the date of receipt of the Letter of License Denial.

If Petitioner does not respond to this Order **within 15 days** of the date this Order is signed showing that the request for administrative hearing was timely filed or that

equitable tolling applies to the untimely filing of a petition, this matter will be presented at a duly noticed Commission meeting for the issuance of a Final Order consistent with the Letter of License Denial.

2. _ The request for an administrative hearing is legally insufficient.

Please note: If this item is checked, Petitioner's request for an administrative hearing does not include those items required by Rule 28-106.201 of the Florida Administrative Code, attached hereto as Exhibit A. The Commission is required by law to dismiss a request for an administrative hearing that is not in substantial compliance with the requirements of Rule 28-106.201 of the Florida Administrative Code. § 120.569(2)(c), Florida Statutes.

If Petitioner's request for an administrative hearing was timely received by the Commission, Petitioner may amend the request for an administrative hearing to include the information required by Rule 28-106.201 of the Florida Administrative Code. If Petitioner does not respond to this Order **within 15 days** of the date this Order was signed correcting the defective request for an administrative hearing, this matter will be presented at a duly noticed Commission meeting for the issuance of a Final Order consistent with the Letter of License Denial.

Dated this 29th day of May, 2025.

/s/ Melba Apellaniz
MELBA APELLANIZ
CLERK OF THE COMMISSION

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 29th day of May, 2025, a true and correct copy of the foregoing document has been sent via email to:

FREDDIE HUGHES

HUGHES.FREDDIE1959@GMAIL.COM

/s/ Melba Apellaniz
CLERK OF THE COMMISSION
Florida Gaming Control Commission

CC: Ebonie Lanier

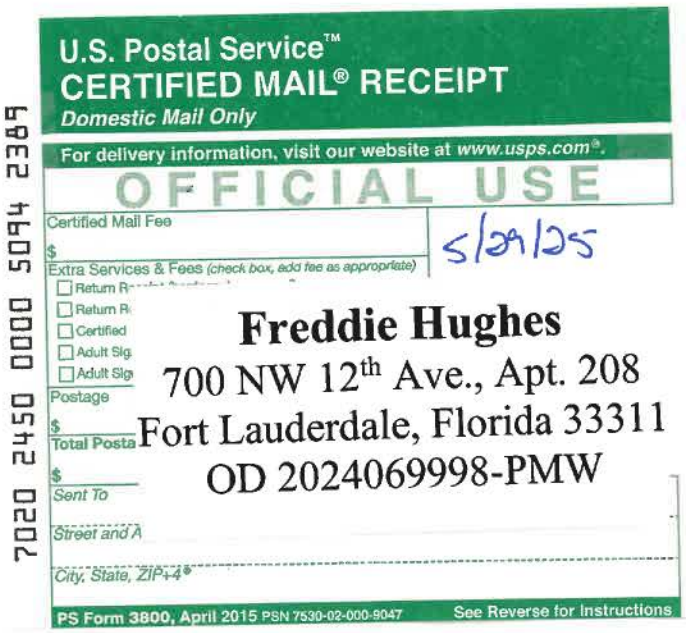

EXHIBIT A

28-106.201 Initiation of Proceedings.

(1) Unless otherwise provided by statute, and except for agency enforcement and disciplinary actions that shall be initiated under Rule 28-106.2015, F.A.C., initiation of proceedings shall be made by written petition to the agency responsible for rendering final agency action. The term "petition" includes any document that requests an evidentiary proceeding and asserts the existence of a disputed issue of material fact. Each petition shall be legible and on 8 1/2 by 11 inch white paper. Unless printed, the impression shall be on one side of the paper only and lines shall be double-spaced.

(2) All petitions filed under these rules shall contain:

(a) The name and address of each agency affected and each agency's file or identification number, if known;

(b) The name, address, any e-mail address, any facsimile number, and telephone number of the petitioner, if the petitioner is not represented by an attorney or a qualified representative; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination;

(c) A statement of when and how the petitioner received notice of the agency decision;

(d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;

(e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's proposed action;

(f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and

(g) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agency to take with respect to the agency's proposed action.

(3) Upon receipt of a petition involving disputed issues of material fact, the agency shall grant or deny the petition, and if granted shall, unless otherwise provided by law, refer the matter to the Division of Administrative Hearings with a request that an administrative law judge be assigned to conduct the hearing. The request shall be accompanied by a copy of the petition and a copy of the notice of agency action.

Rulemaking Authority 14.202, 120.54(3), (5) FS. Law Implemented 120.54(3) FS. History–New 4-1-97, Amended 9-17-98, 1-15-07, 2-5-13.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. FREDDIE HUGHES **CASE NO.: 2024-069998**

AMENDED ELECTION OF RIGHTS

Please read the Administrative Complaint before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Letter of License Denial.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the License Denial you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the License Denial.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) ☐ **I do not dispute the allegations** of material fact in the License Denial and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

_____

_____

_____

Option Two (2) ☐ **I do dispute the allegations** of material fact in the License Denial and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). **I specifically dispute the following facts in the License Denial** (attach extra pages or write on the back if needed):

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the License Denial and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, this letter will act as a Final Order. Pursuant to section 120.68, Florida Statutes, any party adversely affected by this Final Order has the right to seek its judicial review by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the Clerk.

THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

PRINTED NAME	ATTORNEY OR QUALIFIED REPRESENTATIVE
Street Address	Street Address (where service shall be made)
City State Zip	City State Zip
Telephone Number Facsimile Number (if any) Number (if any)	Telephone Number Facsimile
E-mail	E-mail
SIGNATURE	

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 5/01/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. HUGHES, FREDDIE **CASE NO.: 2024-069998**

ELECTION OF RIGHTS

Please read the Letter of License Denial before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Letter of License Denial.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Letter of License Denial, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Letter of License Denial.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) ☐ **I do not dispute the allegations** of material fact in the Letter of License Denial and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

Option Two (2) ☑ **I do dispute the allegations** of material fact in the Letter of License Denial and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). **I specifically dispute the following facts in the Letter of License Denial** (attach extra pages or write on the back if needed): freddie Hughes Reapplying for my State License to be able to run horses from the farm like to have Hearing

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Letter of License Denial and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, this letter will act as the Final Order. Pursuant to section 120.68, Florida Statutes, any party adversely affected by this Final Order has the right to seek its judicial review by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the is filed with the Clerk.

THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

Freddie Hughes	
PRINTED NAME	ATTORNEY OR QUALIFIED REPRESENTATIVE
700 NW 12 Ave APT: 208 Fort Lauderdale.	
Street Address 33311 fl	Street Address (where service shall be made)
Fort Lauderdale fl 33311	
City State Zip	City State Zip
305-783-9787	
Telephone Number Facsimile Number (if any)	Telephone Number Facsimile Number (if any)
hughes.freddie@1959.	
E-mail	E-mail
Freddie Hughes	
SIGNATURE	

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

Domain **100 - Division of Pari-Mutuel Wagering** Logged in as: **mpacheco**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1022 - Pari-Mutuel General Individual Occupational**			Status	**210 Notice of Intent to Deny License Filed**	Status Date	**03/13/2025**
Complaint #	**2024069998**	Case Type	**CMP - Complaint**	Disposition	**305 Denied**	Disposition Date	**03/13/2025**
Docket#		Respondent	**HUGHES, FREDDIE**	Responsible	**charris - HARRIS, CYNTORIA**		**Public Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**LIC - Licensee**	Security Level	**1**
Form	**WALK - Walk-in**	Priority	**1**
Class'n	**IIIB - Waivers**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**10/16/2024**
Region	**SR - Southern Region**	Received	**12/10/2024**
Reference			
Entered	**12/10/2024**	Entered By	**cstubbs1**
Summary	**3/13/2025 - Notice of Intent to Deny License Filed: Respondent's Application for Pari-Mutuel Wagering General Individual Occupational License and Request for Waiver are DENIED - 2/19/2025 - Waiver File Received in Legal, Case assigned to E.Alvarado. 321 - GULFSTREAM PARK RACING ASSOCIATION, INC**		
Updated	**03/18/2025 10:41:36**	By	**gricks**

Parties | Activities | Allegations | Discipline | Violations | Compliance | Related | Disposition | Inspection | Costs | Time Tracking | Auto Assign | Attachments | History | Work Notes | Print Report

Change | Save | OK | Cancel | Back

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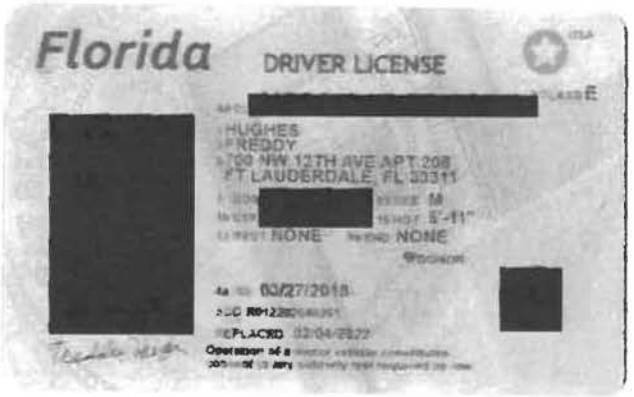
SOCIAL SECURITY
[redacted]
FREDDIE
HUGHES
04/01/2010


Florida
DRIVER LICENSE
[redacted]
HUGHES
FREDDY
700 NW 12TH AVE APT 208
FT LAUDERDALE, FL 33311
[redacted]
M
5'-11"
NONE
NONE
03/27/2018
[redacted]

Florida Gaming Control Commission

March 13, 2025

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 3/13/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

Mr. Freddie Hughes
700 Northwest 12th Avenue, Apt. 208
Fort Lauderdale, Florida 33311

Letter of License Denial

Dear Mr. Hughes:

This Letter of License Denial ("Denial") serves to inform you that your application for Pari-Mutuel Wagering General Individual Occupational License and Request for Waiver is denied in accordance with the provisions of chapter 550, Florida Statutes, and the rules promulgated thereunder. This Denial is based upon the following:

(1) By Final Order issued by the Department of Business and Professional Regulation on January 10, 2018, Case No. 2017-042629, you were found to be in violation of the provisions of the rules of the Commission governing the conduct of persons connected with racetracks and frontons; and

(2) By Final Order issued by the Department of Business and Professional Regulation on January 10, 2018, Case No. 2017-042629, the Division of Pari-Mutuel Wagering revoked your Pari-Mutuel Wagering General Individual Occupational License, license no. 435685.

Section 550.105(5)(b), Florida Statutes, provides, in pertinent part, that:

> The commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the commission governing the conduct of persons connected with racetracks and frontons. In addition, the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license... has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Your violation of the rules of the Commission and the revocation of your license by the Department of Business and Professional Regulation are disqualifying offenses pursuant to section 550.105(5)(b), Florida Statutes.

CERTIFICATE OF SERVICE

I hereby certify this 13th day of March, 2025, that a true copy of the foregoing has been furnished by Certified Mail to:

Freddie Hughes
700 Northwest 12th Avenue, Apt. 208
Fort Lauderdale, Florida 33311

CLERK OF THE COMMISSION
Florida Gaming Control Commission

Case No. 2024-069998

Freddie Hughes
700 Northwest 12th Avenue, Apt. 208
Fort Lauderdale, FL 33311
LLD2024069998-PMW

NOTICE OF RIGHTS

This is an action that may affect your substantial interests. Mediation of this administrative dispute is not available. However, pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing on this matter, provided a written request is filed with the agency. The request must comply with the requirements of rules 28-106.111, and 28-106.201 or 28-106.301, Florida Administrative Code. The written request must be received by the Division within 21 days of your receipt of this notice.

If the Division determines there are disputed issues of material fact, the case will be forwarded to the Division of Administrative Hearings for a formal hearing. If there are no disputed issues of material fact, the Division will schedule an informal hearing. You will be notified of the date, time and place of the hearing. In either case, you have the burden of establishing entitlement to the license.

In a formal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, to bring witnesses and present evidence, to cross-examine any witnesses produced against you by the State, and to have subpoenas issued on your behalf.

In an informal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, and to submit whatever information you desire to show entitlement to the license.

If a hearing pursuant to sections 120.569 and 120.57, Florida Statutes, is not requested within 21 days, the foregoing Letter of License Denial will become a Final Order. Any party adversely affected by this Final Order has the right to seek its judicial review under section 120.68, Florida Statutes, by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the Clerk.

In all the above proceedings, practice is governed by chapter 120, Florida Statutes, and rule 28-106, Florida Administrative Code.

On November 2, 2024, you requested the Commission to waive the restrictions excluding offenders pursuant to section 550.105(c), Florida Statutes, and grant your application for a Pari-Mutuel Wagering General Individual Occupational License.

Section 550.105(c), Florida Statutes, provides, in pertinent part, that:

> If the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the commission.

Your request for a waiver is denied because you have not established that you are of good moral character and that you have been rehabilitated.

You are advised you may not work in any position requiring licensure or be within a restricted area at a pari-mutuel facility without an appropriate valid occupational license.

Pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing to challenge the Commission's decision within twenty-one (21) days of receipt of this Denial, as provided for in Rule 28-106, Florida Administrative Code, and the attached Notice of Rights.

If you do not request a hearing within twenty-one (21) days of your receipt of this Denial, this Denial will become the Commission's Final Order. If this Denial becomes a Final Order, you will have 30 days to file for an appeal pursuant to section 120.68, Florida Statutes.

Sincerely,

Melba Apellaniz
Clerk of the Commission

Attachments: Notice of Rights and Election of Rights Form

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Delivered

Delivered, PO Box

FORT LAUDERDALE, FL 33310
June 20, 2025, 1:46 pm

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Enter tracking or barcode numbers

Need More Help?

Contact USPS Tracking support for further assistance.

FAQs

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 5/01/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. HUGHES, FREDDIE **CASE NO.: 2024-069998**

ELECTION OF RIGHTS

Please read the Letter of License Denial before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Letter of License Denial.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Letter of License Denial, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Letter of License Denial.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) ☐ **I do not dispute the allegations** of material fact in the Letter of License Denial and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

Option Two (2) ☑ **I do dispute the allegations** of material fact in the Letter of License Denial and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). **I specifically dispute the following facts in the Letter of License Denial** (attach extra pages or write on the back if needed): Freddie Hughes Reapplying for my State License to be able to run horses from the farm like to have Hearing

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Letter of License Denial and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, this letter will act as the Final Order. Pursuant to section 120.68, Florida Statutes, any party adversely affected by this Final Order has the right to seek its judicial review by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the is filed with the Clerk.

THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

Freddie Hughes	
PRINTED NAME	ATTORNEY OR QUALIFIED REPRESENTATIVE
700 NW 12 Ave APT: 208 Fort Lauderdale. FL 33311	
Street Address	Street Address (where service shall be made)
Fort Lauderdale fl 33311	
City State Zip	City State Zip
305-783-9787	
Telephone Number Facsimile Number (if any)	Telephone Number Facsimile Number (if any)
Hughes-freddie@1959.	
E-mail	E-mail
Freddie Hughes	
SIGNATURE	

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

Domain **100 - Division of Pari-Mutuel Wagering** Logged in as: **mpacheco**

Lic Type	**1022 - Pari-Mutuel General Individual Occupational**			Status	**210 Notice of Intent to Deny License Filed**	Status Date	**03/13/2025**
Complaint #	**2024069998**	Case Type	**CMP - Complaint**	Disposition	**305 Denied**	Disposition Date	**03/13/2025**
Docket#		Respondent	**HUGHES, FREDDIE**	Responsible	**charris - HARRIS, CYNTORIA**		**Public Case**

Complaint | Respondent | Complainant | Addt'l Info

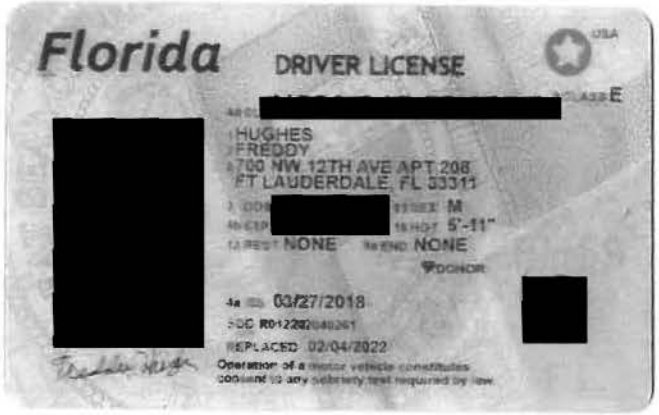
Source	**LIC - Licensee**	Security Level	**1**
Form	**WALK - Walk-in**	Priority	**1**
Class'n	**IIIB - Waivers**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**10/16/2024**
Region	**SR - Southern Region**	Received	**12/10/2024**
Reference			
Entered	**12/10/2024**	Entered By	**cstubbs1**
Summary	**3/13/2025 - Notice of Intent to Deny License Filed: Respondent's Application for Pari-Mutuel Wagering General Individual Occupational License and Request for Waiver are DENIED - 2/19/2025 - Waiver File Received in Legal, Case assigned to E.Alvarado. 321 - GULFSTREAM PARK RACING ASSOCIATION, INC**		
Updated	**03/18/2025 10:41:36**	By	**gricks**

Parties | Activities | Allegations | Discipline | Violations | Compliance | Related | Disposition | Inspection | Costs | Time Tracking | Auto Assign | Attachments | History | Work Notes | Print Report

Change | Save | OK | Cancel | Back

Get Adobe Reader.

SOCIAL SECURITY
[redacted]
FREDDIE
HUGHES
04/01/2010
USA


Florida
DRIVER LICENSE
USA
[redacted]
CLASS E
1 HUGHES
2 FREDDY
8 700 NW 12TH AVE APT 208
FT LAUDERDALE, FL 33311
[redacted]
M
5'-11"
NONE
NONE
DONOR
[redacted]
4a 03/27/2018
DD R012202040261
REPLACED 02/04/2022
Operation of a motor vehicle constitutes consent to any sobriety test required by law.

Florida Gaming Control Commission

JULIE I. BROWN, VICE CHAIR
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER
TINA REPP, COMMISSIONER

March 13, 2025

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 3/13/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

Mr. Freddie Hughes
700 Northwest 12th Avenue, Apt. 208
Fort Lauderdale, Florida 33311

Letter of License Denial

Dear Mr. Hughes:

This Letter of License Denial ("Denial") serves to inform you that your application for Pari-Mutuel Wagering General Individual Occupational License and Request for Waiver is denied in accordance with the provisions of chapter 550, Florida Statutes, and the rules promulgated thereunder. This Denial is based upon the following:

(1) By Final Order issued by the Department of Business and Professional Regulation on January 10, 2018, Case No. 2017-042629, you were found to be in violation of the provisions of the rules of the Commission governing the conduct of persons connected with racetracks and frontons; and

(2) By Final Order issued by the Department of Business and Professional Regulation on January 10, 2018, Case No. 2017-042629, the Division of Pari-Mutuel Wagering revoked your Pari-Mutuel Wagering General Individual Occupational License, license no. 435685.

Section 550.105(5)(b), Florida Statutes, provides, in pertinent part, that:

> The commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the commission governing the conduct of persons connected with racetracks and frontons. In addition, the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license… has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Your violation of the rules of the Commission and the revocation of your license by the Department of Business and Professional Regulation are disqualifying offenses pursuant to section 550.105(5)(b), Florida Statutes.

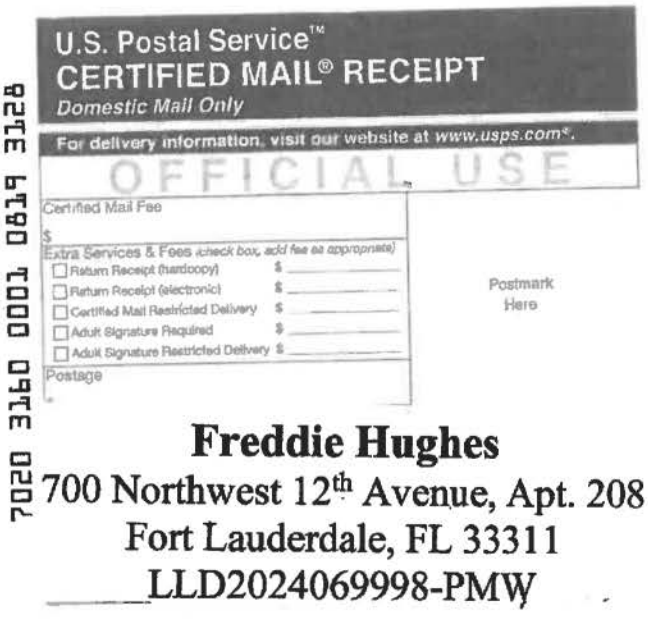
CERTIFICATE OF SERVICE

I hereby certify this 13TH day of MARCH, 2025, that a true copy of the foregoing has been furnished by Certified Mail to:

Freddie Hughes
700 Northwest 12th Avenue, Apt. 208
Fort Lauderdale, Florida 33311

CLERK OF THE COMMISSION
Florida Gaming Control Commission

Case No. 2024-069998



NOTICE OF RIGHTS

This is an action that may affect your substantial interests. Mediation of this administrative dispute is not available. However, pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing on this matter, provided a written request is filed with the agency. The request must comply with the requirements of rules 28-106.111, and 28-106.201 or 28-106.301, Florida Administrative Code. The written request must be received by the Division within 21 days of your receipt of this notice.

If the Division determines there are disputed issues of material fact, the case will be forwarded to the Division of Administrative Hearings for a formal hearing. If there are no disputed issues of material fact, the Division will schedule an informal hearing. You will be notified of the date, time and place of the hearing. In either case, you have the burden of establishing entitlement to the license.

In a formal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, to bring witnesses and present evidence, to cross-examine any witnesses produced against you by the State, and to have subpoenas issued on your behalf.

In an informal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, and to submit whatever information you desire to show entitlement to the license.

If a hearing pursuant to sections 120.569 and 120.57, Florida Statutes, is not requested within 21 days, the foregoing Letter of License Denial will become a Final Order. Any party adversely affected by this Final Order has the right to seek its judicial review under section 120.68, Florida Statutes, by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the Clerk.

In all the above proceedings, practice is governed by chapter 120, Florida Statutes, and rule 28-106, Florida Administrative Code.

On November 2, 2024, you requested the Commission to waive the restrictions excluding offenders pursuant to section 550.105(c), Florida Statutes, and grant your application for a Pari-Mutuel Wagering General Individual Occupational License.

Section 550.105(c), Florida Statutes, provides, in pertinent part, that:

> If the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the commission.

Your request for a waiver is denied because you have not established that you are of good moral character and that you have been rehabilitated.

You are advised you may not work in any position requiring licensure or be within a restricted area at a pari-mutuel facility without an appropriate valid occupational license.

Pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing to challenge the Commission's decision within twenty-one (21) days of receipt of this Denial, as provided for in Rule 28-106, Florida Administrative Code, and the attached Notice of Rights.

If you do not request a hearing within twenty-one (21) days of your receipt of this Denial, this Denial will become the Commission's Final Order. If this Denial becomes a Final Order, you will have 30 days to file for an appeal pursuant to section 120.68, Florida Statutes.

Sincerely,

Melba Apellaniz
Clerk of the Commission

Attachments: Notice of Rights and Election of Rights Form

Florida Gaming Control Commission

JULIE I. BROWN, VICE CHAIR
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER
TINA REPP, COMMISSIONER

March 13, 2025

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: **3/13/2025**
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

Mr. Freddie Hughes
700 Northwest 12th Avenue, Apt. 208
Fort Lauderdale, Florida 33311

Letter of License Denial

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Your violation of the rules of the Commission and the revocation of your license by the Department of Business and Professional Regulation are disqualifying offenses pursuant to section 550.105(5)(b), Florida Statutes.

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Sincerely,

Melba Apellaniz
Clerk of the Commission

Attachments: Notice of Rights and Election of Rights Form

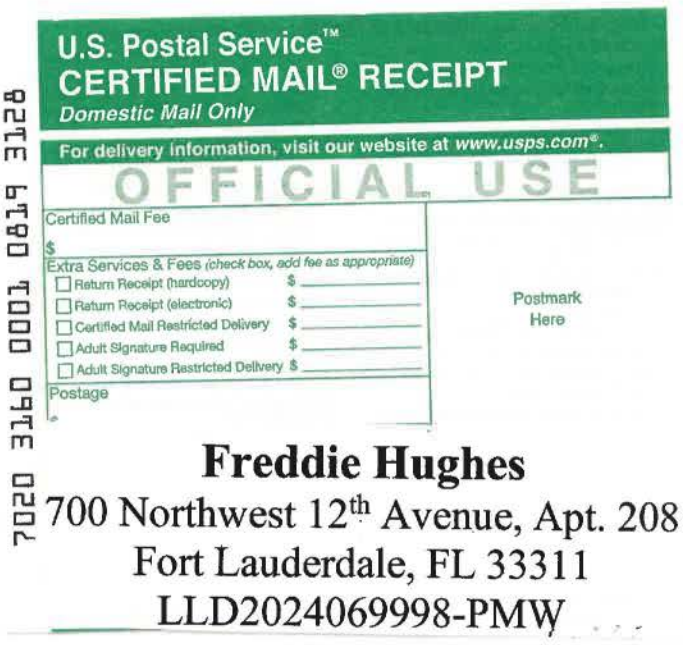
CERTIFICATE OF SERVICE

I hereby certify this 13TH day of MARCH, 2025, that a true copy of the foregoing has been furnished by Certified Mail to:

Freddie Hughes
700 Northwest 12th Avenue, Apt. 208
Fort Lauderdale, Florida 33311

CLERK OF THE COMMISSION
Florida Gaming Control Commission

Case No. 2024-069998



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STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. HUGHES, FREDDIE **CASE NO.: 2024-069998**

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Email: clerk@flgaming.gov

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Option One (1) ☐ **I do not dispute the allegations** of material fact in the Letter of License Denial and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

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_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

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☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

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THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

PRINTED NAME	ATTORNEY OR QUALIFIED REPRESENTATIVE
Street Address	Street Address (where service shall be made)
City State Zip	City State Zip
Telephone Number Facsimile Number (if any) Number (if any)	Telephone Number Facsimile
E-mail	E-mail
SIGNATURE	

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

Florida Gaming Control Commission

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Ross Marshman, Executive Director

Ron DeSantis, Governor

EXHIBIT A

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**Southern**	**December 10, 2024**	**2024 06 9998**

Respondent:	Complainant:
HUGHES, FREDDIE (FREDDY) **700 NW 12th AVE. #208** **FORT LAUDERDALE, FLORIDA 33311** **(305) 783-9787 & (754) 226-5325**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BLVD. SUITE 165** **FORT LAUDERDALE, FLORIDA 33309**

License # and Type:	Profession:	Report Date:
435685 / 1022	**Groom**	**January 13, 2024**

Period of Investigation:	Type of Report:
December 15, 2024-January 13, 2024	**FINAL**

Basis of Investigation: This investigation is based upon submission of **HUGHES'** Florida Pari-Mutuel License Application dated October 15, 2024, and Waiver Request Form, signed on November 2, 2024. On his current Application, dated **HUGHES** answered "yes" to the question of convictions and adjudications withheld for any crime and listed a 2017 disposition date for a misdemeanor DUI offense and then indicated "Information on form attached", where he listed seven additional disposition dates. On his corrected application **HUGHES** listed three more dates; the fourth date was a duplicate of the application. **HUGHES** has a total of three felony charges. **HUGHES'** previous felony charges have been addressed in previous waiver interviews (2013-2014) and he has been licensed by the state of Florida since 1985. In 2018, his PMW license was revoked for failure to notify the state for a 2015 (Possession of Drug Paraphernalia) and 2017 (DUI/Property Damage/Injury) misdemeanor arrests and probation violation. In 2019, **HUGHES** failed to list all convictions on his application. The Comprehensive Case Information System confirms his three felony convictions and several criminal traffic violations including DWLS "Knowing of Violation" (CCIS – **EXHIBIT #4).**

As per his FDLE Criminal History Report, **HUGHES** is a three-time convicted felon, along with numerous misdemeanor and traffic arrests, throughout Broward and Miami-Dade Counties. Application(s), Request for Waiver and FDLE Report are attached herein and are assigned as (**EXHIBIT #1)**

Related Case: **2004 03 4717, 2013 00 3055, 2014 02 4997, 2017 04 2629, and 2019 06 0725**

Investigation Specialist II / Date	Investigation Manager / Date:
Lisa Vila / January 15, 2025	Tyrell D. Smith / January 16, 2025

Chief of Investigations / Date

Bradford D. Jones / January 30, 2025

CONTINUATION

CRIMINAL HISTORY

Arrest 1						
Date of Arrest: December 25, 1974		**Arresting Agency:** Miami-Dade Police Department				
OFFENSE						
	Charge(s)		**CLASSIFICATION**	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1	Murder 3rd Degree		Felony	Guilty	Nolle Prosequi	8/29/1975
2	Manslaughter		Felony	Guilty	Adj. Guilty	8/29/1975
3	Auto Larceny				Adj. Guilty	8/29/1975
4						

SENTENCE
HUGHES Murder downgraded to Manslaughter received 10 years for the Manslaughter charge and five (5) years for the Auto Larceny, served concurrently.

Additional Information Also charged with Grand Larceny, leaving the scene of an accident with injury / death, and stolen Property receive / Buy. Those additional charges were Nolle Prosequi.

Arrest 2						
Date of Arrest: November 24, 1987		**Arresting Agency:** Miami-Dade Police Department				
OFFENSE						
	Charge(s)		**CLASSIFICATION**	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1	Burglary (Unoccupied Dwelling)		Felony	Guilty	Adj. Withheld	9/9/1988
2	Grand Theft (3rd Degree)		Felony	Guilty	Adj. Withheld	9/9/1988
3						
4						

SENTENCE
HUGHES was sentenced to two (2) months jail for each charge, to be served concurrently, and credited with time served for the 2 months awaiting sentencing.
Additional Information:

CONTINUATION

CRIMINAL HISTORY

Arrest 3					
Date of Arrest: January 26, 2007	**Arresting Agency:** Miami-Dade Police Department				
OFFENSE					
	Charge(s)	**CLASSIFICATION**	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1	Cocaine Possession/Intent to Purchase	Felony	Guilty	Adjudicated Guilty	9/7/2007
2					
3					
4					

SENTENCE
HUGHES was sentenced to eight (8) days and fined a total of $498.00.

Additional Information:

Arrest 4					
Date of Arrest: 10/24/2015	**Arresting Agency:** Hollywood Police Department				
OFFENSE					
	Charge(s)	**CLASSIFICATION**	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1	Possession of drug paraphernalia	Misdemeanor	Guilty	Adjudicated Guilty	04/03/2017
2					
3					
4					

SENTENCE
72 Days in jail with 72 days credit time served.

Additional Information:

CONTINUATION

Arrest 5					
Date of Arrest: 09/15/2017	**Arresting Agency:** Miramar Police Department				
OFFENSE					
Charge(s)		**CLASSIFICATION**	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1	DUI-Damage to property	Misdemeanor	Nolo Contendere	Guilty	11/13/2018
2					
3					
4					

SENTENCE
9 months' probation. Abide by court restrictions, Community Service, Attend DWI school.

Additional Information:
HUGHES was re-arrested on 11/30/2017. Probation violation. By Broward Sheriff Office. Failed to notify the State.

ADDITIONAL LICENSES

	YES	**NO**
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?	**X**	
Does the Applicant possess an Occupational License from other jurisdictions?	**X**	

1. License Type: **Groom**			
Date Licensed: **8/25/2017**	Expiration Date: **6/30/2020**	License #: **435685**	Agency or Jurisdiction: **Florida Division of Pari-Mutuel Wagering**

	YES	**NO**
Has License ever been suspended or revoked?	**X**	
Was any derogatory information received?	**X**	

Additional Comments: **HUGHES** has been licensed with the state of Florida since 1985. In 2013, **HUGHES'** license was denied for his criminal history/moral character and failure to disclose previous license suspensions, revocations, and denials in other jurisdictions on the license application. In a 2014 Consent Order, **HUGHES** was granted a license under the agreement that he would be making better life choices such as proving sobriety from alcohol and/or substance abuse, and voluntarily participating in random urine testing. Also, that he will agree to notify the Division in writing within 5 days if he tests positive for drugs on any urinalysis test in the State of Florida.

In 2018, **HUGHES** Florida PMW license was revoked for his failure to notify the state for a 2015 arrest for Possession of Drug Paraphernalia and a 2017 DUI Property Damage/Injury, both misdemeanor charges.

Adjudication was withheld for the 2015 arrest, and he was adjudicated guilty for the 2017 arrest. The 2017 arrest also constituted a probation violation from his 2015 charge. In 2019, **HUGHES'** Florida PMW license application was denied due to his failure to list all convictions on his application. **HUGHES** was also denied without prejudice on April 2, 2020 **(EXHIBIT # 4).**

CONTINUATION

2. License Type: **Groom**			
Date Licensed: **8/14/2019**	Expiration Date: **12/31/2019**	License #: **243403**	Agency or Jurisdiction: **Delaware Thoroughbred Racing Commission**

	YES	**NO**
Has License ever been suspended or revoked?		**X**
Was any derogatory information received?		**X**
Additional Comments:		

3. License Type: **Stable Employee**			
Date Licensed: **Unknown**	Expiration Dated: **Unknown**	License #: **Unknown**	Agency or Jurisdiction: **Kentucky Racing Commission**

	YES	**NO**
Has License ever been suspended or revoked?	**X**	
Was any derogatory information received?	**X**	
Additional Comments: According to ARCI Ruling #3, Ellis Park from 1999, **HUGHES** was issued a one-day suspension for disorderly conduct and possession of a controlled substance. **(EXHIBIT #4 pg. 13).**		

4. License Type: **Unknown**			
Date Licensed: **Unknown**	Expiration Dated: **Unknown**	License #: **Unknown**	Agency or Jurisdiction: **New York Racing & Wagering Board**

	YES	**NO**
Has License ever been suspended or revoked?	**N/A**	**N/A**
Was any derogatory information received?	**N/A**	**N/A**
Additional Comments: According to ARCI ruling #2, on August 8, 2000, **HUGHES** was refused a license "…due to a criminal conviction of moral turpitude., NY Racing & Wagering Board advised **HUGHES <u>was not</u>** in good standing.		

CONTINUATION

WAIVER INTERVIEW

	YES	NO
Was a Waiver Interview Conducted?	X	

Date of Interview: December 24, 2024	Location of Interview: Telephone

	YES	NO
Was the applicant cooperative?	X	

Additional Comments: Applicant stated he has a learning disability with reading and writing and has dyslexia. **HUGHES** statements regarding substance abuse issues were consistent with his previous 2013, 2014 and 2022 waiver interviews. He indicated he also suffers from bipolar disorder.

SUMMARY OF INTERVIEW:

After several attempts with negative results, contact was made with **HUGHES.** On December 24, 2024. I introduced myself to him and explained the nature of my call; **HUGHES** provided the following information. **HUGHES** also advised he has undergone waiver interviews in the past, so he was familiar with the process.

(Please refer to case numbers **2013 00 3055** and **2014 02 4997**, for **HUGHES'** previous waiver interviews **(EXHIBIT #5).**

When **HUGHES** was asked about his October 24, 2015, Misdemeanor arrest, in Broward County, Florida for Possession of Drug Paraphernalia. **HUGHES** was stopped by a police officer, who observed **HUGHES** with a pipe containing cocaine. **HUGHES** was arrested and released the next day; he received 6 months of probation **(EXHIBIT #2).**

When **HUGHES** was asked about his September 25, 2017, Misdemeanor arrest, in Broward County, Florida for DUI Property Damage/Injury and Violation of Probation for 2015 arrest, he stated his doctor had given him the medication Xanax to relax himself. He stated while driving he stopped at a stop sign and passed out; when he woke, he realized that he crashed into a tree. **HUGHES** indicated he received 6 months' probation and twice per week urine testing, which he passed **(EXHIBIT #2).**

When I asked why he did not make the proper notifications on the 2015 and 2017 arrests, he advised he did not completely understand the rules. In 2019, PMW Legal denied his application for failure to list all convictions. **HUGHES** advised he has issues understanding documents because of his dyslexia.

HUGHES admitted that he trusted people to help him read and complete his applications in the past, so he was not sure if everything was straight. **HUGHES** was honest about his criminal past and wanted to get back working with horses. **HUGHES** has been residing at his current address listed on this report for approximately 3 years with his dog. **HUGHES** works at an animal shelter and works as a handyman when his friend contacts him for work.

HUGHES stated that working with horses gives him peace and feels they give him purpose. He's been around horses for 30+ years and really enjoys being around them and taking care of them.

CONTINUATION

HUGHES also discussed his history in New York as a Groom, during that time he received treatment for his substance abuse with alcohol/drug programs but again he was influenced by other Grooms who relax after work by consuming alcohol, therefore causing him to relapse.

HUGHES indicated he had a license suspension in New York for Drug usage (2000) and in Florida his license is currently revoked, and subsequently denied.

HUGHES was last licensed in Delaware. On January 2, 2024, I spoke to Delaware Racing Commission, Sara Crane, who advised, **HUGHES** is in good standing and eligible to apply for a license, however he will be vetted by a newly implemented background investigation.

HUGHES is not currently licensed in any other jurisdiction.

Case Status: **Closed by Investigations and forwarded to Licensing.**

CONTINUATION
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FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update | Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **cstubbs1**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1022 - Pari-Mutuel General Individual Occupational**			Status	**90 Closed**	Status Date	**01/30/2025**
Complaint #	**2024069998**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**HUGHES, FREDDIE**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**LIC - Licensee**	Security Level	**1**	☐ Parties	☑ Activities
Form	**WALK - Walk-in**	Priority	**1**	☑ Allegations	☐ Discipline
Class'n	**IIIB - Waivers**	Complexity	**R - Regular**	☐ Violations	☐ Compliance
Security	**STND - Standard**	Incident	**10/16/2024**	☐ Related	☑ Disposition
Region	**SR - Southern Region**	Received	**12/10/2024**	☐ Inspection	
Reference				☐ Costs	
Entered	**12/10/2024**	Entered By	**cstubbs1**	☐ Time Tracking	Auto Assign
Summary	**321 - GULFSTREAM PARK RACING ASSOCIATION, INC**			☐ Attachments	History
Updated	**01/31/2025 08:46:15**	By	**cstubbs1**	☐ Work Notes	Print Report

Change | Save | OK | Cancel | Back

Get Adobe Reader.

ROUTING SLIP
REQUEST FOR WAIVER

RE: HUGHES, FREDDIE – LIC # 435685 **Case No: 2024-06-9998**
(APPLICANT'S NAME – LICENSE #)

1022 / Horse Groomer
Occupation Code and Job Title

Gulfstream Park Casino
Facility (d/b/a name)

Waiver Referral Date: December 10, 2024
(DATE)

Investigations Section: Reviewed by Bradford D. Jones 1/30/2025
(Initial & Date)

The attached "Request for Waiver" file has been reviewed for completeness and accuracy and has been forwarded to the Licensing Section.

Licensing Section: Reviewed by: _____ _____
(Initial & Date) (Initial & Date)

Is the applicant currently under suspension, have unpaid fines, been refused a license by any gaming or racing jurisdiction?

[ ] Yes or [ ] No If yes, in what jurisdiction? _____

Investigative Findings:

12-25-1974 **Miami-Dade Police Department, FL. - Murder 3rd Degree - Manslaughter - Auto Larceny - Felonies. – Convicted on a plea of Guilty to the Manslaughter and Auto Larceny charges and sentenced on August 29, 1975 to 10 years in prison for Manslaughter and 5 years for the Auto larceny to be served concurrently. - The Murder charge was not prosecuted.**

11-24-1987 **Miami-Dade Police Department, FL. - Unoccupied Burglary - Grand Theft – Felonies – Adjudication Withheld upon a plea of Guilty and sentenced on September 9, 1998 to two (2) months in jail for each charge, to be served concurrently, and credited with time served for the 2 months awaiting sentencing.**

1-26-2007 **Miami-Dade Police Department, FL. - Cocaine Possession with Intent to Purchase – Adjudicated Guilty upon a plea of Guilty and Sentenced on September 7, 2007 to 8 days in jail and fined $498.00.**

***Please attach Routing Slip to front of case file**

EXHIBIT # 1
PAGE # 1

PMW-3180 – Request for Waiver

RECEIVED

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
www.fgcc.fl.gov

2021 NOV 4 PM 1:00

FLORIDA GAMING CONTROL COMMISSION

TO: FREDDIE HUGHES
Full Legal Name of Applicant

[redacted]
Date of Birth

435685
Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the FGCC in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Mutuel and Cardroom Applicants:

☐ A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes; or involves cruelty to animals.

☑ Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:

☐ New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

☐ A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the FGCC will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

1) You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.

2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Freddie Hughes
Signature of Applicant

11/2/24
Date

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM PMW-3190 – REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION; AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

EXHIBIT # 1
PAGE # 1.1 2

2024 OCT 18 PM 2:51

$52.25
F.G.C.C.

FGCC PMW-3120 – Individual Occupational License Application

FLORIDA GAMING
CONTROL COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.flgaming.gov

APPLICATION CHECKLIST – IMPORTANT – Submit all items on the checklist below with your application to ensure faster processing.

ALL License Applicants must submit:

- ☐ Completed Application – Print clearly and complete all sections that are not optional in black or blue ink.
- ☐ Additional Pages – If necessary to respond to any application questions.
- ☐ Supporting Legal Documentation – If needed to respond to background information questions in application.

SUBMIT ONE THREE (3) YEAR LICENSING FEE: * does not include fingerprint fee

☐	Pari-Mutuel General Occupational License - $15.00*	ORI FL925184Z
☐	Pari-Mutuel Professional Occupational License - $80.00*	ORI FL925184Z
☐	Cardroom Employee Occupational License - $100.00*	ORI FL925186Z

SUBMIT ONE FINGERPRINT OPTION:

☐ Electronic Fingerprints: Electronic fingerprints must be submitted to the Division through a law enforcement agency or an FDLE approved Livescan Service Provider. Submit electronic fingerprints with above ORI number.

IMPORTANT: Electronic fingerprint processing fees must be paid directly to the law enforcement agency or FDLE approved Livescan Service Provider.

☐ Fingerprint Card: Fingerprint cards (FD-258) can be mailed to applicants upon request by contacting the Division at the address or phone number below. Completed fingerprint cards must be mailed to the division with your application.

IMPORTANT: Fingerprint card processing fees must be paid to the Division. Visit our website or contact us for the current fee amount.

☐ Fingerprint Resubmission for Renewal Applicants: Applicants timely renewing need only provide the Division a fingerprint resubmission processing fee.

IMPORTANT: Timely submission of renewals must occur within one year of the expiration of applicant's license.

Please mail your completed application, documentation and required fee(s) to:
Florida Gaming Control Commission
Pari-Mutuel Wagering, Licensing Section
4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399
Phone: 850.794.8130

2024 OCT 18 PM 2:50

FLORIDA GAMING CONTROL COMMISSION

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
FGCC PMW-3120 – Individual Occupational License Application

RECEIVED OCT 16 2024

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled **"For Division Use Only."**

Social Security Number	Birth Date (MM/DD/YYYY)	Gender
[redacted]	[redacted]	☑ Male ☐ Female

Last Name	First	Middle	Suffix
Hughes	Freddie		

Have you used, been known as, or called by another name (example – maiden name, pseudonym, nickname) or alias other than the name used on the application? ☐ Yes ☑ No

If yes, list the name or names used: _____

Race/Ethnicity (optional)
☑ Black or African American ☐ Asian or Pacific Islander ☐ Native American or Alaskan Native
☐ White or Caucasian ☐ Hispanic/Latino ☐ Other

Current Mailing Address	Email Address (optional)
700 NW 12 Ave Apt-208 FortLauderdale FLA	

City	State	Zip Code (+4 optional)	Country, if other than USA
FortLauderdale	FLA	33311	Broward County

Primary Phone Number	Secondary/Cell Phone Number (optional)
305-783-9787	754-226-5325

Current Street Address 700 NW 12 Ave Apt-208 FortLauderdale

City	State	Zip Code (+4 optional)	Country, if other than USA
FortLauderdale	FLA	33311	Broward County

Type of Occupational License applying for:
☑ General Individual ☐ Professional Individual
☐ Cardroom Employee

Occupation: Groom

Facility where employed and/or doing business:
GULFSTREAM PARK

Does your position require access to the Cardroom? ☐ Yes ☑ No

Is this your first time applying for a racing/gaming license in Florida? ☐ Yes ☑ No

Are you a Supervisor, Manager, or Shareholder of a pari-mutuel permitholder? ☐ Yes ☑ No

Do you own or lease animals intended for racing in Florida? ☑ No ☐ Yes, complete the following:

Stable Name, Kennel Name, or Business Name _____

Trainer Name (horse or greyhound racing only) _____

TO BE COMPLETED BY DOCTOR, VETERINARIAN, NURSE PRACTITIONER, OR PHYSICIAN ASSISTANT

Type of professional license (attach a copy of Florida professional license):	Florida License Number

FOR DIVISION USE ONLY

License Code 1022 License # 435685 File # 6328 App # 206430

Association Code 321 Date Received 10-16-24 Entered By _____ License Year 25

License Fee 15 FP Date 10-16-24 FP Fee 37.25 Total Fee 52.25

☐ Off Temp ☐ Waiver Requested ☐ ARCI ☐ Enforcement ☐ Minor

FGCC PMW-3120, Effective 09-01-2020, Rule 75-5.001, F.A.C.

1020 OPEN

EXHIBIT # 1
PAGE # 4

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on file

FLORIDA GAMING CONTROL COMMISSION

☐ Yes ☑ No	Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?
☑ Yes ☐ No	Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions listed must be submitted with this application and you must list the details in the section provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
3/07/1975	Dade	FL	manslaughter	felony waved	5 years Served
7/18/1979	Dade	FL	Burglary	MIS	Community Service
11/26/1980	Dade	FL	Petit Theft	MIS	Fine
11/24/1987	Dade	FL	Burglary	MIS	Dismissed.

☑ Yes ☐ No	Have you ever had a racing/gaming license suspended, revoked, or denied in this or any other state or country? If yes, you must list the details in the section provided below.
☐ Yes ☐ No	Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here: FL

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for obtaining a change, correction, or updating of the FDLE or FBI criminal history are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Florida Gaming Control Commission shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to $1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida, pursuant to Section 550.105, Florida Statutes.

Freddie Hughes
Signature of Applicant

10/15/24
Date

RECEIVED OCT 16 2024

EXHIBIT # 1
PAGE # 5

2024 OCT 18 PM 2:50

FLORIDA GAMING CONTROL COMMISSION

on file

RECEIVED OCT 16 2024

☐ Yes ☑ No	Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?	
☑ Yes ☐ No	Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions listed must be submitted with this application and you must list the details in the section provided below.	

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
04/07/2004	Dade	fl		mis.	Dismissed
11/16/2007	Dade	FL	Poss cocaine	mis/felony	Community -5
07/17/2012	Dade	fl	—	Mis	Dismissed
10/08/2009	Dade	fl	Petty Theft	mis	Dismissed

☑ Yes ☐ No	Have you ever had a racing/gaming license suspended, revoked, or denied in this or any other state or country? If yes, you must list the details in the section provided below.
☐ Yes ☑ No	Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here: FL

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I hereby authorize the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for obtaining a change, correction, or updating of the FDLE or FBI criminal history are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Florida Gaming Control Commission shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to $1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida, pursuant to Section 550.105, Florida Statutes.

Freddie Hughes
Signature of Applicant

10/15/24
Date

CFN # 109031889, OR BK 46737 Page 905, Page 1 of 2, Recorded 12/17/2009 at 08:35 AM, Broward County Commission, Deputy Clerk 3370

6

COUNTY COURT DISPOSITION ORDER IN AND FOR BROWARD COUNTY, FLORIDA

DATE: _____ CASE NO. 0902406MM10A ARREST NO. MM09001377 BCCN NO. 0764032

State of Florida VS HUGHES, FREDDY AKA

Cash Bond /Surety: _____ Amount $ NONE Retrieved _____ Vacated _____ Return to Dep _____

Cash Bond /Surety: _____ Amount $ _____ Retrieved _____ Vacated _____ Return to Dep _____

☐ REMANDED	☐ REMAIN DC	☐ UNTIL PICKED UP:	OR BED AVAILABLE AT _____
☐ Magistrate	☐ First VOP	☐ Guilty	☐ No Information
☐ Arraignment	☐ Final VOP	☐ No Contest	☐ Adj. Guilty
☐ Change of Plea	☐ PSI	☐ Admits/Denies Allegations	☐ Adj. Withheld
☐ Trial by Jury	☐ Sentencing	☐ Convicted by Jury/Court	☐ Nolle Prosequi
☐ Trial by Court		☐ Acquitted by Jury/Court	☐ Dismissed

☐ Adj. and Sentence Deferred to: _____ PSI: ☐ YES ☐ NO

CHARGES:

001 PETIT THEFT

SENTENCE:

COUNT(S): _____ Reporting Probation _____ Months with Special Conditions: _____

- ☐ DUI School Ltd: _____
- ☐ May work off fine / costs at $ _____ per hour
- ☐ _____ hours community service
- ☐ _____ day/s/nights/stipulation by:
- ☐ No alcohol or intoxicants while on probation
- ☐ License suspended _____
- ☐ Pay all outstanding fines / costs on Driving License Record.
- ☐ All fines / costs are payable [illegible] probation.
- ☐ All fines / costs [illegible] probation on Count/s: 1☐ 2☐ 3☐ 4☐ 5☐ 6☐
- ☐ Time Served: [illegible] 1☐ 2☐ 3☐ 4☐ 5☐ 6☐
- ☐ _____ day/s [illegible] with credit for _____ days time served.
- ☐ No contact [illegible] victim(s) or victim's family or others listed below.
- ☐ Place/Curfew [illegible]
- ☐ All special conditions of probation must be met by the _____ month of probation.
- ☐ Early termination of probation upon completion of all special conditions.
- ☐ Probation: Revoked - Terminated - Reinstated - _____
- ☐ All non-monetary conditions of probation must be completed by _____
- ☐ OTHER: _____

- ☐ Evaluation, treatment and therapy, if necessary
- ☐ May buy out community service at $ _____ per hour
- ☐ _____ AA/NA meeting(s) per week
- ☐ Random breath / urine analysis at defendant's expense
- ☐ Interlock Device
- ☐ DDS _____ hours
- ☐ Shoplifters Program _____
- ☐ Anger Management _____

FINES/COSTS ASSESSED: ( ) $10 Article V Assessment (✓) $50 Cost of Prosecution

Count	Fine	CC	FS	VC	CJC	SFI	AC	938	CSTF	CTF	CHF	CDC	ESTF	FVC	RS	DE	TC	Total

TOTAL AMOUNT DUE OF $ _____ MUST BE PAID BY DEFER DATE: _____

Payment methods:
Credit Card: To make full payment online, log on to www.browardclerk.org and select "FINE PAYMENTS" or to make payment by telephone call (954) 712-7000.
By Mail: Check or Money Order payable to Clerk of Court, P.O. Box 14650, Ft. Lauderdale, Florida 33302-4650.
Questions: Call (954) 831-5505 for operator assistance. Please do not select a prompt as this will delay your call.

If you fail to pay by the defer date, late fees may be added and your account may be referred to a collection agency for further collection action with additional costs imposed, and/or your license may be suspended. If ordered to attend a Safety Course consult a telephone directory for a [illegible]. Safety Courses must be completed within 90 days or your license may be suspended.

JUDGE: _____ DEPUTY CLERK: _____

JOSEPH A MURPHY

2

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2022 APR 26 PM 12:39
DIVISION OF
PARI-MUTUEL WAGERING

EXHIBIT # 2
PAGE # 1

CFN # 109032389, OR BK 46737 Page 1509, Page 1 of 1, Recorded 12/17/2009 at 08:53 AM, Broward County Commission, Deputy Clerk 3370

IN THE COUNTY COURT IN AND FOR BROWARD COUNTY

CLOCK IN

Filed in Open Court
CLERK OF THE COUNTY COURT
OCT 08 2009
5:
CASE NUMBER

DIVISION:
[ ] Criminal
[ ] Traffic

COUNTY JUDGMENT AND SENTENCE

THE STATE OF FLORIDA VS. HUGHES, FREDDY

PLAINTIFF: DEFENDANT:

0902406011110A

STATE ATTORNEY: [illegible] COURT REPORTER: CES

10/8/2009

YOU HUGHES, FREDDY, being now before the Court, attended by your lawyer [ ] BEEN TRIED AND FOUND GUILTY OF [ ] PLEADED GUILTY TO [X] PLEADED NOLO CONTENDERE TO POINT THREE the Court now adjudges you to be guilty of said crime.

WHAT have you to say why sentence should not be imposed? Saying nothing sufficient, it is th and the Sentence of the law that you be confined in the _____ for a term _____.

RESTITUTION TO STATE: The defendant shall make payment of any debt due and owing to 960.17, 948.03 (1) (9) and 775.089, Florida Statues. The amount of such debt shall not exceed $10,000 and has already been determined to be $ _____ or if not yet determined shall be terminated by the Court at a later date upon final payment by the Crimes Compensation Trust Fund on behalf of the victim(s).

[redacted]

JUDGE JOSEPH IANNUZZI

I HEREBY CERTIFY that a true and correct copy of the above and foregoing was served on the
State Attorney by: [X] Hand delivery [ ] U.S. Mail and to the
Defense Attorney by: [ ] Hand delivery [ ] U.S. Mail this 17 day of OCT 2009, 20

Deputy Clerk

FCC 113-52 COUNTY JUDGMENT AND SENTENCE

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DIVISION OF
PARI-MUTUEL WAGERING

EXHIBIT # 2
PAGE # 2

CIRCUIT COURT DADE COUNTY - CRIMINAL DIVISION

SECTION: F009 F07003513

HUGHES, FREDDY [redacted]

111 NW 152ND ST #3 B/M

MIAMI, FL 33169-6787 4316063

ARRESTED: 01/26/2007

STATE OF FLORIDA, COUNTY OF MIAMI-DADE
I HEREBY CERTIFY that the foregoing is a true and correct copy of the original on file in this office APR 15 A.D.
HARVEY RUVIN, Clerk of Circuit and County Courts
Deputy Clerk Jordan Whyte 329150

NEW ADDRESS	
DATE	ADDRESS

ADJ INSOLVENT - APPT. P.D. / S.A.P.D.

P.D APP JAN 2 8 2007

DETERMINATION OF INDIGENCY

☐ INDIGENT

☐ NOT INDIGENT

CASE DISMISSED

NO ACTION

NOLLE PROS

TRANSFERRED JURISDICTION TO

CIVIL JUDGMENT

POWER #

CIVIL CASE #

BOND RELEASE

BOND ESTREATURE

TO BE ARRESTED ON FEB 27 2007 A/C Cancel SEP 07 2007

JUDGE/CLERK	A Arcia DH		J Perez DH	Arca x Fes	DO DH
DATE	FEB 05 2007	~~FEB 09~~ 2007	FEB 16 2007	FEB 27 2007	SEP 07 2007
GUILTY					✓ Plea
NOT GUILTY		Written Plea	✓ W/P mute		
WAIVER OF JURY					
STATE	M. Lauenroth		M. Lauenroth	DO	N ELLIS
DEFENSE	M. Estlund Pd	Elliott Seyda Pd	T. Treville Pd	S Santiago PD	M Acosta Pd
	DNP		DNP	DNP	DP
INTERPRETER					
CT. REPORTER	T. Rahming		S. Pace	V. Freeman	K Aguilera
FIRM	Dreham		Dreham	DO	Official

CLERK'S MINUTES	DEFT - ACTION DATE	ORAL NOTICE	CONTINUED TO/FOR	S	D	C
FEB 05 2007 Def. Defense written Motion	JAN 28 2007		FEB 20 2007			
For modification of Bail → Granted	FEB 05 2007	DNP	2-20-07 A/C			
PTS alternate bond # 5000.00	FEB 16 2007	DNP	2-27-07 Plea / T-D			
(Fax Ctd)	FEB 27 2007	DNP	A/C issued			
1-25-07 Plea of not guilty; 15 days	SEP 07 2007	DP ✓	closed			
waiv.; demand jury trial						

CLK/CT 387 REV. 10/06

EXHIBIT # 2 A
PAGE # 3

FORWARD FROM INSERT # _____

CIRCUIT COURT DADE COUNTY

CRIMINAL DIVISION

THE STATE OF FLORIDA

VS. NO. 07-3513

JUDGE/CLERK				
DATE				
GUILTY				
NOT GUILTY				
WAIVER OF JURY				
STATE				
DEFENSE				
INTERPRETER				
CT. REPORTER				
FIRM				

CLERK'S MINUTES	DEPT - ACTION DATE	ORAL NOTICE	CONTINUED TO/FOR	S	D	C
FEB 16 2007 See notice of manda-						
tory DNA collection Filed in						
open court						
SEP 07 2007 See motion To Quash						
Alias Capias → entd						

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2022 APR 25 PM 12:40
DIVISION OF
PARI-MUTUEL WAGERING

CLK/CT 388 REV. 5/05

EXHIBIT # 2B
PAGE # 4

N · BLUE JACKET / RED SHIRT / B. LOPEZ (12149) / $80 / 461

COMPLAINT/ARREST AFFIDAVIT

POLICE CASE NO. PD07012607721

COMPLAINT/ARREST AFFIDAVIT - COURT COPY

SPECIAL OPERATIONS: TNT

☐ FELONY ☐ MISD ☐ TRAFFIC ☐ JUV ☐ DV ☐ MOVES ☐ CDV INF ☐ WARRANT FUGITIVE WARRANT: ☐ In state ☐ Out of state

JAIL NO. 8260

PAID ☐ Yes ☐ No ☐ Unknown

COURT CASE NO. F07-3513

IDS NO.

AGENCY CODE 30

MUNICIPAL P.D. DEF. ID NO.

MDPD RECORDS AND ID NO. TA9253

STUDENT ID NO.

1/26/2007

DEFENDANT'S NAME (LAST, FIRST, MIDDLE): HUGHES, FREDDY

ALIAS and / or STREET NAME

[redacted] | AGE 47 | RACE B | SEX M | ☐ Hispanic ☒ Not Hispanic | ETHNICITY: | HEIGHT 511 | WEIGHT 145 | HAIR COLOR BLK | HAIR LENGTH BALD | HAIR TY

SCARS, TATTOOS, SINGLE PHYSICAL FEATURES (Location: Type, Description): MULT. TATTOOS

LOCAL ADDRESS (Street, Apt. Number): 111 NW 152 ST #3 (City) MIAMI (State) FL (Zip) 33168 | PHONE ( )

PERMANENT ADDRESS: SAME AS ABOVE (City) (State/Country) (Zip) | PHONE ( ) | OCCUPATION

☐ BUSINESS OR ☐ SCHOOL NAME AND ADDRESS (Street) (City) (State/Country) (Zip) | PHONE ( ) | ADDRESS SOURCE: ☐ DL ☐ Verified ☐

DRIVER'S LICENSE NUMBER / STATE: [redacted] | SOCIAL SECURITY NO.: [redacted] | WEAPON SEIZED? Type ☐ Yes ☐ No | # Def. has Concealed Weapons Permit: PERMIT # W- | INDICATION OF: Alcohol Influence Y ☐ N ☐ Drug Influence Y ☐ N ☐

ARREST DATE (MM/DD/YYYY): 1/26/2007 | ARREST TIME (24HR): 2130 | ARREST LOCATION (Include name of business): 21081 NW 22 AVE | GRID: 2834

CO-DEFENDANT NAME (Last, First, Middle) 1. | DOB (MM/DD/YYYY) | ☐ IN CUSTODY ☐ FELONY ☐ JUVENILE ☐ AT LARGE ☐ DV ☐ MISDEMEANOR

CO-DEFENDANT NAME (Last, First, Middle) 2. | DOB (MM/DD/YYYY) | ☐ IN CUSTODY ☐ FELONY ☐ JUVENILE ☐ AT LARGE ☐ DV ☐ MISDEMEANOR

CO-DEFENDANT NAME (Last, First, Middle) 3. | DOB (MM/DD/YYYY) | ☐ IN CUSTODY ☐ FELONY ☐ JUVENILE ☐ AT LARGE ☐ DV ☐ MISDEMEANOR

JUV only ☐ Parent ☐ Guardian ☐ Foster Care (Name) (Street, Apt. Number) (City) (State/Country) (Zip) (Phone) ( ) Contacted? ☐ Yes ☐ No

STATE OF FLORIDA, COUNTY OF MIAMI-DADE
I HEREBY CERTIFY that the foregoing is a true and correct copy of the original on file in this office
APR 25 2022
HARVEY RUVIN, Clerk of Circuit and County Courts
Deputy Clerk

CHARGES	CHARGE TYPE	NO. OF CTS	STATUTE NUMBER	VIOL. OF SECT	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
1. Attempt Purchase of Cocaine	☐ F.S. ☐ ORD	1	893.13	1	7/10	62		☐AC ☐CAPIAS ☐BW ☐PW ☐PW ☐JUV PU ☐JUV ☐DVW ☐WRIT CASE #:
2.	☐ F.S. ☐ ORD							☐AC ☐CAPIAS ☐BW ☐PW ☐PW ☐JUV PU ☐JUV ☐DVW ☐WRIT CASE #:
3.	☐ F.S. ☐ ORD							☐AC ☐CAPIAS ☐BW ☐PW ☐PW ☐JUV PU ☐JUV ☐DVW ☐WRIT CASE #:
4.	☐ F.S. ☐ ORD							☐AC ☐CAPIAS ☐BW ☐PW ☐PW ☐JUV PU ☐JUV ☐DVW ☐WRIT CASE #:

The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law:

On the 26 day of JAN 20 07 at 2130 (military) at 21081 NW 22 AVE (Location, include name of business) (Narrative, be specific)

Members of the Miami-Dade Police Department have observed numerous persons sell and purchase narcotics at the locations. In order to deter further narcotics activity at the location, a reverse sting operation was established. The DEF. approached Detective WHITE 1620 and asked to buy "2 HARD" a street term for (Crack Cocaine). The DEF. gave $ 8.00 U.S. currency to the Undercover Detective, which was impounded as evidence. The Undercover Detective posing as the seller had flash narcotics. The DEF. was arrested and transported to a Command Post for processing. No narcotics were used for the sting.

PAGE 1 OF 1

HOLD FOR OTHER AGENCY | VERIFIED BY | Name:

☐ HOLD FOR BOND HEARING. DO NOT BOND OUT (Contact Bond Supplier or Bond Hearing)

☐ I understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date, and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juvenile notify Juvenile Division) anytime that my address changes.

☐ You need not appear in court, but must comply with the instructions on the reverse side hereof.

I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.

OFFICER'S / COMPLAINANT'S SIGNATURE: [signature] | COUNTY ID NUMBER/LOC. CODE: 460 (50) | NAME (Printed): | AGENCY NAME: MDPD

SWORN TO AND SUBSCRIBED BEFORE ME BY THE UNDERSIGNED AUTHORITY THIS DAY OF JAN 2007

Deputy Clerk / Judge

Signature of Defendant / Juvenile and Parent or Guardian

(right thumb print)

32.02.AB-0 Rev. 09/05

EXHIBIT # 2
PAGE # 5

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT
IN AND FOR MIAMI- DADE COUNTY, FLORIDA FALL TERM, 2006

THE STATE OF FLORIDA v.

FREDDY HUGHES

Defendant(s)

INFORMATION FOR

1. COCAINE/PURCHASE/POSSESS W/INTENT TO PURCHASE/ATTEMPT
893.13(2)(A)1 & 777.04 FEL 3D

FILED
FEB 16 2007
CLERK

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

KATHERINE FERNANDEZ RUNDLE, State Attorney of the Eleventh Judicial Circuit, prosecuting for the State of Florida, in the County of Miami-Dade, by and through her undersigned Assistant State Attorney, under oath, information makes that:

WESSEL,THOMAS H. :LP 02/12/2007
Circuit Court Direct File
Jail No. 070008266 ,Bkd: 1/27/2007 ., CIN: 0189253, B/M, DOB: [redacted] SS#: [redacted]

F07003513
Areces (F009)

RECEIVED
2022 APR 26 PM 12:40
DIVISION OF
PARI-MUTUEL WAGERING

STATE OF FLORIDA, COUNTY OF MIAMI-DADE
I HEREBY CERTIFY that the foregoing is a true and correct copy of the original on file in this office APR 15 2022
HARVEY RUVIN, Clerk of Circuit and County Courts
Deputy Clerk

Gordon Whyte 329150

EXHIBIT # 2
PAGE # 6

(CC#: F07003513)

COUNT 1

FREDDY HUGHES, on or about January 26, 2007, in the County and State aforesaid, did unlawfully and feloniously attempt to purchase or possess with intent to purchase, a controlled substance, to wit: Cocaine, in violation of s. 893.13(2)(a)1 and 777.04, Fla. Stat., contrary to the form of the Statute in such cases made and provided, and against the peace and dignity of the State of Florida.

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DIVISION OF
PARI-MUTUEL WAGERING

EXHIBIT # 2
PAGE # 7

(CC#: F07003513)

STATE OF FLORIDA, COUNTY OF MIAMI-DADE:

Personally known to me and appeared before me, the Assistant State Attorney of the Eleventh Judicial Circuit of Florida whose signature appears below, being first duly sworn, says that the allegations set forth in this Information are based upon facts which have been sworn to as true by a material witness or witnesses, and which if true, would constitute the offenses therein charged, and that this prosecution is instituted in good faith.

M Strozier

Assistant State Attorney/Bar #: 547142
1350 NW 12th Ave., Miami, FL (305) 547-0100

Sworn to and subscribed before me this 15 **day of** Feb., 2007

CIRCUIT & COUNTY COURTS Dade County, Florida

By _____
Deputy Clerk for Clerk of the Courts of
Notary Public

Rosa H. Sanchez
Commission #DD325957
Expires: Jun 11, 2008
Bonded Thru
Atlantic Bonding Co., Inc.

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2022 APR 26 PM 12:41
DIVISION OF
PARI-MUTUEL WAGERING

EXHIBIT # 2
PAGE # 8

02/12/2007
15:47:02

CASE FILE SHEET

DEFENDANT(S): HUGHES, FREDDY

COURT CASE #: F07003513

Intake Atty: 00611 WESSEL,THOMAS H. **Unit:** 001 FSU-Case Screeni
21st Day: 02/16/2007 **Arraign:** 02/16/2007 **DIVISION:** Areces

Police #: PD070126047721
Department: 030 Metro-Dade
Arrest Date: 01/26/2007
Lead Officer: 04611 BENAVIDES JR,J
Dept/Station: 030-
Remarks:

Book Date: 01/27/2007
JailNum: 070008260
PID: RACE: B Sex: M
DOB: [redacted]
IDS: 4316063 **CIN:** 0189253

PFC Date(s): 02/06/2007

Arraignment Action	Date
	01/28/2007

Clerk File Date: 01/28/2007
Domestic: N
Lab #:
ME #:

Case Filing Decision		Date
HL	Hold-Lab	02/06/2007
FF	Felony Filed	02/06/2007

Propery Release: N
Extradite: 1 Florida Only
VictimType: 33 Victimless - Drug Crime
Min/Mandatory: 1 Not Charged/Not Filed
Tel/Video Depo:
Career Criminal:

T	D	CJIS	Description	Charge Filing Decision	Count
F	3	89313002A1BF	COCAINE/PUR/ATTEMP	FF Filed Felony	1

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DIVISION OF PARI-MUTUEL WAGERING

ATTORNEY: _____
Assistant State Attorney

APPROVED: _____
Assistant State Attorney

DATE: _____

DATE: _____

EXHIBIT # 2
PAGE # 9

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA 183

DIVISION
☒ CRIMINAL

JUDGMENT

☐ Probation Violator ☐ Retrial
☐ Community Control Violator ☐ Resentence

PLAINTIFF(S)	VS. DEFENDANT(S)
THE STATE OF FLORIDA	FREDDY HUGHES

CASE NUMBER: F07-003513

AKA:Freddy Hudges, Ingraham Freddy Hudges, Freddie Hughes, Frederick Ina Hughes

The Defendant, FREDDY HUGHES, being personally before this Court represented by
MADELINE M ACOSTA,PD, his/her attorney of record.

The State represented by, NICOLE ELLIS, Assistant State's Attorney, and having:

☐ been tried and found guilty ☐ DNA taken purs. to FS 943.325
☒ entered plea of guilty
☐ entered plea of nolo contendere to the following crime(s):

CLOCK IN
FILED FOR RECORD
2007 SEP 18 AM 10: 24
CLERK CIRCUIT & COUNTY COURTS
DADE COUNTY FL
CIRCUIT CRIMINAL

COUNT	CRIME	DEGREE	OFFENSE STATUTE NO.
1	COCAINE/PURCHASE/POSN/W/INTENT TO PURCHASE/ATTEMPT	3/F	893.13(2)(A)1 777.04

and no cause being shown why the Defendant should not be adjudicated guilty, IT IS ORDERED THAT the Defendant is hereby ADJUDICATED GUILTY of the above crime(s).

STATE OF FLORIDA, COUNTY OF MIAMI-DADE
I HEREBY CERTIFY that the foregoing is a true copy of the original on file in this office APR 15 2022
HARVEY RUVIN, Clerk of Circuit and County Courts
Deputy Clerk

Jordan Whyte 329150

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DIVISION OF
PARI-MUTUEL WAGERING

d
CT -09/11/07
REV 10/02

Clerk's web address: www.miami-dadeclerk.com

EXHIBIT # 2
PAGE # 10

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA

DIVISION [X] CRIMINAL	CHARGES/COSTS/FEES	CASE NUMBER: F07-003513

PLAINTIFF(S)	VS. DEFENDANT(S)
THE STATE OF FLORIDA	FREDDY HUGHES AKA: Freddy Hudges, Ingraham Freddy Hudges, Freddie Hughes, Fredarick Ina Hughes

The Defendant is hereby ordered to pay the following sum indicated:

$50.00	Pursuant to F.S. 938.03(4) (Crimes Compensation Trust Fund).
$3.00	Three dollars as a court cost pursuant to F.S. 938.01 (1) $3.00 (Criminal Justice Trust & Education Funds).
$200.00	Pursuant to 938.05(1) (Local Government Criminal Justice Trust Fund).
$40.00	Pursuant to F.S. 27.52(2) (Public Defender Application Fee).
$3.00	Pursuant to F.S. 938.19 (Teen Courts).
$50.00	Pursuant to F.S. 775.083(2) (Crime Prevention Programs).
$2.00	Two dollars as a court cost pursuant to F.S. 938.15 $2.00 (Criminal Justice Trust & Education Funds).
$25.00	Pursuant to F.S. 28.24(26)(c) Payment Plan Fee
$65.00	Pursuant to F.S. 939.185(1)(a) (Assessment of Additional Court Costs as adopted by Ordinance 04-116)
$85.00	Pursuant to F.S. 939.185(1)(b) (Surcharge as adopted by Ordinance 05-123)
$523.00 -	TOTAL

DONE AND ORDERED in Open Court in Miami-Dade County, Florida this 7th day of September, 2007.

JUDGE BARBARA ARECES

(W=WAIVED/S=SUSPENDED)

Clerk's web address: www.miami-dadeclerk.com

EXHIBIT # 2
PAGE # 11

☒ IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA
☐ IN THE COUNTY COURT IN AND FOR MIAMI-DADE COUNTY, FLORIDA

DIVISION ☒ CRIMINAL ☐ OTHER	FINGERPRINTS OF DEFENDANT

THE STATE OF FLORIDA VS.

Freddy Hughes

PLAINTIFF DEFENDANT

CASE NUMBER: 07-3513

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2022 APR 26 PM 12:41
DIVISION OF PARI-MUTUEL WAGERING

I hereby certify that the foregoing fingerprints on this judgment are the fingerprints of the defendant named above, and that they were placed thereon by said defendant in my presence, in open court, on this date and that the defendant provided the below Social Security Number or was unable to provide said number as indicated.

CLOCK IN

FILED
SEP 07 2007
CLERK

I. LUMPUY

Fingerprints taken by: [illegible] Bailiff
Name Title

FINGERPRINTS OF DEFENDANT

1. R. Thumb	2. R. Index	3. R. Middle	4. R. Ring	5. R. Little

[redacted]

Social Security Number of Defend[redacted]

DONE AND ORDERED in Open Court in Miami-Dade County, Florida this ____ day of SEP 07 2007, 20____

JUDGE Barbara Areces
BARBARA ARECES Circuit Court Judge

CLK/CT 854 . REV. 7/03

Clerk's web address: www.miami-dadeclerk.com

EXHIBIT # 2
PAGE # 12

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL, CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA 258

DIVISION	SENTENCE
☒ CRIMINAL	

AS TO COUNT: 1

PLAINTIFF(S)	VS. DEFENDANT(S)
THE STATE OF FLORIDA	FREDDY HUGHES

CASE NUMBER: F07-003513 OBTS NUMBER _____

AKA: Freddy Hudges, Ingraham Freddy Hudges, Freddie Hughes, Frederick Ina Hughes

FILED FOR RECORD
2007 SEP 19 AM 10: 24
CLERK, CIRCUIT & COUNTY COURTS
DADE COUNTY, FLA.
CIRCUIT CRIMINAL
L LUMPUY

The Defendant, being personally before this Court, accompanied by his/her attorney(s): MADELINE M ACOSTA, PD
and having been adjudicated guilty herein, and the Court having given the defendant an opportunity to
be heard and to offer matters in mitigation of sentence, and to show cause why he/she should not be sentenced as provided by law, and no cause having been shown:

IT IS THE SENTENCE OF THE COURT that the defendant is hereby:

Is hereby committed to the custody of the Dade County Jail..

TO BE IMPRISONED:

For a term of 8.00 Day(s).

TIME SERVED

STATE OF FLORIDA, COUNTY OF MIAMI-DADE
I HEREBY CERTIFY that the foregoing is a true and correct copy of the original on file in this office APR 15 2022
HARVEY RUVIN, Clerk of Circuit and County Courts
Deputy Clerk Jordan Whyte 329150

CT -09/11/07
REV 10/02

Clerk's web address: www.miami-dadeclerk.com

EXHIBIT # 2
PAGE # 13

IN REF: Defendant
FREDDY HUGHES

SPECIAL PROVISIONS

CASE NUMBER: F07-003513

AS TO COUNT: 1

By appropriate notation, the following provisions apply to the sentence imposed:

MANDATORY / MINIMUM PROVISIONS:

CATEGORY	SPECIAL PROVISION DESCRIPTION	SPECIFICATION
Court Ordered License Revocation	Pursuant to F.S. 322.055 - Controlled Substance Court Ordered Driver License Revocation.	

EXHIBIT # 2
PAGE # 14

IN REF: Defendant
FREDDY HUGHES

OTHER PROVISIONS

CASE NUMBER: F07-003513

CATEGORY	OTHER PROVISION DESCRIPTION	SPECIFICATION
Jail Credit	It is further ordered that the Defendant shall be allowed a total of the specified time as credit for time incarcerated prior to imposition of this sentence.	8 DAYS

In the event the above sentence is to the Department of Corrections, the Shariff of Dade County, Florida, is hereby ordered and directed to deliver the defendant to the Department of Corrections at the facility designated by the Department together with a copy of this Judgment and Sentence and any other documents specified by Florida Statutes.

The defendant in Open Court was advised of his right to appeal from this sentence by filing notice of appeal within thirty days from this date with the Clerk of this Court, and the defendant's right to the assistance of counsel in taking said appeal at the expense of the State upon showing indigence.

DONE AND ORDERED in Open Court in Miami-Dade County, Florida this 7th day of September, 2007.

JUDGE BARBARA ARECES

EXHIBIT # 2
PAGE # 15

Filing # 37177824 E-Filed 01/29/2016 11:39:10 AM

FG FTU

Dennis Bailey

FELONY

IN THE CIRCUIT OF THE SEVENTEENTH JUDICIAL CIRCUIT IN AND FOR BROWARD COUNTY, FLORIDA

STATE OF FLORIDA,	Plaintiff	Court Case Num:	15013898CF10A	SAO Num:	2227496
V.		Offense Rpt No:	HW1510151709	Offense Date:	10/24/2015
		Charge Agency:	HOLLYWOOD PD	Case Type:	AR
		Arrest No:	HW15002705	Arrest Date:	10/24/2015
FREDDY HUGHES	Defendant	DOB: [redacted]	Race:B Sex: M	BCCN:	0764032

TO THE CLERK OF THE ABOVE-STYLED COURT:
The State hereby announces the following actions to be taken on the charges involved in the above-captioned arrest/matter:

Action taken: DIR FILED CASE

Count	Action	Short Description	Charge
1	As Presented /Filed/Clerk	893.13-6A(2A4) - 3/CF - POSS OF COCAINE	
	Chrg Presented	893.13-6A(COC) - 3/F - POSSESSION OF COCAINE	1
2	NO INFO	893.13(6)(B) - 1/MM - POSS OF CANNABIS <20GRAMS (MISD)	
	Chrg Presented	893.13-6B - 1/MM - POSS CANNABIS 20 GRAMS LESS/ SYNTH CANN 3 GMS LESS	2

Special Instruction to the Clerk/Jail

PRIORITIZE this case. More than 60 days have passed since the original arrest date. ARRAIGNMENT MUST BE PRIORITIZED.

RECEIVED
2022 APR 26 PM 12:39
DIVISION OF PARI-MUTUEL WAGERING

Dated Day of January, 2016

Michael J. Satz, State Attorney
By: Kristin Padowitz
Florida Bar No: 0178382
Phone: (954) 831-8074

Clerk Comments

Custody Status _____ Division _____

Arraignment

CLERK COPY

XSB 0002227496 SCDS55 XCN 008015774 FSI

Page 1 of 1

*** FILED: BROWARD COUNTY, FL HOWARD FORMAN, CLERK 1/29/2016 11:35:11 AM.****

EXHIBIT # 2
PAGE # 16

Filing # 37177824 E-Filed 01/29/2016 11:39:10 AM

IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT,
IN AND FOR BROWARD COUNTY, STATE OF FLORIDA

THE STATE OF FLORIDA

vs.

FREDDY HUGHES,

Defendant

INFORMATION FOR

I. POSSESSION OF COCAINE

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

MICHAEL J. SATZ, State Attorney of the Seventeenth Judicial Circuit of Florida, as Prosecuting Attorney for the State of Florida in the County of Broward, by and through his undersigned Assistant State Attorney, charges that **FREDDY HUGHES, on the 24th day of October, A.D. 2015,** in the County and State aforesaid, did unlawfully have in his actual or constructive possession a controlled substance, to-wit: Cocaine, contrary to F.S. 893.03(2)(a)4. and F.S. 893.13(6)(a), (L3).

KP/va
1/28/2016

RECEIVED
2022 APR 26 PM 12: 39
DIVISION OF
PARI-MUTUEL WAGERING

*** FILED: BROWARD COUNTY, FL HOWARD FORMAN, CLERK 1/29/2016 11:35:11 AM.***

STATE OF FLORIDA vs. FREDDY HUGHES **Information 2**

IDENTIFYING DATA:
B/M, D.O.B. [redacted]

COUNTY OF BROWARD
STATE OF FLORIDA

RECEIVED
2022 APR 26 PM 12:3
DIVISION OF
PARI-MUTUEL WAGERING

STACI M. DIRENZO

Personally appeared before me _____ **duly appointed as an Assistant State Attorney of the 17th Judicial Circuit of Florida by MICHAEL J. SATZ, State Attorney of said Circuit and Prosecuting Attorney for the State of Florida in the County of Broward, who being first duly sworn, says that the allegations as set forth in the foregoing Information are based upon facts that have been sworn to or certified as true and which, if true, would constitute the offense(s) therein charged, and that this prosecution is instituted in good faith.**

_____
Assistant State Attorney, 17th Judicial Circuit of Florida

SWORN TO AND SUBSCRIBED before me this 21 **day of** Jan, **A.D., 2016.**

HOWARD C. FORMAN
Clerk of the Circuit Court, 17th Judicial Circuit
Broward County, Florida

By: _____
Deputy Clerk

To the within Information, Defendant pleaded _____.

HOWARD C. FORMAN
Clerk of the Circuit Court, 17th Judicial Circuit
Broward County, Florida

By: _____
Deputy Clerk

17TH JUDICIAL CIRCUIT
FLORIDA

EXHIBIT # 2
PAGE # 18

**** FILED: BROWARD COUNTY, FL Brenda D. Forman, CLERK 4/3/2017 1:18:39 PM.****

15-13898CF

IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT, IN AND FOR BROWARD COUNTY, STATE OF FLORIDA

THE STATE OF FLORIDA

vs.

FREDDY HUGHES,

Defendant

INFORMATION FOR

CCC

1. POSSESSION OF COCAINE

Possession Paraphernalia

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

MICHAEL J. SATZ, State Attorney of the Seventeenth Judicial Circuit of Florida, as Prosecuting Attorney for the State of Florida in the County of Broward, by and through his undersigned Assistant State Attorney, charges that FREDDY HUGHES, on the 24th day of October, A.D. 2015, in the County and State aforesaid, did unlawfully have in his actual or constructive possession a controlled substance, to-wit: Cocaine, contrary to F.S. ~~893.03(2)(a)4.~~ 893.147(1) and F.S. 893.13(6)(a), (L3).

KP/va
1/28/2016

Brian Andino

RECEIVED
2022 APR 26 PM 12:39
DIVISION OF
PARI-MUTUEL WAGERING

Filed In Open Court
CLERK OF THE CIRCUIT COURT
ON APR 03 2017
BY

EXHIBIT # 2
PAGE # 19

STATE OF FLORIDA vs. FREDDY HUGHES **Information 2**

IDENTIFYING DATA:
B/M, D.O.B. [redacted]

COUNTY OF BROWARD
STATE OF FLORIDA

Personally appeared before me _____, duly appointed as an Assistant State Attorney of the 17th Judicial Circuit of Florida by MICHAEL J. SATZ, State Attorney of said Circuit and Prosecuting Attorney for the State of Florida in the County of Broward, who being first duly sworn, says that the allegations as set forth in the foregoing Information are based upon facts that have been sworn to or certified as true and which, if true, would constitute the offense(s) therein charged, and that this prosecution is instituted in good faith.

_____
Assistant State Attorney, 17th Judicial Circuit of Florida

SWORN TO AND SUBSCRIBED before me this _____ day of _____, A.D., 2016.

HOWARD C. FORMAN
Clerk of the Circuit Court, 17th Judicial Circuit
Broward County, Florida

By: _____
Deputy Clerk

To the within Information, Defendant pleaded _____.

HOWARD C. FORMAN
Clerk of the Circuit Court, 17th Judicial Circuit
Broward County, Florida

By: _____
Deputy Clerk

EXHIBIT # 2
PAGE # 20

BROWARD COUNTY, FLORIDA
I certify this document to be a true and correct copy of the original.
WITNESS MY HAND AND SEAL
ON
BY
D.C.
17th JUDICIAL CIRCUIT
BROWARD COUNTY, FLORIDA

EXHIBIT # 2
PAGE # 21

**** FILED: BROWARD COUNTY, FL Brenda D. Forman, CLERK 4/3/2017 1:15:00 PM.****
printed:printed:03/31/2017 stracy /Court Clerk

CIRCUIT COURT DISPOSITION ORDER IN AND FOR BROWARD COUNTY, FLORIDA

Case Number 15013898CF10A Arrest Number HW15002705 BCCN # 0764032

State of Florida VS Hughes, Freddy AKA

Judge Dennis Bailey Cash bond / Return to depositor / Surety bond / IC

Cash bond number(s)

Charges 088-1 Possession of Cocaine

amend Possession Drug Paraphernalia 893.147(1) MISD

( ) REMANDED ( ) REMAIN IC ( ) UNTIL PICKED UP BY ( ) UNTIL AFTER POST ADJUDICATORY HEARING OR BED AVAILABLE AT

( ) Arraignment (✓) Change of Plea ( ) Guilty (✓) No Contest ( ) PSI/PDR ( ) Sentencing / Re-Sentencing
( ) Trial by Jury ( ) Trial by Court ( ) First VOP/VOCC ( ) Final VOP/VOCC ( ) Admits Allegations
( ) Convicted by Jury/Court ( ) Acquitted by Jury/Court ( ) Dismissed ( ) Speedy
( ) Discharged ( ) Nolle Prosequi ( ) Found Incompetent/Placement Pending/ Committed to Child/Family Services
( ) Adj. Guilty (✓) Adj. Withheld I ( ) Adj. Delinquent
( ) Committed to DJJ/Level ( ) Sentence Withheld ( ) Previous Sentence Vacated
( ) PSI Ordered
Adj. and Sentence deferred to

Type of probation / Community Control:
( ) Youthful Offender ( ) Drug Offender ( ) Sexual Offender ( ) Habitual Offender ( ) Mental Health ( ) County
PROBATION/COMM. CONTROL: ( ) Revoked ( ) Reinstated ( ) Modified ( ) Terminated
Extended ( ) All previous special conditions apply
WARRANT: ( ) Dismissed ( ) Withdrawn ( ) Served in open court

RECEIVED 2017 APR 26 PM 12:40 DIVISION OF PARI-MUTUEL WAGERING

SENTENCE: (PROBATION / COMM. CONTROL)
COUNT(S): I County
(X) Years ( ) Months ( ) Days (X) Probation ( ) Community Control ( ) Followed by
( ) Years ( ) Months ( ) Days ( ) Probation ( ) Community Control
( ) each count concurrent/consecutive ( ) Concurrent ( ) Consecutive to case number
COUNT(S):
( ) Years ( ) Months ( ) Days ( ) Probation ( ) Community Control ( ) Followed by
( ) Years ( ) Months ( ) Days ( ) Probation ( ) Community Control
( ) each count concurrent/consecutive ( ) Concurrent ( ) Consecutive to case number

SENTENCE: (INCARCERATION)
COUNT(S): ( ) One year plus one day ( ) ( ) Years ( ) Months ( ) Days
( ) BCJ ( ) FSP, w/credit for days T/S
( ) Followed by ( ) Years ( ) Months ( ) Days ( ) Probation ( ) Community Control
( ) Each count concurrent/consecutive ( ) Concurrent/consecutive ( ) To case number
( ) Any other sentence ( ) Work release ( ) Prison sentence suspended
COUNT(S): ( ) One year plus one day ( ) ( ) Years ( ) Months ( ) Days
( ) BCJ ( ) FSP, w/credit for days T/S
( ) Followed by ( ) Years ( ) Months ( ) Days ( ) Probation ( ) Community Control
( ) Each count concurrent/consecutive ( ) Concurrent/consecutive ( ) To case number
( ) Any other sentence ( ) Work release ( ) Prison sentence suspended

JUDGE

DEPUTY CLERK K Kelley DATE 4/3/17

FILE COPY-WHITE DEFENDANT'S COPY-BLUE SHERIFF'S COPY-YELLOW PROBATION'S COPY-PINK DEFENSE ATTORNEY'S COPY-GOLD REVISED 09/25/13

EXHIBIT # 2
PAGE # 22

State of Florida VS Hughes, Freddy Case Number 15013898CF10A

SPECIAL CONDITIONS OF PRISON SENTENCE:

( ) Habitual Violent Offender mandatory minimum _____ years Ct(s) _____
( ) Violent Career Criminal mandatory minimum _____ years Ct(s) _____
( ) Prison Release Reoffender mandatory minimum _____ years Ct(s) _____
( ) Firearm mandatory minimum _____ years Ct(s) _____
( ) Other mandatory minimum _____
( ) Habitual Offender Ct(s) _____ ( ) Youthful Offender ( ) Sexual Predator/Offender ( ) Boot Camp
( ) To be given credit for all time previously served in prison, to be calculated by Department of Corrections

SPECIAL CONDITIONS OF PROBATION:

( ) _____ days BCJ w/credit for _____ days T/S ( ) Electronic Monitor
( ) SAP 30 days ( ) AA/NA 30 days ( ) AFTER CARE 30 days (out of custody) ( ) LIFE SKILLS 30 days
( ) Upon successful completion of drug program jail sentence shall be terminated.

( ) _____ hours of Community Service
( ) $_____ COS waived/imposed
( ) Anger Management Program
( ) Blood draw per F.S. 943.325 - 2 samples for conviction of sexual assaults; lewd or indecent acts; homicides (782.04) aggravated battery; home invasion robbery or carjacking
( ) Curfew _____
( ) Drug / Alcohol evaluation and treatment recommended
( ) Forfeit weapon / firearm
( ) Defendant to enter and successfully complete Post Adj. Drug Court.
( ) May transfer probation to _____
( ) May travel _____ for work purposes
( ) No contact with minor children without adult supervision
( ) No contact directly or indirectly with victim(s) or victim's family or others listed
( ) No driving without valid driver's license
( ) No drugs or alcohol
( ) Enter and successfully complete _____
  ( ) BARC
  ( ) IRT ( ) followed by _____
  ( ) HOUSE OF HOPE/STEPPING STONES
  ( ) SPECTRUM
  ( ) FOLLOWED BY _____
( ) Other _____

( ) Drug Ct Monitoring/Hearing set_____
( ) Obtain GED or High School diploma
( ) Psychological/Psychiatric evaluation and treatment necessary
( ) Random drug/alcohol testing

( ) The Dept. of DHSMV is to withhold issuance of defendant's driver license/privileges for a period of 1 years after the date the deft. was convicted or until deft. is evaluated for and, if deemed necessary by the evaluating agency, completes a drug treatment and rehab. program approved or regulated by DCF per FS.322.055

( ) Restitution ordered $_____ amount reserved
( ) Restitution converted to a civil lien
( ) Upon successful completion of jail sent. probation to automatically terminate
( ) Pay investigative costs:
  ( ) Crime Lab Hole. RO
  ( ) Expert Witnesses_____
  ( ) Supp. Cost of Prosecution _____
  ( ) Toxicology _____
  ( ) Law Enforcement Agency
  Agency #1_____ $_____
  Agency #2_____ $_____
( ) Court costs/fines are not a condition of probation.

D.U.I USE ONLY

Count_____
_____ Years _____ Months _____ Days Probation w/Special Conditions:
( ) DUI School/level ( )_____ Days License Suspended ( )_____ Work Permit
( )_____Days Immobilization by _____ Company
( )_____Ignition Interlock Program ( )_____ Hours of Community Service
( ) Evaluation, Treatment and Therapy if necessary
( ) Other _____

To run ( ) Concurrent ( ) Consecutive to Count(s): _____

( ) 1st DUI ( ) 2nd DUI ( ) 3rd DUI ( ) 4th DUI

JUDGE _____
DEPUTY CLERK _____ DATE 4/3/17

File Copy-White Defendant'sCopy-Blue Sheriff'sCopy-Yellow Probation'sCopy-Pink Defense Attorney'sCopy-Gold REVISED 9/17/14

EXHIBIT # 2
PAGE # 23

State of Florida VS Hughes, Freddy Case Number 15013898CF10A

ORDER ASSESSING CHARGES/COSTS/FEES

The defendant is hereby ordered to pay the following sums if checked:

FINES

( )	(Count)	Fine Assessed	$_____	775.083(1)
( )	(Count)	Surcharge Assessed	$_____	817.568(12)
( )	(Count)	5% Surcharge (if fine assessed)	$_____	938.04

MANDATORY COSTS

( )	($225/Case)	Local Criminal Justice (Trust Fund)	_____	938.05(1)(a)
( )	($50/Case)	Crimes Compensation Trust Fund (VC)	_____	938.03(1)
( )	($2/Count)	Local Law Enforcement EDU ($5 Assessment)	_____	938.15
( )	($3/Count)	Add l Court Cost Clearing Trust ($5 Assessment)	_____	938.01(1)
( )	($50/Count)	Crime Prevention (if fine assessed)(SN1)	_____	775.083(2)
( )	($100/Case)	Cost of Prosecution	_____	938.27(8)
( )	($20/Count)	Crime Stoppers Trust Fund (if fine assessed)(CSTF)	_____	938.06(1)
( )	($2/Count)	Teen Court (T.C.)	_____	938.19(2)
( )	($65/Count)	Add l Costs (BOCC) Programs (AC)		939.185(1)(a)

DISCRETIONARY OR SPECIFIC OFFENSE/REQUIRED COSTS

( )	($50/Case)	Public Defender Application Fee	_____	27.52(1)(b)
( )	($____/Case)	Public Defender Assistance (PD fee imposed)	_____	938.29(1)(a)
( )	_____	PD Fee Converted to Civil Lien	_____	938.29(2)(b)

For the P.D. Fee only 1 item is to be checked: FEE IMPOSED or FEE CONVERTED TO CIVIL LIEN

( )	($100/Count)	FDLE Operating Trust Fund (OTF)	_____	938.055
( )	($201/Count)	Domestic Violence Surcharge (DVC)	_____	938.08
( )	($151/Count)	Rape Crisis Trust Fund (RCP)	_____	938.085
( )	($151/Count)	Crimes Against Minor (CAM)	_____	938.10(1)
( )	($____/Count)	Alcohol & Other Drug Abuse Programs		938.21/938.23
( )	($5000/Count)	Commit Prostitution (Cir Crt Adm)		796.07(6)

MISDEMEANORS

( )	($60/Case)	Add l Court Costs/Misd/Crim Traf	_____	938.05(1)(b)
( )	($10/Case)	Article V Assessment	_____	318.18(19)
( )	($30/Count)	Court Facilities Fund (CFF)	_____	318.18(13)(a)
( )	($20/Count)	Crime Prevention (if fine assessed) (SN1)	_____	775.083(2)
( )	($65/Count)	DOH Admin. Trust Fund	_____	318.18(20)
( )	($26/Count)	Court Costs (CC)		AOVI-02-D-3

DUI

( )	(Count)	Fine Assessed	$_____	Varies
( )	(Count)	5% Surcharge (if fine assessed)	$_____	938.04
( )	($65/Count)	Add l Costs (BOCC) Programs (AC)	_____	939.185(1)(a)
( )	($60/Case)	Add l Court Costs/Misd/Crim Traf(CJC)	_____	938.05(1)(b)
( )	($26/Count)	Court Costs (CC)	_____	AOVI-02-D-3
( )	($15/Count)	County Alcohol & Other Drug Abuse Trust Fund (CDC)	_____	938.13(1)(a)
( )	($20/Count)	Crime Prevention (if fine assessed) (SN1)	_____	775.083(2)
( )	($50/Case)	Crimes Compensation Trust Fund (VC)	_____	938.03(1)
( )	($135/Count)	Emergency Medical Services Trust Fund (EMTF)	_____	938.07

OTHER

( )	Waive All Court Costs		
( )	Pay Balance of Previously Imposed Costs	_____	
( )	Balance of Court Costs/Fees Converted to Civil Lien	_____	
( )	Extradition Costs	_____	
( )	Defendant may do community service hours @ $10/hour in lieu of court costs		_____
( )	Other	_____	

JUDGE _____

DEPUTY CLERK _____ DATE 4/3/17

EXHIBIT # 2
PAGE # 24

**** FILED: BROWARD COUNTY, FL Brenda D. Forman, CLERK 2/9/2018 9:41:44 AM.****
printed:printed:02/08/2018 sljones /Court Clerk

CIRCUIT COURT DISPOSITION ORDER IN AND FOR BROWARD COUNTY, FLORIDA

Case Number 15013898CF10A Arrest Number HW15002705 BCCN # 0764032

State of Florida VS Hughes, Freddy AKA

Judge Dennis Bailey Cash bond / Return to depositor / Surety bond / IC

Cash bond number(s)

Charges 068-1 Possession of Drug Paraphernalia

( ) REMANDED ( ) REMAIN IC ( ) UNTIL PICKED UP BY ( ) UNTIL AFTER POST ADJUDICATORY HEARING OR
BED AVAILABLE AT

( ) Arraignment ( ) Change of Plea ( ) Guilty ( ) No Contest ( ) PSI/PDR ( ) Sentencing / Re-Sentencing
( ) Trial by Jury ( ) Trial by Court ( ) First VOP/VOCC (X) Final VOP/VOCC (X) Admits Allegations
( ) Convicted by Jury/Court ( ) Acquitted by Jury/Court ( ) Dismissed ( ) Speedy
( ) Discharged ( ) Nolle Prosequi ( ) Found Incompetent/Placement Pending/ Committed to Child/Family Services
(X) Adj. Guilty (X) Adj. Withheld ( ) Adj. Delinquent
( ) Committed to DJJ/Level ( ) Sentence Withheld ( ) Previous Sentence Vacated
( ) PSI Ordered
Adj. and Sentence deferred to

Type of probation / Community Control:
( ) Youthful Offender ( ) Drug Offender ( ) Sexual Offender ( ) Habitual Offender ( ) Mental Health ( ) County
PROBATION/COMM. CONTROL: (X) Revoked ( ) Reinstated ( ) Modified ( ) Terminated
Extended ( ) All previous special conditions apply
WARRANT: ( ) Dismissed ( ) Withdrawn ( ) Served in open court

SENTENCE: *(PROBATION / COMM. CONTROL)*

COUNT(S):
( ) Years ( ) Months ( ) Days ( ) Probation ( ) Community Control ( ) Followed by
( ) Years ( ) Months ( ) Days ( ) Probation ( ) Community Control
( ) each count concurrent/consecutive ( ) Concurrent ( ) Consecutive to case number

COUNT(S):
( ) Years ( ) Months ( ) Days ( ) Probation ( ) Community Control ( ) Followed by
( ) Years ( ) Months ( ) Days ( ) Probation ( ) Community Control
( ) each count concurrent/consecutive ( ) Concurrent ( ) Consecutive to case number

SENTENCE: *(INCARCERATION)*

COUNT(S): 1 (X) One year plus one day ( ) 72 ( ) Years ( ) Months (X) Days
(X) BCJ ( ) FSP, w/credit for 72 days T/S
( ) Followed by ( ) Years ( ) Months ( ) Days ( ) Probation ( ) Community Control
( ) Each count concurrent/consecutive ( ) Concurrent/consecutive ( ) To case number
( ) Any other sentence ( ) Work release ( ) Prison sentence suspended

COUNT(S): ( ) One year plus one day ( ) ( )Years ( ) Months ( ) Days
( ) BCJ ( ) FSP, w/credit for days T/S
( ) Followed by ( ) Years ( ) Months ( ) Days ( ) Probation ( ) Community Control
( ) Each count concurrent/consecutive ( ) Concurrent/consecutive ( ) To case number
( ) Any other sentence ( ) Work release ( ) Prison sentence suspended

JUDGE

DEPUTY CLERK R Bonner DATE 2/9/18

EXHIBIT # 2
PAGE # 25

State of Florida VS Hughes, Freddy Case Number 15013898CF10A

ORDER ASSESSING CHARGES/COSTS/FEES

The defendant is hereby ordered to pay the following sums if checked:

		FINES		
)	(Count)	Fine Assessed	$	775.083(1)
)	(Count)	Surcharge Assessed	$	817.568(12)
)	(Count)	5% Surcharge (if fine assessed)	$	938.04
		MANDATORY COSTS		
)	($225/Case)	Local Criminal Justice (Trust Fund)		938.05(1)(a)
)	($50/Case)	Crimes Compensation Trust Fund (VC)		938.03(1)
)	($2/Count)	Local Law Enforcement EDU ($5 Assessment)		938.15
)	($3/Count)	Add l Court Cost Clearing Trust ($5 Assessment)		938.01(1)
)	($50/Count)	Crime Prevention (if fine assessed)(SN1)		775.083(2)
)	($100/Case)	Cost of Prosecution		938.27(8)
)	($20/Count)	Crime Stoppers Trust Fund (if fine assessed)(CSTF)		938.06(1)
)	($2/Count)	Teen Court (T.C.)		938.19(2)
)	($65/Count)	Add l Costs (BOCC) Programs (AC)		939.185(1)(a)
		DISCRETIONARY OR SPECIFIC OFFENSE/REQUIRED COSTS		
)	($50/Case)	Public Defender Application Fee		27.52(1)(b)
)	($____/Case)	Public Defender Assistance (PD fee imposed)		938.29(1)(a)
)	_____	PD Fee Converted to Civil Lien		938.29(2)(b)
For the P.D. Fee only 1 item is to be checked;FEE IMPOSED or FEE CONVERTED TO CIVIL LIEN				
)	($100/Count)	FDLE Operating Trust Fund (OTF)		938.055
)	($201/Count)	Domestic Violence Surcharge (DVC)		938.08
)	($151/Count)	Rape Crisis Trust Fund (RCP)		938.085
)	($151/Count)	Crimes Against Minor (CAM)		938.10(1)
)	($____/Count)	Alcohol & Other Drug Abuse Programs		938.21/938.23
)	($5000/Count)	Commit Prostitution (Cir Crt Adm)		796.07(6)
		MISDEMEANORS		
)	($60/Case)	Add l Court Costs/Misd/Crim Traf		938.05(1)(b)
)	($10/Case)	Article V Assessment		318.18(19)
)	($30/Count)	Court Facilities Fund (CFF)		318.18(13)(a)
)	($20/Count)	Crime Prevention (if fine assessed) (SN1)		775.083(2)
)	($65/Count)	DOH Admin. Trust Fund		318.18(20)
)	($26/Count)	Court Costs (CC)		AOVI-02-D-3
		DUI		
)	(Count)	Fine Assessed	$	Varies
)	(Count)	5% Surcharge (if fine assessed)	$	938.04
)	($65/Count)	Add l Costs (BOCC) Programs (AC)		939.185(1)(a)
)	($60/Case)	Add l Court Costs/Misd/Crim Traf(CJC)		938.05(1)(b)
)	($26/Count)	Court Costs (CC)		AOVI-02-D-3
)	($15/Count)	County Alcohol & Other Drug Abuse Trust Fund (CDC)		938.13(1)(a)
)	($20/Count)	Crime Prevention (if fine assessed) (SN1)		775.083(2)
)	($50/Case)	Crimes Compensation Trust Fund (VC)		938.03(1)
)	($135/Count)	Emergency Medical Services Trust Fund (EMTF)		938.07
		OTHER		
)		Waive All Court Costs		
)		Pay Balance of Previously Imposed Costs		
)		Balance of Court Costs/Fees Converted to Civil Lien		
)		Extradition Cost		
)		Defendant may do community service hours @ $10/hour in lieu of court costs		
)		Other		

JUDGE _____

DEPUTY CLERK K. Brown DATE 2/9/18

EXHIBIT # 2
PAGE # 26

Broward County Commission

**** FILED: BROWARD COUNTY, FL Brenda D. Forman, CLERK 2/9/2018 9:35:17 AM.****

17th JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY

DIVISION:
CRIMINAL

DIVISION: FG

JUDGMENT

THE STATE OF FLORIDA VS.

CASE NUMBER

DEFENDANT Freddy Hughes (Probation Violator) 15 13898 CF 10A

State Attorney C. Honcork

Court Reporter K. Mesfun

The Defendant, Freddy Hughes being personally before this Court represented by T. Nwahiri, his attorney of record, and having:

(Check applicable provision)

- O Been tried and found guilty of the following crime(s)
- O Entered a plea of guilty to the following crime(s)
- ☑ Entered a plea of nolo contendre to the following crime(s)

COUNT	CRIME	OFFENSE STATUTE NUMBER(S)	DEGREE OF CRIME	ADD'L MONIES IMPOSED
I	Poss of Drug Paraphernalia	893.147(1)		

and no cause having been shown why the Defendant should not be adjudicated guilty, IT IS ORDERED THAT the Defendant is hereby ADJUDICATED GUILTY of the above crime(s).

The Defendant is hereby ordered to pay the sum of Fifty dollars ($50.00) pursuant to F.S. 938.03 (Crimes Comp. Trust Fund). The Defendant is further ordered to pay the sum of Five Dollars ($5.00) as court costs pursuant to F.S. 938.03(1) and 938.15 Fines imposed as part of a sentence pursuant to F.S. 777.083(1) are to be recorded on the Sentence page(s).

(Check if applicable)

Stayed & Withheld Imposition of Sentence ( ) The court hereby stays and withholds the imposition of sentence as to count(s) _____ and places the Defendant on probation for a period of _____ under the supervision of the Department of Corrections (conditions of probation set forth in a separate order)

Sentence Deferred Until Later Date ( ) The court hereby defers imposition of sentence until _____ (Date)

( ) Pay $225.00 Trust Fund pursuant to F.S. 938.05(1)(a)

Count(s) I : 72 DAYS/MONTHS BROWARD COUNTY JAIL W/CREDIT 72 DAYS TIME SERVED.

The Defendant in open court was advised of his right to appeal from this Judgment by filing notice of appeal with the Clerk of Court within thirty days following the date sentence is imposed or probation is ordered pursuant to this adjudication. The Defendant was also advised of his right to the assistance of counsel in taking said appeal at the expense of the State upon showing indigence.

JUDGE

I hereby certify that a true and correct copy of the above and foregoing was served on the State Attorney by: ( ) hand delivery ( ) U.S. mail and to the Defense Attorney by: ( ) hand delivery ( ) U.S. mail this FEB 09 2018 day of _____ 20__

K Brown

Deputy Clerk

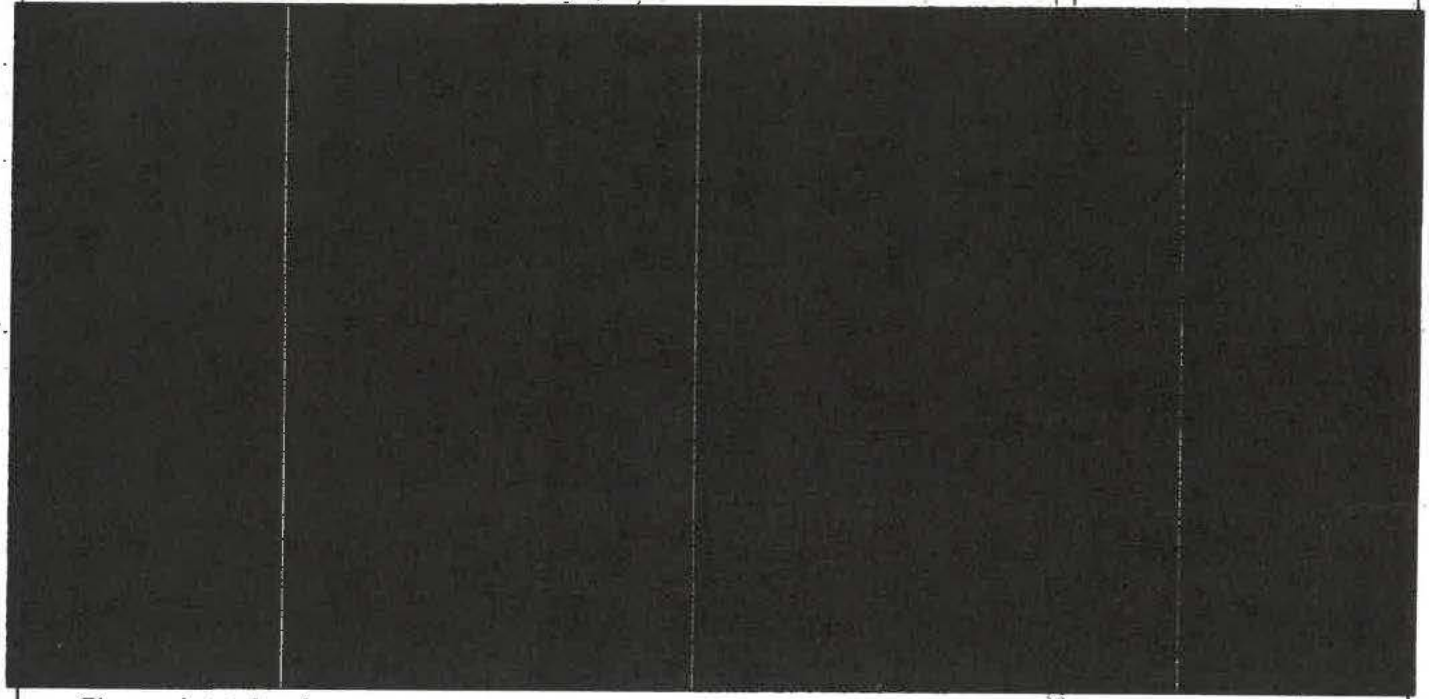
ICC 112-65 JUDGMENT

EXHIBIT # 2
PAGE # 27
Revised 7-2-08

Hughes, Freddy B/M

DIVISION:	[ ] ADJUDICATION WITHHELD	CASE NUMBER
CRIMINAL FG1	[X] ADJUDICATED GUILTY	15 13898 CF 10 A

FINGERPRINTS OF DEFENDANT



Fingerprints taken by:

Smith #8952

Court Deputy

Name & Title

DONE AND ORDERED in Open Court at Broward County, Florida this 9 day of FEB, 2018.
I HEREBY CERTIFY that the above and foregoing fingerprints are of the Defendant

Freddy Hughes, and that they were placed thereon by said defendant in my presence

in Open court this date.

JUDGE

ICC 112-57 FINGERPRINTS OF DEFENDANT

EXHIBIT # 2
PAGE # 28

**** FILED: BROWARD COUNTY, FL Brenda D. Forman, CLERK 7/26/2019 2:30:41 PM. ****

COUNTY COURT DISPOSITION ORDER IN AND FOR BROWARD COUNTY, FLORIDA

7/26/19 * CORRECTED COURT DISPOSITION * nunc pro tunc 11/13/18

DATE ____ CASE NO 17022528MU10A ARREST NO ____ BCCN NO ____

State of Florida vs. Huges, Freddy

Cash Bond/Surety Fast Amount $1000 Estreated ____ Vacated ____ Return to Dep

Cash Bond/Surety 24/7 Amount $ 500 Estreated ____ Vacated ____ Return to Dep

[ ] Magistrate [ ] First VOP [ ] Convicted by Jury ____ [✓] Adj. Guilty I

[ ] Arraignment [ ] Final VOP [ ] Convicted by Court ____ [ ] Adj. Withheld ____

[✓] Change of Plea [ ] Admits/Denies Allegations [ ] Acq. by Jury ____ [✓] Dismissed III, IV

[ ] Trial by Jury [ ] Guilty [ ] Acq. by Court ____ [✓] Nolle Pros II

[ ] Trial by Court [✓] No Contest [ ] Directed Verdict ____ [ ] No Info ____

[ ] Judgment of Acquittal ____

CHARGES: 1- DUI Property Damage/Injury

2- Driving Under The Influence

3- Poss Open Cont/Veh/Driver

4- Fail To Use Due Care

* Nunc Pro Tunc : 11/13/18

SENTENCE:

COUNT(S) I (Reporting/~~Administrative~~) Probation: 9 months with special conditions:

[✓] DUI School Level I

[✓] License suspended 6 Months

[✓] 10 Days immobilization by: Landshark

[✓] Random breath/urine analysis at defendant's expense twice per month

[✓] May work off (fine/costs) at $ 10 per hour

[ ] May buy out community service at $ ____ per hour

[✓] Hours of community service 50

[ ] No alcohol or intoxicants while on probation

[ ] AA/NA meeting(s) per week ____ [ ] Evaluation, treatment and therapy, if necessary

[ ] Pay all outstanding fine/costs on Driver's License Record

[ ] Time served ____ days on Count(s) ____

[ ] ____ Days Broward County Jail with credit for ____ days time served

[ ] No contact directly/indirectly with victim(s) or victim(s) family or others listed below

[ ] All fines/costs are separate and apart from probation

[ ] All fines/costs imposed are a condition of probation on Count(s): ____

[ ] All special conditions of probation must be met by the ____ month of probation ____

[ ] DHSMV is directed to revoke defendant's license for 1 year pursuant to F.S 322.055

[ ] Anger Management ____

[ ] Interlock Device ____

[ ] Justice for life [ ] PTE [✓] MADD/Victim Impact Panel [ ] Shoplifter's Program ____

[✓] $ 25 COS waived/imposed

[✓] Partial payments accepted

[ ] Fines/cost converted to civil lien/judgment

[ ] Probation: Revoked-Terminated-Reinstated ____

[ ] Early termination of probation upon completion of all conditions

[ ] DPS ____ hours

[✓] Other: Must do community service hours in lieu of court costs and fines to be completed by the 8th Month of Probation. No court costs and fines as long as community service is completed.

JUDGE: ____ DEPUTY CLERK: ____

MP- Judge Jill K. Levy

EXHIBIT # 2
PAGE # 29

FILED: BROWARD COUNTY, FL Brenda D. Forman, CLERK 7/20/2019 2:30:41 PM.

State of Florida VS Huges, Freddy Case Number 17022528MU10A OF

ORDER ASSESSING CHARGES/COSTS/FEES

The defendant is hereby ordered to pay the following sums if checked:

FINES

✓ (Fine) I 500, II ____, III ____, IV ____, V ____ VI ____, VII ____, VIII ____		F.S. 775.083
✓ (5% Surcharge) (if fine assessed) I 25, II ____, III ____, IV ____ V ____, VI ____, VII ____, VIII ____		F.S. 938.04

MANDATORY FEES

Count I 450, Count II ____, Count III ____, Count IV ____, Count V ____, Count VI ____, CountVII ____, Count VIII ____

( ) Admin Order VI-02-D-3 (Court Costs) Count(s) I. 26 II. ___ III. ___ IV. ___ V. ___		
( ) Sixty dollars ($60/case) (Criminal Justice Cost) Add'l Cost	____	F.S. 938.05(1)
( ) Fifty dollars ($50/case) (Crimes Compensation Trust Fund aka VC)	____	F.S. 938.03
( ) Twenty dollars ($20/count) (Safe Neighborhood Assessment)	____	F.S. 775.083
( ) Sixty five dollars ($65/count) (Court System/legal aid) (BC Ord. Sec. 10-3)	____	F.S. 939.185
( ) Twenty dollars ($20/count) (Crime Stoppers Program)	____	F.S. 938.06
( ) Fifty dollar ($50/case) (Cost of Prosecution) per event	____	F.S. 938.27(8)
( ) Two dollars ($2/count) (Teen Court /County Ord. Sec. 10-5)	____	F.S. 938.19
( ) Thirty dollars ($30/count) (Court Facilities Fund)	____	F.S. 318.18(13)
( ) ($2.50/count) (Additional Criminal Justice Education) (all TI's)	____	F.S. 318.18(11)(c)
( ) Five dollars ($5/count) (Drivers Education Trust Fund) (all TI's)	____	F.S. 318.18(11)
( ) ($12.50/count) (Administrative Fee) (TI's moving/non moving)	____	F.S. 318.18(18)
( ) Ten dollars ($10/count) Article V (moving/non moving charges under 316, 320, 322)	____	

SPECIFIC OFFENSE/REQUIRED

( ) ($201/count) (Domestic Violence Surcharge)	____	F.S. 938.08
( ) ($151/count) (Rape Crisis Trust)	____	F.S. 938.085
( ) ($151/count) (Child Advocacy Trust)	____	F.S. 938.10(1)
( ) ($100/count) (FDLE Operation Trust Fund)	____	F.S. 938.055
( ) ($15/count) (County Drug)	____	F.S. 938.13(1)(a)
( ) ($135/count) (DUI and BUI) (EMTF)	____	F.S. 938.07
( ) ($5/count) (Reckless Driving) (EMTF)	____	F.S. 316.192(4)
( ) ($5/count) (Leaving Scene) (EMTF)	____	F.S. 316.061(1)
( ) ($3/count) (Radio System Fee) (HOV & 316 viol)	____	F.S. 318.18(17)
( ) ($500/case) (Serious Bodily Injury)	____	F.S. 318.14(5)
( ) ($1000/case) (Fatality/ Serious Bodily Injury)	____	F.S. 318.14(5)
( ) ($40/case) (Contest Fee)	____	F.S. 34.045(1)(b)
( ) ($10/case) (1)(c) (Municipal Ordinance Filing Fee)	____	F.S. 34.045(1)(c)
( ) ($65/count) (ACDH/DOH) (Racing on Highway/Reckless Driving)	____	F.S. 318.18(5)(c)
( ) Fifty dollars ($50/case) (Public Defender Application) per app	____	F.S. 27.52(1)(b)
( ) Fifty dollars ($50/case) (Public Defender Assistance Fee) per event	____	F.S. 938.29(1)
( ) A sum of ($5000.00/count) (Prostitution Civil Penalty)	____	F.S. 796.07(6)

OTHER

( ) Late fees $____

( ) Waived (court costs/fines/fees)

( ) Balance of Court Costs/Fees Converted to Civil Lien

( ) Restitution $____

DISCRETIONARY

Pay investigative costs: [] Crime Lab [] Expert Witness [] Toxicology [] Law Enforcement [] Supp. COP

TOTAL AMOUNT DUE: $ 1,001.00 MUST BE PAID BY: 7-13-19

JUDGE: ____ DEPUTY CLERK: ____

PAYMENT METHODS: Please see back for METHODS OF PAYMENTS

Revised 06/2015

EXHIBIT # 2
PAGE # 30

[redacted]

EXHIBIT # 4
PAGE # 1

[redacted]

EXHIBIT # 4
PAGE # 2

[redacted]

EXHIBIT # 4
PAGE # 3

[redacted]

EXHIBIT # 4
PAGE # 4

[redacted]

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[redacted]

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[redacted]

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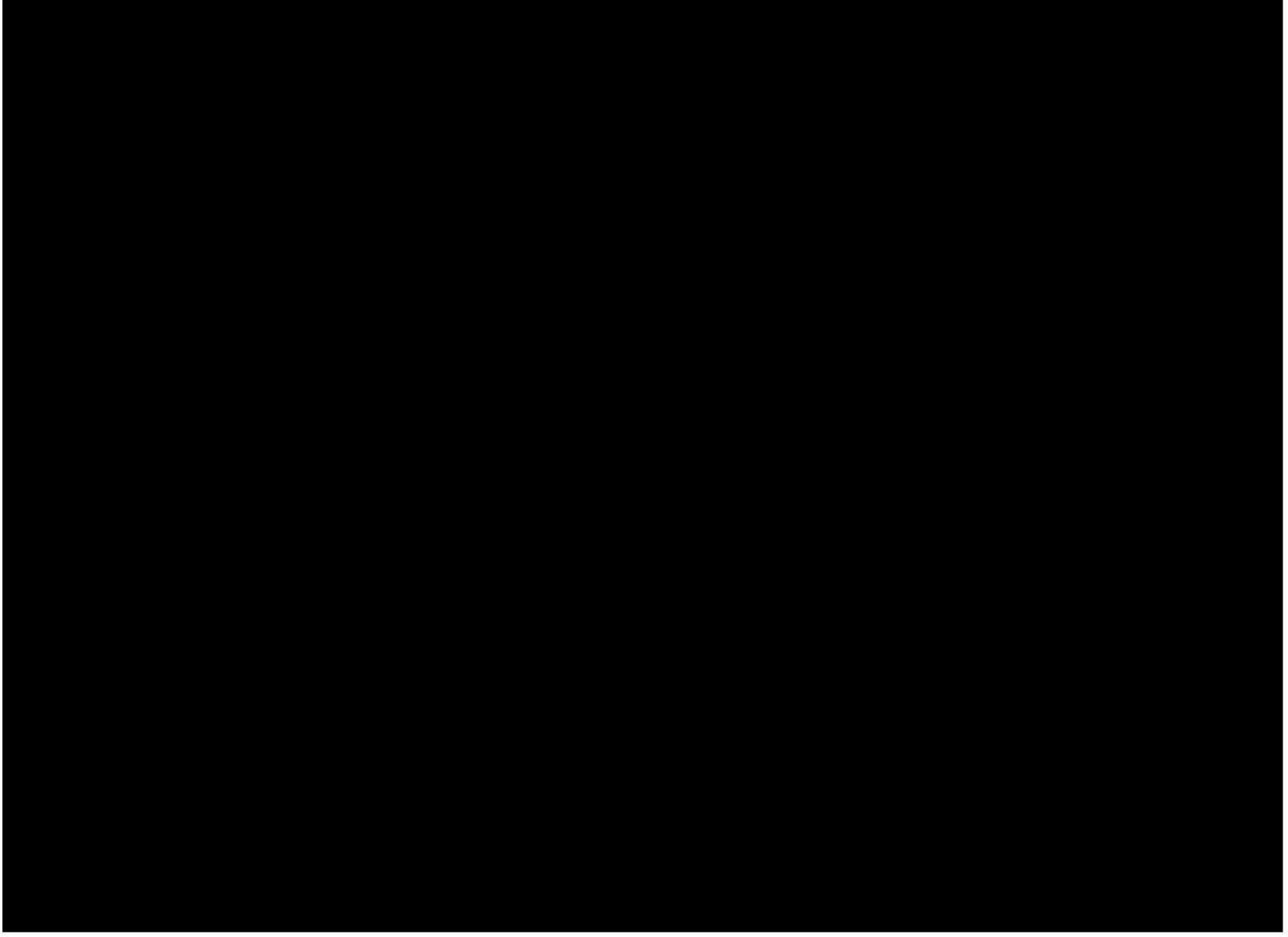

EXHIBIT # 4
PAGE # 10

Licensee:FREDDIE HUGHES

[redacted]

Reports on FREDDIE HUGHES

Comprehensive Ruling Report

Drug Ruling Report (Last 5 Years)

Comprehensive Licensee Report

Identification Information

Add a New Identification Record

Date of Birth	Federal ID/SSN	Country	Sex
[redacted]	[redacted]	USA	Unknown

Name Information

Add a New Name Record

Name Type	Prefix	First Name	Middle Name	Last Name	Suffix
Current Legal Name		FREDDIE		HUGHES	

Address Information

Address Type	Street Address	City	State	Zip Code
Mailing	6520 Mayo St	HOLLYWOOD	FL	33023
Business	777 Delaware Park Blvd 36B	WILMINGTON	DE	19804

Phone Information

Phone Number Type	Phone Number
Emergency	7862859721
Mobile	3057839787

License Information

Add a New License Record

License Number	License Type	Issued Date	Expiration Date	Licensing Commission
243403	Groom	8/14/2019	12/31/2019	Delaware Thoroughbred Racing Commission
435685	Groom	8/25/2017	6/30/2020	Florida Division of Pari-Mutuel Wagering
	Groom	8/25/2014	6/30/2017	Florida Division of Pari-Mutuel Wagering
	Groom	8/30/2012	11/28/2012	Florida Division of Pari-Mutuel Wagering
	Groom	8/30/2012	11/28/2012	Florida Division of Pari-Mutuel Wagering
	Groom	7/2/2009	6/30/2010	Florida Division of Pari-Mutuel Wagering
	Groom	11/22/2008	6/30/2009	Florida Division of Pari-Mutuel Wagering
	Groom	9/10/2007	6/30/2008	Florida Division of Pari-Mutuel Wagering
	Groom	7/23/2006	6/30/2007	Florida Division of Pari-Mutuel Wagering
	Groom	6/25/2005	6/30/2006	Florida Division of Pari-Mutuel Wagering
	Groom	5/21/2004	6/30/2005	Florida Division of Pari-Mutuel Wagering
06216103	Unknown	5/25/2003	8/30/2006	Pennsylvania Horse Racing Commission
435685	Other/OTB/Casino	3/14/1998	6/30/1998	Florida Division of Pari-Mutuel Wagering
*N*1029069	Miscellaneous/Permittee	3/14/1998	6/30/1998	Florida Division of Pari-Mutuel Wagering
97-1082-0435685	Unknown	12/20/1997	6/30/1998	Florida Division of Pari-Mutuel Wagering
95-1082-0435685	Unknown	1/7/1996	6/30/1996	Florida Division of Pari-Mutuel Wagering
91-1003-0435685	Unknown	11/7/1991	6/30/1992	Florida Division of Pari-Mutuel Wagering
87-4301-0435685	Unknown	10/1/1987	6/30/1988	Florida Division of Pari-Mutuel Wagering
86-4301-0435685	Unknown	12/18/1986	6/30/1987	Florida Division of Pari-Mutuel Wagering
85-4301-0435685	Unknown	7/16/1985	6/30/1986	Florida Division of Pari-Mutuel Wagering
84-4301-0435685	Unknown	2/8/1985	6/30/1985	Florida Division of Pari-Mutuel Wagering

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Fingerprint Information

Add a New Fingerprint Record

Processing Commission	Date Taken	Status	Notes	RCI Card Submitted Date
Pennsylvania Horse Racing Commission	5/11/2003	No		
Florida Division of Pari-Mutuel Wagering	12/20/1997	Unknown		

Ruling Number	Ruling Type	Ruling Date	Fine	Fine Paid?	Suspension Start	Suspension End
*N*10025159	Reinstatement to Good Standing in State	3/29/2001		N/A		
MO 141/2000	Unknown	8/8/2000		N/A		
*N*10007753	Disorderly Conduct	8/12/1999		N/A	8/12/1999	
*N*274359	Felony Conviction	2/14/1985		N/A		

Applicable Reports

Comprehensive Ruling Report
Comprehensive Licensee Report

EXHIBIT # 4
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Comprehensive Ruling Report

Rulings Against: **FREDDIE HUGHES**

Legal Name: **FREDDIE HUGHES**

Birth Date [redacted]

[redacted]

4 Total Ruling(s) Listed

"Multiple medication violation points and point totals are for advisory and informational purposes only to indicate the existence of regulatory medication violation determinations made by racing regulatory entities in order to notify officials of possible aggravating factors that should be reviewed by officials prior to taking regulatory action. Confirmation of violations should be made directly with the racing regulatory entity responsible."

Ruling #: 1

Ruling Number:	*N*10025159	Date:	3/29/2001
Issued By:	Kentucky Racing Commission	Facility:	Turfway Park
Ruling Type:	Reinstatement to Good Standing in State		
Division:	Unknown	Breed:	Unknown
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Faciliy:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	$ 0	Fine Paid:	N/A
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: ***N*10025159** Action Type: **Initial Ruling** Issue Date: **3/29/2001**

Action Text:

RESTORED TO GOOD STANDING AND IS ELIGIBLE TO APPLY FOR ANY LICENSE THAT HE MAY QUALIFY. HE HAS ENROLLED AND COMPLETED A DRUG AND ALCOHOL PROGRAM.

Ruling #: 2

Ruling Number:	MO 141/2000	Date:	8/8/2000
Issued By:	New York Racing & Wagering Board	Facility:	Unknown
Ruling Type:	Unknown		
Division:	Unknown	Breed:	Unknown
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Faciliy:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	$ 0	Fine Paid:	N/A
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: **MO 141/2000** Action Type: **Initial Ruling** Issue Date: **8/8/2000**

Action Text:

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PAGE # 13

LICENSE REFUSED -- HE HAS BEEN CONVICTED OF A CRIME INVOLVING MORAL TURPITUDE; VIOLATED AN ORDER OF THE BOARD IN CONNECTION WITH RULE #4042.5; HIS CHARACTER AND GENERAL FITNESS ARE SUCH THAT HIS PARTICIPATION IN RACING OR RELATED ACTIVITIES IS INCONSISTENT WITH THE BEST INTEREST OF RACING.

Ruling #: 3

Ruling Number:	*N*10007753	Date:	8/12/1999
Issued By:	Kentucky Racing Commission	Facility:	Ellis Park
Ruling Type:	Disorderly Conduct		
Division:	Unknown	Breed:	Unknown
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Faciliy:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	$ 0	Fine Paid:	N/A
Suspension Start:	8/12/1999	Suspension End:	None

Actions:

Alpha Ruling: *N*10007753 Action Type: Initial Ruling Issue Date: 8/12/1999

Action Text:

PENDING APPEARANCE FOR DISORDERLY CONDUCT ON ASSOCIATION GROUNDS (POSSESSION OF A DANGEROUS CONTROLLED SUBSTANCE); DENIED PRIVILEGES OF ALL FACILITIES.

Ruling #: 4

Ruling Number:	*N*274359	Date:	2/14/1985
Issued By:	Florida Division of Pari-Mutuel Wagering	Facility:	Unknown
Ruling Type:	Felony Conviction		
Division:	Unknown	Breed:	Unknown
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Faciliy:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	$ 0	Fine Paid:	N/A
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: *N*274359 Action Type: Initial Ruling Issue Date: 2/14/1985

Action Text:

REQUEST FOR WAIVER OF LICENSING DISQUALIFICATION BECAUSE OF FELONY OR NARCOTICS OR BOOKMAKING CONVICTION IS GRANTED.

EXHIBIT # 4
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Issued by: New York Racing & Wagering Board

Licensee Information

Master ID: 1892074

Ruling Against: FREDDIE HUGHES

Ruling Information

Ruling Type:	**Unknown**			
Ruling Date:	**8/8/2000**			
Facility:	**Unknown**			
Fine Amount:			Fine Paid?	1
Breed:	Unknown	**Division:** Unknown		
Suspension Start:			Suspension End:	

Alpha Ruling:	Action Type:	Issue Date:
MO 141/2000	Initial Ruling	8/8/2000

Description:

LICENSE REFUSED -- HE HAS BEEN CONVICTED OF A CRIME INVOLVING MORAL TURPITUDE; VIOLATED AN ORDER OF THE BOARD IN CONNECTION WITH RULE #4042.5; HIS CHARACTER AND GENERAL FITNESS ARE SUCH THAT HIS PARTICIPATION IN RACING OR RELATED ACTIVITIES IS INCONSISTENT WITH THE BEST INTEREST OF RACING.

License Types Affected

License Number	State	License Type	Affected
No License Type Records			

Add Drug | Remove Drug

Ruling Record owned by the New York Racing & Wagering Board.
Ruling Record created on 7/31/2006 2:47:37 AM (Eastern Time) by XML Auto Importer .
Last Modified on 7/31/2006 2:47:37 AM (Eastern Time) by XML Auto Importer .

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RULINGS

RCI

← MAIN MENU

Issued by: Kentucky Racing Commission

Licensee Information

Master ID: 1892074

Ruling Against: FREDDIE HUGHES

Ruling Information

Ruling Type:	**Reinstatement to Good Standing in State**		
Ruling Date:	**3/29/2001**		
Facility:	**Turfway Park**		
Fine Amount:		Fine Paid?	1
Breed:	**Unknown** **Division:**	**Unknown**	
Suspension Start:		Suspension End:	

Alpha Ruling:	Action Type:	Issue Date:
*N*10025159	Initial Ruling	3/29/2001

Description:

RESTORED TO GOOD STANDING AND IS ELIGIBLE TO APPLY FOR ANY LICENSE THAT HE MAY QUALIFY. HE HAS ENROLLED AND COMPLETED A DRUG AND ALCOHOL PROGRAM.

License Types Affected

License Number	State	License Type	Affected
No License Type Records			

Add Drug | Remove Drug

Ruling Record owned by the Kentucky Racing Commission.
Ruling Record created on 7/30/2006 2:14:55 PM (Eastern Time) by XML Auto Importer .
Last Modified on 7/30/2006 2:14:55 PM (Eastern Time) by XML Auto Importer .

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Gaming Commission Rulings Database

Notice Number	Licensee	Type	Notice Date
MR 168-1988	MICHAEL J. HUGHES	Fine	10/01/1988
NY 25-1991	ESTHER L. HUGHES	Fine	03/15/1991
VD 45-1993	WAYNE R. HUGHES	Fine	07/09/1993
VD 59-1993	WAYNE R. HUGHES	Fine	08/12/1993
VD 37-1997	WAYNE R. HUGHES	Suspension	09/30/1997
FL 240-1999	JAMES H. HUGHES	Refusal	09/16/1999
NY 141-2000	FREDDIE HUGHES	Refusal	08/08/2000
MO 230-2007	PAMELA L HUGHES	Refusal	08/14/2007
MO 304-2010	BYRON G. HUGHES II	Denial	08/18/2010

Your search has returned 9 result(s).

Note that the above data is current as of 12:45 PM EDT, Thursday, April 28, 2022 and subject to change as more information becomes available.

Search Again

EXHIBIT # 4
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The New York State Gaming Commission takes reasonable measures to ensure that the data and information on this website is accurate and current. However, the Commission makes no express or implied warranty regarding this information or data and expressly disclaims all legal liability and responsibility to persons or entities who use or access this website and its content.

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- Commission Meetings
- Contact
- Privacy & Disclaimer

Statutes & Rules

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- Proposed Rules
- Statutes

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- Lottery
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- Press Contact

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Florida Department of
Business & Professional
Regulation

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 954.202.3900 • Fax: 954.202.3930

Ken Lawson, Secretary

Rick Scott, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**Southern**	**January 24, 2013**	**2013 00 3055**

Respondent:	Complainant:
FREDDIE HUGHES 10601 NW 17TH AVENUE, APT 107A MIAMI, FL 33147 Other Names Used: Home Phone #: (305) 747-9600 Mobile Phone #:	STATE OF FLORIDA, DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING

License # and Type:	Profession:	Report Date:
435685 - 1022	Groom	**March 26, 2013**

Period of Investigation:	Type of Report:
January 24, 2013 to March 26, 2013	**Final**

Basis of Investigation:
This investigation is predicated upon receipt of **FREDDIE HUGHES'** State of Florida Pari-Mutuel Occupational License Application and Waiver Request Form, dated January 19, 2013.

On August 30, 2012, Freddie **HUGHES** submitted a PMW Occupational License Application to be licensed as a Groom at Calder Race Course, Inc. On his application he answered "Yes" to the question, "Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?" Disclosed were three felony arrests in Miami-Dade County, Florida.

Related Cases:

Investigations Specialist II / Date	Approved by Investigator Supervisor / Date
Tatiana Fredericks / 3/26/2013	Juan Torres / March 26, 2013

Chief of Investigations

Steven E. Kogan /

EXHIBIT # 4
PAGE # 28

CRIMINAL HISTORY

Arrest 1	
Date of Arrest: December 25, 1974	Arresting Agency: Miami-Dade Police Department

OFFENSE

		CLASSIFICATION	PLEA	DISPOSITION	DATE
1	Manslaughter by Culpable Negligence	Felony	Guilty	Adj. Guilty	8/29/1975
2	Auto Larceny	Felony	Guilty	Adj. Guilty	8/29/1975
3					
4					
5					

SENTENCE

HUGHES was sentenced to ten (10) years for the Manslaughter charge, and five (5) years for the Auto Larceny charge, served concurrently.

Additional Information: HUGHES served five (5) years in prison and five (5) years probation for both charges combined.

Arrest 2	
Date of Arrest: November 24, 1987	Arresting Agency: Miami-Dade Police Department

OFFENSE

		CLASSIFICATION	PLEA	DISPOSITION	DATE
1	Burglary (Unoccupied Dwelling)	Felony	Guilty	Adj. Withheld	9/9/1988
2	Grand Theft (3rd Degree)	Felony	Guilty	Adj. Guilty	9/9/1988
3					
4					
5					

SENTENCE

HUGHES was sentenced to two (2) months jail for each charge, to be served concurrently, and credited with time served for the 2 months sentenced.

Additional Information:

CRIMINAL HISTORY

Arrest 3	
Date of Arrest: January 26, 2007	Arresting Agency: Miami-Dade Police Department

OFFENSE

		CLASSIFICATION	PLEA	DISPOSITION	DATE
1	Cocaine Possession/Intent to Purchase	Felony	Guilty	Adj. Guilty	9/7/2007
2					
3					
4					
5					

SENTENCE

HUGHES was credited with time served and fined a total of $498.00.

Additional Information:

Arrest 4	
Date of Arrest:	Arresting Agency:

OFFENSE

		CLASSIFICATION	PLEA	DISPOSITION	DATE
1					
2					
3					
4					
5					

SENTENCE

Additional Information:

ADDITIONAL LICENSES

CONTINUATION

DBPR INVESTIGATIVE REPORT

CASE NUMBER
2013 00 3055

Has the Applicant ever possessed a Florida Occupational License?	✓ YES	NO
Does the Applicant possess an Occupational License from other jurisdictions?	✓ YES	NO

1. License Type: **Miscellaneous**

Date Licensed	Expiration Date	License #:	Agency or Jurisdiction:
1985-2001	**Unknown**	**Unknown**	**Kentucky Racing Commission**

Has License ever been suspended or revoked?	✓ YES	NO
Was any derogatory information received?	YES	✓ NO

If yes to either question, explain below:
HUGHES had his license revoked for disorderly conduct on association grounds, testing positive for marijuana, and was refused a license for being convicted of a crime involving "moral turpitude." His license was restored to good standing after completing a drug and alcohol program in 2001 and he is eligible to reapply with this agency for renewal of his license **(EXHIBIT #7).**

2. License Type: **Stable Employee**

Date Licensed	Expiration Date	License #:	Agency or Jurisdiction:
2003	**2003**	**06216103**	**Pennsylvania Racing Commission**

Has License ever been suspended or revoked?	YES	✓ NO
Was any derogatory information received?	YES	✓ NO

If yes to either question, explain below:
(EXHIBIT #8).

3. License Type: **Unknown**

Date Licensed	Expiration Date	License #:	Agency or Jurisdiction:
Unknown	**1990**	**RCI #9010**	**New Jersey Racing Commission**

Has License ever been suspended or revoked?	✓ YES	NO
Was any derogatory information received?	YES	✓ NO

If yes to either question, explain below:
HUGHES did not disclose his criminal history information with this agency and was "sanctioned by stewards" for failing to do so. According to Investigations Administrator Joe Trapanese, his license is in good standing as of this date and **HUGHES** is eligible to reapply with this agency for renewal of his racing license **(EXHIBIT #9).**

CONTINUATION

DBPR INVESTIGATIVE REPORT

CASE NUMBER
2013 00 3055

4. License Type: **Unknown**			
Date Licensed **Unknown**	Expiration Date **Unknown**	License #: **Unknown**	Agency or Jurisdiction: **Ohio State Racing Commission**
Has License ever been suspended or revoked?			☑ YES ☐ NO
Was any derogatory information received?			☑ YES ☐ NO
If yes to either question, explain below: **HUGHES** was placed on a "stop list for falsification" of his personal information. According to Barb Roth of the Ohio Racing Commission's Licensing Department, **HUGHES** failed to disclose his criminal history information with this agency and, as a result, his license was revoked. **HUGHES** did not appear for a hearing regarding this issue in 1995 **(EXHIBIT #10).**			

5. License Type: **Unknown**			
Date Licensed **2000**	Expiration Date **2002**	License #: **Unknown**	Agency or Jurisdiction: **New York Racing Commission**
Has License ever been suspended or revoked?			☑ YES ☐ NO
Was any derogatory information received?			☐ YES ☑ NO
If yes to either question, explain below: **HUGHES** was denied a license on his 2000 application for violating NY Rule 4042.5 (Human Drug Testing). His license is now in good standing and he is eligible to reapply for his license with this agency **(EXHIBIT #11).**			

6. License Type: **Groom**			
Date Licensed **1985-2012**	Expiration Date **June 30, 2012**	License #: **435685**	Agency or Jurisdiction: **Florida Division Of Pari-Mutuel Wagering**
Has License ever been suspended or revoked?			☐ YES ☑ NO
Was any derogatory information received?			☐ YES ☑ NO
If yes to either question, explain below: **HUGHES** had been granted a waiver in 1985 for his 1975 convictions for manslaughter and auto larceny, according to a PMW Investigative Report dated in 2004. However, it has been determined that **HUGHES** did not disclose his felony convictions from 1987 or 2007 to this office, as no information can be found on these charges in this agency's licensing database **(EXHIBIT #12).**			

CONTINUATION

DBPR INVESTIGATIVE REPORT

CASE NUMBER
2013 00 3055

WAIVER INTERVIEW

Was a Waiver Interview conducted?		✓ YES ☐ NO
Date of Interview: February 19, 2013	Location of Interview: NBRSC	
Was the applicant cooperative?		✓ YES ☐ NO
If no, explain:		

SUMMARY OF INTERVIEW

Applicant **HUGHES** explained to me that, for the 1975 Manslaughter and Auto Larceny charges, he and two friends took a bus ride from their neighborhood and exited at Miami International Airport. The trio illegally entered into a nearby parking lot, containing multiple high-end luxury vehicles. **HUGHES'** friends separated from **HUGHES,** and he decided to open the door to a Chevrolet Corvette and sit inside. **HUGHES** stated that the keys to start the engine were in the ignition. Shortly after, HUGHES heard multiple gunshots, and started to drive the Corvette out of the parking lot. Before he could exit the lot, a parking lot attendant was standing in front of the Corvette, and pointing a gun at **HUGHES. HUGHES** could not stop the car in time, and hit the armed man, with the vehicle. **HUGHES** explained that, after he struck the parking lot attendant, **HUGHES** exited the Corvette, and jumped into another vehicle that his friends were his friends were able to drive a vehicle out of the lot, and drove home. Police arrested **HUGHES** the next day, at his home.

In 1988, **HUGHES** was charged with Burglary of an Unoccupied Dwelling, and Grand Theft in the third degree. **HUGHES** explained that he and his younger cousin were on their way to a nearby horsetrack to watch the races, when they passed by a local hobby store and observed an unidentified male throwing boxes of remote control cars into the dumpster. **HUGHES** parked across the street and waited for the man to leave the dumpster area. After the man left, **HUGHES** and his cousin approached the locked gates of the hobby store, and **HUGHES** jumped over the gate and began throwing the boxed remote control cars over the gate to his cousin. Police arrested **HUGHES** at the scene of the incident.

In 2007, **HUGHES** was charged with the Purchase of Cocaine. He stated that he and his trainer drove from Tampa Bay Downs to Calder Race Course, and **HUGHES** stated to his trainer that he was going to go and see a friend in a nearby neighborhood. When **HUGHES** got to his friend's house, an undercover police officer, who was conducting a sting operation, offered **HUGHES** cocaine in exchange for money. **HUGHES** gave the undercover officer $8 for the cocaine, and was arrested immediately.

CONTINUATION

DBPR INVESTIGATIVE REPORT

CASE NUMBER
2013 00 3055

CONCLUSION

An Assocation of Racing Commissioners International Inc. (A.R.C.I.) report for applicant **HUGHES** disclosed no derogatory information. However, when **HUGHES** was interviewed, he stated that he had been licensed in multiple states. Research concluded that **HUGHES** had been licensed in New York, New Jersey, Pennsylvania, Ohio, Kentucky, and Florida. All information can be found in this report as Exhibit #'s 7 through 12.

On March 22, 2013, Applicant **HUGHES'S** request for a waiver was denied by the Division's Director of Pari-Mutuel Wagering Leon Biegalski.

Staus : **CLOSED**

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Florida Department of Business & Professional Regulation

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 954.202.3900 • Fax: 954.202.3930

Ken Lawson, Secretary

Rick Scott, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**Southern**	**June 13, 2014**	**2014 02 4997**

Respondent:	Complainant:
FREDDIE HUGHES 10601 NW 17TH AVENUE, APT 107A MIAMI, FL 33147 Other Names Used: Home Phone #: (305) 747-9600 Mobile Phone #:	STATE OF FLORIDA, DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING

License # and Type:	Profession:	Report Date:
435685 - 1022	Groom	**October 22, 2014**

Period of Investigation:	Type of Report:
June 13, 2014 to October 22, 2014	**Final**

Basis of Investigation:
This investigation is predicated upon receipt of **FREDDIE HUGHES'** State of Florida Pari-Mutuel Occupational License Application and Waiver Request Form, dated January 19, 2013.

On May 1, 2014, Freddie **HUGHES** submitted a PMW Occupational License Application to be licensed as a Groom at Gulfstream Park. On his application he answered "Yes" to the question, "Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?" Disclosed were three felony arrests in Miami-Dade County, Florida.

Related Cases:

Investigations Specialist II / Date	Investigator Supervisor / Date October 22, 2014
Tatiana Davies / 10/22/2014	Juan Torres /

Chief of Investigations

Steven E. Kogan /

EXHIBIT # 4
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CONTINUATION

DBPR INVESTIGATIVE REPORT

CASE NUMBER
2014 02 4997

CRIMINAL HISTORY

Arrest 1	
Date of Arrest: December 25, 1974	Arresting Agency: Miami-Dade Police Department

OFFENSE

		CLASSIFICATION	PLEA	DISPOSITION	DATE
1	Manslaughter by Culpable Negligence	Felony	Guilty	Adj. Guilty	8/29/1975
2	Auto Larceny	Felony	Guilty	Adj. Guilty	8/29/1975
3					
4					
5					

SENTENCE

HUGHES was sentenced to ten (10) years for the Manslaughter charge, and five (5) years for the Auto Larceny charge, served concurrently.

Additional Information: HUGHES served five (5) years in prison and five (5) years probation for both charges combined.

Arrest 2	
Date of Arrest: November 24, 1987	Arresting Agency: Miami-Dade Police Department

OFFENSE

		CLASSIFICATION	PLEA	DISPOSITION	DATE
1	Burglary (Unoccupied Dwelling)	Felony	Guilty	Adj. Withheld	9/9/1988
2	Grand Theft (3rd Degree)	Felony	Guilty	Adj. Withheld	9/9/1988
3					
4					
5					

SENTENCE

HUGHES was sentenced to two (2) months jail for each charge, to be served concurrently, and credited with time served for the 2 months sentenced.

Additional Information:

CRIMINAL HISTORY

Arrest 3	
Date of Arrest: January 26, 2007	Arresting Agency: Miami-Dade Police Department

OFFENSE

		CLASSIFICATION	PLEA	DISPOSITION	DATE
1	Cocaine Possession/Intent to Purchase	Felony	Guilty	Adj. Guilty	9/7/2007
2					
3					
4					
5					

SENTENCE

HUGHES was sentenced to 8 months and fined a total of $498.00.

Additional Information:

Arrest 4	
Date of Arrest:	Arresting Agency:

OFFENSE

		CLASSIFICATION	PLEA	DISPOSITION	DATE
1					
2					
3					
4					
5					

SENTENCE

Additional Information:

CONTINUATION

DBPR INVESTIGATIVE REPORT

CASE NUMBER
2014 02 4997

ADDITIONAL LICENSES

Has the Applicant ever possessed a Florida Occupational License?	☑ YES ☐ NO
Does the Applicant possess an Occupational License from other jurisdictions?	☑ YES ☐ NO

1. License Type: **Miscellaneous**

Date Licensed	Expiration Date	License #:	Agency or Jurisdiction:
1985-2001	**Unknown**	**Unknown**	**Kentucky Racing Commission**

Has License ever been suspended or revoked?	☑ YES ☐ NO
Was any derogatory information received?	☐ YES ☑ NO

If yes to either question, explain below:
HUGHES had his license revoked for disorderly conduct on association grounds, testing positive for marijuana, and was refused a license for being convicted of a crime involving "moral turpitude." His license was restored to good standing after completing a drug and alcohol program in 2001 and he is eligible to reapply with this agency for renewal of his license **(EXHIBIT #7).**

2. License Type: **Stable Employee**

Date Licensed	Expiration Date	License #:	Agency or Jurisdiction:
2003	**2003**	**06216103**	**Pennsylvania Racing Commission**

Has License ever been suspended or revoked?	☐ YES ☑ NO
Was any derogatory information received?	☐ YES ☑ NO

If yes to either question, explain below:
(EXHIBIT #8).

3. License Type: **Unknown**

Date Licensed	Expiration Date	License #:	Agency or Jurisdiction:
Unknown	**1990**	**RCI #9010**	**New Jersey Racing Commission**

Has License ever been suspended or revoked?	☑ YES ☐ NO
Was any derogatory information received?	☐ YES ☑ NO

If yes to either question, explain below:
HUGHES did not disclose his criminal history information with this agency and was "sanctioned by stewards" for failing to do so. According to Investigations Administrator Joe Trapanese, his license is in good standing as of this date and **HUGHES** is eligible to reapply with this agency for renewal of his racing license **(EXHIBIT #9).**

CONTINUATION

DBPR INVESTIGATIVE REPORT

CASE NUMBER
2014 02 4997

WAIVER INTERVIEW

Was a Waiver Interview conducted?	☑ YES ☐ NO
Date of Interview: July 10, 2014	Location of Interview: NBRSC
Was the applicant cooperative?	☑ YES ☐ NO
If no, explain:	

SUMMARY OF INTERVIEW

Applicant **HUGHES** explained to me that, for the 1975 Manslaughter and Auto Larceny charges, he and two friends took a bus ride from their neighborhood and exited at Miami International Airport. The trio illegally entered into a nearby parking lot, containing multiple high-end luxury vehicles. **HUGHES'** friends separated from **HUGHES,** and he decided to open the door to a Chevrolet Corvette and sit inside. **HUGHES** stated that the keys to start the engine were in the ignition. Shortly after, HUGHES heard multiple gunshots, and started to drive the Corvette out of the parking lot. Before he could exit the lot, a parking lot attendant was standing in front of the Corvette, and pointing a gun at **HUGHES. HUGHES** could not stop the car in time, and hit the armed man, with the vehicle. **HUGHES** explained that, after he struck the parking lot attendant, **HUGHES** exited the Corvette, and jumped into another vehicle that his friends were his friends were able to drive a vehicle out of the lot, and drove home. Police arrested **HUGHES** the next day, at his home.

In 1988, **HUGHES** was charged with Burglary of an Unoccupied Dwelling, and Grand Theft in the third degree. **HUGHES** explained that he and his younger cousin were on their way to a nearby horsetrack to watch the races, when they passed by a local hobby store and observed an unidentified male throwing boxes of remote control cars into the dumpster. **HUGHES** parked across the street and waited for the man to leave the dumpster area. After the man left, **HUGHES** and his cousin approached the locked gates of the hobby store, and **HUGHES** jumped over the gate and began throwing the boxed remote control cars over the gate to his cousin. Police arrested **HUGHES** at the scene of the incident.

In 2007, **HUGHES** was charged with the Purchase of Cocaine. He stated that he and his trainer drove from Tampa Bay Downs to Calder Race Course, and **HUGHES** stated to his trainer that he was going to go and see a friend in a nearby neighborhood. When **HUGHES** got to his friend's house, an undercover police officer, who was conducting a sting operation, offered **HUGHES** cocaine in exchange for money. **HUGHES** gave the undercover officer $8 for the cocaine, and was arrested immediately.

CONTINUATION

DBPR INVESTIGATIVE REPORT

CASE NUMBER
2014 02 4997

CONCLUSION

An Assocation of Racing Commissioners International Inc. (A.R.C.I.) report for applicant **HUGHES** contained information from Pennsylvania, Kentucky, New York and Florida. However, when **HUGHES** was interviewed, he stated that he had been licensed in multiple states. Research concluded that **HUGHES** had been licensed in New Jersey and Ohio, as well **(EXHIBIT #'s 7-12)**.

On March 22, 2013, **HUGHES** was denied a Pari-Mutuel Wagering Occupational License by the Division. Although an appeal was issued, a recommended order of upholding the denial status was granted, and **HUGHES'** appeal was rejected. The recommended order also stated that **HUGHES'** waiver was denied without prejudice, and if HUGHES would re-apply for his license when he could provide documentation proving sobriety from alcohol and/or substance abuse for at least one year from the last hearing, that the Division would re-evaluate **HUGHES'** eligibility for obtaining his license **(EXHIBIT #13)**.

Chaplain Thomas LaPointe of His Place Ministries provided a letter, stating that **HUGHES** attends alcohol/substance abuse meetings, as well as church meetings every week, and **HUGHES** voluntarily participates in random urine tests has remained sober for over one year **(EXHIBIT #14)**.

On August 20, 2014, Director Leon Biegalski produced a Consent Order, granting **HUGHES** a Pari-Mutuel Wagering Occupational License. **(EXHIBIT #15)**

Case: Closed.

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FILED
Department of Business and Professional Regulation
Deputy Agency Clerk
CLERK Brandon Nichols
Date 12/3/2013
File # 2013-07325

STATE OF FLORIDA
DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATI
DIVISION OF PARI-MUTUEL WAGERING

FREDDIE HUGHES,

Petitioner,

v.

DBPR CASE NO. 2013003055

DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Respondent,

_____/

FINAL ORDER

The Department of Business & Professional Regulation, Division of Pari-Mutuel Wagering, hereby enters this Final Order for the above styled matter. On June 5, 2013, J. Yvette Pressley, Hearing Officer for the Division, issued the Recommended Order in this matter. That Recommended Order is attached to the Final Order and incorporated herein by reference. No exceptions have been filed to the Recommended Order.

FINDINGS OF FACT

The Findings of Fact contained in the Recommended Order are hereby adopted as the Findings of Fact of the Division.

CONCLUSIONS OF LAW

The Conclusions of Law contained in the Recommended Order are hereby adopted as the Conclusions of Law of the Division.

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ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law adopted from the Recommended Order of the Division's Informal Hearing, it is hereby ORDERED that:

Petitioner's pari-mutuel occupational license and waiver application is DENIED, but WITHOUT PREJUIDICE to re-apply at such time that the Petitioner is able to provide documented evidence of completion of a substance abuse rehabilitation program that Petitioner has maintained his sobriety from substance abuse and alcohol abuse for a continuous period of one year from the date of the hearing and that Petitioner's prospects for long-term recovery are good. Upon such submission, the Division will re-evaluate *de novo* the Petitioner's eligibility for obtaining a pari-mutuel occupational license, which may or may not be subject to additional conditions, and further ordering that neither this denial, or the Division's March 22, 2013 denial in Petitioner's case, be used as a sole basis, together or separately, to deny Petitioner a license or waiver in the future if he complies with the above requirements.

This Final Order shall become effective on the date of filing with the Agency Clerk of the Department of Business and Professional Regulation

DONE AND ORDERED this 26th day of November 2013, in Tallahassee, Florida.

Leon M Biegalski

Leon M Biegalski, Director
Division of Pari-Mutuel Wagering
1940 North Monroe Street
Northwood Centre, Suite 50
Tallahassee, Florida 32399-1035

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CERTIFICATE OF SERVICE

I hereby certify this 3rd day of December, 2013 that a true copy of the foregoing Order has been provided by Certified Mail to.

Freddie Hughes
10601 NW 17th Avenue, Apt 107A
Miami, Florida 33147

Brandon M. Nichols
AGENCY CLERK'S OFFICE

Cc:
J. Yvette Pressley, Hearing Officer
Charles "Chip" Collette, Assistant General Counsel
Tomoka Brady, AAII, PMW

NOTICE OF RIGHT TO APPEAL UNLESS WAIVED

A party who is adversely affected by this Final Oder is entitled to judicial review pursuant to Section 120.68, Florida Statutes. Review Proceedings are governed by Rules 9 110 and 9.190, Florida Rules of Appellate Procedure Such proceedings are commenced by filing one copy of a Notice of Appeal with the Department of Business and Professional Regulation, Attn: Ronda L. Bryan, Agency Clerk, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399 and a Second copy, accompanied by filing fees prescribed by law, with the District Court of Appeal, First District, or with the District Court of Appeal in the Florida Appellate District where the Party Resides. The Notice of Appeal must be filed within thirty (30) Days of Rendition of the Order to be reviewed.

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FILED
Department of Business and Professional Regulation
Deputy Agency Clerk
CLERK Evette Lawson-Proctor
Date 10/16/2013
File #

STATE OF FLORIDA
DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATIO

FREDDIE HUGHES,

Petitioner,

v.

DBPR CASE NO. 2013003055

STATE OF FLORIDA, DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Respondent.
_____/

HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before J. Yvette Pressley, Hearing Officer for the Department of Business and Professional Regulation (Department) on June 5, 2013, in Tallahassee, Florida, in accordance with the provisions of Section 120.57(2), Florida Statutes, for consideration of the Division's License Application and Waiver Denial issued against Petitioner Freddie Hughes in DBPR Case No. 2013003055. Peggy L. Buckine, qualified representative of Charles T. Collette, Assistant General Counsel represented the Respondent. Petitioner appeared pro se by telephone.

FINDING OF FACTS

1. On or about January 19, 2013 Petitioner submitted a request for waiver, having been convicted of felony offenses in the past. Petitioner was seeking a pari-mutuel wagering occupational license as a horse groom at Calder Race Course, Miami Gardens FL.

2. On the underlying August 30, 2012 PMW Occupational License Application, Petitioner disclosed felony convictions dating from 1973 (Manslaughter), 2004 (Unpaid Ticket), 2007 (Cocaine Possession) and 2009 (Theft).

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3. On the March 26, 2013 PMW Waiver Investigative Report, felony convictions dating from 1975 (Manslaughter & Auto Larceny), 1988 (Grand Theft) and 2007 (Cocaine with Intent to Sell) were discovered.

4. Those felony convictions caused the Department on March 22, 2013 to deny Petitioner's Occupational License Application.

5. Petitioner on or about April 5, 2013 filed an Election Of Rights in response to the March 22, 2013 denial, requesting an informal hearing pursuant to Section 120.57(2), Florida Statutes.

6. Petitioner did not dispute the material facts supporting the Department's March 22, 2013 denial.

7. Petitioner has the burden to establish proof of rehabilitation and to demonstrate good moral character at the hearing he requested. Fla. Admin. Code R. 61D-5.006(2). During the telephonic hearing, the Petitioner testified to the following:

- that he does not read or write very well and did not understand the application questions when asked to disclose of previous license suspensions;
- that he was under the impression that after five years certain matters did not have to be disclosed on the application;
- that he has been employed on race tracks since 1989, is all he knows, has a job pending at Calder Race Track and really needs to work;
- that other than a drug dependency, he has not caused problems on any race track and has been in and out of rehabilitation programs;
- that after completing rehabilitation programs in other jurisdiction his license had been reinstated;

EXHIBIT # 4
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- that he completed his last rehabilitation program in 2012 and is currently attending "AA" and "NA" meetings two to three times a week; and
- that he currently attends church at Calder Race track with the Chaplain.

8. I believe Petitioner was honest and forthcoming at the hearing. His overall demeanor left the impression that he is attempting to make a conscious, rehabilitative effort to address the behaviors that led to his disqualifying offenses, but additional time may be needed.

CONCLUSIONS OF LAW

The Division has jurisdiction over this matter pursuant to Chapters 120 and 550, Florida Statutes.

Section 550.105(10), Florida Statutes, provides:

> Upon application for an occupational license, the division may require the applicant's full legal name; any alias, or maiden name for the applicant; name of the applicant's spouse; the applicant's date of birth, residence address, mailing address, residence address and business phone number, and social security number; disclosure of any felony or any conviction involving bookmaking, illegal gambling, or cruelty to animals; disclosure of any past or present enforcement or actions by any racing or gaming agency against the applicant; and any information the division determines is necessary to establish the identity of the applicant or to establish that the applicant is of good moral character. [Emphasis added.]

Section 550.105(5) (b), Florida Statutes, provides:

> The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery sale or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering. [Emphasis added.]

Section 550.105(5) (d), Florida Statutes, provides:

> For purposes of this subsection, the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term

EXHIBIT # 4
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"conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license. [Emphasis added.]

9. Petitioner in his sworn testimony presented testimony indicating he has completed efforts at rehabilitation and was attending church with Calder Race Track Chaplain, Tom LA Pointe. When requested by the hearing officer to submit documentation from the chaplain corroborating his continued efforts at rehabilitation, the Petitioner failed to comply. Since Petitioner introduced no documentation in support of this important aspect of his testimony, I believe additional time is necessary to present corroborating persuasive evidence in the future of his successful rehabilitation.

10. The Petitioner did not submit a Proposed Recommended Order for the hearing officers' consideration.

RECOMMENDATION

WHEREFORE, based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Division of Pari-Mutual Wagering, enter a Final Order that:

Petitioner's pari-mutuel occupational license and waiver application is DENIED, but WITHOUT PREJUIDICE to re-apply at such time that the Petitioner is able to provide documented evidence of completion of a substance abuse rehabilitation program that Petitioner has maintained his sobriety from substance abuse and alcohol abuse for a continuous period of one year from the date of the hearing and that Petitioner's prospects for long-term recovery are good. Upon such submission, the Division will re-evaluate *de novo* the Petitioner's eligibility for obtaining a pari-mutuel occupational license, which may or may not be subject to additional conditions; and further ordering that neither this denial, or the Division's March 22, 2013 denial

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in Petitioner's case, be used as a sole basis, together or separately, to deny Petitioner a license or waiver in the future if he complies with the above requirements.

Respectfully submitted on this 15th day of October, 2013

J. Yvette Pressley

J. Yvette Pressley, Hearing Officer
Office of the General Counsel
Department of Business and
Professional Regulation
Northwood Centre
1940 N. Monroe Street
Tallahassee, FL 32399-2201

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document has been provided by Certified United States Mail to Petitioner Freddie Hughes, 10601 NW 17th Avenue, Apt. 107A, Miami, Florida 33147, this 16 day of October 2013.

Evette L. Proctor

Agency Clerk's Office

NOTICE OF RIGHT TO SUBMIT EXCEPTIONS

All parties have the right to submit written exceptions within 15 days from the date of this Recommended Order. Any exceptions to this Recommended Order should be filed with the Department.

Cc:
Yvette Pressley, Deputy General Counsel/ Hearing Office
Charles "Chip" Collette, Assistant General Counsel/PMW

Florida Department of
Business & Professional
Regulation

Division of Pari-Mutuel Wagering
Leon M. Biegalski, Director

Ta
Phone: 850.

Ken Lawson, Secretary

FILED
Department of Business and Professional Regulation
Deputy Agency Clerk
CLERK Evelia Lawson-Proctor
Date 3/25/2013
File #

March 22, 2013

Mr. Freddie Hughes
10601 N.W. 17th Avenue, Apt. 107A
Miami, FL 33147

Dear Mr. Hughes:

This is to inform you that your application for a Pari-Mutuel Wagering occupational license and request for a waiver are denied in accordance with the provisions of Chapter 550, Florida Statutes, and the rules promulgated thereto. This Denial is based upon your: (1) September 9, 1988 verdict of adjudication withheld for Burglary (felony) and September 9, 1988 felony conviction for Grand Theft, both in Miami-Dade County, Florida; (2) September 7, 2007 felony conviction for Possession of Cocaine in Miami-Dade County, Florida; and (3) failure to disclose previous license suspensions, revocations, or denials in other racing jurisdictions on your application. These are disqualifying offenses under Sections 550.105(5)(a) and 559.791, Florida Statutes. A withheld adjudication of guilt is a conviction for pari-mutuel licensing under Section 550.105(5)(d), Florida Statutes. Review of your application and waiver package does not sufficiently establish rehabilitation and present good moral character. You are advised that you may not engage in any activity at any Florida Pari-Mutuel facility, which would require an occupational license.

Pursuant to Section 120.57, Florida Statutes, you may request a formal or informal hearing to challenge the Division's decision, within twenty-one (21) days of receipt of this Denial, as provided for in Chapter 28-106, Florida Administrative Code. If you request a formal hearing, you must specify each material fact contained in this Denial which you dispute.

At a formal hearing you will be entitled to respond, present evidence and argument on all issues involved, conduct cross-examination and submit rebuttal evidence, file exceptions to any order or hearing officer's recommended order, and be represented by counsel. Failure to allege a material fact in your petition will result in that petition being construed as a request for an informal hearing.

At an informal hearing you will be entitled to present written or oral evidence in accordance with Section 120.57(2), Florida Statutes. You must realize, however, that the facts as alleged in this Denial will be deemed admitted.

You will be notified by the Division of Pari-Mutuel Wagering of the time, date and place of said hearing, if requested.

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If you do not request a hearing within twenty-one (21) days of your receipt of this Denial, this Denial will become the Agency's Final Order. If this Denial becomes a Final Order, you will have thirty (30) days to file for an appeal pursuant to Section 120.68, Florida Statutes.

Dated this 22nd day of March, 2013.

Sincerely,

Leon M Biegalski

Leon M. Biegalski, Director
Division of Pari-Mutuel Wagering

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Letter of License Denial has been served upon Mr. Freddie Hughes, 10601 N.W. 17th Avenue, Apt. 107A, Miami, FL 33147, by U.S. Certified Mail, this 25 day of March, 2013.

Evette L. Proctor

Agency Clerk's Office
Department of Business and
Professional Regulation

Case No. 2013003055

EXHIBIT # 4
PAGE # 52

FILED
Department of Business and Professional Regulation
Deputy Agency Clerk
CLERK Brandon Nichols
Date 8/21/2014
File # 2014-06238

STATE OF FLORIDA
DEPARTMENT OF BUSINESS & PROFESSIONAL REGULAT
DIVISION OF PARI-MUTUEL WAGERING

FREDDIE HUGHES,

Petitioner,

vs.

DBPR CASE NO. 2014024997

DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING ,

Respondent,

_____/

CONSENT ORDER

Petitioner, Freddie Hughes, and Respondent, State of Florida, Department of Business & Professional Regulation, Division of Pari-Mutuel Wagering (Division), hereby stipulate and agree to the following terms and issuance of this Consent Order.

1. January 19, 2013 Petitioner applied for a waiver, seeking a pari-mutuel wagering license as a horse groom at Calder Race Course, Miami Gardens FL.

2. Subesquent to a June 5, 2013 hearing before the Department's Hearing Officer, Petitioner's January 19, 2013 request for a waiver was DENIED by Final Order dated December 3, 2013, but WITHOUT PREJUDICE to re-apply.

3. Under the terms of the Final Order, the Division "will re-evaluate *de novo* the Petitioner's eligibility for [an] occupational license, which may or may not be subject to additional conditions." Final Order, page 2.

4. Petitioner admits to and stipulates to all the Findings of Fact in Case No. 2013003055.

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PAGE # 53

5. Petitioner has rehabilitated himself and renews his request for a waiver, allowing him to hold a pari-mutual wagering occupational license as a horse groom.

6. Petitioner possesses approximately 20 years racetrack experience in multiple jurisdictions. He currently has a job offer at a Florida racetrack pending resolution of his occupational licensure. Petitioner attends Alcoholics Anonymous meeting at least three times weekly, has submitted to regular urinalysis at least three times weekly since June 2013, has had no positives from drug analysis of his urine samples, and is counseled on a regular basis by Calder Race Course Chaplain Tom Lapointe.

7. Petitioner is in full compliance with the law and has used the time subsequent to the December 3, 2013 Final Order to exert maximum efforts to address the behaviors that led to his disqualifying offenses. Based on the evidence and statutes, Petitioner has met all other requirements for licensure pursuant to Chapter 550, Florida Statutes.

STIPULATED TERMS

WHEREAS the parties desire to resolve this matter, the following terms are stipulated:

8. The Division has jurisdiction over this matter and the parties.

9. The Division is authorized by Section 120.57, Florida Statutes, to resolve administrative proceedings by Consent Order.

10. Each party has entered into the terms of this Consent Order voluntarily. The Petitioner is aware that he is entitled to the advice of counsel. The Petitioner has either sought the advice of counsel or by execution of this Consent Order is knowingly waiving the opportunity to seek advice of counsel. The Petitioner acknowledges that the Division has not made any promise nor has it in any other way encouraged the Petitioner to enter into this Consent Order without the advice of counsel.

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PAGE # 54

11. This Consent Order is enforceable under Section 120.69, Florida Statutes, and Chapters 550 and 559, Florida Statutes, as final agency action.

12. Each party shall bear its own costs and legal fees related to this matter, and no financial claim shall be made against the Division in or arising from this matter.

13. The Petitioner and the Division acknowledge and agree that this Consent Order and contained stipulation constitute the Final Order of the Division respecting the matter set forth above and that further administrative and judicial review is hereby waived by both parties.

14. The Division hereby agrees to issue a pari-mutuel occupational license to Petitioner, subject to all provisions and conditions of Chapter 550, Florida Statutes, and the rules promulgated thereunder.

15. As a term of this Consent Order, Petitioner hereby voluntarily agrees to be subject to the rule set out below, even though he is not a cardroom employee or applying for a cardroom occupational license, and agrees to notify the Division in writing of his arrest within 5 days of any arrest. Rule 61D-11.011, F.A.C. The rule provides,

> Any cardroom occupational **licensee shall provide written notification to the division when the licensee has been arrested,** indicted, or charged in any other way with a criminal offense **within five days of the arrest**, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses.

16. Petitioner further agrees to notify the Division in writing within 5 days if he tests positive for drugs on any urinalysis test in the State of Florida.

17. The Petitioner hereby agrees the Division will immediately suspend his license under this Consent Order if Petitioner violates any provision of this Consent Order, and further agrees his license under this Consent Order shall remain suspended pending the outcome of the criminal arrest

EXHIBIT # 4
PAGE # 55

as in paragraph 15, or written agreement of the parties amending this Consent Order regarding a positive urinalysis. See paragraph 6, above.

18. It is expressly understood that this Consent Order is subject to the approval of the Director of the Division of Pari-Mutuel Wagering (Director). In this regard, the Consent Order shall have no force and effect unless this Consent Order, incorporating the Stipulated Terms of this Consent Order, is signed by both parties. Petitioner must sign before a Notary Public first, and then mail the partially-completed Consent Order to the Department, for consideration by the Director, who in his exclusive discretion may sign the Consent Order. If this Consent Order is rejected, no statement made in furtherance of this Consent Order by the Petitioner may be used as direct evidence against the Petitioner in any proceeding. If this Consent Order is rejected, it has no force or effect as to Case No. 2013003055.

19. Petitioner and the Department fully understand that this Consent Order will in no way preclude proceedings by the Division against Petitioner for acts or omissions not specifically set forth in an Administrative Complaint against Petitioner in any other DBPR case.

20. Upon the Division's adoption of this Consent Order, Petitioner expressly waives all further procedural steps, including all rights to seek judicial review of this Consent Order. Upon the Division's adoption of this Consent Order, Petitioner waives the right to seek any attorney's fees or costs from the Department in connection with this proceeding.

21. This Consent Order is executed by both parties for the purpose of avoiding further administrative action with respect to this cause. In this regard, Petitioner authorizes the Director to review and examine all investigative file materials concerning Petitioner prior to or in conjunction with consideration of the Consent Order. Should this joint Consent Order not be accepted by the Director, it is agreed that presentation to and consideration of this Consent Order and other documents

EXHIBIT # 4
PAGE # 56

and matters by the Director shall not unfairly or illegally prejudice the Director from further participation, consideration, or resolution of these proceedings.

Petitioner FREDDIE HUGHES, herby agrees and consents to the terms and conditions of this Consent Order this 14 day of August, 2014.

Freddie Hughes

FREDDIE HUGHES
Petitioner

STATE OF FLORIDA,
COUNTY OF Broward

Sworn to (or affirmed) and subscribed before me this 14 day of August, 2014, by FREDDIE HUGHES, who is personally known to me or who produced the following as identification: FL Driver License [redacted]

ADALBERTO GRIMALDI
MY COMMISSION # FF 029415
EXPIRES: June 21, 2017
Bonded Thru Budget Notary Services

Notary Public
My Commission Expires: 6/21/2017

APPROVED this 20th day of August, 2014.

Jonathan R. Zachem
Chief Attorney
Division of Pari-Mutuel Wagering
Florida Bar Number: 0083617
Department of Business and
Professional Regulation
Northwood Centre
1940 North Monroe Street
Tallahassee, FL 32399-2202

EXHIBIT # 4
PAGE # 57

ORDER

IT IS HEREBY ORDERED THAT:

The foregoing paragraphs of the Consent Order shall constitute the agreed resolution of this matter and the Final Order of the Division in Case No. 2014024997, upon filing with the DBPR Agency Clerk.

DONE AND ORDERED this 20th day of AUGUST 2014, in DBPR offices in Tallahassee, Florida.

Leon M Biegalski

LEON BIEGALSKI
Director
Division of Pari-Mutuel Wagering
Department of Business & Professional Regulation
1940 North Monroe Street
Tallahassee, Florida 32399-2202

CERTIFICATE OF SERVICE

I hereby certify this 21st day of August, 2014, that a true copy of the foregoing has been furnished by U.S. mail to:

FREDDIE HUGHES
% His Place Ministries
7020 Pine Blvd.
Pembroke Pines, Florida 33024

Brenda M. Nichols

EXHIBIT # 4
PAGE # 58

for: **AGENCY CLERK**
Department of Business & Professional Regulation

Copies Finished to:

Office of Operations/Licensing Section
Office of Investigations

Chip Collette, Assistant General Counsel

EXHIBIT # 4
PAGE # 59

FILED
Department of Business and Professional Regulation
AGENCY CLERK
CLERK Ronda L. Bryan
Date 1/10/2018
File # 2018-00179

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATI
DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

DBPR CASE NO. 2017-042629

v.

FREDDIE HUGHES,

Respondent.
_____/

FINAL ORDER

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("the Division"), hereby enters this Final Order in the above-styled matter. On December 21, 2017, Alison Parker, designated Hearing Officer for the Division, issued the Recommended Order in this matter. That Recommended Order is attached to the Final Order and incorporated herein by reference.

FINDINGS OF FACT

The Findings of Fact contained in the Recommended Order are hereby adopted as the Findings of Fact of the Division.

CONCLUSIONS OF LAW

The Conclusions of Law contained in the Recommended Order are hereby adopted as the Conclusions of Law of the Division.

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PAGE # 60

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law adopted from the Recommended Order entered by the Division's designated Hearing Officer, it is hereby ORDERED that:

1. Respondent's Pari-Mutuel Wagering General Individual Occupational License, number 435685-1022 is hereby REVOKED.

2. This Final Order shall become effective on the date of filing with the Agency Clerk of the Department of Business and Professional Regulation.

DONE AND ORDERED this 9th day of January, 2018, in Tallahassee, Florida.

ROBERT EHRHARDT, DIRECTOR
Division of Pari-Mutuel Wagering
Dept. of Business and Professional Regulation
2601 Blair Stone Road
Tallahassee, Florida 32399-2202

NOTICE OF RIGHT TO APPEAL

Any party to this proceeding has the right to seek its judicial review under section 120.68, Florida Statutes, by the filing of an original notice of appeal pursuant to Rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Agency Clerk, 2601 Blair Stone Road, Mail Stop G3, Tallahassee, Florida 32399-2203 (email: agc.filing@myfloridalicense.com), and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate Florida district court of appeal. The notice of appeal must be filed (received) in the Office of the Agency Clerk within thirty (30) days after the date this Order is filed with the Clerk.

EXHIBIT # 4
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CERTIFICATE OF SERVICE

I hereby certify this 10th day of January, 2018, that a true copy of the foregoing "Final Order" has been provided by regular U.S. Mail to:

Freddie Hughes
6520 Mayo Street
Hollywood, Florida 33023

AGENCY CLERK'S OFFICE
Department of Business and Professional Regulation

Cc:

Keneidra Williams, AAIII OGC
Keneidra.Williams@myfloridalicense.com
Deborah Matthews, AAII OGC/PMW
Deborah.Matthews@myfloridalicense.com

EXHIBIT # 4
PAGE # 62

FILED
Department of Business and Professional Regulation
Deputy Agency Clerk
CLERK Elvette Lawson-Proctor
Date 12/21/2017
File #

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

DBPR Case No. 2017-042629

v.

FREDDIE HUGHES,

Respondent.
_____/

HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Alison Parker, designated Hearing Officer for the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner" or "Division"), on November 9, 2017, in Tallahassee, Florida, in accordance with the provisions of section 120.57(2), Florida Statutes, for consideration of the Division's Administrative Complaint issued against Freddie Hughes ("Respondent"), in DBPR Case No. 2017-042629. The Division was represented by James A. Lewis, Assistant General Counsel. Respondent appeared *pro se* by telephone. Both sides were allowed to present witnesses, offer items into evidence, and otherwise fully participate in the hearing.

PRELIMINARY STATEMENT

1. On September 25, 2017, Petitioner filed a two-count Administrative Complaint against the Respondent, alleging he violated rule 61D-11.011, Florida Administrative Code, by failing to timely provide written notice to the Division of his arrests, occurring on October 24, 2015 and September 15, 2017 ("the Administrative Complaint").

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PAGE # 63

2. Ordinarily, Respondent would not be imposed with the obligation to inform the Division of an arrest by virtue of holding a pari-mutuel wagering general occupational license. However, on August 21, 2014, Respondent stipulated to the aforementioned condition in exchange for the Division granting him an occupational license.

3. On November 9, 2017, an informal hearing was held pursuant to section 120.57(2), Florida Statutes.

FINDINGS OF FACT

1. At all times material to the Administrative Complaint, Respondent was licensed in the state of Florida with a pari-mutuel wagering general occupational license, having been issued license number 435685-1022 by the Division ("Respondent's occupational license").

2. On August 21, 2014, Respondent and the Division entered into a Consent Order in resolution of DBPR Case No. 2014-024997 ("the Consent Order").

3. Pursuant to the terms of the Consent Order, in exchange for receiving an occupational license, Respondent agreed to "be subject to [rule 61D-11.011, Florida Administrative Code], even though he is not a cardroom employee or applying for a cardroom occupational license, and agrees to notify the Division in writing of his arrest within 5 days of any arrest." *See* ¶ #15 of the Consent Order.

4. On or about October 24, 2015, Respondent was arrested and charged with Possession of Cocaine and Possession of Cannabis/20 Grams or Less in the Circuit Court In and For Broward County, Florida ("Respondent's first arrest").

5. Respondent failed to timely provide the Division written notice of Respondent's first arrest.

6. On or about September 15, 2017, Respondent was arrested on suspicion of Driving Under the Influence and Driving Under the Influence with Damage to Property or Person in

EXHIBIT # 4
PAGE # 64

the County Court In and For Broward County, Florida ("Respondent's second arrest" together "Respondent's arrests").

7. Respondent failed to timely provide the Division written notice of Respondent's second arrest.

8. Paragraph 5 of the Consent Order indicates that Respondent has rehabilitated himself. Paragraph 7 indicates that Petitioner's rehabilitation was the only prerequisite necessary to be demonstrated to be granted an occupational license by the Division.

9. Conversely, Respondent's candid testimony at the informal hearing indicated that that he: (1) still struggles with issues pertaining to substance abuse; (2) still attends parties despite his susceptibility to issues relating substance abuse; and (3) has minimal or no individuals that he trusts to assist him with staying sober.

10. Additionally, Respondent testified that he does not know how to escape the negative people in his life that bring these illicit substances into his orbit.

11. Similarly, Respondent admitted to having participated in drug use when others around him were partaking.

CONCLUSIONS OF LAW

12. The Department of Business and Professional Regulation has jurisdiction over this matter pursuant to chapters 120, 550, and section 849.086, Florida Statutes.

13. Executive agencies may exercise discretion in maintaining compliance under the statutes it is tasked with administering, provided that the discipline sought is permissible under its statutory framework. *Fla. Real Estate Com v. Webb*, 367 So. 2d 201, 203 (Fla. 1978). The Division is afforded further deference in exercising control of the pari-mutuel wagering industry. See *Rodriguez v. Jones*, 64 So. 2d 278 (Fla. 1953) (citing *Hialeah Race Course, Inc. v. Gulfstream Park Racing Ass'n*, 37 So. 2d 692 (Fla. 1948)).

EXHIBIT # 4
PAGE # 65

14. Rule 61D-11.011, Florida Admininistrative Code, provides in full:

> Any cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses.

15. As mitigation, Petitioner seemingly offered that he still attends Alcoholics Anonymous meetings. However, Respondent seems unwilling or unable to escape the negative influences that continue to drag him downward. He testified that friends and family leave behind illicit drugs and materials in his automobile, but he does not have a solution from negating this problem, and thus it appears he will continue to be in the presence of drugs and other illegal substances.

AGGRAVATION

16. Respondent was required to inform the Division of any arrest pursuant to the terms of the Consent Order. Both arrests are considered in aggravation because both were premised on the use of illicit drugs and/or allegations of substance abuse. Signing a Consent Order is not a passive exercise. By signing this document, an applicant is a) ratifying its contents; and b) agreeing to the terms and provisions contained within. Respondent had actual knowledge of his duty to report as this promise allowed him to receive his license initially.

17. It is a reasonable inference that the Division included the obligation that Respondent be bound by rule 61D-11.011, Florida Administrative Code, because of the concern that Respondent may consequently exhibit delcterious behavior(s) associated with substance abuse. Not only was this concern justified, it was substantiated twice.

18. Section 550.105(5)(b), Florida Statutes, authorizes the Division to "deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof

EXHIBIT # 4
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has violated the provisions of this chapter or the rules of the division governing the conduct of persons connected with racetracks or frontons."

19. Consequently, Respondent's license is subject to revocation under section 550.0251(10), Florida Statutes, by virtue of his two (2) violations of rule 61D-11.011, Florida Administrative Code.

20. There is competent substantial evidence to support the Division's proposed conclusions of law.

RECOMMENDATION

Based upon the foregoing Findings of Fact and Conclusions of Law, it is RECOMMENDED that the Department of Business and Professional Regulation enter a Final Order: REVOKING Respondent's occupational license, without prejudice for reapplication of a pari-mutuel wagering license in the future.

Respectfully submitted this 20th day of December, 2017.

Alison Parker, Hearing Officer
Office of the General Counsel
Department of Business and
Professional Regulation
2601 Blair Stone Road
Tallahassee, FL 32399-2202

EXHIBIT # 4
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CERTIFICATE OF SERVICE

I hereby certify this 21 day of December 2017 that a true copy of the foregoing" has been provided by Certified U.S. mail to:

Freddie Hughes
6520 Mayo Street
Hollywood, Florida 33023

Lovette L. Proctor
Office of the Agency Clerk

Cc:
Alison Parker, Informal Hearing Officer
James A. Lewis, Assistant General Counsel

NOTICE OF RIGHT TO SUBMIT EXCEPTIONS

All parties have the right to submit written exceptions within 15 days from the date of this Recommended Order. Any exceptions to the Recommended Order should be filed with the Department.

EXHIBIT # 4
PAGE # 68

FILED
Department of Business and Professional Regulation
Deputy Agency Clerk
CLERK Evette Lawson-Proctor
Date 9/25/2017
File #

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATI
DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v. DBPR Case No. 2017-042629

FREDDIE HUGHES,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner" or "Division"), files this Administrative Complaint against Freddie Hughes ("Respondent") and alleges:

1. The Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to chapter 550 and section 849.086, Florida Statutes.

2. At all times material hereto, Respondent was licensed in the state of Florida with a Pari-Mutuel Wagering General Individual Occupational License, having been issued license number 435685-1022, by the Division.

3. On August 21, 2014, Petitioner and Respondent executed a Consent Order in resolution of DBPR Case No. 2014-024997 ("the Consent Order").

4. Paragraph 15 of the Consent Order stipulated that "Petitioner hereby voluntarily agrees to be subject to [rule 61D-11.011, Florida Administrative Code], even though he is not a cardroom employee or applying for a cardroom occupational license, and agrees to notify the

EXHIBIT # 4
PAGE # 69

Division in writing of his arrest within 5 days of any arrest." A true copy of the Consent Order is hereby attached as Exhibit "A" and incorporated by reference.

5. On or about October 24, 2015, Respondent was arrested and charged with Possession of Cocaine and Possession of Cannabis/20 Grams or Less in the Circuit Court In and For Broward County, Florida ("Respondent's first arrest").

6. Respondent failed to provide written notice to the Division within five days of Respondent's first arrest.

7. On or about September 15, 2017, Respondent was arrested on suspicion of Driving Under the Influence and Driving Under the Influence with Damage to Property or Person in the County Court In and For Broward County, Florida ("Respondent's second arrest").

8. Respondent failed to provide written notice to the Division within five days of Respondent's second arrest.

9. Rule 61D-11.011, Florida Administrative Code, provides in full:

> Any cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses.

10. Pursuant to section 849.086(6)(f), Florida Statutes, "[t]he division shall adopt rules regarding cardroom occupational licenses. The provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."

11. Section 550.105(5)(b), Florida Statutes, authorizes the Division to "deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the division governing the conduct of persons connected with racetracks and frontons."

EXHIBIT # 4
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12. Section 550.0251(10), Florida Statutes, states:

> The division may impose an administrative fine for a violation under this chapter of not more than $1,000 for each count or separate offense, except as otherwise provided in this chapter, and may suspend or revoke a permit, a pari-mutuel license, or an occupational license for a violation under this chapter.

COUNT I

13. Petitioner realleges and incorporates the allegations contained in paragraphs one through twelve as though fully set forth herein.

14. Based on the foregoing, Respondent is subject to discipline under section 550.105(5)(b), Florida Statutes, pursuant to the Consent Order, by failing to provide written notification to the Division within five days of Respondent's first arrest in violation of rule 61D-11.011, Florida Administrative Code.

COUNT II

15. Petitioner realleges and incorporates the allegations contained in paragraphs one through twelve as though fully set forth herein.

16. Based upon the foregoing, Respondent is subject to discipline under section 550.105(5)(b), Florida Statutes, pursuant to the Consent Order, by failing to provide written notification to the Division within five days of Respondent's second arrest in violation of rule 61D-11.011, Florida Administrative Code.

WHEREFORE, Petitioner respectfully requests the Division enter an Order imposing any or all penalties delineated within section 550.0251, Florida Statutes, and/or any other relief that the Division is authorized to impose pursuant to chapter 550 and/or section 849.086, Florida Statutes, and/or the rules promulgated thereunder.

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Signed this 21st day of September, 2017.

/s/ Louis Trombetta

LOUIS TROMBETTA
Chief Attorney
Florida Bar No. 108119
Department of Business and
Professional Regulation
Office of the General Counsel
Division of Pari-Mutuel Wagering
2601 Blair Stone Road
Mail Stop N21
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1768
Facsimile: (850) 921-1311
Louis.Trombetta@myfloridalicense.com

NOTICE OF RIGHTS

Please be advised that within twenty-one (21) days of your receipt of this administrative complaint you have the right to request an administrative hearing. Any such hearing would be conducted in accordance with the provisions of sections 120.569 and 120.57, Florida Statutes, and you would have the right to be represented by counsel or other qualified representative, to call and examine witnesses, and to have subpoenas issued on your behalf. However, if you do not file (i.e., we do not receive) your request for hearing within the twenty-one (21) days, you will have waived your right to any hearing.

Please also be advised that mediation is not available in this matter.

EXHIBIT # 4
PAGE # 12

FILED
Department of Business and Professional Regulation
AGENCY CLERK
CLERK Ronda L. Bryan
Date 4/2/2020
File # 2020-02488

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING

FREDDIE HUGHES,

Petitioner,

v.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

DBPR Case No.: 2019-060725

Respondent.
_____/

FINAL ORDER

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Division"), hereby enters this Final Order for the above styled matter. On February 21, 2020, Alison Parker, Hearing Officer for the Department, issued the Recommended Order in this matter. That Recommended Order is attached to the Final Order and incorporated herein by reference.

FINDINGS OF FACT

The Findings of Fact contained in the Recommended Order are hereby adopted as the Findings of Fact of the Division.

CONCLUSIONS OF LAW

The Conclusions of Law contained in the Recommended Order are hereby adopted as the Conclusions of Law of the Division.

EXHIBIT # 4
PAGE # 73

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law adopted from the Recommended Order of the Department's Informal Hearing, it is hereby ORDERED that:

1) Petitioner's application for a Pari-Mutuel Wagering General Individual Occupational License is DENIED without prejudice to Petitioner again seeking a Pari-Mutuel Wagering Occupational License in the future.

2) This Final Order shall become effective on the date of filing with the Agency Clerk of the Department of Business and Professional Regulation.

This Final Order in DBPR Case Number 2019-060725 is DONE AND ORDERED this 24 day of March, 2020, in Tallahassee, Florida.

LOUIS TROMBETTA, DIRECTOR
Division of Pari-Mutuel Wagering
Department of Business and Professional Regulation
2601 Blair Stone Road
Tallahassee, Florida 32399-1035

EXHIBIT # 4
PAGE # 7-4

CERTIFICATE OF SERVICE

I HEREBY CERTIFY this 2nd day of April 2020, that a true and correct copy of the foregoing Final Order has been provided by regular U.S. mail to:

Freddie Hughes
P.O. Box 246421
Hollywood, Florida 33024

Ronda L Bryan

AGENCY CLERK'S OFFICE
Department of Business and Professional Regulation

NOTICE OF RIGHT TO APPEAL UNLESS WAIVED

A party who is adversely affected by this Final Oder is entitled to judicial review pursuant to section 120.68, Florida Statutes. Review Proceedings are governed by Rules 9 110 and 9 190, Florida Rules of Appellate Procedure. Such proceedings are commenced by filing one copy of a Notice of Appeal with the Department of Business and Professional Regulation, Attn: Ronda L Bryan, Agency Clerk, 2601 Blair Stone Road, Tallahassee, Florida 32399 (agc.filing@myfloridalicense.com) and a second copy, accompanied by filing fees prescribed by law, with the District Court of Appeal, First District, or with the District Court of Appeal in the Florida Appellate District where the Party Resides. The Notice of Appeal must be filed within thirty (30) Days of Rendition of the Order to be reviewed.

EXHIBIT # 4
PAGE # 75

FILED
Department of Business and Professional Regulation
Deputy Agency Clerk
CLERK Evette Lawson-Proctor
Date 2/24/2020
File #

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING

FREDDIE HUGHES,

Petitioner,

v.

DBPR Case No.: 2019-060725

DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION,
DIVISION OF PARI-MUTUEL WAGERING,

Respondent.
_____/

HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Alison A. Parker, designated Hearing Officer for the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Respondent"), on February 5, 2020, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of the Division's Letter of License Denial issued against Freddie Hughes ("Petitioner"), in DBPR Case Number 2019-060725. The Respondent was represented by Mike Gordon, Assistant General Counsel. Petitioner appeared *pro se* via telephone. Both parties were allowed to call witnesses, present evidence, and otherwise fully participate in the hearing.

ADMINISTRATIVE HISTORY

1. On December 10, 2019, Respondent issued a Letter of License Denial addressed to Petitioner, informing him of the Respondent's denial of Petitioner's application for a Pari-mutuel Wagering General Individual Occupational License ("Letter of License Denial"). The Letter of License Denial indicated Petitioner was denied based on the following:

EXHIBIT # 4
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a. 1/10/2018 - Revocation of Pari-Mutuel Wagering General Individual Occupational License, number 435685-1022 by the Final Order entered in DBPR Case Number 2017-042629 issued by the Florida Division of Pari-Mutuel Wagering.

b. 9/15/2017 - Violation of Rule 61D-11.011, *Florida Administrative Code*, as imposed by Consent Order signed with the Florida Division of Pari-Mutuel Wagering on August 21, 2014, in DBPR Case Number 2014-024997.

2. On or about January 13, 2020, Respondent received a letter from Petitioner in which he requested an informal hearing.

3. At the informal hearing convened on February 5, 2020, Respondent presented the allegations contained in the Letter of License Denial and cited Petitioner's request for an informal hearing, whereupon the Hearing Officer granted Respondent's motion to accept the findings of fact in the Letter of License Denial as the undisputed facts in the case and enter Respondent's investigative report into the record. Petitioner then presented his case, which was considered in this Proposed Recommended Order.

4. References to Respondent's investigative report entered into the record will state: Resp. Ex. #, p. #.

FINDINGS OF FACT

The Application Process

5. On November 18, 2019, Petitioner submitted a "DBPR PMW-3120 – Individual Occupational License Application," whereby seeking a Pari-Mutuel Wagering General Individual Occupational License to be employed as a Groomer for Percilla Nicholls ("Petitioner's application"). Resp. Ex. 1, p. 1.

6. On Petitioner's original application, Petitioner did not disclose that he had five felony convictions. Resp. Ex. 1, p. 3.

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7. On Petitioner's original application, Petitioner did not disclose that he had his prior Pari-Mutuel Wagering General Individual Occupational License, number 435685 revoked on January 10, 2018.

8. On December 5, 2019, Petitioner was deemed not eligible for a waiver pursuant to Rule 61D-5.006(2), *Florida Administrative Code*.

9. On December 10, 2019, Respondent issued a Letter of License Denial addressed to Petitioner, informing him of Respondent's denial of Petitioner's application for Pari-Mutuel Wagering General Individual Occupational License. The Letter of License Denial indicated Petitioner was denied based on the following:

a. 1/10/2018- Revocation of Pari-Mutuel Wagering General Individual Occupational License, number 435685-1022 by the Final Order entered in DBPR Case Number 2017-042629 issued by the Florida Division of Pari-Mutuel Wagering.

b. 9/15/2017- Violation of Rule 61D-11.011, *Florida Administrative Code*, as imposed by Consent Order signed with the Florida Division of Pari-Mutuel Wagering on August 21, 2014, in DBPR Case Number 2014-024997.

The Informal Hearing

10. During the informal hearing held on February 5, 2020, Petitioner presented testimony expressing remorse for his convictions, the underlying crimes, and for not abiding by a Consent Order signed with the Florida Division of Pari-Mutuel Wagering on August 21, 2014, in DBPR Case Number 2014-024997.

11. Additionally, Petitioner stated he has been working with horses for over 30 years, which eases his dyslexia, and makes him feel worthy of love.

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12. Petitioner testified that he was trying or had tried to get one or more of the underlying criminal charges expunged, but that he ran into difficulty when his 2017 criminal charge caused him to violate his probation on the 2015 criminal charge.

13. Petitioner provided testimony regarding his criminal background:

a. The DUI Charge: When the material facts transpired, Respondent stated that he had consumed one beer, but not enough for this to make his blood alcohol level above the legal limit. He clarified that his Xanax prescription caused him to be charged with Driving Under the Influence.

b. Subsequently, this caused the police chief to kick him out of the guest house where he had been staying, trying to rehabilitate his life.

c. He avowed that he does not go searching for trouble intentionally, but that he still finds himself in these unfortunate predicaments.

14. Currently, Petitioner testified that he has been working hard, staying out of trouble, and attending a local church.

Ultimate Findings of Fact

15. Petitioner applied for a Pari-Mutuel Wagering General Occupational License. See Letter of License Denial at 1. Petitioner's application was denied based upon Petitioner's revocation of his prior Pari-Mutuel Wagering General Individual Occupational License and a violation of a Consent Order signed with Respondent. Id. Accordingly, Petitioner elected for an informal hearing under sections 120.569 and 120.57(2), Florida Statutes, to demonstrate his good moral character and rehabilitation.

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16. Based on the totality of the evidence presented, Petitioner failed to demonstrate good moral character and/or that he has been rehabilitated from his revocation of his license and breaking the agreement he had with Respondent.

17. There is competent substantial evidence to support the foregoing Findings of Fact.

CONCLUSIONS OF LAW

18. The Respondent has jurisdiction over this matter pursuant to chapters 120 and 550, Florida Statutes.

19. Respondent is the entity charged with regulating a traditionally disfavored industry within Florida. See generally chapter 550, Florida Statutes; Div. of Pari-Mutuel Wagering, Dep't of Bus. Reg. v. Fla. Horse Council, Inc., 464 So. 2d 128, 130 (Fla. 1985) ("[t]his Court long ago recognized the intrinsically problematic character of gambling and horse racing and the state's right to strictly control it.") (citing Hialeah Race Course, Inc. v. Gulfstream Park Racing Ass'n, Inc., 37 So. 2d 692, 694. (Fla. 1948)).

20. As such, the legislature has authorized the Division to employ its discretion in regulating occupational licenses in the pari-mutuel industry.

Section 550.105(5)(b), Florida Statutes, provides in pertinent part:

> [T]he division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

21. Section 559.791, Florida Statutes, provides as follows:

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> Any license issued by the Department of Business and Professional Regulation which is issued or renewed in response to an application upon which the person signing under oath or affirmation has falsely sworn to a material statement, including, but not limited to, the names and addresses of the owners or managers of the licensee or applicant, shall be subject to denial of the application or suspension or revocation of the license, and the person falsely swearing shall be subject to any other penalties provided by law.

22. Based upon Petitioner's felony convictions, Respondent properly denied Petitioner's application.

23. However, section 550.105(5)(c), Florida Statutes further provides:

> If the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the director of the division.

24. Likewise, Rule 61D-5.006(1) and (2), *Florida Administrative Code*, which enumerates the necessary prerequisites for Petitioner to receive a waiver of his disqualifying convictions, states "[a]ny applicant for an occupational license who is subject to denial on the basis of a criminal conviction or discipline by any racing jurisdiction may seek a waiver from the division director... [t]he applicant shall establish proof of rehabilitation and demonstrate good moral character."

25. In a proceeding determining eligibility for an occupational license, the burden to demonstrate such is on the applicant. See, e.g., Dep't of Banking & Finance, Div. of Securities & Investor Protection v. Osborne, 670 So. 2d 932, 934 (Fla. 1996) ("...an applicant for licensure bears the burden of ultimate persuasion at each and every step of the licensure proceedings, regardless of which party bears the burden of presenting certain evidence...an agency has particularly broad discretion in determining the fitness of applicants who seek to engage in an

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occupation the conduct of which is a privilege rather than a right."); Cohen v. Dep't of Bus. Regulation, Div. Pari-Mutuel Wagering, 584 So. 2d 1083, 1086 (Fla. 1st DCA 1991) (receiving a pari-mutuel occupational license is a privilege and not a right).

26. The applicant must demonstrate his eligibility to a license by a preponderance of the evidence. See generally M.H. v. Dep't of Child. & Fam. Servs., 977 So. 2d 755, 762 (Fla. 2d DCA 2008); Gross v. Lyons, 763 So. 2d 276, 289 n.1 (Fla. 2000) (defining preponderance of the evidence) (further citations omitted).

27. Courts have recognized the state's power in exercising careful discretion in issuing licenses. Astral Liquors, Inc. v. Department of Business Regulation, 463 So. 2d 1130 (Fla. 1985). Courts have further acknowledged that the state may exercise stricter and greater control in its regulatory power over the pari-mutuel industry. Hialeah 37 So. 2d at 694. (Fla. 1948); accord Rodriguez v. Jones, 64 So. 2d 278, 179 (Fla. 1953). Such discretion, however, must be employed reasonably. B.J. v. Dep't of Child. & Fam. Servs., 983 So. 2d 11, 13 (Fla. 1st DCA 2008).

28. Needless to say, the hearing officer may accept or reject any witness's testimony, in full or in part. E.g., Strickland v. Fla. A&M Univ., 799 So. 2d 276, 278 (Fla. 1st DCA 2001).

29. Petitioner's love and care for horses is not in dispute. However, the crimes are quite recent. While his strides toward lawful compliance are certainly laudatory, the past crimes and pari-mutuel industry violations are strong enough that he has not yet demonstrated rehabilitation.

30. Given strict nature of the pari-mutuel industry and the concerns articulated pertaining to Petitioner's credibility, Petitioner failed to meet his burden of proof of demonstrating good moral character and/or that he had been rehabilitated from his prior

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convictions, to establish a basis for the Respondent to waive the disqualifying offenses and issue him a license.

31. There is competent substantial evidence to support the foregoing Conclusions of Law.

RECOMMENDATION

Based upon the foregoing Findings of Fact and Conclusions of Law, it is:

RECOMMENDED that the Department of Business and Professional Regulation enter a Final Order:

DENYING Petitioner's application for a Pari-Mutuel Wagering General Individual Occupational License, without prejudice to Petitioner again seeking a Pari-Mutuel Wagering Occupational License in the future.

Respectfully submitted this 21st day of February 2020.

Alison A. Parker, Hearing Officer
Department of Business and
Professional Regulation
2601 Blair Stone Road
Tallahassee, FL 32399-2202

[CERTIFICATE OF SERVICE ON FOLLOWING PAGE]

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CERTIFICATE OF SERVICE

I hereby certify this 24 day of February, 2020, that a true copy of the foregoing has been provided by mail to:

Freddie Hughes
P.O. Box 246421
Hollywood, Florida 33024

Loretta L. Proctor
AGENCY CLERK'S OFFICE

Cc:
Alison Parker, Informal Hearing Officer
Mike Gordon, Assistant General Counsel

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Florida dbpr Department of Business & Professional Regulation

Div
Tal
Phone 850 4

FILED
Department of Business and Professional Regulation
Deputy Agency Clerk
CLERK Evelle Lawson-Proctor
Date 12/11/2019
File #

Halsey Beshears, Secretary

Ron DeSantis, Governor

December 10, 2019

Mr Freddie Hughes
6520 Mayo Street
Hollywood, Florida 33023

Letter of License Denial

Dear Mr Hughes·

This Letter of License Denial ("Denial") serves to inform you that your application for a Pari-Mutuel Wagering General Individual Occupational License is denied in accordance with the provisions of chapter 550, Florida Statutes, and the rules promulgated thereto. This Denial is based upon the following:

1. 01/10/2018 – Revocation of Pari-Mutuel Wagering General Individual Occupational License, number 435685-1022 by the Final Order entered in DBPR Case Number 2017-042629 issued by the Florida Division of Pari-Mutuel Wagering; and

2. 09/15/2017 – Violation of Rule 61D-11.011, Florida Administrative Code, as imposed by Consent Order signed with the Florida Division of Pari-Mutuel Wagering on August 21, 2014, in DBPR Case Number 2014-024997.

These are disqualifying offenses under section 550.105(5), Florida Statutes.

You are advised you may not work in any position requiring licensure or be within a restricted area at a pari-mutuel facility without an appropriate valid occupational license.

Pursuant to section 120 57. Florida Statutes, you may request a hearing to challenge the Division's decision within twenty-one (21) days of receipt of this Denial, as provided for in rule 28-106, Florida Administrative Code. and the attached Notice of Rights.

If you do not request a hearing within twenty-one (21) days of your receipt of this Denial, this Denial will become the Agency's Final Order. If this Denial becomes a Final Order, you will have 30 days to file for an appeal pursuant to section 120.68, Florida Statutes.

Sincerely,

Louis Trombetta, Director
Division of Pari-Mutuel Wagering

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Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update | Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **kmelendez**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1022 - Pari-Mutuel General Individual Occupational**			Status	**90 Closed**	Status Date	**09/20/2013**
Complaint #	**2013003055**	Case Type	**CMP - Complaint**	Disposition	**60 Final Order**	Disposition Date	**11/26/2013**
Docket#		Respondent	**HUGHES, FREDDIE**	Responsible	**rmcnelis - MCNELIS, RICHARD**		**Public Case**

Complaint | Respondent | Complainant | Addt'l Info

Source **LIC - Licensee** Security Level **1**

Form **WALK - Walk-in** Priority **2**

Class'n **IIIB - Waivers** Complexity **R - Regular**

Security **STND - Standard** Incident **01/19/2013**

Region **SR - Southern Region** Received **01/24/2013**

Reference

Entered **01/24/2013** Entered By

Summary: **12/3/13 - Final Order issued: Petitioner's pari-mutuel occupational license and waiver application is denied, but without prejudice to re-apply. 3/25/13 Application for a pmw occupational license and request for waiver denied. 325 - Calder Race Course, Inc. 01/28/2013 - Conducted CCIS and ARCI searches for applicant. 02/11/2013 - Further research into dispositions for felony convictions. 02/19/2013 - Conducted waiver interview with applicant. Applicant stated that he had been licensed in multiple states. ARCI check returned no results for any prior licenses. 02/20/2013 - Applicant stated that he had been licensed in NY, NJ, PA, FL, OH, and KY. Retrieved contact phone and fax numbers for each state's racing commission agencies to request licensing information for applicant Hughes. 02/25/2013 - Case submitted for approval.**

Updated **12/06/2013 07:57:58** By **jpouncey**

☐ Parties ☑ Activities

☑ Allegations ☑ Discipline

☑ Violations ☐ Compliance

☑ Related ☑ Disposition

☐ Inspection

☐ Costs

☐ Time Tracking Auto Assign

☐ Attachments History

☐ Work Notes Print Report

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Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update | Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **lmuniz**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1022 - Pari-Mutuel General Individual Occupational**			Status	**90 Closed**	Status Date	**10/22/2014**
Complaint #	**2014024997**	Case Type	**CMP - Complaint**	Disposition	**CNSO Consent Order**	Disposition Date	**08/21/2014**
Docket#		Respondent	**HUGHES, FREDDIE**	Responsible	**tfrederick - DAVIES, TATIANA**		**Public Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**LIC - Licensee**	Security Level	**1**
Form	**WALK - Walk-in**	Priority	**2**
Class'n	**IIIB - Waivers**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**06/11/2014**
Region	**SR - Southern Region**	Received	**06/13/2014**
Reference			
Entered	**06/13/2014**	Entered By	**mjeanpierr**
Summary	**8/21/14 - Consent Order issued: The Division herby agrees to issue a pmw occupational license to Petitioner, subject to all provisions and conditions of Chapter 550, Florida Statutes. 321 - Gulfstream Park Racing Assoc., Inc.**		
Updated	**10/28/2014 16:59:50**	By	**lmuniz**

☐ Parties ☑ Activities
☐ Allegations ☐ Discipline
☑ Violations ☐ Compliance
☑ Related ☑ Disposition
☐ Inspection
☐ Costs
☐ Time Tracking Auto Assign
☐ Attachments History
☐ Work Notes Print Report

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Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update | Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **kmelendez**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1022 - Pari-Mutuel General Individual Occupational**			Status	**90 Closed**	Status Date	**01/10/2018**
Complaint #	**2017042629**	Case Type	**CMP - Complaint**	Disposition	**60 Final Order**	Disposition Date	**01/10/2018**
Docket#		Respondent	**HUGHES, FREDDIE**	Responsible	**jlewis2 - LEWIS, JAMES**		**Public Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	
Class'n	**CHIS - Criminal History**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**08/04/2017**
Region	**SR - Southern Region**	Received	**08/04/2017**
Reference			
Entered	**08/29/2017**	Entered By	**jdudley1**
Summary	**1/10/18 - FINAL ORDER Filed: Respondent's PMW General Individual Occupational License is REVOKED. 12/21/17 - HEARING OFFICER'S RECOMMENDED ORDER Filed. 10/25/2017 - Informal Hearing scheduled for November 9, 2017 - 09/25/2017 - Administrative Complaint filed - Consent Order violation review**		
Updated	**01/16/2018 09:22:12**	By	**pbroadway**

☐ Parties ☑ Activities
☐ Allegations ☑ Discipline
☑ Violations ☐ Compliance
☐ Related ☑ Disposition
☐ Inspection
☐ Costs
☐ Time Tracking Auto Assign
☐ Attachments History
☐ Work Notes Print Report

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Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update | Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **kmelendez**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1022 - Pari-Mutuel General Individual Occupational**			Status	**90 Closed**	Status Date	**04/02/2020**
Complaint #	**2019060725**	Case Type	**CMP - Complaint**	Disposition	**60 Final Order**	Disposition Date	**04/02/2020**
Docket#		Respondent	**HUGHES, FREDDIE**	Responsible	**dgarvey - GARVEY, DARRELL**		**Public Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	
Class'n	**CHIS - Criminal History**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**11/18/2019**
Region	**NR - Northern Region**	Received	**12/03/2019**
Reference			
Entered	**12/03/2019**	Entered By	**ccastillo**

Summary **4/2/20 - Final Order Filed: Petitioner's Application for a PMW General Individual Occupational License is DENIED without prejudice. 3/24/2020 - Final Order signed by Director and taken to AGC Clerk for filing. 2/24/20 - Hearing Officer's Recommended Order Filed. 2/5/2020 - Informal Hearing Held. - 1/13/2020 - Informal Hearing scheduled for Feb. 5, 2020. - 1/13/2020 - Request for Informal Hearing received by FAX. 1/8/2020 - Respondent called, received Denial on 1/3/2020. Request for hearing due by 1/24/2020 per D. Matthews. - 12/23/19 - Respondent phoned C Ritter who transferred the call to me. He gave me a PO Box to mail the letter to. The old address and phone # are no longer active. New info is being added in Versa. Letter mailed to: PO Box 246421, Hollywood, FL 33024. 12/23/19 - An attempt was made to contact Respondent via phone # on file. I left a message to please call me, however, the name given for the message was not the Respondent's name - DF. 12/23/19 - Letter of License Denial UNSERVED: Return to Sender / Attempted - Not Known / Unable to Forward. 12/11/19 - Letter of License Denial Filed: Application for a PMW General Individual Occupational License is DENIED. 12/11/19 - Denial Letter signed by Director and taken to AGC Clerk for filing. 12/9/2019 - Denial Letter taken to P.**

☐	Parties	☑	Activities
☐	Allegations	☑	Discipline
☐	Violations	☐	Compliance
☐	Related	☑	Disposition
☐	Inspection		
☐	Costs		
☐	Time Tracking		Auto Assign
☐	Attachments		History
☐	Work Notes		Print Report

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Broadway for Director's signature. - 12/6/2019 - Received in Legal, Denial Letter to be drafted. 90 day Deadline due date is Feb 16, 2020. - Applicant was previously denied in 2013. Please refer to Case Number: 2013003055. Applicant was also granted two (2) waivers under Case Number(s): 2001518033 and 2014024997. Lastly, the applicant's license was revoked in 2017 under Case Number: 2017042629. (910- THL)

Updated **04/04/2020 16:51:21** By **pbroadway**

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Florida Gaming Control Commission

JULIE I. BROWN, VICE CHAIR
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER
TINA REPP, COMMISSIONER

October 25, 2024

Mr. Freddie Hughes
700 North West 12th Avenue #208
Fort Lauderdale, Florida 33311

RE: Application No. 206430, Entity 435685
1022 - PMW General Individual Occupational

Dear Mr. Hughes:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- Application is incomplete: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 3 of the application. You must complete the "offense" section. Please initial and date any changes made to your application.

- Application is incomplete: Please correct the highlighted section(s). If you have ever been convicted of or had adjudication withheld for any crime or pled guilty or nolo contendere to any criminal charges, you must provide court disposition records and arrest reports. Please initial and date any changes made to your application.

  You must provide the court disposition records and arrest report for the following charges:
  - Miami-Dade County, FL Arrest(s) – 3/7/1975, 7/18/1979, 11/26/1980, 11/24/1987, 4/7/2004, 1/26/2007, 7/17/2012
  - Broward County, FL Arrest(s) – 10/8/2009, 10/24/2015

  Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.794.8130.

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If you fail to provide the Florida Gaming Control Commission with a complete application by 2/23/2025, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions please call 850.794.8130.

Additionally, if needed, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. PMW 3180 - Request for Waiver and PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application.

Thank you.

HC
Operations Analyst II

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Division of Pari-Mutuel Wagering

Licensing Administrator Review of Occupational License

HUGHES, FREDDIE - 435685

(Applicant's Name– License #)

Case No:

INITIAL APPLICATION RECEIVED:	10/16/2024
Application Deemed Complete:	12/3/2024
If no Request for Waiver received, 90-Day Deadline:	**3/3/2025**

Waiver Requested: ☐No ☒Yes (Pursuant to s.120.60, F.S., the processing timeline requirement has been waived.)
- Waiver Requested 11/4/2024

HC	GULFSTREAM 321	1022 -GROOM
Application Processor	**Facility (d/b/a name)**	**Occupation Code / Job Title/Job Title**

Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review

Conviction

Did the application accurately reflect the Criminal History Record initially? ☐Yes ☒No

Was a deficiency letter issued to request information related to the offense(s)? ☒Yes ☐No

☒ Felony(s): ___Count(s) ☐ Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking

☐ Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)

☐ Animal Cruelty (Pari-Mutuel Professons)

Comments:

Arrest Date	Location	Charge	Level	Court Case #	Disposition (or Unknown)
3/7/1975	MIAMI-DADE, FL	Charge 1- Grand Larc – Auto	F	UNKNOWN	Guilty/Convicted
		Charge 2 – Aggrav Assalt-Weapon/Homicide/Manslaughter by Culpable negligence	F		Guilty/Convicted
		Charge 3 – Veh Theft/Stolen property	F		Guilty/Convicted
7/18/1979	MIAMI-DADE, FL	Charge 1 – Burglary of Vehicle	F	UNKNOWN	Dismissed
		Charge 2 – Burgl Tools- Posses	F		Dismissed
		Charge 3 – Larc/Petty	M		Guilty/Convicted
11/26/1980	MIAMI-DADE, FL	Loitering	M	UNKNOWN	Unknown
11/24/1987	MIAMI-DADE, FL	Charge 1 – Larc/Grand/Burgl	F	131987CF0383600001XX	Adj WH
		Charge 2 – Burgl of Occupied Dwelling Unarmed	F		Adj WH
1/26/2007	MIAMI-DADE, FL	Charge 1 – Cocaine Purchase Posn w/ Intent to Purchase ATT	F	132007CF0035130001XX	Guilty/Convicted
10/8/2009	BROWARD COUNTY, FL	Larc-Petty	M	062009MM024060A88B10	Guilty/Convicted
10/24/2015	BROWARD COUNTY, FL	Charge 1 – Possession of Cocaine	M	062015CF013898A88810	ADJ WH
		Charge 2 – Poss Cannabis 20 Grams or less	M		No Action
9/15/2017	BROWARD COUNTY, FL	Charge 1 – DUI ALCOHOL OR DRUGS 1ST OFFE	M	062017CT022528A88810	NOLLE PROS
		Charge 2 – TRAFFIC OFFENSE	M		GUILTY/CONVICTED
4/7/2004	MIAMI-DADE COUNTY, FL	BW DRIVING WHILE LICENSE SUSPENDED	U	UNKNOWN	UNKNOWN

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Licensing Administrator Review

Disposition Confirmation

Disqualifying Convictions/Arrests Confirmed? Yes ☑ No ☐ ☐ **Approval**

Forward to ☑ **Investigations** ☐ **Legal** ☐ **Commission** Initials: CH Date: 12/10/24

Comments:

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License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **cstubbs1**

VR Home > License Search > **License Home**

Licensee | History | Notes | Notes History | Back

License

Fed Tax # [redacted] Lic Type **1022 - PMW General Individual Occupational** Expires On

File # **6328** Name **HUGHES, FREDDIE** Extended To

License # **435685** Rank **GIND - General Individual Occupational** Renewed On

Entity # **435685** Lic Status **Applic Denied**

Address

Street # **700** Street **NW 12TH AVE #208**

Line 2

Line 3

City **FORT LAUDERDALE** State **FL** Zip **33311**

Routing

Other

1st License Date **08/25/2017** Rank Date **08/25/2017** Certificate #

Method **I-S-1020** Status Date **09/16/2022** Certificate Date

Fee Exempt **No** Birth Date [redacted] Renewal Sent

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	GROM - Groom	05/21/2004	
I	TBRD - Thoroughbred		
L	321 - Gulfstream Park	08/25/2014	
Y	3YR - 3 Year License		

Alt Keys

BEST LIC NBR **GIN435685**

Get Adobe Reader.

EXHIBIT # 6
PAGE # 5

From: Holly Chaires
To: Cheryl Stubbs
Cc: Glenda Ricks; Julio Minaya; Bradford Jones; Derek Washington; Ian Campbell; Michelle Futrell; Cyntoria Harris
Subject: Investigations Referral-HUGHES, FREDDIE Prof: 1022- File: 6328- Lic. 435685
Date: Tuesday, December 10, 2024 9:54:25 AM

Please open a case for HUGHES, FREDDIE. All documents and rap sheet have been scanned into Onbase. Note: Waiver routing slip has been scanned in Onbase.

Holly Chaires
Operations Analyst II
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, FL 32399
850-794-8130 Office
850-536-8714 Fax

The information contained in this transmission is intended solely for the use of the person(s) named herein. If you are not the intended recipient, you are hereby notified that any review, dissemination, distribution, or duplication of this communication is strictly prohibited. If you are not the intended recipient, please contact me by reply e-mail and destroy all copies of the original message.

The State of Florida has a very broad public records law pursuant to Chapter 119, Florida Statutes. Most written communications to and from state officials regarding state business are public records, available to the public and media upon request. Therefore, your e-mail communications may be subject to public disclosure. LARGER VIEW

EXHIBIT # 6
PAGE # 6

dbpr Department of Business & Professional Regulation

FILED
Department of Business and Professional Regulation
Deputy Agency Clerk
CLERK Evette Lawson-Proctor
Date 12/11/2019
File #

Phone: 850.

Halsey Beshears, Secretary

Ron DeSantis, Governor

RECEIVED
2022 APR 26 PM 12:39
DIVISION OF PARI-MUTUEL WAGERING

December 10, 2019

Mr. Freddie Hughes
6520 Mayo Street
Hollywood, Florida 33023

Letter of License Denial

Dear Mr. Hughes:

This Letter of License Denial ("Denial") serves to inform you that your application for a Pari-Mutuel Wagering General Individual Occupational License is denied in accordance with the provisions of chapter 550, Florida Statutes, and the rules promulgated thereto. This Denial is based upon the following:

1. 01/10/2018 – Revocation of Pari-Mutuel Wagering General Individual Occupational License, number 435685-1022 by the Final Order entered in DBPR Case Number 2017-042629 issued by the Florida Division of Pari-Mutuel Wagering; and

2. 09/15/2017 – Violation of Rule 61D-11.011, Florida Administrative Code, as imposed by Consent Order signed with the Florida Division of Pari-Mutuel Wagering on August 21, 2014, in DBPR Case Number 2014-024997.

These are disqualifying offenses under section 550.105(5), Florida Statutes.

You are advised you may not work in any position requiring licensure or be within a restricted area at a pari-mutuel facility without an appropriate valid occupational license.

Pursuant to section 120.57, Florida Statutes, you may request a hearing to challenge the Division's decision within twenty-one (21) days of receipt of this Denial, as provided for in rule 28-106, Florida Administrative Code, and the attached Notice of Rights.

If you do not request a hearing within twenty-one (21) days of your receipt of this Denial, this Denial will become the Agency's Final Order. If this Denial becomes a Final Order, you will have 30 days to file for an appeal pursuant to section 120.68, Florida Statutes.

Sincerely,

Louis Trombetta, Director
Division of Pari-Mutuel Wagering

EXHIBIT # 4
PAGE #

FLORIDA
GAMING CONTROL
COMMISSION

JOHN MACIVER, CHAIRMAN
MICHAEL YAWORSKY, VICE CHAIR
JULIE I. BROWN, COMMISSIONER
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: **9/16/2022**
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

September 16, 2022

Mr. Freddy Hughes
700 Northwest 12th Avenue, Apt. 208
Fort Lauderdale, Florida 33311

Letter of License Denial

Dear Mr. Hughes:

This Letter of License Denial ("Denial") serves to inform you that your application for a Pari-Mutuel Wagering General Individual Occupational License is denied in accordance with the provisions of chapters 550, Florida Statutes, and the rules promulgated thereto. This Denial is based upon the following:

1. 04/02/2020 – Denial of an application for a Pari-Mutuel Wagering General Individual Occupational License by the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering in DBPR Case Number 2019-060725

2. 01/10/2018 – Revocation of Pari-Mutuel Wagering General Individual Occupational License number 435685, by the Department of Business and Professional Regulation, Division on Pari-Mutuel Wagering in DBPR Case Number 2017-042629

This License Denial and Revocation are grounds for denial of licensure under section 550.105(5), Florida Statutes. You are advised you may not work in any position requiring licensure or be within a restricted area at a pari-mutuel facility without an appropriate valid occupational license.

Pursuant to section 120.57, Florida Statutes, you may request a hearing to challenge the Division's decision within twenty-one (21) days of receipt of this Denial, as provided for in rule 28-106, Florida Administrative Code, and the attached Notice of Rights.

If you do not request a hearing within twenty-one (21) days of your receipt of this Denial, this Denial will become the Agency's Final Order. If this Denial becomes a Final Order, you will have 30 days to file for an appeal pursuant to section 120.68, Florida Statutes.

Sincerely,

Melba L. Apellaniz
Clerk of the Commission

Attachment: Notice of Rights

CERTIFICATE OF SERVICE

I hereby certify this 16th day of September, 2022, that a true copy of the foregoing has been furnished by certified U.S. mail to:

Freddy Hughes
700 Northwest 12th Avenue, Apt. 208
Fort Lauderdale, Florida 33311

CLERK OF THE COMMISSION
Florida Gaming Control Commission

Case No. 2022-024632

NOTICE OF RIGHTS

This is an action that may affect your substantial interests. Mediation of this administrative dispute is not available. However, pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing on this matter, provided a written request is filed with the agency. The request must comply with the requirements of rules 28-106.111, and 28-106.201 or 28-106.301, Florida Administrative Code. The written request must be received by the Division within 21 days of your receipt of this notice.

If the Division determines there are disputed issues of material fact, the case will be forwarded to the Division of Administrative Hearings for a formal hearing. If there are no disputed issues of material fact, the Division will schedule an informal hearing. You will be notified of the date, time and place of the hearing. In either case, you have the burden of establishing entitlement to the license.

In a formal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, to bring witnesses and present evidence, to cross-examine any witnesses produced against you by the State, and to have subpoenas issued on your behalf.

In an informal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, and to submit whatever information you desire to show entitlement to the license.

If a hearing pursuant to sections 120.569 and 120.57, Florida Statutes, is not requested within 21 days, the foregoing Letter of License Denial will become a Final Order. Any party adversely affected by this Final Order has the right to seek its judicial review under section 120.68, Florida Statutes, by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202 (Email: Clerk@fgcc.fl.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) with the Clerk of the Commission within thirty (30) days after the date this Order is filed with the Clerk.

In all the above proceedings, practice is governed by chapter 120, Florida Statutes, and rule 28-106, Florida Administrative Code.

MEMORANDUM

To:	The Florida Gaming Control Commission
From:	Division of Pari-Mutuel Wagering
Through:	Emily Alvarado, Chief Attorney
Re:	FGCC v. Willie Paul Perry Case No. 2025-005708 Final Order
Date:	August 28, 2025

Executive Summary

In opposition to an administrative complaint filed by the Division of Pari-Mutuel Wagering of the Florida Gaming Control Commission (the "Division"), Willie Paul Perry ("Respondent") filed an election of rights timely requesting a formal hearing, but failing to comply with statutory requirements applicable to such request. Based on the defective request, the Clerk of the Commission issued an order denying Applicant's request without prejudice. Under the order, Applicant was afforded 15 days to cure the defect in his request for a hearing. Applicant failed to respond. The time for Applicant to request a hearing in this matter and/or to cure the defective request for a hearing has now lapsed.

Pertinent Facts

On April 29, 2025, the Division filed an administrative complaint alleging Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida under sections 550.0251(6) and 551.112, Florida Statutes, based on his ejection from 831 Federal Highway Acquisition, LLC d/b/a The Big Easy Casino on January 12, 2025 (the "Administrative Complaint"). On May 14, 2025, Respondent filed an Election of Rights form, requesting a formal hearing pursuant to 120.57(1), Florida Statutes (the "Request for Hearing"). The Request for Hearing failed to contain all the information required by law, specifically, it failed to include a statement identifying those material facts that are in dispute. Thus, the Election of Rights was defective.

On May 30, 2025, the Clerk of the Commission issued an Order of Dismissal informing Respondent that the request for a hearing is dismissed without prejudice because Respondent failed to dispute a material fact in the Administrative Complaint, and affording Respondent 15 days from the date of the Order of Dismissal to cure the defect. Respondent was informed that his failure to respond will result in a final order dismissing the hearing request with prejudice and that this matter would be presented to the Commission for the issuance of a Final Order

dismissing the request for hearing with prejudice. Respondent did not respond to the Order of Dismissal.

Relevant Law

Florida law allows for the exclusion of Respondent from all pari-mutuel and slot machine facilities in the state.

Section 550.0251(6), Florida Statutes, provides that "[t]he Commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state […]"

Further, section 551.112 provides that "[t]he commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state […]"

Section 120.569(2)(c), Florida Statutes, provides:

> Unless otherwise provided by law, a petition or request for hearing shall include those items required by the uniform rules adopted pursuant to s. 120.54(5)(b). Upon the receipt of a petition or request for hearing, the agency shall carefully review the petition to determine if it contains all of the required information. A petition shall be dismissed if it is not in substantial compliance with these requirements or it has been untimely filed. Dismissal of a petition shall, at least once, be without prejudice to petitioner's filing a timely amended petition curing the defect, unless it conclusively appears from the face of the petition that the defect cannot be cured. The agency shall promptly give written notice to all parties of the action taken on the petition, shall state with particularity its reasons if the petition is not granted, and shall state the deadline for filing an amended petition if applicable. This paragraph does not eliminate the availability of equitable tolling as a defense to the untimely filing of a petition.

Rule 28-106.2015(5) of the Florida Administrative Code provides:

> Requests for hearing filed by the respondent in accordance with this rule shall include:

(a) The name, address, any e-mail address, telephone number, and facsimile number, if any, of the respondent, if the respondent is not represented by an attorney or qualified representative.
(b) The name, address, e-mail address, telephone number, and facsimile number of the attorney or qualified representative of the respondent, if any, upon whom service of pleadings and other papers shall be made.
(c) A statement requesting an administrative hearing identifying those material facts that are in dispute. If there are none, the petition must so indicate.
(d) A statement of when the respondent received notice of the administrative complaint.
(e) A statement including the file number to the administrative complaint.

Staff Recommendation: The Commission should enter a final order dismissing the request for a hearing with prejudice, adopting the findings of fact and conclusions of law in the Administrative Complaint, and permanently excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: **5/30/2025**
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v.

FGCC Case No.: 2025-005708

WILLIE PAUL PERRY,

Respondent.
_____/

ORDER OF DISMISSAL WITHOUT PREJUDICE FOR LEGAL INSUFFICIENCY PURSUANT TO SECTION 120.569(2)(c), FLORIDA STATUTES, TO ALLOW FOR AMENDMENT AND RESUBMISSION OF PETITION

BY THIS ORDER, the Clerk of the Commission advises WILLIE PAUL PERRY ("Respondent") that Respondent's request for an administrative hearing is defective, that the defective request for an administrative hearing is dismissed without prejudice, and that Respondent may cure the defect by filing a corrected or amended request for an administrative hearing **within 15 days** of the date on which this Order is signed.

Respondent's request for an administrative hearing is defective for the following reason:

1. _____ The request for an administrative hearing was untimely filed.

   Please note: If this item is checked, Respondent's request for an administrative hearing was not filed within the time period required by Rule 28-106.111(2) of the Florida Administrative Code.

   A person seeking a hearing on an agency decision, such as an administrative complaint, shall file a petition for an administrative hearing with the agency within 21 days of receipt of written notice of the agency decision. Fla. Admin. Code R. 28-106.111(2). The Commission is required by law to dismiss a request for an administrative hearing if it is not timely filed. § 120.569(2)(c), Florida Statutes.

   Respondent received the administrative complaint issued in the above-styled case on **5/07/2025**. The Commission received Respondent's request for an administrative hearing on **5/14/2025**, which is more than 21 days from the date of receipt of the administrative complaint.

If Respondent does not respond to this Order **within 15 days** of the date this Order is signed showing that the request for administrative hearing was timely filed or that equitable tolling applies to the untimely filing of a petition, this matter will be presented at a duly noticed Commission meeting for the issuance of a Final Order consistent with the administrative complaint.

2. __x__ The request for an administrative hearing is legally insufficient.

Please note: If this item is checked, Respondent's request for an administrative hearing does not include those items required by Rule 28-106.2015 of the Florida Administrative Code, attached hereto as Exhibit A. The Commission is required by law to dismiss a request for an administrative hearing that is not in substantial compliance with the requirements of Rule 28-106.2015 of the Florida Administrative Code. § 120.569(2)(c), Florida Statutes.

If Respondent's request for an administrative hearing was timely received by the Commission, Respondent may amend the request for an administrative hearing to include the information required by Rule 28-106.2015 of the Florida Administrative Code. If Respondent does not respond to this Order **within 15 days** of the date this Order was signed, correcting the defective request for an administrative hearing, this matter will be presented at a duly noticed Commission meeting for the issuance of a Final Order consistent with the administrative complaint.

Dated this 30th day of May, 2025.

/s/ Melba Apellaniz
MELBA APELLANIZ
CLERK OF THE COMMISSION

CERTIFICATE OF SERVICE

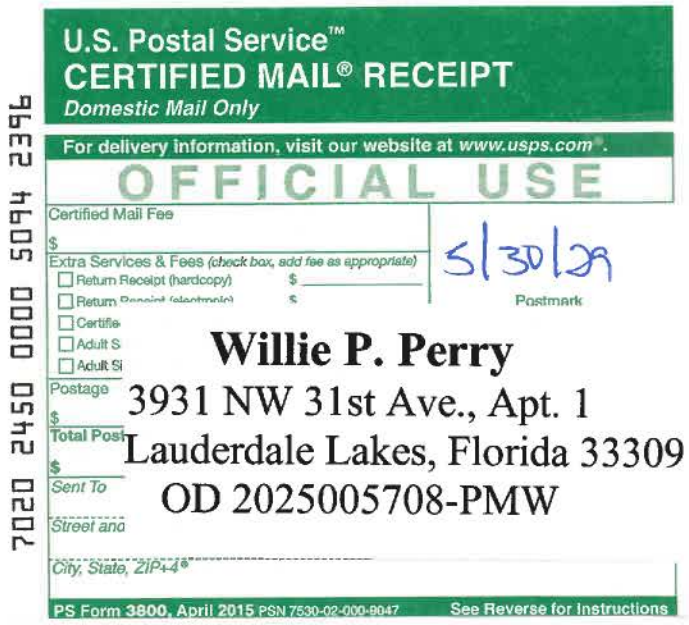
I HEREBY CERTIFY that on this 30th day of May, 2025, a true and correct copy of the foregoing document has been sent via certified mail to:

WILLIE PAUL PERRY

3931 NW 31st Street, Apartment 1
Lauderdale Lakes, Florida 33309

/S/ Melba Apellaniz
CLERK OF THE COMMISSION
Florida Gaming Control Commission

CC: Ebonie Lanier



APPENDIX A

28-106.2015 Agency Enforcement and Disciplinary Actions.

(1) Prior to entry of a final order to suspend, revoke, or withdraw a license, to impose administrative fines, or to take other enforcement or disciplinary action against a licensee or person or entity subject to the agency's jurisdiction, the agency shall serve upon the licensee an administrative complaint. For purposes of this rule, an agency pleading or communication that seeks to exercise an agency's enforcement authority and to take any kind of disciplinary action against a licensee or other person shall be deemed an administrative complaint.

(2) An agency issuing an administrative complaint shall be the petitioner, and the licensee against whom the agency seeks to take disciplinary action shall be the respondent.

(3) The agency's administrative complaint shall be considered the petition, and service of the administrative complaint on the respondent shall be deemed the initiation of proceedings.

(4) The agency's administrative complaint shall contain:

(a) The name of the agency, the respondent or respondents against whom disciplinary action is sought and a file number.

(b) The statutory section(s), rule(s) of the Florida Administrative Code, or the agency order alleged to have been violated.

(c) The facts or conduct relied on to establish the violation.

(d) A statement that the respondent has the right to request a hearing to be conducted in accordance with Sections 120.569 and 120.57, F.S., and to be represented by counsel or other qualified representative.

(5) Requests for hearing filed by the respondent in accordance with this rule shall include:

(a) The name, address, any e-mail address, telephone number, and facsimile number, if any, of the respondent, if the respondent is not represented by an attorney or qualified representative.

(b) The name, address, e-mail address, telephone number, and facsimile number of the attorney or qualified representative of the respondent, if any, upon whom service of pleadings and other papers shall be made.

(c) A statement requesting an administrative hearing identifying those material facts that are in dispute. If there are none, the petition must so indicate.

(d) A statement of when the respondent received notice of the administrative complaint.

(e) A statement including the file number to the administrative complaint.

Rulemaking Authority 14.202, 120.54(5) FS. Law Implemented 120.54(5) FS. History–New 1-15-07, Amended 2-5-13.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. WILLIE PAUL PERRY **CASE NO.: 2025-005708**

AMENDED ELECTION OF RIGHTS

Please read the Administrative Complaint before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Letter of License Denial.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Administrative Complaint you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the License Denial.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) I do not dispute the allegations of material fact in the Administrative Complaint and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

Option Two (2) ☐ I do dispute the allegations of material fact in the Administrative Complaint and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). **I specifically dispute the following facts in the Administrative Complaint** (attach extra pages or write on the back if needed):

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

Option Three (3) ☐ I do not dispute the allegations of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, this letter will act as a Final Order. Pursuant to section 120.68, Florida Statutes, any party adversely affected by this Final Order has the right to seek its judicial review by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the Clerk.

THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

PRINTED NAME	ATTORNEY OR QUALIFIED REPRESENTATIVE
Street Address	Street Address (where service shall be made)
City State Zip	City State Zip
Telephone Number Facsimile Number (if any) Number (if any)	Telephone Number Facsimile
E-mail	E-mail
SIGNATURE	

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 5/14/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL CONTROL
COMMISSION DIVISION OF PARI-MUT.
WAGERING

FLORIDA GAMING CONTROL COMMISSION DIVISION PARI-MUTUEL WAGERING, PETITIONER	FGCC CASE NO: 2025-005-708
V. WILLIE PAUL PERRY, JR PRO SE, RESPONDENT;	

RESPONDENT RESPONSE
ADMINISTRATIVE COMPLAINT

COMES NOW THE RESPONDENT, WILLIE PAUL PERRY, JR PRO SE, MOVES FLORIDA GAMING CONTROL COMMISSION - DIVISION PARI MUTUEL WAGERING, RESPONDENT RESPONSE ADMINISTRATIVE COMPLAINT AND IN SUPPORT THEREOF AVERS AS FOLLOWS:

RECEIVED
2025 MAY 14 AM 10:59
FLORIDA GAMING CONTROL COMMISSION

STATEMENT of FACTS

THE PEOPLE of STATE OF FLORIDA, VOTED IN CASINO GAMING 2005. ONLY DIVISION PARI-MUTUEL WAGERING FACILITIES QUALIFY FOR CASINO GAMING. THE BIG EASY OPERATING ILLEGALLY. LOST PARI-MUTUEL WAGERING. WHEN DOG RACING WAS OUTLAWED IN THE STATE OF FLORIDA. IN ORDER TO CONTINUE CASINO GAMING MUST BE VOTED IN BY THE PEOPLE OF STATE OF FLORIDA. IN THIS REGARD THE ADMINISTRATIVE COMPLAINT AGAINST THE RESPONDENT IS ILLEGAL.

RECEIVED
2025 MAY 14 AM 10:59
FL GAMING CONTROL COMMISSION

RESPECTFULLY.

CERTIFICATE OF SERVICE

RESPONDENT HEREBY CERTIFY THAT A TRUE AND CORRECT COPY RESPONDENT RESPONSE ADMINISTRATIVE COMPLAINT WAS MAIL TO FLORIDA GAMING CONTROL COMMISSION ON THIS 8 DAY OF MAY / 2025.

RESPECTFULLY SUBMITTED,
Willie Paul Perry Jr.
3931 NW. 31st. AVE. APT. 1
LAUDERDALE LAKES, FLA.
33309

WILLIE P. PERRY
3931 NW 31st AVE. APT 1
LAUDERDALE LAKES, FLA.
33309

MIAMI FL 330
8 MAY 2025 PM 6 L

Florida Gaming Control
Commission
4070 Esplanade Way, Suite 250
Tallahassee, Florida
32399-7033

RECEIVED
2025 MAY 14 AM 11:00
FLORIDA GAMING CONTROL COMMISSION

32399-703370

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FAQs >

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Tracking Number:

70202450000050942396

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Get More Out of USPS Tracking:

USPS Tracking Plus®

Delivered

Delivered, Left with Individual

FORT LAUDERDALE, FL 33309
June 10, 2025, 6:15 pm

See All Tracking History

What Do USPS Tracking Statuses Mean? (https://faq.usps.com/s/article/Where-is-my-package)

Feedback

Text & Email Updates ⌄

USPS Tracking Plus® ⌄

Product Information ⌄

See Less ^

Track Another Package

Enter tracking or barcode numbers

Need More Help?

Contact USPS Tracking support for further assistance.

FAQs

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 5/14/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL CONTROL
COMMISSION DIVISION OF PARI-MUT.
WAGERING

FLORIDA GAMING CONTROL COMMISSION DIVISION PARI-MUTUEL WAGERING, PETITIONER

FGCC CASE NO: 2025-005-708

V.

WILLIE PAUL PERRY, JR PRO SE, RESPONDENT,

RESPONDENT RESPONSE
ADMISTRATIVE COMPLAINT

COMES NOW THE RESPONDENT, WILLIE PAUL PERRY, JR PRO SE, MOVES FLORIDA GAMING CONTROL COMMISSION DIVISION PARI MUTUEL WAGERING, RESPONDENT RESPONSE ADMINISTRATIVE COMPLAINT AND IN SUPPORT THEREOF AVERS AS FOLLOWS:

RECEIVED
2025 MAY 14 AM 10:59
FLORIDA GAMING CONTROL COMMISSION

STATEMENT of FACTS

THE PEOPLE of STATE of FLORIDA, VOTED IN CASINO GAMING 2005. ONLY DIVISION PARI-MUTUEL WAGERING FACILITIES QUALIFY FOR CASINO GAMING. THE BIG EASY OPERATING ILLEGALLY. LOST PARI-MUTUEL WAGERING. WHEN DOG RACING WAS OUTLAWED IN THE STATE OF FLORIDA. IN ORDER TO CONTINUE CASINO GAMING MUST BE VOTED IN by THE PEOPLE OF STATE OF FLORIDA. IN this REGARD THE ADMINISTRATIVE COMPLAINT AGAINST THE RESPONDENT IS ILLEGAL.

RECEIVED
2025 MAY 14 AM 10:59
FLORIDA GAMING CONTROL COMMISSION

RESPECTFULLY,

CERTIFICATE of SEVERICE

RESPONDENT HEREBY CERTIFY that A TRUE AND CORRECT COPY RESPONDENT RESPONSE ADMINISTRATIVE COMPLAINT WAS MAIL TO FLORIDA GAMING CONTROL COMMISSION ON this 8 DAY of MAY / 2025.

RESPECTFULLY SUBMITTED,
Willie Paul Perry JUDGE,
3931 NW 31st. AVE. Apt. 1
LAUDERDALE LAKES, FLA.
33309

Willie P. Perry
3931 NW 31st Ave. Apt 1
Lauderdale Lakes, Fla.
33309

MIAMI FL 330
8 MAY 2025 PM 6 L

Florida Gaming Control
Commission
4070 Esplanade Way, Suite 250
Tallahassee, Florida
32399-7033

RECEIVED
2025 MAY 14 AM 11:00
FLORIDA GAMING CONTROL COMMISSION

32399-703370

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: **4/29/2025**
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v.

FGCC Case No.: 2025-005708

WILLIE PAUL PERRY,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Willie Paul Perry ("Respondent"), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel, slot machine, and cardroom operations pursuant to chapters 550, 551, and 849, Florida Statutes.

2. At all times material hereto, Respondent's address was reported as 3931 Northwest 31st Avenue Apt #1, Lauderdale Lakes, Florida, 33309.

3. At all times material hereto, 831 Federal Highway Acquisition, LLC d/b/a The Big Easy Casino was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering, cardroom operations, and slot operations in the state of Florida.

4. On or about January 12, 2025, Respondent was a patron of The Big Easy Casino.

5. On or about January 12, 2025, Respondent was ejected and permanently excluded from The Big Easy Casino.

6. Section 550.0251(6), Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis added).

7. Section 551.112, Florida Statutes, provides:

> In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis added).

8. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida under sections 550.0251(6) and 551.112, Florida Statutes, based on his ejection from The Big Easy Casino on or about January 12, 2025.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida, in accordance with sections 550.0251(6) and 551.112, along with any other remedy provided by chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2025-005708 is signed this 21st day of April 2025.

/s/ Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
Florida Bar Number: 1039038
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Phone: (850) 794-8063
Fax: +1 (850) 536-8709
Primary: Justin.Hundersmarck@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

Lic Type	**1098 - Unlicensed Complaints**		Status	**90 Closed**	Status Date **03/11/2025**
Complaint #	**2025005708**	Case Type **CMP - Complaint**	Disposition		Disposition Date
Docket#		Respondent **PERRY, WILLIE PAUL**	Responsible	**bjones - JONES, BRADFORD**	**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	
Class'n	**V-C - Cardroom Violations**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**01/28/2025**
Region	**SR - Southern Region**	Received	**01/28/2025**
Reference	**550.0251**		
Entered	**01/28/2025**	Entered By	**jhodge**
Summary	**144 - 831 FEDERAL HIGHWAY ACQUISITION, LLC - 550.0251 Powers and duties of the Florida Gaming Control Commission - On January 12, 2025, Willie Paul PERRY who was a Patron of the Big Easy Casino engaged in a confrontation with another Patron. PERRY accused the other Patron of stealing his chips. During the confrontation PERRY covertly drew an unknown sharp, metal weapon from his pocket and armed himself. The object was visible and confirmed on video. PERRY was Permanently Excluded from the facility and issued a Trespass warning by the Hallandale Police. A video review revealed PERRY'S accusation of the theft of his chips to be unfounded.**		
Updated	**03/12/2025 08:48:45**	By	**jhodge**

Parties | Activities | Allegations | Discipline | Violations | Compliance | Related | Disposition | Inspection | Costs | Time Tracking | Auto Assign | Attachments | History | Work Notes | Print Report

Change | Save | OK | Cancel | Back

Get Adobe Reader.

Florida Gaming Control Commission

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Ross Marshman, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**SOUTHERN**	**JANUARY 28, 2024**	**2025 00 5708**

Respondent:	Complainant:
PERRY, WILLIE PAUL **3931 NW 31ST AVENUE APT. #1** **LAUDERDALE LAKES, FLORIDA 33309**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BLVD. SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

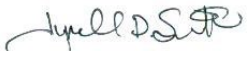
License # and Type:	Profession:	Report Date:
N/A / 1098	**PATRON**	**February 3, 2025**

Period of Investigation:	Type of Report:
January 27, 2025 To February 3, 2025	**Final**

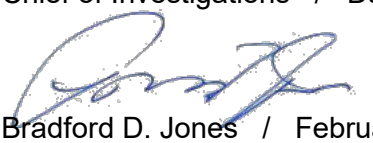
Alleged Violation: F.S.S. 550.0251 Powers and duties of the Florida Gaming Control Commission
(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

Synopsis: On January 12, 2025, Willie **PERRY** who was a cardroom patron of the Big Easy Casino, engaged in a confrontation with another cardroom patron by accusing the other patron of stealing his chips. During the confrontation, **PERRY** recovered what looked to be a weapon from his jacket pocket which was confirmed on video. Based on the threat of the weapon possession and **PERRY's** demeanor, he was Lifetime Excluded and Formally Trespassed from the Big Easy Casino by Casino Staff and the Hallandale Beach Police.

Related Case(s):

I Investigations Specialist II / Date	Investigation Manager / Date:
 William Smith / February 3, 2025	 Tyrell D. Smith / February 5, 2025

Chief of Investigations / Date



Bradford D. Jones / February 11, 2025

CONTINUATION

This investigation was launched after being informed by the Big Easy Security Staff of a patron exclusion by the facility and subsequent Trespass Warning by the Hallandale Beach Police on January 12, 2025 (**EXHIBIT #1)**.

The situation began when Cardroom Patron Willie Paul **PERRY** who had been seated at Table #28, seat #3, accused another Cardroom Patron identified as Yvan Hillaire sitting next to him (seat #2) of stealing his chips. **PERRY** had momentarily left the table and upon his return, made the allegation.

A confrontation ensued between **PERRY** and the Hillaire, at which time Hillaire accused **PERRY** of threatening him with a knife. **PERRY** left the table again to place bets at a betting machine and afterwards walked over to the Poker Podium. While at the podium speaking with Poker Management and another Patron who had been seated at Table #28, (seat #1), identified as Jourdan Grate, Grate and **PERRY** got into an argument, and **PERRY** was observed reaching into his right pants pocket and retrieving what appeared to be small pair of scissors. When approached by Management and Security, **PERRY** was uncooperative, and the police were called **(EXHIBIT #2).**

Upon Surveillance, Security, and this Investigator's video review, it appeared that no theft of chips had occurred, therefore, **PERRY'S** allegation was unfounded. As a result of the incident, **PERRY** was Lifetime excluded from the facility by management however, he was not issued a formal trespass warning by the Hallandale Beach Police due to leaving the facility prior to Police arrival **(EXHIBIT #3).**

On January 25, 2025, **PERRY** returned to the facility and was issued a formal Trespass Warning by the Police and once again advised that he is permanently excluded from the facility.

Due to **PERRY's** conduct in the facility and his possession of a weapon, he should be considered for Statewide exclusion.

Status: Case closed by Investigations and file forwarded to Legal for review.

CONTINUATION

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THE BIG EASY CASINO

The Big Easy Casino
831 N Federal Hwy, Hallandale Beach, FL 33009
www.thebigeasycasino.com

SUR-25-0063 - Trespass - Temporary - Start Time 01/13/2025 07:48

Author: Nathan Kern
Report Number: SUR-25-0063
Start Time: 01/13/2025 07:48
End Time: 01/13/2025 08:56
Report Group: Surveillance Reports
Report Type: Trespass - Temporary
Note: Guest Willie Perry claimed another guest stole his chips at table 28- reported to had pulled a weapon
Reported: 01/12/2025 14:50
Occurred: 01/12/2025 14:48
General Location: 1st Floor
Secondary Location: Gaming Floor
Specific Location: Poker Room

Narrative: On Sunday, January 12, 2025, at approximately 14:50 HRS, Poker Room Floor Rep. Christian Guerrier reported that an incident had occurred on table #28 between the guests in seats #2 and 3. Guerrier stated, that the guest in seat #3, identified by Players Card # as Willie Perry, had claimed that the guest in seat #2, identified by PC as Yvan Hillaire, had stolen his chips at the table. Guerrier also stated that Hillaire claimed that during the dispute over the chips, Mr. Perry had taken a knife out of his pocket to threaten him. Guerrier requested Surveillance to review the footage of the incident to validate the report.

Footage review showed the following:

At approximately 14;40 HRS, both guests were observed playing at table #28. At approximately 14:47 HRS, Mr. Perry was observed leaving the table to look at a TV near table #25. At approximately 14:48 HRS, Mr. Perry returned to his seat, and was observed looking at his chips. He then called over Guerrier and pointed at Mr. Hillaire. Then, Mr. Perry appeared to pull out a small object from his right jacket pocket, and held it in his right hand slightly behind his back. Visual of the object is limited at this time. Mr. Perry and Mr. Hillaire then appeared to exchange words at the table. At approximately 14:49 HRS, Guerrier approached the table and spoke to both guests. At approximately 14:50 HRS, Guerrier walked away from the table, leaving Mr. Perry and Mr. Hillaire at table #28. Guerrier then notified Surveillance of what had occurred as Mr. Perry walked away from the table to place bets at the SAM machine near the Poker Cage.

During the call with Guerrier, visual was obtained of Mr. Perry. Visual was maintained of Mr. Perry while footage review was being conducted.

At approximately 14:52 HRS, Mr. Perry approached the Poker Podium. Present at the podium were Guerrier, Poker Room Shift Manager Tammy Stiles, and Floor Rep Brian Rodriguez. Also Present were Mr. Hillaire, and a guest from table #28 seat #1 identified as Jourdan Grate. At this time, Mr. Perry was observed reaching into his right pant pocket, and removing an object, while speaking to Mr. Grate. At this time, a visual was obtained of the object, appearing to be small scissors. HBPD was then notified by this writer. Security was also notified by Surveillance. At approximately 14:53 HRS, Mr. Grate walked away from the Podium and Mr. Perry remained at the location. Security Supervisors April Leamey and Crystal Gardner arrived at the location at approximately 14:54 HRS. Visual was maintained of Mr. Perry as he collected his chips and cashed out. Mr. Perry would exit the casino at the north entrance at approximately 14:58 HRS, and depart property at Pembroke Rd. HBPD did not arrive on property before his departure at approximately 15:00 HRS.

The footage of the incident has been archived. There is nothing further to report at this time.

Linked Reports: **SUR-25-0066**

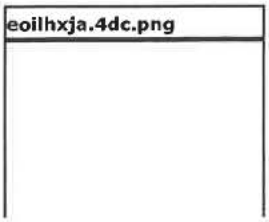

EXHIBIT # 1
PAGE # 1

THE BIG EASY CASINO

The Big Easy Casino
831 N Federal Hwy, Hallandale Beach, FL 33009
www.thebigeasycasino.com

SEC-25-0029 - Incident - Other - Start Time 01/13/2025 10:18

Author: April Leamey
Report Number: SEC-25-0029
Start Time: 01/13/2025 10:18
End Time: 01/13/2025 10:50
Report Group: Security Reports
Report Type: Incident - Other
Reported: 01/12/2025 14:40
Occurred: 01/12/2025 15:03
General Location: 1st Floor
Secondary Location: Gaming Floor
Specific Location: Poker Room

Narrative: On Sunday, January 12, 2025, at approximately 1450 hrs., surveillance department notified security management that a poker guest, an unidentified b/m wearing a black jacket with a blue Bandana covering below his nose, with a walking stick/cane, was standing by the poker podium and carrying a sharp object possibly a pair scissors. Surveillance informed this writer that HBPD has been already notified about incident.

Upon arrival at Poker, the b/m in question, later identified as Willie Paul Perry, was standing near the Poker Podium. This writer, along with security supervisor Crystal Gardner, approached Mr. Perry and tried to question Mr. Perry. He did not want to speak, and Mr. Perry walked away from the poker podium, proceeding to table #28 seat #4, gathered his poker chips off the table, cashed out the remaining of his winnings at the poker cage, and departed property at approximately 1500 hrs. HPD arrived on property at approximately 1505 hrs., by the south entrance.

A review was conducted, and the following was observed. At approximately 1435 hrs., Mr. Perry is seated at table # 28 seat # 3. At approximately 1447:37 hrs., Mr. Perry, gets up and walks away, towards the bar area by the tv's. At approximately 1448:27 hrs., Mr. Perry walks back to the table and appears to be furious, speaking to an unidentified poker guest at the table, sitting at seat # 2. Mr. Perry appears to be loud, calling the floor. At approximately 1450:11 hrs., poker manager Christian Guerrier arrives at table # 28 speaking with Mr. Perry, where he stated someone took some of his chips off the table. At approximately 1450:40 hrs., Mr. Perry walks towards the mutuals SAM machine placing a bet, closet to the poker cage. At approximately 1453 hrs., Mr. Perry is near the poker podium with a pair of sharp scissors in his right hand, with a closed fist and appears to be irate. At approximately 1455 hrs., Mr. Perry walks toward poker table # 28 to retrieve the remainder of his poker chips, cashes them out at the poker cage. At approximately 1457 hrs., Mr. Perry is departing through the north entrance as a valet personal takes Mr. Perry off property by the CVS gate.

Linked Reports: SEC-25-0052, SEC-24-0754

Employee

Name: Oscar Gomez
Department: Security
Position: Security Officer
Employee Num: 1432

Employee

Name: Crystal Gardner
Department: Security
Position: Security Supervisor
Employee Num: 1398

Employee

EXHIBIT # 1
PAGE # 2

Name: Christian Guerrier

Department: Card Room

Position: Poker Room Shift Manager

Employee Num: 2025

Employee

Name: April Leamey

Department: Security

Position: Security Supervisor

Employee Num: 1036

Patron

Name: Willie Paul Perry

Alias:

Race: African American

Gender: Male

Height: 6'01" Inches

DOB: [redacted]

Street Address: 3931 NW 31st ave APT 1 Lauderdale Lakes FL 33309

Players Club #: 211280

Phone #: 954-297-1175

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[redacted]				[redacted]

EXHIBIT # 1
PAGE # 3

The Big Easy Casino

831 N Federal Hwy, Hallandale Beach, FL 33009
www.thebigeasycasino.com

SEC-25-0052 - Trespass - Lifetime - Start Time 01/25/2025 17:49

Author: Marc Arcelin
Report Number: SEC-25-0052
Start Time: 01/25/2025 17:49
End Time:
Report Group: Security Reports
Report Type: Trespass - Lifetime
Note: On Saturday January 25,2024 at approximately 1600 hrs. this writer security supervisor Marc Arcelin was notified by security April Laemey of a pending lifetime guest identified as Willie Paul Perry on the second floor mutuel area
Reported: 01/25/2025 18:11
Occurred: 01/25/2025 16:17
General Location: 2nd Floor
Secondary Location: Gaming Floor 2nd
Specific Location: Simultcasting

Narrative: On Saturday, January 25,2024 at approximately 1600 hrs., this writer, security supervisor Marc Arcelin, was notified by security April Leamey of a pending lifetime guest identified as Willie Paul Perry on the second floor mutuel area. Surveillance was notified and PD was called. At approximately 1617 hrs., this writer and 3 police officers approached Mr. Perry on the south on the grandstand and issued him a lifetime banned. Mr. Perry exited the building at 1623 hrs. and departed the property at 1627 hrs. The case Number is (28-2501-02776).

Mr. Perry was involved in an incident where he was observed holding a pair of scissors in a threatening way, towards employees and another patron. (See SEC-25-0029.)

Linked Reports: SUR-25-0158, SEC-25-0029

Employee

Name: April Leamey
Department: Security
Position: Security Supervisor
Employee Num: 1036

Patron

Name: Willie Paul Perry
Alias:
Race: African American
Gender: Male
Height: 6'01" Inches
DOB: [redacted]
Street Address: 3931 NW 31st ave APT 1 Lauderdale Lakes FL 33309
Players Club #: 211280
Phone #: 954-297-1175

EXHIBIT # 1
PAGE # 4

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[redacted]

Employee

Name: Marc Arcelin

Department: Security

Position: Security Supervisor

Employee Num: 1156

EXHIBIT # 1
PAGE # 5

[redacted]

Patron

Name: Willie Paul Perry
Alias:
Race: African American
Gender: Male
Height: 6'01" Inches
DOB: [redacted]
Street Address: 3931 NW 31st ave APT 1 Lauderdale Lakes FL 33309
Players Club #: 211280
Phone #: 954-297-1175

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[redacted]

Patron

Name: Yvan Hillaire
Alias:

zmd2u501.ort.png

[redacted]

Employee

Name: Christian Guerrier
Department: Card Room
Position: Poker Room Shift Manager
Employee Num: 2025

Employee

Name: Brian Rodriguez
Department: Card Room
Position: Poker Floor Rep/ Manager
Employee Num: 2073

Employee

Name: Tammy Stiles

EXHIBIT 7
PAGE # 6

Department: Card Room

Position: Poker Dealer/Floor Rep.

Employee Num: 673

Employee

Name: Crystal Gardner

Department: Security

Position: Security Supervisor

Employee Num: 1398

Employee

Name: April Leamey

Department: Security

Position: Security Supervisor

Employee Num: 1036

EXHIBIT # 1
PAGE # 7

State of Florida
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations

PROPERTY RECEIPT

Complaint# 2025 00 5708 Date 02-03-25 Lab # _____

Item No.	Quantity	Description
1	1	(1) Thumb Drive
2	1	Willie Paul Perry
		Sissors Threat
		(2) Willie Paul Perry Returns
		and is formally Excluded

I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.	I hereby acknowledge that the above list represents all property impounded by me in the official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.
Signature	Signature – Impounding Investigator

RETURNED PROPERTY RECEIPT

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

Signature _____ Date _____

Received by: _____ Date: _____
Received by: _____ Date: _____
Received by: _____ Date: _____

Copies for: File, Transmittal, Laboratory, Property Receipt

Form FGCC 11-75 (Revised 07/22)

EXHIBIT # 2
PAGE # 1

Hallandale Beach Police Department
400 S. Federal Hwy., Hallandale Beach, FL 33009
Phone: 954-457-954-457-1411 Fax: 954-457-1665
Sonia Quiñones, Chief of Police

TRESPASS AFFIDAVIT — PERSON(S)

ZONE: 2804 CASE: 25-2501-02776 DATE: 01/25/25

OWNER/BUSINESS NAME: B.J. Restaurant

PROPERTY ADDRESS: 831 N Fed

CITY, STATE, ZIP: Hallandale Beach, FL 33009

BUSINESS PHONE: _____ HOME PHONE: _____

OWNER/MANAGER: Marc Arcelin

* MAILING ADDRESS OTHER THAN PROPERTY *

ADDRESS: _____

CITY, STATE, ZIP _____

TO WHOM IT MAY CONCERN: The above named person(s) is/are hereby designated authorized representatives, of the above business/property, and/or are empowered to warn and direct persons to leave said property.

William Ray Is hereby directed to leave the property and not return to the property. If you return to the property, you are subject to arrest for trespassing. This trespassing warning is issued by Marc Arcelin, who is the Security Manager of said property/business and is authorized to act on behalf of the above named business/property for the purpose of this affidavit, and who herein requests that HALLANDALE BEACH POLICE OFFICERS enforce said Statute or Ordinance on said property, including parking areas and curtilage thereof. This affidavit is valid UNTIL CANCELLED BY AUTHORIZED REPRESENTATIVE(S). If for any reason(s) cancellation is desired, it will be the responsibility of the affiant to notify the Hallandale Police Department and cancel their authorization.

It is also acknowledged that this agent, on the behalf of the business/property, will prosecute anyone arrested according to this document.

Marc Arcelin
AUTHORIZING AGENT'S SIGNATURE

Marc Arcelin
PRINT AUTHORIZING AGENT'S NAME

The foregoing instrument was acknowledged before me this 25 day of January, 20 25

by _____ who is personally known to me, or who

produced Florida ID as identification.

NOTARY PUBLIC

7. Discussion of Recommended Orders

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Joseph Call, Senior Attorney
Re: FGCC v. Daniel Patrick Marks
Case Number 2024-058076; Final Order
Date: September 3, 2025

Executive Summary

The Division of Pari-Mutuel Wagering requests the Commission to adopt the hearing officer's recommended order recommending permanent exclusion of Respondent ("Respondent") from all pari-mutuel and slot facilities in the state of Florida. The Division served Respondent with an administrative complaint, seeking Respondent's exclusion from all pari-mutuel and slot facilities in Florida. Respondent requested an informal hearing, which was held on Thursday, July 10, 2025. Following the hearing, the hearing officer recommended permanent exclusion from all pari-mutuel and slot machine facilities. Therefore, the Florida Gaming Control Commission should enter a final order excluding Respondent from all pari-mutuel and slot facilities in the state of Florida.

Background

On July 20, 2024, Respondent was a patron of Gretna Racing, LLC d/b/a Magic City Casino.[1] Respondent was excluded on July 22, 2024.

Based on his exclusion from Magic City Casino, the Division served Respondent with an administrative complaint seeking his exclusion from all pari-mutuel and slot facilities in the state of Florida. Respondent requested an informal hearing pursuant to 120.57(2), Florida Statutes, which was held on July 10, 2025. The hearing officer issued their recommended order on September 3, 2025, recommending permanent exclusion from all pari-mutuel facilities and all facilities of a slot machine licensee.

Analysis

[1] Gretna Racing, LLC is operated by a pari-mutuel wagering permitholder that also possesses a slot machine and cardroom license.

Respondent can be excluded from all pari-mutuel and slot machine facilities in this state. Section 550.0251(6), Florida Statutes, provides, in relevant part, that "[t]he Commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state." Likewise, section 551.112, Florida Statutes, provides, in relevant part "[t]he Commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state." Magic City Casino is both a pari-mutuel facility and slot machine licensee in this state, and Respondent was ejected from it. Accordingly, by law, Respondent can be excluded from all pari-mutuel and slot machine facilities in this state. Therefore, the Florida Gaming Control Commission may enter a final order adopting the hearing officer's recommended order and excluding Respondent from all pari-mutuel and slot machine facilities in this state.

Staff Recommendation: The Florida Gaming Control Commission should enter a final order adopting the hearing officer's recommended order in case number 2024-058076.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 9/03/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

FGCC Case No.: 2024-058076

v.

DANIEL PATRICK MARKS,

Respondent.
_____/

HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Renee Harkins, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on July 10, 2025, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of the Commission's Administrative Complaint filed against Daniel Marks, ("Respondent"), in FGCC Case Number 2024-058076 ("Administrative Complaint"). The Commission was represented by Justin Hundersmarck, Senior Attorney, and the hearing was held via video conference.

PROCEDURAL HISTORY

1. On or about April 22, 2025, the Commission filed an Administrative Complaint against Respondent, alleging that Respondent was a patron of and was ejected and excluded from Gretna Racing, LLC, d/b/a Magic City Casino ("Magic City Casino"). The Administrative Complaint sought to exclude Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida due to Respondent's ejection and exclusion from Magic City Casino on or about July 22, 2024.

2. On or about May 15, 2025, the Commission received an Election of Rights form from Respondent requesting a telephonic hearing in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes.

3. An informal hearing was scheduled for July 10, 2025.

The July 10th, 2025 Informal Hearing

4. At the informal hearing held on July 10th, 2025, the Commission presented the issues raised in its Administrative Complaint. The Hearing Officer granted the Commission's motion to accept the Findings of Fact in the Administrative Complaint as the undisputed facts in the case and admitted the investigative packet into the record.

5. The investigative packet that was admitted into the record contained an Investigative Report detailing the activity that led to the permanent ejection and exclusion of Respondent from Magic City Casino.

6. The investigative report alleged that while seated during card play at a table, Respondent and four other patrons knowingly engaged in behavior that attempted to manipulate the game.

7. On or about July 20, 2024, Respondent was a patron at two separate casinos where he placed bets at card tables. Both casinos objected to Respondent's card play betting actions and verbally warned Respondent to cease the observed behavior with the four other patrons seated at the card table.

8. One of the casinos, Magic City Casino, chose to permanently exclude Respondent on or about July 22, 2024.

9. The other casino chose to refuse further card room play from Respondent should he return, as he refused to provide his identification while a patron.

10. At the informal hearing, Respondent testified that the betting technique (Advantage Play) he employed with the other patrons at the table is not illegal and does not subject him to exclusion. Respondent also stated that to further exclude him from licensed pari-mutuel wagering facilities and any facility of a slot machine licensee is too harsh a penalty.

FINDINGS OF FACT

11. At all times material hereto, Magic City Casino was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering, cardroom operations, and slot operations in the State of Florida.

12. On or about July 20, 2024, Respondent was a patron of Magic City Casino.

13. On or about July 22, 2024, Respondent was ejected and permanently excluded from Magic City Casino for engaging in betting behavior that the casino found disruptive to its facility, and on the same day, left another casino after being cautioned for his betting activity and refusing to provide identification.

CONCLUSIONS OF LAW

14. The Hearing Officer has jurisdiction over this matter and the parties pursuant to section 120.57(2), Florida Statutes.

15. The Commission has jurisdiction over this matter pursuant to chapters 550, 551, and 849, Florida Statutes.

16. Section 550.0251(6), Florida Statutes, provides:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by

> the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state. The commission may authorize any person who has been ejected or excluded from pari-mutuel facilities in this state or another state to attend the pari-mutuel facilities in this state upon a finding that the attendance of such person at pari-mutuel facilities would not be adverse to the public interest or to the integrity of the sport or industry; however, this subsection shall not be construed to abrogate the common-law right of a pari-mutuel permitholder to exclude absolutely a patron in this state.

(Emphasis added.)

17. Section 551.112, Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis added.)

18. Pursuant to the statutes, Respondent's ejection and exclusion from one facility is enough to trigger an exclusion of the person from all pari-mutuel facilities in the State of Florida.

19. Respondent is subject to permanent exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida based on Respondent's ejection and permanent exclusion from Magic City Casino on or about July 22, 2024.

20. Respondent affirmatively asserts that he should be authorized to attend pari-mutuel facilities in the state because his attendance will not be adverse to the public interest or to the

integrity of the sport or industry. The standard of proof with respect to this issue is the preponderance of the evidence (section 120.57(1)(j), Florida Statutes). Respondent has not demonstrated, by a preponderance of the evidence, that his attendance at pari-mutuel facilities in the state would not be adverse to the public interest or the integrity of the sport or industry. Therefore, it is concluded that Petitioner ("Commission") is entitled to exclude Respondent.

21. Respondent's testimony neither mitigates that Respondent was ejected and excluded from Magic City Casino nor precludes the Commission from permanently excluding Respondent from all licensed pari-mutuel facilities in the State of Florida.

22. There is competent, substantial evidence to support the conclusions of law.

RECOMMENDED ORDER

Based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Florida Gaming Control Commission issue an Order permanently excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida.

This Hearing Officer's Recommended Order in FGCC Case Number 2024-058076 is submitted this 2nd day of September 2025.

Renee Harkins

Renee Harkins, Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify that this 3RD day of SEPTEMBER 2025, that a true copy of the foregoing "Hearing Officer's Recommended Order" has been provided by email to:

Daniel Patrick Marks
6166 Stevenson Drive, Unit 309
Orlando, Florida 32835
Daniel0marks@gmail.com

Justin Hundersmarck
Counsel for Petitioner
Justin.Hundersmarck@flgaming.gov

CLERK OF THE COMMISSION
Florida Gaming Control Commission

MARKS, DANIEL PATRICK
Case No. 2024-058076
Informal Hearing Packet

Documents Included in Case File

Exhibit 1..... Notice of Hearing

Exhibit 2..... Election of Rights

Exhibit 3…..... Administrative Complaint

Exhibit 4..... Report of Investigation

May 27, 2025

Daniel Patrick Marks
6166 Stevenson Dr, Unit 309
Orlando, Florida 32835
Daniel0marks0@gmail.com

RE: FGCC v. Daniel Patrick Marks
Case No.: 2024-058076

Enclosed please find a Notice of Hearing for the informal hearing that has been scheduled in the above-referenced case. **Your hearing is scheduled to be heard on Thursday, July 10, 2025, between 10:00 AM and 3:00 PM (Eastern Time).** Please read the Notice of Hearing for more details about the date, time, location and instructions for the hearing. A copy of the Commission's case file has been mailed to your address of record. Please ensure that you have this case file available during the hearing, as you may need to refer to it throughout the hearing.

You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Renee.Harkins@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

Please note: If you choose not to attend the hearing in person or by video conference, we will be conducting the hearing telephonically; you will be contacted **between 10:00 AM and 3:00 PM (EST) at the following number: (813)-453-5827.** Please contact me as soon as possible to notify me of a correct number at which to reach you. Failure to answer the telephone, promptly return a missed call, or hold an open line will result in the hearing proceeding without you.

Below please find information about the informal hearing process:

1. The Informal Hearing is held on the date and time noted in the Notice of Hearing.
2. A Final Order will be issued within approximately 90 days after the date of the hearing. The Final Order is the **final** agency action and will describe the resolution of your case.

Should you have any questions or need any assistance, please feel free to contact me via telephone or email at 850-794-8071 or Maya.Jones@flgaming.gov.

Sincerely,

/s/ *Maya Jones*
Maya Jones
Administrative Assistant II
(850) 794-8071

Enclosures: Notice of Hearing and Case File

EXHIBIT
1

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v. FGCC Case No..: 2024-058076

DANIEL PATRICK MARKS

Respondent.
_____/

NOTICE OF TELEPHONIC HEARING

TO: DANIEL PATRICK MARKS
6166 STEVENSON DR, UNIT 309
ORLANDO, FLORIDA 32835
DANIEL0MARKS0@GMAIL.COM

YOU ARE HEREBY NOTIFIED that the Commission's designated Hearing Officer will conduct a hearing in this matter, pursuant to Section 120.57(2), Florida Statutes. If you wish to present oral or written evidence, you must attend the hearing. The hearing is scheduled for **Thursday, July 10, 2025 The Hearing Officer will call you at (813) 453-5827 sometime between 10:00 AM – 3:00 PM (EST)**. Please be available to take the Hearing Officer's call. Failure to answer the telephone, promptly return a voicemail, or hold an open line may result in the hearing proceeding without you.

You may elect to attend the hearing in person or by video conference. If you wish to do so, you must contact the Commission by email at Maya.Jones@flgaming.gov or telephone at (850) 794-8071, at least seven (7) days prior to your hearing date. If you do not elect to attend by video conference or in person, the hearing will automatically be held by telephone only. You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call

at the hearing should be emailed to Renee.Harkins@flgaming.gov, and Justin.Hundersmarck@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

If you cannot attend the hearing and wish to request a continuance for good cause, you must notify the Hearing Officer at Renee.Harkins@flgaming.gov and Opposing Counsel at Justin.Hundersmarck@flgaming.gov at least five (5) days prior to your hearing date. Continuance requests made within five (5) days of the hearing can only be granted for emergencies.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to: the above-named parties via certified mail, on this 27th day of May, 2025.

By: /s/ *Maya Jones*

Maya Jones
Administrative Assistant II
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Telephone: (850) 794-8071
Facsimile: (850) 536-8709
Maya.Jones@flgaming.gov

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Ebonie Lanier at (850) 794-8072. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

EXHIBIT
2

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 5/15/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. DANIEL PATRICK MARKS **CASE NO.: 2024-058076**

ELECTION OF RIGHTS

Please read the Administrative Complaint before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Administrative Complaint.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Administrative Complaint, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Administrative Complaint.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) ☑ **I do not dispute the allegations** of material fact in the Administrative Complaint and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

Option Two (2) ☐ **I do dispute the allegations** of material fact in the Administrative Complaint and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). **I specifically dispute the following facts in the Administrative Complaint** (attach extra pages or write on the back if needed):

_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, a Final Order will be issued that adopts the allegations of fact and conclusions of law alleged in the Administrative Complaint and imposes the Commission action set forth in the Administrative Complaint.

THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

Daniel Marks	Levi Moreno
PRINTED NAME	ATTORNEY OR QUALIFIED REPRESENTATIVE
6166 Stevenson Dr. Unit 309	628 E 28th St.
Street Address	Street Address (where service shall be made)
Orlando FL 32835	Houston Tx 77008
City State Zip	City State Zip
813-453-5827	512-699-1485
Telephone Number Facsimile Number (if any)	Telephone Number Facsimile Number (if any)
danielmarks0@gmail.com	itslevi@gmail.com
E-mail	E-mail
Daniel Marks	
SIGNATURE	

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6166 Stevenson Dr. Orlando, FL 32835

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Florida Gaming Control Commission
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Tallahassee, FL

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EXHIBIT
3

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 4/22/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v.

FGCC Case No.: 2024-058076

DANIEL PATRICK MARKS,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Daniel Patrick Marks ("Respondent"), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel, slot machine, and cardroom operations pursuant to chapters 550, 551, and 849, Florida Statutes.

2. At all times material hereto, Respondent's address was reported 6125 Avocetridge Drive, Lithia, Florida 33547-4845.

3. At all times material hereto, Gretna Racing, LLC d/b/a/ Magic City Casino was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering, cardroom operations, and slot operations in the state of Florida.

4. On or about July 20, 2024, Respondent was a patron of Magic City Casino.

5. On or about July 22, 2024, Respondent was ejected and permanently excluded from Location.

6. Section 550.0251(6), Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis added).

7. Section 551.112, Florida Statutes, provides:

> In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis added).

8. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida under sections 550.0251(6) and 551.112, Florida Statutes, based on his ejection from Magic City Casino on or about July 22, 2024.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida, in accordance with sections 550.0251(6)

and 551.112, along with any other remedy provided by chapter 550 and 551, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2024-058076 is signed this 15th day of April 2025.

/s/ Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
Florida Bar Number: 1039038
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Phone: (850) 794-8063
Fax: +1 (850) 536-8709
Primary: Justin.Hundersmarck@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

EXHIBIT 4

FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update | Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **cstubbs1**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1098 - Unlicensed Complaints**			Status	**90 Closed**	Status Date	**01/30/2025**
Complaint #	**2024058076**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**MARKS, DANIEL PATRICK**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	**1**
Class'n	**V-C - Cardroom Violations**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**07/20/2024**
Region	**SR - Southern Region**	Received	**10/08/2024**
Reference	**75-11.005; 550.0251**		
Entered	**10/08/2024**	Entered By	**cstubbs1**
Summary	**155 - WEST FLAGLER ASSOCIATES, LTD - Prohibitions; Powers and duties of the Florida Gaming Control Commission - On July 20, 2024, Daniel Patrick MARKS, a patron at Magic City Casino, entered with James Wadzinski, Levi Moreno, Trevor Flanagan and one unidentified male. The facility suspected the five males of cheating by colluding with each other while playing High Card Flush. Magic City Casino has permanently excluded Mr. MARKS from the facility and is requesting that he be placed on the State Exclusion list.**		
Updated	**01/31/2025 07:51:50**	By	**cstubbs1**

☐ Parties ☑ Activities
☑ Allegations ☐ Discipline
☐ Violations ☐ Compliance
☐ Related ☑ Disposition
☐ Inspection
☐ Costs
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Florida Gaming Control Commission

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Ross Marshman, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**SOUTHERN**	**August 1, 2024**	**2024 05 8076**

Respondent:	Complainant:
MARKS, DANIEL PATRICK **6125 AVOCETRIDGE DR.** **LITHIA, FLORIDA 33547-4846**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BLVD. SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # and Type:	Profession:	Report Date:
N/A / 1098	**UNKNOWN / PATRON**	**January 2, 2025**

Period of Investigation:	Type of Report:
July 25, 2024 TO November 4, 2024	**FINAL**

Alleged Violation: Rule 75-11.005 (4) No person shall, either directly or indirectly:
(a) Employ or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator.
(b) Engage in any act, practice, or course of operation that would constitute a fraud or deceit upon any participant in a game or the cardroom operator.
(c) Engage in any act, practice, or course of operation with the intent of cheating any participant or the cardroom operator.
(F.S.S. 550.0251 (6) Powers and duties of the Florida Gaming Control Commission –
(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

Synopsis: On July 20, 2024, Daniel **MARKS**, and four other Patrons, James Wadzinski, Levi Moreno, Trevor Flanagan and Andrew Tumlin, were all are suspected of cheating by colluding with each other while playing Poker (High Card Flush) at the Magic City Casino. As a result, all have been placed on the facility's BOLO list to be permanently excluded from the facility. **(See related cases below)**

Related Case(s): 2024-05-8104, 2024-05-8132, 2024-05-8143, 2024-06-7234

Investigations Specialist II / Date	Investigations Manager / Date:
Traci Sloan / January 2, 2025	Tyrell D. Smith / January 6, 2025

Chief of Investigations / Date

Bradford D. Jones / January 30, 2025

On July 25, 2024, while on a routine facility visit at Calder Casino I was advised of an incident in the cardroom with potential card counters. I reviewed surveillance footage with Calder Compliance Director Iliana Velazquez, Card Room Manager Ralph Brandt, Surveillance Director Favio Munoz, and Surveillance Supervisor Michael Urena. Velazquez stated that the patrons would not be excluded from the facility based on their actions but would be refused card room play if they returned. The players won approximately $46,000 while playing in the cardroom **(EXHIBIT #3 - PAGE #8).**

In viewing the surveillance footage, the following behaviors were observed:

1. The subjects occupied every space at the table (I Luv Suits).
2. The Dealer overheard the players making random comments containing numbers.
3. Andrew Tumlin would manipulate a small Rubiks Cube and place on the felt during each hand.
4. The subject players showed and discussed their hands with each other.
5. Levi Moreno appeared to document winnings on tablet.
6. Large sums of money to bet. Buy in- $2,600 **(EXHIBIT #2 - PAGE #16)**
7. Levi Moreno and James Wadzinski placed the highest bets while Andrew Tumlin, Daniel **MARKS** and Trevor Flanagan placed minimal bets.

On July 26, 2024, Iliana Velazquez notified me by email that this same group had played at Magic City for approximately an hour prior to coming to Calder and was asked to leave, per management. The email had a picture attached verifying that it was the same group of players **(EXHIBIT #3 - PAGES 1-4)**

On July 29, 2024, I spoke with Iliana Zamora (Magic City Card Room Manager) via phone, and she stated the subject patrons played High Card Flush[1] on Saturday, July 20, 2024, at approximately 3:00 pm and stayed for 45 minutes to an hour. She stated she noticed when they entered the card room but what drew her attention to them was the way they were betting. She then proceeded to the table where they were playing to monitor what was going on and observed them colluding by showing their hands to each other.

She advised them that showing hands was not allowed. One of them stated, 'Oh this is not allowed," while still showing his hand to another player. They then began discussing their hands with each other and taking an excessively long time to make a wager all while placing maximum bets. She stated she then issued them a warning. She stated that everyone except for one player placed maximum bets while acting as if they did not know how to play the game. They continued discussing their hands and she told them she was calling security. Daniel **MARKS** stated that he was going to cut his losses, at which point they all began to leave. She stated they would have been excluded immediately but they refused to provide identification.

[1] ***High Card Flush is played with a standard 52-card deck of playing cards. Each player is dealt seven cards. By occupying six seats at a seven-seat table, players that are colluding have access to 42 of the 52 cards creating what is known as advantage play. This could create a 7.3% edge over the house.*** https://www.888casino.com/blog/novelty-games/high-card-flush-collusion

On July 30th, 2024, I presented Magic City Compliance Officer, Stefen Sloane with the identification for four of the patrons that had been identified at Calder Race Course. I also received an email from FGCC Investigator Jose Molina that he had received from the Magic City Casino notifying him of the incident and of their intent to exclude **(EXHIBIT #3 - PAGES 5-6).**

On August 1, 2024, Compliance Officer Stefen Sloane provided this Investigator with an E-mail stating that the four identified patrons were to be excluded from Magic City Casino for suspicious activity. There was no apparent loss to the Designated Player. Relevant video was saved by surveillance **(EXHIBIT #3 - PAGE #12)** The following was observed on the video:

At 1248 hours, table #6 was opened. Andrew Tumlin sat at seat #1 (and also played seat #2), Daniel **MARKS** seat #3, Trevor Flanagan seat #4, James Wadzinski seat #5 and Levi Moreno at seat #6.

Andrew Tumlin's buy-in was $400. Daniel **MARKS**' buy-in was $300. Trevor Flanagan's buy-in was $300. James Wadzinski's buy-in was $400 and Levi Moreno's buy-in was $1,000. Total initial buy-in was $2,400.

Behaviors identical to what was observed at Calder Race Course were also observed, such as:

1. The subjects occupied every space at the table seated in the same positions (High Card Flush).
2. Andrew Tumlin would manipulate a Rubiks Cube and place on the felt during each hand.
3. Players showed discussed their hands with each other.
4. Large sums of money available to bet. Buy in- $2,400
5. Levi Moreno and James Wadzinski placed the highest bets while Andrew Tumlin, Daniel **MARKS** and Trevor Flanagan placed minimal bets.

At 1342 hours, Zamora told Dealer Carlos Prieto to tell the players that they could not show their hands to each other, and they needed to lower their hands, but they ignored the request **(EXHIBIT #2 - VIDEO 17).**

At 1350 hours, Shift Manager Sonia Panduro warns players to hold cards where they cannot be seen by each other **(EXHIBIT #2 - VIDEO 18).**

At 1355 hours, Zamora speaks with James Wadzinski and Levi Moreno about showing and discussing their hands with each other **(EXHIBIT #2 - VIDEO 19).**

At 1401 hours, Zamora speaks to Daniel **MARKS** about turning his cards down and threatens to call security at which time (according to Zamora) he stated that he was going to cut his losses **(EXHIBIT #2 - VIDEO 20).**

At 1407 hours, Trevor Flanagan left the table followed by Daniel Marks and Andrew Tumlin. James Wadzinski and Levi Moreno continued to play, but drastically reduced their bets.

At 1420 hours, James Wadzinski and Levi Moreno left the table. From 1248 hours to 1420 hours, the total buy-in of all 5 players was approximately $10,100. There was no loss to the Designated Player (Cardroom Tech).

On October 28, 2024, I received an email stating that [redacted] had information relevant to this investigation **(EXHIBIT #3 - PAGE #13).**

On November 4, 2024, I spoke with [redacted] via telephone, and he identified Andrew Tumlin as the 5th player, who was initially listed as unidentified. He further stated that through his investigation, Tumlin was the mastermind behind the operation and was found on LinkedIn employed as a “Nuclear Sustaining Mechanical Engineer” in Sugarland, Texas. He stated that Moreno was the scout tasked with finding a suitable casino. He stated that at Casino Miami someone had erroneously told Moreno that they did not have this type of game (Flush Rush). Hialeah has the game but only has a table with six seats and seven is required to obtain the advantage they were seeking. [redacted] also stated that **MARKS** and Flanagan are regulars at the Orange City Racing and Card Club in Orange City, Florida. **(EXHIBIT #2 - PAGES 7-15).**

Based on the actions described, Mr. Daniel **MARKS,** (along with the other subjects) have been placed on a lookout list so that he can be formally notified of his permanent exclusion from Magic City Casino upon his return to the facility **(EXHIBIT #3 - PAGES 12-15).**

Case Status: Case closed by Investigations and forwarded to Legal for review.

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3. E-Mails ……..... 1-15

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[redacted]

Andrew Tumlin

Nuclear Sustaining Mechanical Engineer

Sugar Land, Texas, United States · Contact Info

114 followers · 113 connections

[redacted]

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Message

SLB

University of Florida

About

Hi! My name is Andrew and I am a mechanical engineer currently working at SLB on their nuclear sustaining team. I received my degree in mechanical engineering from the University of Florida and have a strong passion for robotics and controls. In my current role, I am responsible for maintaining and improving nuclear detectors, ensuring they can be safely and efficiently operated. In my spare time, I enjoy staying up to date on the latest advancements in mechanical

engineering and finding ways to apply these technologies to my work. Feel free to connect with me if you have any questions or just want to chat about engineering!

Experience

Nuclear Sustaining Mechanical Engineer

SLB

Jun 2022 - Present · 2 years 6 months

Sugar Land, Texas, United States

• Design improvements for gamma ray (GR) detectors, Helium3 (He3) detectors, pulsed neutron generators (PNG) and photomultiplier tubes (PMT) as well as test fixtures for them

• Write and perform test plans to check the capabilities of and increase the operating threshold for our nuclear products

• Collaborate with other types of engineers, such as electrical and manufacturing, to troubleshoot issues and identify solutions to mechanical problems

• Review technical documents and drawings...

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University of Florida

2 years 10 months

Team Captain for the UF ASME Student Design Competition Team

Aug 2019 - May 2022 · 2 years 10 months

Gainesville, Florida, United States

• Achieved 1st place at the Regional and International ASME E-Fest Competitions in 2018 and 2019

• Designed a mechanical system in SolidWorks that uses a scroll gear and 3 self-centering jaws to clamp an object much like a chuck does

• Led a team of 10 students to design and manufacture a robot that could create a free-standing paper tower structure by either folding, cutting, or mechanically linking paper together

• Organized meetings and maintained a schedule using Gantt Charts to...

Show more

Lead Engineering Analyst for an Autononmous Microbioreactor

Aug 2020 - Dec 2020 · 5 months

Gainesville, Florida, United States

• Performed steady state and transient heat transfer analyses using Fourier's Law and the semi-infinite solid with a constant boundary temperature approximation on well plates and conical tubes to verify desired temperatures

• Utilized Ashby plots to determine the most efficient and effective materials for the critical components of the device

• Calculated the maximum distance a laser could be positioned from the cell cultures using a Gaussian beam approximation such that an intensity of...

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Undergraduate Teaching Assistant

Aug 2019 - Dec 2020 · 1 year 5 months

Gainesville, Florida, United States

• Tutored approximately 150 students to solidify concepts learned in class and improved the students' overall abilities to complete dynamics and controls problems respectively

• Graded homework assignments and offered valuable feedback on improvements that could be made to better understand the subject

Molecular DyUndergraduate Research Fellow

Aug 2019 - May 2020 · 10 months

Gainesville, Florida Area

• Ran mechanical and thermal simulations on 2D and 3D-materials using the LAAMPS software to investigate how the materials respond to stimuli and how to maximize desirable properties

• Imposed wave-packet simulations on superlattices to study how different frequencies affect vibrations in materials

University of Florida

5 months

Design Team Member for Design and Manufacturing Lab

Jan 2019 - May 2019 · 5 months

Gainesville, Florida, United States

• Designed and constructed a robot in 13 weeks that maneuvered an obstacle course and collected a payload

• Collaborated with a team of students to modify and assemble the design based on

design down selection matrices
• Manufactured functional parts for the robot using a mill, lathe, drill press, bandsaw, and sheet metal brake

Public Relations Chair UF American Society of Mechanical Engineers

Jan 2019 - May 2019 · 5 months

Gainesville, Florida, United States

• Introduced and created a Slack workspace that improved the effectiveness of communication throughout the organization
• Controlled all other social media and communication platforms and sent monthly updates regarding meeting days, workshops, socials, etc.

Education

University of Florida

Master's of Science · Mechanical Engineering · 3.95

2021 - 2022

University of Florida

Bachelor of Science - BS · Mechanical Engineering · 3.99

2017 - 2021

Activities and Societies: UF American Society of Mechanical Engineers (ASME), UF Student Design Competition (SDC), UF University Math Society (UMS), Phi Kappa Phi

Honors & Awards

Graduate Control Systems Certificate

University of Florida Herbert Wertheim College of Engineering

May 2022

University of Florida Anderson Scholar

University of Florida

Oct 2019

Eagle Scout
Boy Scouts of America
Nov 2015

University of Florida Dean's List (2017-2020)
University of Florida

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- Get introduced
- Contact Andrew directly

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orian Russiff

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Maddux Wiersma

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CFO
Cumming, GA

Andrew Tumlin
Fire Controlman at US Navy
Cincinnati, OH

2 others named Andrew Tumlin are on LinkedIn

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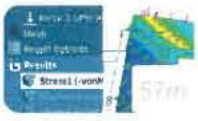
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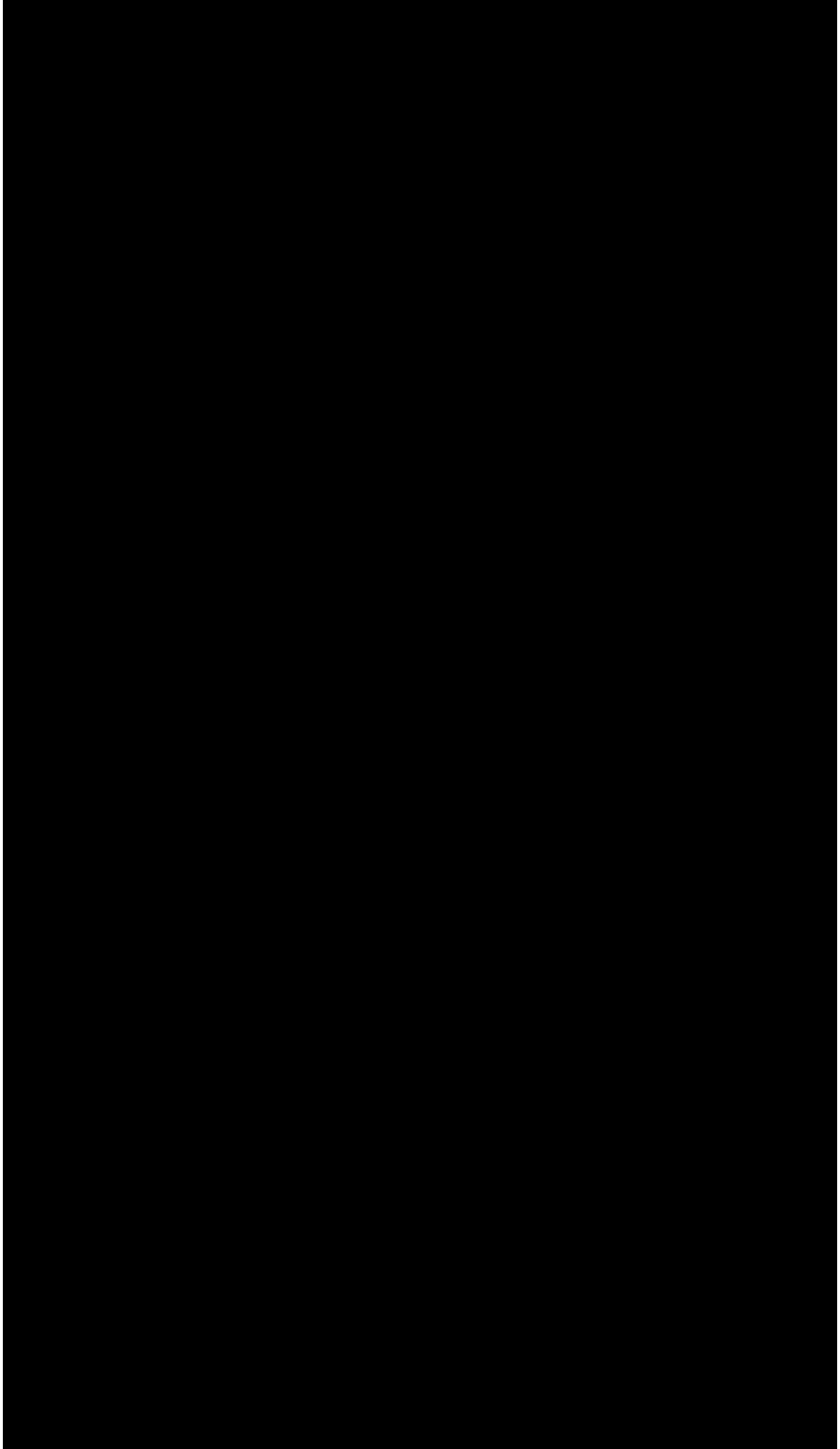

u R por

Trak R por a R a ag ys V rs o
2023.3.3.12701

ncident Number:k N20240003905k
Date/Time Occurred:k 07/22/2024 4:48:07 Pk
Day of Wk :k ondayk
d by:k igarciak

Pr y ar a **Pr O 09/30/2024 a 2 2 3 PM**

u R por **2024000390**

a /T O urr	07/22/2024 4:48:07 Pk	**R or r a o a par**	Securityk
ay o O urr	ondayk	**O r**	igarciak
a /T r a	07/22/2024 4:58:22 Pk	**Op ra or**	igarciak
a /T os		**Op ra or a**	
os y		**P rso**	
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a y og	DL20240027378k
Typ	B.O.L.O.k
p	Suspicious Activityk
a us	Openk
us o 3	
us o 4	

y ops

On k onday kJuly k22, k2024, k kapproximately k4:26 kPk kDirector kof kSecurity) kdvised k Security Supervisor khat kthree unidentified male guests k kto be permanently kxcluded k s per upper management for suspicious kactivity. Security Supervisor kssued a B.O.L.O k for khe kthree unidentified male guests. kf kthese guests kare seen on property, khey k k o k be escorted to the security vestibule and be permanently excluded for suspicious activity.k

arra

r a O	07/22/2024 4:48:24 Pk	**r a y**	igarciak
o O	07/22/2024 5:17:53 Pk	**o y**	igarciak

On k onday July 22, 2024, at approximately 4:26 Pk Director of Security Victor Suarez k (1793) advised Security Supervisor kn k cia that five unidentified male guests are to be k permanently excluded as per upper management for suspicious activity. S.S k cia k ssued a B.O.L.O for the five unidentified male guests. kf these guests are seen on k property, they are to be escorted to the security vestibule and be permanently excluded k for suspicious activity.k

u r

R por Par y	**up r or**

EXHIBIT 1
PAGE 3

Participants Involved:

Personnel

Full Name:	SUAREZ, VICTOR	Property:	Magic City Casino
Role:	Director Of Security,	Department:	Security
Date Of Birth:	[redacted]		

Full Name:	GARCIA, IAN LUIS	Property:	Magic City Casino
Role:	Security Supervisor,	Department:	Security
Date Of Birth:			

Subject

Full Name:	Wadzinski, James Daniel	Company:	
Role:	Guest,		
Date Of Birth:	[redacted]		
Address:	115 1ST PL, Hastings, MN, 55033, USA		
Contact Info:			

Full Name:	7/22/2024 (5), B.O.L.O	Company:	
Role:	Guest,		
Date Of Birth:			
Address:			
Contact Info:			

Full Name:	Moreno, Levi Matthew	Company:	
Role:	Guest,		
Date Of Birth:	[redacted]		
Address:	628 E 28TH ST, Houston, TX, 77008, USA		
Contact Info:			

Full Name:	Marks, Daniel Patrick	Company:	
Role:	Guest,		
Date Of Birth:	[redacted]		
Address:	6125 AVOCETRIDGE DR, Lithia, FL, 33547, USA		
Contact Info:			

Full Name:	Flanagan, Trevor David	Company:	
Role:	Guest,		

Reporting Party:

Supervisor:

Incident File Full Report

Incident File #IN20240003905

Date Of Birth: [redacted]

Address: 1605 Oak Springs PL, Lake Mary, FL, 32746, USA

Contact Info:

List of Attached Records:

Record Type	Summary	Attached By	Date Attached
Daily Log	Daily Log#: DL20240027378 - Occurred Date: 07/22/2024 4:48:07 PM - Property: Magic City Casino - Location: Security Vestibule - Topic: B.O.L.O - Synopsis: On Monday July 22, 2024, at approximately 4:26 PM Director of Security) advised Security Supervisor that three unidentified male guests are to be permanently excluded as per upper management for suspicious activity. Security Supervisor Issued a B.O.L.O for the three unidentified male guests. If these guests are seen on property, they are to be escorted to the security vestibule and be permanently excluded for suspicious activity.	igarcia	07/22/2024

Reporting Party:

Supervisor:

Media Title

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Date Attached
08/01/2024 3:02:08 PM

Attached By
hperez

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PDF

Size
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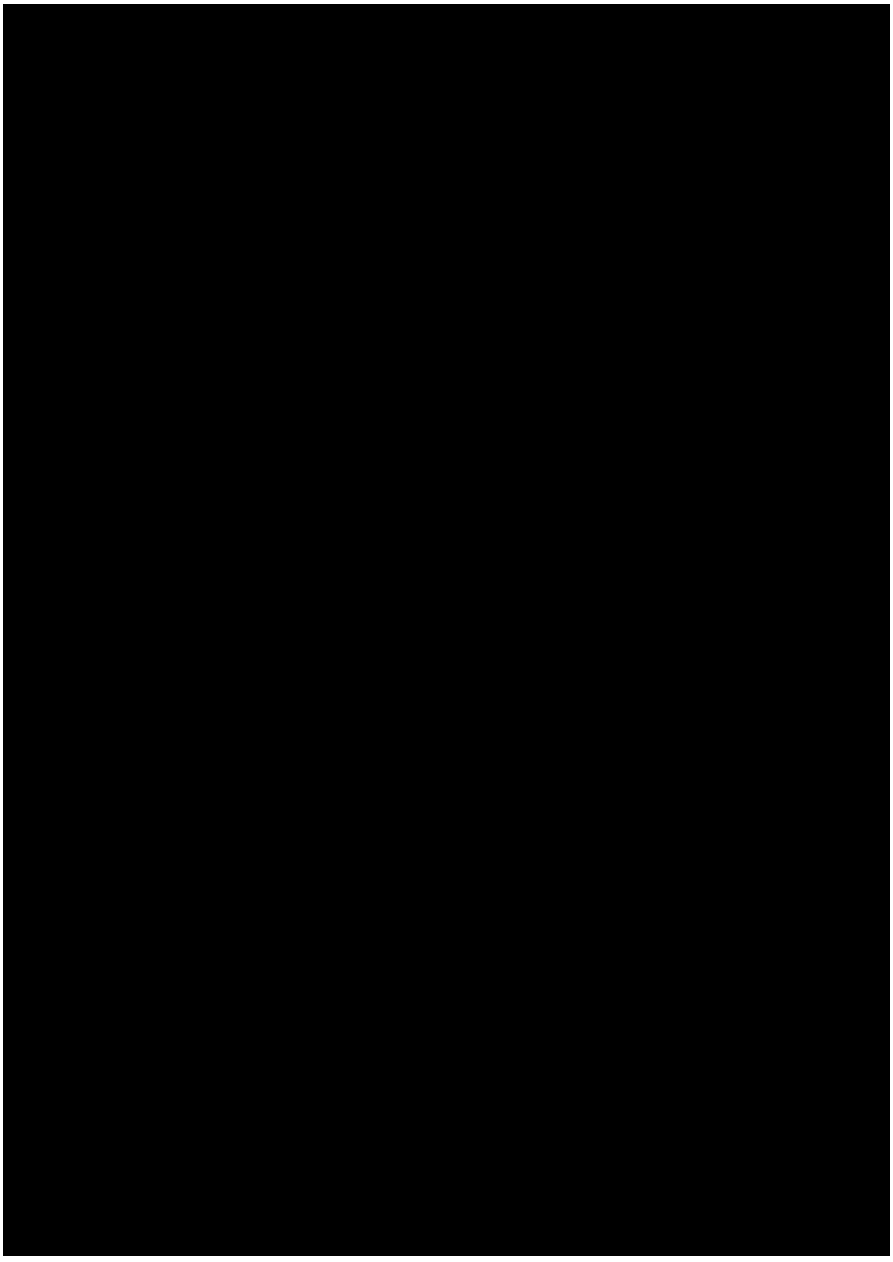

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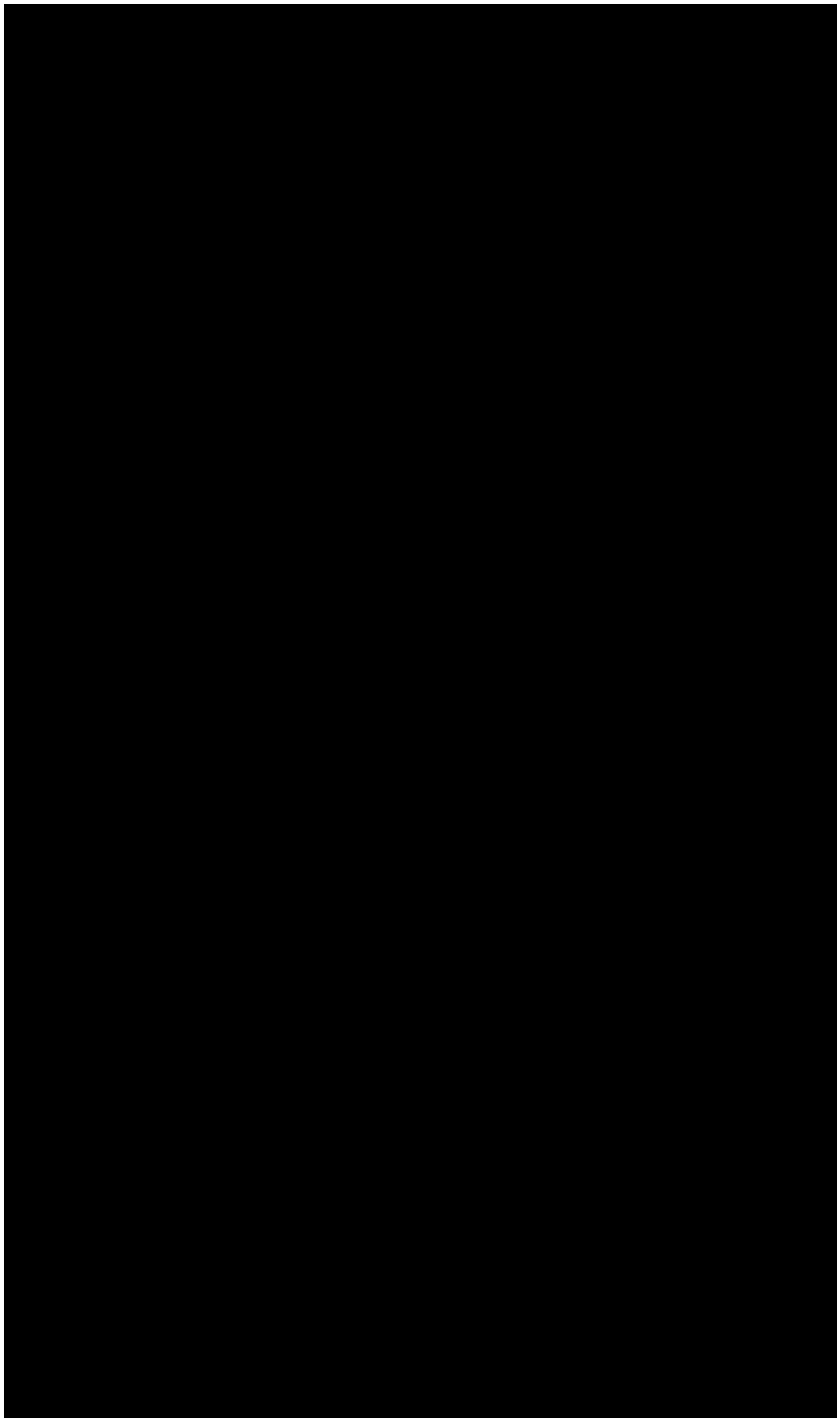

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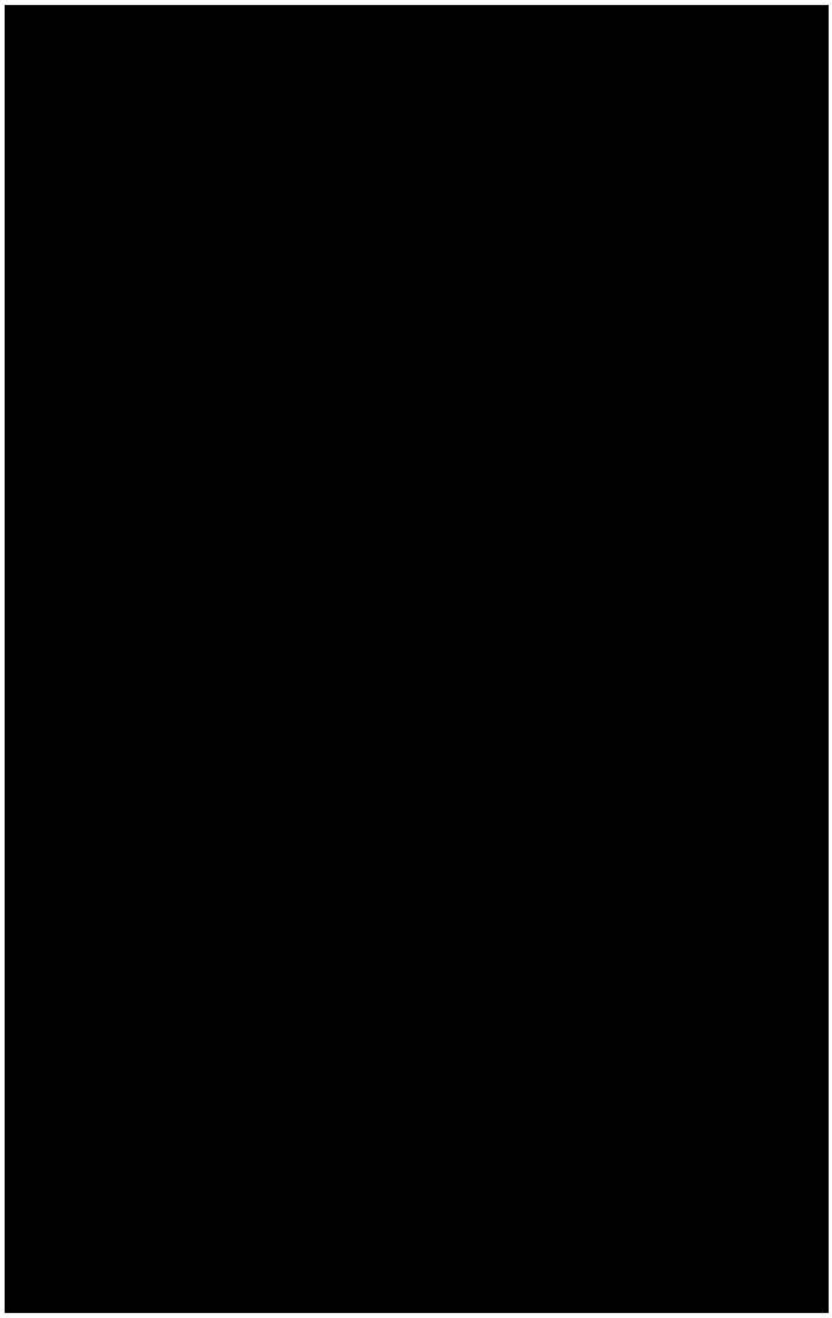

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EXHIBIT 1
PAGE 8

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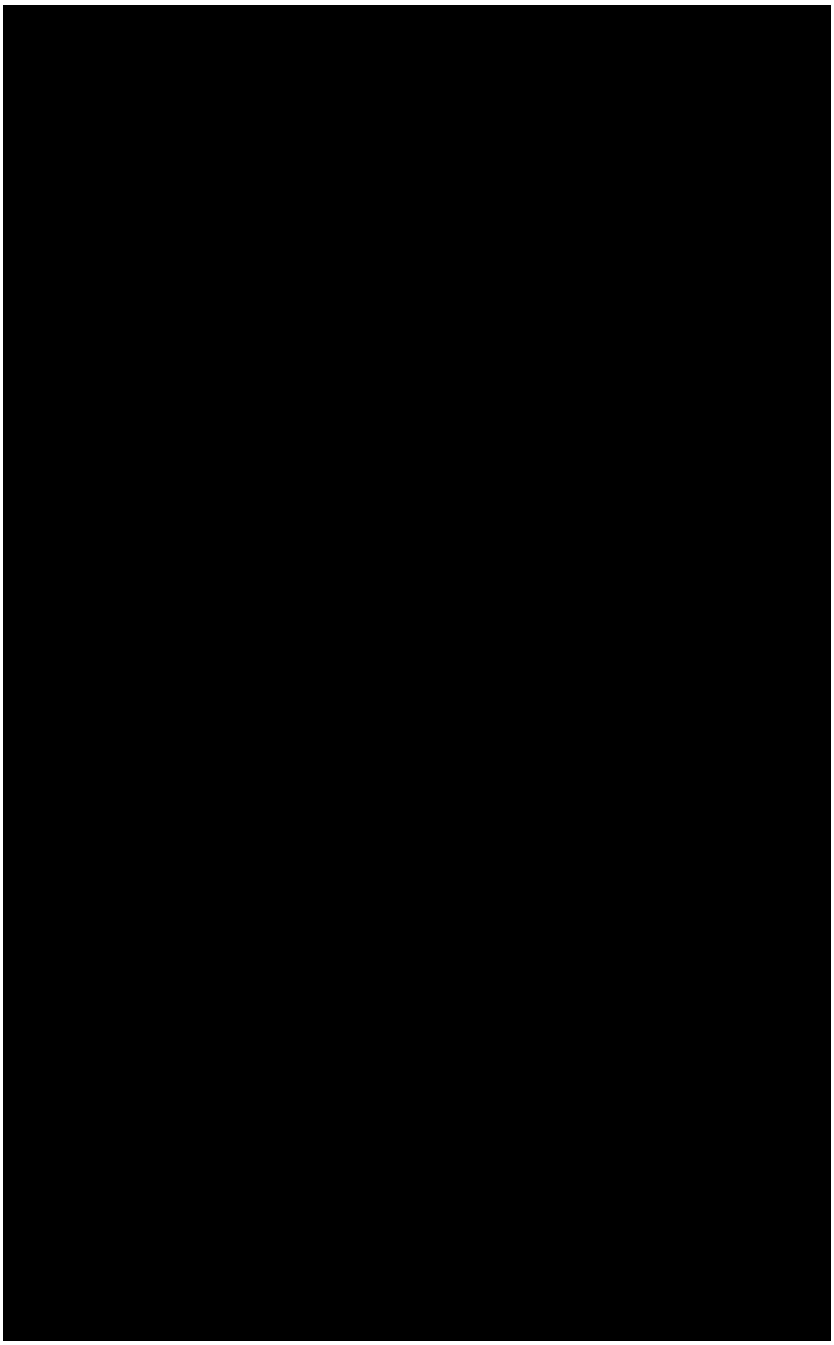

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Attached By
igarcia

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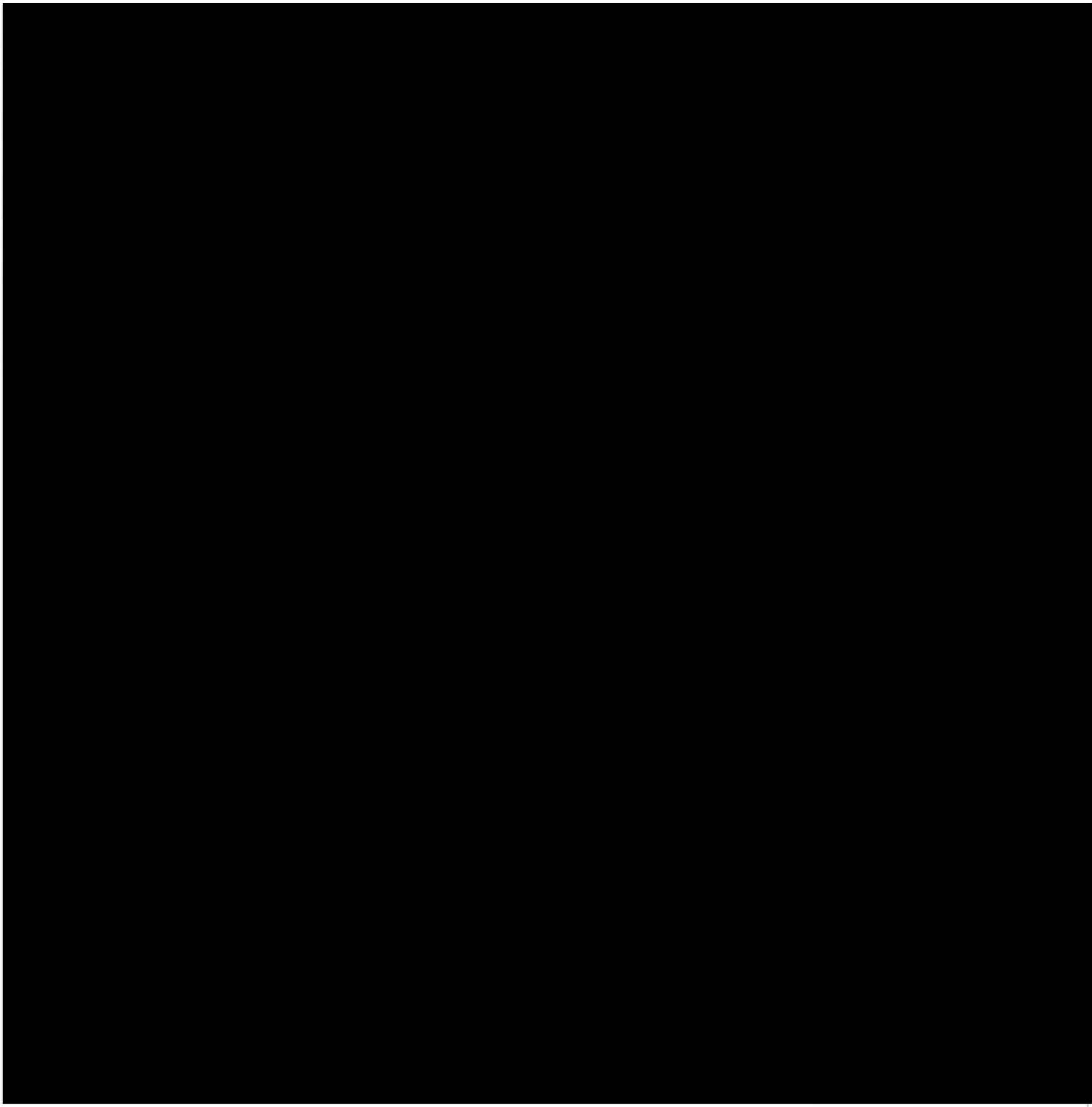

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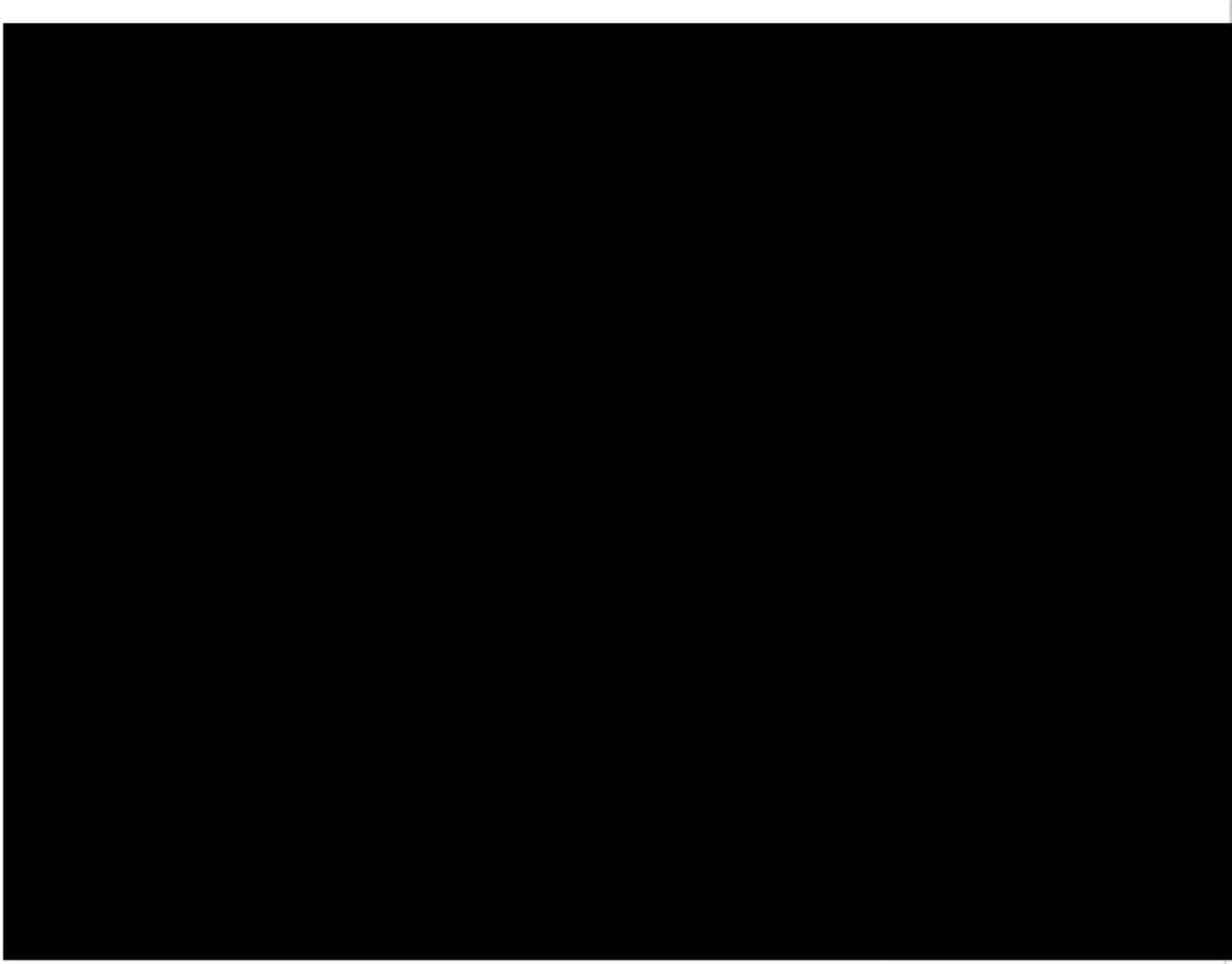

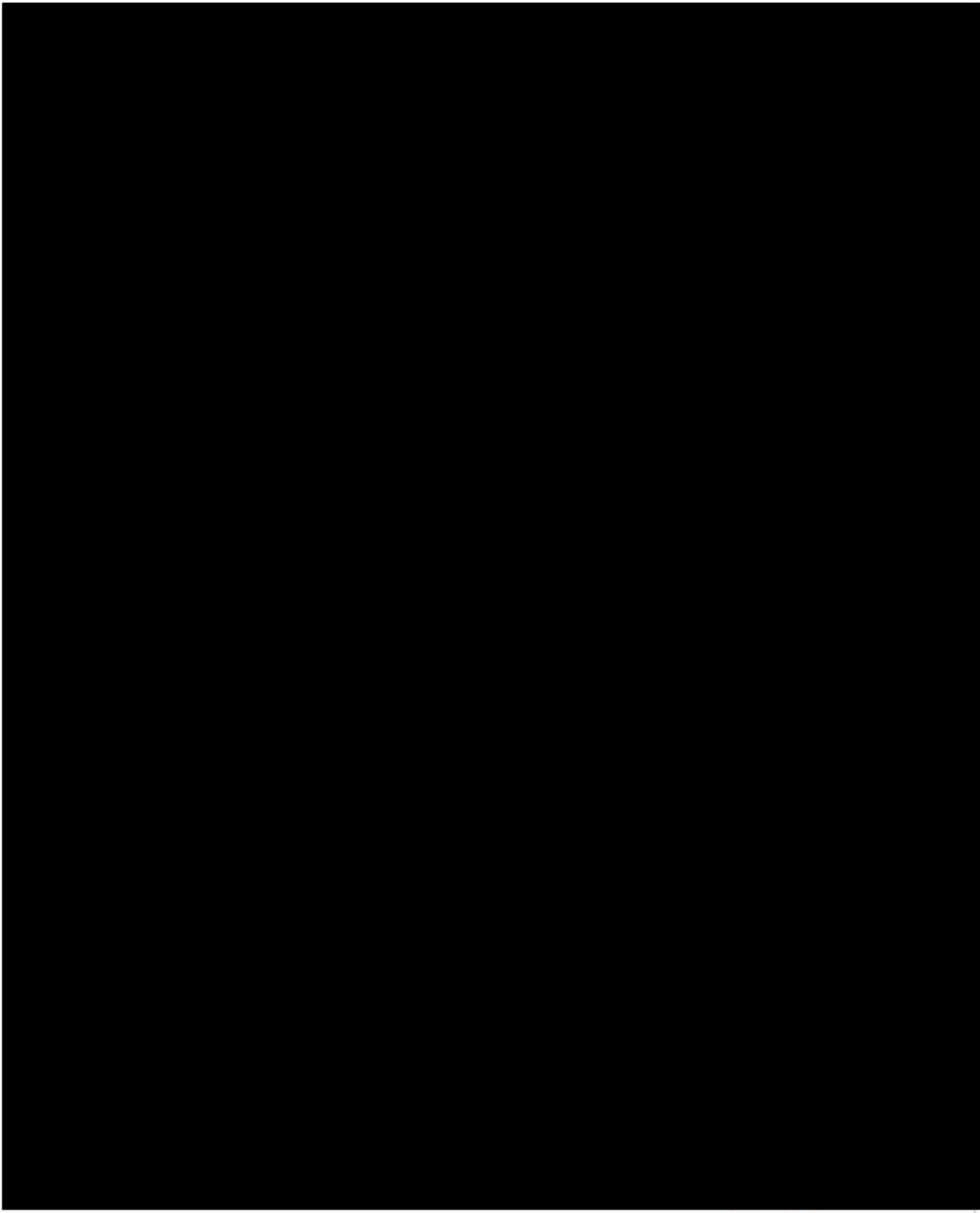

Record Detail

Customer Name:	Driver License Status:	
ANDREW JOSEPH TUMLIN	Valid	
DL/ID: [redacted]	SSN: [redacted]	Class: E
Previous DUI: 0 *This count reflects total DUI convictions on record.*	**Previous DWLS:** 0 *This count reflects total DWLS convictions on record.*	

[redacted]

Address:	Date of Birth:	Gender:	Height:
17835 MISSION OAK DR LITHIA, FL 33547-4804	[redacted]	MALE	5' 5"
Original License Issue Date:	**Issued:**	**Expires:**	**Replaced:**
07/07/2014	05/29/2023	06/29/2031	07/09/2015
CDL Status:			
Commercial Learners Permit (CLP) Status:			
Form Number: X652305291305			**EIN:** [redacted]
Citizen Status: US CITIZEN	**Country of Birth:** US OF AMERICA	**State of Birth:** FLORIDA	
Race: CAUCASIAN			

Andrew Tumlin

ORGAN DONOR
SAFE DRIVER
REAL ID COMPLIANT

Current Restrictions:	Current Endorsements:	Conditional Messages:

From: Traci Sloan
To: Iliana Velazquez
Subject: RE: Card Room Patrons I luv Suits
Date: Monday, July 29, 2024 3:33:00 PM
Attachments: image001.png
image004.png
image007.png
image008.png
image009.png
image010.png
image011.png

Yes it does, thanks!

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari Mutuel Wagering
Office of Investigations
754 288 0922 Office 954 202 3900 FAX
Email: traci.sloan@flgaming.gov

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The State of Florida has a very broad public records law pursuant to Chapter 119, Florida Statutes. Most written communications to and from state officials regarding state business are public records, available to the public and media upon request. Therefore, your e mail communications may be subject to public disclosure. LARGER VIEW

From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Monday, July 29, 2024 3:31 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Hey.

I think they were there last Saturday 7/20, but not sure how much they won apparently, they were only on the table for an hour before they were asked to leave…

Hope this helps.

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

From: Traci Sloan <Traci.Sloan@flgaming.gov>
Sent: Monday, July 29, 2024 3:22 PM
To: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Hi Iliana,
I want to inquire about the patrons that went to Magic City… do you know when they were there and possibly how much they won?

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari Mutuel Wagering
Office of Investigations
754 288 0922 Office 954 202 3900 FAX
Email: traci.sloan@flgaming.gov

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From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Friday, July 26, 2024 11:46 AM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Good Morning,

Just sharing a photo taken at Magic City of the patrons we spoke about yesterday, wanted to share additional info I was given.

Perhaps they were able to identify the last unknown patron.

Thanks

[redacted]

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Thursday, July 25, 2024 6:36 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: Card Room Patrons- I luv Suits

Hi Traci,

Please see ID's we spoke about this afternoon.

thanks

[redacted]

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

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From: Jose Molina
To: Traci Sloan
Subject: FW: IN20240003905 (Magic City Casino incident on July 20, 2024)
Date: Tuesday, July 30, 2024 3:37:30 PM
Attachments: Outlook-cozefwbs.png
IN20240003905.pdf
image001.png

Hi Traci,

I hope that you are well.

Stefen Sloane, Compliance Officer at Magic City Casino reached out to me at 3:00 PM today, as related to an
incident that occurred at the Casino on 07/20/2024, at approximately 4:26 PM. He was recently contacted by Ileana Zamora, Director of Poker. Ms. Zamora told him that you had stopped by the Casino when she was on leave. I told him that I would forward the Security report to you.

The five individuals were apparently involved in suspicious activity, "showing their hands and speaking inappropriately." The incident was witnessed by Ms. Zamora. The individuals were escorted from the casino by Security. They refused to produce identification. B.O.L.O.s were issued for the individuals. Per the security report, they will be permanently excluded from the Casino if they return.

You may contact Stefen Sloane at e-mail address; ssloane@magiccitycasino.com. His cell phone number is, (954) 298-6537.

I hope that this helps.

Take care,

Jose

Florida Gaming Control Commission
flgaming.gov

Jose F. Molina
Investigation Specialist II
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations
754-288-0923 Office 954-202-3900

FAX
Email: jose.molina@flgaming.gov

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From: Stefen W. Sloane <ssloane@magiccitycasino.com>
Sent: Tuesday, July 30, 2024 3:16 PM
To: Jose Molina <Jose.Molina@flgaming.gov>
Subject: IN20240003905

Hi Jose, good afternoon,

Per our call, please see the attached incident report. Please let us know how Magic City Casino can assist with this matter.

Thank you,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

From: Ralph Brandt
To: Traci Sloan
Subject: FW: Card counting team
Date: Thursday, October 17, 2024 11:04:08 AM
Attachments: image001.png
image002.png
image003.png
image004.png
image005.png
image012.png

Here you go.

Ralph Brandt
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Direct Line: (305) 474-5711 | **Cell:**(954) 615-8777
Ralph.Brandt@CalderCasino.com

From: Ralph Brandt
Sent: Tuesday, July 23, 2024 3:07 PM
To: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: FW: Card counting team

Sorry, forgot to CC you as well.

Regards,

Ralph Brandt
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Direct Line: (305) 474-5711 | **Cell:**(954) 615-8777
Ralph.Brandt@CalderCasino.com

From: Ralph Brandt

<Ralph.Brandt@caldercasino.com>
Sent: Tuesday, July 23, 2024 1:42 PM
To: Richard Sukhu <Richard.Sukhu@caldercasino.com>; Rachel Stellato <Rachel.Stellato@caldercasino.com>
Cc: Calder_Surveillance <Calder_Surveillance@caldercasino.com>; Calder_Cardroom_Leadership <Calder_Cardroom_Leadership@caldercasino.com>; JC Lara <Jean.Lara@caldercasino.com>
Subject: Card counting team

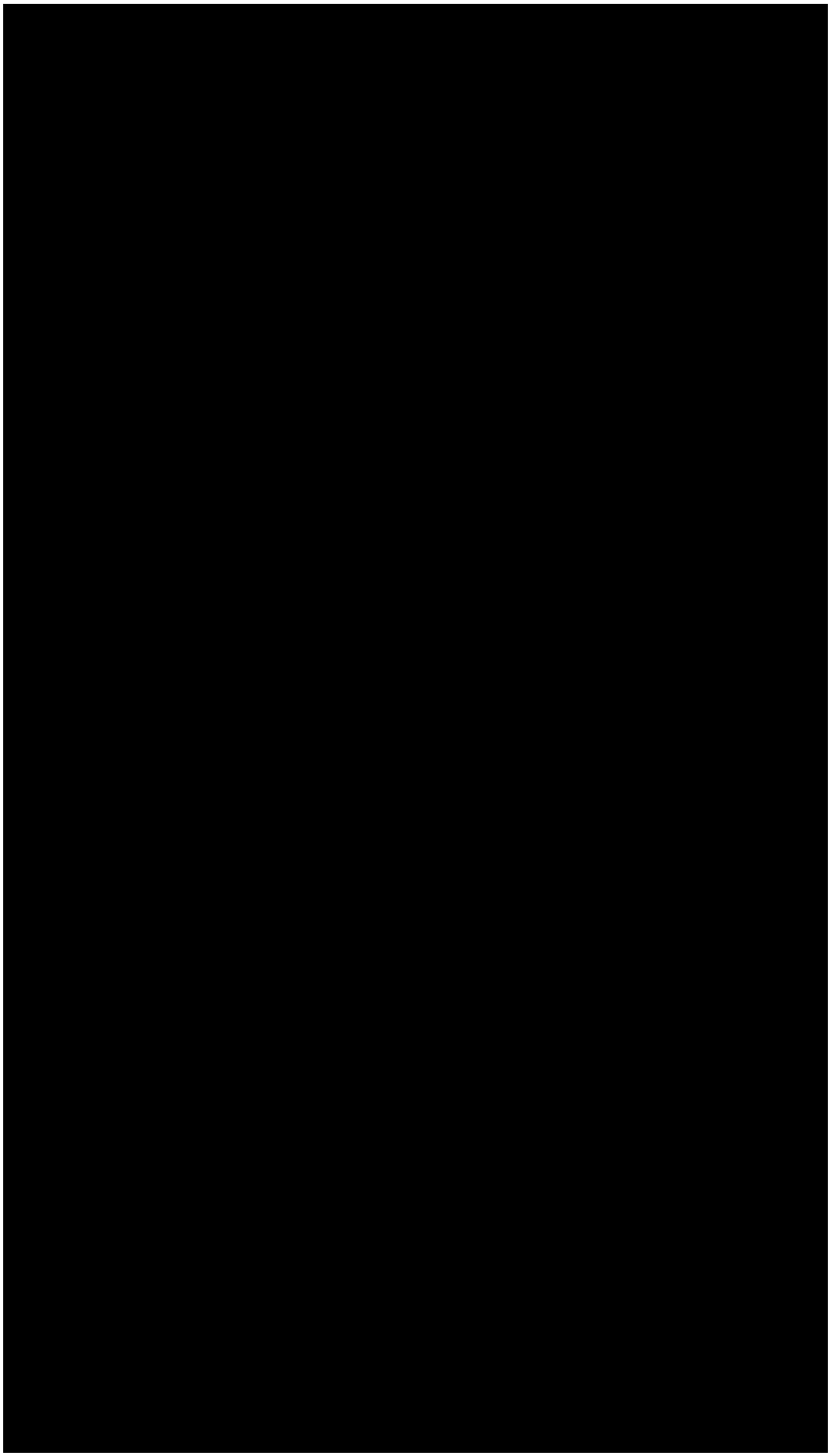
Team,

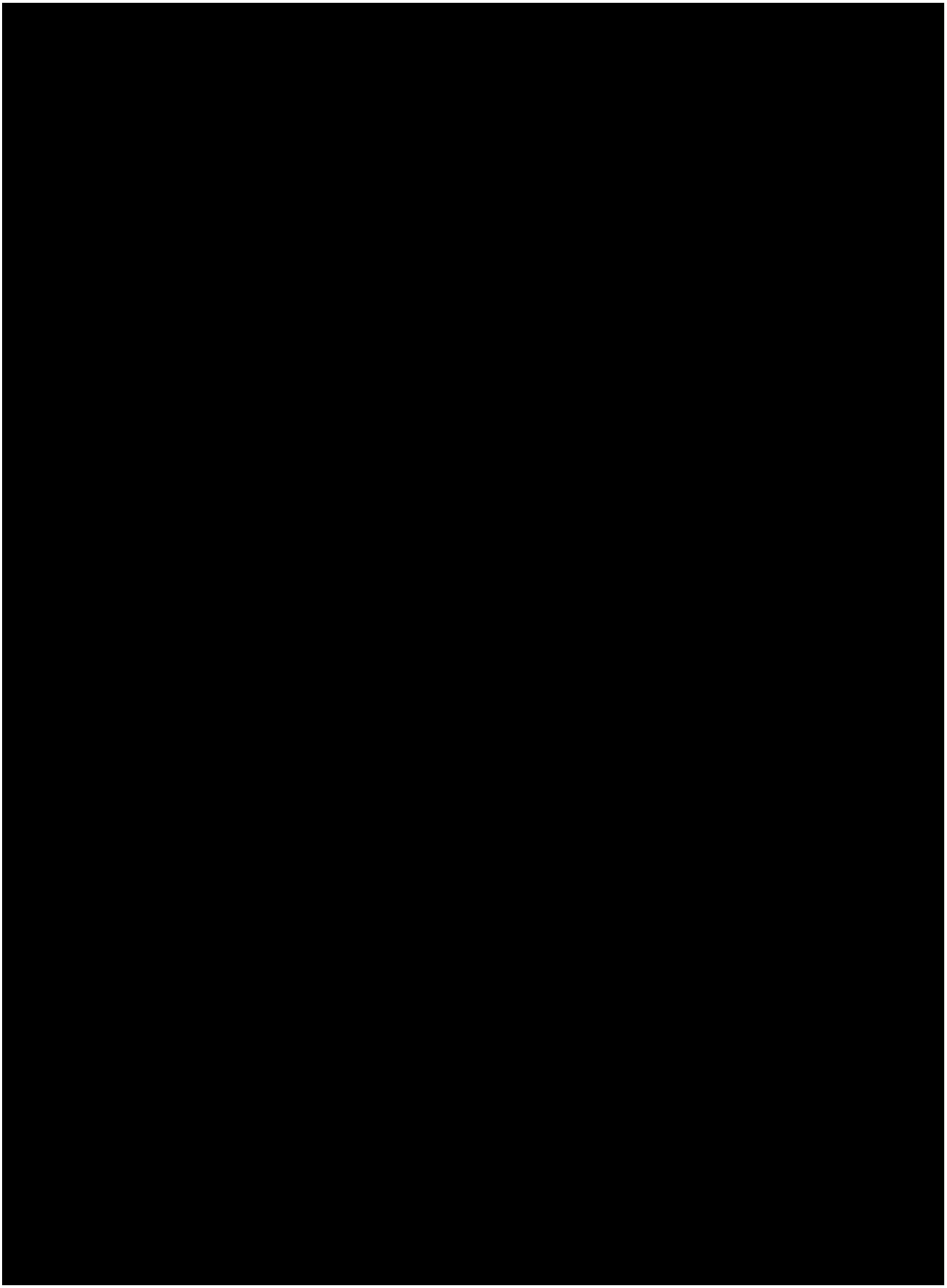
This past weekend (7/20 – 7/21), there was a card counting team active in the Card Room that cashed out for about $46k.

This is a seasoned team. They played I Luv Suits, and they fill the table with their team.

The first two players bet the minimum, and all five players in the team act in order, and communicate via code their hands. For I Luv Suits they communicate the number of cards for each suit, for DJ Wild they communicate the number of wild cards in play.

Unknown:





RALPH BRANDT
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Office: (305) 625-1311 ext 5711 | **Cell:** (954) 615-8777
Card Room: (305) 474-5700
Ralph.Brandt@CalderCasino.com

RALPH BRANDT
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Office: (305) 625-1311 ext 5711 | **Cell:** (954) 615-8777
Card Room: (305) 474-5700
Ralph.Brandt@CalderCasino.com

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From: Stefen W. Sloane
To: Traci Sloan
Cc: Yadelin Crespo
Subject: Incident Report No.: IN20240003905
Date: Thursday, August 1, 2024 10:05:57 AM
Attachments: image001.png

Good morning Ms. Sloan,

Per yesterday's meeting about Incident Report No.: IN20240003905, thank you for providing identifications for the following persons: 1) James Wadzinski; 2) Daniel Marks; 3) Levi Moreno; and 4) Trevor Flanagan. Our records are in the process of being updated to reflect the information provided. As discussed, Magic City Casino has the intention to permanently exclude the above referenced persons based on their activity on July 20, 2024.

Thank you for your attention,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

From: Julio Minaya
To: Traci Sloan; Tyrell Smith
Cc: Bradford Jones
Subject: FW: [redacted]
Date: Monday, October 28, 2024 2:57:41 PM
Attachments: image003.png

FYI

Julio Minaya
Investigation Manager
Florida Gaming Control Commission
Division of Pari- Mutuel Wagering
1400 W Commercial Blvd
Suite 165
Fort Lauderdale, FL 33309
754.288.1008

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From: LeeAnn Rounds <LeeAnn.Rounds@flgaming.gov>
Sent: Monday, October 28, 2024 2:38 PM
To: Julio Minaya <Julio.Minaya@flgaming.gov>
Cc: Derek Washington <Derek.Washington@flgaming.gov>
Subject: [redacted]

Good afternoon Julio,

I am not sure who has Hialeah. I met [redacted] today. He stated someone from your office was looking for him about a month ago regarding the marked cards case. He stated he has a lot more information on that case including a Floor's name that was involved and dealers involved that were not reported at the time. The ring leader player is Omar Morillo and he is good friends with the cardroom manager and that is why she did not provide his name.

He also stated on the Rubik's cube case there was a 5th player who was the ring leader and he now has that gentleman's name.

[redacted]

Lee Ann Rounds
Investigation Specialist II
Division of Pari-Mutuel Wagering
Office of Investigations
813.893.0242 Cell
689.214.3513 Fax

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From: Stefen W. Sloane
To: Traci Sloan
Subject: RE: [EXTERNAL] FW: Message from FTL-PMW-bizhub
Date: Friday, November 15, 2024 2:27:15 PM
Attachments: image002.png
image003.png

Good afternoon,

Our records have been updated to reflect the information provided. As discussed, Magic City Casino has the intention to permanently exclude Andrew Tumlin.

Thank you for your attention,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

MAGIC CITY CASINO

From: Traci Sloan <Traci.Sloan@flgaming.gov>
Sent: Tuesday, November 12, 2024 2:52 PM
To: Stefen W. Sloane <ssloane@magiccitycasino.com>
Subject: [EXTERNAL] FW: Message from FTL-PMW-bizhub

Good afternoon Stefen,

Please find attached, the LinkedIn profile for Andrew Tumlin. I'm just waiting for the exclusion.

Thanks,

Florida Gaming Control Commission
flgaming.gov

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering

Office of Investigations
754-288-0922 Office 954-202-3900 FAX
Email: traci.sloan@flgaming.gov

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The State of Florida has a very broad public records law pursuant to Chapter 119, Florida Statutes. Most written communications to and from state officials regarding state business are public records, available to the public and media upon request. Therefore, your e mail communications may be subject to public disclosure. LARGER VIEW

From: FTL-PMW-Bizhub@flgaming.gov <FTL-PMW-Bizhub@flgaming.gov>
Sent: Tuesday, November 12, 2024 12:11 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Subject: Message from FTL-PMW-bizhub

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Joseph Call, Senior Attorney
Re: FGCC v. James Daniel Wadzinski, Case Number 2024-058104
Date: September 3, 2025

Executive Summary

The Division of Pari-Mutuel Wagering requests the Commission to adopt the hearing officer's recommended order recommending permanent exclusion of Respondent ("Respondent") from all pari-mutuel and slot facilities in the state of Florida. The Division served Respondent with an administrative complaint, seeking Respondent's exclusion from all pari-mutuel and slot facilities in Florida. Respondent requested an informal hearing, which was held on Thursday, July 10, 2025. Following the hearing, the hearing officer recommended permanent exclusion from all pari-mutuel and slot machine facilities. Therefore, the Florida Gaming Control Commission should enter a final order excluding Respondent from all pari-mutuel and slot facilities in the state of Florida.

Background

On July 20, 2024, Respondent was a patron of Gretna Racing, LLC d/b/a Magic City Casino.[1] Respondent was excluded on July 22, 2024.

Based on his exclusion from Magic City Casino, the Division served Respondent with an administrative complaint seeking his exclusion from all pari-mutuel and slot facilities in the state of Florida. Respondent requested an informal hearing pursuant to 120.57(2), Florida Statutes, which was held on July 10, 2025. The hearing officer issued their recommended order on September 3, 2025, recommending permanent exclusion from all pari-mutuel facilities and all facilities of a slot machine licensee.

Analysis

Respondent can be excluded from all pari-mutuel and slot machine facilities in this state. Section 550.0251(6), Florida Statutes, provides, in relevant part, that "[t]he Commission may exclude from any pari-mutuel facility within this state any person

[1] Gretna Racing, LLC is operated by a pari-mutuel wagering permitholder that also possesses a slot machine and cardroom license.

who has been ejected from a pari-mutuel facility in this state." Likewise, section 551.112, Florida Statutes, provides, in relevant part "[t]he Commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state." Magic City Casino is both a pari-mutuel facility and slot machine licensee in this state, and Respondent was ejected from it. Accordingly, by law, Respondent can be excluded from all pari-mutuel and slot machine facilities in this state. Therefore, the Florida Gaming Control Commission may enter a final order adopting the hearing officer's recommended order and excluding Respondent from all pari-mutuel and slot machine facilities in this state.

Staff Recommendation: The Florida Gaming Control Commission should enter a final order adopting the hearing officer's recommended order in case number 2024-058104.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 9/03/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

FGCC Case No.: 2024-058104

v.

JAMES DANIEL WADZINSKI,

Respondent.
_____/

HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Renee Harkins, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on July 10, 2025, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of the Commission's Administrative Complaint filed against James Wadzinski, ("Respondent"), in FGCC Case Number 2024-058104 ("Administrative Complaint"). The Commission was represented by Justin Hundersmarck, Senior Attorney, and the hearing was held via video conference.

PROCEDURAL HISTORY

1. On or about January 16, 2025, the Commission filed an Administrative Complaint against Respondent, alleging that Respondent was a patron of and was ejected and excluded from Gretna Racing, LLC, d/b/a Magic City Casino ("Magic City Casino"). The Administrative Complaint sought to exclude Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida due to Respondent's ejection and exclusion from Magic City Casino on or about July 22, 2024.

2. On or about April 30, 2025, the Commission received an Election of Rights form from Respondent requesting a telephonic hearing in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes.

3. An informal hearing was scheduled for July 10, 2025.

The July 10th, 2025 Informal Hearing

4. At the informal hearing held on July 10th, 2025, the Commission presented the issues raised in its Administrative Complaint. The Hearing Officer granted the Commission's motion to accept the Findings of Fact in the Administrative Complaint as the undisputed facts in the case and admitted the investigative packet into the record.

5. The investigative packet that was admitted into the record contained an Investigative Report detailing the activity that led to the permanent ejection and exclusion of Respondent from Magic City Casino.

6. The investigative report alleged that while seated during card play at a table, Respondent and four other patrons knowingly engaged in behavior that attempted to manipulate the game.

7. On or about July 20, 2024, Respondent was a patron at two separate casinos where he placed bets at card tables. Both casinos objected to Respondent's card play betting actions and verbally warned Respondent to cease the observed behavior with the four other patrons seated at the card table.

8. One of the casinos, Magic City Casino, chose to permanently exclude Respondent on or about July 22, 2024.

9. The other casino chose to refuse further card room play from Respondent should he return, as he refused to provide his identification while a patron.

10. At the informal hearing, Respondent testified that the betting technique (Advantage Play) he employed with the other patrons at the table is not illegal and does not subject him to exclusion. Respondent also stated that to further exclude him from licensed pari-mutuel wagering facilities and any facility of a slot machine licensee is too harsh a penalty.

FINDINGS OF FACT

11. At all times material hereto, Magic City Casino was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering, cardroom operations, and slot operations in the State of Florida.

12. On or about July 20, 2024, Respondent was a patron of Magic City Casino.

13. On or about July 22, 2024, Respondent was ejected and permanently excluded from Magic City Casino for engaging in betting behavior that the casino found disruptive to its facility, and on the same day, left another casino after being cautioned for his betting activity and refusing to provide identification.

CONCLUSIONS OF LAW

14. The Hearing Officer has jurisdiction over this matter and the parties pursuant to section 120.57(2), Florida Statutes.

15. The Commission has jurisdiction over this matter pursuant to chapters 550, 551, and 849, Florida Statutes.

16. Section 550.0251(6), Florida Statutes, provides:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by

> the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state. The commission may authorize any person who has been ejected or excluded from pari-mutuel facilities in this state or another state to attend the pari-mutuel facilities in this state upon a finding that the attendance of such person at pari-mutuel facilities would not be adverse to the public interest or to the integrity of the sport or industry; however, this subsection shall not be construed to abrogate the common-law right of a pari-mutuel permitholder to exclude absolutely a patron in this state.

(Emphasis added.)

17. Section 551.112, Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis added.)

18. Pursuant to the statutes, Respondent's ejection and exclusion from one facility is enough to trigger an exclusion of the person from all pari-mutuel facilities in the State of Florida.

19. Respondent is subject to permanent exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida based on Respondent's ejection and permanent exclusion from Magic City Casino on or about July 22, 2024.

20. Respondent affirmatively asserts that he should be authorized to attend pari-mutuel facilities in the state because his attendance will not be adverse to the public interest or to the

integrity of the sport or industry. The standard of proof with respect to this issue is the preponderance of the evidence (section 120.57(1)(j), Florida Statutes). Respondent has not demonstrated, by a preponderance of the evidence, that his attendance at pari-mutuel facilities in the state would not be adverse to the public interest or the integrity of the sport or industry. Therefore, it is concluded that Petitioner ("Commission") is entitled to exclude Respondent.

21. Respondent's testimony neither mitigates that Respondent was ejected and excluded from Magic City Casino nor precludes the Commission from permanently excluding Respondent from all licensed pari-mutuel facilities in the State of Florida.

22. There is competent, substantial evidence to support the conclusions of law.

RECOMMENDED ORDER

Based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Florida Gaming Control Commission issue an Order permanently excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida.

This Hearing Officer's Recommended Order in FGCC Case Number 2024-058104 is submitted this 2nd day of September 2025.

Renee Harkins

Renee Harkins, Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify that this 3RD day of SEPTEMBER 2025, that a true copy of the foregoing "Hearing Officer's Recommended Order" has been provided by email to:

James Daniel Wadzinski
628 East 28th Street
Houston, Texas 77008
Jdwadzinski@gmail.com

Justin Hundersmarck
Counsel for Petitioner
Justin.Hundersmarck@flgaming.gov

CLERK OF THE COMMISSION
Florida Gaming Control Commission

WADZINSKI, JAMES DANIEL
Case No. 2024-058104
Informal Hearing Packet

Documents Included in Case File

Exhibit 1..... Notice of Hearing

Exhibit 2..... Election of Rights

Exhibit 3…..... Administrative Complaint

Exhibit 4..... Report of Investigation

May 27, 2025

James Daniel Wadzinski
628 E 28th Street
Houston, FL 77008
Jdwadzinski@gmail.com

RE: FGCC v. James Daniel Wadzinski
Case No.: 2024-058104

Enclosed please find a Notice of Hearing for the informal hearing that has been scheduled in the above-referenced case. **Your hearing is scheduled to be heard on Thursday, July 10, 2025, between 10:00 AM and 3:00 PM (Eastern Time).** Please read the Notice of Hearing for more details about the date, time, location and instructions for the hearing. A copy of the Commission's case file has been mailed to your address of record. Please ensure that you have this case file available during the hearing, as you may need to refer to it throughout the hearing.

You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Renee.Harkins@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

Please note: If you choose not to attend the hearing in person or by video conference, we will be conducting the hearing telephonically; you will be contacted **between 10:00 AM and 3:00 PM (EST) at the following number: (651)-307-3615.** Please contact me as soon as possible to notify me of a correct number at which to reach you. Failure to answer the telephone, promptly return a missed call, or hold an open line will result in the hearing proceeding without you.

Below please find information about the informal hearing process:

1. The Informal Hearing is held on the date and time noted in the Notice of Hearing.
2. A Final Order will be issued within approximately 90 days after the date of the hearing. The Final Order is the **final** agency action and will describe the resolution of your case.

Should you have any questions or need any assistance, please feel free to contact me via telephone or email at 850-794-8071 or Maya.Jones@flgaming.gov.

Sincerely,

/s/ *Maya Jones*
Maya Jones
Administrative Assistant II
(850) 794-8071

Enclosures: Notice of Hearing and Case File

EXHIBIT
1

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v. FGCC Case No..: 2024-058104

JAMES DANIEL WADZINSKI

Respondent.
_____/

NOTICE OF TELEPHONIC HEARING

TO: JAMES WADZINSKI
628 E 28TH STREET
HOUSTON, TEXAS 77008
Click or tap here to enter text.

YOU ARE HEREBY NOTIFIED that the Commission's designated Hearing Officer will conduct a hearing in this matter, pursuant to Section 120.57(2), Florida Statutes. If you wish to present oral or written evidence, you must attend the hearing. The hearing is scheduled for **Thursday, July 10, 2025 The Hearing Officer will call you at (651) 307-3615 sometime between 10:00 AM – 3:00 PM (EST)**. Please be available to take the Hearing Officer's call. Failure to answer the telephone, promptly return a voicemail, or hold an open line may result in the hearing proceeding without you.

You may elect to attend the hearing in person or by video conference. If you wish to do so, you must contact the Commission by email at Maya.Jones@flgaming.gov or telephone at (850) 794-8071, at least seven (7) days prior to your hearing date. If you do not elect to attend by video conference or in person, the hearing will automatically be held by telephone only. You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call

at the hearing should be emailed to Renee.Harkins@flgaming.gov, and Justin.Hundersmarck@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

If you cannot attend the hearing and wish to request a continuance for good cause, you must notify the Hearing Officer at Renee.Harkins@flgaming.gov and Opposing Counsel at Justin.Hundersmarck@flgaming.gov at least five (5) days prior to your hearing date. Continuance requests made within five (5) days of the hearing can only be granted for emergencies.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to: the above-named parties via certified mail, on this 27th day of May, 2025.

By: /s/ *Maya Jones*

Maya Jones
Administrative Assistant II
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Telephone: (850) 794-8071
Facsimile: (850) 536-8709
Maya.Jones@flgaming.gov

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Ebonie Lanier at (850) 794-8072. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

2025 APR 30 AM 11:03

FLORIDA GAMING CONTROL COMMISSION

EXHIBIT 2

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 4/30/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. WADZINSKI, JAMES DANIEL **CASE NO.: 2024-058104**

AMENDED ELECTION OF RIGHTS

Please read the Administrative Complaint before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Administrative Complaint.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Administrative Complaint, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Administrative Complaint.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) ☒ **I do not dispute the allegations** of material fact in the Administrative Complaint and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

Option Two (2) ☐ **I do dispute the allegations** of material fact in the Administrative Complaint and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). **I specifically dispute the following facts in the Administrative Complaint** (attach extra pages or write on the back if needed):

_____

_____

_____

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FLORIDA GAMING CONTROL COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, a Final Order will be issued that adopts the allegations of fact and conclusions of law alleged in the Administrative Complaint and imposes the Commission action set forth in the Administrative Complaint.

THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

JAMES WADZINSKI
PRINTED NAME

628 E 28TH ST
Street Address

HOUSTON TX 77008
City State Zip

651-307-3815
Telephone Number Facsimile Number (if any)

JDWADZINSKI@GMAIL.COM
E-mail

SIGNATURE

Levi Moreno
ATTORNEY OR QUALIFIED REPRESENTATIVE

628 E 28TH ST
Street Address (where service shall be made)

HOUSTON TX 77008
City State Zip

512-699-1485
Telephone Number Facsimile

ITSLEVI@GMAIL.COM
E-mail

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EXHIBIT
3

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 2/21/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

FGCC v. JAMNES WASZINSKI **CASE NO.: 2024-058104**

ELECTION OF RIGHTS

Please read the Administrative Complaint before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Administrative Complaint.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Administrative Complaint, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Administrative Complaint.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

Option Two (2) ☒ **I do dispute the allegations** of material fact in the Administrative Complaint and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). **I specifically dispute the following facts in the Administrative Complaint** (attach extra pages or write on the back if needed):

Nothing stated in the collection of facts constitutes fraud or cheating. High Card Flush is played in these rooms with knowledge of more than just seven cards. In fact, they allow you to play multiple hands so Ms. Zamora's statement and assumption that this is disallowed (continued on the back)

is factually wrong and the rules of the game are publicly displayed in the cardroom which we can submit at hearing if necessary. Nowhere in the rules is it prohibited to communicate the contents of your hand or seek betting advice from your friends. Not only is it permitted under the rules, the alternative (you can only know your own hand) is hilariously impractical given the small, crowded nature of the tables and the fact that both Magic City and Calder Casino actively permit a single player to play multiple hands, so using that information is not only not excluded in the public rules of the game, but actively and explicitly permitted. The designated player willfully accepted bets knowing we had access to more information than just the seven card hand. We made strategic betting decisions without the use of any marked cards or assistance of any electronic devices.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

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THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

James Wadzinski
PRINTED NAME

115 1st Place Hastings, MN 55033
Street Address

Hastings MN 55033
City State Zip

651-307-3815
Telephone Number Facsimile Number (if any)
Number (if any)

JDWADZINSKI@GMAIL.COM
E-mail

James Wadzinski
SIGNATURE

Levi Moreno
ATTORNEY OR QUALIFIED REPRESENTATIVE

628 E 28TH ST Houston, TX 77008
Street Address (where service shall be made)

Houston TX 77008
City State Zip

512-699-1485
Telephone Number Facsimile

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EXHIBIT
4

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 1/16/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v.

FGCC Case No.: 2024-058104

JAMES DANIEL WADZINSKI,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against James Daniel Wadzinski ("Respondent"), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel, slot machine, and cardroom operations pursuant to chapters 550, 551, and 849, Florida Statutes.

2. At all times material hereto, Respondent's address was reported as 115 1st Place, Hastings, Minnesota, 55033-1083.

3. At all times material hereto, Gretna Racing, LLC d/b/a Magic City Casino was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering, cardroom operations, and slot operations in the state of Florida.

4. On or about July 20, 2024, Respondent was a patron and was ejected from Magic City Casino.

5. On or about July 22, 2024, Magic City Casino indicated their intention to permanently exclude Respondent if he returned to the property.

6. Respondent was ejected for the reasons alleged in Exhibit 1.

7. Section 550.0251(6), Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis added).

8. Section 551.112, Florida Statutes, provides:

> In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis added).

9. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida under sections 550.0251(6) and 551.112, Florida Statutes based on his exclusion from Magic City Casino on or about July 22, 2024.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida, in accordance with sections 550.0251(6) and 551.112, along with any other remedy provided by chapters 550 and 551, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2024-058104 is signed this 14th day of January 2025.

/s/ Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
FBN: 1039038
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Telephone: (850) 794-8063
Fax: +1 (850) 536-8709
Primary: Justin.Hundersmarck@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

EXHIBIT 1

FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update
Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **jhodge**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1098 - Unlicensed Complaints**		Status	**90 Closed**	Status Date **12/29/2024**
Complaint #	**2024058104**	Case Type	**CMP - Complaint**	Disposition	Disposition Date
Docket#		Respondent	**WADZINSKI, JAMES DANIEL**	Responsible	**bjones - JONES, BRADFORD** **Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	**1**
Class'n	**V-C - Cardroom Violations**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**07/20/2024**
Region	**SR - Southern Region**	Received	**10/08/2024**
Reference	**75-11.005; 550.0251**		
Entered	**10/08/2024**	Entered By	**cstubbs1**
Summary	**155 - WEST FLAGLER ASSOCIATES, LTD - Prohibitions; Powers and duties of the Florida Gaming Control Commission - On July 20, 2024, James WADZINSKI, a patron at Magic City Casino, entered with Daniel Marks, Levi Moreno, Trevor Flanagan and one unidentified male. The facility suspected the five males of cheating by colluding with each other while playing High Card Flush. Magic City Casino has permanently excluded Mr. WADZINSKI from the facility and is requesting that he be placed on the State Exclusion list.**		
Updated	**12/30/2024 10:18:29**	By	**jhodge**

☐ Parties ☑ Activities
☑ Allegations ☐ Discipline
☐ Violations ☐ Compliance
☐ Related ☑ Disposition
☐ Inspection
☐ Costs
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Florida Gaming Control Commission

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS
INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**SOUTHERN**	August 1, 2024	**2024 05 8104**

Respondent:	Complainant:
WADZINSKI, JAMES **115 1ST PLACE** **HASTINGS, MINNESOTA 55033-1083**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BLVD. SUITE 165** **FT. LAUDERDALE, FLORIDA 33309** **TEL. - 954-202-3900**

License # and Type:	Profession:	Report Date:
N/A /1098	**PATRON**	November 14, 2024

Period of Investigation:	Type of Report:
July 25, 2024 TO November 4, 2024	**FINAL**

Alleged Violation: Rule 75-11.005 (4) No person shall, either directly or indirectly:
(a) Employ or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator.
(b) Engage in any act, practice, or course of operation that would constitute a fraud or deceit upon any participant in a game or the cardroom operator.
(c) Engage in any act, practice, or course of operation with the intent of cheating any participant or the cardroom operator.

(F.S.S. 550.0251 (6) Powers and duties of the Florida Gaming Control Commission –
(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state..

Synopsis: On July 20, 2024, James **WADZINSKI**, and four other Patrons, Daniel Marks, Levi Moreno, Trevor Flanagan and Andrew Tumlin, were all are suspected of cheating by colluding with each other while playing Poker (High Card Flush) at the Magic City Casino. As a result, all have been placed on the facility's BOLO list to be permanently excluded from the facility. **(See related cases below)**

Related Case(s): 2024-05-8076, 2024-05-8132, 2024-05-8143, 2024-05-7234

Investigations Specialist II / Date	Investigations Manager / Date:
Traci Sloan Traci Sloan / October 14, 2024	Tyrell D. Smith / December 2, 2024

Chief of Investigations / Date:

Bradford D. Jones / December 29, 2024

CONTINUATION

On July 25, 2024, while on a routine facility visit at Calder Casino I was advised of an incident in the cardroom with potential card counters. I reviewed surveillance footage with Calder Compliance Director Iliana Velazquez, Card Room Manager Ralph Brandt, Surveillance Director Favio Munoz, and Surveillance Supervisor Michael Urena. Velazquez stated that the patrons would not be excluded from the facility based on their actions but would be refused card room play if they returned. The players won approximately $46,000 while playing in the cardroom **(EXHIBIT #3 - PAGE #8).**

In viewing the surveillance footage, the following behaviors were observed:

1. The subjects occupied every space at the table (I Luv Suits).
2. The Dealer overheard the players making random comments containing numbers.
3. Andrew Tumlin would manipulate a small Rubiks Cube and place on the felt during each hand.
4. The subject players showed and discussed their hands with each other.
5. Levi Moreno appeared to document winnings on tablet.
6. Large sums of money to bet. Buy in- $2,600 **(EXHIBIT #2 - PAGE #16)**
7. Levi Moreno and James **WADZINSKI** placed the highest bets while Andrew Tumlin, Daniel Marks and Trevor Flanagan placed minimal bets.

On July 26, 2024, Iliana Velazquez notified me by email that this same group had played at Magic City for approximately an hour prior to coming to Calder and was asked to leave, per management. The email had a picture attached verifying that it was the same group of players **(EXHIBIT #3 - PAGES 1-4)**

On July 29, 2024, I spoke with Iliana Zamora (Magic City Card Room Manager) via phone, and she stated the subject patrons played High Card Flush[1] on Saturday, July 20, 2024, at approximately 3:00 pm and stayed for 45 minutes to an hour. She stated she noticed when they entered the card room but what drew her attention to them was the way they were betting. She then proceeded to the table where they were playing to monitor what was going on, and observed them colluding by showing their hands to each other.

She advised them that showing hands was not allowed. One of them stated, 'Oh this is not allowed," while still showing his hand to another player. They then began discussing their hands with each other and taking an excessively long time to make a wager all while placing maximum bets. She stated she then issued them a warning. She stated that everyone except for one player placed maximum bets while acting as if they did not know how to play the game. They continued discussing their hands and she told them she was calling security. Daniel Marks stated that he was going to cut his losses, at which point they all began to leave. She stated they would have been excluded immediately but they refused to provide identification.

[1] ***High Card Flush is played with a standard 52-card deck of playing cards. Each player is dealt seven cards. By occupying six seats at a seven-seat table, players that are colluding have access to 42 of the 52 cards creating what is known as advantage play. This could create a 7.3% edge over the house.*** https://www.888casino.com/blog/novelty-games/high-card-flush-collusion

CONTINUATION

On July 30th, 2024, I presented Magic City Compliance Officer, Stefen Sloane with the identification for four of the patrons that had been identified at Calder Racecourse. I also received an email from FGCC Investigator Jose Molina that he had received from the facility notifying him of the incident and of their intent to exclude **(EXHIBIT #3 - PAGES 5-6).**

On August 1, 2024, Compliance Officer Stefen Sloane provided this Investigator with an E-mail stating that the four identified patrons were to be excluded from Magic City Casino for suspicious activity. There was no apparent loss to the Designated Player. Relevant video was saved by surveillance **(EXHIBIT #3 - PAGE #12)** The following was observed on the video:

At 1248 hours, table #6 was opened. Andrew Tumlin sat at seat #1 (and also played seat #2), Daniel Marks seat #3, Trevor Flanagan seat #4, James Wadzinski seat #5 and Levi Moreno at seat #6.

Andrew Tumlin's buy-in was $400. Daniel Marks' buy-in was $300. Trevor Flanagan's buy-in was $300. James **WADZINSKI's** buy-in was $400 and Levi Moreno's buy-in was $1,000. Total initial buy-in was $2,400.

Behaviors identical to what was observed at Calder Race Course were also observed, such as:

1. The subjects occupied every space at the table seated in the same positions (High Card Flush).
2. Andrew Tumlin would manipulate a Rubiks Cube and place on the felt during each hand.
3. Players showed discussed their hands with each other.
4. Large sums of money available to bet. Buy in- $2,400
5. Levi Moreno and James **WADZINSKI** placed the highest bets while Andrew Tumlin, Daniel Marks and Trevor Flanagan placed minimal bets.

At 1342 hours, Zamora told Dealer Carlos Prieto to tell the players that they could not show their hands to each other, and they needed to lower their hands, but they ignored the request **(EXHIBIT #2 - VIDEO 17).**

At 1350 hours, Shift Manager Sonia Panduro warns players to hold cards where they cannot be seen by each other **(EXHIBIT #2 - VIDEO 18).**

At 1355 hours, Zamora speaks with James **WADZINSKI** and Levi Moreno about showing and discussing their hands with each other **(EXHIBIT #2 - VIDEO 19).**

At 1401 hours, Zamora speaks to Daniel Marks about turning his cards down and threatens to call security at which time (according to Zamora) he stated that he was going to cut his losses **(EXHIBIT #2 - VIDEO 20).**

CONTINUATION

At 1407 hours, Trevor Flanagan left the table followed by Daniel Flanagan and Andrew Tumlin. James **WADZINSKI** and Levi Moreno continued to play, but drastically reduced their bets.

At 1420 hours, James **WADZINSKI** and Levi Moreno left the table. From 1248 hours to 1420 hours, the total buy-in of all 5 players was approximately $10,100. There was no loss to the Designated Player (Cardroom Tech).

On October 28, 2024, I received an email stating that [redacted] had information relevant to this investigation **(EXHIBIT #3 - PAGE #13).**

On November 4, 2024, I spoke with [redacted] via telephone, and he identified Andrew Tumlin as the 5th player, who was initially listed as unidentified. He further stated that through his investigation, Tumlin was the mastermind behind the operation and was found on LinkedIn employed as a "Nuclear Sustaining Mechanical Engineer" in Sugarland, Texas. He stated that Moreno was the scout tasked with finding a suitable casino. He stated that at Casino Miami someone had erroneously told Moreno that they did not have this type of game (Flush Rush). Hialeah has the game but only has a table with six seats and seven is required to obtain the advantage they were seeking. [redacted] also stated that Marks and Flanagan are regulars at the Orange City Racing and Card Club in Orange City, Florida. **(EXHIBIT #2 - PAGES 7-15).**

Based on the actions described, Mr. James **WADZINSKI** (along with the other subjects) have been placed on a lookout list so that he can be formally notified of his permanent exclusion from Magic City Casino upon his return to the facility **(EXHIBIT #3 - PAGES 12-15).**

Case Status: Case closed by Investigations and forwarded to Legal for review.

CONTINUATION

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I. INVESTIGATIVE REPORT COVERSHEET 1

II. INVESTIGATIVE REPORT 2

III. EXHIBITS

1. Surveillance and Security Report 1-16
2. Photos/Video 1-20
3. E-Mails 1-15

Incident File # :	IN20240003865	**Record Creation Details**	
Date/Time Occurred:	07/20/2024 4:31:12 PM	Department:	Surveillance
Day of Week Occurred:	Saturday	Owner:	2776
Date/Time Created:	07/20/2024 4:34:32 PM	Operator ID:	2776
Date/Time Closed:		Operator Name:	
Closed By:		Personnel ID:	

Location of Incident:

Property:	Magic City Casino
Location:	Poker
Sublocation:	Room

Details of Incident:

Daily Log #:	DL20240027123
Incident Type:	Photo Request
Specific:	
Category:	
Incident Status:	Open
Synopsis:	Director Ileana Zamora requested photos of the five male patrons that were playing at table 21. Photo saved and emailed.
Checklist:	
Narrative:	

Created On	Created By	Modified On	Modified By

Executive Brief:

Reporting Party:	Supervisor:

Incident File Full Report

iTrak Incident Reporting and Risk Management System Version 2023.3.3.12701

Incident Number:	IN20240003905
Date/Time Occurred:	07/22/2024 4:48:07 PM
Day of Week:	Monday
Created by:	igarcia

Printed By: igarcia **Printed On: 09/30/2024 at 2:26:36 PM**

Incident File Full Report

Incident File #IN20240003905

Date/Time Occurred:	07/22/2024 4:48:07 PM	**Record Creation Details**	
Day of Week Occurred:	Monday	**Department:**	Security
Date/Time Created:	07/22/2024 4:58:22 PM	**Owner:**	igarcia
Date/Time Closed:		**Operator ID:**	igarcia
Closed By:		**Operator Name:**	
		Personnel ID:	
		Card Number:	
		Job Position	
		Secondary Operator:	

Location of Incident:

Property:	Magic City Casino
Location:	Security Vestibule
Sublocation:	

Details of Incident:

Daily Log #:	DL20240027378
Incident Type:	B.O.L.O.
Specific:	Suspicious Activity
Incident Status:	Open
Custom 3:	
Custom 4:	

Synopsis: On Monday July 22, 2024, at approximately 4:26 PM Director of Security) advised Security Supervisor that three unidentified male guests are to be permanently excluded as per upper management for suspicious activity. Security Supervisor Issued a B.O.L.O for the three unidentified male guests. If these guests are seen on property, they are to be escorted to the security vestibule and be permanently excluded for suspicious activity.

Checklist:

Narrative:

Created On 07/22/2024 4:48:24 PM **Created By** igarcia

Modified On 07/22/2024 5:17:53 PM **Modified By** igarcia

On Monday July 22, 2024, at approximately 4:26 PM Director of Security Victor Suarez (1793) advised Security Supervisor Ian Garcia that five unidentified male guests are to be permanently excluded as per upper management for suspicious activity. S.S Garcia Issued a B.O.L.O for the five unidentified male guests. If these guests are seen on property, they are to be escorted to the security vestibule and be permanently excluded for suspicious activity.

Executive Brief:

Reporting Party:	**Supervisor:**

Participants Involved:

Personnel

Full Name:	SUAREZ, VICTOR	Property:	Magic City Casino
Role:	Director Of Security,	Department:	Security
Date Of Birth:	[redacted]		

Full Name:	GARCIA, IAN LUIS	Property:	Magic City Casino
Role:	Security Supervisor,	Department:	Security
Date Of Birth:			

Subject

Full Name:	Wadzinski, James Daniel	Company:	
Role:	Guest,		
Date Of Birth:	[redacted]		
Address:	115 1ST PL, Hastings, MN, 55033, USA		
Contact Info:			

Full Name:	7/22/2024 (5), B.O.L.O	Company:	
Role:	Guest,		
Date Of Birth:			
Address:			
Contact Info:			

Full Name:	Moreno, Levi Matthew	Company:	
Role:	Guest,		
Date Of Birth:	[redacted]		
Address:	[redacted]		
Contact Info:			

Full Name:	Marks, Daniel Patrick	Company:	
Role:	Guest,		
Date Of Birth:	[redacted]		
Address:	[redacted]		
Contact Info:			

Full Name:	Flanagan, Trevor David	Company:	
Role:	Guest,		

Reporting Party:	**Supervisor:**

EXHIBIT 1
PAGE 4

Incident File Full Report

Incident File #IN20240003905

Date Of Birth: [redacted]

Address: [redacted]

Contact Info: [redacted]

List of Attached Records:

Record Type	Summary	Attached By	Date Attached
Daily Log	Daily Log#: DL20240027378 - Occurred Date: 07/22/2024 4:48:07 PM - Property: Magic City Casino - Location: Security Vestibule - Topic: B.O.L.O - Synopsis: On Monday July 22, 2024, at approximately 4:26 PM Director of Security) advised Security Supervisor that three unidentified male guests are to be permanently excluded as per upper management for suspicious activity. Security Supervisor Issued a B.O.L.O for the three unidentified male guests. If these guests are seen on property, they are to be escorted to the security vestibule and be permanently excluded for suspicious activity.	igarcia	07/22/2024

Reporting Party:

Supervisor:

Media Title

Original Filename
20240801113332217.pdf

Date Attached
08/01/2024 3:02:08 PM

Attached By
hperez

Type
PDF

Size
1649141

Media Title

Original Filename
IMG_1473.jpg.jpeg

Date Attached
08/01/2024 3:02:38 PM

Attached By
hperez

Type
JPEG

Size
3976272

Media Title

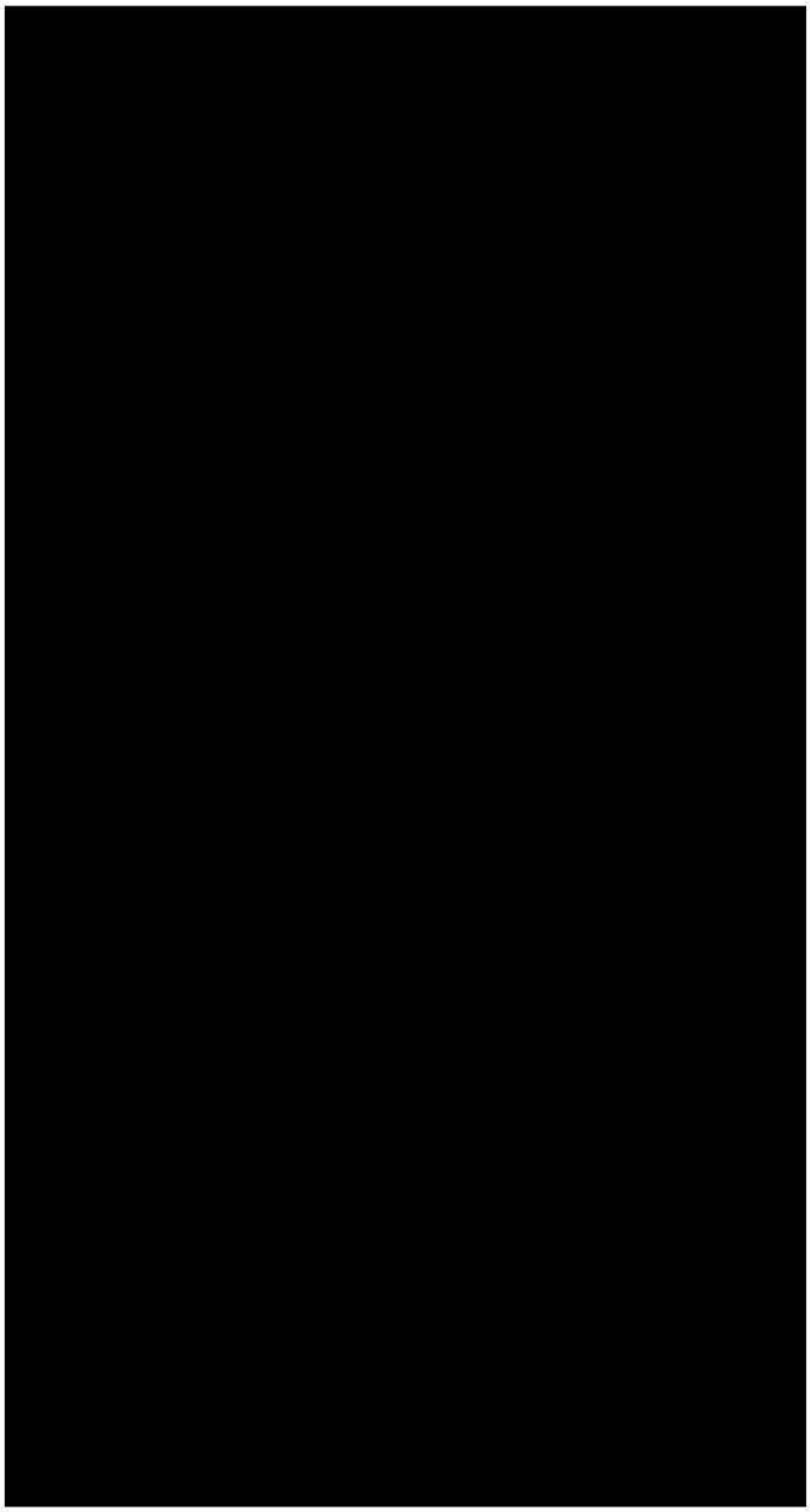
Original Filename
IMG_1470.jpg.jpeg

Date Attached
08/01/2024 3:02:40 PM

Attached By
hperez

Type
JPEG

Size
4755506



Media Title

Original Filename
IMG_1472.jpg.jpeg

Date Attached
08/01/2024 3:02:39 PM

Attached By
hperez

Type
JPEG

Size
4363317

Media Title

Original Filename
B.O.L.O 07-22-2024 2.jpeg

Date Attached
07/22/2024 4:58:17 PM

Attached By
igarcia

Type
JPEG

Size
251558

[redacted]

Media Title

Original Filename
B.O.L.O 7-22-24.jpeg

Date Attached
07/22/2024 4:58:16 PM

Attached By
igarcia

Type
JPEG

Size
265584

[redacted]

Media Title

Original Filename
IMG_1471.jpg.jpeg

Date Attached
08/01/2024 3:02:41 PM

Attached By
hperez

Type
JPEG

Size
4076724

[redacted]

Media Title

Original Filename
B.O.L.O 7-22-24
Suspicious activity 3.jpeg

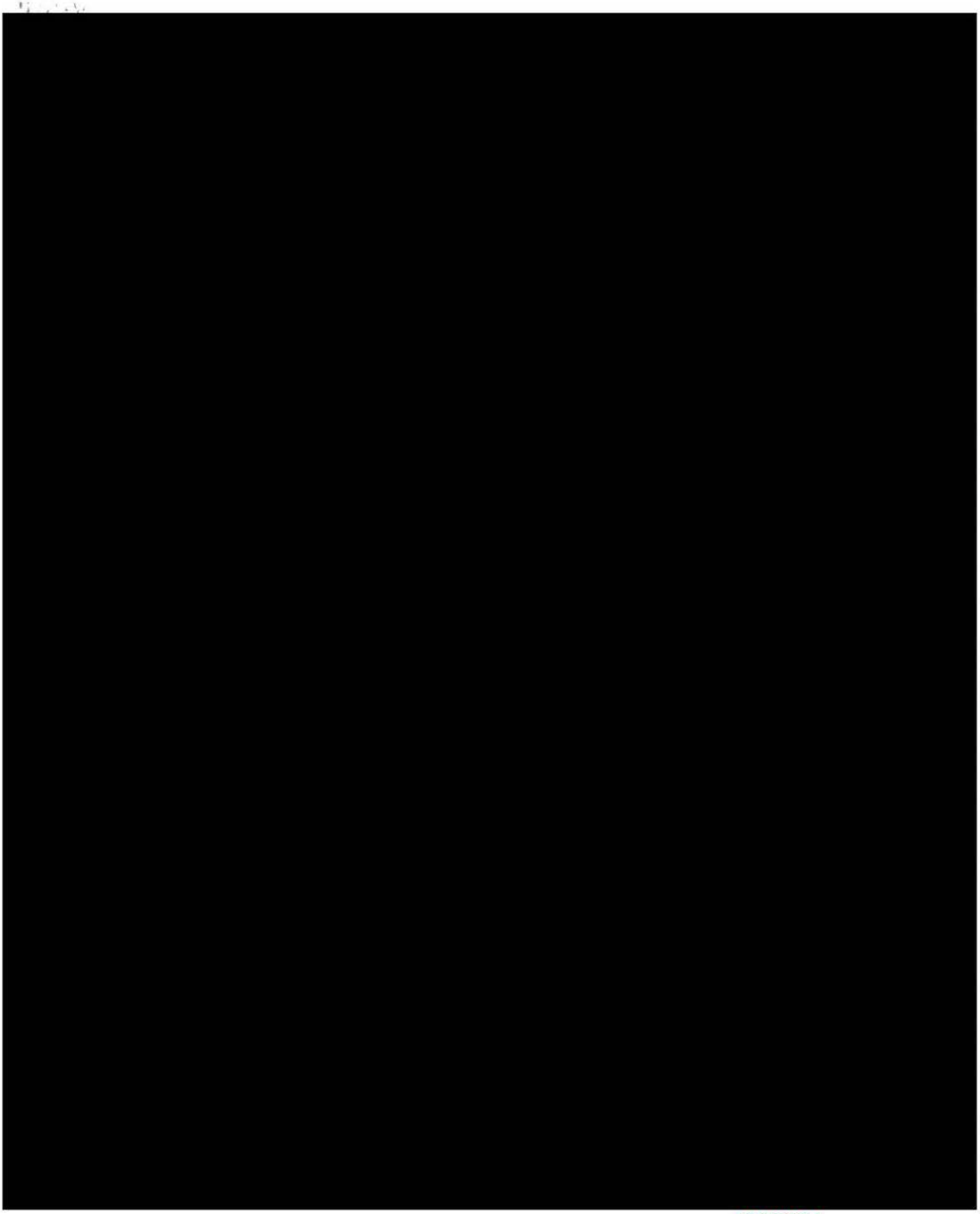
Date Attached
07/22/2024 4:58:17 PM

Attached By
igarcia

Type
JPEG

Size
262880

EXHIBIT 1
PAGE 9



Record Detail

Customer Name:	Driver License Status:	
ANDREW JOSEPH TUMLIN	Valid	
DL/ID: [redacted]	**SSN:** [redacted]	**Class:** E
Previous DUI: 0 *This count reflects total DUI convictions on record.*	**Previous DWLS:** 0 *This count reflects total DWLS convictions on record.*	

[redacted]

Address:	Date of Birth:	Gender:	Height:
17835 MISSION OAK DR LITHIA, FL 33547-4804	[redacted]	MALE	5' 5"
Original License Issue Date: 07/07/2014	**Issued:** 05/29/2023	**Expires:** 06/29/2031	**Replaced:** 07/09/2015
CDL Status:			
Commercial Learners Permit (CLP) Status:			
Form Number: X652305291305			**EIN:** [redacted]
Citizen Status: US CITIZEN	**Country of Birth:** US OF AMERICA	**State of Birth:** FLORIDA	
Race: CAUCASIAN			

Andrew Tumlin

[redacted]

SAFE DRIVER
REAL ID COMPLIANT

Current Restrictions:	Current Endorsements:	Conditional Messages:

From: Traci Sloan
To: Iliana Velazquez
Subject: RE: Card Room Patrons- I luv Suits
Date: Monday, July 29, 2024 3:33:00 PM
Attachments: image001.png
image004.png
image007.png
image008.png
image009.png
image010.png
image011.png

Yes it does, thanks!

Florida Gaming Control Commission
flgaming.gov

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations
754-288-0922 Office 954-202-3900 FAX
Email: traci.sloan@flgaming.gov

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From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Monday, July 29, 2024 3:31 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Hey,

I think they were there last Saturday 7/20, but not sure how much they won apparently, they were only on the table for an hour before they were asked to leave...

Hope this helps.

CALDER CASINO
BIGGER. BETTER. CALDER.

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

From: Traci Sloan <Traci.Sloan@flgaming.gov>
Sent: Monday, July 29, 2024 3:22 PM
To: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Hi Iliana,
I want to inquire about the patrons that went to Magic City... do you know when they were there and possibly how much they won?

Florida Gaming Control Commission
flgaming.gov

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations
754-288-0922 Office 954-202-3900 FAX
Email: traci.sloan@flgaming.gov

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From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Friday, July 26, 2024 11:46 AM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Good Morning,

Just sharing a photo taken at Magic City of the patrons we spoke about yesterday, wanted to share additional info I was given.

Perhaps they were able to identify the last unknown patron.

Thanks

[redacted]

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Thursday, July 25, 2024 6:36 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: Card Room Patrons- I luv Suits

Hi Traci,

Please see ID's we spoke about this afternoon.

thanks

[redacted]

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue | Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

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dissemination of this communication is strictly prohibited. If you have received this communication in error, please immediately notify the sender by return e-mail message and delete all copies of the original communication. Thank you for your cooperation.

From: Jose Molina
To: Traci Sloan
Subject: FW: IN20240003905 (Magic City Casino incident on July 20, 2024)
Date: Tuesday, July 30, 2024 3:37:30 PM
Attachments: Outlook-cozefwbs.png
IN20240003905.pdf
image001.png

Hi Traci,

I hope that you are well.

Stefen Sloane, Compliance Officer at Magic City Casino reached out to me at 3:00 PM today, as related to an
incident that occurred at the Casino on 07/20/2024, at approximately 4:26 PM. He was recently contacted by Ileana Zamora, Director of Poker. Ms. Zamora told him that you had stopped by the Casino when she was on leave. I told him that I would forward the Security report to you.

The five individuals were apparently involved in suspicious activity, "showing their hands and speaking inappropriately." The incident was witnessed by Ms. Zamora. The individuals were escorted from the casino by Security. They refused to produce identification. B.O.L.O.s were issued for the individuals. Per the security report, they will be permanently excluded from the Casino if they return.

You may contact Stefen Sloane at e-mail address; ssloane@magiccitycasino.com. His cell phone number is, (954) 298-6537.

I hope that this helps.

Take care,

Jose

Florida Gaming Control Commission
flgaming.gov

Jose F. Molina
Investigation Specialist II
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations
754-288-0923 Office 954-202-3900

FAX
Email: jose.molina@flgaming.gov

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From: Stefen W. Sloane <ssloane@magiccitycasino.com>
Sent: Tuesday, July 30, 2024 3:16 PM
To: Jose Molina <Jose.Molina@flgaming.gov>
Subject: IN20240003905

Hi Jose, good afternoon,

Per our call, please see the attached incident report. Please let us know how Magic City Casino can assist with this matter.

Thank you,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

MAGIC CITY CASINO

From: Ralph Brandt
To: Traci Sloan
Subject: FW: Card counting team
Date: Thursday, October 17, 2024 11:04:08 AM
Attachments: image001.png
image002.png
image003.png
image004.png
image005.png
image012.png

Here you go.

Ralph Brandt
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Direct Line: (305) 474-5711 | **Cell:**(954) 615-8777
Ralph.Brandt@CalderCasino.com

From: Ralph Brandt
Sent: Tuesday, July 23, 2024 3:07 PM
To: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: FW: Card counting team

Sorry, forgot to CC you as well.

Regards,

Ralph Brandt
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Direct Line: (305) 474-5711 | **Cell:**(954) 615-8777
Ralph.Brandt@CalderCasino.com

From: Ralph Brandt

<Ralph.Brandt@caldercasino.com>
Sent: Tuesday, July 23, 2024 1:42 PM
To: Richard Sukhu <Richard.Sukhu@caldercasino.com>; Rachel Stellato <Rachel.Stellato@caldercasino.com>
Cc: Calder_Surveillance <Calder_Surveillance@caldercasino.com>; Calder_Cardroom_Leadership <Calder_Cardroom_Leadership@caldercasino.com>; JC Lara <Jean.Lara@caldercasino.com>
Subject: Card counting team

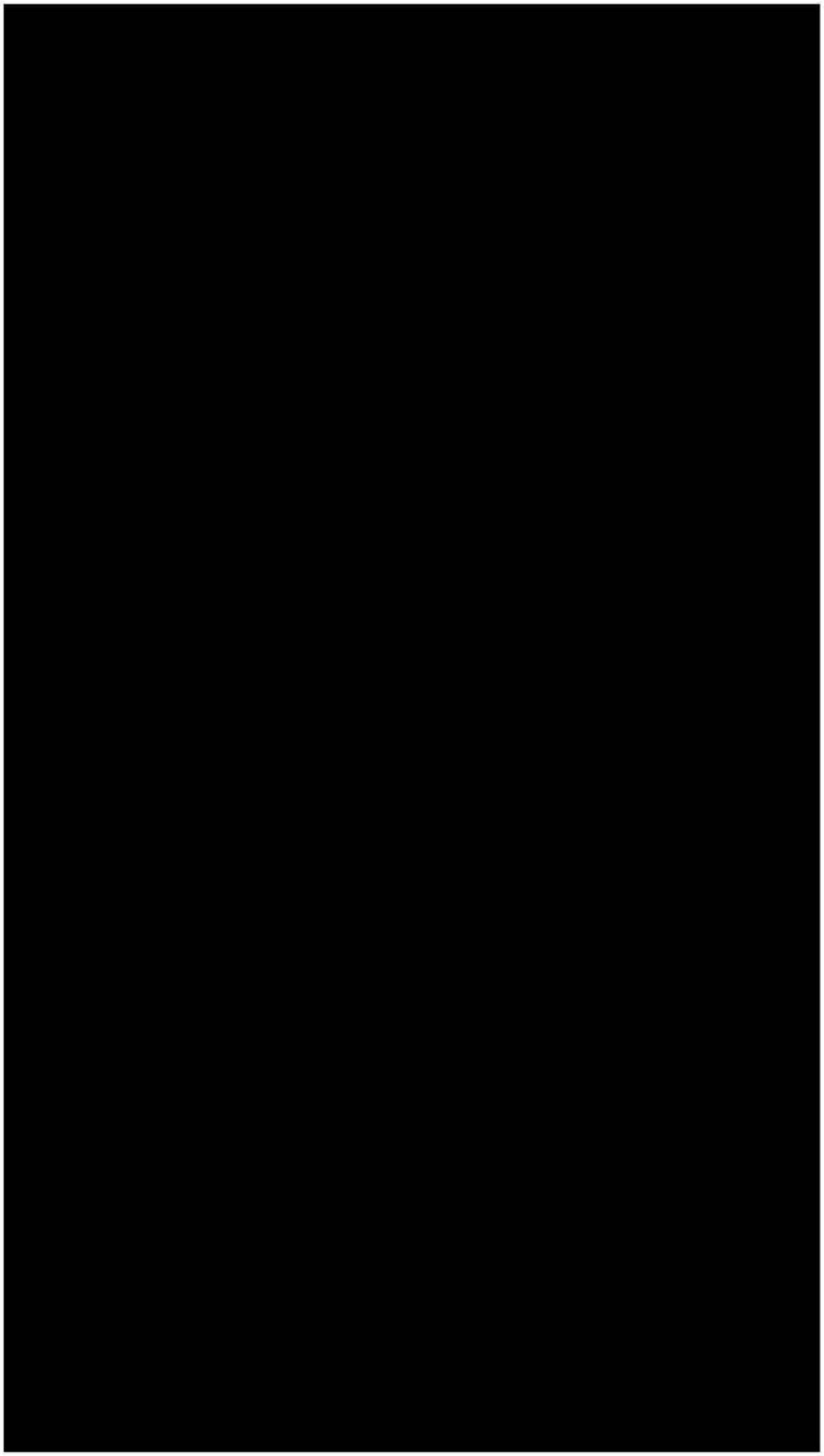
Team,

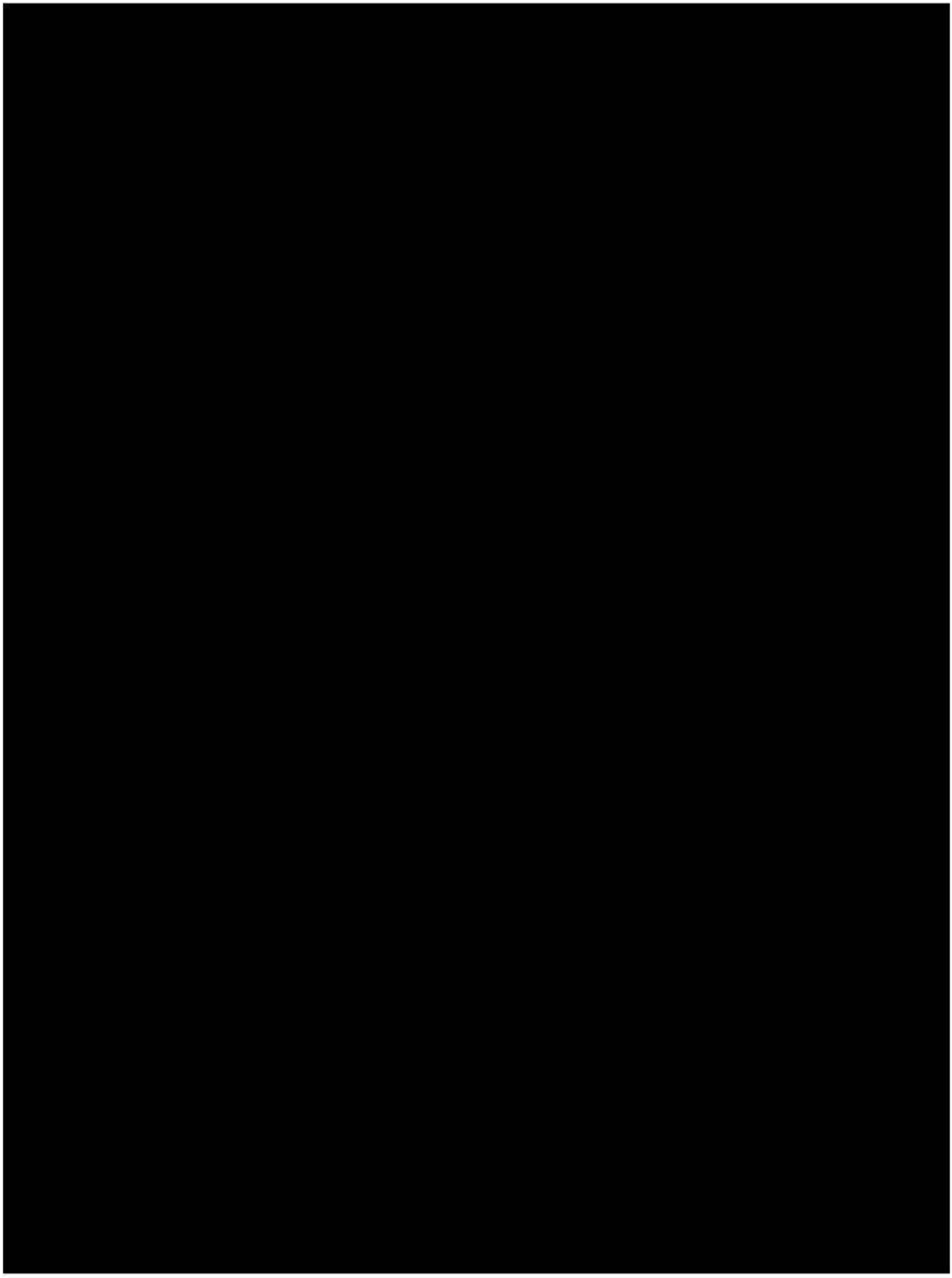
This past weekend (7/20 – 7/21), there was a card counting team active in the Card Room that cashed out for about $46k.

This is a seasoned team. They played I Luv Suits, and they fill the table with their team.

The first two players bet the minimum, and all five players in the team act in order, and communicate via code their hands. For I Luv Suits they communicate the number of cards for each suit, for DJ Wild they communicate the number of wild cards in play.

Unknown:





Regards,

RALPH BRANDT
Card Room Manager
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext 5711 | **Cell:** (954) 615-8777
Card Room: (305) 474-5700
Ralph.Brandt@CalderCasino.com

RALPH BRANDT
Card Room Manager
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext 5711 | **Cell:** (954) 615-8777
Card Room: (305) 474-5700
Ralph.Brandt@CalderCasino.com

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From: Stefen W. Sloane
To: Traci Sloan
Cc: Yadelin Crespo
Subject: Incident Report No.: IN20240003905
Date: Thursday, August 1, 2024 10:05:57 AM
Attachments: image001.png

Good morning Ms. Sloan,

Per yesterday's meeting about Incident Report No.: IN20240003905, thank you for providing identifications for the following persons: 1) James Wadzinski; 2) Daniel Marks; 3) Levi Moreno; and 4) Trevor Flanagan. Our records are in the process of being updated to reflect the information provided. As discussed, Magic City Casino has the intention to permanently exclude the above referenced persons based on their activity on July 20, 2024.

Thank you for your attention,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

MAGIC CITY CASINO

From: Julio Minaya
To: Traci Sloan; Tyrell Smith
Cc: Bradford Jones
Subject: FW: [redacted]
Date: Monday, October 28, 2024 2:57:41 PM
Attachments: image003.png

FYI

Florida Gaming Control Commission
flgaming.gov

Julio Minaya
Investigation Manager
Florida Gaming Control Commission
Division of Pari- Mutuel Wagering
1400 W Commercial Blvd
Suite 165
Fort Lauderdale, FL 33309
754.288.1008

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From: LeeAnn Rounds <LeeAnn.Rounds@flgaming.gov>
Sent: Monday, October 28, 2024 2:38 PM
To: Julio Minaya <Julio.Minaya@flgaming.gov>
Cc: Derek Washington <Derek.Washington@flgaming.gov>
Subject: [redacted]

Good afternoon Julio,

I am not sure who has Hialeah. I met [redacted] today. He stated someone from your office was looking for him about a month ago regarding the marked cards case. He stated he has a lot more information on that case including a Floor's name that was involved and dealers involved that were not reported at the time. The ring leader player is Omar Morillo and he is good friends with the cardroom manager and that is why she did not provide his name.

He also stated on the Rubik's cube case there was a 5th player who was the ring leader and he now has that gentleman's name.

[redacted]

Lee Ann Rounds
Investigation Specialist II
Division of Pari-Mutuel Wagering
Office of Investigations
813.893.0242 Cell
689.214.3513 Fax

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From: Stefen W. Sloane
To: Traci Sloan
Subject: RE: [EXTERNAL] FW: Message from FTL-PMW-bizhub
Date: Friday, November 15, 2024 2:27:15 PM
Attachments: image002.png
image003.png

Good afternoon,

Our records have been updated to reflect the information provided. As discussed, Magic City Casino has the intention to permanently exclude Andrew Tumlin.

Thank you for your attention,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

MAGIC CITY CASINO

From: Traci Sloan <Traci.Sloan@flgaming.gov>
Sent: Tuesday, November 12, 2024 2:52 PM
To: Stefen W. Sloane <ssloane@magiccitycasino.com>
Subject: [EXTERNAL] FW: Message from FTL-PMW-bizhub

Good afternoon Stefen,

Please find attached, the LinkedIn profile for Andrew Tumlin. I'm just waiting for the exclusion.

Thanks,

Florida Gaming Control Commission
flgaming.gov

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering

Office of Investigations
754-288-0922 Office 954-202-3900 FAX
Email: traci.sloan@flgaming.gov

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From: FTL-PMW-Bizhub@flgaming.gov <FTL-PMW-Bizhub@flgaming.gov>
Sent: Tuesday, November 12, 2024 12:11 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Subject: Message from FTL-PMW-bizhub

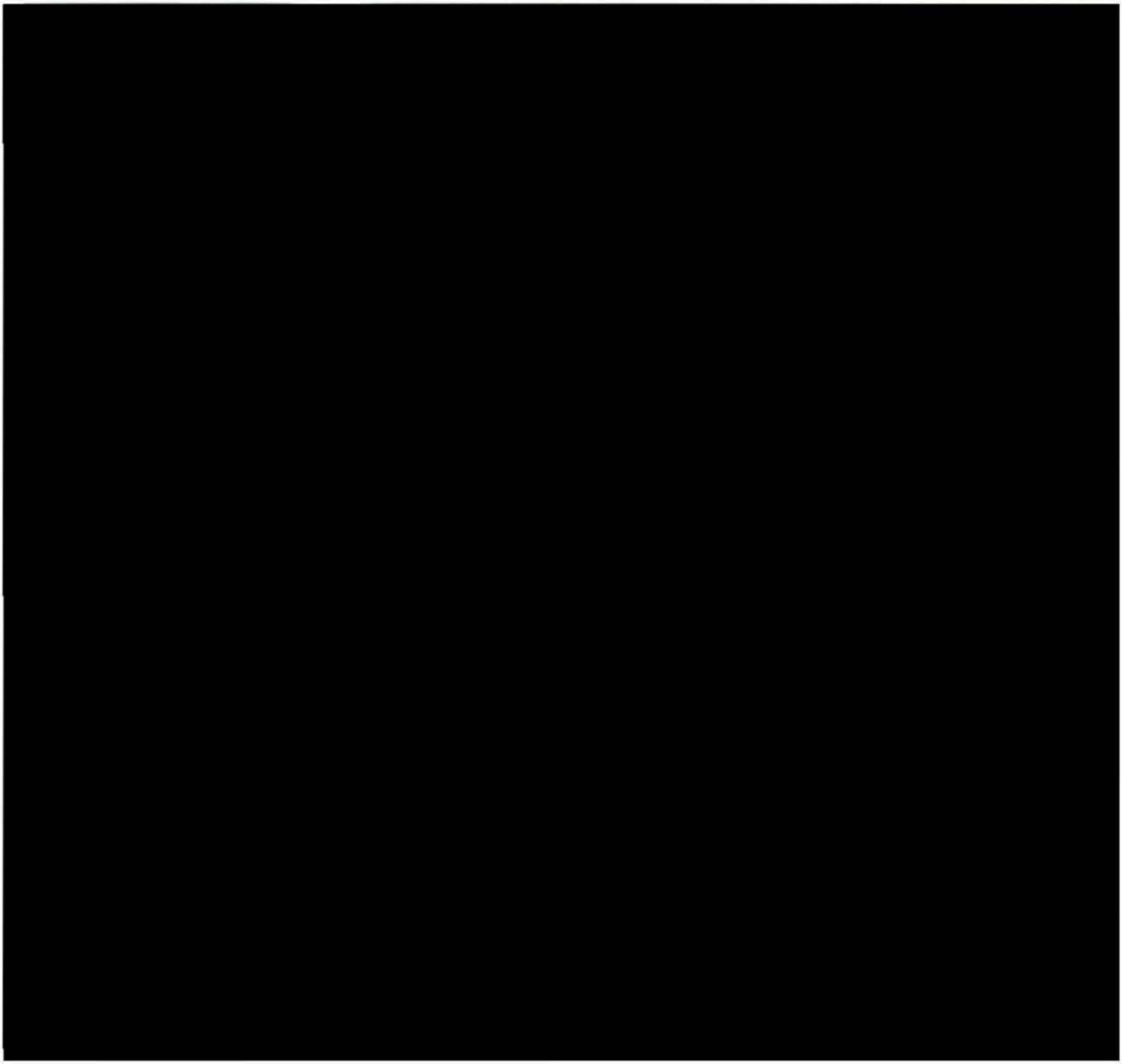
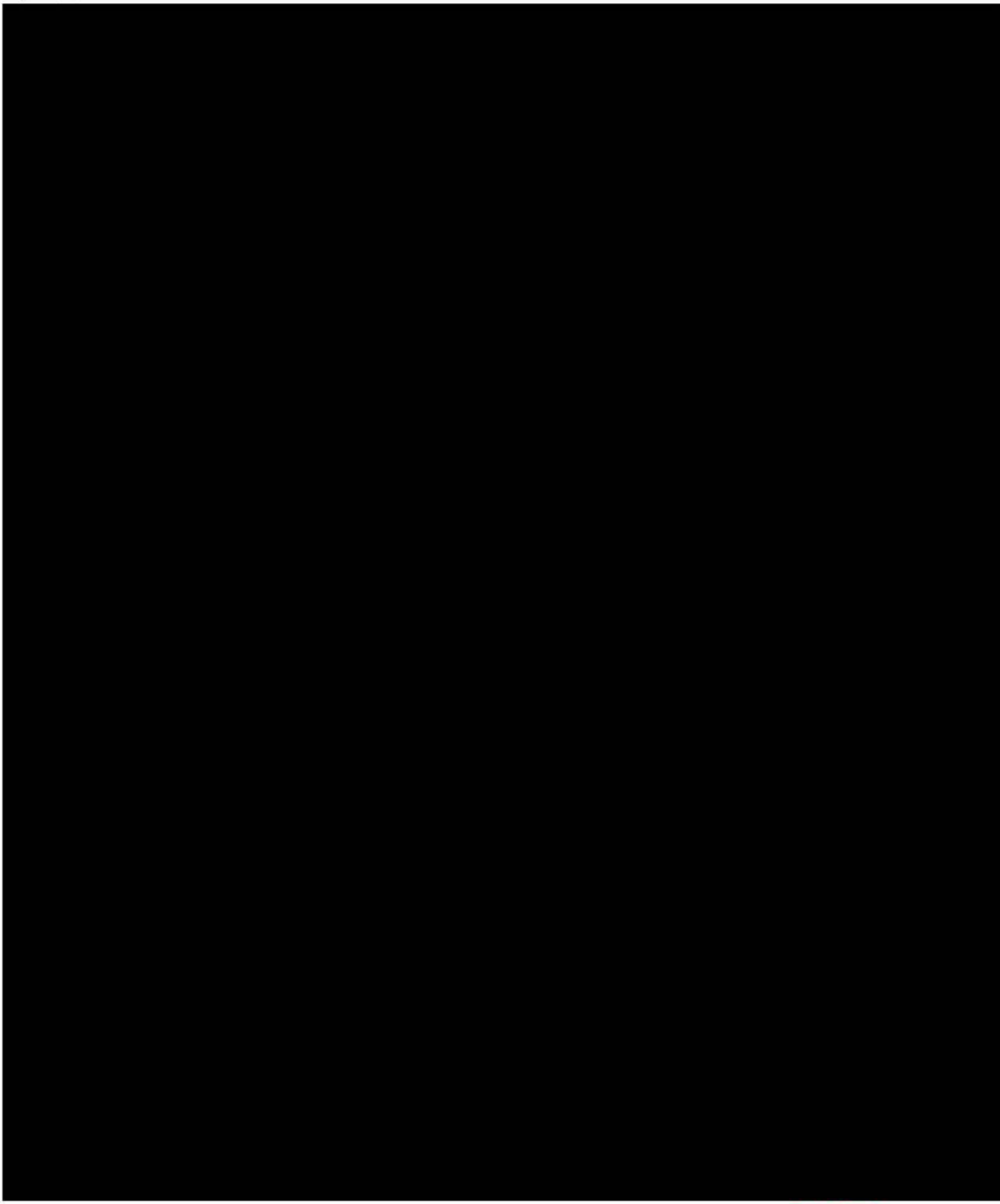


EXHIBIT 2
PAGE 1



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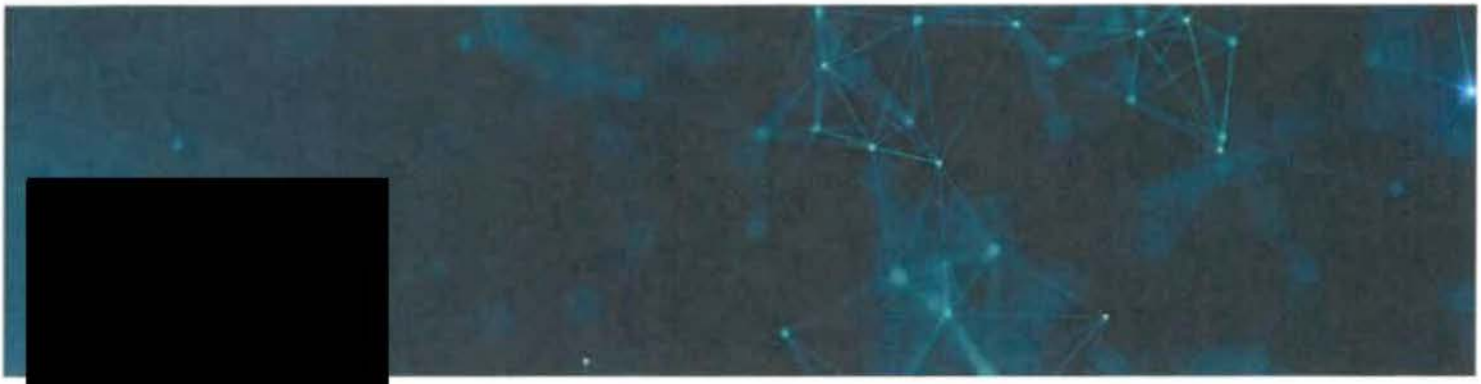

[redacted]

Andrew Tumlin

Nuclear Sustaining Mechanical Engineer

Sugar Land, Texas, United States · Contact Info

114 followers · 113 connections

[redacted] See your mutual connections

Join to view profile

Message

SLB

University of Florida

About

Hi! My name is Andrew and I am a mechanical engineer currently working at SLB on their nuclear sustaining team. I received my degree in mechanical engineering from the University of Florida and have a strong passion for robotics and controls. In my current role, I am responsible for maintaining and improving nuclear detectors, ensuring they can be safely and efficiently operated. In my spare time, I enjoy staying up to date on the latest advancements in mechanical

engineering and finding ways to apply these technologies to my work. Feel free to connect with me if you have any questions or just want to chat about engineering!

Experience

Nuclear Sustaining Mechanical Engineer

SLB

Jun 2022 - Present · 2 years 6 months

Sugar Land, Texas, United States

• Design improvements for gamma ray (GR) detectors, Helium3 (He3) detectors, pulsed neutron generators (PNG) and photomultiplier tubes (PMT) as well as test fixtures for them

• Write and perform test plans to check the capabilities of and increase the operating threshold for our nuclear products

• Collaborate with other types of engineers, such as electrical and manufacturing, to troubleshoot issues and identify solutions to mechanical problems

• Review technical documents and drawings...

Show more

University of Florida

2 years 10 months

Team Captain for the UF ASME Student Design Competition Team

Aug 2019 - May 2022 · 2 years 10 months

Gainesville, Florida, United States

• Achieved 1st place at the Regional and International ASME E-Fest Competitions in 2018 and 2019

• Designed a mechanical system in SolidWorks that uses a scroll gear and 3 self-centering jaws to clamp an object much like a chuck does

• Led a team of 10 students to design and manufacture a robot that could create a free-standing paper tower structure by either folding, cutting, or mechanically linking paper together

• Organized meetings and maintained a schedule using Gantt Charts to...

Show more

Lead Engineering Analyst for an Autononmous Microbioreactor

Aug 2020 - Dec 2020 · 5 months

Gainesville, Florida, United States

• Performed steady state and transient heat transfer analyses using Fourier's Law and the semi-infinite solid with a constant boundary temperature approximation on well plates and conical tubes to verify desired temperatures

• Utilized Ashby plots to determine the most efficient and effective materials for the critical components of the device

• Calculated the maximum distance a laser could be positioned from the cell cultures using a Gaussian beam approximation such that an intensity of...

Show more

Undergraduate Teaching Assistant

Aug 2019 - Dec 2020 · 1 year 5 months

Gainesville, Florida, United States

• Tutored approximately 150 students to solidify concepts learned in class and improved the students' overall abilities to complete dynamics and controls problems respectively

• Graded homework assignments and offered valuable feedback on improvements that could be made to better understand the subject

Molecular DyUndergraduate Research Fellow

Aug 2019 - May 2020 · 10 months

Gainesville, Florida Area

• Ran mechanical and thermal simulations on 2D and 3D-materials using the LAAMPS software to investigate how the materials respond to stimuli and how to maximize desirable properties

• Imposed wave-packet simulations on superlattices to study how different frequencies affect vibrations in materials

University of Florida

5 months

Design Team Member for Design and Manufacturing Lab

Jan 2019 - May 2019 · 5 months

Gainesville, Florida, United States

• Designed and constructed a robot in 13 weeks that maneuvered an obstacle course and collected a payload

• Collaborated with a team of students to modify and assemble the design based on

design down selection matrices
• Manufactured functional parts for the robot using a mill, lathe, drill press, bandsaw, and sheet metal brake

Public Relations Chair UF American Society of Mechanical Engineers

Jan 2019 - May 2019 · 5 months

Gainesville, Florida, United States

• Introduced and created a Slack workspace that improved the effectiveness of communication throughout the organization
• Controlled all other social media and communication platforms and sent monthly updates regarding meeting days, workshops, socials, etc.

Education

University of Florida

Master's of Science · Mechanical Engineering · 3.95

2021 - 2022

University of Florida

Bachelor of Science - BS · Mechanical Engineering · 3.99

2017 - 2021

Activities and Societies: UF American Society of Mechanical Engineers (ASME), UF Student Design Competition (SDC), UF University Math Society (UMS), Phi Kappa Phi

Honors & Awards

Graduate Control Systems Certificate

University of Florida Herbert Wertheim College of Engineering

May 2022

University of Florida Anderson Scholar

University of Florida

Oct 2019

Eagle Scout
Boy Scouts of America
Nov 2015

University of Florida Dean's List (2017-2020)
University of Florida

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- Contact Andrew directly

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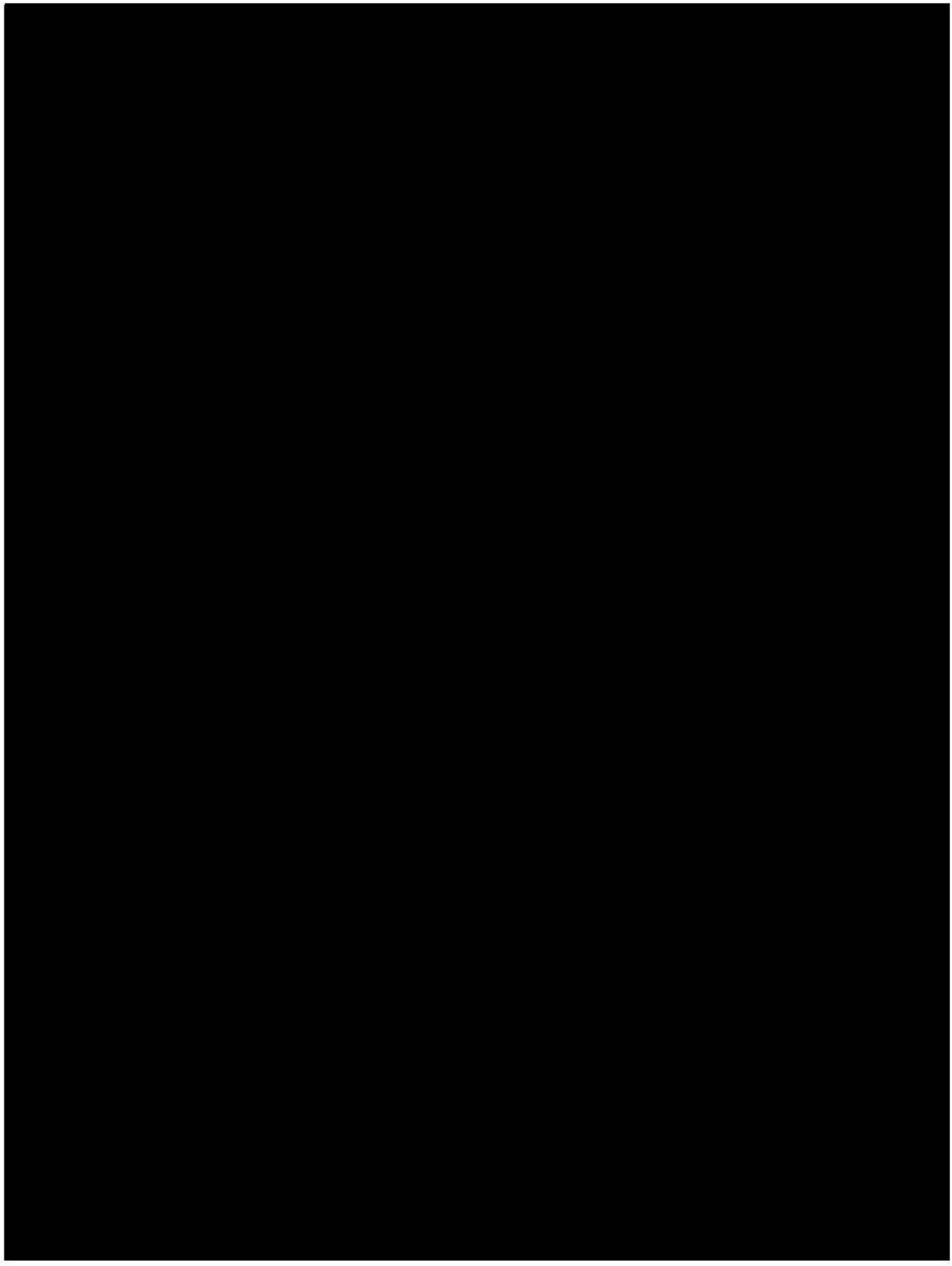

[redacted]

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[redacted]

🚀 Exciting Developments in Space Exploration and Engineering! 🚀 As [redacted]

[redacted]

It has been a year since my last undergraduate paper. As I look back on thi[redacted]

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[redacted]

Took my last exam for my Theory of Vibrations class yesterday. What a fascinating and important class!...

5

[redacted]

🌟 Exploring the Intersection of Science and Design 🌟 Passionate about biology, genetics, and chemistry, I'm...

14 · 1 Comment

[redacted]

Today is my first day as an Engineering Intern at the Dickinson ND Renewable Dies...

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[redacted]

This summer, I had the incredible opportunity to intern as a Systems Engineering Intern at Parameter Generation...

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Cumming, GA

Andrew Tumlin
Fire Controlman at US Navy
Cincinnati, OH

2 others named Andrew Tumlin are on LinkedIn

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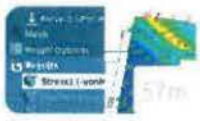
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EXHIBIT

5

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Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update
Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **jhodge**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1098 - Unlicensed Complaints**			Status **90 Closed**	Status Date **12/29/2024**
Complaint #	**2024058104**	Case Type	**CMP - Complaint**	Disposition	Disposition Date
Docket#		Respondent	**WADZINSKI, JAMES DANIEL**	Responsible **bjones - JONES, BRADFORD**	**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	**1**
Class'n	**V-C - Cardroom Violations**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**07/20/2024**
Region	**SR - Southern Region**	Received	**10/08/2024**
Reference	**75-11.005; 550.0251**		
Entered	**10/08/2024**	Entered By	**cstubbs1**
Summary	**155 - WEST FLAGLER ASSOCIATES, LTD - Prohibitions; Powers and duties of the Florida Gaming Control Commission - On July 20, 2024, James WADZINSKI, a patron at Magic City Casino, entered with Daniel Marks, Levi Moreno, Trevor Flanagan and one unidentified male. The facility suspected the five males of cheating by colluding with each other while playing High Card Flush. Magic City Casino has permanently excluded Mr. WADZINSKI from the facility and is requesting that he be placed on the State Exclusion list.**		
Updated	**12/30/2024 10:18:29**	By	**jhodge**

☐ Parties ☑ Activities
☑ Allegations ☐ Discipline
☐ Violations ☐ Compliance
☐ Related ☑ Disposition
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Florida Gaming Control Commission

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS
INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**SOUTHERN**	August 1, 2024	**2024 05 8104**

Respondent:	Complainant:
WADZINSKI, JAMES **115 1ST PLACE** **HASTINGS, MINNESOTA 55033-1083**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BLVD. SUITE 165** **FT. LAUDERDALE, FLORIDA 33309** **TEL. - 954-202-3900**

License # and Type:	Profession:	Report Date:
N/A /1098	**PATRON**	November 14, 2024

Period of Investigation:	Type of Report:
July 25, 2024 TO November 4, 2024	**FINAL**

Alleged Violation: Rule 75-11.005 (4) No person shall, either directly or indirectly:
(a) Employ or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator.
(b) Engage in any act, practice, or course of operation that would constitute a fraud or deceit upon any participant in a game or the cardroom operator.
(c) Engage in any act, practice, or course of operation with the intent of cheating any participant or the cardroom operator.

(F.S.S. 550.0251 (6) Powers and duties of the Florida Gaming Control Commission –
(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state..

Synopsis: On July 20, 2024, James **WADZINSKI**, and four other Patrons, Daniel Marks, Levi Moreno, Trevor Flanagan and Andrew Tumlin, were all are suspected of cheating by colluding with each other while playing Poker (High Card Flush) at the Magic City Casino. As a result, all have been placed on the facility's BOLO list to be permanently excluded from the facility. **(See related cases below)**

Related Case(s): 2024-05-8076, 2024-05-8132, 2024-05-8143, 2024-05-7234

Investigations Specialist II / Date	Investigations Manager / Date:
Traci Sloan Traci Sloan / October 14, 2024	Tyrell D. Smith / December 2, 2024

Chief of Investigations / Date:

Bradford D. Jone / December 29, 2024

CONTINUATION

On July 25, 2024, while on a routine facility visit at Calder Casino I was advised of an incident in the cardroom with potential card counters. I reviewed surveillance footage with Calder Compliance Director Iliana Velazquez, Card Room Manager Ralph Brandt, Surveillance Director Favio Munoz, and Surveillance Supervisor Michael Urena. Velazquez stated that the patrons would not be excluded from the facility based on their actions but would be refused card room play if they returned. The players won approximately $46,000 while playing in the cardroom **(EXHIBIT #3 - PAGE #8).**

In viewing the surveillance footage, the following behaviors were observed:

1. The subjects occupied every space at the table (I Luv Suits).
2. The Dealer overheard the players making random comments containing numbers.
3. Andrew Tumlin would manipulate a small Rubiks Cube and place on the felt during each hand.
4. The subject players showed and discussed their hands with each other.
5. Levi Moreno appeared to document winnings on tablet.
6. Large sums of money to bet. Buy in- $2,600 **(EXHIBIT #2 - PAGE #16)**
7. Levi Moreno and James **WADZINSKI** placed the highest bets while Andrew Tumlin, Daniel Marks and Trevor Flanagan placed minimal bets.

On July 26, 2024, Iliana Velazquez notified me by email that this same group had played at Magic City for approximately an hour prior to coming to Calder and was asked to leave, per management. The email had a picture attached verifying that it was the same group of players **(EXHIBIT #3 - PAGES 1-4)**

On July 29, 2024, I spoke with Iliana Zamora (Magic City Card Room Manager) via phone, and she stated the subject patrons played High Card Flush[1] on Saturday, July 20, 2024, at approximately 3:00 pm and stayed for 45 minutes to an hour. She stated she noticed when they entered the card room but what drew her attention to them was the way they were betting. She then proceeded to the table where they were playing to monitor what was going on, and observed them colluding by showing their hands to each other.

She advised them that showing hands was not allowed. One of them stated, 'Oh this is not allowed," while still showing his hand to another player. They then began discussing their hands with each other and taking an excessively long time to make a wager all while placing maximum bets. She stated she then issued them a warning. She stated that everyone except for one player placed maximum bets while acting as if they did not know how to play the game. They continued discussing their hands and she told them she was calling security. Daniel Marks stated that he was going to cut his losses, at which point they all began to leave. She stated they would have been excluded immediately but they refused to provide identification.

[1] ***High Card Flush is played with a standard 52-card deck of playing cards. Each player is dealt seven cards. By occupying six seats at a seven-seat table, players that are colluding have access to 42 of the 52 cards creating what is known as advantage play. This could create a 7.3% edge over the house.*** https://www.888casino.com/blog/novelty-games/high-card-flush-collusion

CONTINUATION

On July 30th, 2024, I presented Magic City Compliance Officer, Stefen Sloane with the identification for four of the patrons that had been identified at Calder Racecourse. I also received an email from FGCC Investigator Jose Molina that he had received from the facility notifying him of the incident and of their intent to exclude **(EXHIBIT #3 - PAGES 5-6).**

On August 1, 2024, Compliance Officer Stefen Sloane provided this Investigator with an E-mail stating that the four identified patrons were to be excluded from Magic City Casino for suspicious activity. There was no apparent loss to the Designated Player. Relevant video was saved by surveillance **(EXHIBIT #3 - PAGE #12)** The following was observed on the video:

At 1248 hours, table #6 was opened. Andrew Tumlin sat at seat #1 (and also played seat #2), Daniel Marks seat #3, Trevor Flanagan seat #4, James Wadzinski seat #5 and Levi Moreno at seat #6.

Andrew Tumlin's buy-in was $400. Daniel Marks' buy-in was $300. Trevor Flanagan's buy-in was $300. James **WADZINSKI's** buy-in was $400 and Levi Moreno's buy-in was $1,000. Total initial buy-in was $2,400.

Behaviors identical to what was observed at Calder Race Course were also observed, such as:

1. The subjects occupied every space at the table seated in the same positions (High Card Flush).
2. Andrew Tumlin would manipulate a Rubiks Cube and place on the felt during each hand.
3. Players showed discussed their hands with each other.
4. Large sums of money available to bet. Buy in- $2,400
5. Levi Moreno and James **WADZINSKI** placed the highest bets while Andrew Tumlin, Daniel Marks and Trevor Flanagan placed minimal bets.

At 1342 hours, Zamora told Dealer Carlos Prieto to tell the players that they could not show their hands to each other, and they needed to lower their hands, but they ignored the request **(EXHIBIT #2 - VIDEO 17).**

At 1350 hours, Shift Manager Sonia Panduro warns players to hold cards where they cannot be seen by each other **(EXHIBIT #2 - VIDEO 18).**

At 1355 hours, Zamora speaks with James **WADZINSKI** and Levi Moreno about showing and discussing their hands with each other **(EXHIBIT #2 - VIDEO 19).**

At 1401 hours, Zamora speaks to Daniel Marks about turning his cards down and threatens to call security at which time (according to Zamora) he stated that he was going to cut his losses **(EXHIBIT #2 - VIDEO 20).**

CONTINUATION

At 1407 hours, Trevor Flanagan left the table followed by Daniel Flanagan and Andrew Tumlin. James **WADZINSKI** and Levi Moreno continued to play, but drastically reduced their bets.

At 1420 hours, James **WADZINSKI** and Levi Moreno left the table. From 1248 hours to 1420 hours, the total buy-in of all 5 players was approximately $10,100. There was no loss to the Designated Player (Cardroom Tech).

On October 28, 2024, I received an email stating that [redacted] had information relevant to this investigation **(EXHIBIT #3 - PAGE #13).**

On November 4, 2024, I spoke with [redacted] via telephone, and he identified Andrew Tumlin as the 5th player, who was initially listed as unidentified. He further stated that through his investigation, Tumlin was the mastermind behind the operation and was found on LinkedIn employed as a "Nuclear Sustaining Mechanical Engineer" in Sugarland, Texas. He stated that Moreno was the scout tasked with finding a suitable casino. He stated that at Casino Miami someone had erroneously told Moreno that they did not have this type of game (Flush Rush). Hialeah has the game but only has a table with six seats and seven is required to obtain the advantage they were seeking. [redacted] also stated that Marks and Flanagan are regulars at the Orange City Racing and Card Club in Orange City, Florida. **(EXHIBIT #2 - PAGES 7-15).**

Based on the actions described, Mr. James **WADZINSKI** (along with the other subjects) have been placed on a lookout list so that he can be formally notified of his permanent exclusion from Magic City Casino upon his return to the facility **(EXHIBIT #3 - PAGES 12-15).**

Case Status: Case closed by Investigations and forwarded to Legal for review.

CONTINUATION

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Record Creation Detail

Date/T1
of1
Date/T1 Operator1
Date/T1 Closed:1 Operator1
Closed1 Personnel1

Location of Incident:s

Property:1 Magic Casino1
Location:1 Poker1
Sublocation:1 Room

Details of Incident:s

Log1
T1 Photo1

Category:1

Synopsis:1 Director Zamora photos of1 patrons1 playing1 Photo1

Created On s	Created By s	Modified On s	Modified Bys

Reporting1

Supervisor:1

Incident File Fs Reports

iTrak Incident Reportins and Ris a nagement sys tem Version s 2023.3.3.12701

ncident Number:k N20240003905k
Date/Time Occurred:k 07/22/2024 4:48:07 Pk
Day of Wk :k ondayk
d by:k igarciak

Printed By: isar cia **Printed On: 09/30/2024 at 2:26:36 PM**

EXHIBIT 1
PAGE 21

Incident File Fs Reports

Incident File #IN20240003905s

		Record Creation Details	
Date/Time Occurred:s	07/22/2024 4:48:07 Pk	**Department:s**	Securityk
Day of Wees Occurred:s	ondayk	**Owner:s**	igarciak
Date/Time Created:s	07/22/2024 4:58:22 Pk	**Operator ID:s**	igarciak
Date/Time Closed:s		**Operator Name:s**	
Closed By:s		**Personnel ID:s**	
		Card Number:s	
		Job Positions	
		econdary Operator:s	

Location of Incident:s

Property:s	gic City Casinok
Location:s	Security Vkstibulek
u blocation:s	

Details of Incident:s

Daily Log #:s	DL20240027378k
Incident Type:s	B.O.L.O.k
p ecific:s	Suspicious Activityk
Incident status:s	Openk
Custom 3:s	
Custom 4:s	

y nopsis:s

On k onday kJuly k22, k2024, k kapproximately k4:26 kPk kDirector kof kSecurity) kdvised k Security Supervisor khat kthree unidentified male guests k kto be permanently kxcluded k s per upper management for suspicious kactivity. Security Supervisor kssued a B.O.L.O k for khe kthree unidentified male guests. kf kthese guests kare seen on property, khey k k o k be escorted to the security vestibule and be permanently excluded for suspicious activity.k

Checs ist:s

Narrative:s

Created On s 07/22/2024 4:48:24 Pk **Created By** igarciak

o dified On s 07/22/2024 5:17:53 Pk **o dified By** igarciak

On k onday July 22, 2024, at approximately 4:26 Pk Director of Security Victor Suarez k (1793) advised Security Supervisor kn k cia that five unidentified male guests are to be k permanently excluded as per upper management for suspicious activity. S.S k cia k ssued a B.O.L.O for the five unidentified male guests. kf these guests are seen on k property, they are to be escorted to the security vestibule and be permanently excluded k for suspicious activity.k

Executive Brief:s

Reportins Party:s	**up ervisor :s**

Participants Invo ved:s

Personnels

Full Name:k	Sk AREZ, VkCTOk k	Property:k	gic City Casinok
ole:k	Director Of Security, k	Department:k	Securityk
Date Of Birth:k	[redacted]		

Full Name:k	Ak A, kAN Lk Sk	Property:k	gic City Casinok
ole:k	Security Supervisor, k	Department:k	Securityk
Date Of Birth:k			

u bjects

Full Name:k	Wkdzinski, James Danielk	ompany:k	
ole:k	uest, k		
Date Of Birth:k	[redacted]		
Address:k	115 1ST PL, H1stings, k N, 55033, k SAk		
Contact knfo:k			

Full Name:k	7/22/2024 (5), B.O.L.O k	ompany:k	
ole:k	uest, k		
Date Of Birth:k			
Address:k			
Contact knfo:k			

Full Name:k	oreno, Levi k hek	ompany:k	
ole:k	uest, k		
Date Of Birth:k	[redacted]		
Address:k	628 k 28TH ST, Houston, TX, 77008, k SAk		
Contact knfo:k			

Full Name:k	s, Daniel Patrick	ompany:k	
ole:k	uest, k		
Date Of Birth:k	[redacted]		
Address:k	6125 AVOCk Tk Dk Dk , Lithia, FL, 33547, k SAk		
Contact knfo:k			

Full Name:k	Flanagan, Tkvor Davidk	ompany:k	
ole:k	uest, k		

Reportins Party:s

up ervisor :s

Incident File Fs Reports

Incident File #IN20240003905s

Date Of Birth:k [redacted]

Address:k 1605 Oak Springs PL, Lake k y, FL, 32746, k SAk

Contact kfo:k

List of Attached Records:s

Record Types	u mmary	Attached By	Date Attacheds
Daily Logk	Daily Logk: DL20240027378 - Occurred Date: k 07/22/2024 4:48:07 Pk - Property: k gic City k sino - Location: Security Vkstibule - Topic: k B.O.L.O - Synopsis: On k onday July 22, 2024, k approximately 4:26 Pk Director of Security) k dvised Security Supervisor that three k unidentified male guests are to be permanently k xcluded as per upper management for k suspicious activity. Security Supervisor kssued a k B.O.L.O for the three unidentified male guests. kf k hese guests are seen on property, they are to k be escorted to the security vestibule and be k permanently excluded for suspicious activity.k	igarciak	07/22/2024k

Reportins Party:s	up ervisor :s

EXHIBIT 1
PAGE 51

Media Title

Original Filename
20240801113332217.pdf

Date Attached
08/01/2024 3:02:08 PM

Attached By
hperez

Type
PDF

Size
1649141

[redacted]

Media Title

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Date Attached
08/01/2024 3:02:38 PM

Attached By
hperez

Type
JPEG

Size
3976272

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Attached By
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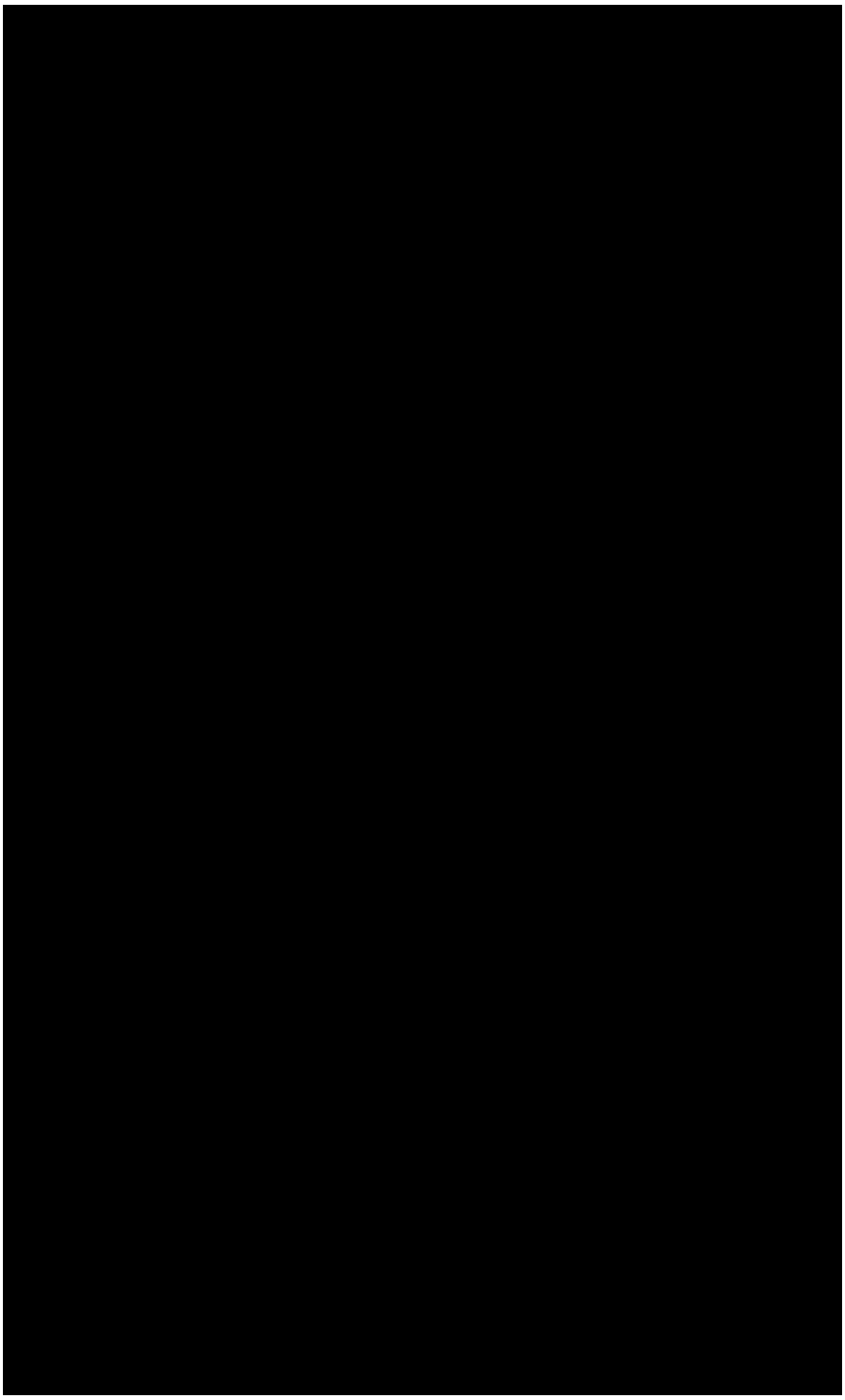

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Type
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Media Title

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Date Attached
07/22/2024 4:58:17 PM

Attached By
igarcia

Type
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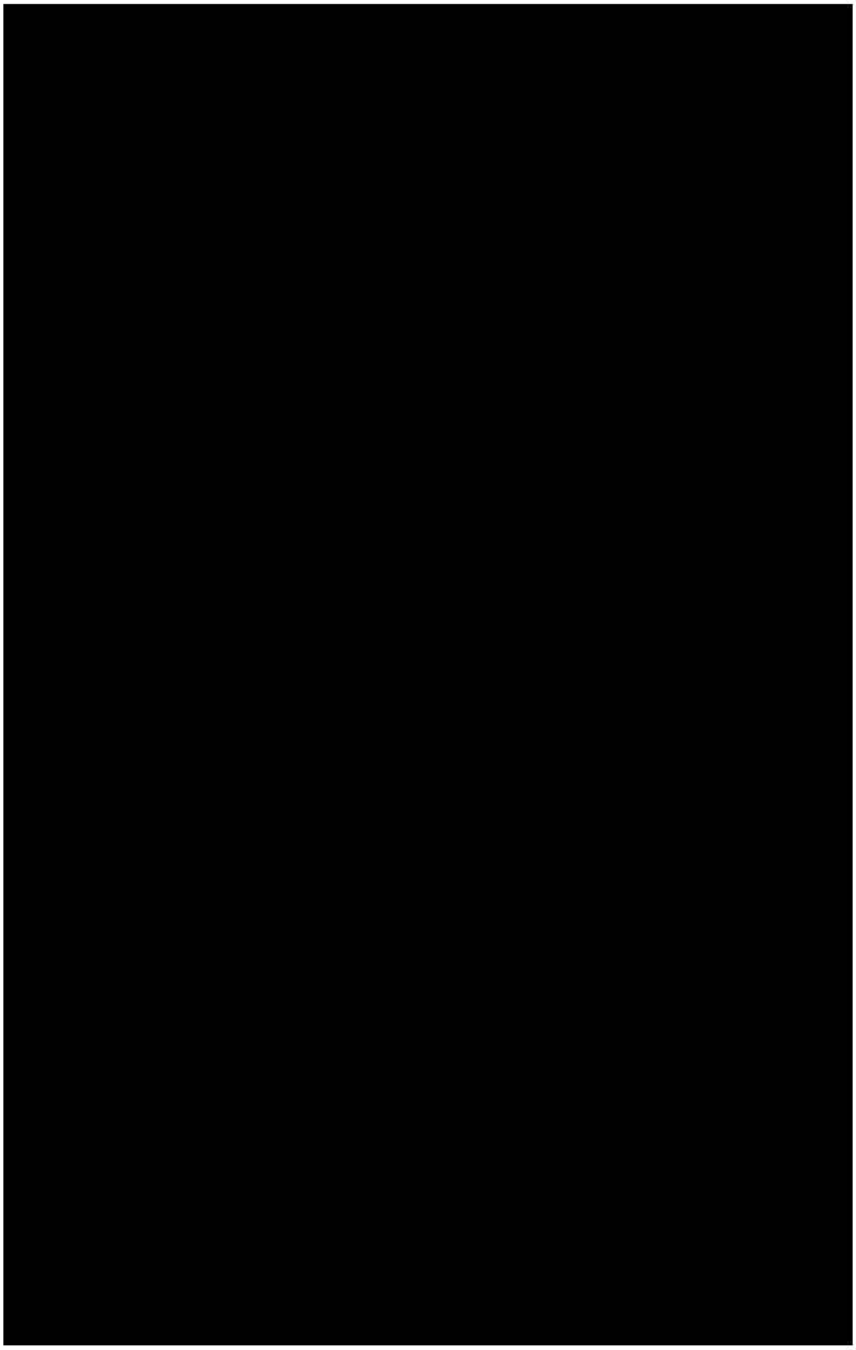

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EXHIBIT 1
PAGE 8

Media Title

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Attached By
hperez

Type
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Size
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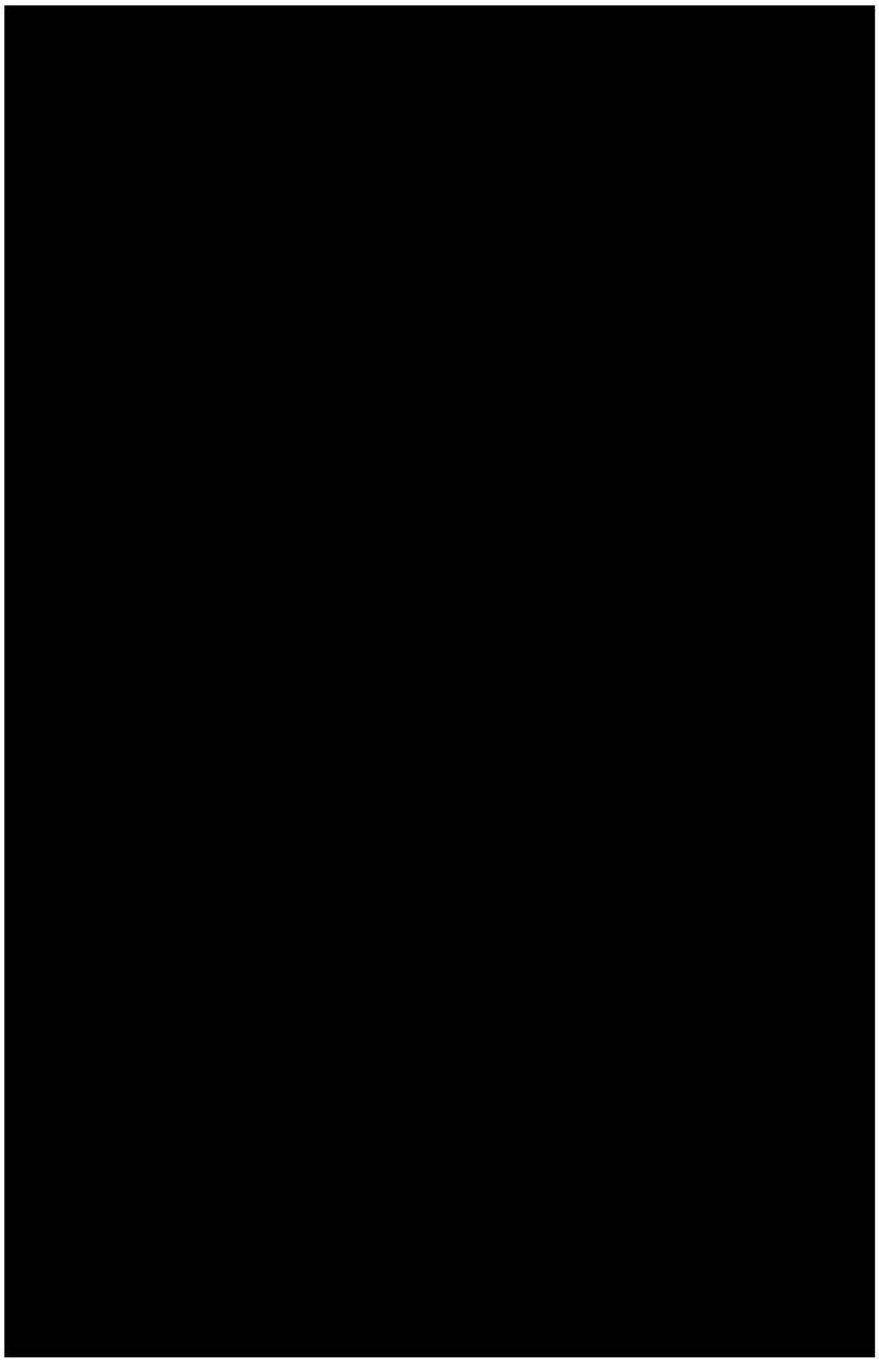

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Suspicious activity 3.jpeg

Date Attached
07/22/2024 4:58:17 PM

Attached By
igarcia

Type
JPEG

Size
262880

EXHIBIT 1
PAGE 9

[redacted]

[redacted]

Record Detail

Customer Name:	Driver License Status:	
ANDREW JOSEPH TUMLIN	Valid	
DL/ID: [redacted]	**SSN:** [redacted]	**Class:** E
Previous DUI: 0 *This count reflects total DUI convictions on record.*	**Previous DWLS:** 0 *This count reflects total DWLS convictions on record.*	

[redacted]

Address:	Date of Birth:	Gender:	Height:
17835 MISSION OAK DR LITHIA, FL 33547-4804	[redacted]	MALE	5' 5"
Original License Issue Date: 07/07/2014	**Issued:** 05/29/2023	**Expires:** 06/29/2031	**Replaced:** 07/09/2015
CDL Status:			
Commercial Learners Permit (CLP) Status:			
Form Number: X652305291305			**EIN:** [redacted]
Citizen Status: US CITIZEN	**Country of Birth:** US OF AMERICA	**State of Birth:** FLORIDA	
Race: CAUCASIAN			

Andrew Tumlin

ORGAN DONOR
SAFE DRIVER
REAL ID COMPLIANT

Current Restrictions:	Current Endorsements:	Conditional Messages:

From: Traci Sloan
To: Iliana Velazquez
Subject: RE: Card Room Patrons I luv Suits
Date: Monday, July 29, 2024 3:33:00 PM
Attachments: image001.png
image004.png
image007.png
image008.png
image009.png
image010.png
image011.png

Yes it does, thanks!

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari Mutuel Wagering
Office of Investigations
754 288 0922 Office 954 202 3900 FAX
Email: traci.sloan@flgaming.gov

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From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Monday, July 29, 2024 3:31 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Hey.

I think they were there last Saturday 7/20, but not sure how much they won apparently, they were only on the table for an hour before they were asked to leave…

Hope this helps.

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

From: Traci Sloan <Traci.Sloan@flgaming.gov>
Sent: Monday, July 29, 2024 3:22 PM
To: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Hi Iliana,
I want to inquire about the patrons that went to Magic City… do you know when they were there and possibly how much they won?

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari Mutuel Wagering
Office of Investigations
754 288 0922 Office 954 202 3900 FAX
Email: traci.sloan@flgaming.gov

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From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Friday, July 26, 2024 11:46 AM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Good Morning,

Just sharing a photo taken at Magic City of the patrons we spoke about yesterday, wanted to share additional info I was given.

Perhaps they were able to identify the last unknown patron.

Thanks

[redacted]

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Thursday, July 25, 2024 6:36 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: Card Room Patrons- I luv Suits

Hi Traci,

Please see ID's we spoke about this afternoon.

thanks

[redacted]

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

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From:	Jose Molina
To:	Traci Sloan
Subject:	FW: IN20240003905 (Magic City Casino incident on July 20, 2024)
Date:	Tuesday, July 30, 2024 3:37:30 PM
Attachments:	Outlook-cozefwbs.png IN20240003905.pdf image001.png

Hi Traci,

I hope that you are well.

Stefen Sloane, Compliance Officer at Magic City Casino reached out to me at 3:00 PM today, as related to an
incident that occurred at the Casino on 07/20/2024, at approximately 4:26 PM. He was recently contacted by Ileana Zamora, Director of Poker. Ms. Zamora told him that you had stopped by the Casino when she was on leave. I told him that I would forward the Security report to you.

The five individuals were apparently involved in suspicious activity, "showing their hands and speaking inappropriately." The incident was witnessed by Ms. Zamora. The individuals were escorted from the casino by Security. They refused to produce identification. B.O.L.O.s were issued for the individuals. Per the security report, they will be permanently excluded from the Casino if they return.

You may contact Stefen Sloane at e-mail address; ssloane@magiccitycasino.com. His cell phone number is, (954) 298-6537.

I hope that this helps.

Take care,

Jose

Florida Gaming Control Commission
flgaming.gov

Jose F. Molina
Investigation Specialist II
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations
754-288-0923 Office 954-202-3900

FAX
Email: jose.molina@flgaming.gov

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From: Stefen W. Sloane <ssloane@magiccitycasino.com>
Sent: Tuesday, July 30, 2024 3:16 PM
To: Jose Molina <Jose.Molina@flgaming.gov>
Subject: IN20240003905

Hi Jose, good afternoon,

Per our call, please see the attached incident report. Please let us know how Magic City Casino can assist with this matter.

Thank you,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

From:	Ralph Brandt
To:	Traci Sloan
Subject:	FW: Card counting team
Date:	Thursday, October 17, 2024 11:04:08 AM
Attachments:	image001.png image002.png image003.png image004.png image005.png image012.png

Here you go.

Ralph Brandt
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Direct Line: (305) 474-5711 | **Cell:**(954) 615-8777
Ralph.Brandt@CalderCasino.com

From: Ralph Brandt
Sent: Tuesday, July 23, 2024 3:07 PM
To: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: FW: Card counting team

Sorry, forgot to CC you as well.

Regards,

Ralph Brandt
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Direct Line: (305) 474-5711 | **Cell:**(954) 615-8777
Ralph.Brandt@CalderCasino.com

From: Ralph Brandt

<Ralph.Brandt@caldercasino.com>
Sent: Tuesday, July 23, 2024 1:42 PM
To: Richard Sukhu <Richard.Sukhu@caldercasino.com>; Rachel Stellato <Rachel.Stellato@caldercasino.com>
Cc: Calder_Surveillance <Calder_Surveillance@caldercasino.com>; Calder_Cardroom_Leadership <Calder_Cardroom_Leadership@caldercasino.com>; JC Lara <Jean.Lara@caldercasino.com>
Subject: Card counting team

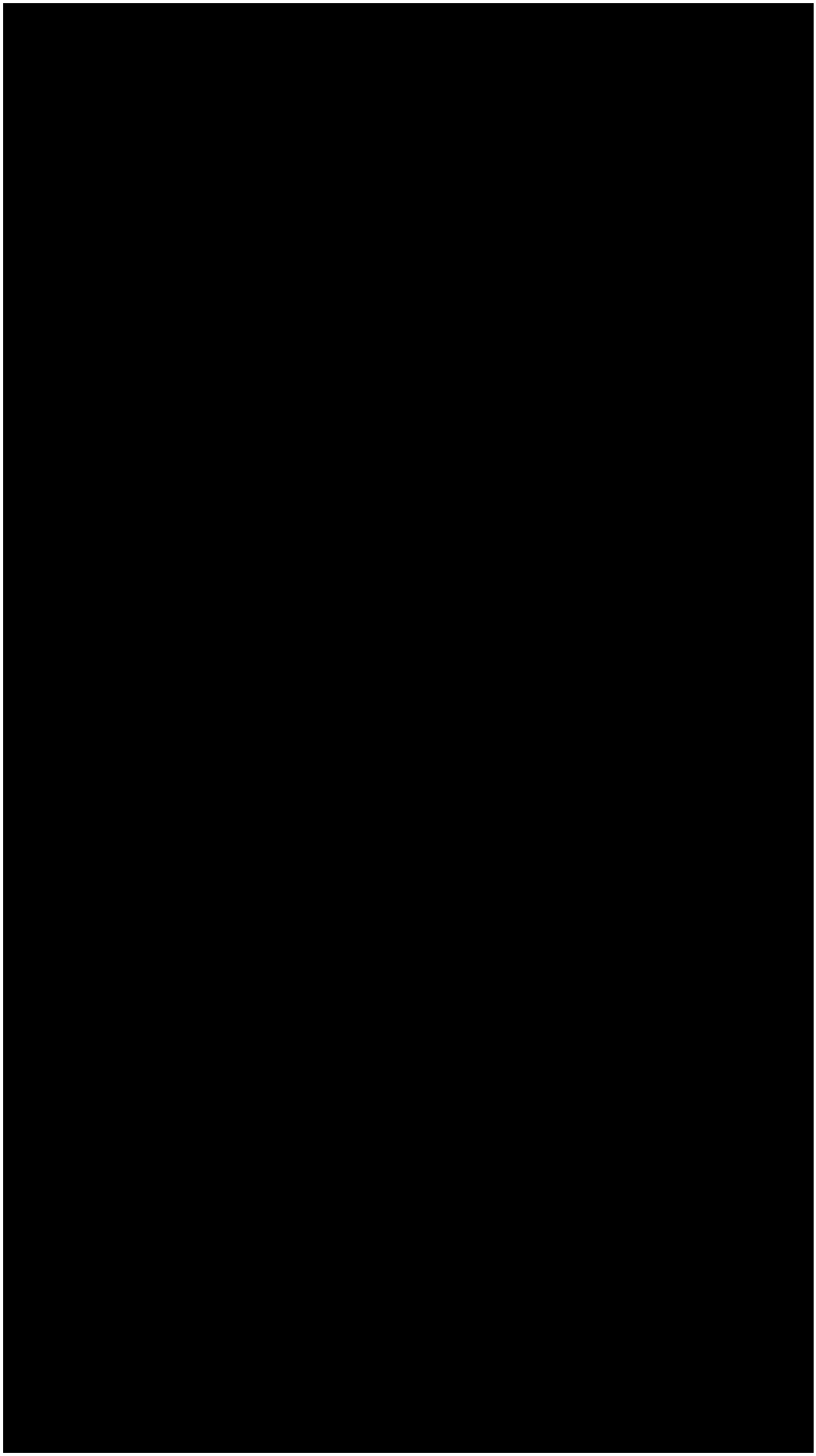
Team,

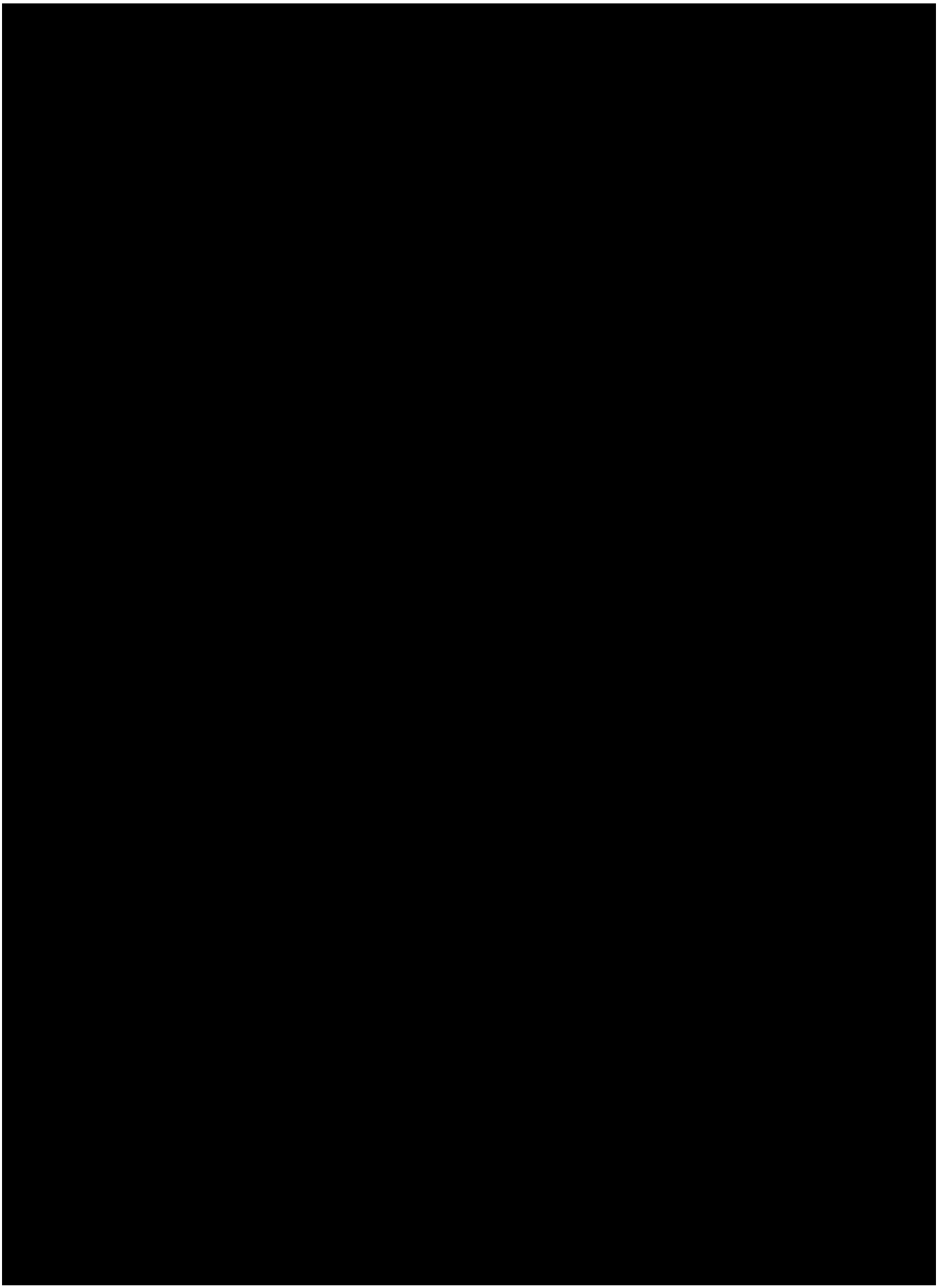
This past weekend (7/20 – 7/21), there was a card counting team active in the Card Room that cashed out for about $46k.

This is a seasoned team. They played I Luv Suits, and they fill the table with their team.

The first two players bet the minimum, and all five players in the team act in order, and communicate via code their hands. For I Luv Suits they communicate the number of cards for each suit, for DJ Wild they communicate the number of wild cards in play.

Unknown:





RALPH BRANDT
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Office: (305) 625-1311 ext 5711 | **Cell:** (954) 615-8777
Card Room: (305) 474-5700
Ralph.Brandt@CalderCasino.com

RALPH BRANDT
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Office: (305) 625-1311 ext 5711 | **Cell:** (954) 615-8777
Card Room: (305) 474-5700
Ralph.Brandt@CalderCasino.com

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From: Stefen W. Sloane
To: Traci Sloan
Cc: Yadelin Crespo
Subject: Incident Report No.: IN20240003905
Date: Thursday, August 1, 2024 10:05:57 AM
Attachments: image001.png

Good morning Ms. Sloan,

Per yesterday's meeting about Incident Report No.: IN20240003905, thank you for providing identifications for the following persons: 1) James Wadzinski; 2) Daniel Marks; 3) Levi Moreno; and 4) Trevor Flanagan. Our records are in the process of being updated to reflect the information provided. As discussed, Magic City Casino has the intention to permanently exclude the above referenced persons based on their activity on July 20, 2024.

Thank you for your attention,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

From: Julio Minaya
To: Traci Sloan; Tyrell Smith
Cc: Bradford Jones
Subject: FW: [redacted]
Date: Monday, October 28, 2024 2:57:41 PM
Attachments: image003.png

FYI

Julio Minaya
Investigation Manager
Florida Gaming Control Commission
Division of Pari- Mutuel Wagering
1400 W Commercial Blvd
Suite 165
Fort Lauderdale, FL 33309
754.288.1008

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From: LeeAnn Rounds <LeeAnn.Rounds@flgaming.gov>
Sent: Monday, October 28, 2024 2:38 PM
To: Julio Minaya <Julio.Minaya@flgaming.gov>
Cc: Derek Washington <Derek.Washington@flgaming.gov>
Subject: [redacted]

Good afternoon Julio,

I am not sure who has Hialeah. I met [redacted] today. He stated someone from your office was looking for him about a month ago regarding the marked cards case. He stated he has a lot more information on that case including a Floor's name that was involved and dealers involved that were not reported at the time. The ring leader player is Omar Morillo and he is good friends with the cardroom manager and that is why she did not provide his name.

He also stated on the Rubik's cube case there was a 5th player who was the ring leader and he now has that gentleman's name.

[redacted]

Lee Ann Rounds
Investigation Specialist II
Division of Pari-Mutuel Wagering
Office of Investigations
813.893.0242 Cell
689.214.3513 Fax

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From: Stefen W. Sloane
To: Traci Sloan
Subject: RE: [EXTERNAL] FW: Message from FTL-PMW-bizhub
Date: Friday, November 15, 2024 2:27:15 PM
Attachments: image002.png
image003.png

Good afternoon,

Our records have been updated to reflect the information provided. As discussed, Magic City Casino has the intention to permanently exclude Andrew Tumlin.

Thank you for your attention,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

---

From: Traci Sloan <Traci.Sloan@flgaming.gov>
Sent: Tuesday, November 12, 2024 2:52 PM
To: Stefen W. Sloane <ssloane@magiccitycasino.com>
Subject: [EXTERNAL] FW: Message from FTL-PMW-bizhub

Good afternoon Stefen,

Please find attached, the LinkedIn profile for Andrew Tumlin. I'm just waiting for the exclusion.

Thanks,

Florida Gaming Control Commission
flgaming.gov

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering

Office of Investigations
754-288-0922 Office 954-202-3900 FAX
Email: traci.sloan@flgaming.gov

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From: FTL-PMW-Bizhub@flgaming.gov <FTL-PMW-Bizhub@flgaming.gov>
Sent: Tuesday, November 12, 2024 12:11 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Subject: Message from FTL-PMW-bizhub

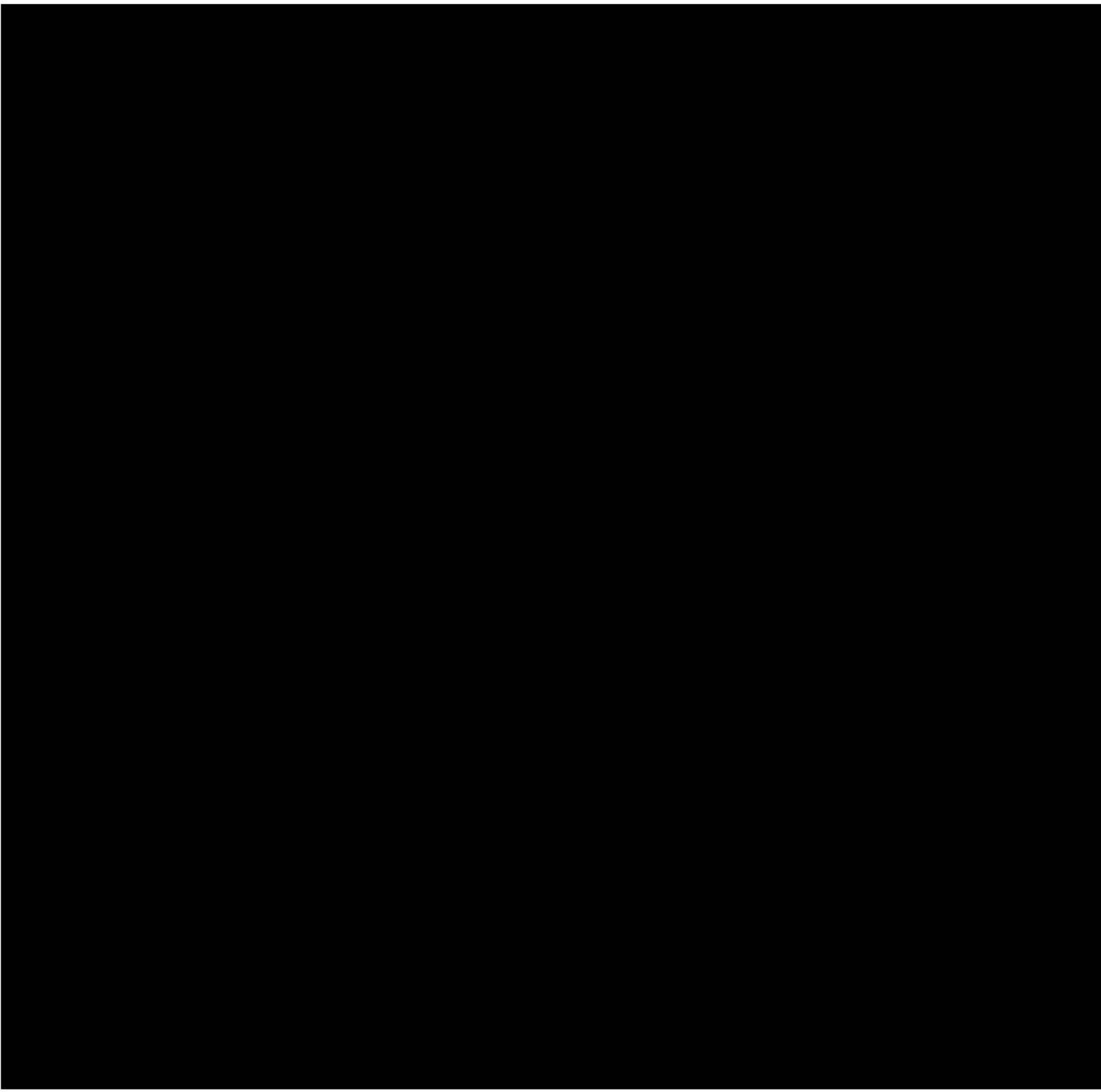
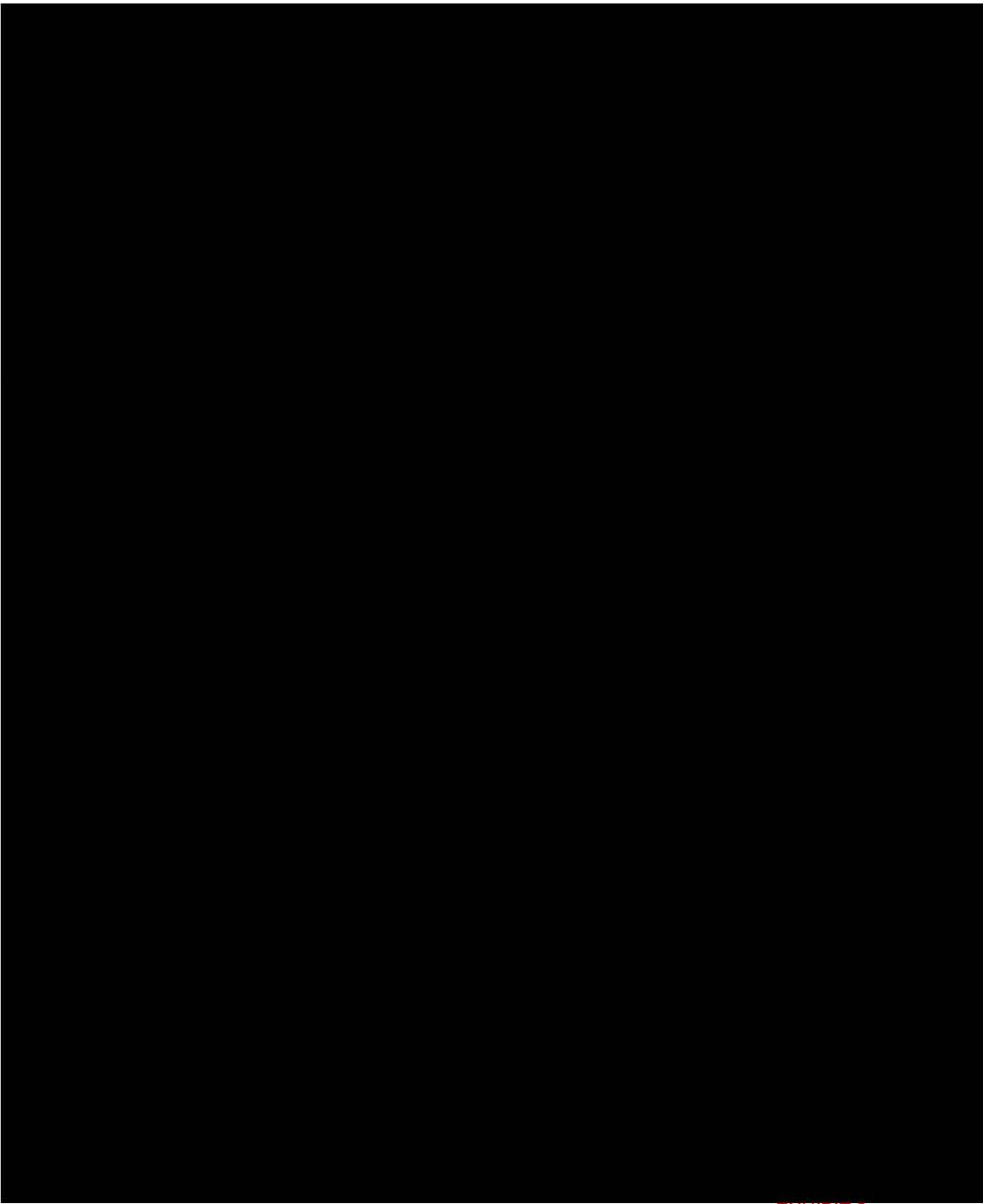


EXHIBIT 2
PAGE 1



[redacted]

Andrew Tumlin

Nuclear Sustaining Mechanical Engineer

Sugar Land, Texas, United States · Contact Info

[redacted] followers · 113 connections

[redacted]

Join to view profile

Message

SLB

University of Florida

About

Hi! My name is Andrew and I am a mechanical engineer currently working at SLB on their nuclear sustaining team. I received my degree in mechanical engineering from the University of Florida and have a strong passion for robotics and controls. In my current role, I am responsible for maintaining and improving nuclear detectors, ensuring they can be safely and efficiently operated. In my spare time, I enjoy staying up to date on the latest advancements in mechanical

engineering and finding ways to apply these technologies to my work. Feel free to connect with me if you have any questions or just want to chat about engineering!

Experience

Nuclear Sustaining Mechanical Engineer

SLB

Jun 2022 - Present · 2 years 6 months

Sugar Land, Texas, United States

• Design improvements for gamma ray (GR) detectors, Helium3 (He3) detectors, pulsed neutron generators (PNG) and photomultiplier tubes (PMT) as well as test fixtures for them

• Write and perform test plans to check the capabilities of and increase the operating threshold for our nuclear products

• Collaborate with other types of engineers, such as electrical and manufacturing, to troubleshoot issues and identify solutions to mechanical problems

• Review technical documents and drawings...

Show more

University of Florida

2 years 10 months

Team Captain for the UF ASME Student Design Competition Team

Aug 2019 - May 2022 · 2 years 10 months

Gainesville, Florida, United States

• Achieved 1st place at the Regional and International ASME E-Fest Competitions in 2018 and 2019

• Designed a mechanical system in SolidWorks that uses a scroll gear and 3 self-centering jaws to clamp an object much like a chuck does

• Led a team of 10 students to design and manufacture a robot that could create a free-standing paper tower structure by either folding, cutting, or mechanically linking paper together

• Organized meetings and maintained a schedule using Gantt Charts to...

Show more

Lead Engineering Analyst for an Autononmous Microbioreactor

Aug 2020 - Dec 2020 · 5 months

Gainesville, Florida, United States

• Performed steady state and transient heat transfer analyses using Fourier's Law and the semi-infinite solid with a constant boundary temperature approximation on well plates and conical tubes to verify desired temperatures

• Utilized Ashby plots to determine the most efficient and effective materials for the critical components of the device

• Calculated the maximum distance a laser could be positioned from the cell cultures using a Gaussian beam approximation such that an intensity of...

Show more

Undergraduate Teaching Assistant

Aug 2019 - Dec 2020 · 1 year 5 months

Gainesville, Florida, United States

• Tutored approximately 150 students to solidify concepts learned in class and improved the students' overall abilities to complete dynamics and controls problems respectively

• Graded homework assignments and offered valuable feedback on improvements that could be made to better understand the subject

Molecular DyUndergraduate Research Fellow

Aug 2019 - May 2020 · 10 months

Gainesville, Florida Area

• Ran mechanical and thermal simulations on 2D and 3D-materials using the LAAMPS software to investigate how the materials respond to stimuli and how to maximize desirable properties

• Imposed wave-packet simulations on superlattices to study how different frequencies affect vibrations in materials

University of Florida

5 months

Design Team Member for Design and Manufacturing Lab

Jan 2019 - May 2019 · 5 months

Gainesville, Florida, United States

• Designed and constructed a robot in 13 weeks that maneuvered an obstacle course and collected a payload

• Collaborated with a team of students to modify and assemble the design based on

design down selection matrices
• Manufactured functional parts for the robot using a mill, lathe, drill press, bandsaw, and sheet metal brake

Public Relations Chair UF American Society of Mechanical Engineers

Jan 2019 - May 2019 · 5 months

Gainesville, Florida, United States

• Introduced and created a Slack workspace that improved the effectiveness of communication throughout the organization
• Controlled all other social media and communication platforms and sent monthly updates regarding meeting days, workshops, socials, etc.

Education

University of Florida

Master's of Science · Mechanical Engineering · 3.95

2021 - 2022

University of Florida

Bachelor of Science - BS · Mechanical Engineering · 3.99

2017 - 2021

Activities and Societies: UF American Society of Mechanical Engineers (ASME), UF Student Design Competition (SDC), UF University Math Society (UMS), Phi Kappa Phi

Honors & Awards

Graduate Control Systems Certificate

University of Florida Herbert Wertheim College of Engineering

May 2022

University of Florida Anderson Scholar

University of Florida

Oct 2019

Eagle Scout
Boy Scouts of America
Nov 2015

University of Florida Dean's List (2017-2020)
University of Florida

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Cumming, GA

Andrew Tumlin
Fire Controlman at US Navy
Cincinnati, OH

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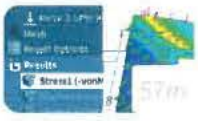
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MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Joseph Call, Senior Attorney
Re: FGCC v. Levi Matthew Moreno,
Case Number 2024-058143; Final Order
Date: September 3, 2025

Executive Summary

The Division of Pari-Mutuel Wagering requests the Commission to adopt the hearing officer's recommended order recommending permanent exclusion of Respondent ("Respondent") from all pari-mutuel and slot facilities in the state of Florida. The Division served Respondent with an administrative complaint, seeking Respondent's exclusion from all pari-mutuel and slot facilities in Florida. Respondent requested an informal hearing, which was held on Thursday, July 10, 2025. Following the hearing, the hearing officer recommended permanent exclusion from all pari-mutuel and slot machine facilities. Therefore, the Florida Gaming Control Commission should enter a final order excluding Respondent from all pari-mutuel and slot facilities in the state of Florida.

Background

On July 20, 2024, Respondent was a patron of Gretna Racing, LLC d/b/a Magic City Casino.[1] Respondent was excluded on July 22, 2024.

Based on his exclusion from Magic City Casino, the Division served Respondent with an administrative complaint seeking his exclusion from all pari-mutuel and slot facilities in the state of Florida. Respondent requested an informal hearing pursuant to 120.57(2), Florida Statutes, which was held on July 10, 2025. The hearing officer issued their recommended order on September 3, 2025, recommending permanent exclusion from all pari-mutuel facilities and all facilities of a slot machine licensee.

Analysis

[1] Gretna Racing, LLC is operated by a pari-mutuel wagering permitholder that also possesses a slot machine and cardroom license.

Respondent can be excluded from all pari-mutuel and slot machine facilities in this state. Section 550.0251(6), Florida Statutes, provides, in relevant part, that "[t]he Commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state." Likewise, section 551.112, Florida Statutes, provides, in relevant part "[t]he Commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state." Magic City Casino is both a pari-mutuel facility and slot machine licensee in this state, and Respondent was ejected from it. Accordingly, by law, Respondent can be excluded from all pari-mutuel and slot machine facilities in this state. Therefore, the Florida Gaming Control Commission may enter a final order adopting the hearing officer's recommended order and excluding Respondent from all pari-mutuel and slot machine facilities in this state.

Staff Recommendation: The Florida Gaming Control Commission should enter a final order adopting the hearing officer's recommended order in case number 2024-058143.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 9/03/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

FGCC Case No.: 2024-058143

v.

LEVI MATTHEW MORENO,

Respondent.
_____/

HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Renee Harkins, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on July 10, 2025, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of the Commission's Administrative Complaint filed against Levi Moreno, ("Respondent"), in FGCC Case Number 2024-058143 ("Administrative Complaint"). The Commission was represented by Justin Hundersmarck, Senior Attorney, and the hearing was held via video conference.

PROCEDURAL HISTORY

1. On or about April 22, 2025, the Commission filed an Administrative Complaint against Respondent, alleging that Respondent was a patron of and was ejected and excluded from Gretna Racing, LLC, d/b/a Magic City Casino ("Magic City Casino"). The Administrative Complaint sought to exclude Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida due to Respondent's ejection and exclusion from Magic City Casino on or about July 22, 2024.

2. On or about May 15, 2025, the Commission received an Election of Rights form from Respondent requesting a telephonic hearing in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes.

3. An informal hearing was scheduled for July 10, 2025.

The July 10th, 2025 Informal Hearing

4. At the informal hearing held on July 10th, 2025, the Commission presented the issues raised in its Administrative Complaint. The Hearing Officer granted the Commission's motion to accept the Findings of Fact in the Administrative Complaint as the undisputed facts in the case and admitted the investigative packet into the record.

5. The investigative packet that was admitted into the record contained an Investigative Report detailing the activity that led to the permanent ejection and exclusion of Respondent from Magic City Casino.

6. The investigative report alleged that while seated during card play at a table, Respondent and four other patrons knowingly engaged in behavior that attempted to manipulate the game.

7. On or about July 20, 2024, Respondent was a patron at two separate casinos where he placed bets at card tables. Both casinos objected to Respondent's card play betting actions and verbally warned Respondent to cease the observed behavior with the four other patrons seated at the card table.

8. One of the casinos, Magic City Casino, chose to permanently exclude Respondent on or about July 22, 2024.

9. The other casino chose to refuse further card room play from Respondent should he return, as he refused to provide his identification while a patron.

10. At the informal hearing, Respondent testified that the betting technique (Advantage Play) he employed with the other patrons at the table is not illegal and does not subject him to exclusion. Respondent also stated that to further exclude him from licensed pari-mutuel wagering facilities and any facility of a slot machine licensee is too harsh a penalty.

FINDINGS OF FACT

11. At all times material hereto, Magic City Casino was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering, cardroom operations, and slot operations in the State of Florida.

12. On or about July 20, 2024, Respondent was a patron of Magic City Casino.

13. On or about July 22, 2024, Respondent was ejected and permanently excluded from Magic City Casino for engaging in betting behavior that the casino found disruptive to its facility, and on the same day, left another casino after being cautioned for his betting activity and refusing to provide identification.

CONCLUSIONS OF LAW

14. The Hearing Officer has jurisdiction over this matter and the parties pursuant to section 120.57(2), Florida Statutes.

15. The Commission has jurisdiction over this matter pursuant to chapters 550, 551, and 849, Florida Statutes.

16. Section 550.0251(6), Florida Statutes, provides:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by

> the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state. The commission may authorize any person who has been ejected or excluded from pari-mutuel facilities in this state or another state to attend the pari-mutuel facilities in this state upon a finding that the attendance of such person at pari-mutuel facilities would not be adverse to the public interest or to the integrity of the sport or industry; however, this subsection shall not be construed to abrogate the common-law right of a pari-mutuel permitholder to exclude absolutely a patron in this state.

(Emphasis added.)

17. Section 551.112, Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis added.)

18. Pursuant to the statutes, Respondent's ejection and exclusion from one facility is enough to trigger an exclusion of the person from all pari-mutuel facilities in the State of Florida.

19. Respondent is subject to permanent exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida based on Respondent's ejection and permanent exclusion from Magic City Casino on or about July 22, 2024.

20. Respondent affirmatively asserts that he should be authorized to attend pari-mutuel facilities in the state because his attendance will not be adverse to the public interest or to the

integrity of the sport or industry. The standard of proof with respect to this issue is the preponderance of the evidence (section 120.57(1)(j), Florida Statutes). Respondent has not demonstrated, by a preponderance of the evidence, that his attendance at pari-mutuel facilities in the state would not be adverse to the public interest or the integrity of the sport or industry. Therefore, it is concluded that Petitioner ("Commission") is entitled to exclude Respondent.

21. Respondent's testimony neither mitigates that Respondent was ejected and excluded from Magic City Casino nor precludes the Commission from permanently excluding Respondent from all licensed pari-mutuel facilities in the State of Florida.

22. There is competent, substantial evidence to support the conclusions of law.

RECOMMENDED ORDER

Based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Florida Gaming Control Commission issue an Order permanently excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida.

This Hearing Officer's Recommended Order in FGCC Case Number 2024-058143 is submitted this 2nd day of September 2025.

Renee Harkins

Renee Harkins, Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify that this 3RD day of SEPTEMBER 2025, that a true copy of the foregoing "Hearing Officer's Recommended Order" has been provided by email to:

Levi Matthew Moreno
628 E 28th Street
Houston, Texas 77008
ItsLevi@gmail.com

Justin Hundersmarck
Counsel for Petitioner
Justin.Hundersmarck@flgaming.gov

CLERK OF THE COMMISSION
Florida Gaming Control Commission

Documents Included in Case File

Exhibit 1..... Notice of Hearing

Exhibit 2..... Election of Rights

Exhibit 3…..... Administrative Complaint

Exhibit 4..... Report of Investigation

May 27, 2025

Levi Matthew Moreno
628 E 28th Street
Houston, Texas 77008
Itslevi@gmail.com

RE: FGCC v. Levi Matthew Moreno
Case No.: 2024-058143

Enclosed please find a Notice of Hearing for the informal hearing that has been scheduled in the above-referenced case. **Your hearing is scheduled to be heard on Thursday, July 10, 2025, between 10:00 AM and 3:00 PM (Eastern Time).** Please read the Notice of Hearing for more details about the date, time, location and instructions for the hearing. A copy of the Commission's case file has been mailed to your address of record. Please ensure that you have this case file available during the hearing, as you may need to refer to it throughout the hearing.

You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Renee.Harkins@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

Please note: If you choose not to attend the hearing in person or by video conference, we will be conducting the hearing telephonically; you will be contacted **between 10:00 AM and 3:00 PM (EST) at the following number: (512)-699-1485.** Please contact me as soon as possible to notify me of a correct number at which to reach you. Failure to answer the telephone, promptly return a missed call, or hold an open line will result in the hearing proceeding without you.

Below please find information about the informal hearing process:

1. The Informal Hearing is held on the date and time noted in the Notice of Hearing.
2. A Final Order will be issued within approximately 90 days after the date of the hearing. The Final Order is the **final** agency action and will describe the resolution of your case.

Should you have any questions or need any assistance, please feel free to contact me via telephone or email at 850-794-8071 or Maya.Jones@flgaming.gov.

Sincerely,

/s/ *Maya Jones*

Maya Jones
Administrative Assistant II
(850) 794-8071

Enclosures: Notice of Hearing and Case File

EXHIBIT
1

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v. FGCC Case No..: 2024-058143

LEVI MATTHEW MORENO

Respondent.
_____/

NOTICE OF TELEPHONIC HEARING

TO: LEVI MATTHEW MORENO
628 E 28TH STREET
HOUSTON, TEXAS 77008
ITSLEVI@GMAIL.COM

YOU ARE HEREBY NOTIFIED that the Commission's designated Hearing Officer will conduct a hearing in this matter, pursuant to Section 120.57(2), Florida Statutes. If you wish to present oral or written evidence, you must attend the hearing. The hearing is scheduled for **Thursday, July 10, 2025 The Hearing Officer will call you at (512) 699-1485 sometime between 10:00 AM – 3:00 PM (EST)**. Please be available to take the Hearing Officer's call. Failure to answer the telephone, promptly return a voicemail, or hold an open line may result in the hearing proceeding without you.

You may elect to attend the hearing in person or by video conference. If you wish to do so, you must contact the Commission by email at Maya.Jones@flgaming.gov or telephone at (850) 794-8071, at least seven (7) days prior to your hearing date. If you do not elect to attend by video conference or in person, the hearing will automatically be held by telephone only. You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call

at the hearing should be emailed to Renee.Harkins@flgaming.gov, and Justin.Hundersmarck@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

If you cannot attend the hearing and wish to request a continuance for good cause, you must notify the Hearing Officer at Renee.Harkins@flgaming.gov and Opposing Counsel at Justin.Hundersmarck@flgaming.gov at least five (5) days prior to your hearing date. Continuance requests made within five (5) days of the hearing can only be granted for emergencies.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to: the above-named parties via certified mail, on this 27th day of May, 2025.

By: /s/ *Maya Jones*

Maya Jones
Administrative Assistant II
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Telephone: (850) 794-8071
Facsimile: (850) 536-8709
Maya.Jones@flgaming.gov

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Ebonie Lanier at (850) 794-8072. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

EXHIBIT
2

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 5/15/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. LEVI MATTHEW MORENO **CASE NO.: 2024-058143**

ELECTION OF RIGHTS

Please read the Administrative Complaint before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Administrative Complaint.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Administrative Complaint, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Administrative Complaint.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) ☒ **I do not dispute the allegations** of material fact in the Administrative Complaint and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

Option Two (2) ☐ **I do dispute the allegations** of material fact in the Administrative Complaint and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). **I specifically dispute the following facts in the Administrative Complaint** (attach extra pages or write on the back if needed):

_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, a Final Order will be issued that adopts the allegations of fact and conclusions of law alleged in the Administrative Complaint and imposes the Commission action set forth in the Administrative Complaint.

THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

Levi Moreno	
PRINTED NAME	ATTORNEY OR QUALIFIED REPRESENTATIVE
628 E 28TH ST	
Street Address	Street Address (where service shall be made)
Houston TX 77008	
City State Zip	City State Zip
512-699-1485	
Telephone Number Facsimile Number (if any)	Telephone Number Facsimile Number (if any)
ITSLEVI@GMAIL.COM	
E-mail	E-mail
Levi Moreno	
SIGNATURE	

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

RECEIVED
2025 MAY 15 PM 2:45
CLERK OF THE COMMISSION

LEVI MORENO
(512) 699-1485
THE UPS STORE #2402
#301
14019 SW FWY
SUGAR LAND TX 77478-3551

1 LBS 1 OF 1
SHP WT: 1 LBS
DATE: 13 MAY 2025

SHIP TO: ATTN CLERK OF THE COMMISSION
(850) 794-8067
FLORIDA GAMING CONTROL COMMISSION
SUITE-250
4070 ESPLANADE WAY
TALLAHASSEE FL 32399

FL 323 0-01

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EXHIBIT
3

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 4/22/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v.

FGCC Case No.: 2024-058143

LEVI MATTHEW MORENO,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Levi Matthew Moreno ("Respondent"), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel, slot machine, and cardroom operations pursuant to chapters 550, 551, and 849, Florida Statutes.

2. At all times material hereto, Respondent's address was reported as 628 East 28th Street, Houston, Texas 77008.

3. At all times material hereto, Gretna Racing, LLC d/b/a/ Magic City Casino was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering, cardroom operations, and slot operations in the state of Florida.

4. On or about July 20, 2024, Respondent was a patron of Magic City Casino.

5. On or about July 22, 2024, Respondent was ejected and permanently excluded from Magic City Casino.

6. Section 550.0251(6), Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis added).

7. Section 551.112, Florida Statutes, provides:

> In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis added).

8. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida under sections 550.0251(6) and 551.112, Florida Statutes, based on his ejection from Magic City Casino on or about July 22, 2024.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida, in accordance with sections 550.0251(6) and 551.112, along with any other remedy provided by chapter 550 and 551, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2024-058143 is signed this 15th day of April 2025.

/s/ Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
Florida Bar Number: 1039038
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Phone: (850) 794-8063
Fax: +1 (850) 536-8709
Primary: Justin.Hundersmarck@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

EXHIBIT 4

FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update | Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **jhodge**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1098 - Unlicensed Complaints**			Status	**90 Closed**	Status Date	**01/30/2025**
Complaint #	**2024058143**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**MORENO, LEVI MATTHEW**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	
Class'n	**V-C - Cardroom Violations**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**07/20/2024**
Region	**SR - Southern Region**	Received	**10/08/2024**
Reference	**75-11.005; 550.0251**		
Entered	**10/08/2024**	Entered By	**jhodge**
Summary	**155 - WEST FLAGLER ASSOCIATES, LTD - 75-11.005 – Prohibitions - 550.0251 Powers and duties of the Florida Gaming Control Commission - On July 20, 2024, Levi Mathew MORENO, a patron at Magic City Casino, entered with James Wadzinski, Dainiel Marks, Trevor Flanagan and one unidentified male. The facility suspected the five males of cheating by colluding with each other while playing High Card Flush. Magic City Casino has permanently excluded Mr. MORENO from the facility and is requesting that he be placed on the State Exclusion list.**		
Updated	**01/30/2025 16:06:52**	By	**jhodge**

☐ Parties ☑ Activities

☑ Allegations ☐ Discipline

☐ Violations ☐ Compliance

☐ Related ☑ Disposition

☐ Inspection

☐ Costs

☐ Time Tracking Auto Assign

☐ Attachments History

☐ Work Notes Print Report

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Florida Gaming Control Commission

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Ross Marshman, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**SOUTHERN**	**August 1, 2024**	**2024 05 8143**

Respondent:	Complainant:
MORENO, LEVI **6281 E 26TH STREET** **HOUSTON, TEXAS 77008**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BOULEVARD SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # and Type:	Profession:	Report Date:
N/A / 1098	**PATRON**	**January 3, 2025**

Period of Investigation:	Type of Report:
July 25, 2024 To November 4, 2024	**FINAL**

Alleged Violation: Rule 75-11.005 (4) No person shall, either directly or indirectly:
(a) Employ or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator.
(b) Engage in any act, practice, or course of operation that would constitute a fraud or deceit upon any participant in a game or the cardroom operator.
(c) Engage in any act, practice, or course of operation with the intent of cheating any participant or the cardroom operator.

(F.S.S. 550.0251 (6) Powers and duties of the Florida Gaming Control Commission –
(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

Synopsis: On July 20, 2024, Levi **MORENO**, and four other Patrons, James Wadzinski, Trevor Flanagan, Daniel Marks and Andrew Tumlin, were all are suspected of cheating by colluding with each other while playing Poker (High Card Flush) at the Magic City Casino. As a result, all have been placed on the facility's BOLO list to be permanently excluded from the facility **(See related cases below)**

Related Case(s): 2024-05-8076, 2024-05-8104, 2024-05-8132, 2024-06-7234

Investigation Specialist II / Date	Investigation Manager / Date:
Traci Sloan Traci Sloan / January 3, 2025	Tyrell D. Smith Tyrell D. Smith / January 6, 2025

Chief of Investigations / Date

Bradford D. Jones / January 30, 2025

CONTINUATION

On July 25, 2024, while on a routine facility visit at Calder Casino I was advised of an incident in the cardroom with potential card counters. I reviewed surveillance footage with Calder Compliance Director Iliana Velazquez, Card Room Manager, Ralph Brandt, Surveillance Director Favio Munoz, and Surveillance Supervisor, Michael Urena. Velazquez stated that the patrons would not be excluded from the facility based on their actions but would be refused card room play if they returned. The players won approximately $46,000 while playing in the cardroom **(EXHIBIT #3 - PAGE #8).**

In viewing the surveillance footage, the following behaviors were observed:

1. The subjects occupied every space at the table playing the game I Luv Suits.
2. The Dealer overheard the players making random comments containing numbers.
3. Andrew Tumlin would manipulate a small Rubiks Cube and place on the felt during each hand.
4. The subject players showed and discussed their hands with each other.
5. Levi **MORENO** appeared to document winnings on tablet.
6. Large sums of money to bet. Buy in- $2,600 **(EXHIBIT #2 - PAGE #16)**
7. Levi **MORENO** and James Wadzinski placed the highest bets while Andrew Tumlin, Daniel Marks and Trevor Flanagan placed minimal bets.

On July 26, 2024, Iliana Velazquez notified me by email that this same group had played at Magic City for approximately an hour prior to coming to Calder and they were asked to leave, per Magic City management. The email had a picture attached verifying that it was the same group of players **(EXHIBIT #3 - PAGES 1-4).**

On July 29, 2024, I spoke with Magic City Card Room Manager, Iliana Zamora via telephone, and she stated the subject patrons played High Card Flush[1] on Saturday, July 20, 2024, at approximately 3:00 pm and stayed for 45 minutes to an hour. She stated she noticed when they entered the card room but what drew her attention to them was the way they were betting. She then proceeded to the table where they were playing to monitor what was going on and observed them colluding by showing their hands to each other.

She advised them that showing hands was not allowed. One of them stated, 'Oh this is not allowed," while still showing his hand to another player. They then began discussing their hands with each other and taking an excessively long time to make a wager all while placing maximum bets. She stated she then issued them a warning. She stated that everyone except for one player placed maximum bets while acting as if they did not know how to play the game. They continued discussing their hands and she told them she was calling security. Daniel Marks stated that he was going to cut his losses, at which point they all began to leave. She stated they would have been excluded immediately but they refused to provide identification.

[1] ***High Card Flush is played with a standard 52-card deck of playing cards. Each player is dealt seven cards. By occupying six seats at a seven-seat table, players that are colluding have access to 42 of the 52 cards creating what is known as advantage play. This could create a 7.3% edge over the house.*** https://www.888casino.com/blog/novelty-games/high-card-flush-collusion

CONTINUATION

On July 30th, 2024, I presented Magic City Compliance Officer, Stefen Sloane with the identification for four of the patrons that had been identified at Calder Racecourse. I also received a forwarded email from FGCC Investigator Jose Molina that he had received from Magic City Casino notifying him of the incident and of their intent to exclude the individuals involved **(EXHIBIT #3 - PAGES 5-6).**

On August 1, 2024, Compliance Officer Sloane provided this Investigator with an email stating that the four identified patrons were to be excluded from Magic City Casino for suspicious activity. Additionally, there was no apparent loss to the Designated Player. Relevant video was saved by surveillance **(EXHIBIT #3 - PAGE #12).** The following was observed on the Magic City video:

At 1248 hours, table #6 was opened. Andrew Tumlin sat at seat #1 (and also played seat #2), Daniel Marks seat #3, Trevor Flanagan seat #4, James Wadzinski seat #5 and Levi **MORENO** at seat #6.

Andrew Tumlin's buy-in was $400. Daniel Marks' buy-in was $300. Trevor Flanagan's buy-in was $300. James Wadzinski's buy-in was $400 and Levi **MORENO**'s buy-in was $1,000. Total initial buy-in was $2,400.

Behaviors identical to what was seen at Calder Race Course were also observed, such as:

1. The subjects occupied every space at the table seated in the same positions (High Card Flush).
2. Andrew Tumlin would manipulate a Rubiks Cube and place on the felt during each hand.
3. Players showed discussed their hands with each other.
4. Large sums of money available to bet. Buy in- $2,400.
5. Levi **MORENO** and James Wadzinski placed the highest bets while Andrew Tumlin, Daniel Marks and Trevor Flanagan placed minimal bets.

At 1342 hours, Zamora told Dealer Carlos Prieto to tell the players that they could not show their hands to each other, and they needed to lower their hands, but they ignored the request **(EXHIBIT #2 - VIDEO 17).**

At 1350 hours, Shift Manager, Sonia Panduro warns players to hold cards where they cannot be seen by each other **(EXHIBIT #2 - VIDEO 18).**

At 1355 hours, Zamora speaks with James Wadzinski and Levi **MORENO** about showing and discussing their hands with each other **(EXHIBIT #2 - VIDEO 19).**

At 1401 hours, Zamora speaks to Daniel Marks about turning his cards down and threatens to call security at which time (according to Zamora) he stated that he was going to cut his losses **(EXHIBIT #2 - VIDEO 20).**

At 1407 hours, Trevor Flanagan left the table followed by Daniel Marks and Andrew Tumlin. James Wadzinski and Levi **MORENO** continued to play, but drastically reduced their bets.

At 1420 hours, James Wadzinski and Levi **MORENO** left the table. From 1248 hours to 1420 hours, the total buy-in of all 5 players was approximately $10,100. There was no loss to the Designated Player (Cardroom Tech).

On October 28, 2024, I received an email stating that [redacted] had information relevant to this investigation **(EXHIBIT #3 - PAGE #13).**

On November 4, 2024, I spoke with [redacted] via telephone, and he identified Andrew Tumlin as the 5th player, who was initially listed as unidentified. He further stated that through his investigation, Tumlin was the mastermind behind the operation and was found on LinkedIn employed as a "Nuclear Sustaining Mechanical Engineer" in Sugarland, Texas. He stated that **MORENO** was the scout tasked with finding a suitable casino. He stated that at Casino Miami someone had erroneously told **MORENO** that they did not have this type of game (Flush Rush). Hialeah has the game but only has a table with six seats and seven is required to obtain the advantage they were seeking. [redacted] also stated that Marks and Flanagan are regulars at the Orange City Racing and Card Club in Orange City, Florida. **(EXHIBIT #2 - PAGES 7-15).**

Based on the actions described, Mr. Levi **MORENO,** (along with the other subjects) have been placed on a lookout list so that he can be formally notified of his permanent exclusion from Magic City Casino upon his return to the facility **(EXHIBIT #3 - PAGES 12-15).**

Case Status: Case closed by Investigations and forwarded to Legal for review.

CONTINUATION

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II. INVESTIGATIVE REPORT …….. 2

III. EXHIBITS

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3. E-Mails ……..... 1-15

Record Creation Detail

Date/T1
of1
Date/T1 Operator1
Date/T1 Closed:1 Operator1
Closed1 Personnel1

Location of Incident:s

Property:1 Magic Casino1
Location:1 Poker1
Sublocation:1 Room

Details of Incident:s

Log1
T1 Photo1

Category:1

Synopsis:1 Director Zamora photos of1 patrons1 playing1 Photo1

Created On s	Created By s	Modified On s	Modified Bys

Reporting1

Supervisor:1

Incident File Fs Reports

iTrak Incident Reportins and Ris a nagement sys tem Version s 2023.3.3.12701

ncident Number:k N20240003905k
Date/Time Occurred:k 07/22/2024 4:48:07 Pk
Day of Wk :k ondayk
d by:k igarciak

Printed By: isar cia **Printed On: 09/30/2024 at 2:26:36 PM**

EXHIBIT 1
PAGE 21

Incident File Fs Reports

Incident File #IN20240003905s

		Record Creation Details	
Date/Time Occurred:s	07/22/2024 4:48:07 Pk	**Department:s**	Securityk
Day of Wees Occurred:s	ondayk	**Owner:s**	igarciak
Date/Time Created:s	07/22/2024 4:58:22 Pk	**Operator ID:s**	igarciak
Date/Time Closed:s		**Operator Name:s**	
Closed By:s		**Personnel ID:s**	
		Card Number:s	
		Job Positions	
		econdary Operator:s	

Location of Incident:s

Property:s	gic City Casinok
Location:s	Security Vkstibulek
u blocation:s	

Details of Incident:s

Daily Log #:s	DL20240027378k
Incident Type:s	B.O.L.O.k
p ecific:s	Suspicious Activityk
Incident status:s	Openk
Custom 3:s	
Custom 4:s	

y nopsis:s

On k onday kJuly k22, k2024, k kapproximately k4:26 kPk kDirector kof kSecurity) kdvised k Security Supervisor khat kthree unidentified male guests k kto be permanently kxcluded k s per upper management for suspicious kactivity. Security Supervisor kssued a B.O.L.O k for khe kthree unidentified male guests. kf kthese guests kare seen on property, khey k k o k be escorted to the security vestibule and be permanently excluded for suspicious activity.k

Checs ist:s

Narrative:s

Created On s 07/22/2024 4:48:24 Pk **Created By** igarciak

o dified On s 07/22/2024 5:17:53 Pk **o dified By** igarciak

On k onday July 22, 2024, at approximately 4:26 Pk Director of Security Victor Suarez k (1793) advised Security Supervisor kn k cia that five unidentified male guests are to be k permanently excluded as per upper management for suspicious activity. S.S k cia k ssued a B.O.L.O for the five unidentified male guests. kf these guests are seen on k property, they are to be escorted to the security vestibule and be permanently excluded k for suspicious activity.k

Executive Brief:s

Reportins Party:s	**up ervisor :s**

Participants Invo ved:s

Personnels

Full Name:k	Sk AREZ, VkCTOk k	Property:k	gic City Casinok
ole:k	Director Of Security, k	Department:k	Securityk
Date Of Birth:k	[redacted]		

Full Name:k	Ak A, kAN Lk Sk	Property:k	gic City Casinok
ole:k	Security Supervisor, k	Department:k	Securityk
Date Of Birth:k			

u bjects

Full Name:k	Wkdzinski, James Danielk	ompany:k	
ole:k	uest, k		
Date Of Birth:k	[redacted]		
Address:k	115 1ST PL, H1stings, k N, 55033, k SAk		
Contact knfo:k			

Full Name:k	7/22/2024 (5), B.O.L.O k	ompany:k	
ole:k	uest, k		
Date Of Birth:k			
Address:k			
Contact knfo:k			

Full Name:k	oreno, Levi k hek	ompany:k	
ole:k	uest, k		
Date Of Birth:k	[redacted]		
Address:k	628 k 28TH ST, Houston, TX, 77008, k SAk		
Contact knfo:k			

Full Name:k	s, Daniel Patrick	ompany:k	
ole:k	uest, k		
Date Of Birth:k	[redacted]		
Address:k	6125 AVOCk Tk Dk Dk , Lithia, FL, 33547, k SAk		
Contact knfo:k			

Full Name:k	Flanagan, Tkvor Davidk	ompany:k	
ole:k	uest, k		

Reportins Party:s

up ervisor :s

Incident File Fs Reports

Incident File #IN20240003905s

Date Of Birth:k [redacted]

Address:k 1605 Oak Springs PL, Lake k y, FL, 32746, k SAk

Contact kfo:k

List of Attached Records:s

Record Types	u mmary	Attached By	Date Attacheds
Daily Logk	Daily Logk: DL20240027378 - Occurred Date: k 07/22/2024 4:48:07 Pk - Property: k gic City k sino - Location: Security Vkstibule - Topic: k B.O.L.O - Synopsis: On k onday July 22, 2024, k approximately 4:26 Pk Director of Security) k dvised Security Supervisor that three k unidentified male guests are to be permanently k xcluded as per upper management for k suspicious activity. Security Supervisor kssued a k B.O.L.O for the three unidentified male guests. kf k hese guests are seen on property, they are to k be escorted to the security vestibule and be k permanently excluded for suspicious activity.k	igarciak	07/22/2024k

Reportins Party:s	up ervisor :s

EXHIBIT 1
PAGE 51

Media Title

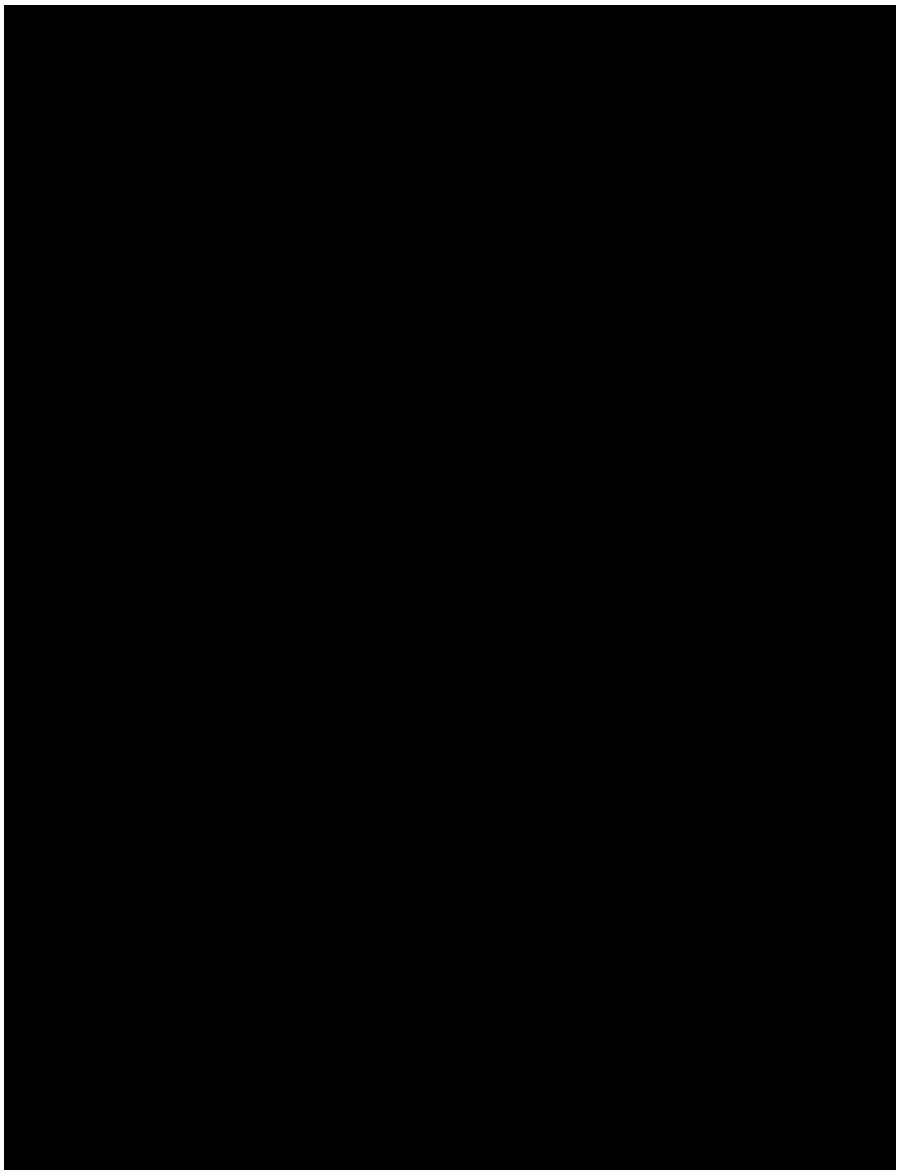
Original Filename
20240801113332217.pdf

Date Attached
08/01/2024 3:02:08 PM

Attached By
hperez

Type
PDF

Size
1649141



Media Title

Original Filename
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Date Attached
08/01/2024 3:02:38 PM

Attached By
hperez

Type
JPEG

Size
3976272

Media Title

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Date Attached
08/01/2024 3:02:40 PM

Attached By
hperez

Type
JPEG

Size
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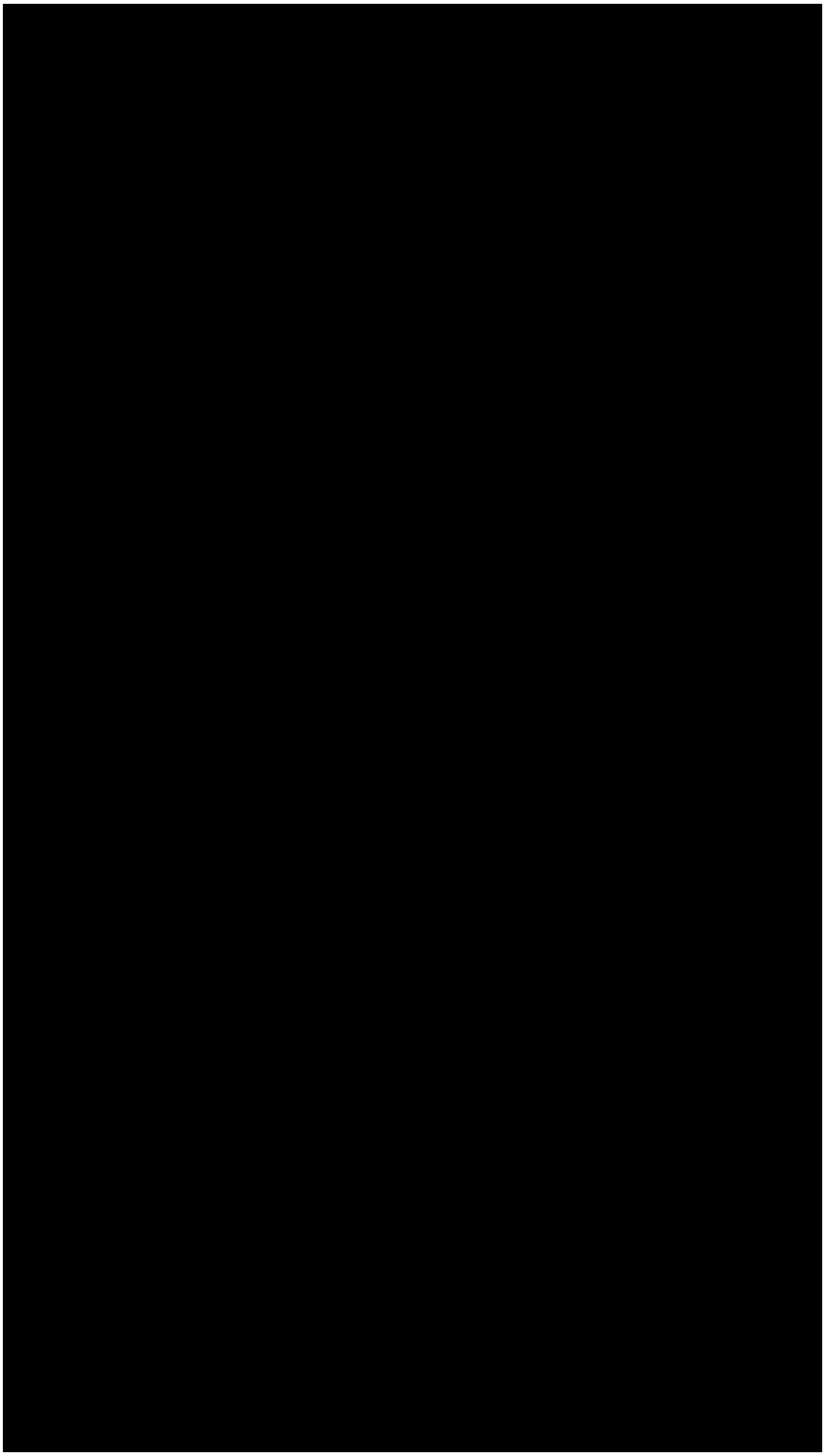

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Date Attached
08/01/2024 3:02:39 PM

Attached By
hperez

Type
JPEG

Size
4363317

Media Title

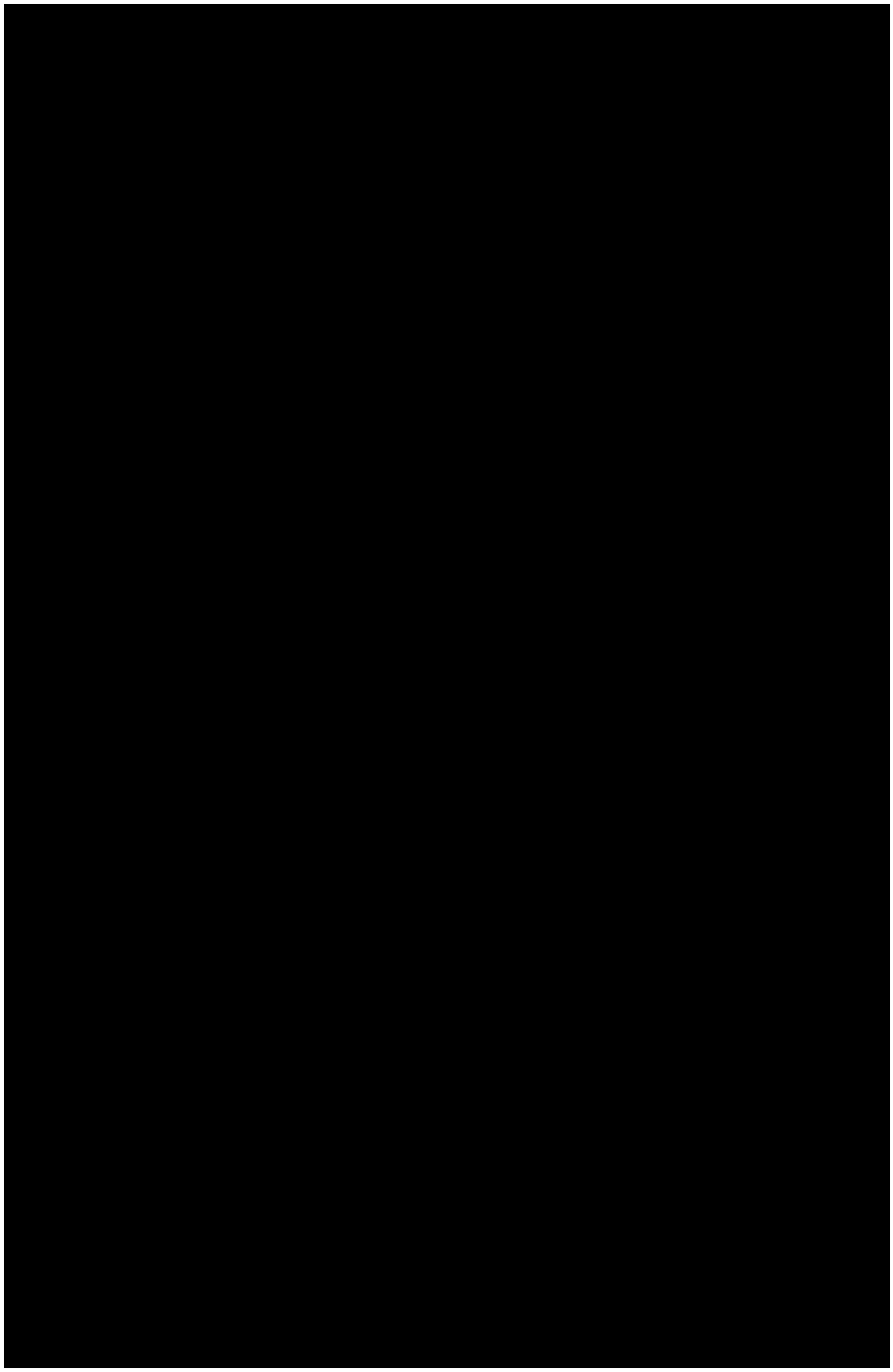
Original Filename
B.O.L.O 07-22-2024 2.jpeg

Date Attached
07/22/2024 4:58:17 PM

Attached By
igarcia

Type
JPEG

Size
251558



Media Title

Original Filename
B.O.L.O 7-22-24.jpeg

Date Attached
07/22/2024 4:58:16 PM

Attached By
igarcia

Type
JPEG

Size
265584

Media Title

Original Filename
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Date Attached
08/01/2024 3:02:41 PM

Attached By
hperez

Type
JPEG

Size
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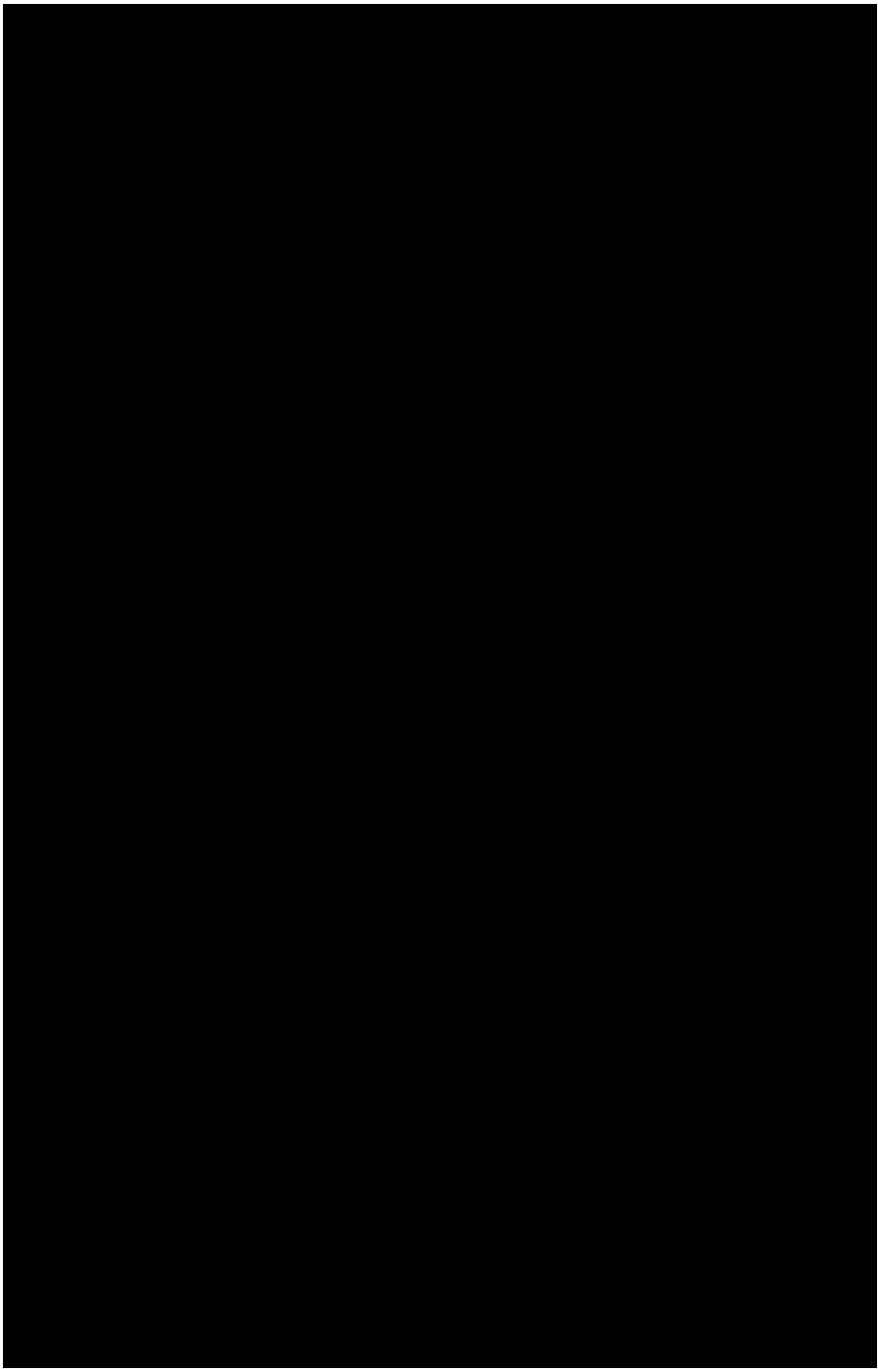

Media Title

Original Filename
B.O.L.O 7-22-24
Suspicious activity 3.jpeg

Date Attached
07/22/2024 4:58:17 PM

Attached By
igarcia

Type
JPEG

Size
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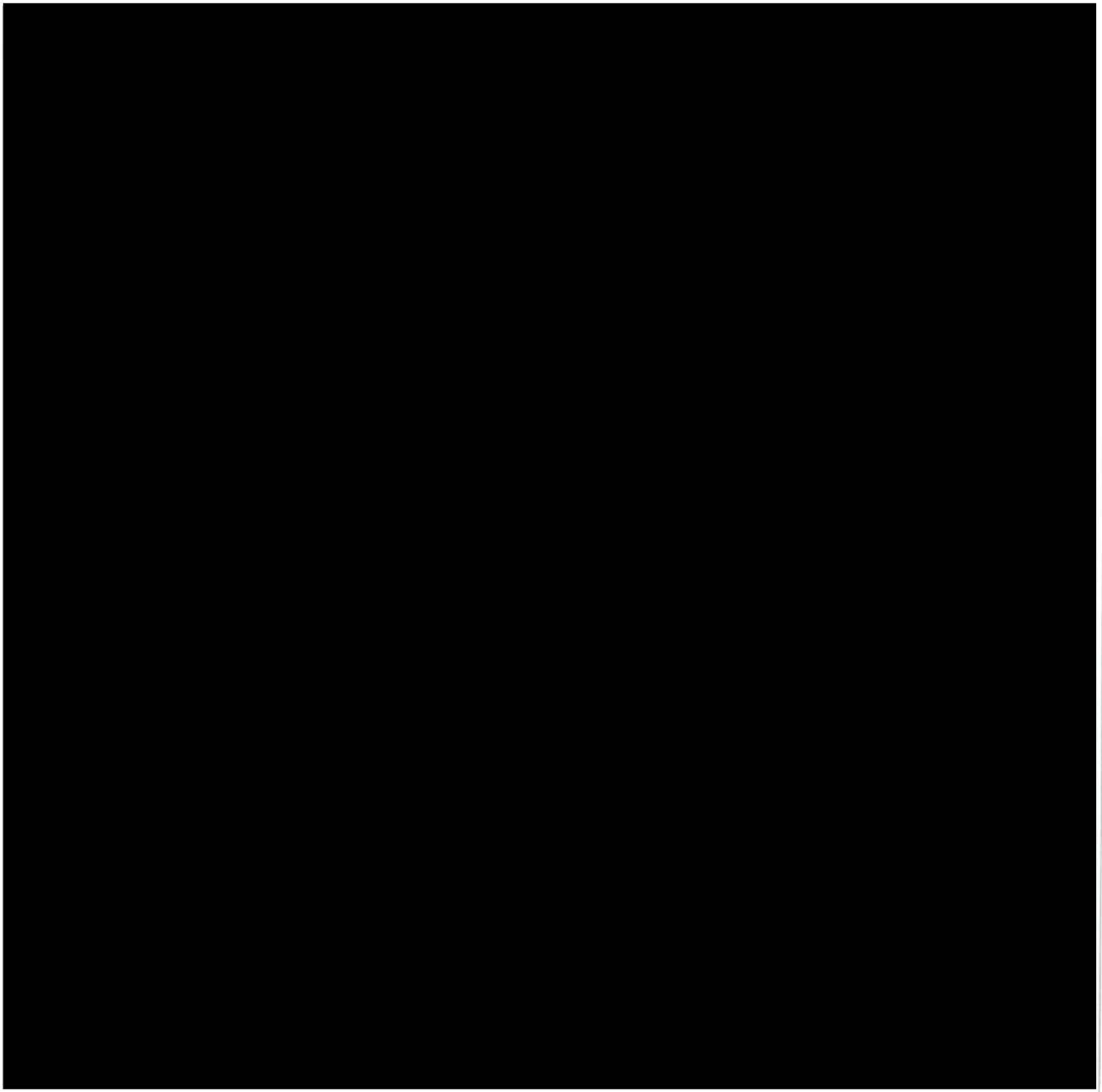
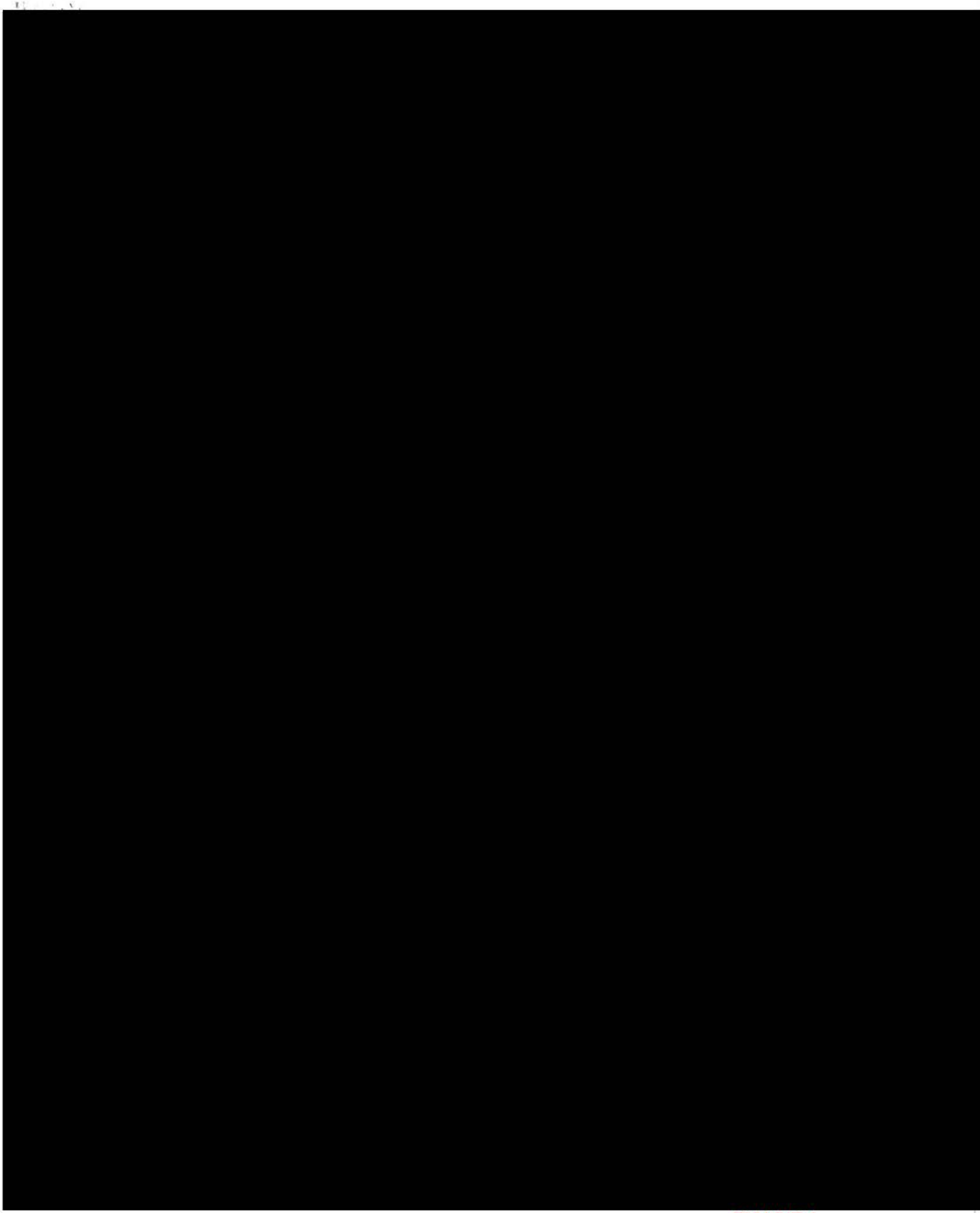


[redacted]



Record Detail

Customer Name:	Driver License Status:	
ANDREW JOSEPH TUMLIN	Valid	
DL/ID: [redacted]	**SSN:** [redacted]	**Class:** E
Previous DUI: 0 *This count reflects total DUI convictions on record.*	**Previous DWLS:** 0 *This count reflects total DWLS convictions on record.*	

[redacted]

Address: 7835 MISSION OAK DR ITHIA, FL 33547-4804	**Date of Birth:** [redacted]	**Gender:** MALE	**Height:** 5' 5"
Original License Issue Date: 7/07/2014	**Issued:** 05/29/2023	**Expires:** 06/29/2031	**Replaced:** 07/09/2015
CDL Status:			
Commercial Learners Permit (CLP) Status:			
Form Number: X652305291305			**EIN:** [redacted]
Citizen Status: US CITIZEN	**Country of Birth:** US OF AMERICA	**State of Birth:** FLORIDA	
Race: CAUCASIAN			

Andrew Tumlin

ORGAN DONOR
SAFE DRIVER
REAL ID COMPLIANT

Current Restrictions:	Current Endorsements:	Conditional Messages:

From: Traci Sloan
To: Iliana Velazquez
Subject: RE: Card Room Patrons I luv Suits
Date: Monday, July 29, 2024 3:33:00 PM
Attachments: image001.png
image004.png
image007.png
image008.png
image009.png
image010.png
image011.png

Yes it does, thanks!

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari Mutuel Wagering
Office of Investigations
754 288 0922 Office 954 202 3900 FAX
Email: traci.sloan@flgaming.gov

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From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Monday, July 29, 2024 3:31 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Hey.

I think they were there last Saturday 7/20, but not sure how much they won apparently, they were only on the table for an hour before they were asked to leave…

Hope this helps.

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

From: Traci Sloan <Traci.Sloan@flgaming.gov>
Sent: Monday, July 29, 2024 3:22 PM
To: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Hi Iliana,
I want to inquire about the patrons that went to Magic City… do you know when they were there and possibly how much they won?

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari Mutuel Wagering
Office of Investigations
754 288 0922 Office 954 202 3900 FAX
Email: traci.sloan@flgaming.gov

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From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Friday, July 26, 2024 11:46 AM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Good Morning,

Just sharing a photo taken at Magic City of the patrons we spoke about yesterday, wanted to share additional info I was given.

Perhaps they were able to identify the last unknown patron.

Thanks

[redacted]

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Thursday, July 25, 2024 6:36 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: Card Room Patrons- I luv Suits

Hi Traci,

Please see ID's we spoke about this afternoon.

thanks

[redacted]

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

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dissemination of this communication is strictly prohibited. If you have received this communication in error, please immediately notify the sender by return e-mail message and delete all copies of the original communication. Thank you for your cooperation.

From:	Jose Molina
To:	Traci Sloan
Subject:	FW: IN20240003905 (Magic City Casino incident on July 20, 2024)
Date:	Tuesday, July 30, 2024 3:37:30 PM
Attachments:	Outlook-cozefwbs.png IN20240003905.pdf image001.png

Hi Traci,

I hope that you are well.

Stefen Sloane, Compliance Officer at Magic City Casino reached out to me at 3:00 PM today, as related to an
incident that occurred at the Casino on 07/20/2024, at approximately 4:26 PM. He was recently contacted by Ileana Zamora, Director of Poker. Ms. Zamora told him that you had stopped by the Casino when she was on leave. I told him that I would forward the Security report to you.

The five individuals were apparently involved in suspicious activity, "showing their hands and speaking inappropriately." The incident was witnessed by Ms. Zamora. The individuals were escorted from the casino by Security. They refused to produce identification. B.O.L.O.s were issued for the individuals. Per the security report, they will be permanently excluded from the Casino if they return.

You may contact Stefen Sloane at e-mail address; ssloane@magiccitycasino.com. His cell phone number is, (954) 298-6537.

I hope that this helps.

Take care,

Jose

Florida Gaming Control Commission
flgaming.gov

Jose F. Molina
Investigation Specialist II
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations
754-288-0923 Office 954-202-3900

FAX
Email: jose.molina@flgaming.gov

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From: Stefen W. Sloane <ssloane@magiccitycasino.com>
Sent: Tuesday, July 30, 2024 3:16 PM
To: Jose Molina <Jose.Molina@flgaming.gov>
Subject: IN20240003905

Hi Jose, good afternoon,

Per our call, please see the attached incident report. Please let us know how Magic City Casino can assist with this matter.

Thank you,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

MAGIC CITY CASINO

From:	Ralph Brandt
To:	Traci Sloan
Subject:	FW: Card counting team
Date:	Thursday, October 17, 2024 11:04:08 AM
Attachments:	image001.png image002.png image003.png image004.png image005.png image012.png

Here you go.

Ralph Brandt
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Direct Line: (305) 474-5711 | **Cell:**(954) 615-8777
Ralph.Brandt@CalderCasino.com

From: Ralph Brandt
Sent: Tuesday, July 23, 2024 3:07 PM
To: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: FW: Card counting team

Sorry, forgot to CC you as well.

Regards,

Ralph Brandt
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Direct Line: (305) 474-5711 | **Cell:**(954) 615-8777
Ralph.Brandt@CalderCasino.com

From: Ralph Brandt

<Ralph.Brandt@caldercasino.com>
Sent: Tuesday, July 23, 2024 1:42 PM
To: Richard Sukhu <Richard.Sukhu@caldercasino.com>; Rachel Stellato <Rachel.Stellato@caldercasino.com>
Cc: Calder_Surveillance <Calder_Surveillance@caldercasino.com>; Calder_Cardroom_Leadership <Calder_Cardroom_Leadership@caldercasino.com>; JC Lara <Jean.Lara@caldercasino.com>
Subject: Card counting team

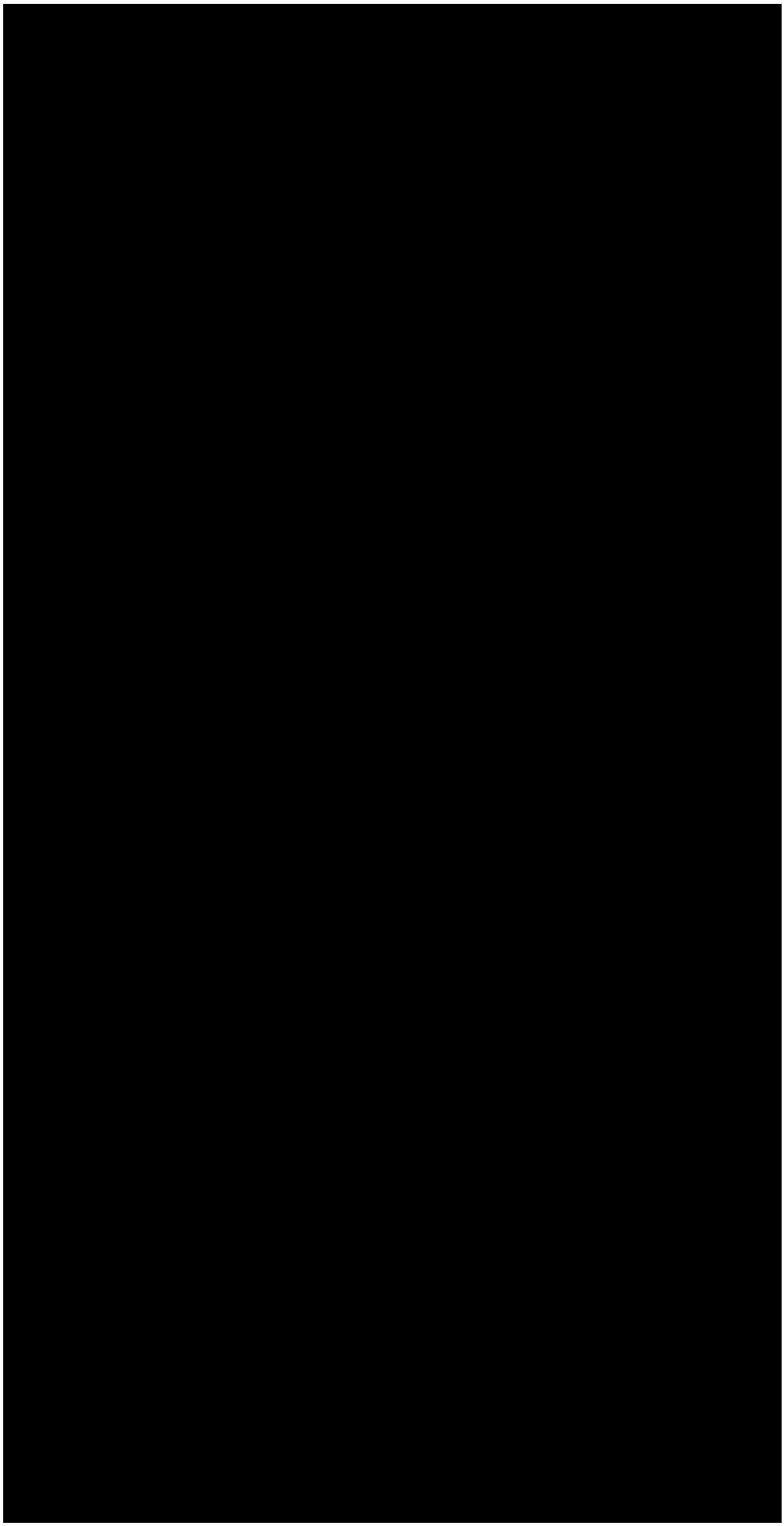
Team,

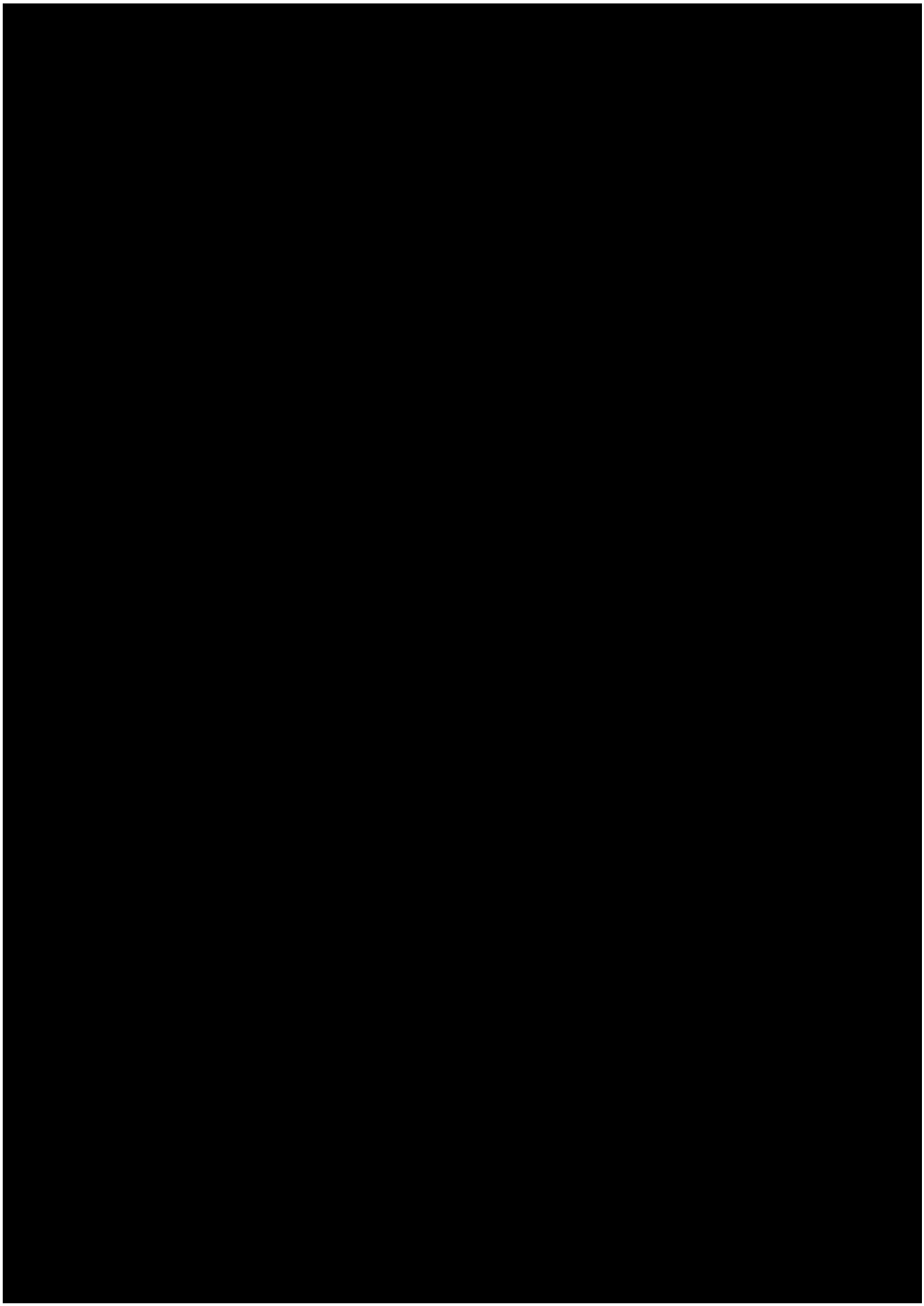
This past weekend (7/20 – 7/21), there was a card counting team active in the Card Room that cashed out for about $46k.

This is a seasoned team. They played I Luv Suits, and they fill the table with their team.

The first two players bet the minimum, and all five players in the team act in order, and communicate via code their hands. For I Luv Suits they communicate the number of cards for each suit, for DJ Wild they communicate the number of wild cards in play.

Unknown:





RALPH BRANDT
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Office: (305) 625-1311 ext 5711 | **Cell:** (954) 615-8777
Card Room: (305) 474-5700
Ralph.Brandt@CalderCasino.com

RALPH BRANDT
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Office: (305) 625-1311 ext 5711 | **Cell:** (954) 615-8777
Card Room: (305) 474-5700
Ralph.Brandt@CalderCasino.com

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From: Stefen W. Sloane
To: Traci Sloan
Cc: Yadelin Crespo
Subject: Incident Report No.: IN20240003905
Date: Thursday, August 1, 2024 10:05:57 AM
Attachments: image001.png

Good morning Ms. Sloan,

Per yesterday's meeting about Incident Report No.: IN20240003905, thank you for providing identifications for the following persons: 1) James Wadzinski; 2) Daniel Marks; 3) Levi Moreno; and 4) Trevor Flanagan. Our records are in the process of being updated to reflect the information provided. As discussed, Magic City Casino has the intention to permanently exclude the above referenced persons based on their activity on July 20, 2024.

Thank you for your attention,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

From: Julio Minaya
To: Traci Sloan; Tyrell Smith
Cc: Bradford Jones
Subject: FW: [redacted]
Date: Monday, October 28, 2024 2:57:41 PM
Attachments: image003.png

FYI

Julio Minaya
Investigation Manager
Florida Gaming Control Commission
Division of Pari- Mutuel Wagering
1400 W Commercial Blvd
Suite 165
Fort Lauderdale, FL 33309
754.288.1008

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From: LeeAnn Rounds <LeeAnn.Rounds@flgaming.gov>
Sent: Monday, October 28, 2024 2:38 PM
To: Julio Minaya <Julio.Minaya@flgaming.gov>
Cc: Derek Washington <Derek.Washington@flgaming.gov>
Subject: [redacted]

Good afternoon Julio,

I am not sure who has Hialeah. I met [redacted] today. He stated someone from your office was looking for him about a month ago regarding the marked cards case. He stated he has a lot more information on that case including a Floor's name that was involved and dealers involved that were not reported at the time. The ring leader player is Omar Morillo and he is good friends with the cardroom manager and that is why she did not provide his name.

He also stated on the Rubik's cube case there was a 5th player who was the ring leader and he now has that gentleman's name.

[redacted]

Lee Ann Rounds
Investigation Specialist II
Division of Pari-Mutuel Wagering
Office of Investigations
813.893.0242 Cell
689.214.3513 Fax

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From: Stefen W. Sloane
To: Traci Sloan
Subject: RE: [EXTERNAL] FW: Message from FTL-PMW-bizhub
Date: Friday, November 15, 2024 2:27:15 PM
Attachments: image002.png
image003.png

Good afternoon,

Our records have been updated to reflect the information provided. As discussed, Magic City Casino has the intention to permanently exclude Andrew Tumlin.

Thank you for your attention,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

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From: Traci Sloan <Traci.Sloan@flgaming.gov>
Sent: Tuesday, November 12, 2024 2:52 PM
To: Stefen W. Sloane <ssloane@magiccitycasino.com>
Subject: [EXTERNAL] FW: Message from FTL-PMW-bizhub

Good afternoon Stefen,

Please find attached, the LinkedIn profile for Andrew Tumlin. I'm just waiting for the exclusion.

Thanks,

Florida Gaming Control Commission
flgaming.gov

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering

Office of Investigations
754-288-0922 Office 954-202-3900 FAX
Email: traci.sloan@flgaming.gov

The information contained in this transmission is intended solely for the use of the person(s) named herein. If you are not the intended recipient, you are hereby notified that any review, dissemination, distribution or duplication of this communication is strictly prohibited. If you are not the intended recipient, please contact me by reply e mail and destroy all copies of the original message.

The State of Florida has a very broad public records law pursuant to Chapter 119, Florida Statutes. Most written communications to and from state officials regarding state business are public records, available to the public and media upon request. Therefore, your e mail communications may be subject to public disclosure. LARGER VIEW

From: FTL-PMW-Bizhub@flgaming.gov <FTL-PMW-Bizhub@flgaming.gov>
Sent: Tuesday, November 12, 2024 12:11 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Subject: Message from FTL-PMW-bizhub

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Joseph Call, Senior Attorney
Re: Daniel Paul Sausaman FGCC; Case No. 2024-059029
Date: September 3, 2025

Executive Summary

The Division of Pari-Mutuel Wagering seeks revocation of Daniel Paul Sausaman's (Respondent) cardroom employee occupational license. Respondent was served an administrative complaint and requested an informal hearing, which proceeded on July 10, 2025. On August 28, 2025, the hearing officer recommended revocation of Respondent's cardroom employee occupational license. The Division recommends the Commission adopt the hearing officer's recommendation and revoke Respondent's pari-mutuel cardroom employee occupational license.

Relevant Facts

On January 6, 2025, the Division filed a three-count administrative complaint seeking revocation or suspension of Respondent's cardroom employee occupational license due to a disqualifying conviction, failure to notify the Commission in writing within 48 hours of the conviction, and failure to notify within 5 days of his arrest. On January 28, 2025, Respondent requested an informal hearing. The informal hearing was held on July 10, 2025. On August 28, 2025, the hearing officer recommended revocation of Respondent's cardroom employee occupational license. The Division recommends the Commission adopt the hearing officer's recommendation and revoke Respondent's cardroom employee occupational license.

Relevant Law

Section 550.105(5)(b), Florida Statutes, provides, in pertinent part that:

> . . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other

> state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 550.105(5)(d), Florida Statutes, provides that:

> ". . . the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term "conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license."

Section 550.105(10)(d), Florida Statutes, provides that each licensee shall inform the Commission within 48 hours, "if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication." Accordingly, Respondent's license can be revoked or suspended based on the felony conviction.

Section 849.086(6)(f), Florida Statutes, provides that "[t]he commission shall adopt rules regarding cardroom occupational licenses. The provisions specified in s. 550.105(4), (5), (6), (7, (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."

Rule 75-11.011, Florida Administrative Code, provides that "[a]ny cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest […]"

Staff Recommendation: The Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission adopt the hearing officer's recommended order and revoke Daniel Paul Sausaman's cardroom employee occupational license.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 8/28/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v. FGCC Case No.: 2024-059029

DANIEL PAUL SAUSAMAN,

Respondent.
_____/

CORRECTED HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Renee Harkins, designated Hearing Officer for the Florida Gaming Control Commission ("Commission") on July 10, 2025, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of the Commission's Administrative Complaint filed against Daniel Paul Sausaman ("Respondent"), in FGCC Case Number 2024-059029. Justin Hundersmarck, Senior Attorney, represented the Commission. Respondent appeared *pro se,* and the hearing was held telephonically. Both sides were permitted to present witnesses, offer items into evidence, and otherwise fully participate in the hearing.

PROCEDURAL HISTORY

1. On January 6, 2025, the Commission filed a three-count Administrative Complaint against Respondent alleging that Respondent is subject to suspension or revocation of his cardroom occupational license based on his September 20, 2024, conviction, Respondent's failure to inform the Commission within five days of his November 28, 2023 arrest, and Respondent's failure to inform the Commission of his convictions for disqualifying offenses within 48 hours.

2. On January 28, 2025, Respondent requested an informal hearing pursuant to section 120.57(2), Florida Statutes.

The July 10, 2025, Informal Hearing

3. At the informal hearing on July 10, 2025, the Commission presented the issues raised in its Administrative Complaint. The Hearing Officer granted the Commission's motion to accept the Findings of Fact in the Administrative Complaint as the undisputed facts in the case and accepted the investigative report into the record.

4. Respondent testified that he served fourteen years in active duty in the U. S. Military and has served four years in the Reserves. Respondent stated that the two misdemeanor arrests are the only ones on his record. He stated he is working with an attorney to have the convictions expunged.

5. Respondent expressed remorse for his actions and described his efforts to improve his situation since the arrests. He stated that he lost his job before Christmas and started drinking heavily due to depression. He received discipline from the military and faced multiple consequences as a result of his arrests.

6. Respondent stated that he had complied with all the terms of his plea agreement, had been abstaining from alcohol for several months, and would like to move on from this point.

7. He stated he is willing to accept a penalty and hopes it is not a permanent revocation. He would also accept a suspension or restriction so he can return to work in gaming in the future. The respondent apologized for not notifying the Commission of his arrests or convictions and said he was unaware of the requirement to do so. He stated that he contacted the Commission to inform them of the arrests as soon as he realized he needed to.

FINDINGS OF FACT

8. At all times pertinent to the allegations contained herein, Respondent held a Cardroom Employee Occupational License, number 13628760, issued pursuant to section 840.086(6), Florida Statutes.

9. On or about September 20, 2024, Respondent was convicted of two counts of Petit Theft – Property More than $100 Less Than $750, both misdemeanors, in the County Court of the Eighteenth Judicial Circuit in and for Brevard County, Florida, in case numbers 05-2023-MM-48090-AXXX-XX and 05-2023-MM-056039-AXXX-XX.

10. Respondent's two arrest dates were weeks apart, occurring on or about September 22, 2023 and November 28, 2023.

11. Respondent failed to provide written notice to Petitioner within five days of his September 22, 2023, arrest.

12. Respondent failed to inform Petitioner of his September 20, 2024, conviction for a disqualifying offense within 48 hours.

13. There is competent substantial evidence to support the foregoing findings of fact.

CONCLUSIONS OF LAW

14. The Hearing Officer has jurisdiction over this matter and the parties pursuant to section 120.57(2), Florida Statutes.

15. The Commission has jurisdiction over this matter pursuant to Chapters 120, 550, and 849, Florida Statutes.

16. Section 550.105(5)(d), Florida Statutes, provides that the term "convicted" means "having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere."

17. Section 849.086(6)(f), Florida Statutes, provides that "[t]he commission shall adopt rules regarding cardroom occupational licenses. The provisions specified in section 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."

18. Section 849.086(6)(g), Florida Statutes, provides that "[t]he division may deny, declare ineligible or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority."

19. Pursuant to section 550.105(10)(d), Florida Statutes, each licensee shall inform the Commission, within 48 hours, "if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication."

20. Rule 75-11.011, Florida Administrative Code, states:

> Any cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses.

RECOMMENDED ORDER

Based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Florida Gaming Control Commission issue a Final Order REVOKING Respondent's Occupational License.

Respectfully submitted this 28th day of August 2025.

/S/ Renee Harkins
Renee Harkins, Hearing Officer
Florida Gaming Control Commission
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399

CERTIFICATE OF SERVICE

I hereby certify this 28TH day of AUGUST, 2025, that a true copy of the foregoing has been provided by US MAIL to:

DANIEL PAUL SAUSAMAN
3974 DeQuattro Drive
Rockledge, Florida 32955

CLERK OF THE COMMISSION
Florida Gaming Control Commission

DANIEL SAUSAMAN
Case No. 2024 -059029
Informal Hearing Packet

Documents Included in Case File

Exhibit 1 ..... Notice of Hearing

Exhibit 2 ..... Election of Rights

Exhibit 3 ..... Administrative Complaint

Exhibit 4 ..... Report of Investigation

May 27, 2025

Sausaman, Daniel Paul
3974 DeQuattro Dr
Rockledge, FL 32955
Uncwdan@gmail.com

RE: FGCC v. Sausaman, Daniel Paul
Case No.: 2024-059029

Enclosed please find a Notice of Hearing for the informal hearing that has been scheduled in the above-referenced case. **Your hearing is scheduled to be heard on Thursday July 10, 2025, between 10:00 AM and 3:00 PM (Eastern Time).** Please read the Notice of Hearing for more details about the date, time, location and instructions for the hearing. A copy of the Commission's case file has been mailed to your address of record. Please ensure that you have this case file available during the hearing, as you may need to refer to it throughout the hearing.

You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Renee.Harkins@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

Please note: If you choose not to attend the hearing in person or by video conference, we will be conducting the hearing telephonically; you will be contacted **between 10:00 AM and 3:00 PM (EST) at the following number: (321) 576- 5673.** Please contact me as soon as possible to notify me of a correct number at which to reach you. Failure to answer the telephone, promptly return a missed call, or hold an open line will result in the hearing proceeding without you.

Below please find information about the informal hearing process:

1. The Informal Hearing is held on the date and time noted in the Notice of Hearing.
2. A Final Order will be issued within approximately 90 days after the date of the hearing. The Final Order is the **final** agency action and will describe the resolution of your case.

Should you have any questions or need any assistance, please feel free to contact me via telephone or email at 850-794-8071 or Maya.Jones@flgaming.gov.

Sincerely,

/s/ *Maya Jones*

Maya Jones
Administrative Assistant II
(850) 794-8071

Enclosures: Notice of Hearing and Case File

EXHIBIT
1

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v. FGCC Case No..: 2024-059029

DANIEL PAUL SAUSAMAN. ,

Respondent.
_____/

NOTICE OF TELEPHONIC HEARING

TO: SAUSAMAN, DANIEL PAUL
3974 DEQUATTRO DR
ROCKLEDGE, FL 32955
UNCWDAN@GMAIL.COM

YOU ARE HEREBY NOTIFIED that the Commission's designated Hearing Officer will conduct a hearing in this matter, pursuant to Section 120.57(2), Florida Statutes. If you wish to present oral or written evidence, you must attend the hearing. The hearing is scheduled for **Thursday July 10, 2025 The Hearing Officer will call you at (850) 633-2224 sometime between 10:00 AM – 3:00 PM (EST)**. Please be available to take the Hearing Officer's call. Failure to answer the telephone, promptly return a voicemail, or hold an open line may result in the hearing proceeding without you.

You may elect to attend the hearing in person or by video conference. If you wish to do so, you must contact the Commission by email at Maya.Jones@flgaming.gov or telephone at (850) 794-8071, at least seven (7) days prior to your hearing date. If you do not elect to attend by video conference or in person, the hearing will automatically be held by telephone only. You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call

at the hearing should be emailed to Renee.Harkins@flgaming.gov, and Justin.Hundersmarck@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

If you cannot attend the hearing and wish to request a continuance for good cause, you must notify the Hearing Officer at Renee.Harkins@flgaming.gov and Opposing Counsel at Justin.Hundersmarck@flgaming.gov at least five (5) days prior to your hearing date. Continuance requests made within five (5) days of the hearing can only be granted for emergencies.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to: the above-named parties via certified mail, on this 27th day of May, 2025.

By: /s/ *Maya Jones*

Maya Jones
Administrative Assistant II
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Telephone: (850) 794-8071
Facsimile: (850) 536-8709
Maya.Jones@flgaming.gov

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Ebonie Lanier at (850) 794-8072. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

EXHIBIT
2

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 1/28/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

FGCC v. DANIEL PAUL SAUSAMAN **CASE NO.: 2024-059029**

ELECTION OF RIGHTS

Please read the Administrative Complaint before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Administrative Complaint.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Administrative Complaint, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Administrative Complaint.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) ☒ **I do not dispute the allegations** of material fact in the Administrative Complaint and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

Option Two (2) ☐ **I do dispute the allegations** of material fact in the Administrative Complaint and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). **I specifically dispute the following facts in the Administrative Complaint** (attach extra pages or write on the back if needed):

_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, a Final Order will be issued that adopts the allegations of fact and conclusions of law alleged in the Administrative Complaint and imposes the Commission action set forth in the Administrative Complaint.

THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

Daniel Sausaman
PRINTED NAME

ATTORNEY OR QUALIFIED REPRESENTATIVE

3974 DeQuattro Dr.
Street Address

Street Address (where service shall be made)

Rockledge FL 32955
City State Zip

City State Zip

321-576-5673
Telephone Number Facsimile Number (if any)

Telephone Number Facsimile Number (if any)

uncwdan@gmail.com
E-mail

E-mail

Daniel S.
SIGNATURE

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

EXHIBIT
3

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 1/06/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v.

FGCC Case No.: 2024-059029

DANIEL PAUL SAUSAMAN,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Daniel Paul Sausaman ("Respondent"), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to chapters 550 and 849, Florida Statutes. At all times material hereto, Respondent held a Cardroom Employee Occupational License, number 13628760, issued pursuant to section 849.086(6) Florida Statutes.

2. On or about September 20, 2024, Respondent entered a plea of nolo contendere and was convicted of two counts of Petit Theft – Property More than $100 Less than $750, both misdemeanors, in the County Court of the Eighteenth Judicial Circuit in and for Brevard County, Florida, in case numbers 05-2023-MM-048090-AXXX-XX and 05-2023-MM-056039-AXXX-XX.

COUNT I

3. Petitioner realleges and adopts paragraphs numbered one through two as if set forth fully herein.

4. Section 849.086(6)(g), provides that "[t]he division may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority."

5. Section 849.086(6)(f), Florida Statutes, provides that "[t]he commission shall adopt rules regarding cardroom occupational licenses. The provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."

6. Section 550.105(5)(d), Florida Statutes, provides the term "convicted" means "having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere."

7. Based on the foregoing, Respondent violated sections 849.086(6)(g) Florida Statutes, by entering a plea of nolo contendere and being convicted of two counts of Petit Theft – Property More than $100 Less than $750, misdemeanors involving larceny, in Brevard County, Florida on September 20, 2024 and is therefore subject to suspension or revocation of his occupational license.

COUNT II

8. Petitioner realleges and readopts paragraphs numbered one through two as if set forth fully herein.

9. Respondent failed to notify Petitioner within 48 hours of his September 20, 2024 conviction for two counts of Petit Theft – Property More than $100 Less than $750 in Brevard County, Florida.

10. Section 849.086(6)(f), Florida Statutes, provides that "[t]he commission shall adopt rules regarding cardroom occupational licenses. The provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."

11. Pursuant to section 550.105(10)(d), Florida Statutes, each licensee shall inform the Commission, within 48 hours, "if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication."

12. Based on the foregoing, Respondent violated section 550.105(10)(d), Florida Statutes, by failing to inform the Commission of his September 20, 2024 conviction for a disqualifying offense within 48 hours and is therefore subject to suspension or revocation of his occupational license under section 550.0251(10), Florida Statutes.

COUNT III

13. Petitioner realleges and readopts paragraphs numbered one through two as if set forth fully herein.

14. On or about September 22, 2023, Respondent was arrested in Brevard County, Florida, and was charged with Petit Theft – More than $100 Less than $750

15. Respondent failed to provide written notification to Petitioner within five days of his September 22, 2023 arrest.

16. On or about November 28th, 2023, Respondent was arrested in Brevard County, Florida, and was charged with Petit Theft - More Than $100 Less Than $750.

17. Respondent failed to provide written notification to Petitioner within five days of his November 28th, 2023 arrest.

18. Rule 75-11.011, Florida Administrative Code, states:

> Any cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses.

19. Based on the foregoing, Respondent violated rule 75-11.011, Florida Administrative Code, by failing to provide written notification to the Commission within five days of his September 22, 2023 arrest and/or his November 28th, 2023 arrest.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order revoking or suspending Respondent's Occupational License, along with any other remedy provided by sections 550.105(5), 550.0251(10), and 849.086, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2024-059029 is signed this 16th day of December 2024.

/s/ Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
FBN: 1039038
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250 Tallahassee,
Florida 32399-2202
Telephone: (850 794-8063
Facsimile: +1 (850) 536-8709
Primary: Justin.Hundersmarck@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

EXHIBIT 4

FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update | Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **cstubbs1**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1012 - Cardroom Employee Occupational**			Status	**90 Closed**	Status Date	**11/25/2024**
Complaint #	**2024059029**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**SAUSAMAN, DANIEL PAUL**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	**1**
Class'n	**CHIS - Criminal History**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**09/20/2024**
Region	**SR - Southern Region**	Received	**10/15/2024**
Reference	**849.086; 61D-11.011; 550.105**		
Entered	**10/15/2024**	Entered By	**cstubbs1**
Summary	**176 - MELBOURNE GREYHOUND PARK, LLC - Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; Notification of Criminal Conviction or Charge; Cardrooms authorized (6)(g) - Licensee Daniel Paul SAUSAMAN, a cardroom employee at Melbourne Greyhound Track, and who holds a PMW Cardroom Employee Occupational License, (Lic# 13628760 / 1012), was convicted on September 20, 2024, of two separate Misdemeanor offenses of Petit Theft Property More Than $100 Less Than $750. SAUSAMAN pled Nolo Contendere to both offenses with adjudication being withheld. Additionally, he failed to notify the Division of his arrests and subsequent convictions as required by Florida Statutes.**		
Updated	**11/26/2024 08:54:54**	By	**cstubbs1**

☐ Parties ☑ Activities
☑ Allegations ☐ Discipline
☐ Violations ☐ Compliance
☐ Related ☑ Disposition
☐ Inspection
☐ Costs
☐ Time Tracking Auto Assign
☐ Attachments History
☐ Work Notes Print Report

Change | Save | OK | Cancel | Back

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Florida Gaming Control Commission

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**CENTRAL**	**OCTOBER 15, 2024**	**2024 05 9029**

RESPONDENT:	COMPLAINANT:
SAUSAMAN, DANIEL PAUL **6421 BORASCO DRIVE #3206** **MELBOURNE, FLORIDA 32940** **TEL. # (312)576-5673**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 WEST COMMERCIAL BOULEVARD, SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # and Type:	Profession:	Report Date:
13628760 - 1012	**BRUSH**	**November 14, 2024**

Period of Investigation:	Type of Report:
OCTOBER 15, 2024 – November 14, 2024	**FINAL**

Alleged Violation(s): 849.086 Cardrooms authorized. — (6)(g) BUSINESS AND EMPLOYEE OCCUPATIONAL LICENSE REQUIRED; APPLICATION; FEES. — The commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority.

550.105 Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines. — (10) (d) Under penalty of perjury, each person who is licensed or who is fingerprinted as required by this section must agree to inform the division within 48 hours if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

75-11.011 Notification of Criminal Conviction or Charge
Any cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses.

Synopsis: Licensee Daniel Paul **SAUSAMAN,** a cardroom employee at the Melbourne Greyhound Track, and who holds a PMW Cardroom Employee Occupational License, (#13628760 - 1012), was convicted on September 20, 2024, of two separate Misdemeanor offenses of Petit Theft Property More Than $100 Less Than $750. **SAUSAMAN** pled Nolo Contendere to both offenses with adjudication being withheld. Additionally, he failed to notify the Division of his arrests and subsequent convictions as required by Florida Statutes.

Related Case(s):

Investigations Manager / Date	Chief of Investigations / Date
/s/ C. Derek Washington C. Derek Washington / November 14, 2024	Bradford D. Jones / November 25, 2024

CONTINUATION

On December 5, 2023, the Division received an Applicant Hit notification from the Florida Department of Law Enforcement (FDLE). The report indicated that on November 28, 2023, **SAUSAMAN** was arrested by the Brevard County Sheriff's Office and charged with the following offense **(Exhibit #1)**:

1. **Petit Theft-Property More than $100 Less Than $750** (Misdemeanor 1st Degree, Case #05-2023-MM-056039).

Upon further investigation, it was discovered that **SAUSAMAN** was previously arrested on September 22, 2023, by the Brevard County Sheriff's Office and charged with the same offense, **Petit Theft-Property More than $100 Less Than $750 (Misdemeanor 1st Degree, Case #05-2023-MM-048090)**. According to the Brevard County Sheriff's Report, **SAUSAMAN** was stopped by an Asset Protection Officer for stealing merchandise (Legos) from Target, with a total value of $383.43 **(Exhibit #1).**

As per the report prepared by the Brevard Sheriff's Deputy regarding **SAUSAMAN's** arrest on November 28, 2023, **SAUSAMAN** was stopped by store Loss Prevention for stealing merchandise from Walmart. The report further indicated that the total amount of items **SAUSAMAN** attempted to steal in this incident was approximately $321.96 **(Exhibit #1).**

A check of the VERSA License database revealed **SAUSAMAN** received his PMW Cardroom Employee Occupational license on June 29, 2023, to work as a Brush at the Malborne Greyhound Cardroom. He is currently licensed until June 30, 2026. PMW Operations Review Specialist, Jonathan Dye placed an Enforcement Alert on **SAUSAMAN's** PMW license on December 5, 2023, regarding the above offenses (**Exhibit #2)**.

Information obtained from the Florida Comprehensive Case Information System (CCIS) for Duval County, Florida, revealed that on September 20, 2024, **SAUSAMAN** pled Nolo Contendere to both offenses. He was adjudecated Guilty on both charges and sentenced to pay a total of $855 in fines **(Exhibit #3)**.

On October 28, 2024, I spoke with **SAUSAMAN**, who insisted he was falsely accused in both cases. He explained that he was unaware of the requirement to notify the Florida Gaming Control Commission about his arrests until his supervisor informed him in early December that he would be placed on temporary suspension pending the outcome of the legal matters. Following this, he immediately reached out to PMW Chief of Operations Glenda Ricks, notifying her verbally and subsequently via email on December 4 and December 5, 2023, to officially report his arrests. **SAUSAMAN** provided a written statement and copies of the emails he sent to Chief Ricks **(Exhibit #4).**

CONTINUATION

Conclusion: SAUSAMAN has violated Florida State Statute 849.086(6)(g), 550.105(10)(d) and F.A.C Rule 75-11.011, due to his convictions for Theft and failure to notify the Commission of his arrests and subsequent convictions.

Status: Investigations case closed and forwarded to Legal for review.

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Florida Gaming Control Commission
Division of Pari-Mutuel Wagering

PMW Occupational License Applicant Hit/Open Case Routing Slip

RE: **Sausaman, Daniel Paul** **LICENSE NO:** **13628760**
(LICENSEE NAME)

APPLICANT HIT/OPEN CASE RECEIVED: 12/05/2023
(DATE)

AH	176 - Melbourne Gryhn	BRUS - Brush
Applicant Hit ORS	**Facility (d/b/a name)**	**Occupation/Job Title**

Pursuant to Section 550.105(5)(a) The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Section Review

Did the applicant self-report this conviction? ☐ Yes ☒ No

Conviction

- ☐ Felony
- ☐ Misdemeanor – Gambling Related/Bookmaking
- ☐ Animal Cruelty (Previous)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any racing jurisdiction? Yes ☐ No ☒

- ☒ Cardroom Licenses, Professions 1012, 1031 and 1032 (Fraud, Larceny, Theft, etc.)
- ☐ Other:

Comments: Arrest 2 has no court documents available on public website.

Arrest 1: Brevard County, Florida (Case #: 052023MM056039AXXXXX)
Charge 1: 11/28/2023 – PETIT THEFT PROPERTY MORE THAN 100 LESS THAN 750 **(M-1) – Adjudication Withheld**

Arrest 2: Brevard County, Florida (Case #: 052023MM056039AXXXXX)
Charge 1: 09/25/2023 – PETIT THEFT PROPERTY MORE THAN 100 LESS THAN 750 **(M-1) – Adjudication Withheld**

☑ Referred to Investigations Initials: AH Date: 10/9/24

License Administrator Review:	☐ **No Referral Required**	☑ **Forward to Investigations**	**Initials:** AH 10/9/2024

EXHIBIT #1
PAGE 1/10

November 28, 2023 Arrest
Police Report

September 25, 2023 Arrest
Police Report

EXHIBIT #1
PAGE 10/10

FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **dwashingto**

VR Home > License Search > **License Home**

License

Fed Tax # [redacted] Lic Type **1012 - Cardroom Employee Occupational** Expires On **06/30/2026**

File # **14746** Name **Sausaman, Daniel Paul** Extended To

License # **13628760** Rank **CEMP - Cardroom Employee Occupational** Renewed On

Entity # **13628760** Lic Status **Current**

Licensee | History | Notes | Notes History | Back

Address

Street # **6421** Street **BORASCO DR**

Line 2 **#3206**

Line 3

City **MELBOURNE** State **FL** Zip **32940**

Routing

Other

1st License Date **06/29/2023** Rank Date **06/29/2023** Certificate #

Method **I-S-1024** Status Date **06/29/2023** Certificate Date

Fee Exempt **No** Birth Date [redacted] Renewal Sent

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
A	ENFO - Enforcement Alert	12/05/2023	Applicant Hit
C	BRUS - Brush	06/14/2023	
I	GHND - Greyhound	06/14/2023	
L	176 - Melbourne Gryhn	06/14/2023	
Y	3YR - 3 Year License	06/14/2023	

Alt Keys

BEST LIC NBR **13628760**

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EXHIBIT #1
PAGE 1/3

FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **dwashingto**

VR Home > License Search > **Display Alerts**

Fed Tax #	[redacted]	Lic Type	**1012 - Cardroom Employee Occupational**	Expires On	**06/30/2026**
File #	**14746**	Name	**Sausaman, Daniel Paul**	Extended To	
License #	**13628760**	Rank	**CEMP - Cardroom Employee Occupational**	Renewed On	
Entity #	**13628760**	Lic Status	**Current**		

Description	Effective	Notes
Enforcement Alert	12/05/2023	☑

OK

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EXHIBIT #1
PAGE 2/3

FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **dwashingto**

VR Home > License Search > Display Alerts > **Maintain License Modifiers - BASE_CLONE**

Search Criteria | Results | Detail

Modifier Type	**A - Alert**
Modifier	**ENFO - Enforcement**
Effective	**12/05/2023**
Expires	**-**
Additional Info :	
Prompt	
Value	**Applicant Hit**
Notes	**Applicant must provide court disposition records for the 09/25/2023 and 11/28/2023 offenses in BREVARD County, Florida.**
Updated	**12/05/2023 09:59:45**
By	**jdye1**

Notes History | Change | Delete | Save | Cancel | < | >

Add | Back

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EXHIBIT #1
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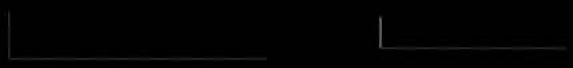
EXHIBIT #3
PAGE 1/13

Novemebr 28, 2023, Offense

Court Documents



From: Dan S
To: Derek Washington
Subject: Written Statement for Daniel Sausaman
Date: Thursday, November 7, 2024 12:38:14 PM

You don't often get email from uncwdan@gmail.com. Learn why this is important

Mr. Washington,

As requested, below is my written statement regarding the case for my records moving forward:

In September and November of 2023, I was arrested and charged with misdemeanor petty theft two separate times. For the record, I was falsely accused in both of these instances. My attorney, after reviewing the facts of the cases, decided to take my case for free (pro bono) and for the last year or so, the cases have been making their way through the court system.

Again, for the record, I had no knowledge of the requirement to notify the FL Gaming Control Board of my arrests. This is not to make an excuse of course, I am just simply stating that it was not brought to my attention when I was hired, when I received my license, or during my employment as a poker dealer, that I was required to do so. It was only after my boss called me in early December to place me on temporary suspension (pending the outcome of the cases) that I was made aware of this requirement. After the phone call with my boss, I reached out to the contact he gave me, Ms. Glenda Ricks, to verbally notify her of those arrests and in writing via email as well. I have forwarded those two emails regarding my contact with Ms. Ricks to you, both of which were written on 12/4/2023 and 12/5/2023, respectively.

In late September of 2024, the disposition of these two cases was finalized. I pleaded no contest, adjudication was withheld on both charges, and I was ordered to pay a small fine in both cases. Both cases are awaiting expungement currently as my lawyer says the chances are almost certain they will be expunged as this was my first time in my life ever facing any kind of criminal charges. I would also like to add that I have served honorably in the military for the last 17+ years and this temporary stain on my record does not sum up who I am as a person.

In closing, I hope that the Board will look favorably on any decision made regarding my gaming license. I am putting these unfortunate events behind me, hoping to clear my record soon, and hopefully look forward to resuming my employment in the gaming industry soon. Thanks for your consideration in this matter!

Respectfully,

Daniel Sausaman

From: Dan S
To: Derek Washington
Subject: Fwd: Sausaman, Daniel Paul Lic#13628760 - 1012
Date: Thursday, November 7, 2024 12:19:52 PM
Attachments: image001.png

You don't often get email from uncwdan@gmail.com. Learn why this is important

Mr. Washington,

Here is one of the two emails sent to Ms. Glenda Ricks regarding the issue. I will send you a separate email with my written statement, so you will see 3 emails total.

Daniel Sausaman

---------- Forwarded message ---------
From: **Glenda Ricks** <Glenda.Ricks@flgaming.gov>
Date: Mon, Dec 4, 2023 at 4:37 PM
Subject: Sausaman, Daniel Paul Lic#13628760 - 1012
To: uncwdan@gmail.com <uncwdan@gmail.com>
Cc: PMW-Operations <PMW-Operations@flgaming.gov>

Please send your written/email notification of your recent arrest to pmw-operations@flgaming.gov. I acknowledge your verbal reporting of the arrest to me on this date, however, please put your notification in writing.

Florida Gaming Control Commission
flgaming.gov

Glenda Ricks, Chief of Operations

Florida Gaming Control Commission

Division of Pari-Mutuel Wagering, Office of Operations

4070 Esplanade Way, Suite 250, Tallahassee, FL 32399

Main Line: 850.794.8130 Direct Line: 850.794.8126

Preserve and protect the integrity of gaming activities through fair regulation, licensing, effective criminal investigation, and enforcement.

The information contained in this transmission is intended solely for the use of the person(s) named herein. If you are not the intended recipient,

you are hereby notified that any review, dissemination, distribution, or duplication of this communication is strictly prohibited. If you are not the

intended recipient, please contact me by reply e-mail and destroy all copies of the original message.

The State of Florida has a very broad public records law pursuant to Chapter 119, Florida Statutes. Most written communications to and from

state officials regarding state business are public records, available to the public and media upon request. Therefore, your e-mail communications

may be subject to public disclosure. LARGER VIEW

From: Dan S
To: Derek Washington
Subject: Fwd: Notification of arrest for Daniel Paul Sausaman Lic # 13628760-1012
Date: Thursday, November 7, 2024 12:21:26 PM

You don't often get email from uncwdan@gmail.com. Learn why this is important

Here is the second email that Ms. Ricks asked me to write as the official record.

Daniel Sausaman

---------- Forwarded message ---------
From: **Daniel S** <uncwdan@gmail.com>
Date: Mon, Dec 4, 2023 at 5:24 PM
Subject: Notification of arrest for Daniel Paul Sausaman Lic # 13628760-1012
To: <pmw-operations@flgaming.gov>, <glenda.ricks@flgaming.gov>

To Whom It May Concern,

I contacted Ms. Glenda Ricks via telephone on 12/4/2023 to notify the State of Florida of my arrest on Nov. 28th at 4:08 pm in Viera, FL for misdemeanor petit theft. I was informed on Friday, December 1st by my manager that I was required to notify the State of Florida. I would have contacted you on Friday afternoon, but I have been severely ill since last Wednesday morning with the flu and a lung infection. Ms. Ricks told me to send you these details in writing via this email.

Please let me know if you need anything else from me at this time.

Respectfully,

Daniel Sausaman
Lic # 13628760

MEMORANDUM

To:	The Florida Gaming Control Commission
From:	Division of Pari-Mutuel Wagering
Through:	Joseph Call, Senior Attorney
Re:	FGCC v. Jessica Leeann Chavis Case No. 2024-063690 Final Order
Date:	August 28, 2025

Executive Summary

Jessica Leeann Chavis ("Petitioner") submitted an application for a cardroom employee occupational license (the "Application"). Following review of the Application submitted by Petitioner, the Commission issued a Letter of License Denial, notifying Petitioner of its intent to deny the Application based on Petitioner's two misdemeanor convictions. Petitioner requested an informal hearing, which was attempted to be held on July 10, 2025, and August 12, 2025, but Petitioner failed to answer. On August 28, 2025, the hearing officer recommended denying Petitioner's Application. The Florida Gaming Control Commission should adopt the hearing officer's recommended order and deny Petitioner's application for a cardroom employee occupational license.

Relevant Facts

On February 17, 2025, the Commission issued a Letter of License Denial, notifying Petitioner of its intent to deny the Application based on Petitioner's 2 misdemeanor convictions. Specifically, Petitioner was convicted of:

1. Petit Theft
2. Larceny Petit Theft

On March 6, 2025, Petitioner requested an informal hearing pursuant to section 120.57(2), Florida Statutes. Petitioner failed to appear at the July 10, and August 12, 2025, hearing dates. On August 28, 2025, the hearing officer issued a recommended order recommending the denial of Petitioner's Application. The hearing officer found that Petitioner failed to establish good moral character or rehabilitation as set out in section 550.105(5)(c), Florida Statutes.

Relevant Law

Section 849.086(6)(g), Florida Statutes, provides that:

> [t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority.

Section 849.086(6)(f), Florida Statutes, provides that the "provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."

Section 550.105(5)(d), Florida Statutes, provides that:

> …the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term "conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.

Staff Recommendation: The Florida Gaming Control Commission should adopt the hearing officer's recommended order and deny Jessica Leeann Chavis's application for a cardroom employee occupational license.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 8/28/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

JESSICA LEEAN CHAVIS

FGCC Case No.: 2024-063690

Petitioner,

v.

FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING,

Respondent.
_____/

HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Renee Harkins, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on August 12, 2025, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of Jessica Leann Chavis's ("Petitioner's") petition for a hearing in response to the Commission's Letter of License Denial filed in FGCC Case Number 2024-063690. The Commission was represented by Emily Alvarado, Chief Attorney. Petitioner requested to appear *pro se* and the hearing was held telephonically. Both sides were permitted to present witnesses, proffer items into evidence, and otherwise fully participate in the hearing.

PRELIMINARY STATEMENT

1. On or about September 4, 2024, the Commission received an application from Petitioner for a Cardroom Employee Occupational License. On the application, she answered "yes" to the question, "Have you ever been convicted of or had adjudication withheld for any crime

or pled guilty or nolo contendere to any criminal charges against you?" Petitioner disclosed multiple misdemeanor and felony convictions in Florida.

2. On or about September 25, 2024, the Commission received a Request for Waiver from Petitioner, who amended her original application to include her arrest record detailing the dispositions of her criminal cases.

3. On or about February 17, 2025, the Commission filed a Letter of License Denial, seeking to deny Petitioner's license application based upon her criminal dispositions.

4. On or about March 6, 2025, Petitioner requested an informal hearing pursuant to section 120.57(2), Florida Statutes.

5. The Commission scheduled, with proper notice, a hearing on July 10, 2025. Petitioner failed to appear telephonically at the July 10 hearing.

6. Petitioner's request to appear telephonically at a second hearing was granted; the hearing was scheduled for August 12, 2025.

The August 12, 2025 Informal Hearing

7. A hearing pursuant to section 120.57(2), Florida Statutes, was held on August 12, 2025. Despite proper notice, Petitioner failed to answer phone calls or respond to voicemails of the Hearing Officer during the stated time. The hearing proceeded without Petitioner.

8. The Commission presented the issues raised in the Letter of License Denial. The Hearing Officer granted the Commission's motion to have the Letter of License Denial and the investigative packet admitted on the record.

9. The investigative packet contains a letter of license denial from the Florida Division of Pari-Mutuel Wagering ("Division") filed on February 17, 2025, informing Petitioner of the Division's decision to deny her application for a Cardroom Employee Occupational License. The denial is based upon Petitioner's two criminal dispositions for Petit Theft in 2013 and Larceny/Petit Theft in 2020.

10. Additionally, the letter of license denial provides that Petitioner's criminal dispositions constitute disqualifying offenses under Section 550.105(5), Florida Statutes. Petitioner's request for waiver was denied based on Petitioner's failure to meet the requirements of Section 550.105(5)(c), Florida Statutes.

FINDINGS OF FACT

11. On or about September 10, 2013, Petitioner entered an open plea of nolo contendere to one misdemeanor count of Petit Theft, for which adjudication was withheld, in Duval County, Florida (Case No. 162013MM012966AXXMA).

12. On or about June 29, 2020, Petitioner was adjudicated guilty of Larceny Petit Theft, a second-degree misdemeanor (Case No. 162020MM000946MMAXXX).

13. Petitioner disclosed her arrest on her initial application for licensure and provided the Commission with the requisite court disposition records for disclosed dispositions, as required by the form.

CONCLUSIONS OF LAW

14. The Hearing Officer has jurisdiction over this matter and the parties pursuant to section 120.57(2), Florida Statutes.

15. The Commission has jurisdiction over this matter pursuant to chapters 120, 550, and 849, Florida Statutes.

16. The Commission is the state agency charged with regulating pari-mutuel wagering operations pursuant to chapters 550 and 849, Florida Statutes.

17. Section 550.105(5)(b), Florida Statutes, states in pertinent part:

> The commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the commission governing the conduct of persons connected with racetracks and frontons. In addition, the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

18. Pursuant to section 550.105(5)(d), Florida Statutes, the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial or entry of a plea of guilty or nolo contendere."

19. Pursuant to section 849.086(6)(g), Florida Statutes, Petitioner's 2023 entry of nolo contendere to the crime of retail theft is a disqualifying offense.

20. Section 550.105(5)(c), Florida Statutes, provides, in pertinent part, that "[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived."

21. In the present case, Petitioner has two disqualifying misdemeanor criminal dispositions entered in 2013 and 2020.

22. Petitioner failed to appear at two duly noticed hearings and failed to establish good moral character or rehabilitation as set out in section 550.105(5)(c), Florida Statutes.

23. There is competent, substantial evidence to support the conclusions of law.

RECOMMENDED ORDER

WHEREFORE, based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Florida Gaming Control Commission enter a Final Order DENYING Petitioner's application for a Cardroom Employee Occupational License.

This Recommended Order in FGCC Case Number 2024-063690 is submitted this 25th day of August 2025.

/s/ Renee Harkins

Renee Harkins
Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this 28TH day of AUGUST 2025 that a true copy of the foregoing "Hearing Officer's Recommended Order" has been provided by email to:

Jessica Leean Chavis
Petitioner
3114 Rococo Court
Orange Park, Florida

Emily Alvarado
Counsel for Respondent
Emily.Alvarado@flgaming.gov

CLERK OF THE COMMISSION
Florida Gaming Control Commission

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 6/30/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

JESSICA LEEANN CHAVIS,

Petitioner,

v. Case No.: 2024-063690

FLORIDA GAMING CONTROL COMMISSION,

Respondent.
_____ /

NOTICE OF WITHDRAWAL OF COUNSEL

The undersigned counsel hereby withdraws as counsel of record for Petitioner, Jessica Leeann Chavis. All further pleadings and correspondence in this matter should be sent directly to Petitioner. To the best of the undersigned's knowledge, Petitioner's contact information is as follows:

Jessica Chavis
3114 Rococo Court
Orange Park, Florida 32073
904-893-1592
chavisjessica587@gmail.com

Respectfully submitted on this 30th day of June, 2025.

/s/ Thomas J. Morton
Thomas J. Morton
Florida Bar No. 13771
THE LOCKWOOD LAW FIRM
1400 Village Square Blvd.
#3-504
Tallahassee, Florida 32312
Tel: 850.727.5009
Fax: 850.270.2610
tj@lockwoodlawfirm.com

CERTIFICATE OF SERVICE

I certify that on this 30th day of June 2025, I have served a true and correct copy of this document on the following:

Agency Clerk
Florida Gaming Control Commission
Clerk@flgaming.gov

Via E-Filing

Renee Harkins
Hearing Officer
Renee.Harkins@flgaming.gov

Via Electronic Mail

Emily Alvarado
Emily.Alvarado@flgaming.gov

Via Electronic Mail

Jessica Chavis
3114 Rococo Court
Orange Park, Florida 32073
chavisjessica587@gmail.com

Via Electronic Mail and US Mail

/s/ Thomas J. Morton

CHAVIS, JESSICA LEEAN
Case No. 2024-063690
Informal Hearing Packet

Documents Included in Case File

Exhibit 1..... Notice of Hearing

Exhibit 2..... Election of Rights

Exhibit 3…..... Letter of License Denial

Exhibit 4…..... Report of Investigation

July 28, 2025

Jessica Leean Chavis
3114 Rococo Court
Orange Park, Florida 32073

RE: Jessica Leean Chavis v. FGCC
Case No.: 2024-063690

Enclosed please find a Notice of Hearing for the informal hearing that has been scheduled in the above-referenced case. **Your hearing is scheduled to be heard on Tuesday, August 12, 2025, between 10:00 AM and 3:00 PM (Eastern Time).** Please read the Notice of Hearing for more details about the date, time, location and instructions for the hearing. A copy of the Commission's case file has been mailed to your address of record. Please ensure that you have this case file available during the hearing, as you may need to refer to it throughout the hearing.

You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Renee.Harkins@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

Please note: If you choose not to attend the hearing in person or by video conference, we will be conducting the hearing telephonically; you will be contacted **between 10:00 AM and 3:00 PM (EST) at the following number: (850) 284-8769.** Please contact me as soon as possible to notify me of a correct number at which to reach you. Failure to answer the telephone, promptly return a missed call, or hold an open line will result in the hearing proceeding without you.

Below please find information about the informal hearing process:

1. The Informal Hearing is held on the date and time noted in the Notice of Hearing.
2. A Final Order will be issued within approximately 90 days after the date of the hearing. The Final Order is the **final** agency action and will describe the resolution of your case.

Should you have any questions or need any assistance, please feel free to contact me via telephone or email at 850-794-8071 or Maya.Jones@flgaming.gov.

Sincerely,

/s/ *Maya Jones*
Maya Jones
Administrative Assistant II
(850) 794-8071

Enclosures: Notice of Hearing and Case File

EXHIBIT
1

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

JESSICA LEEAN CHAVIS,

Petitioner,

v. FGCC Case No..: 2024-063690

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Respondent.
_____/

NOTICE OF TELEPHONIC HEARING

TO:
JESSICA LEEAN CHAVIS
3114 ROCOCO COURT
ORANGE PARK, FLORIDA 32073
Click or tap here to enter text.

YOU ARE HEREBY NOTIFIED that the Commission's designated Hearing Officer will conduct a hearing in this matter, pursuant to Section 120.57(2), Florida Statutes. If you wish to present oral or written evidence, you must attend the hearing. The hearing is scheduled for **Tuesday, August 12, 2025 The Hearing Officer will call you at (850) 284-8769 sometime between 10:00 AM – 3:00 PM (EST)**. Please be available to take the Hearing Officer's call. Failure to answer the telephone, promptly return a voicemail, or hold an open line may result in the hearing proceeding without you.

You may elect to attend the hearing in person or by video conference. If you wish to do so, you must contact the Commission by email at Maya.Jones@flgaming.gov or telephone at (850) 794-8071, at least seven (7) days prior to your hearing date. If you do not elect to attend by video conference or in person, the hearing will automatically be held by telephone only. You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call

at the hearing should be emailed to Renee.Harkins@flgaming.gov, and Emily.Alvarado@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

If you cannot attend the hearing and wish to request a continuance for good cause, you must notify the Hearing Officer at Renee.Harkins@flgaming.gov and Opposing Counsel at Emily.Alvarado@flgaming.gov at least five (5) days prior to your hearing date. Continuance requests made within five (5) days of the hearing can only be granted for emergencies.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to: the above-named parties via certified mail, on this 28th day of July 2025.

By: /s/ *Maya Jones*

Maya Jones
Administrative Assistant II
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Telephone: (850) 794-8071
Facsimile: (850) 536-8709
Maya.Jones@flgaming.gov

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Ebonie Lanier at (850) 794-8072. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

EXHIBIT
2

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 3/06/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. JESSICA LEE AND CHAVIS **CASE NO.: 2024-063690**

ELECTION OF RIGHTS

Please read the Administrative Complaint before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days by 5:00 p.m., Eastern Time, of the day you receive the attached Administrative Complaint.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Administrative Complaint, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Administrative Complaint.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) ☑ **I do not dispute the allegations** of material fact in the Letter of License Denial and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanctions should be reduced.

Option Two (2) ☐ **I do dispute the allegations** of material fact in the Letter of Licensed Denial and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). **I specifically dispute the following facts in the Letter of License Denial** (attach extra pages or write on the back if needed):

_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Letter of License Denial and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, this letter will act as the Final Order. Pursuant to section 120.68, Florida Statutes, any party adversely by this Final Order has the right to seek its judicial review by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the clerk.

THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

	TJ Morton
PRINTED NAME	ATTORNEY OR QUALIFIED REPRESENTATIVE
	1400 Village Square Blvd. #3-504
Street Address	Street Address (where service shall be made)
	Tallahassee, FL 32312
City State Zip	City State Zip
	850-284-8769
Telephone Number Facsimile Number (if any) Number (if any)	Telephone Number Facsimile
	tj@lockwoodlawfirm.com
E-mail	E-mai.
	TJ
SIGNATURE	

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

EXHIBIT
3

FLORIDA GAMING CONTROL COMMISSION

JULIE I. BROWN, Vice Chair
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER
TINA REPP, COMMISSIONER

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: **2/17/2025**
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

February 17, 2025

Ms. Jessica Leean Chavis
3114 Rococo Court
Orange Park, Florida 32073

Letter of License Denial

Dear Ms. Chavis:

This Letter of License Denial ("Denial") serves to inform you that your application for a Cardroom Employee Occupational License and request for waiver is denied in accordance with the provisions of chapters 550 and 849, Florida Statutes, and the rules promulgated thereto. This Denial is based upon your following criminal dispositions:

1. 09/10/20213– Petit Theft between $100 and $300 (M) – Adjudication Withheld– Duval County, Florida (Case No.162013MM012966AXXXMA)

2. 06/29/2020– Larceny Petit Theft 2nd Degree (M) – Adjudicated Guilty – Clay County, Florida (Case No. 162020MM000946MMAXXX)

These convictions are disqualifying offenses under sections 849.086(6(g)), Florida Statutes. A withheld adjudication of guilt is considered a conviction for licensing under sections 550.105(5) and 849.086(6)(f), Florida Statutes.

Your Request for Waiver has been denied based on your failure to meet the requirements of section 550.105(5)(c), Florida Statutes.

You are advised you may not work in any position requiring licensure or be within a restricted area at a pari-mutuel facility without an appropriate valid occupational license.

Pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing to challenge the Commission's decision within twenty-one (21) days of receipt of this Denial, as provided for in rule 28-106, Florida Administrative Code, and the attached Notice of Rights.

If you do not request a hearing within twenty-one (21) days of your receipt of this Denial, this Denial will become the Commission's Final Order. If this Denial becomes a Final Order, you will have 30 days to file for an appeal pursuant to section 120.68, Florida Statutes.

Sincerely,

Melba Apellaniz
Clerk of the Commission

Attachment: Notice of Rights

CERTIFICATE OF SERVICE

I hereby certify this 17TH day of FEBRUARY, 2025, that a true copy of the foregoing has been furnished by certified U.S. mail to:

Jessica Leean Chavis
3114 Rococo Court
Orange Park, Florida 32073

CLERK OF THE COMMISSION
Florida Gaming Control Commission

Case No. 2024-063690

7020 3160 0001 0819 3074

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☐ Adult Signature F

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City, State, ZIP+4®

2/17/25

Jessica L. Chavis
3114 Rococo Court
Orange Park, Florida 32073
LLD2024063690-PMW

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

NOTICE OF RIGHTS

This is an action that may affect your substantial interests. Mediation of this administrative dispute is not available. However, pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing on this matter, provided a written request is filed with the agency. The request must comply with the requirements of rules 28-106.111, and 28-106.201 or 28-106.301, Florida Administrative Code. The written request must be received by the Commission within 21 days of your receipt of this notice.

If the Commission determines there are disputed issues of material fact, the case will be forwarded to the Division of Administrative Hearings for a formal hearing. If there are no disputed issues of material fact, the Commission will schedule an informal hearing. You will be notified of the date, time and place of the hearing. In either case, you have the burden of establishing entitlement to the license.

In a formal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, to bring witnesses and present evidence, to cross-examine any witnesses produced against you by the State, and to have subpoenas issued on your behalf.

In an informal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, and to submit whatever information you desire to show entitlement to the license.

If a hearing pursuant to sections 120.569 and 120.57, Florida Statutes, is not requested within 21 days, the foregoing Letter of License Denial will become a Final Order. Any party adversely affected by this Final Order has the right to seek its judicial review under section 120.68, Florida Statutes, by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the is filed with the Clerk.

In all the above proceedings, practice is governed by chapter 120, Florida Statutes, and rule 28-106, Florida Administrative Code.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v JESSICA LEEAN CHAVIS **CASE NO.: 2024-063690**

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Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

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_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Letter of License Denial and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, this letter will act as the Final Order. Pursuant to section 120.68, Florida Statutes, any party adversely by this Final Order has the right to seek its judicial review by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the clerk.

THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

PRINTED NAME	ATTORNEY OR QUALIFIED REPRESENTATIVE
Street Address	Street Address (where service shall be made)
City State Zip	City State Zip
Telephone Number Facsimile Number (if any) Number (if any)	Telephone Number Facsimile
E-mail	E-mail
SIGNATURE	

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

EXHIBIT 4

FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update | Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **cstubbs1**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1012 - Cardroom Employee Occupational**			Status	**90 Closed**	Status Date	**01/05/2025**
Complaint #	**2024063690**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**CHAVIS, JESSICA LEEAN**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**LIC - Licensee**	Security Level	**1**	☐ Parties	☑ Activities
Form	**WALK - Walk-in**	Priority	**1**	☑ Allegations	☐ Discipline
Class'n	**IIIB - Waivers**	Complexity	**R - Regular**	☑ Violations	☐ Compliance
Security	**STND - Standard**	Incident	**09/06/2024**	☐ Related	☑ Disposition
Region	**CR - Central Region**	Received	**11/05/2024**	☐ Inspection	
Reference				☐ Costs	
Entered	**11/06/2024**	Entered By	**cstubbs1**	☐ Time Tracking	Auto Assign
Summary	**148 - ORANGE PARK KENNEL CLUB**			☐ Attachments	History
Updated	**01/06/2025 13:42:39**	By	**cstubbs1**	☐ Work Notes	Print Report

Change | Save | OK | Cancel | Back

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ROUTING SLIP
REQUEST FOR WAIVER

RE: CHAVIS, JESSICA L. – LIC # 14136010 **Case No:** 2024 06 3690
(APPLICANT'S NAME – LICENSE #)

1012 – Chip Runner
Occupation Code and Job Title

145 -Best Bet Jacksonville
Facility (d/b/a name)

Waiver Referral Date: November 7, 2024
(DATE)

Investigations Section: Reviewed by Bradford D. Jones 1/5/2025
(Initial & Date)

The attached "Request for Waiver" file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

Licensing Section: Reviewed by: _____ _____
(Initial & Date) (Initial & Date)

Is the applicant currently under suspension, have unpaid fines, been refused a license by any gaming or racing jurisdiction?

[ ] Yes or [ ] No If yes, in what jurisdiction? _____

Investigative Findings:

June 10, 2020	Clay County Sheriff's Office, FL. – Petit Theft – Misdemeanor – Pled Nolo Contendere – Adjudicated Guilty on June 29, 2020 – Sentenced to 20 Days in County Jail, Credit for 20 days served, - Fines totaling $425.50 – CCIS indicates there is a balance of $375.50.
March 28, 2013	Jacksonville Sheriff's Office, FL, – Petit Theft – Misdemeanor – Pled Guilty – Adjudication Withheld on September 10, 2013 – Sentenced to 12 Months' Probation, 60 Hours of Community Service, Fines of $403.00, Restitution of $60.00 - 8/11/2014 Probation Violation on this charge for nonpayment of Probation fees. - CCIS indicates there is a balance of $403.00.

*Please attach Routing Slip to front of case file

Florida Gaming Control Commission

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**NORTHERN**	**November 5, 2024**	**2024 06 3690**

Respondent:	Complainant:
CHAVIS, JESSICA L. **3114 ROCOCO COURT** **ORANGE PARK, FLORIDA 32073** **EMAIL : CHAVISJESSICA587@GMAIL.COM** **CELL PHONE:(904) 893-1592**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 WEST COMMERCIAL BOULEVARD, SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # / Type:	Profession:	Report Date:
14136010 / 1012	**Chip Runner**	**December 13, 2024**

Period of Investigation:	Type of Report:
November 5, 2024 through December 13, 2024	**Final**

Basis of Investigation: This investigation is predicated upon the submission of JESSICA **CHAVIS'** State of Florida Cardroom Occupational License Application dated September 4, 2024, and Request for Waiver dated September 25, 2024.

On September 4, 2024, **CHAVIS** applied for a Cardroom Employee Occupational License (1012) to work as a Chip Runner at the BestBet Jacksonville Poker Room. On her application, she answered "YES" to the question, "Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?" **CHAVIS** wrote "please see attached" listing multiple Misdemeanors and Felony convictions in Florida.

Upon receipt of **CHAVIS'** FDLE Criminal History Report, PMW Licensing sent **CHAVIS** a Deficiency Letter on September 19, 2024, requesting that she list and provide court disposition records for the following arrest(s):

- Duval County, Florida Arrest(s) – 3/28/2013, 10/15/2023/ 12/7/2023
- Clay County, Florida Arrest(s) – 6/10/2020, 7/14/2020
- Lexington County, SC Arrest(s) – 5/20/2020

On October 25, 2024, **CHAVIS** amended her application to include the above offenses and provided arrest records as requested.

Related Case:

Investigation Specialist II / Date	Approved by Investigation Manager / Date
/s/ Charles W. Taylor Charles W. Taylor / December 13, 2024	/s/ C. Derek Washington C. Derek Washington / December 13, 2024

Chief of Investigations / Date

/s/ Bradford D. Jones / January 5, 2025

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 5/20/2020		**Arresting Agency:** West Columbia, South Carolina			
OFFENSE					
		CLASSIFICATION	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1	Manufacture, Possession of other Substance Schedule 1,2,3 amended Possession of Heroin	Felony	N/A	Dismissed	11/25/2024
2					
3					
4					

SENTENCE
Decline to extradite and dismissed charges.

Additional Information: See EXHIBIT #4

Arrest 2					
Date of Arrest: 6/10/2020		**Arresting Agency:** Clay County Sheriff's Office			
OFFENSE					
		CLASSIFICATION	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1	Larceny – Petit Theft	Misdemeanor	Nolo	Adj. Guilty	6/29/2020
2					
3					
4					

SENTENCE
20 Days in County Jail, Credit for 20 days served, Fines totaling $425.50

Additional Information: CCIS (Comprehensive Case Information System) indicates there is a balance of $375.50.

CRIMINAL HISTORY

Arrest 3					
Date of Arrest: 3/28/2013	**Arresting Agency:** Jacksonville Sheriff's Office				
OFFENSE					
		CLASSIFICATION	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1	Petit Theft Retail 100<300	Misdemeanor	Guilty	Adj. Withheld	9/10/2013
2					
3					
4					

SENTENCE
12 Months' Probation, 60 Hours of Community Service, Fines of $403.00, Restitution of $60.00,

Additional Information: 8/11/2014 VOP on this charge for nonpayment of probation fees. CCIS indicates there is a balance of $403.00.

Arrest 4					
Date of Arrest:	**Arresting Agency:**				
OFFENSE					
		CLASSIFICATION	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1					
2					
3					
4					

SENTENCE

Additional Information:

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		X
Does the Applicant possess an Occupational License from other jurisdictions?		X

1. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:

	YES	NO
Has License ever been suspended or revoked?		X
Was any derogatory information received?		X
Additional Comments:		

2. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:

	YES	NO
Has License ever been suspended or revoked?		
Was any derogatory information received?		
Additional Comments:		

3. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:

	YES	NO
Has License ever been suspended or revoked?		
Was any derogatory information received?		
Additional Comments:		

4. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:

	YES	NO
Has License ever been suspended or revoked?		
Was any derogatory information received?		
Additional Comments:		

WAIVER INTERVIEW

	YES	NO
Was a Waiver Interview Conducted?	X	

Date of Interview: November 22, 2024	Location of Interview: BestBet Orange Park

	YES	NO
Was the applicant cooperative?	X	
Additional Comments:		

SUMMARY OF INTERVIEW:

During her interview, Ms. **CHAVIS** was open about the details of her two misdemeanor arrests for petit theft and her history of drug abuse. She shared that she had been homeless and living on the streets for many years until she found herself in jail for the second time. At that moment, she realized she was almost forty years old and said to herself, “enough is enough.”

CHAVIS expressed that she has been working hard to get her life in order and is currently living at home with her parents. She mentioned that she has been clean for over a year and is determined never to return to her previous life. She also spoke about finding God and accepting His help to cope with her situation every day.

CHAVIS highlighted the changes she has made in every aspect of her life to support her rehabilitation. Furthermore, she has applied for a position at the BestBet cardroom, which is where her father has worked for many years and is conveniently located close to home for both of them.

CHAVIS concluded the interview by expressing her eagerness to start working and her excitement about the new life she has worked so hard to create for herself and her family. She is grateful for any consideration she may receive and is willing to do whatever is necessary to obtain her license and secure a job at BestBet.

On Friday, December 13, 2024, I again spoke with **CHAVIS** about her unpaid court fines. She indicated that her father was currently waiting on a monetary settlement from a lawsuit and he agreed to give her any money she needs to get her bills paid when he receives it, however, there is no estimated time frame for this settlement. She is also reluctant to execute a payment plan with the courts, without having any guaranteed employment in her future. She indicated she would work on it and get back to me the following week with her results. As of the date of this report, the fines related to the above convictions (as well as those associated with numerous traffic infractions) remain unpaid.

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **CHAVIS.** (**EXHIBIT #4)**

Case Status: Investigations case closed, and case forwarded to Licensing.

CONTINUATION

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET ……..

II. INVESTIGATIVE REPORT ……..

III. EXHIBITS

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4. Supporting Docs: ARCI / Def. Letter / Other. 1-5

2024 OCT -1 PM 3:16

FLORIDA GAMING CONTROL COMMISSION

FGCC PMW-3180 – Request for Waiver

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.flgaming.gov

TO: JESSICA LEEANN [redacted]
Full Legal Name of Applicant | Date of Birth | Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Executive Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Mutuel and Cardroom Applicants:

☐ A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes, or involves cruelty to animals.

☐ Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:

☑ New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

☐ A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Florida Gaming Control Commission will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

1) You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.

2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Jessica Chavis
Signature of Applicant

9/25/2024
Date

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM FGCC PMW-3195 – REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

EXHIBIT #2
PAGE 2/11

2024 SEP -6 PM 12:03

FLORIDA GAMING CONTROL COMMISSION

TCN: 70CJ1000000[redacted]

1024

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
FGCC PMW-3120 – Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled **"For Division Use Only."**

DEMOGRAPHIC INFORMATION

Social Security Number	Birth Date (MM/DD/YYYY)	Gender
[redacted]	[redacted]	☐ Male ☑ Female

Last Name	First	Middle	Suffix
Chavis	Jessica	Leeann	

Have you used, been known as, or called by another name (example – maiden name, pseudonym, nickname) or alias other than the name used on the application? ☐ Yes ☑ No

If yes, list the name or names used: _____

Race/Ethnicity (optional)
☐ Black or African American ☐ Asian or Pacific Islander ☐ Native American or Alaskan Native
☑ White or Caucasian ☐ Hispanic/Latino ☐ Other

Current Mailing Address	Email Address (optional)
3114 Rococo Court	chavisjessica587@gmail.com

City	State	Zip Code (+4 optional)	Country, if other than USA
Orange Park	FL	32073	

Primary Phone Number	Secondary/Cell Phone Number (optional)
904-893-1592	

Current Street Address: same as above

City	State	Zip Code (+4 optional)	Country, if other than USA

Type of Occupational License applying for:
☐ General Individual ☐ Professional Individual
☒ Cardroom Employee
Occupation: CHIP RUNNER

Facility where employed and/or doing business: bestbet - K18

Does your position require access to the Cardroom? ☒ Yes ☐ No

Is this your first time applying for a racing/gaming license in Florida? ☑ Yes ☐ No

Are you a Supervisor, Manager, or Shareholder of a pari-mutuel permitholder? ☐ Yes ☑ No

Do you own or lease animals intended for racing in Florida? ☑ No ☐ Yes, complete the following:
Stable Name, Kennel Name, or Business Name _____
Trainer Name (horse or greyhound racing only) _____

TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS AND EMTS ONLY

Type of professional license (attach a copy of Florida professional license):	Florida License Number

FOR DIVISION USE ONLY

License Code 1012 License # 14136010 File # 15592 App # 78358
Association Code 910 Date Received 9/6/24 Entered By [illegible] License Year 24/27
License Fee 100 FP Date 11 FP Fee [illegible] Total Fee 100

☐ Off Temp ☐ Waiver Requested ☐ ARCI ☐ Enforcement ☐ Minor

CHIS

EXHIBIT #2
PAGE 3/11

2024 SEP -6 PM 12:03

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NEEDED)

☐ Yes ☑ No	Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?
☑ Yes ☐ No	Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions listed must be submitted with this application and you must list the details in the section provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
please	see	attached			

☐ Yes ☑ No	Have you ever had a racing/gaming license suspended, revoked, or denied in this or any other state or country? If yes, you must list the details in the section provided below.
☐ Yes ☑ No	Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

details provided on sheet attached

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for obtaining a change, correction, or updating of the FDLE or FBI criminal history are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Florida Gaming Control Commission shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to $1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida, pursuant to Section 550.105, Florida Statutes.

Joana Chaves
Signature of Applicant

9/4/2024
Date

EXHIBIT #2
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2005 – Official Misconduct by a Public Servant, Falsifying Records
Employee Theft
Surety Bond – Completed Pre Trial Intervention

2013 – Dealing in Stolen Property – Surety Bond
Giving False Verification of Ownership of Pawned Items – ROR
Petit Theft – ROR

2014 – Violation of Probation – Surety Bond

2020 – 2 – Dealing in Stolen Property, Charges
2 – Giving False Verification } dropped

2023 – RMS No Match Found – charges dropped
Tresspass on Property of Another – withheld Adjudication

2023 – Pedestrian Vehicle Safety } charges
Tresspass on Property of Another } dropped

2023 – Pedestrian Vehicle Safety – charges dropped
Use, or possess with intent to use, drug paraphanalia – withheld Adjudication

2017- Operating Vehicle w/o License - Fines

2020- Petit Theft - Time Served & fines

2020- Tresspassing - Time Served 1 day + fines

Drug Equip. Possess - Time Served 1 day + fines

RECEIVED
2024 SEP -6 PM 12: 04
FLORIDA GAMING
CONTROL COMMISSION

2024 OCT -1 PM 3:17

FLORIDA GAMING
CONTROL COMMISSION

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NEEDED)

☐ Yes ☒ No	Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?
☑ Yes ☐ No	Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions listed must be submitted with this application and you must list the details in the section provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
3/28/2013	DUVAL	FL.			
10/15/2023	↓	FL	TRESPASS PED/VEHICLE SAFE	MIS	ADJ WH 1 NIGHT
12/7/2023	↓	FL	CONTROLLED SUBST	MIS	DROPPED TO POSS OF PAR.
6/10/2020	CLAY	FL	PETIT THEFT	MIS	21 DAYS SERVED

☐ Yes ☒ No	Have you ever had a racing/gaming license suspended, revoked, or denied in this or any other state or country? If yes, you must list the details in the section provided below.
☐ Yes ☒ No	Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:
3/28/2013 - SUSPECTED TO BE ACTUAL DATE OF 6/22/13 FOR DEALING IN STOLEN PROP / FALSE INFOR PROV / PETIT. PETIT THEFT ~~DROPPED~~, ADJ W/H & PROBATION. DROPPED OTHER 2 CHGS:

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for obtaining a change, correction, or updating of the FDLE or FBI criminal history are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Florida Gaming Control Commission shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to $1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida, pursuant to Section 550.105, Florida Statutes.

Jessica Chavis
Signature of Applicant

9/25/2024
Date

EXHIBIT #2
PAGE 7/11

JC# 14136010
app# 78358

2024 OCT - 1 PM 3:17
FLORIDA GAMING CONTROL COMMISSION

2024 OCT 25 PM 3:04
FLORIDA GAMING CONTROL COMMISSION

SIGN & DATE

JC 10/16/24

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NEEDED)

☐ Yes ☒ No — Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

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3/28/2013	DUVAL	FL	PETIT THEFT	MIS	FINES / PROBATION
10/15/2023	↓	FL	TRESPASS PED/VEHICLE SAFE	MIS	ADJ WH 1 NIGHT
12/7/2023	↓	FL	CONTROLLED SUBST	MIS	DROPPED TO POSS OF PAR.
6/10/2020	CLAY	FL	PETIT THEFT	MIS	21 DAYS SERVED

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3/28/2013 - 7 SUSPECTED TO BE ACTUAL DATE OF 6/22/13 FOR DEALING IN STOLEN PROP / FALSE INFOR ARREST / PETIT. PETIT THEFT [redacted] ADJ W/H. & PROBATION. DROPPED OTHER 2 CHGS.

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Jessica Chavis
Signature of Applicant

9/25/2024
Date

Amended Document

lic# 16413e010
app#78358

2024 OCT -1 PM 3:17
FLORIDA GAMING CONTROL COMMISSION

2024 OCT 25 PM 3:04
FLORIDA GAMING CONTROL COMMISSION

SIGN & DATE

QC 10/11/2024

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DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
5/20/2020	LEXINGTON	SC	POSSESSION OF FENT	FELONY	1 NIGHT → FAILURE TO APPEAR → BOND WARR
7/A/2020	CLAY	FL	TRESPASS POSSESSION EQUIP	MIS	1 NIGHT SERVED

☐ Yes ☑ No	Have you ever had a racing/gaming license suspended, revoked, or denied in this or any other state or country? If yes, you must list the details in the section provided below.
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Joseph Chavis
Signature of Applicant

9/25/2024
Date

Amended Document

EXHIBIT #2
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2024 OCT -1 PM 3:17

FLORIDA GAMING
CONTROL COMMISSION

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NEEDED)

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7/14/2020	CLAY	FL	TRESPASS POSSESSION EQUIP	MIS	1 NIGHT SERVED

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Jessica Chavis
Signature of Applicant

9/25/2024
Date

EXHIBIT #2
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2024 OCT -1 PM 3:16
FLORIDA GAMING CONTROL COMMISSION

FGCC PMW-3195 – Request for Release of Information and Authorization to Release Information

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.flgaming.gov

PERSONAL INFORMATION

Social Security Number/Federal Employer ID Number

IF INDIVIDUAL APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION

Last Name	First	Middle	Title	Suffix
CHANIS	JESSICA	L		

Birth Date (MM/DD/YYYY) [redacted]

IF BUSINESS APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION

Representative's Name Last	First	Middle	Title	Suffix

Permitholder Name

Official Capacity

ATTEST STATEMENT

I, JESSICA CHANIS (name of applicant/representative) do hereby instruct all law enforcement or criminal justice agencies, present and former employers or institutions with whom I or my businesses have a present or past business relationship, as well as all present or past social associates to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Florida Gaming Control Commission.

I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Additionally, I do release such individuals or entities from any and all liability due to the release of information requested.

JESSICA LEEANN CHANIS
(if individual applicant - legal name and any nickname or alias in parentheses)

Applicant/Representative Signature: Jessica Chanis Date: 9/25/2024

NOTARIZATION

The foregoing application was sworn to and subscribed before me this 25th Day of SEPTEMBER, 20 24.

by JESSICA LEEANN CHANIS Jessica Chanis
Type or print name of applicant — Signature of applicant

who is personally known to me or who has produced the following as identification.

FLORIDA IDENTIFICATION CARD
Type of identification

Kassandra Whitley
Signature of person taking acknowledgement

KASSANDRA WHITLEY
NOTARY PUBLIC
STATE OF FLORIDA
NO. HH 262600
MY COMMISSION EXPIRES MAY 09, 2026

Notary Seal
(Rubber Stamp and Expiration)

EXHIBIT #2
PAGE 11/11

DISPOSITION SHEET

2024 NOV 25 PM 1:24

NAME OF DEFENDANT Jessica Leeann Chavis

WARRANT/TICKET NUMBER(S) 2020A3221100276

CHARGES(S) possession heroin

ARRESTING AGENCY WCPD

DISMISSED	PTI	JUDICIALLY DISMISSED	REMANDED	DISMISSED AT PRELIMINARY	FAIL TO APPEAR	RESTORE	OTHER
X							

REASON Prosecutorial discretion

SOLICITOR

DATE: 11/25/24

White Copy - Clerk of Court Yellow Copy - Detention Facility

LCF 960 (2/11)

From: Myra Dyer
To: Charles Taylor
Subject: Fw: Chavis Dismissal
Date: Monday, November 25, 2024 4:16:11 PM
Attachments: SKM_360i24112516140.pdf

> You don't often get email from mdyer@lexingtoncounty.sc.gov. Learn why this is important

Myra Dyer
Deputy Clerk of General Sessions
Office: 803-785-8553
Email: mdyer@lexingtoncounty.sc.gov
Please note the new Email address

From: mdyer@lexingtoncounty.sc.gov <mdyer@lexingtoncounty.sc.gov>
Sent: Monday, November 25, 2024 4:14 PM
To: Myra Dyer <mdyer@lexingtoncounty.sc.gov>
Subject: Message from KM_360i

Scanned from a Pollock Company device

From: Charles Taylor
To: Myra Dyer
Subject: RE: Jessica Chavis
Date: Friday, November 22, 2024 4:31:00 PM

Thank you, Ms. Dryer,

That is indeed good news for Ms. Chavis. I will relay the message to her and await your final disposition. Again, thank you for your prompt response and have a great weekend and a Happy Thanksgiving!

Charles W. Taylor, Investigation Specialist II
Florida Gaming Control Commission, Office of Investigations
Important: Confidentiality & Public Records Statement

From: Myra Dyer <mdyer@lexingtoncounty.sc.gov>
Sent: Friday, November 22, 2024 4:03 PM
To: Charles Taylor <Charles.Taylor@flgaming.gov>
Cc: Kyle Smith <KSmith@lexingtoncounty.sc.gov>; Lisa Comer <lcomer@lexingtoncounty.sc.gov>
Subject: Jessica Chavis

> You don't often get email from mdyer@lexingtoncounty.sc.gov. Learn why this is important

Good Afternoon,
I received your request regarding a disposition for Jessica Chavis. After speaking with the solicitor on her case, he declines to extradite her and plans on dismissing her charge when he returns to the office next week. I will forward that disposition when our office receives it.

Thank you,

Myra Dyer

Deputy Clerk of General Sessions

Office: 803-785-8553

Email: mdyer@lexingtoncounty.sc.gov

Please note the new Email address

From: Charles Taylor
To: lcomer@lex-co.com
Subject: Current Disposition of Chavis, Jessica Leeann
Date: Friday, November 22, 2024 1:09:00 PM
Attachments: SC All info.pdf
RRI form.pdf

Hello Ms. Comer,

Ms. Chavis is requesting a license to work from us and the information we have regarding her history in South Carolina is attached and incomplete. Since this is unresolved, we in Florida would like to know if you are willing to extradite Ms. Chavis for this case or can she resolve it another way? We'd like a final disposition on this case in order to make a decision on Ms. Chavis' license. Any help would be appreciated, I have already left a message on your voicemail. My cell number is below. Thank you in advance and have a great weekend.

Charles W. Taylor
Investigation Specialist II
Division of Pari-Mutuel Wagering
Office of Investigation
850.794.8118 Office 850.394.0905 Cell

The information contained in this transmission is intended solely for the use of the person(s) named herein. If you are not the intended recipient, you are hereby notified that any review, dissemination, distribution, or duplication of this communication is strictly prohibited. If you are not the intended recipient, please contact me by reply e-mail and destroy all copies of the original message.

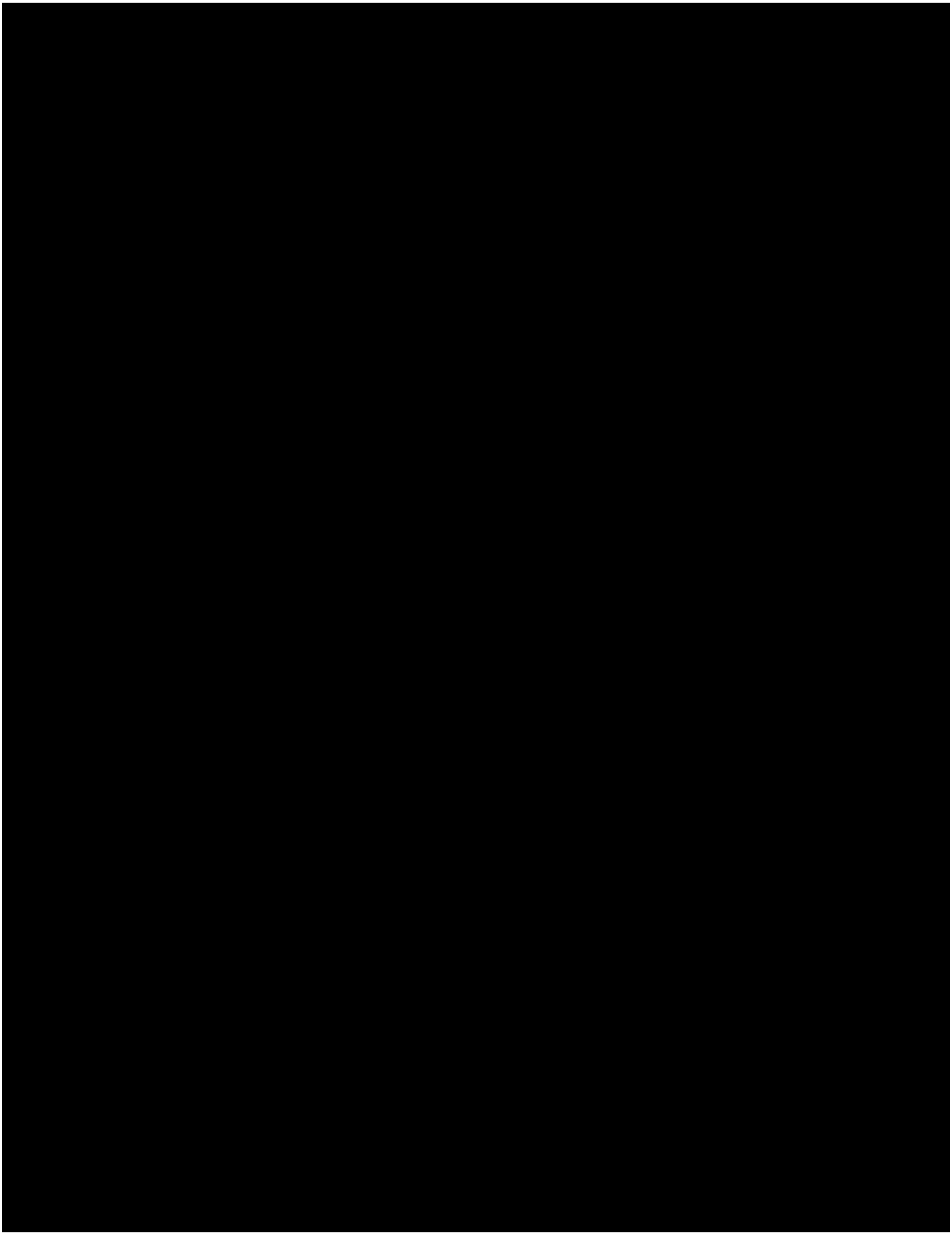
The State of Florida has a very broad public records law pursuant to Chapter 119, Florida Statutes. Most written communications to and from state officials regarding state business are public records, available to the public and media upon request. Therefore, your e-mail communications may be subject to public disclosure. LARGER VIEW

CLAY COUNTY

TARA S. GREEN
CLERK OF THE CIRCUIT COURT AND COMPTROLLER

FLORIDA'S CLERKS OF COURT AND COMPTROLLERS
Bring You
CCIS COMPREHENSIVE CASE INFORMATION SYSTEM

charles.taylor@fgcc



☒ **ADULT** ARREST REPORT

☐ **ADULT** NOTICE TO APPEAR

OFFICE OF THE SHERIFF

CLAY COUNTY, FLORIDA

WRITTEN STATEMENTS OBTAINED ☒ YES ☐ NO
INCIDENT REPORT WRITTEN ☒ YES ☐ NO

☒ CCSO ☐ FHP
☐ OPPD ☐ GFC
☐ GCSPD ☐ FMP
☐ SPECIAL INSTRUCTIONS ☐ OTHER_____

LOCATION OF ARREST
☐ O.P. CITY ☒ UNINCORPERATED AREA
☐ GCSPS CITY
☐ K.H. CITY

1. CASE NUMBER: 2020013842

ADMINISTRATIVE

2. ARRESTED BY	3. I.D. NO.	4.LOCATION	5. DATE OF ARREST(MDY)	6. TIME OF ARREST
COX, JEREMY C	08058	1910 WELLS RD	6/10/2020	1632

7. ARREST NUMBER	8. O.B.T.S. NUMBER	9. BOOKING OFFICER	10. FINGERPRINT OFFICER	11. SEARCHING OFFICER
157373	1005024194	BATTON, SHERI R	BRIGGS, C G	SOMEILLAN, A T

12. COURT DATE (LOCATION / DATE / TIME)

DEFENDANT

13. NAME (LAST, FIRST, MIDDLE): CHAVIS, JESSICA LEEANN
14. ALIAS:
15. HOME ADDRESS: 3114 ROCOCO CT ORANGE PARK, FL 32073
16. PHONE NUMBER: (904) 586-7825
17. MAILING ADDRESS (IF DIFFERENT THAN PHYSICAL)
18. EMPLOYER AND ADDRESS: UNEMPLOYED
19. PHONE NUMBER:
20. POB (CITY / STATE): ORANGE BURG, SC / US
21.CITIZENSHIP: US
22. DRIVER'S LICENSE NUMBER / STATE: [redacted]
23. SOCIAL SECURITY NUMBER: [redacted]

24. RACE	25. SEX	26. DATE OF BIRTH (M/D/Y)	27. AGE	28. HEIGHT	29. WEIGHT	30. HAIR COLOR	31. EYE COLOR	32. COMPLEX	33. BUILD
W	F	[redacted]	35	505	123	BRO	BRO	FAIR	

34. IDENTIFYING CHARACTERISTICS (SCARS/MARKS/TATTOOS/ETC): TATT LEFT FORE ARM/SKULL W/ STARS-TATT FRON CHEST/ROSE

CHARGES

35. CHARGE	36. TYPE	37. ■ F.S.S ☐ ORD.	38. STATUTE/ORDINANCE NUMBER	39. CASE #	40. WEAPON SEIZED	41. CHEM TEST RESULT
#1 (1) $100 RETAIL PETIT THEFT LESS THAN	M	■ F.S.S	812-014/3A		NONE (NO WEAPON)	

42. DRUG ACT.	43. DRUG TYPE	44. DRUG UNIT	45. DRUG AMOUNT	46. VIC/ARR. RELAT.	47. BOND	48. MADE BY
				STRANGER		

35. CHARGE	36. TYPE	37. ☐ F.S.S ☐ ORD.	38. STATUTE/ORDINANCE NUMBER	39. CASE #	40. WEAPON SEIZED	41. CHEM TEST RESULT
#2						

42. DRUG ACT.	43. DRUG TYPE	44. DRUG UNIT	45. DRUG AMOUNT	46. VIC/ARR. RELAT.	47. BOND	48. MADE BY

35. CHARGE	36. TYPE	37. ☐ F.S.S ☐ ORD.	38. STATUTE/ORDINANCE NUMBER	39. CASE #	40. WEAPON SEIZED	41. CHEM TEST RESULT
#3						

42. DRUG ACT.	43. DRUG TYPE	44. DRUG UNIT	45. DRUG AMOUNT	46. VIC/ARR. RELAT.	47. BOND	48. MADE BY

PROBABLE CAUSE

ON THE 10 DAY OF June, 2020 AT 3:55 PM THE DEFENDANT,

AT 1910 WELLS RD ORANGE PARK, FL 32073 WITHIN CLAY COUNTY, VIOLATED THE LAW AND DID THEN AND THERE:

Commit the offense of retail theft.

On June 10th, 2020 I was dispatched to 1910 Wells Road, Orange Park Mall, in reference to retail theft. Upon arrival I made contact with Kevon Johnson of Mall Security in the parking lot of 1910 Wells Road, between Dick`s Sporting Goods and Belk. Kevon was standing with an adult white female, later identified as Jessica Chavis. Kevon advised JC Penney Loss Prevention Officer Kenneth Payne called him to report a woman shoplifting in his store. Kenneth described her as an adult white female wearing blue jean overalls and carrying a backpack. Kevon made contact with her in the parking lot and awaiting our arrival.

I then made contact with Jessica Chavis. She was positively identified by her Florida Identification Card. She immediately began pulling out packages of men`s undershirts from her backpack. She was Mirandized, and ask how she came to be in possession of the shirts. Jessica advised she is homeless and stole the packs of shirts from JC Penney, hoping to sell them for food money. Jessica was run through NCIC, which did not reveal any current wants or warrants.

I then made contact with Kenneth Payne, JC Penney Loss Prevention Officer, he observed Jessica on the store surveillance system, select three packs of men`s undershirts. While maintaining continuous visual contact with her, she relocated to the children`s section of the store, where she bent down behind clothing racks and concealed the merchandise. He observed her exit the store, passing all final points of sale. Kenneth advised JC Penney will prosecute on the incident, he filled out a sworn written statement.

The recovered merchandise consisted of two packs of Stafford, white, four-pack, crew neck shirts, valued at $28.00, each. And one pack of Fruit of the Loom, white, three-pack, crew neck shirts, valued at $32.00. Kenneth provided a sales receipt for the merchandise, as well as a surveillance disk of the incident. Both the receipt and DVD were submitted into evidence.

CO-DEF

49. CO-DEFENDANT #1	50. DOB	49. CO-DEFENDANT #2	50. DOB	49. CO-DEFENDANT #3	50. DOB

VIC

51. VICTIM/COMPLAINANT	52. DOB	53. ADDRESS	54. PHONE NUMBER
JC PENNEY,	1/1/0001	1910 WELLS ROAD ORANGE PARK, FL 32073	(904) 264-2772

WITN

55. WITNESS	56. DOB	57. ADDRESS	58. PHONE NUMBER
55. WITNESS	56. DOB	57. ADDRESS	58. PHONE NUMBER

NOTICE TO APPEAR

59. ☐ TO BE SET BY CLERK OF COURT

I AGREE TO APPEAR AT THE PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED IN THIS NOTICE TO APPEAR OR PAY THE FINE SET FORTH THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST MAY BE ISSUED.
I HEREBY CERTIFY BY MY SIGNATURE THAT THE PERMANENT ADDRESS LISTED ABOVE IS MY CORRECT MAILING ADDRESS

60. SIGNATURE OF DEFENDANT	61. DATE

ADMINISTRATIVE

CREATED AND SUBMITTED BY: J.C.COX(08058)
USER ID: JCOX

APPROVED BY: SGT J.A.BOONE(06484)
USER ID: JBOONE
Date/Time: 6/10/2020 5:01:34 PM

61. VEHICLE TOWED BY:	62. TRANSPORTING OFFICER (IF OTHER THAN BLOCK 2)

OFFICER COPY COURT COPY DEFENDANT COPY

☒ ARREST REPORT
☐ NOTICE TO APPEAR

OFFICE OF THE SHERIFF
CLAY COUNTY, FLORIDA

☐ JUVENILE
☒ ADULT

☒ CCSO ☐ FHP
☐ OPPD ☐ GFC
☐ GCSPD ☐ FMP
☐ OTHER_____

LOCATION OF ARREST
☐ O.P. CITY ☒ UNINCORPERATED AREA
☐ GCSPS CITY
☐ K.H. CITY

STATE ATTORNEY #

1. CASE NUMBER: 2020013842

ADMINISTRATIVE

2. ARRESTED BY	3. I.D. NO.	4.LOCATION	5. DATE OF ARREST(MDY)	6. TIME OF ARREST
COX, JEREMY C	08058	1910 WELLS RD	6/10/2020	1632

13. DEFENDANT NAME	7. ARREST NUMBER	8. O.B.T.S. NUMBER
CHAVIS, JESSICA LEEANN	157373	1005024194

CHARGES

35. CHARGE	36. TYPE	37.☐ F.S.S ☐ ORD.	38. STATUTE/ORDINANCE NUMBER	39. CIS CODE	40. WEAPON SEIZED	41. CHEM TEST RESULT
#4						

42. DRUG ACT.	43. DRUG TYPE	44. DRUG UNIT	45. DRUG AMOUNT	46. VIC/ARR. RELAT.	47. BOND	48. MADE BY

35. CHARGE	36. TYPE	37.☐ F.S.S ☐ ORD.	38. STATUTE/ORDINANCE NUMBER	39. CIS CODE	40. WEAPON SEIZED	41. CHEM TEST RESULT
#5						

42. DRUG ACT.	43. DRUG TYPE	44. DRUG UNIT	45. DRUG AMOUNT	46. VIC/ARR. RELAT.	47. BOND	48. MADE BY

PROBABLE CAUSE

Kenneth, as a representative of JC Penney`s, was provided with a Victim`s Rights Brochure. This brochure informs them of their rights as a victim and also advises that they have the right to be informed of the stages in the criminal or juvenile justice process which are of significance to them as the victim and the manner in which information about such stages can be obtained.

Jessica was placed under arrest and transported to the Clay County Jail without further incident. She was also issued a trespass warning from 1910 Wells Road, at the request of Mall Security.

This case is closed by arrest.

Total investigative cost 1 hour x $32.00 = $32.00.

CLERKS OFFICE #

VIC

51. VICTIM/COMPLAINANT	52. DOB	52. ADDRESS	52. PHONE NUMBER

ADMINISTRATIVE

CREATED AND SUBMITTED BY: J.C.COX(08058)
USER ID: JCOX

APPROVED BY: SGT J.A.BOONE(06484)
USER ID: JBOONE
Date/Time: 6/10/2020 5:01:34 PM

OFFICER COPY COURT COPY DEFENDANY COPY

Case# File Date 06/30/2020 08:11 AM Tara S. Green Clay County Clerk of Court
TARA S. GREEN Clerk Circuit Court, Clay County, FL
Deputy Clerk RODRIGUEZW

IN THE COUNTY COURT OF THE FOURTH JUDICIAL CIRCUIT,
IN AND FOR CLAY COUNTY, FLORIDA

THE STATE OF FLORIDA,

CASE NO.: 2020MM000946
vs. DIVISION: C

JESSICA LEEANN CHAVIS,
Defendant(s).
_____/

JUDGMENT AND SENTENCE

The Defendant JESSICA LEEANN CHAVIS being now before this Court via Zoom, attended by his or her attorney, PUBLIC DEFENDER and having

[] been tried and found GUILTY of the Crime(s) of

[] entered a plea of GUILTY to the Crime of

[X] entered a plea of NOLO CONTENDERE to the Crime of

Charge(s):

812.014(3)(a) LARC - PETIT THEFT 2ND DEGREE 1ST OFFENSE

[X] and no cause being shown why the Defendant should not be adjudicated guilty, IT IS ORDERED, that the Defendant is hereby ADJUDICATED GUILTY of the above crimes

OR

[] and good cause being shown; IT IS ORDERED THAT ADJUDICATION OF GUILT BE WITHHELD, and the Defendant being given the opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why he or she should not be sentenced as provided by law and no cause being shown, it is the sentence of the Court that the Defendant

20 DAYS CLAY COUNTY JAIL WITH CREDIT FOR 20 DAYS TIME SERVED

$50 FINE + $225.50 COST + $50 COST OF PROSECUTION + $50 PUBLIC DEFENDER APPLICATION FEE REDUCED TO A CIVIL JUDGMENT

$50 PUBLIC DEFENDER ASSISTANCE FEE (ASSESSED & SUSPENDED)

The Defendant in open court was advised of his or her appellate rights and that any appeal must be made within thirty (30) days from the date hereof. The Defendant was further advised that under certain circumstances, counsel may be appointed at the expense of the State to assist in taking the appeal.

DONE AND ORDERED in open court at Green Cove Springs, Florida this 6/29/2020.

TIMOTHY R. COLLINS, COUNTY JUDGE

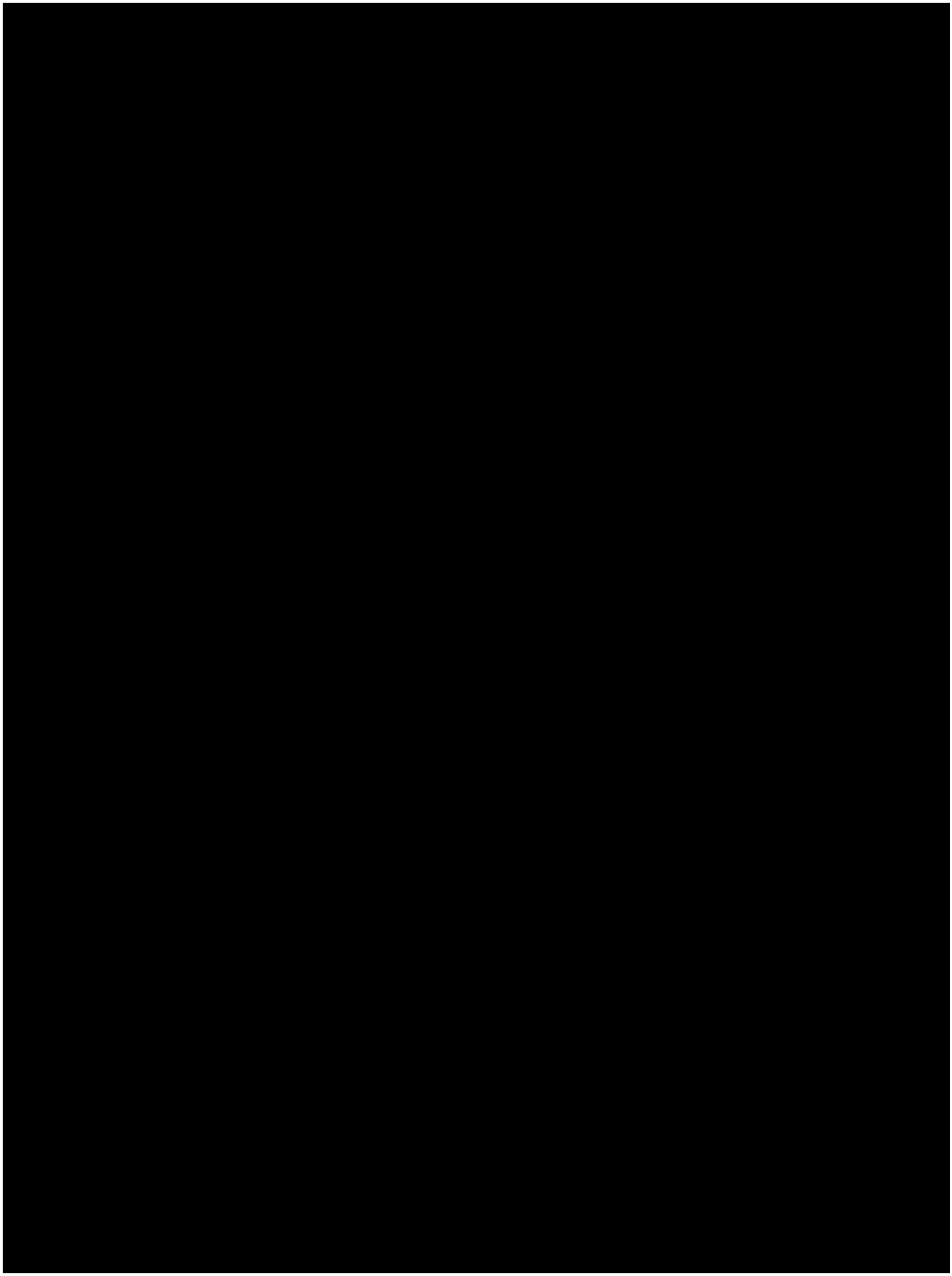
DUVAL COUNTY

JODY PHILLIPS
CLERK OF THE CIRCUIT COURT

FLORIDA'S CLERKS OF COURT AND COMPTROLLERS
Bring You
ccis COMPREHENSIVE CASE INFORMATION SYSTEM

charles.taylor@fgcc

[redacted]



First Appearance:	Continued:	Continued:	Continued:	Continued:
Continued:	Continued:	Continued:	Continued:	Continued:

Arrest And Booking Report
Jacksonville Sheriff's Office
Jacksonville Florida

ADULT **CLERK COPY**

Yr: **2013** Inc #**431127** Amend #

Prev Juv Jail #

Jail # **2013017344** **6/28/2013 23:22** File Direct: **YES**

JSO ID # Court: **Circuit**

SSN OBTS #

Arresting Agency: **Jacksonville Sheriff's Office**

Route To: **Burglary** **FELONY**

Day/Date/Time Arrested: **Thursday 3/28/2013 22:30**

Name: **CHAVIS, JESSICA LEANN**

Aliases:

Nickname(s):

Arrestee's Home Address: **7768 ANDES DR** Apt./Lot #: Sub-Sector: **L1**

City: **JACKSONVILLE** State: **FLORIDA** Zip: **32244**

Taz: **761** Crossstreet:

DOB: [redacted] Age: **28**

Height: **5' 5"** Weight (lbs): **167**

Race: **WHITE** Ethnicity: **NOT OF HISPANIC ORIGIN** Sex: **Female**

Eye Color: **GREEN** Hair Color: **BROWN** Complexion: **FAIR / LIGHT** Build: **Medium**

ECD Usage: **NOT APPLICABLE**

RTR written related to this incident? **NO** RTR Incident Yr: RTR Incident #:

Is an Offense a hate crime? **NO** Is an Offense a dating violence crime? **NO** Required to register as a sex offender? **NO**

Suspect Invoke Miranda? **NO** Arrestee needs ADA Consideration? **NO** Arrestee Confessed? Miranda Rights Given? **YES**

Disability or Special Consideration:

Accommodations Requested:

Driver's License # [redacted] State: **FLORIDA** Subject's Resident Type: **CITY**

Hm Phone # Bus. Phone # Phone Ext.

Cell Phone # **(904)-554-6904** Cell Phone Provider **METRO** E-mail

Is Vagrant? **NO** Arrest Made On: **CALL**

Subject's Residence Status: **RESIDENT** Armed With: **NOT APPLICABLE (NONE)**

Distinguishing Marks: **TATTOO ON CHEST**

Employer: **NONE** Place of Birth: **ORANGEBURG UK SOUTH CAROLINA UNITED STATES** Country of Citizenship: **UNITED STATES**

School Last Attended: **ED WHITE HIGH SCHOOL** US Citizen: **YES**

Domestic Violence Involved: **NO** Children under 18 Present: **NO** If No is it Domestic Related: **NO**

Day/Date/Time of Incident-From: **Saturday 6/22/2013 10:00** Day/Date/Time of Incident-To: **Tuesday 6/25/2013 10:00**

Incident Address: **515 9TH ST E** Apt./Lot #: Sub-Sector: **B2**

City: **JACKSONVILLE** State: **FLORIDA** Zip: **32206**

Taz: **166** Crossstreet:

Offense Location Type: **Commercial/Office Bldg** Interviewed by: Interviewer ID:

Where Arrested: **515 9TH ST E** Apt./Lot #: Sub-Sector: **B2**

City: **JACKSONVILLE** State: **FLORIDA** Zip: **32206**

Taz: **166** Crossstreet:

Involved in Traffic Accident: **NO** Injuries from Accident: Is Incident Gang Related: **NO** Is Arrestee a Gang member? **NO**

F be employed prior to/during Arrest: **NO**
IN COMPUTER
A. R.

ORIGINAL

JUN 29 2013

Statute or Ordinance Number(s): #1

Statute No: **812.019(1)** Degree: **F2** UCR Code: **2800** Attempt Code: **Commit** **6/28/2013 22:56** Updated:

DEALING IN STOLEN PROPERTY

Citation # SA# Warrant Type: **Not Applicable**

ORIGINAL

Jso Control #	Warrant/Case #	No. of Counts:

Jurisdiction: CT. Location/Div.:

Purge/Bond Type: Bond Amount: 5003 Date of Issue: Date of Return: Judge:

Disposition: Disposition Date:

Blanket Bond:

VOP/FTA ONLY

Original Statute No: Degree: UCR Code: Attempt Code: **Commit**

Description:

Statute or Ordinance Number(s): #2

Statute No: **539.001(8)(B)(8)A** Degree: **F3** UCR Code: **9000** Attempt Code: **Commit** **6/28/2013-22:56**

GIVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALSE ENTRY/VAL < $300

Citation #	SA#	Warrant Type: **Not Applicable**
Jso Control #	Warrant/Case #	No. of Counts:

Jurisdiction: CT. Location/Div.:

Purge/Bond Type: **Bond** Bond Amount: ROR Date of Issue: Date of Return: Judge:

Disposition: Disposition Date:

Blanket Bond:

VOP/FTA ONLY

Original Statute No: Degree: UCR Code: Attempt Code: **Commit**

Description:

Statute or Ordinance Number(s): #3

Statute No: **812.014(2)(E)** Degree: **M1** UCR Code: **230G** Attempt Code: **Commit** **6/28/2013-22:56**

PETIT THEFT - UNSPECIFIED - $100 - $299

Citation #	SA#	Warrant Type: **Not Applicable**
Jso Control #	Warrant/Case #	No. of Counts:

Jurisdiction: CT. Location/Div.:

Purge/Bond Type: **Bond** Bond Amount: ROR Date of Issue: Date of Return: Judge:

Disposition: Disposition Date:

Blanket Bond:

VOP/FTA ONLY

Original Statute No: Degree: UCR Code: Attempt Code: **Commit**

Description:

ADDITIONAL INFORMATION **1** Reporting Officer: **R.E.VALENTINE 7891**

On 05/28/2013 at about 2215 I made contact with Jessica Chavis at 515 E. 9th Street. A framing nail gun was stolen, and reported earlier in the week. The nail gun was entered into Value Pawn at 7791 Normandy Boulevard. I contacted the staff and placed a hold on the item. I also received the slip of the pawn with the name Jessica

Chavis.

Post Miranda, Ms. Chavis stated that she entered the unlocked tool room and stole the framing gun out of the box located at 515 E. 9th Street. She then pawned it for gas money. She verified that it was her fingerprint and signature on the pawn slip. She was arrested and transported to PTDF.

Case Cleared by arrest.

Transported By: **R.E.VALENTINE #7891** *Approving Supervisor:* **T.J.COOPER #6091**
Arresting Officer(s) #1: **R.E.VALENTINE #7891** *#2:* **#0**
Div/Zone or Unit: PATROL ZONE 1 *# of Cases Cleared:*

State of Florida, County of Duval *Arresting / Transporting Officer's Signature:* 7891

Sworn to (or affirmed) and subscribed before me this 28 *day of* June, 20 13, *by*

Personally Known ___ *or Produced Identification* ___ *Type of Identification produced:* ___

Print,Type, or Stamp, Commissioned name of Notary Public *Signature of Notary - State of Florida Certified Law Enforcement Officer or Corrections Officer:*

Investigative Time:

#1 ***Hours:*** 2 ***Minutes:*** 0 ***Cost Amount:*** $96.48

Drug Activity: **NOT APPLICABLE** *Drug Type:* **NOT APPLICABLE**
Alcohol Related: **UNKNOWN (OR N/A)** *Drug Related:* **UNKNOWN (OR N/A)**

Property: **#1** *Weapon Seized:* *Amount of Money* **$199.00**
Status: **STOLEN / ETC.**
Property Type: **TOOLS (hand & power tools)**
Property Taken by Arresting Officer: **Evidence**
Turned in at: **N/A**
Firearm Type:
Drug Type:
Manufacturer: **PORTER CABLE**
Serial # **12299036DBK**
Quantity: **1.00** *Weight:* *Unit of Measure:*
Description: **FRAMING NAIL GUN**

VICTIM: **#1** *Relationship to Suspect:* **ACQUAINTANCE**
Race: Ethnicity: — —
Sex: **Male**
DOB: *Age range is from to*
Name: **COMPASS BUILDERS**
Address: **2505 LANE AVE** *Apt./Lot #:* *Sub-Sector:*
City: **ORANGE PARK** *State:* **FLORIDA** *Zip:* **32073**
Taz: *Crossstreet:* *Home Phone #* **(904)-449-0039** *Bus. Phone #* **(904)-449-0039** *Phone Ext.*
Cell Phone # **(904)-449-0039** *Cell Phone Provider* *E-mail*
Is Vagrant? **NO**

COMPLAINANT **#1**
Race: **WHITE** *Ethnicity:* **NOT OF HISPANIC ORIGIN**
Sex: **Male**
DOB: *Age:*
Name: **COPPEN WALTER GARY**
Address: **2505 LANG AVE** *Apt./Lot #:* *Sub-Sector of Arrest Location:*
City: **ORANGE PARK** *State:* **FLORIDA** *Zip:* **32073**
Taz: *Crossstreet:* *Home Phone #* **(904)-449-0039** *Bus. Phone #* **(904)-449-0039** *Phone Ext.*
Cell Phone # **(904)-449-0039** *Cell Phone Provider* *E-mail*
Is Vagrant? **NO**

SUBJECT (POTENTIAL SUSPECT) **#2**
Race: **WHITE** *Ethnicity:* **NOT OF HISPANIC ORIGIN**
Sex: **Male**
DOB [redacted] *Age:* **26**
Name: **ANDERSON MICHAEL**

ORIGINAL

Address: 515 9TH ST E Apt./Lot #:
City: JACKSONVILLE State: FLORIDA Zip: 32206
Tax: 166 Crossstreet: Home Phone # Bus. Phone # Phone Ext.
Cell Phone # Cell Phone Provider E-mail
Is Vagrant? NO

Sub-Sector of Arrest Location: B2

SUBJECT (POTENTIAL SUSPECT) #3

Race: WHITE Ethnicity: NOT OF HISPANIC ORIGIN
Sex: Female
DOB [redacted] Age: 28
Name: CHAVIS JESSICA LEEANN
Address: 515 9TH ST E Apt./Lot #:
City: JACKSONVILLE State: FLORIDA Zip: 32206
Tax: 166 Crossstreet: Home Phone # Bus. Phone # Phone Ext.
Cell Phone # Cell Phone Provider E-mail
Is Vagrant? NO

Sub-Sector of Arrest Location: B2

Jail Information (Back Door)

Jail # 2013017344

Date and Time Admitted: 6/28/2013 23:22
Juvenile/Court Clerk #

Triage Questions:

Involved in Traffic Accident: NO Injuries from Accident:
OC deployed prior to/during Arrest: NO Was a hobble restraint used on the arrestee? NO
Does the arrestee exhibit any signs of suicidal behavior or attempts? NO Does the arrested have any observable medical/mental health problems? NO
Has the arrestee shown any escape potential or violence propensity behaviors? NO
Is there any other information about the arrestee that jail personnel need to know? NO
If yes, what?

Part II of Arrest And Booking Report:

[redacted]

Ronnie Fussell
Clerk of Circuit Court

ADD ON DOCKET

Date: June 29, 2013 Judge: EMMET FERGUSON, III P/A: DAVID F. WILLIAMS

PASS TO: 22-Jul-13
CIRCUIT COURT

DEF ADJ INSOLVENT &
PUBLIC DEFENDER APPT'D
DEF'S INVOC OF CONSTIT
RIGHTS FILED,

PROBABLE CAUSE FILED

APP FOR CRIMINAL INDIGENT STATUS
DEFT FOUND ( ) INDIGENT ( ) NOT INDIGENT

FILED
SEP 10 2013
CLERK CIRCUIT COURT

IN THE COUNTY COURT, IN AND FOR DUVAL COUNTY, FLORIDA

STATE OF FLORIDA

vs.

Chavis, Jessica L

CASE NO. 13-MM-12966

DKT. NO. N/A

DIVISION: H

CHARGE: Petit Theft

ORDER PLACING DEFENDANT ON PROBATION

THE COURT, THIS 10 DAY OF Sept, 20 13 HEREBY ORDERS you shall be placed on probation for a period of Twelve (12) months, under the supervision of the Salvation Army Corrections Division and its officers. You shall comply with the following conditions of probation.

(1) You shall not change your residence or employment nor your county of residence without the consent of your probation officer. You will allow your probation officer to visit your home.
(2) You will make a full and truthful report to your probation officer in person, a minimum of once per month or as otherwise directed by your probation officer or the court. You will answer your probation officer's questions truthfully.
(3) You will remain at liberty without violating any law. A conviction in a court of law shall not be required to constitute a violation of your probation.
(4) You will not use intoxicants to excess; nor will you visit places where illegal drugs or other dangerous substances are sold, dispensed or used.
(5) You will work diligently at a lawful occupation and support any dependents to the best of your ability. You will allow your probation officer to visit you at your place of employment.
(6) You will contribute sixty ($60) dollars per month supervision fee beginning on a date set by your probation officer. (945.30 FS)
(7) You will neither possess nor carry any weapon or firearm while on probation without the consent of your probation officer.
( ) You will enroll in and successfully complete the appropriate approved alcohol safety education course or substance abuse course as determined by the Department of Highway Safety and Motor Vehicles approved DUI program and follow through with any recommended treatment.
(✓) You will perform SIXTY (60) hours community service at an approved agency.
(✓) You will pay fines and cost totaling $ 353, pro-rated monthly, during the probation period or sooner.
( ) You will enroll in and complete a Batterers' Intervention Program through _____ ; you shall also complete any recommended drug or alcohol treatment as deemed necessary by the assessment counselor or _____. You must enroll within fifteen (15) days of todays date _____.
( ) You will surrender the keys and tag of the vehicle driven during the D.U.I. offense for _____ days for immobilization, beginning _____.
( ) You will attend the Victim's Impact Panel.
✓TASC Eval w/Follow up treatment ✓Restitution Amt OF $60

( ) You may be considered for early termination of probation upon compliance of the above conditions.
( ) Victim(s) Names(s): _____

ONLY THE NUMBERED PARAGRAPHS ABOVE APPLY TO THIS ORDER

You are hereby placed on notice that the Court may at any time, rescind or modify any of the conditions of your probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of probation, it may result in a revocation of probation and the imposition of a sentence.

It is further ordered the Clerk of this court file this order and record the same in minutes of the Court.

DONE AND ORDERED IN OPEN COURT, THE DATE FIRST ABOVE WRITTEN. C. R. Cur

JUDGE _____

I acknowledge receipt of a copy of this order and agree to abide by the terms and conditions thereof, all of which have been explained to me to my satisfaction the date first above written.

Kevan Jack
Signature of person reviewing and explaining this Order to Defendant.

Date 9/10/13

Jessica Chavis
Probationer

Date 9/10/13

PSR-0236

LICENSES

Licensee Search

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth:
First Name: JESSICA
Middle Name:
Last Name: CHAVIS
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State

Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off

September 19, 2024

Ms. Jessica Leean Chavis
3114 Rococo Court
Orange Park, Florida 32073

RE: Application No. 78358, Entity 14136010
1012 - Cardroom Employee Occupational

Dear Ms. Chavis:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- Application is incomplete: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 3 of the application. If you have ever been convicted of or had adjudication withheld for any crime or pled guilty or nolo contendere to any criminal charges, you must list the offenses in the Background Information section and provide court disposition records. Please initial and date any changes made to your application.

  You must list the information on your application **and** provide the court disposition records and arrest reports for the following charges:
  - Duval County, FL Arrest(s) –3/28/2013, 10/15/2023, 12/7/2023
  - Clay County Arrest(s) – 6/10/2020
  - Lexington County, SC Arrest(s) – 5/20/2020

  You must list the information on your application for the following charges:
  - Clay County, FL Arrest(s) – 7/14/2020 (docs were received)

  ****NOTE**** – All charges must be **listed on page 3** of the application under background information and each collum must be completed.

  Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.794.8130.

If you fail to provide the Florida Gaming Control Commission with a complete application by 1/18/2025, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions please call 850.794.8130.

Additionally, if needed, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. PMW 3180 - Request for Waiver and PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application.

Thank you,

HC
Operations Analyst II

RECEIVED
2024 OCT 25 AM 11:02
FLORIDA GAMING
CONTROL COMMISSION

Leatrice J. Foster

7024 Hielo Drive

Jacksonville, FL 32211

Re: Jessica Chavis

I am writing this letter on behalf of Jessica Chavis. I have known Jessica for about 17 years give or take a few and I know she would be a valuable asset/employee if given a chance. Though I may not agree with the last 15 years of life of how Jessica chose to live, I can honestly say I am incredibly proud of this last year and her sobriety she has accomplished. I know she has a long road ahead of her of things in life to correct, but each day she is showing more and more improvement and has been putting in the work to fix it. Please give her a chance. I know Jessica will thrive at whatever task or challenge you ask of her. She is very smart and eager to work. IF you need any additional information, please do not hesitate to reach out to me by my personal email: Onelove88123@aol.com.

Thank You

Lea Foster

RECEIVED
2024 OCT 25 AM 11:02
FLORIDA GAMING
CONTROL COMMISSION

Desiree I. Foster

7024 Hielo Drive

Jacksonville Florida 32211

Phone 904) 333-7170

Email surujpaul@aol.com

RE: Jessica Chavis

TO WHOM IT MAY ONCERN

I am writing this in support of Ms. Jessica Chavis who is currently seeking employment. I have known Ms. Chavis for a few years now. Throughout those years I have admired her for the way she handled the adversities in her life. She has overcome them and has not allowed them to define who she is. She has taken steps to improve her life and is trying to make a new start.

I am confident that whatever position she seeks, she is capable and will be able to perform the necessary duties assigned to her. She is smart, she is a quick learner and most important of all she is honest and trustworthy. She will certainly be an asset to whichever company accepts her as their employee.

If any other verification is needed, do not hesitate to contact me by email.

Respectfully

Desiree I Foster

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Jopseph Call, Senior Attorney
Re: FGCC v. Andrew Joseph Tumlin,
Case Number 2024-067234; Final Order
Date: September 3, 2025

Executive Summary

The Division of Pari-Mutuel Wagering requests the Commission to adopt the hearing officer's recommended order recommending permanent exclusion of Respondent ("Respondent") from all pari-mutuel and slot facilities in the state of Florida. The Division served Respondent with an administrative complaint, seeking Respondent's exclusion from all pari-mutuel and slot facilities in Florida. Respondent requested an informal hearing, which was held on Thursday, July 10, 2025. Following the hearing, the hearing officer recommended permanent exclusion from all pari-mutuel and slot machine facilities. Therefore, the Florida Gaming Control Commission should enter a final order excluding Respondent from all pari-mutuel and slot facilities in the state of Florida.

Background

On July 20, 2024, Respondent was a patron of Gretna Racing, LLC d/b/a Magic City Casino.[1] Respondent was excluded on July 22, 2024.

Based on his exclusion from Magic City Casino, the Division served Respondent with an administrative complaint seeking his exclusion from all pari-mutuel and slot facilities in the state of Florida. Respondent requested an informal hearing pursuant to 120.57(2), Florida Statutes, which was held on July 10, 2025. The hearing officer issued their recommended order on September 3, 2025, recommending permanent exclusion from all pari-mutuel facilities and all facilities of a slot machine licensee.

Analysis

Respondent can be excluded from all pari-mutuel and slot machine facilities in this state. Section 550.0251(6), Florida Statutes, provides, in relevant part, that "[t]he

[1] Gretna Racing, LLC is operated by a pari-mutuel wagering permitholder that also possesses a slot machine and cardroom license.

Commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state." Likewise, section 551.112, Florida Statutes, provides, in relevant part "[t]he Commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state." Magic City Casino is both a pari-mutuel facility and slot machine licensee in this state, and Respondent was ejected from it. Accordingly, by law, Respondent can be excluded from all pari-mutuel and slot machine facilities in this state. Therefore, the Florida Gaming Control Commission may enter a final order adopting the hearing officer's recommended order and excluding Respondent from all pari-mutuel and slot machine facilities in this state.

Staff Recommendation: The Florida Gaming Control Commission should enter a final order adopting the hearing officer's recommended order in case number 2024-067234.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 9/03/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

FGCC Case No.: 2024-067234

v.

ANDREW JOSEPH TUMLIN,

Respondent.
_____/

HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Renee Harkins, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on July 10, 2025, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of the Commission's Administrative Complaint filed against Andrew Tumlin, ("Respondent"), in FGCC Case Number 2024-067234 ("Administrative Complaint"). The Commission was represented by Justin Hundersmarck, Senior Attorney, and the hearing was held via video conference.

PROCEDURAL HISTORY

1. On or about April 22, 2025, the Commission filed an Administrative Complaint against Respondent, alleging that Respondent was a patron of and was ejected and excluded from Gretna Racing, LLC, d/b/a Magic City Casino ("Magic City Casino"). The Administrative Complaint sought to exclude Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida due to Respondent's ejection and exclusion from Magic City Casino on or about July 22, 2024.

2. On or about May 15, 2025, the Commission received an Election of Rights form from Respondent requesting a telephonic hearing in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes.

3. An informal hearing was scheduled for July 10, 2025.

The July 10th, 2025 Informal Hearing

4. At the informal hearing held on July 10th, 2025, the Commission presented the issues raised in its Administrative Complaint. The Hearing Officer granted the Commission's motion to accept the Findings of Fact in the Administrative Complaint as the undisputed facts in the case and admitted the investigative packet into the record.

5. The investigative packet that was admitted into the record contained an Investigative Report detailing the activity that led to the permanent ejection and exclusion of Respondent from Magic City Casino.

6. The investigative report alleged that while seated during card play at a table, Respondent and four other patrons knowingly engaged in behavior that attempted to manipulate the game.

7. On or about July 20, 2024, Respondent was a patron at two separate casinos where he placed bets at card tables. Both casinos objected to Respondent's card play betting actions and verbally warned Respondent to cease the observed behavior with the four other patrons seated at the card table.

8. One of the casinos, Magic City Casino, chose to permanently exclude Respondent on or about July 22, 2024.

9. The other casino chose to refuse further card room play from Respondent should he return, as he refused to provide his identification while a patron.

10. At the informal hearing, Respondent testified that the betting technique (Advantage Play) he employed with the other patrons at the table is not illegal and does not subject him to exclusion. Respondent also stated that to further exclude him from licensed pari-mutuel wagering facilities and any facility of a slot machine licensee is too harsh a penalty.

FINDINGS OF FACT

11. At all times material hereto, Magic City Casino was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering, cardroom operations, and slot operations in the State of Florida.

12. On or about July 20, 2024, Respondent was a patron of Magic City Casino.

13. On or about July 22, 2024, Respondent was ejected and permanently excluded from Magic City Casino for engaging in betting behavior that the casino found disruptive to its facility, and on the same day, left another casino after being cautioned for his betting activity and refusing to provide identification.

CONCLUSIONS OF LAW

14. The Hearing Officer has jurisdiction over this matter and the parties pursuant to section 120.57(2), Florida Statutes.

15. The Commission has jurisdiction over this matter pursuant to chapters 550, 551, and 849, Florida Statutes.

16. Section 550.0251(6), Florida Statutes, provides:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by

> the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state. The commission may authorize any person who has been ejected or excluded from pari-mutuel facilities in this state or another state to attend the pari-mutuel facilities in this state upon a finding that the attendance of such person at pari-mutuel facilities would not be adverse to the public interest or to the integrity of the sport or industry; however, this subsection shall not be construed to abrogate the common-law right of a pari-mutuel permitholder to exclude absolutely a patron in this state.

(Emphasis added.)

17. Section 551.112, Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis added.)

18. Pursuant to the statutes, Respondent's ejection and exclusion from one facility is enough to trigger an exclusion of the person from all pari-mutuel facilities in the State of Florida.

19. Respondent is subject to permanent exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida based on Respondent's ejection and permanent exclusion from Magic City Casino on or about July 22, 2024.

20. Respondent affirmatively asserts that he should be authorized to attend pari-mutuel facilities in the state because his attendance will not be adverse to the public interest or to the

integrity of the sport or industry. The standard of proof with respect to this issue is the preponderance of the evidence (section 120.57(1)(j), Florida Statutes). Respondent has not demonstrated, by a preponderance of the evidence, that his attendance at pari-mutuel facilities in the state would not be adverse to the public interest or the integrity of the sport or industry. Therefore, it is concluded that Petitioner ("Commission") is entitled to exclude Respondent.

21. Respondent's testimony neither mitigates that Respondent was ejected and excluded from Magic City Casino nor precludes the Commission from permanently excluding Respondent from all licensed pari-mutuel facilities in the State of Florida.

21. There is competent, substantial evidence to support the conclusions of law.

RECOMMENDED ORDER

Based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Florida Gaming Control Commission issue an Order permanently excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida.

This Hearing Officer's Recommended Order in FGCC Case Number 2024-067234 is submitted this 2nd day of September 2025.

Renee Harkins

Renee Harkins, Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify that this 3ED day of SEPTEMBER 2025, that a true copy of the foregoing "Hearing Officer's Recommended Order" has been provided by email to:

Andrew Joseph Tumlin
14402 West Bellfor Street, Apartment 324
Sugar Land, Texas 77498
Ajtumlin@gmail.com

Justin Hundersmarck
Counsel for Petitioner
Justin.Hundersmarck@flgaming.gov

CLERK OF THE COMMISSION
Florida Gaming Control Commission

Documents Included in Case File

Exhibit 1..... Notice of Hearing

Exhibit 2..... Election of Rights

Exhibit 3…..... Administrative Complaint

Exhibit 4..... Report of Investigation

May 27, 2025

Andrew Jospeh Tumlin
14402 W Bellfor Street, Apt 324
Sugarland, Texas 77498
Ajtumlin@Gmail.Com

RE: FGCC v. Andrew Joseph Tumlin
Case No.: 2024-067234

Enclosed please find a Notice of Hearing for the informal hearing that has been scheduled in the above-referenced case. **Your hearing is scheduled to be heard on Thursday, July 10, 2025, between 10:00 AM and 3:00 PM (Eastern Time).** Please read the Notice of Hearing for more details about the date, time, location and instructions for the hearing. A copy of the Commission's case file has been mailed to your address of record. Please ensure that you have this case file available during the hearing, as you may need to refer to it throughout the hearing.

You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Renee.Harkins@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

Please note: If you choose not to attend the hearing in person or by video conference, we will be conducting the hearing telephonically; you will be contacted **between 10:00 AM and 3:00 PM (EST) at the following number: (813)-294-1007.** Please contact me as soon as possible to notify me of a correct number at which to reach you. Failure to answer the telephone, promptly return a missed call, or hold an open line will result in the hearing proceeding without you.

Below please find information about the informal hearing process:

1. The Informal Hearing is held on the date and time noted in the Notice of Hearing.
2. A Final Order will be issued within approximately 90 days after the date of the hearing. The Final Order is the **final** agency action and will describe the resolution of your case.

Should you have any questions or need any assistance, please feel free to contact me via telephone or email at 850-794-8071 or Maya.Jones@flgaming.gov.

Sincerely,

/s/ *Maya Jones*

Maya Jones
Administrative Assistant II
(850) 794-8071

Enclosures: Notice of Hearing and Case File

EXHIBIT
1

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v. FGCC Case No..: 2024-067234

ANDREW JOSPEH TUMLIN,

Respondent.
_____/

NOTICE OF TELEPHONIC HEARING

TO: ANDREW JOSPEH TUMLIN
14402 W BELLFOR ST, APT 324
SUGARLAND, TEXAS 77498
AJTUMLIN@GMAIL.COM

YOU ARE HEREBY NOTIFIED that the Commission's designated Hearing Officer will conduct a hearing in this matter, pursuant to Section 120.57(2), Florida Statutes. If you wish to present oral or written evidence, you must attend the hearing. The hearing is scheduled for **Thursday, July 10, 2025 The Hearing Officer will call you at (813) 294-1007 sometime between 10:00 AM – 3:00 PM (EST)**. Please be available to take the Hearing Officer's call. Failure to answer the telephone, promptly return a voicemail, or hold an open line may result in the hearing proceeding without you.

You may elect to attend the hearing in person or by video conference. If you wish to do so, you must contact the Commission by email at Maya.Jones@flgaming.gov or telephone at (850) 794-8071, at least seven (7) days prior to your hearing date. If you do not elect to attend by video conference or in person, the hearing will automatically be held by telephone only. You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call

at the hearing should be emailed to Renee.Harkins@flgaming.gov, and Justin.Hundersmarck@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

If you cannot attend the hearing and wish to request a continuance for good cause, you must notify the Hearing Officer at Renee.Harkins@flgaming.gov and Opposing Counsel at Justin.Hundersmarck@flgaming.gov at least five (5) days prior to your hearing date. Continuance requests made within five (5) days of the hearing can only be granted for emergencies.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to: the above-named parties via certified mail, on this 27th day of May, 2025.

By: /s/ *Maya Jones*

Maya Jones
Administrative Assistant II
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Telephone: (850) 794-8071
Facsimile: (850) 536-8709
Maya.Jones@flgaming.gov

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Ebonie Lanier at (850) 794-8072. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

EXHIBIT
2

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 5/15/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. ANDREW JOSEPH TUMLIN **CASE NO.: 2024-067234**

ELECTION OF RIGHTS

Please read the Administrative Complaint before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Administrative Complaint.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Administrative Complaint, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Administrative Complaint.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) ☑ **I do not dispute the allegations** of material fact in the Administrative Complaint and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

Option Two (2) ☐ **I do dispute the allegations** of material fact in the Administrative Complaint and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). **I specifically dispute the following facts in the Administrative Complaint** (attach extra pages or write on the back if needed):

_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, a Final Order will be issued that adopts the allegations of fact and conclusions of law alleged in the Administrative Complaint and imposes the Commission action set forth in the Administrative Complaint.

THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

Andrew Tumlin	Levi Moreno
PRINTED NAME	ATTORNEY OR QUALIFIED REPRESENTATIVE
14402 W Bellfor St Apt 324	628 E 28TH ST
Street Address	Street Address (where service shall be made)
Sugar Land TX 77498	HOUSTON TX 77006
City State Zip	City State Zip
813 294 1007	512-699-1485
Telephone Number Facsimile Number (if any) Number (if any)	Telephone Number Facsimile
ajtumlin@gmail.com	ITSLEVI@GMAIL.COM
E-mail	E-mail
Andrew Tumlin	Levi Moreno
SIGNATURE	

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

From: _____

_____

_____

_____

_____

Photo Document Mailer

The UPS Store®

Do not fold or bend

EXHIBIT
3

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 4/22/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v.

FGCC Case No.: 2024-067234

ANDREW JOSEPH TUMLIN,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Andrew Joseph Tumlin ("Respondent"), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel, slot machine, and cardroom operations pursuant to chapters 550, 551, and 849, Florida Statutes.

2. At all times material hereto, Respondent's address was reported 17835 Mission Oak Drive, Lithia, Florida, 33547-4804.

3. At all times material hereto, Gretna Racing, LLC d/b/a/ Magic City Casino was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering, cardroom operations, and slot operations in the state of Florida.

4. On or about July 20, 2024, Respondent was a patron of Magic City Casino.

5. On or about July 22, 2024, Respondent was ejected and permanently excluded from Magic City Casino.

6. Section 550.0251(6), Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis added).

7. Section 551.112, Florida Statutes, provides:

> In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis added).

8. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida under sections 550.0251(6) and 551.112, Florida Statutes, based on his ejection from Magic City Casino on or about July 22, 2024.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida, in accordance with sections 550.0251(6) and 551.112, along with any other remedy provided by chapter 550 and 551, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2024-067234 is signed this 15th day of April 2025.

/s/ Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
Florida Bar Number: 1039038
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Phone: (850) 794-8063
Fax: +1 (850) 536-8709
Primary: Justin.Hundersmarck@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

EXHIBIT

4

Lic Type	**1098 - Unlicensed Complaints**			Status **90 Closed**	Status Date **01/30/2025**
Complaint #	**2024067234**	Case Type	**CMP - Complaint**	Disposition	Disposition Date
Docket#		Respondent	**TUMLIN, ANDREW JOSEPH**	Responsible **bjones - JONES, BRADFORD**	**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	
Class'n	**V-C - Cardroom Violations**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**07/20/2024**
Region	**SR - Southern Region**	Received	**11/22/2024**
Reference	**75-11.005**		
Entered	**11/22/2024**	Entered By	**jhodge**
Summary	**155 - WEST FLAGLER ASSOCIATES, LTD - 75-11.005 – Prohibitions - 550.0251 Powers and duties of the Florida Gaming Control Commission - On July 20, 2024, Andrew TUMLIN along with James Wadzinski, Daniel Marks, Levi Moreno, and Trevor Flanagan are suspected of cheating at the Magic City Casino by colluding with each other while playing Poker. Per the Magic City Casino management all five suspects will be permanently excluded from the facility, and they request that they be placed on the State Exclusion list. (See related cases.)**		
Updated	**01/31/2025 08:30:56**	By	**jhodge**

☐ Parties ☑ Activities
☑ Allegations ☐ Discipline
☐ Violations ☐ Compliance
☐ Related ☑ Disposition
☐ Inspection
☐ Costs
☐ Time Tracking Auto Assign
☐ Attachments History
☐ Work Notes Print Report

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Florida Gaming Control Commission

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Ross Marshman, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**SOUTHERN**	**August 1, 2024**	**2024 06 7234**

Respondent:	Complainant:
TUMLIN, ANDREW JOSEPH **17835 MISSION OAK DR.** **LITHIA, FLORIDA 33547-4804**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BLVD. SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # and Type:	Profession:	Report Date:
N/A /1098	**UNKNOWN / PATRON**	**January 3, 2025**

Period of Investigation:	Type of Report:
July 25, 2024 To November 4, 2024	**FINAL**

Alleged Violation: Rule 75-11.005 (4) No person shall, either directly or indirectly:
(a) Employ or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator.
(b) Engage in any act, practice, or course of operation that would constitute a fraud or deceit upon any participant in a game or the cardroom operator.
(c) Engage in any act, practice, or course of operation with the intent of cheating any participant or the cardroom operator.

(F.S.S. 550.0251 (6) Powers and duties of the Florida Gaming Control Commission –
(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

Synopsis: On July 20, 2024, Andrew **TUMLIN**, and four other Patrons, James Wadzinski, Trevor Flanagan, Levi Moreno, and Daniel Marks, were all are suspected of cheating by colluding with each other while playing Poker (High Card Flush) at the Magic City Casino. As a result, all have been placed on the facility's BOLO list to be permanently excluded from the facility. **(See related cases below)**

Related Case(s): 2024-05-8076, 2024-05-8132, 2024-05-8143, 2024-05-8104

Investigations Specialist II / Date	Investigations Manager / Date:
Traci Sloan Traci Sloan / January 3, 2025	Tyrell D. Smith Tyrell D. Smith / January 6, 2025

Chief of Investigations / Date:

Bradford D. Jones / January 30, 2025

On July 25, 2024, while on a routine facility visit at Calder Casino I was advised of an incident in the cardroom with potential card counters. I reviewed surveillance footage with Calder Compliance Director Iliana Velazquez, Card Room Manager Ralph Brandt, Surveillance Director Favio Munoz, and Surveillance Supervisor Michael Urena. Velazquez stated that the patrons would not be excluded from the facility based on their actions but would be refused card room play if they returned. The players won approximately $46,000 while playing in the cardroom **(EXHIBIT #3 - PAGE #8).**

In viewing the surveillance footage, the following behaviors were observed:

1. The subjects occupied every space at the table (I Luv Suits).
2. The Dealer overheard the players making random comments containing numbers.
3. Andrew **TUMLIN** would manipulate a small Rubiks Cube and place on the felt during each hand.
4. The subject players showed and discussed their hands with each other.
5. Levi Moreno appeared to document winnings on tablet.
6. Large sums of money to bet. Buy in- $2,600 **(EXHIBIT #2 - PAGE #16)**
7. Levi Moreno and James Wadzinski placed the highest bets while Andrew **TUMLIN**, Daniel Marks and Trevor Flanagan placed minimal bets.

On July 26, 2024, Iliana Velazquez notified me by email that this same group had played at Magic City for approximately an hour prior to coming to Calder and was asked to leave, per management. The email had a picture attached verifying that it was the same group of players **(EXHIBIT #3 - PAGES 1-4)**

On July 29, 2024, I spoke with Iliana Zamora (Magic City Card Room Manager) via phone, and she stated the subject patrons played High Card Flush[1] on Saturday, July 20, 2024, at approximately 3:00 pm and stayed for 45 minutes to an hour. She stated she noticed when they entered the card room but what drew her attention to them was the way they were betting. She then proceeded to the table where they were playing to monitor what was going on and observed them colluding by showing their hands to each other.

She advised them that showing hands was not allowed. One of them stated, 'Oh this is not allowed," while still showing his hand to another player. They then began discussing their hands with each other and taking an excessively long time to make a wager all while placing maximum bets. She stated she then issued them a warning. She stated that everyone except for one player placed maximum bets while acting as if they did not know how to play the game. They continued discussing their hands and she told them she was calling security. Daniel Marks stated that he was going to cut his losses, at which point they all began to leave. She stated they would have been excluded immediately but they refused to provide identification.

[1] ***High Card Flush is played with a standard 52-card deck of playing cards. Each player is dealt seven cards. By occupying six seats at a seven-seat table, players that are colluding have access to 42 of the 52 cards creating what is known as advantage play. This could create a 7.3% edge over the house.*** https://www.888casino.com/blog/novelty-games/high-card-flush-collusion

On July 30th, 2024, I presented Magic City Compliance Officer, Stefen Sloane with the identification for four of the patrons that had been identified at Calder Race Course. I also received an email from FGCC Investigator Jose Molina that he had received from the Magic City Casino notifying him of the incident and of their intent to exclude the individuals involved. **(EXHIBIT #3 - PAGES 5-6).**

On August 1, 2024, Compliance Officer Stefen Sloane provided this Investigator with an E-mail stating that the four identified patrons were to be excluded from Magic City Casino for suspicious activity. There was no apparent loss to the Designated Player. Relevant video was saved by surveillance **(EXHIBIT #3 - PAGE #12)** The following was observed on the video:

At 1248 hours, table #6 was opened. Andrew **TUMLIN** sat at seat #1 (and also played seat #2), Daniel Marks seat #3, Trevor Flanagan seat #4, James Wadzinski seat #5 and Levi Moreno at seat #6.

Andrew **TUMLIN**'s buy-in was $400. Daniel Marks' buy-in was $300. Trevor Flanagan**'s** buy-in was $300. James Wadzinski's buy-in was $400 and Levi Moreno's buy-in was $1,000. Total initial buy-in was $2,400.

Behaviors identical to what was observed at Calder Race Course were also observed, such as:

1. The subjects occupied every space at the table seated in the same positions (High Card Flush).
2. Andrew **TUMLIN** would manipulate a Rubiks Cube and place on the felt during each hand.
3. Players showed discussed their hands with each other.
4. Large sums of money available to bet. Buy in- $2,400
5. Levi Moreno and James Wadzinski placed the highest bets while Andrew **TUMLIN**, Daniel Marks and Trevor Flanagan placed minimal bets.

At 1342 hours, Zamora told Dealer Carlos Prieto to tell the players that they could not show their hands to each other, and they needed to lower their hands, but they ignored the request **(EXHIBIT #2 - VIDEO 17).**

At 1350 hours, Shift Manager Sonia Panduro warns players to hold cards where they cannot be seen by each other **(EXHIBIT #2 - VIDEO 18).**

At 1355 hours, Zamora speaks with James Wadzinski and Levi Moreno about showing and discussing their hands with each other **(EXHIBIT #2 - VIDEO 19).**

At 1401 hours, Zamora speaks to Daniel Marks about turning his cards down and threatens to call security at which time (according to Zamora) he stated that he was going to cut his losses **(EXHIBIT #2 - VIDEO 20).**

At 1407 hours, Trevor Flanagan left the table followed by Daniel Marks and Andrew **TUMLIN**. James Wadzinski and Levi Moreno continued to play, but drastically reduced their bets.

At 1420 hours, James Wadzinski and Levi Moreno left the table. From 1248 hours to 1420 hours, the total buy-in of all 5 players was approximately $10,100. There was no loss to the Designated Player (Cardroom Tech).

On October 28, 2024, I received an email stating that [redacted] had information relevant to this investigation **(EXHIBIT #3 - PAGE #13).**

On November 4, 2024, I spoke with [redacted] via telephone, and he identified Andrew **TUMLIN** as the 5th player, who was initially listed as unidentified. He further stated that through his investigation, **TUMLIN** was the mastermind behind the operation and was found on LinkedIn employed as a "Nuclear Sustaining Mechanical Engineer" in Sugarland, Texas. He stated that Moreno was the scout tasked with finding a suitable casino. He stated that at Casino Miami someone had erroneously told Moreno that they did not have this type of game (Flush Rush). Hialeah has the game but only has a table with six seats and seven is required to obtain the advantage they were seeking. [redacted] also stated that Marks and Flanagan are regulars at the Orange City Racing and Card Club in Orange City, Florida. **(EXHIBIT #2 - PAGES 7-15).**

Based on the actions described, Mr. Andrew **TUMLIN,** (along with the other subjects) have been placed on a lookout list so that he can be formally notified of his permanent exclusion from Magic City Casino upon his return to the facility **(EXHIBIT #3 - PAGES 12-15).**

Case Status: Case closed by Investigations and forwarded to Legal for review.

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Record Creation Detail

Date/T1
of1
Date/T1 Operator1
Date/T1 Closed:1 Operator1
Closed1 Personnel1

Location of Incident:s

Property:1 Magic Casino1
Location:1 Poker1
Sublocation:1 Room

Details of Incident:s

Log1
T1 Photo1

Category:1

Synopsis:1 Director Zamora photos of1 patrons1 playing1 Photo1

Created On s	Created By s	Modified On s	Modified Bys

Reporting1

Supervisor:1

Incident File Fs Reports

iTrak Incident Reportins and Ris a nagement sys tem Version s 2023.3.3.12701

ncident Number:k N20240003905k
Date/Time Occurred:k 07/22/2024 4:48:07 Pk
Day of Wk :k ondayk
d by:k igarciak

Printed By: isar cia **Printed On: 09/30/2024 at 2:26:36 PM**

EXHIBIT 1
PAGE 21

Incident File Fs Reports

Incident File #IN20240003905s

		Record Creation Details	
Date/Time Occurred:s	07/22/2024 4:48:07 Pk	**Department:s**	Securityk
Day of Wees Occurred:s	ondayk	**Owner:s**	igarciak
Date/Time Created:s	07/22/2024 4:58:22 Pk	**Operator ID:s**	igarciak
Date/Time Closed:s		**Operator Name:s**	
Closed By:s		**Personnel ID:s**	
		Card Number:s	
		Job Positions	
		econdary Operator:s	

Location of Incident:s

Property:s	gic City Casinok
Location:s	Security Vkstibulek
u blocation:s	

Details of Incident:s

Daily Log #:s	DL20240027378k
Incident Type:s	B.O.L.O.k
p ecific:s	Suspicious Activityk
Incident status:s	Openk
Custom 3:s	
Custom 4:s	

y nopsis:s

On k onday kJuly k22, k2024, k kapproximately k4:26 kPk kDirector kof kSecurity) kdvised k Security Supervisor khat kthree unidentified male guests k kto be permanently kxcluded k s per upper management for suspicious kactivity. Security Supervisor kssued a B.O.L.O k for khe kthree unidentified male guests. kf kthese guests kare seen on property, khey k k o k be escorted to the security vestibule and be permanently excluded for suspicious activity.k

Checs ist:s

Narrative:s

Created On s 07/22/2024 4:48:24 Pk **Created By** igarciak

o dified On s 07/22/2024 5:17:53 Pk **o dified By** igarciak

On k onday July 22, 2024, at approximately 4:26 Pk Director of Security Victor Suarez k (1793) advised Security Supervisor kn k cia that five unidentified male guests are to be k permanently excluded as per upper management for suspicious activity. S.S k cia k ssued a B.O.L.O for the five unidentified male guests. kf these guests are seen on k property, they are to be escorted to the security vestibule and be permanently excluded k for suspicious activity.k

Executive Brief:s

Reportins Party:s	**up ervisor :s**

Participants Involved:

Personnel

Full Name:	SUAREZ, VICTOR	Property:	Magic City Casino
Role:	Director Of Security,	Department:	Security
Date Of Birth:	[redacted]		

Full Name:	GARCIA, IAN LUIS	Property:	Magic City Casino
Role:	Security Supervisor,	Department:	Security
Date Of Birth:			

Subject

Full Name:	Wadzinski, James Daniel	Company:	
Role:	Guest,		
Date Of Birth:	[redacted]		
Address:	115 1ST PL, Hastings, MN, 55033, USA		
Contact Info:			

Full Name:	7/22/2024 (5), B.O.L.O	Company:	
Role:	Guest,		
Date Of Birth:			
Address:			
Contact Info:			

Full Name:	Moreno, Levi Matthew	Company:	
Role:	Guest,		
Date Of Birth:	[redacted]		
Address:	628 E 28TH ST, Houston, TX, 77008, USA		
Contact Info:			

Full Name:	Marks, Daniel Patrick	Company:	
Role:	Guest,		
Date Of Birth:	[redacted]		
Address:	6125 AVOCETRIDGE DR, Lithia, FL, 33547, USA		
Contact Info:			

Full Name:	Flanagan, Trevor David	Company:	
Role:	Guest,		

Reporting Party:

Supervisor:

Incident File Full Report

Incident File #IN20240003905

Date Of Birth: [redacted]

Address: 1605 Oak Springs PL, Lake Mary, FL, 32746, USA

Contact Info:

List of Attached Records:

Record Type	Summary	Attached By	Date Attached
Daily Log	Daily Log#: DL20240027378 - Occurred Date: 07/22/2024 4:48:07 PM - Property: Magic City Casino - Location: Security Vestibule - Topic: B.O.L.O - Synopsis: On Monday July 22, 2024, at approximately 4:26 PM Director of Security) advised Security Supervisor that three unidentified male guests are to be permanently excluded as per upper management for suspicious activity. Security Supervisor Issued a B.O.L.O for the three unidentified male guests. If these guests are seen on property, they are to be escorted to the security vestibule and be permanently excluded for suspicious activity.	igarcia	07/22/2024

Reporting Party:

Supervisor:

Media Title

Original Filename
20240801113332217.pdf

Date Attached
08/01/2024 3:02:08 PM

Attached By
hperez

Type
PDF

Size
1649141

Media Title

Original Filename
IMG_1473.jpg.jpeg

Date Attached
08/01/2024 3:02:38 PM

Attached By
hperez

Type
JPEG

Size
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Media Title

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Date Attached
08/01/2024 3:02:40 PM

Attached By
hperez

Type
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Size
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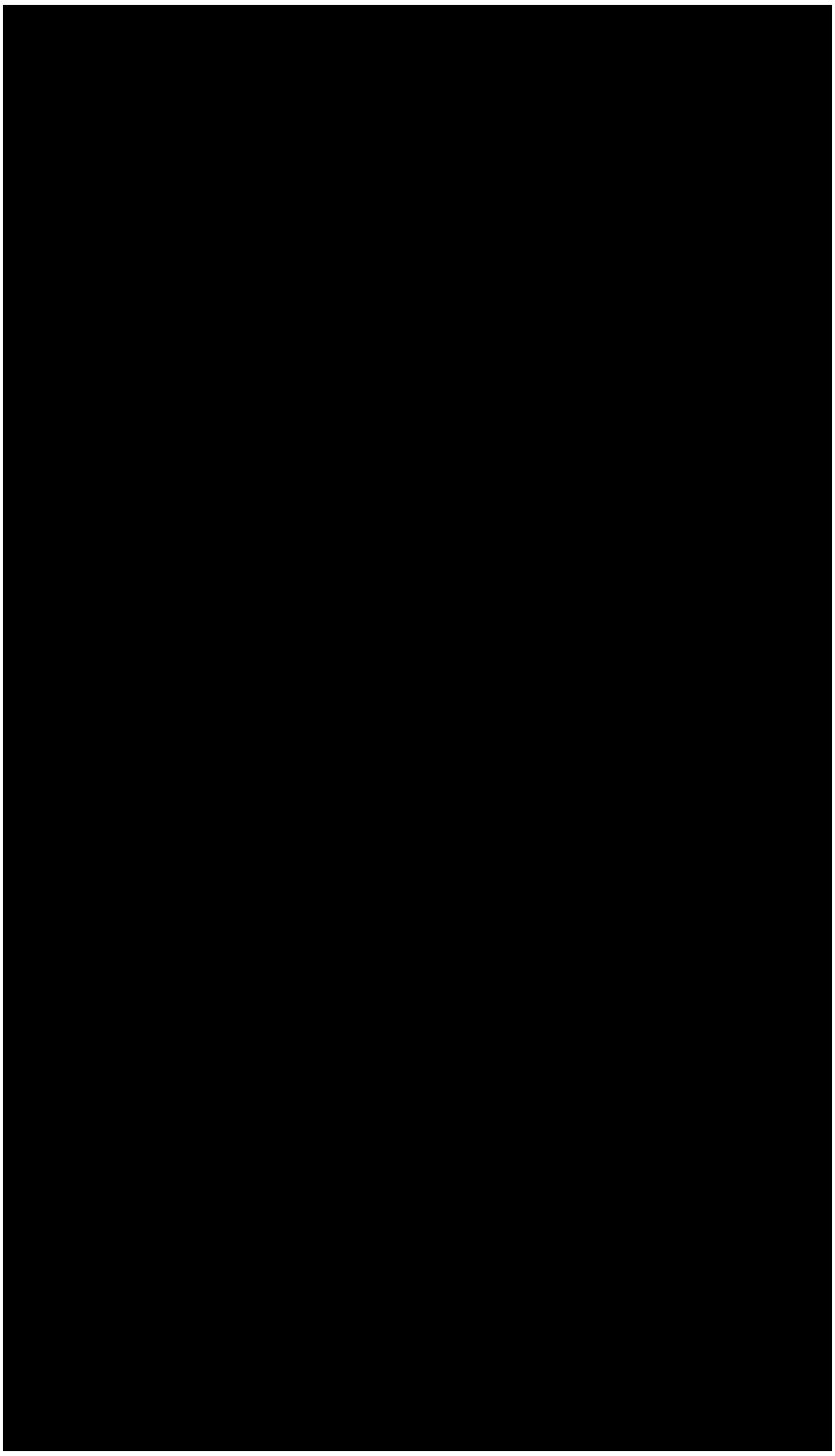

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08/01/2024 3:02:39 PM

Attached By
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Date Attached
07/22/2024 4:58:17 PM

Attached By
igarcia

Type
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Size
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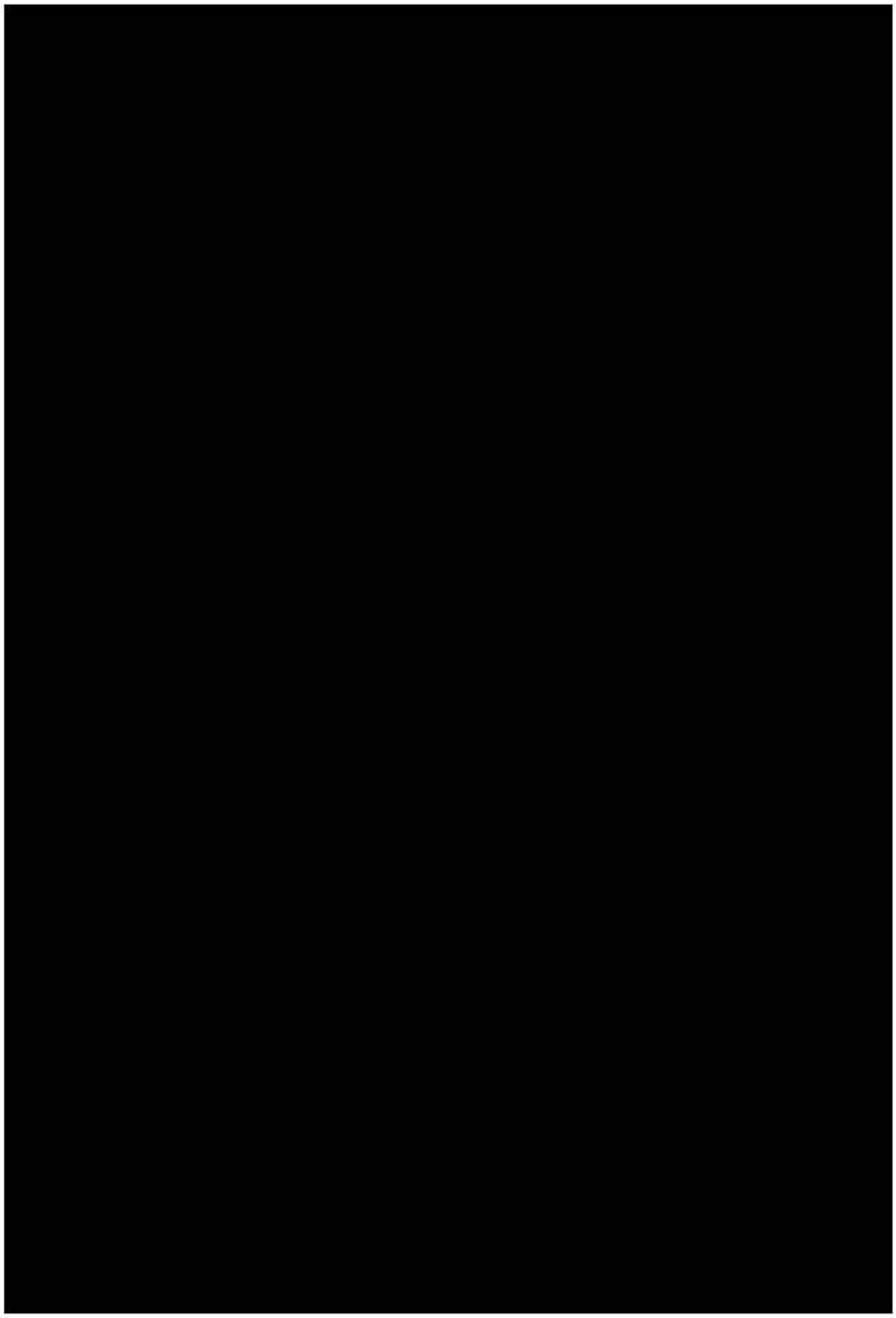

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Size
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EXHIBIT 1
PAGE 8

Media Title

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08/01/2024 3:02:41 PM

Attached By
hperez

Type
JPEG

Size
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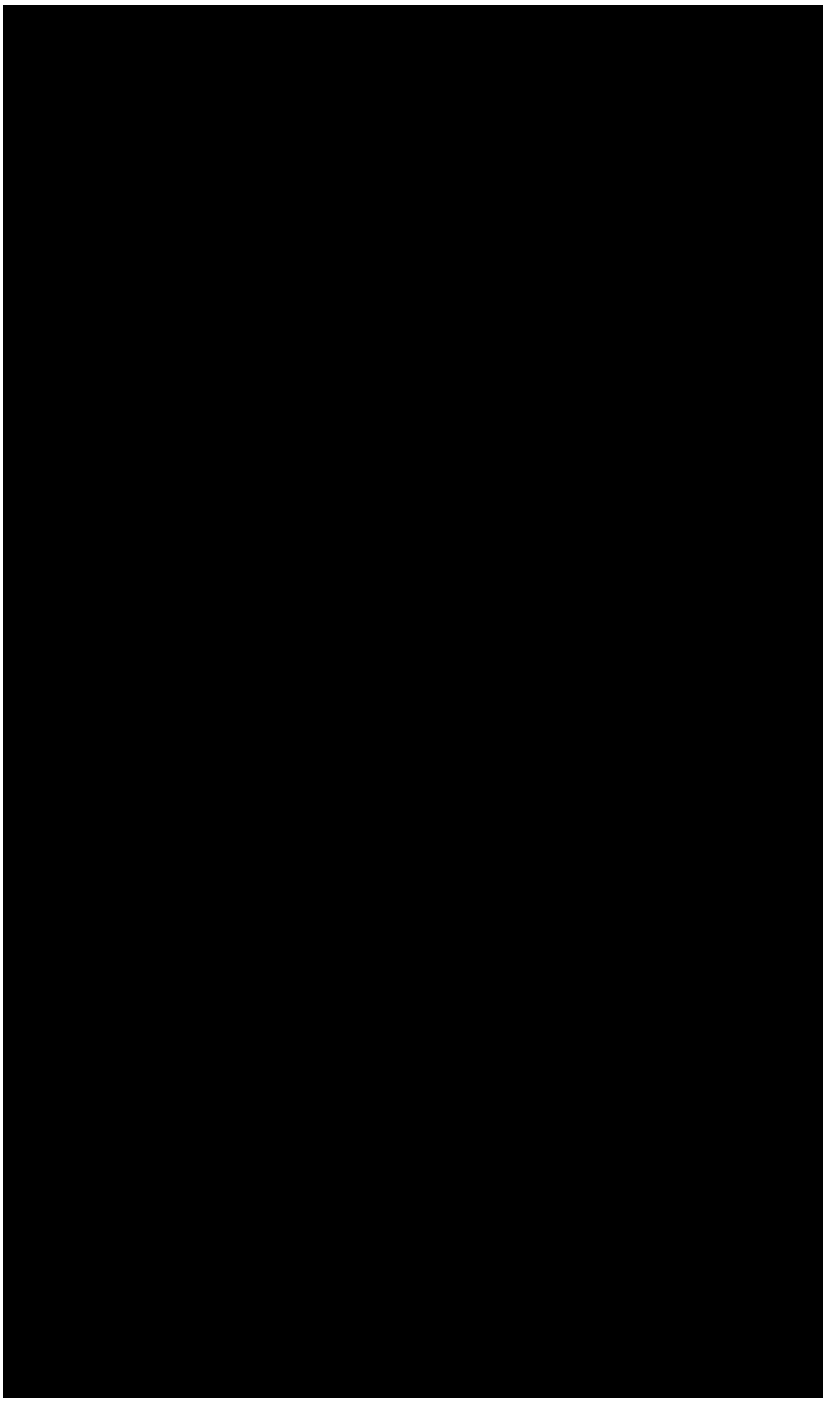

Media Title

Original Filename
B.O.L.O 7-22-24
Suspicious activity 3.jpeg

Date Attached
07/22/2024 4:58:17 PM

Attached By
igarcia

Type
JPEG

Size
262880

[redacted]

Record Detail

Customer Name:	Driver License Status:	
ANDREW JOSEPH TUMLIN	Valid	
DL/ID: [redacted]	SSN: [redacted]	Class: E
Previous DUI: 0 *This count reflects total DUI convictions on record.*	**Previous DWLS:** 0 *This count reflects total DWLS convictions on record.*	

[redacted]

Address:	Date of Birth:	Gender:	Height:
17835 MISSION OAK DR LITHIA, FL 33547-4804	[redacted]	MALE	5' 5"
Original License Issue Date:	**Issued:**	**Expires:**	**Replaced:**
07/07/2014	05/29/2023	06/29/2031	07/09/2015
CDL Status:			
Commercial Learners Permit (CLP) Status:			
Form Number: X652305291305			**EIN:** [redacted]
Citizen Status: US CITIZEN	**Country of Birth:** US OF AMERICA	**State of Birth:** FLORIDA	
Race: CAUCASIAN			

Andrew Tumlin

ORGAN DONOR
SAFE DRIVER
REAL ID COMPLIANT

Current Restrictions:	Current Endorsements:	Conditional Messages:

From: Traci Sloan
To: Iliana Velazquez
Subject: RE: Card Room Patrons I luv Suits
Date: Monday, July 29, 2024 3:33:00 PM
Attachments: image001.png
image004.png
image007.png
image008.png
image009.png
image010.png
image011.png

Yes it does, thanks!

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari Mutuel Wagering
Office of Investigations
754 288 0922 Office 954 202 3900 FAX
Email: traci.sloan@flgaming.gov

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From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Monday, July 29, 2024 3:31 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Hey.

I think they were there last Saturday 7/20, but not sure how much they won apparently, they were only on the table for an hour before they were asked to leave…

Hope this helps.

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

From: Traci Sloan <Traci.Sloan@flgaming.gov>
Sent: Monday, July 29, 2024 3:22 PM
To: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Hi Iliana,
I want to inquire about the patrons that went to Magic City… do you know when they were there and possibly how much they won?

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari Mutuel Wagering
Office of Investigations
754 288 0922 Office 954 202 3900 FAX
Email: traci.sloan@flgaming.gov

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From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Friday, July 26, 2024 11:46 AM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Card Room Patrons- I luv Suits

Good Morning,

Just sharing a photo taken at Magic City of the patrons we spoke about yesterday, wanted to share additional info I was given.

Perhaps they were able to identify the last unknown patron.

Thanks

[redacted]

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Thursday, July 25, 2024 6:36 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: Card Room Patrons- I luv Suits

Hi Traci,

Please see ID's we spoke about this afternoon.

thanks

[redacted]

ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue I Miami Gardens, FL 33056
Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com

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From:	Jose Molina
To:	Traci Sloan
Subject:	FW: IN20240003905 (Magic City Casino incident on July 20, 2024)
Date:	Tuesday, July 30, 2024 3:37:30 PM
Attachments:	Outlook-cozefwbs.png IN20240003905.pdf image001.png

Hi Traci,

I hope that you are well.

Stefen Sloane, Compliance Officer at Magic City Casino reached out to me at 3:00 PM today, as related to an
incident that occurred at the Casino on 07/20/2024, at approximately 4:26 PM. He was recently contacted by Ileana Zamora, Director of Poker. Ms. Zamora told him that you had stopped by the Casino when she was on leave. I told him that I would forward the Security report to you.

The five individuals were apparently involved in suspicious activity, "showing their hands and speaking inappropriately." The incident was witnessed by Ms. Zamora. The individuals were escorted from the casino by Security. They refused to produce identification. B.O.L.O.s were issued for the individuals. Per the security report, they will be permanently excluded from the Casino if they return.

You may contact Stefen Sloane at e-mail address; ssloane@magiccitycasino.com. His cell phone number is, (954) 298-6537.

I hope that this helps.

Take care,

Jose

Florida Gaming Control Commission
flgaming.gov

Jose F. Molina
Investigation Specialist II
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations
754-288-0923 Office 954-202-3900

FAX
Email: jose.molina@flgaming.gov

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From: Stefen W. Sloane <ssloane@magiccitycasino.com>
Sent: Tuesday, July 30, 2024 3:16 PM
To: Jose Molina <Jose.Molina@flgaming.gov>
Subject: IN20240003905

Hi Jose, good afternoon,

Per our call, please see the attached incident report. Please let us know how Magic City Casino can assist with this matter.

Thank you,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

From:	Ralph Brandt
To:	Traci Sloan
Subject:	FW: Card counting team
Date:	Thursday, October 17, 2024 11:04:08 AM
Attachments:	image001.png image002.png image003.png image004.png image005.png image012.png

Here you go.

Ralph Brandt
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Direct Line: (305) 474-5711 | **Cell:**(954) 615-8777
Ralph.Brandt@CalderCasino.com

From: Ralph Brandt
Sent: Tuesday, July 23, 2024 3:07 PM
To: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: FW: Card counting team

Sorry, forgot to CC you as well.

Regards,

Ralph Brandt
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Direct Line: (305) 474-5711 | **Cell:**(954) 615-8777
Ralph.Brandt@CalderCasino.com

From: Ralph Brandt

<Ralph.Brandt@caldercasino.com>
Sent: Tuesday, July 23, 2024 1:42 PM
To: Richard Sukhu <Richard.Sukhu@caldercasino.com>; Rachel Stellato <Rachel.Stellato@caldercasino.com>
Cc: Calder_Surveillance <Calder_Surveillance@caldercasino.com>; Calder_Cardroom_Leadership <Calder_Cardroom_Leadership@caldercasino.com>; JC Lara <Jean.Lara@caldercasino.com>
Subject: Card counting team

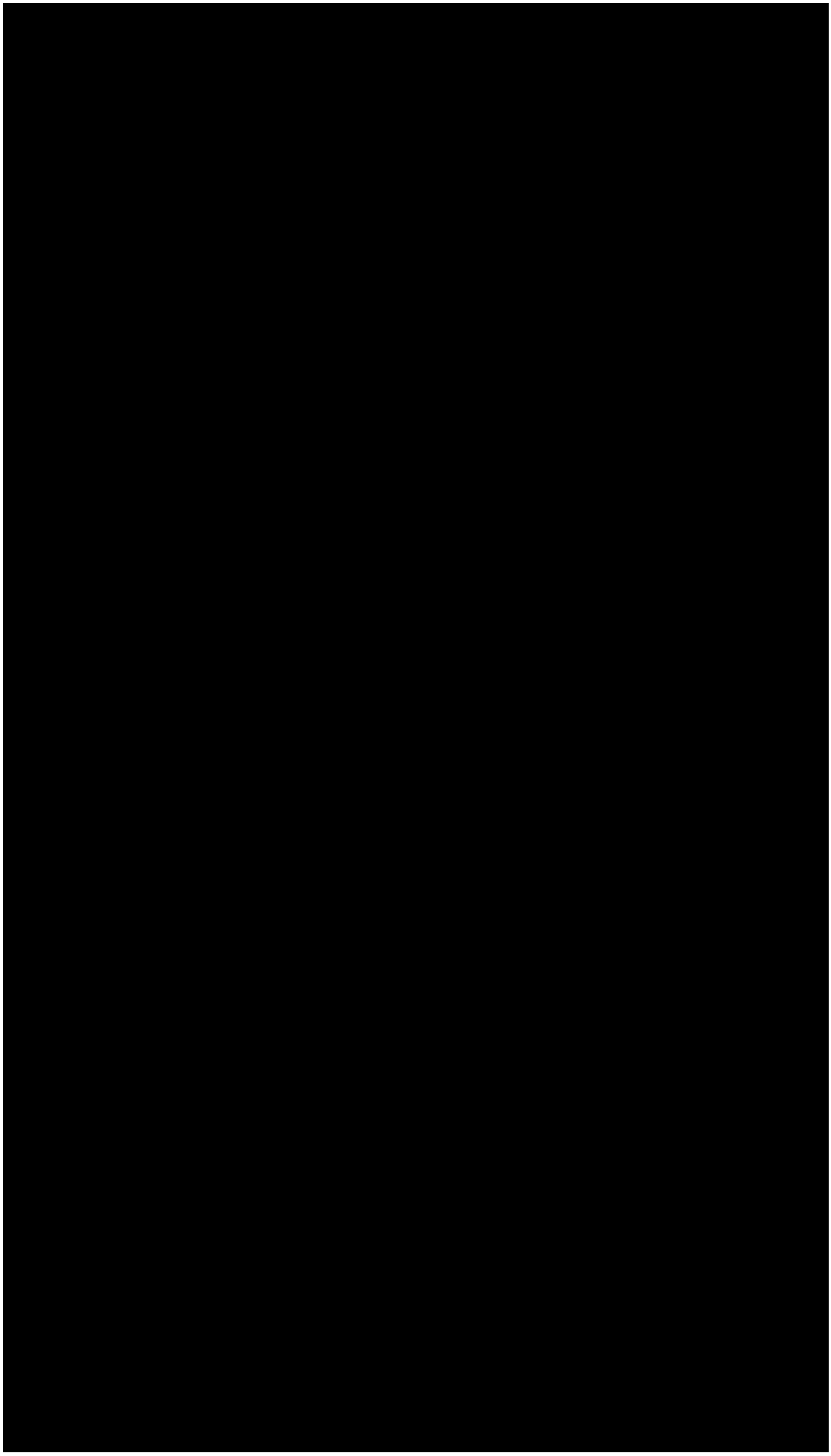
Team,

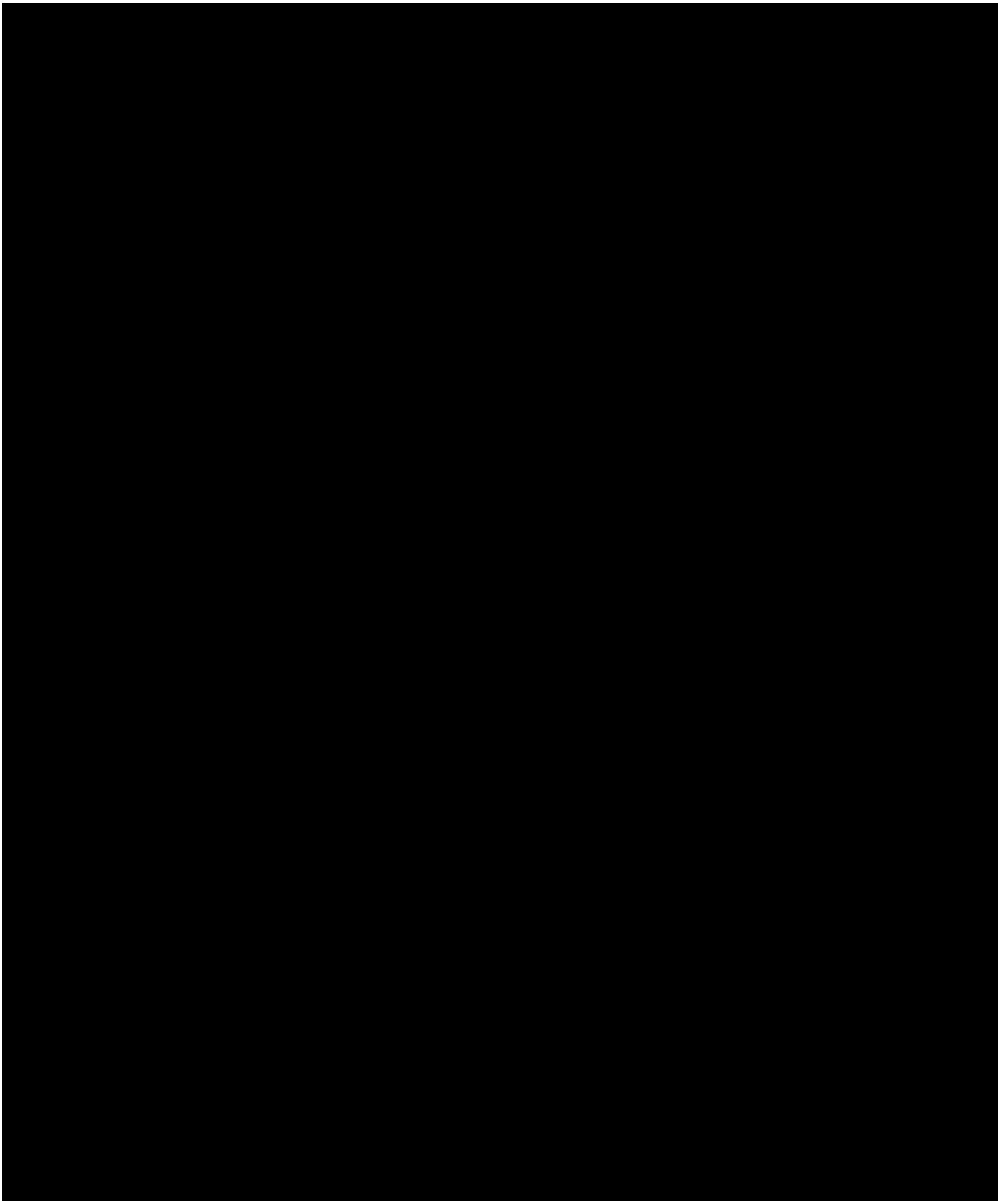
This past weekend (7/20 – 7/21), there was a card counting team active in the Card Room that cashed out for about $46k.

This is a seasoned team. They played I Luv Suits, and they fill the table with their team.

The first two players bet the minimum, and all five players in the team act in order, and communicate via code their hands. For I Luv Suits they communicate the number of cards for each suit, for DJ Wild they communicate the number of wild cards in play.

Unknown:





Regards,

RALPH BRANDT
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Office: (305) 625-1311 ext 5711 | **Cell:** (954) 615-8777
Card Room: (305) 474-5700
Ralph.Brandt@CalderCasino.com

RALPH BRANDT
Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Office: (305) 625-1311 ext 5711 | **Cell:** (954) 615-8777
Card Room: (305) 474-5700
Ralph.Brandt@CalderCasino.com

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From: Stefen W. Sloane
To: Traci Sloan
Cc: Yadelin Crespo
Subject: Incident Report No.: IN20240003905
Date: Thursday, August 1, 2024 10:05:57 AM
Attachments: image001.png

Good morning Ms. Sloan,

Per yesterday's meeting about Incident Report No.: IN20240003905, thank you for providing identifications for the following persons: 1) James Wadzinski; 2) Daniel Marks; 3) Levi Moreno; and 4) Trevor Flanagan. Our records are in the process of being updated to reflect the information provided. As discussed, Magic City Casino has the intention to permanently exclude the above referenced persons based on their activity on July 20, 2024.

Thank you for your attention,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

From: Julio Minaya
To: Traci Sloan; Tyrell Smith
Cc: Bradford Jones
Subject: FW: [redacted]
Date: Monday, October 28, 2024 2:57:41 PM
Attachments: image003.png

FYI

Julio Minaya
Investigation Manager
Florida Gaming Control Commission
Division of Pari- Mutuel Wagering
1400 W Commercial Blvd
Suite 165
Fort Lauderdale, FL 33309
754.288.1008

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From: LeeAnn Rounds <LeeAnn.Rounds@flgaming.gov>
Sent: Monday, October 28, 2024 2:38 PM
To: Julio Minaya <Julio.Minaya@flgaming.gov>
Cc: Derek Washington <Derek.Washington@flgaming.gov>
Subject: [redacted]

Good afternoon Julio,

I am not sure who has Hialeah. I met [redacted] today. He stated someone from your office was looking for him about a month ago regarding the marked cards case. He stated he has a lot more information on that case including a Floor's name that was involved and dealers involved that were not reported at the time. The ring leader player is Omar Morillo and he is good friends with the cardroom manager and that is why she did not provide his name.

He also stated on the Rubik's cube case there was a 5th player who was the ring leader and he now has that gentleman's name.

[redacted]

Lee Ann Rounds
Investigation Specialist II
Division of Pari-Mutuel Wagering
Office of Investigations
813.893.0242 Cell
689.214.3513 Fax

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From: Stefen W. Sloane
To: Traci Sloan
Subject: RE: [EXTERNAL] FW: Message from FTL-PMW-bizhub
Date: Friday, November 15, 2024 2:27:15 PM
Attachments: image002.png
image003.png

Good afternoon,

Our records have been updated to reflect the information provided. As discussed, Magic City Casino has the intention to permanently exclude Andrew Tumlin.

Thank you for your attention,

Stefen

Stefen Sloane
Compliance Officer
Magic City Casino
(305) 649-3000 x3397
ssloane@magiccitycasino.com

Atmore | Aruba | Bethlehem | Chicago Southland | Curaçao | Magic City Casino | Montgomery | Wetumpka | WindCreekCasino

---

From: Traci Sloan <Traci.Sloan@flgaming.gov>
Sent: Tuesday, November 12, 2024 2:52 PM
To: Stefen W. Sloane <ssloane@magiccitycasino.com>
Subject: [EXTERNAL] FW: Message from FTL-PMW-bizhub

Good afternoon Stefen,

Please find attached, the LinkedIn profile for Andrew Tumlin. I'm just waiting for the exclusion.

Thanks,

Florida Gaming Control Commission
flgaming.gov

Traci Sloan
Investigator Specialist II
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering

Office of Investigations
754-288-0922 Office 954-202-3900 FAX
Email: traci.sloan@flgaming.gov

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From: FTL-PMW-Bizhub@flgaming.gov <FTL-PMW-Bizhub@flgaming.gov>
Sent: Tuesday, November 12, 2024 12:11 PM
To: Traci Sloan <Traci.Sloan@flgaming.gov>
Subject: Message from FTL-PMW-bizhub

8. Discussion of Request for Waivers

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Chief Attorney
Re: Russell Andre Sykes; Case No. 2025-047551
Date: August 28, 2025

Executive Summary

The Applicant, Russell Andre Sykes seeks a waiver of her disqualifying offenses and issuance of a pari-mutuel wagering professional individual occupational license (the "Application"). The Applicant submitted a completed application for a pari-mutuel wagering professional individual occupational license. Upon review of the Application, it appears the Applicant has been convicted of one felony offense out of United States District Court for the Eastern District of Texas- Sherman Division. A Division investigator conducted a waiver interview of the Applicant on July 11, 2025, and documented the waiver interview in a report submitted to the Commission for consideration.

Pertinent Facts

On March 27, 2025, the Applicant submitted an application for a pari-mutuel wagering professional individual occupational license to the Division. On this application, the Applicant answered "no" to the question asking if he has been convicted of a disqualifying offense. On April 4, 2025, the Applicant was issued a deficiency letter by the Division requesting that he provide an updated application and provide court disposition records and arrest reports regarding arrests from Washington DC from December 28, 2015. The Applicant submitted a completed application on March 31, 2025. Upon review of the completed Application, it appears that the Applicant was convicted of the following felony offense:

- Former Government Employee Contacting the Government Within Two Years on a Particular Matter that was Pending Under Employee's Official Responsibility on March 29, 2016.

The Applicant applied for a waiver from the statutory restrictions excluding applicants with disqualifying offenses on June 4, 2025. On July 11, 2025,

Commission investigators conducted a waiver interview with the Applicant. The waiver interview is documented in a report included as Exhibit A.

This felony conviction is a disqualifying offense pursuant to section 550.105, Florida Statutes.

Relevant Law

Section 550.105(5)(b), Florida Statutes, provides, in pertinent part that:

> . . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 550.105(5)(d), Florida Statutes, provides that:

> …the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term "conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.

Section 550.105(5)(c), Florida Statutes, provides in pertinent part that:

> "[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the commission."

EXHIBIT

A

SYKES, RUSSELL ANDRE

Case # 2025-047551

License Type: PMW Professional Individual Occupational (1021)
Occupation: Individual Animal Owner

Waiver Requested: Yes[✓] No[ ]

Division of Pari-Mutuel Wagering

Licensing Administrator Review of Occupational License

SYKES, RUSSELL ANDRE-14349898 (Applicant's Name– License #)

2025-047551 Case No:

INITIAL APPLICATION RECEIVED:	3/27/2025
Application Deemed Complete:	5/5/2025
If no Request for Waiver received, 90-Day Deadline:	**8/3/2025**

Waiver Requested: ☐No ☒Yes (Pursuant to s.120.60, F.S., the processing timeline requirement has been waived.)
- Waiver Requested 06/12/2025

TL	321-GULFSTREAM PARK	1021-OWNER
Application Processor	Facility (d/b/a name)	Occupation Code / Job Title/Job Title

Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review

Conviction

Did the application accurately reflect the Criminal History Record initially? ☒Yes ☐No

Was a deficiency letter issued to request information related to the offense(s)? ☒Yes ☐No

☒ Felony(s): 1 Count(s) ☐ Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking

☐ Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)

☐ Animal Cruelty (Pari-Mutuel Professons)

Comments:

Arrest Date	Location	Charge	Level	Court Case #	Disposition (or Unknown)
12/28/2015	Washington DC	Charge 1. Fraud	Felony	4:15 CR-00181-ALM-CAN	Guilty

Related Licenses

Check VR License Relations to Determine If Applicant is Related to a Business.

Is the individual applicant related to a business? Yes ☐ No ☒ **If yes, complete sections below.**

Business License Number: Business Name:

Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes ☐ No ☐

Date Deficiency Letter Issued: Initials:

Comments:

Licensing Administrator Review

Disposition Confirmation

Disqualifying Convictions/Arrests Confirmed? Yes ☑ No ☐ ☐ Approval

Forward to ☑ **Investigations** ☐ **Legal** ☐ **Commission** Initials: CH Date 6/20/2025

Comments:

State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2025047551 **Incident date:** 06/12/2025 **Status:** 106 - Sent to Directors office

Lic Type: 1021 **Disposition:**

Case Type: Complaint

Responsible: elanier - LANIER, EBONIE

Complainant: DIVISION OF PARI-MUTUEL WAGERING

1400 W COMMERCIAL BLVD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: SYKES, RUSSELL ANDRE

10625 WHITEWIND CIR, BOYNTON BEACH, FL 33473

Summary: 321 - GULFSTREAM PARK RACING ASSOCIATION, INC

Chronology:

Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
08/08/2025	A	79	70	Sent to Director for Review	charris	SYKES, RUSSELL ANDRE
06/20/2025	A	79	440	Incoming Correspondence	jhodge	SYKES, RUSSELL ANDRE
06/23/2025	A	10	15	Assigned to Investigator	tsloan	SYKES, RUSSELL ANDRE
08/08/2025	R		charris	HARRIS, CYNTORIA	jhodge	
06/23/2025	R		tsloan	SLOAN, TRACI	jhodge	
08/07/2025	R		bjones	JONES, BRADFORD	tsmith2	
08/08/2025	R		elanier	LANIER, EBONIE	charris	

CH

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	08/08/2025	S	1021	106	Sent to Directors office	charris	
	08/07/2025	S	1021	165	Supervisor Review	tsmith2	
	08/07/2025	S	1021	90	Closed	jhodge	
	06/23/2025	S	1021	20	Under Investigation	jhodge	
	06/20/2025	S	1021	10	Initial Review	jhodge	
	08/07/2025	S	1021	104	Sent to Licensing Section	jhodge	

Allegation:	Code	Description
	WAVR	Waiver of Crim. Conv. or Other Offenses

Violation:	Code	Description	Respondent
	WAVR	61D-5.006	SYKES, RUSSELL ANDRE

CH

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **charris**

License

Fed Tax # [redacted] Lic Type **1021 - PMW Professional Individual Occupational** Expires On **06/25/2025**

File # **75030** Name **SYKES, RUSSELL ANDRE** Extended To

License # **14349898** Rank **PIND - Professional Individual Occupational** Renewed On

Entity # **14349898** Lic Status **Closed Upgrade**

Licensee | History | Notes | Notes History | Back

Address

Street # **10625** Street **WHITEWIND CIR**

Line 2

Line 3

City **BOYNTON BEACH** State **FL** Zip **33473**

Routing

*New Applicant

*No Previous License

*Temp Issued

*No ARCI Findings

*No CCIS findings

*No additional enforcement cases.

Other

1st License Date **03/27/2025** Rank Date **03/27/2025** Certificate #

Method **I-S-1018** Status Date **04/03/2025** Certificate Date

Fee Exempt **No** Birth Date [redacted] Renewal Sent

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	IOWN - Individual Animal Owner	03/27/2025	
I	TBRD - Thoroughbred	03/27/2025	
L	321 - Gulfstream Park	03/27/2025	
Y	3YR - 3 Year License	03/27/2025	

Alt Keys

BEST LIC NBR **14349898**

Get Adobe Reader.

Licensees

Licensee Search

Licensee:RUSSELL ANDRE SYKES

No Picture Available

Reports on RUSSELL ANDRE SYKES

Comprehensive Ruling Report
Drug Ruling Report (Last 5 Years)
Comprehensive Licensee Report

Identification Information

Add a New Identification Record

Date of Birth	Federal ID/SSN	Country	Sex
[redacted]	[redacted]	USA	Unknown

Name Information

Add a New Name Record

Name Type	Prefix	First Name	Middle Name	Last Name	Suffix
Current Legal Name		RUSSELL	ANDRE	SYKES	

Address Information

Address Type	Street Address	City	State	Zip Code

Phone Information

Phone Number Type	Phone Number

License Information

Add a New License Record

License Number	License Type	Issued Date	Expiration Date	Licensing Commission
14349898	Owner	3/27/2025	6/25/2025	Florida Division of Pari-Mutuel Wagering

Fingerprint Information

Add a New Fingerprint Record

Processing Commission	Date Taken	Status	Notes	RCI Card Submitted Date

Ruling Number	Ruling Type	Ruling Date	Fine	Fine Paid?	Suspension Start	Suspension End

Applicable Reports

Comprehensive Ruling Report
Comprehensive Licensee Report

CH

CH

[redacted]

CH 08/08/2025

FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update | Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **jhodge**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1021 - Pari-Mutuel Wagering Individual Occupational**			Status	**90 Closed**	Status Date	**08/07/2025**
Complaint #	**2025047551**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**SYKES, RUSSELL ANDRE**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**LIC - Licensee**	Security Level	**1**
Form	**WALK - Walk-in**	Priority	**1**
Class'n	**IIIB - Waivers**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**06/12/2025**
Region	**SR - Southern Region**	Received	**06/20/2025**
Reference			
Entered	**06/20/2025**	Entered By	**jhodge**
Summary	**321 - GULFSTREAM PARK RACING ASSOCIATION, INC**		
Updated	**08/08/2025 08:59:00**	By	**jhodge**

☐ Parties ☑ Activities
☑ Allegations ☐ Discipline
☑ Violations ☐ Compliance
☐ Related ☑ Disposition
☐ Inspection
☐ Costs
☐ Time Tracking Auto Assign
☐ Attachments History
☐ Work Notes Print Report

Change | Save | OK | Cancel | Back

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ROUTING SLIP
REQUEST FOR WAIVER

RE: SYKES, RUSSELL ANDRE – LIC # 14349898 Case No: 2025 04 7551
(APPLICANT'S NAME – LICENSE #)

1021 / Animal Owner
Occupation Code and Job Title

Gulfstream Park Casino
Facility (d/b/a name)

Waiver Referral Date: June 23, 2025
(DATE)

Investigations Section: Reviewed by Bradford D. Jones 8/7/2025
(Initial & Date)

The attached "Request for Waiver" file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

Licensing Section: Reviewed by: CH 08/08/2025 _____
(Initial & Date) (Initial & Date)

Is the applicant currently under suspension, have unpaid fines, been refused a license by any gaming or racing jurisdiction?

[ ] Yes or [✓] No If yes, in what jurisdiction? _____

Investigative Findings:

December 28, 2015	United States Postal Inspection Service, TX. - Fraud – Felony - Adjudicated Guilty, and sentenced on January 5, 2016 to 3 years' Probation, 100 hours of Community Service and fined $5,100 which has been paid in full.

*Please attach Routing Slip to front of case file

Florida Gaming Control Commission

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Ross Marshman, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**Southern**	**June 23, 2025**	**2025 04 7551**

Respondent:	Complainant:
SYKES, RUSSELL ANDRE **10625 WHITEWIND CIRCLE** **BOYNTON BEACH, FLORIDA 33473**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 WEST COMMERCIAL BLVD, SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License / Type:	Profession:	Report Date:
14349898 / 1021	**Animal Owner**	**July 22, 2025**

Period of Investigation:	Type of Report:
June 23, 2025, through July 17, 2025	**Final**

Basis of Investigation: This investigation is predicated upon Mr. Russell **SYKES'** application for a State of Florida PMW Individual Occupational License dated March 27, 2025, and Waiver Request form dated June 4, 2025 **(EXHIBIT #1 - PAGES 2-5).**

On March 27, 2025, **SYKES** submitted his application to be licensed as an Individual Animal Owner at Gulfstream Park Racing and Casino. On his original application he answered "NO" to the question, "Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?

On April 4, 2025, a Deficiency Letter was sent to **SYKES** advising him that his application was incomplete due to errors and omissions **(EXHIBIT #1 - PAGE 7).**

On June 4, 2025, **SYKES** amended his original application and disclosed the following: **SYKES** disclosed one (1) arrest. On December 28, 2015, a felony arrest by the United States Postal Inspection Service in which **SYKES** was charged with "Former Government Employee Contacting the Government Within Two Years on a Particular Matter that was Pending Under Employee's Official Responsibility" **(EXHIBIT #1 PAGES 15-16).** However, the FDLE Rap Sheet lists the charge as Fraud **(EXHIBIT #3).**

Related Case

Investigations Specialist II / Date	Investigations Manager / Date:
Traci Sloan / July 22, 2025	Tyrell Smith / July 24, 2025

Chief of Investigations / Date

Bradford D. Jones / August 7, 2025

CONTINUATION

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: December 28, 2015		**Arresting Agency:** United States Postal Inspection Service			
OFFENSE					
	CHARGE(S)	**CLASSIFICATION**	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1	Fraud	Felony	Guilty	Adj. Guilty	01-05-16
2					

SENTENCE
Three (3) years of Probation, 100 hours of community service and a fine of $5,100.

Arrest 2					
OFFENSE					
	CHARGES	**CLASSIFICATION**	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1					
2					
3					
4					

SENTENCE

CONTINUATION

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?	X	
Does the Applicant possess an Occupational License from other jurisdictions?		X

1. License Type: **1021 - PMW Professional Individual Occupational**			
Date Licensed: **03/27/2025**	Expiration Date: **06/25/2025**	License #: **14349898**	Agency or Jurisdiction: **FGCC**

	YES	NO
Has License ever been suspended or revoked?		X
Was any derogatory information received?	X	
Additional Comments: **Applicant failed to disclose disqualifying felony conviction.**		

2. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:

	YES	NO
Has License ever been suspended or revoked?		
Was any derogatory information received?		
Additional Comments:		

3. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:

	YES	NO
Has License ever been suspended or revoked?		
Was any derogatory information received?		
Additional Comments:		

4. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:

	YES	NO
Has License ever been suspended or revoked?		
Was any derogatory information received?		
Additional Comments:		

CONTINUATION

WAIVER INTERVIEW

	YES	NO
Was a Waiver Interview Conducted?	X	
Date of Interview: July 11, 2025	Location of Interview: NBRSC	
	YES	NO
Was the applicant cooperative?	X	
Additional Comments:		

SUMMARY OF INTERVIEW:

During the interview Mr. **SYKES** was very cooperative and answered all of this Investigator's questions. He provided the following pertinent information regarding the above-mentioned arrest/conviction.

In reference to his 2015 felony arrest for Fraud by the United States Postal Inspection Service (USPIS), **SYKES** stated that during his employment with The United States Post Office he held the title of Contracting Officer. He was responsible for overseeing contracts for various clients. Immediately after his retirement he went to work for and represented some of those same clients against the Post Office. In doing so he violated a two-year waiting period agreement therefore, the USPIS charged him with fraud. He stated that he was given three (3) years of probation. He also stated that he has no other criminal history.

Mr. **SYKES** added that the court ordered him to perform community service, and that was the best thing that resulted from his arrest. He served his hours with Habitat for Humanity, working in their administrative office. He stated that he liked working for Habitat for Humanity so much that even after his Community Service hours were completed, he continued to volunteer his time at the non-profit organization. Eventually in 2018, **SYKES** was hired as a Construction Assistant. He worked there until 2023 until his office in Boynton merged with Palm Beach, eliminating the need for his position.

SYKES said since this incident he does not have any other "criminal activity issues", and he has been completely retired since 2023.

When asked why he indicated "NO" on his original application, **SYKES** stated that when he turned in his application at the Gulfstream office, he wanted to leave it blank because he did not have the paperwork to submit with the application. He stated he was told he could not leave it blank, and instead to mark "NO" and he would be contacted to complete a waiver.

A record check of the Association of Racing Commissioners International (ARCI) database reveals Russell Andre **SYKES** Master ID #2326764 and License #14349898 issued by the Florida Division of Pari-Mutel Wagering from 03-27-2025 to 06-25-2025 **(EXHIBIT #4).**

CONTINUATION

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4. ARCI Report 1-4

EXHIBIT 1
PAGE 1

2025 MAR 31 PM 3:26

FLORIDA GAMING CONTROL COMMISSION

MAR 27 2025

BY: .....

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
FGCC PMW-3120 – Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled **"For Division Use Only."**

Social Security Number [redacted]	Birth Date (MM/DD/YYYY) [redacted]	Gender ☒ Male ☐ Female
Last Name: Sykes	First: Russell	Middle: Andre	Suffix:

Have you used, been known as, or called by another name (example – maiden name, pseudonym, nickname) or alias other than the name used on the application? ☐ Yes ☒ No

If yes, list the name or names used: _____

Race/Ethnicity (optional)
☒ Black or African American ☐ Asian or Pacific Islander ☐ Native American or Alaskan Native
☐ White or Caucasian ☐ Hispanic/Latino ☐ Other

Current Mailing Address	Email Address (optional)
10625 Whitewind Cir	

City	State	Zip Code (+4 optional)	Country, if other than USA
Boynton Beach	FL	33473	

Primary Phone Number	Secondary/Cell Phone Number (optional)
561 325 1275	

Current Street Address: 10625 Whitewind Cir

City	State	Zip Code (+4 optional)	Country, if other than USA
Boynton Beach	FL	33473	

Type of Occupational License applying for:
☐ General Individual ☒ Professional Individual
☐ Cardroom Employee

Occupation: Owner

Facility where employed and/or doing business: GULFSTREAM PARK

Does your position require access to the Cardroom? ☐ Yes ☒ No

Is this your first time applying for a racing/gaming license in Florida? ☒ Yes ☐ No

Are you a Supervisor, Manager, or Shareholder of a pari-mutuel permitholder? ☐ Yes ☒ No

Do you own or lease animals intended for racing in Florida? ☒ No ☐ Yes, complete the following:

Stable Name, Kennel Name, or Business Name _____

Trainer Name (horse or greyhound racing only) _____

Type of professional license (attach a copy of Florida professional license):	Florida License Number

FOR DIVISION USE ONLY

License Code 1021 License # 14349858 File # 75030 App # 360893
Association Code 321 Date Received 3-27-25 Entered By CL License Year 2027
License Fee 80 FP Date _____ FP Fee 36 Total Fee $116

☐ Off Temp ☐ Waiver Requested ☐ ARCI ☐ Enforcement ☐ Minor

EXHIBIT 1
PAGE 2

2025 MAR 31 PM 3:26
FLORIDA GAMING CONTROL COMMISSION

☐ Yes ☒ No	Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?
☐ Yes ☒ No	Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions listed must be submitted with this application and you must list the details in the section provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE

☐ Yes ☒ No	Have you ever had a racing/gaming license suspended, revoked, or denied in this or any other state or country? If yes, you must list the details in the section provided below.
☐ Yes ☒ No	Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for obtaining a change, correction, or updating of the FDLE or FBI criminal history are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Florida Gaming Control Commission shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to $1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida, pursuant to Section 550.105, Florida Statutes.

Signature of Applicant

Date 3/27/2025

EXHIBIT 1
PAGE 3

2025 MAR 31 PM 3:26
FLORIDA GAMING
CONTROL COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.flgaming.gov

APPLICATION CHECKLIST – IMPORTANT – Submit all items on the checklist below with your application to ensure faster processing.

ALL License Applicants must submit:

- ☐ Completed Application – Print clearly and complete all sections that are not optional in black or blue ink.
- ☐ Additional Pages – If necessary to respond to any application questions.
- ☐ Supporting Legal Documentation – If needed to respond to background information questions in application.

SUBMIT ONE THREE (3) YEAR LICENSING FEE: * does not include fingerprint fee

☐	Pari-Mutuel General Occupational License - $15.00*	ORI FL925184Z
☐	Pari-Mutuel Professional Occupational License - $80.00*	ORI FL925184Z
☐	Cardroom Employee Occupational License - $100.00*	ORI FL925186Z

SUBMIT ONE FINGERPRINT OPTION:

☐ Electronic Fingerprints: Electronic fingerprints must be submitted to the Division through a law enforcement agency or an FDLE approved Livescan Service Provider. Submit electronic fingerprints with above ORI number.

IMPORTANT: Electronic fingerprint processing fees must be paid directly to the law enforcement agency or FDLE approved Livescan Service Provider.

☐ Fingerprint Card: Fingerprint cards (FD-258) can be mailed to applicants upon request by contacting the Division at the address or phone number below. Completed fingerprint cards must be mailed to the division with your application.

IMPORTANT: Fingerprint card processing fees must be paid to the Division. Visit our website or contact us for the current fee amount.

☐ Fingerprint Resubmission for Renewal Applicants: Applicants timely renewing need only provide the Division a fingerprint resubmission processing fee.

IMPORTANT: Timely submission of renewals must occur within one year of the expiration of applicant's license.

Please mail your completed application, documentation and required fee(s) to:
Florida Gaming Control Commission
Pari-Mutuel Wagering, Licensing Section
4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399
Phone: 850.794.8130

EXHIBIT 1
PAGE 4

2025 JUN 12 PM 1:40

FL
CO[illegible] [illegible]SION

FGCC PMW-3180 – Request for Waiver

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.flgaming.gov

TO: Russell A. Sykes [redacted] _____
Full Legal Name of Applicant | Date of Birth | Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Executive Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Mutuel and Cardroom Applicants:

☐ A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes, or involves cruelty to animals.

☐ Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:

☑ New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

☐ A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Florida Gaming Control Commission will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

1) You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.

2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Russell Sykes
Signature of Applicant

6/4/2025
Date

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM FGCC PMW-3195 – REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

EXHIBIT 1
PAGE 5

Division of Pari-Mutuel Wagering

Licensing Administrator Review of Occupational License

SYKES, RUSSELL ANDRE-14349898
(Applicant's Name– License #)

Case No:

INITIAL APPLICATION RECEIVED:	3/27/2025
Application Deemed Complete:	5/5/2025
If no Request for Waiver received, 90-Day Deadline:	**8/3/2025**

Waiver Requested: ☐No ☒Yes (Pursuant to s.120.60, F.S., the processing timeline requirement has been waived.)
- Waiver Requested 06/12/2025

TL	321-GULFSTREAM PARK	1021-OWNER
Application Processor	Facility (d/b/a name)	Occupation Code / Job Title/Job Title

Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review

Conviction

Did the application accurately reflect the Criminal History Record initially? ☒Yes ☐No

Was a deficiency letter issued to request information related to the offense(s)? ☒Yes ☐No

☒ Felony(s): 1 Count(s) ☐ Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking

☐ Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)

☐ Animal Cruelty (Pari-Mutuel Professons)

Comments:

Arrest Date	Location	Charge	Level	Court Case #	Disposition (or Unknown)
12/28/2015	Washington DC	Charge 1. Fraud	Felony	4:15 CR-00181-ALM-CAN	Guilty

Related Licenses

Check VR License Relations to Determine if Applicant is Related to a Business.

Is the individual applicant related to a business? Yes ☐ No ☒ **If yes, complete sections below.**

Business License Number: | Business Name:

Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes ☐ No ☐

Date Deficiency Letter Issued: | Initials:

Comments:

Licensing Administrator Review

Disposition Confirmation

Disqualifying Convictions/Arrests Confirmed? Yes ☑ No ☐ ☐ Approval

Forward to ☑ Investigations ☐ Legal ☐ Commission | Initials: CH Date: 6/20/2025

Comments:

EXHIBIT 1
PAGE 6

Florida Gaming Control Commission

JULIE I. BROWN, VICE CHAIR
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER
TINA REPP, COMMISSIONER

April 4, 2025

Mr. Russell Andre Sykes
10625 Whitewind Cir
Boynton Beach, Florida 33473

RE: Application No. 260963, Entity 14349898
1021 - PMW Professional Individual Occupational

Dear Mr. Sykes:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- Application is incomplete: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 3 of the application. If you have ever been convicted of or had adjudication withheld for any crime or pled guilty or nolo contendere to any criminal charges, you must list the offenses in the Background Information section and provide court disposition records. Please initial and date any changes made to your application.

  You must list the information on your application, provide arrest reports and court disposition records for the following charges:
  - Washington DC – 12/28/2015

  Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.794.8130.

If you fail to provide the Florida Gaming Control Commission with a complete application by 08/02/2025, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule. Please note that your Temporary License will expire on: 06/25/2025.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions please call 850.794.8130.

Additionally, if needed, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. DBPR PMW 3180 - Request for Waiver and DBPR PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application.

Thank you,

tl
Operations Analyst II

Judy Hodge

From: Cheryl Stubbs
Sent: Friday, June 20, 2025 11:53 AM
To: Judy Hodge
Subject: FW: Investigations Referral-SYKES, RUSSELL ANDRE 1021-FILE-75030 LIC-14349898

Great morning,

fyi

Thank you,

Florida Gaming Control Commission
flgaming.gov

Cheryl Stubbs
Operations Analyst II
Florida Gaming Control Commission
Division of Pari- Mutuel Wagering
1400 W Commercial Blvd
Suite 165
Fort Lauderdale, FL 33309
754.288.1009

The information contained in this transmission is intended solely for the use of the person(s) named herein. If you are not the intended recipient, you are hereby notified that any review, dissemination, distribution or duplication of this communication is strictly prohibited. If you are not the intended recipient, please contact me by reply e-mail and destroy all copies of the original message.

The State of Florida has a very broad public records law pursuant to Chapter 119, Florida Statutes. Most written communications to and from state officials regarding state business are public records, available to the public and media upon request. Therefore, your e-mail communications may be subject to public disclosure. LARGER VIEW

From: Tori Lanier <Tori.Lanier@flgaming.gov>
Sent: Friday, June 20, 2025 9:09 AM
To: Cheryl Stubbs <Cheryl.Stubbs@flgaming.gov>
Cc: Glenda Ricks <Glenda.Ricks@flgaming.gov>; Julio Minaya <Julio.Minaya@flgaming.gov>; Bradford Jones <Bradford.Jones@flgaming.gov>; Derek Washington <Derek.Washington@flgaming.gov>; Ian Campbell <Ian.Campbell@flgaming.gov>; Michelle Futrell <Michelle.Futrell@flgaming.gov>; Cyntoria Harris <Cyntoria.Harris@flgaming.gov>
Subject: Investigations Referral-SYKES, RUSSELL ANDRE 1021-FILE-75030 LIC-14349898

Please open a case for SYKES, RUSSELL ANDRE. All documents and rap sheet have been scanned into OnBase. Note: Waiver routing slip has been scanned in OnBase.

Sincerely,

EXHIBIT 1
PAGE 9

Tori Lanier,
Operations Analyst II
Florida Gaming Control Commission, Office of Operations
4070 Esplanade Way, Tallahassee, FL 32399
(850) 794-8130 Office ~ (850) 536-8714 FAX

FLORIDA
GAMING CONTROL
COMMISSION

EXHIBIT 1
PAGE 10

Florida Gaming Control Commission

JULIE I. BROWN, VICE CHAIR
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER
TINA REPP, COMMISSIONER

April 4, 2025

RECEIVED
2025 MAY -5 PM 12:00
FLORIDA GAMING CONTROL COMMISSION

Mr. Russell Andre Sykes
10625 Whitewind Cir
Boynton Beach, Florida 33473

RE: Application No. 260963, Entity 14349898
1021 - PMW Professional Individual Occupational

Dear Mr. Sykes:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

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  Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

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TL

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Additionally, if needed, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. DBPR PMW-3180 - Request for Waiver and DBPR PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application.

Thank you,

tl
Operations Analyst II

RECEIVED
2025 MAY -5 PM 12:00
FLORIDA GAMING
CONTROL COMMISSION

April 23, 2025

Dear Sirs,

Enclosed is the additional information that you requested. I would like to also add that all required community service was completed in a very short time (at Habitat for Humanity SPBC) and that all fines were paid promptly.

Please note that I was also hired at Habit for Humanity SPBC at the end of my community service requirement and I continued to work there for five and one-half years as a Construction Manager. I was directly involved in the building of 16 new homes for qualified low-income families. This gave me great satisfaction.

Please let me know if you need any additional information.

Thank you

RECEIVED
2025 MAY -5 PM 12:00
FLORIDA GAMING
CONTROL COMMISSION

2025 MAR 31 PM 3:20

FLORIDA GAMING CONTROL COMMISSION

FLORIDA GAMING

2025 MAY -5 PM 12:00

FLORIDA GAMING CONTROL COMMISSION

☐ Yes ☒ No	Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?
☐ Yes ☒ No	Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions listed must be submitted with this application and you must list the details in the section provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
3/29/2016	—	FL	Illegal Contact w/ Govt Offical	Felony	Probation

☐ Yes ☒ No	Have you ever had a racing/gaming license suspended, revoked, or denied in this or any other state or country? If yes, you must list the details in the section provided below.
☐ Yes ☒ No	Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

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I hereby authorize the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for obtaining a change, correction, or updating of the FDLE or FBI criminal history are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Florida Gaming Control Commission shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to $1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida, pursuant to Section 550.105, Florida Statutes.

Signature of Applicant

Date 3/27/2025

EXHIBIT 1
PAGE 14

FILED
OCT - 9 2015
Clerk, U.S. District Court
Texas Eastern

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

UNITED STATES OF AMERICA	§	
	§	NO. 4:15CR181
v.	§	Judge Crone
	§	
RUSSELL SYKES	§	

INFORMATION

THE UNITED STATES ATTORNEY CHARGES:

Count One

Violation: 18 U.S.C. § 207(a)(2)
(Former Government Employee Contacting the Government Within Two Years on a Particular Matter that was Pending Under Employee's Official Responsibility)

On or between May 31, 2011, and September 1, 2011, in the Eastern District of Texas, the defendant, **Russell Sykes**, within two years after the termination of his service and employment as an officer and employee of the United States, that is a manager, Surface Transportation Category Management Center, United States Postal Service, knowingly and willfully made, with the intent to influence, a communication to and appearance before a department and agency of the United States on behalf of another person, in connection with a particular matter in which the United States was a party and had a direct and substantial interest, which the defendant knew or reasonably should have known was actually pending under his official responsibility within a period of one year

before the termination of the defendant's service and employment with the United States, and which involved a specific party or parties at the time that the matter was pending under the defendant's official responsibility.

In violation of 18 U.S.C. § 207(a)(2).

Respectfully submitted,

JOHN M. BALES
UNITED STATES ATTORNEY

M. ANDREW STOVER
Assistant United States Attorney
Texas Bar No. 19349300
101 East Park Boulevard, Suite 500
Plano, TX 75074
tel: (972) 509-1201
fax: (972) 509-1209
email: andrew.stover@usdoj.gov

EXHIBIT 1
PAGE 16

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

UNITED STATES OF AMERICA	§	
	§	NO. 4:15CR
v.	§	Judge
	§	
RUSSELL SYKES	§	

NOTICE OF PENALTY

Count One

Violation: 18 U.S.C. § 207(a)(2)

Penalty: A fine of not more than $250,000 or twice any pecuniary gain to defendant or loss to the victim(s); and/or imprisonment for a period not more than five years; and supervised release of not more than three years.

Special Assessment: $100.00

PROB 7A
Rev. 9/00

Conditions of Probation and Supervised Release

UNITED STATES DISTRICT COURT

FOR THE

EASTERN DISTRICT OF TEXAS

To: Russell Sykes
Address: 10625 Whitewind Circle
Boynton Beach, Florida 33473

Docket Number: 0540 4:15CR00181 - 1

Under the terms of this sentence, the defendant has been placed on probation by the Honorable Amos L. Mazzant, III, United States District Judge for the Eastern District of Texas. The defendant's term of supervision is for a period of 3 years, commencing March 29, 2016.

While on probation, the defendant shall not commit another federal, state, or local crime. The defendant shall not illegally possess a controlled substance.

If the judgment imposed a fine or a restitution obligation, it shall be a condition of probation that the defendant pays any such fine or restitution that remains unpaid at the commencement of the term of supervision in accordance with any Schedule of Payments set forth in the Criminal Monetary Penalties sheet of the judgment. In any case, the defendant should cooperate with the probation officer in meeting any financial obligations.

The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons (supervised release cases only).

☒ The defendant shall not possess a firearm, destructive device, or any other dangerous weapon.

☒ The defendant shall submit to DNA testing as required by law.

For offenses committed on or after September 13, 1994:

The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment or placement on Supervision Type and at least two periodic drug tests thereafter.

☒ The above drug testing condition is suspended based on the Court's determination that the defendant poses a low risk of future substance abuse.

It is the order of the Court that the defendant shall comply with the following standard conditions:

1) The defendant shall not leave the judicial district without the permission of the court or probation officer;

2) The defendant shall report to the probation officer in a manner and frequency directed by the court or probation officer;

3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;

EXHIBIT 1
PAGE 18

4) The defendant shall support his or her dependents and meet other family responsibilities;

5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;

6) The defendant shall notify the probation officer at least ten days prior to any change in residence or employment;

7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substance, except as prescribed by a physician;

8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;

9) The defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;

10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;

11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;

12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;

13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

The special conditions ordered by the Court are as follows:

It is further ordered that the defendant shall pay to the United States a fine of $5000.00, which is due and payable immediately.

It is ordered that the defendant shall pay to the United States a special assessment of $100, which is due and payable immediately.

Any and all financial penalties shall be made payable by cashier's check or money order made out to the United States District Court and forwarded to the Fine and Restitution Section, U.S. Courts, 1910 ESE Loop 323, #287, Tyler, TX 75701.

The defendant shall not incur new credit charges or open additional lines of credit without the approval of the probation officer unless payment of any financial obligation ordered by the Court has been paid in full.

The defendant shall not participate in any form of gambling unless payment of any financial obligation ordered by the Court has been paid in full.

The defendant shall provide the probation officer with access to any requested financial information for purposes of monitoring fine/restitution payments and employment.

The defendant shall perform 100 hours of community service as directed by the probation officer.

Upon a finding of a violation of probation, I understand that the court may (1) revoke supervision, (2) extend the term of supervision, and/or (3) modify the conditions of supervision.

These conditions have been read to me. I fully understand the conditions and have been provided a copy of them.

(signed) _____ March 29, 2016
Defendant Date

_____ March 29, 2016
U.S. Probation Officer/Designated Witness Date

EXHIBIT 1
PAGE 20

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS SHERMAN DIVISION

UNITED STATES OF AMERICA § **JUDGMENT IN A CRIMINAL CASE**
§
v. §
§ Case Number: **4:15-CR-00181-ALM-CAN(1)**
RUSSELL SYKES § USM Number: **25102-078**
§ **Ian Jeremy Goldstein**
§ Defendant's Attorney

THE DEFENDANT:

☒	pleaded guilty to count(s)	**1 of the Information.**
☐	pleaded guilty to count(s) before a U.S. Magistrate Judge, which was accepted by the court.	
☐	pleaded nolo contendere to count(s) which was accepted by the court	
☐	was found guilty on count(s) after a plea of not guilty	

The defendant is adjudicated guilty of these offenses:

Title & Section / Nature of Offense		**Offense Ended**	**Count**
18:207(a)(2), 216(a)(2)	Former Government Employee Contacting The Government Within Two Years On A Particular Matter That Was Pending Under Employee's Official Responsibility	09/01/2011	1

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☐ The defendant has been found not guilty on count(s)

☐ Count(s) ☐ is ☐ are dismissed on the motion of the United States

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

March 29, 2016
Date of Imposition of Judgment

Amos Mazzant
Signature of Judge

AMOS L. MAZZANT, III
UNITED STATES DISTRICT JUDGE
Name and Title of Judge

March 29, 2016
Date

EXHIBIT 1
PAGE 21

DEFENDANT: RUSSELL SYKES
CASE NUMBER: 4:15-CR-00181-ALM-CAN(1)

PROBATION

The defendant is hereby sentenced to probation for a term of:

3 years .

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of placement on probation and at least two periodic drug tests thereafter, as determined by the court.

- ☒ The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. *(Check if applicable.)*
- ☒ The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. *(Check if applicable.)*
- ☒ The defendant shall cooperate in the collection of DNA as directed by the probation officer. *(Check if applicable.)*
- ☐ The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, *et seq.*) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. *(Check, if applicable.)*
- ☐ The defendant shall participate in an approved program for domestic violence. *(Check, if applicable.)*

If this judgment imposes a fine or restitution, it is a condition of probation that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

STANDARD CONDITIONS OF PROBATION

1. the defendant shall not leave the judicial district without the permission of the court or probation officer;
2. the defendant shall report to the probation officer in a manner and frequency directed by the court or probation officer;
3. the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
4. the defendant shall support his or her dependents and meet other family responsibilities;
5. the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
6. the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
7. the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
8. the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
9. the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
10. the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
11. the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
12. the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
13. as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: RUSSELL SYKES
CASE NUMBER: 4:15-CR-00181-ALM-CAN(1)

OTHER CONDITIONS OF PROBATION

The defendant shall pay any financial penalty that is imposed by the judgment.

The defendant shall provide the probation officer with access to any requested financial information for purposes of monitoring fine payments and employment.

The defendant shall not incur new credit charges or open additional lines of credit without the approval of the probation officer unless payment of any financial obligation ordered by the Court has been paid in full.

The defendant shall not participate in any form of gambling unless payment of any financial obligation ordered by the Court has been paid in full.

The defendant shall perform 100 hours of community service as directed by the probation officer.

DEFENDANT: RUSSELL SYKES
CASE NUMBER: 4:15-CR-00181-ALM-CAN(1)

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

	Assessment	Fine	Restitution
TOTALS	$100.00	$5,000.00	$.00

☐ The determination of restitution is deferred until An *Amended Judgment in a Criminal Case (AO245C)* will be entered after such determination.

☐ The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

☐ Restitution amount ordered pursuant to plea agreement $

☐ The defendant must pay interest on restitution and a fine of more than $2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).

☒ The court determined that the defendant does not have the ability to pay interest and it is ordered that:

☒ the interest requirement is waived for the ☒ fine ☐ restitution

☐ the interest requirement for the ☐ fine ☐ restitution is modified as follows:

* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

DEFENDANT: RUSSELL SYKES
CASE NUMBER: 4:15-CR-00181-ALM-CAN(1)

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

A ☒ Lump sum payments of $5100.00 due immediately, balance due

☐ not later than , or

☐ in accordance ☐ C, ☐ D, ☐ E, or ☐ F below; or

B ☐ Payment to begin immediately (may be combined with ☐ C, ☐ D, or ☐ F below); or

C ☐ Payment in equal _____ *(e.g., weekly, monthly, quarterly)* installments of $ _____ over a period of _____ *(e.g., months or years)*, to commence _____ *(e.g., 30 or 60 days)* after the date of this judgment; or

D ☐ Payment in equal *(e.g., weekly, monthly, quarterly)* installments of $ _____ over a period of _____ *(e.g., months or years)*, to commence _____ *(e.g., 30 or 60 days)* after release from imprisonment to a term of supervision; or

E ☐ Payment during the term of supervised release will commence within _____ *(e.g., 30 or 60 days)* after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or

F ☒ Special instructions regarding the payment of criminal monetary penalties:
It is ordered that the Defendant shall pay to the United States a special assessment of $100.00 for Count 1 which shall be due immediately. Said special assessment shall be paid to the Clerk, U.S. District Court.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to: U.S. District Court. Fine & Restitution. 1910 E SE Loop 323 No 287. Tyler, TX 75701

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

☐ Joint and Several
See above for Defendant and Co-Defendant Names and Case Numbers *(including defendant number)*, Total Amount, Joint and Several Amount, and corresponding payee, if appropriate.

☐ Defendant shall receive credit on his restitution obligation for recovery from other defendants who contributed to the same loss that gave rise to defendant's restitution obligation.

☐ The defendant shall pay the cost of prosecution.

☐ The defendant shall pay the following court cost(s):

☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **tsloan**

License

Fed Tax # [redacted] Lic Type **1021 - PMW Professional Individual Occupational** Expires On **06/25/2025**

File # **75030** Name **SYKES, RUSSELL ANDRE** Extended To

License # **14349898** Rank **PIND - Professional Individual Occupational** Renewed On

Entity # **14349898** Lic Status **Closed Upgrade**

Address

Street # **10625** Street **WHITEWIND CIR**

Line 2

Line 3

City **BOYNTON BEACH** State **FL** Zip **33473**

Routing

Other

1st License Date **03/27/2025** Rank Date **03/27/2025** Certificate #

Method **I-S-1018** Status Date **04/03/2025** Certificate Date

Fee Exempt **No** Birth Date [redacted] Renewal Sent

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	IOWN - Individual Animal Owner	03/27/2025	
I	TBRD - Thoroughbred	03/27/2025	
L	321 - Gulfstream Park	03/27/2025	
Y	3YR - 3 Year License	03/27/2025	

Alt Keys

BEST LIC NBR **14349898**

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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

UNITED STATES OF AMERICA	§	
	§	NO. 4:15CR181
v.	§	Judge Crone
	§	
RUSSELL SYKES	§	

FACTUAL BASIS

IT IS HEREBY STIPULATED, by **Russell Sykes** ("**Sykes**"), defendant herein, that the following facts are true and correct, and that he understands and agrees, with the express consent of his counsel, Ian J. Goldstein, that this factual basis may be used by the Court to determine whether his plea is voluntary and knowing and by the probation officer and Court to determine an appropriate sentence for the offense to which he is pleading guilty:

a. **Sykes was a former United States Employee:**

1. **Sykes** entered on duty with the Postal Service in 1969. **Sykes** was promoted to the Postal Career Executive Service 1 position of Manager, Surface Transportation Category Management Center on June 11, 2002. **Sykes** retired from the postal service as Manager, Surface Transportation Category Management Center, Largo, MD, on May 31, 2011.

b. **Within two years after the termination of Sykes' employment with the government, on behalf of a person other that the United States, Sykes made communications to employees of a department and agency of the United States with the intent to influence said department and agency in connect with a particular mater in which the United States was a party; Sykes knew the**

matter was pending under his official responsibility within one year before the termination of his government service; and which involved a specific party at the time that it was pending under Sykes' official responsibility:

2. Alan Ritchey, Inc. (ARI) dates back to 1964. The company received its first mail route in 1968 and its first long-haul route in 1972. In 1983, the company began its trailer lease business when it was awarded the San Francisco Bulk Mail Center contract. The company's trailers are leased to the United States Postal Service for Postal Vehicle Service mail transportation activities. By 2004, there were two companies; ARI, which hauled the mail by truck, and Alan Ritchey, LLC (ARLLC), which provided trailers to the Postal Service.

3. **Sykes**, as manager of the Surface Transportation CMC, managed all contracting activity related to surface transportation, including ground transportation by tractor trailers and leases of trailers. As the manager of that CMC, **Sykes** managed purchasing and supply management functions that supported surface transportation, equipment, supplies and services to ensure the required services and products were obtained timely, at the best value and under established policy and procedures. While working as the Manager, Surface Transportation CMC, **Sykes** was ultimately responsible for contracting matters relating to all highway contract routes (HCR) and HCR suppliers throughout the United States. **Sykes** was also the official contracting officer on high-level contracting projects within the Surface Transportation CMC.

4. One of **Sykes'** responsibilities as the manager was to approve all fuel pooling agreements for HCR contracts. "Pooling" refers to the process that allows suppliers with

EXHIBIT 2
PAGE 2

multiple contracts that utilize the same vehicles in various forms across the contracts to use the collective contract fuel allocation... as the base against which the collective gallon usage is measured.

5. On June 24, 2005, **Sykes** approved a pooling agreement with ARI which incorporated and pooled the fuel for HCR routes. Because **Sykes** approved and signed the pooling agreement that affected each of those contracts, he was personally and substantially involved in a particular matter which involved a specific party, namely, ARI.

6. On May 19, 2009, **Sykes** concurred in a recommendation for contract extension and non-competitive justification for trailer services for several suppliers, including ARI (formerly ARLLC). As a result, the trailer contracts with ARI were extended without competition until June 30, 2011, a month after **Sykes** was to retire. Concurrence on a recommendation regarding action taken on a contract has been determined to be personal and substantial involvement.

As the Manager of the Surface Transportation CMC, all the contracts with ARI were actually pending under **Sykes** official responsibility as an employee within one year before the termination of his employment. **Sykes** knew that the contracts were within his area of responsibility because he signed the pooling agreement for ARI's HCR contracts, and he personally concurred in the non-competitive justification for ARI's trailer contracts

7. On May 26, 2011, five days before his retirement as the Manager, Surface Transportation CMC, **Sykes** sent to his non-Postal Service, private email account a .pdf file containing information relating to renewal offers made by ARI. Specifically, the

attachment contained pricing proposals for HCR contract routes, all scheduled to expire on June 30, 2011. The file was created by ARI and originally transmitted on April 28, 2011 to Postal Service Contracting Officer "FS," in response to the renewal process for the previously mentioned trailer contracts. The file contained three separate pricing proposals for consideration and selection by Postal Service contracting officials.

8. Between June 7, 2011, and July 26, 2011, there were thirty-three instances in which phone contact was made between **Sykes** and representatives of ARI. Between June 3, 2011 and August 29, 2011, **Sykes** contacted Postal Service contracting officials, all of whom are specifically located in Largo, MD and Washington, DC where ARI's contracts are administered, approximately one hundred three times. Additionally, during the same time period, numerous emails were sent between **Sykes**, ARI and Postal Service contracting officials related to the ARI contract negotiations with the postal service.

On June 27, 2011, contract term modifications extending ARI's trailer lease contracts for an additional 18 months were approved by Postal Service Headquarters Contracting Specialist "FS." On June 30, 2011, ARI's trailer lease contracts were extended an additional 18 months, creating new expiration dates of December 31, 2012. The Postal Service finally renewed these contracts with ARI as the incumbent supplier on January 1, 2013, for a term of three years.

9. On July 20, 2011, less than a month after **Sykes'** retirement, ARI issued **Sykes** a business check in the amount of $30,000. **Sykes** subsequently deposited the check into **Sykes'** AmTrust Bank savings account [redacted] on July 21, 2011. By August 1, 2011,

EXHIBIT 2
PAGE 4

the expiring ARI HCR contracts were negotiated. These contracts were more contentious than the trailer contracts. The high volume of telephonic contacts among **Sykes**, ARI, and contracting officials continued up to the agreement concerning the HCR contracts. The $30,000 check to **Sykes** was payment by ARI for **Sykes'** services regarding the trailer and HCR contracts.

c. **Sykes' signature and acknowledgment:**

I have read this factual basis and have discussed it with my attorney. I fully understand the contents of this factual basis and agree without reservation that it accurately describes the events and my acts.

Dated: 9/25/2015

RUSSELL SYKES
Defendant

d. **Defendant's counsel's signature and acknowledgment:**

I have read this factual basis and have reviewed it with my client, **Russell Sykes**. Based upon my discussions with **Sykes**, I am satisfied that he understands the factual basis.

Dated: 9/28/15

IAN J. GOLDSTEIN
Attorney for the Defendant

EXHIBIT 2
PAGE 5

FILED
OCT - 9 2015
Clerk, U.S. District Court
Texas Eastern

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

UNITED STATES OF AMERICA	§	
	§	NO. 4:15CR181
v.	§	Judge CM One
	§	
RUSSELL SYKES	§	

INFORMATION

THE UNITED STATES ATTORNEY CHARGES:

Count One

Violation: 18 U.S.C. § 207(a)(2)
(Former Government Employee Contacting the Government Within Two Years on a Particular Matter that was Pending Under Employee's Official Responsibility)

On or between May 31, 2011, and September 1, 2011, in the Eastern District of Texas, the defendant, **Russell Sykes**, within two years after the termination of his service and employment as an officer and employee of the United States, that is a manager, Surface Transportation Category Management Center, United States Postal Service, knowingly and willfully made, with the intent to influence, a communication to and appearance before a department and agency of the United States on behalf of another person, in connection with a particular matter in which the United States was a party and had a direct and substantial interest, which the defendant knew or reasonably should have known was actually pending under his official responsibility within a period of one year

before the termination of the defendant's service and employment with the United States, and which involved a specific party or parties at the time that the matter was pending under the defendant's official responsibility.

In violation of 18 U.S.C. § 207(a)(2).

Respectfully submitted,

JOHN M. BALES
UNITED STATES ATTORNEY

M. ANDREW STOVER
Assistant United States Attorney
Texas Bar No. 19349300
101 East Park Boulevard, Suite 500
Plano, TX 75074
tel: (972) 509-1201
fax: (972) 509-1209
email: andrew.stover@usdoj.gov

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

UNITED STATES OF AMERICA	§	
	§	NO. 4:15CR
v.	§	Judge
	§	
RUSSELL SYKES	§	

NOTICE OF PENALTY

Count One

Violation: 18 U.S.C. § 207(a)(2)

Penalty: A fine of not more than $250,000 or twice any pecuniary gain to defendant or loss to the victim(s); and/or imprisonment for a period not more than five years; and supervised release of not more than three years.

Special Assessment: $100.00

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

UNITED STATES OF AMERICA,	§	
	§	
	§	
	§	
v.	§	CASE NUMBER 4:15-CR-00181-ALM
	§	
	§	
	§	
RUSSELL SYKES,	§	

FINDINGS OF FACT AND RECOMMENDATION ON GUILTY PLEA BEFORE THE UNITED STATES MAGISTRATE JUDGE

Pursuant to 28 U.S.C. § 636(b), this matter has been referred by the District Court for administration of the guilty plea and allocution under Rule 11 of the Federal Rules of Criminal Procedure.

On December 28, 2015, this cause came before the undersigned United States Magistrate Judge for guilty plea and allocution of the Defendant on Count One of the Information. Count One charges a violation of Title 18 U.S.C. § 207(a)(2) – Former Government Employee Contacting the Government within Two Years on a Particular Matter that was Pending Under Employee's Official Responsibility. After conducting said proceeding in the form and manner prescribed by Fed. R. Crim. P. 11, the Court finds:

a. That the Defendant, after consultation with counsel of record, has knowingly and voluntarily consented to the administration of the Guilty Plea and Allocution in this cause by a United States Magistrate Judge subject to a final approval and imposition of sentence by the District Court.

b. That the Defendant and the Government have entered into a plea agreement which has been filed and disclosed in open court pursuant to Fed. R. Crim. P. 11(c)(2).

c. That the Defendant is fully competent and capable of entering an informed plea, that the Defendant is aware of the nature of the charges and the consequences of the plea, and that the plea of guilty is a knowing and voluntary plea supported by an independent basis in fact containing each of the essential elements of the offense.

IT IS THEREFORE RECOMMENDED that the District Court accept the Plea Agreement and the guilty plea of the Defendant, and that **RUSSELL SYKES** should be finally adjudged guilty of the offense listed above.

SIGNED this 28th day of December, 2015.

Christine A. Nowak
UNITED STATES MAGISTRATE JUDGE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS SHERMAN DIVISION

UNITED STATES OF AMERICA § **JUDGMENT IN A CRIMINAL CASE**
§
v. §
§ Case Number: **4:15-CR-00181-ALM-CAN(1)**
RUSSELL SYKES § USM Number: **25102-078**
§ **Ian Jeremy Goldstein**
§ Defendant's Attorney

THE DEFENDANT:

☒	pleaded guilty to count(s)	**1 of the Information.**
☐	pleaded guilty to count(s) before a U.S. Magistrate Judge, which was accepted by the court.	
☐	pleaded nolo contendere to count(s) which was accepted by the court	
☐	was found guilty on count(s) after a plea of not guilty	

The defendant is adjudicated guilty of these offenses:

Title & Section / Nature of Offense		**Offense Ended**	**Count**
18:207(a)(2), 216(a)(2)	Former Government Employee Contacting The Government Within Two Years On A Particular Matter That Was Pending Under Employee's Official Responsibility	09/01/2011	1

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☐ The defendant has been found not guilty on count(s)

☐ Count(s) ☐ is ☐ are dismissed on the motion of the United States

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

March 29, 2016
Date of Imposition of Judgment

Signature of Judge

AMOS L. MAZZANT, III
UNITED STATES DISTRICT JUDGE
Name and Title of Judge

March 29, 2016
Date

DEFENDANT: RUSSELL SYKES
CASE NUMBER: 4:15-CR-00181-ALM-CAN(1)

PROBATION

The defendant is hereby sentenced to probation for a term of:

3 years .

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of placement on probation and at least two periodic drug tests thereafter, as determined by the court.

☒ The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. *(Check if applicable.)*

☒ The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. *(Check if applicable.)*

☒ The defendant shall cooperate in the collection of DNA as directed by the probation officer. *(Check if applicable.)*

☐ The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, *et seq.*) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. *(Check, if applicable.)*

☐ The defendant shall participate in an approved program for domestic violence. *(Check, if applicable.)*

If this judgment imposes a fine or restitution, it is a condition of probation that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

STANDARD CONDITIONS OF PROBATION

1. the defendant shall not leave the judicial district without the permission of the court or probation officer;
2. the defendant shall report to the probation officer in a manner and frequency directed by the court or probation officer;
3. the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
4. the defendant shall support his or her dependents and meet other family responsibilities;
5. the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
6. the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
7. the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
8. the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
9. the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
10. the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
11. the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
12. the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
13. as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: RUSSELL SYKES
CASE NUMBER: 4:15-CR-00181-ALM-CAN(1)

OTHER CONDITIONS OF PROBATION

The defendant shall pay any financial penalty that is imposed by the judgment.

The defendant shall provide the probation officer with access to any requested financial information for purposes of monitoring fine payments and employment.

The defendant shall not incur new credit charges or open additional lines of credit without the approval of the probation officer unless payment of any financial obligation ordered by the Court has been paid in full.

The defendant shall not participate in any form of gambling unless payment of any financial obligation ordered by the Court has been paid in full.

The defendant shall perform 100 hours of community service as directed by the probation officer.

DEFENDANT: RUSSELL SYKES
CASE NUMBER: 4:15-CR-00181-ALM-CAN(1)

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

	Assessment	Fine	Restitution
TOTALS	$100.00	$5,000.00	$.00

☐ The determination of restitution is deferred until An *Amended Judgment in a Criminal Case (AO245C)* will be entered after such determination.

☐ The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

☐ Restitution amount ordered pursuant to plea agreement $

☐ The defendant must pay interest on restitution and a fine of more than $2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).

☒ The court determined that the defendant does not have the ability to pay interest and it is ordered that:

☒ the interest requirement is waived for the ☒ fine ☐ restitution

☐ the interest requirement for the ☐ fine ☐ restitution is modified as follows:

* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

DEFENDANT: RUSSELL SYKES
CASE NUMBER: 4:15-CR-00181-ALM-CAN(1)

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

A ☒ Lump sum payments of $5100.00 due immediately, balance due

☐ not later than , or

☐ in accordance ☐ C, ☐ D, ☐ E, or ☐ F below; or

B ☐ Payment to begin immediately (may be combined with ☐ C, ☐ D, or ☐ F below); or

C ☐ Payment in equal _____ *(e.g., weekly, monthly, quarterly)* installments of $ _____ over a period of _____ *(e.g., months or years)*, to commence _____ *(e.g., 30 or 60 days)* after the date of this judgment; or

D ☐ Payment in equal *(e.g., weekly, monthly, quarterly)* installments of $ _____ over a period of _____ *(e.g., months or years)*, to commence _____ *(e.g., 30 or 60 days)* after release from imprisonment to a term of supervision; or

E ☐ Payment during the term of supervised release will commence within _____ *(e.g., 30 or 60 days)* after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or

F ☒ Special instructions regarding the payment of criminal monetary penalties:
It is ordered that the Defendant shall pay to the United States a special assessment of $100.00 for Count 1 which shall be due immediately. Said special assessment shall be paid to the Clerk, U.S. District Court.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to: U.S. District Court. Fine & Restitution. 1910 E SE Loop 323 No 287. Tyler, TX 75701

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

☐ Joint and Several
See above for Defendant and Co-Defendant Names and Case Numbers *(including defendant number)*, Total Amount, Joint and Several Amount, and corresponding payee, if appropriate.

☐ Defendant shall receive credit on his restitution obligation for recovery from other defendants who contributed to the same loss that gave rise to defendant's restitution obligation.

☐ The defendant shall pay the cost of prosecution.

☐ The defendant shall pay the following court cost(s):

☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

UNITED STATES OF AMERICA,	§	
	§	
	§	CASE NUMBER 4:15-CR-00181-ALM
	§	
v.	§	
	§	
	§	
RUSSELL SYKES,	§	
	§	

ORDER ADOPTING MAGISTRATE JUDGE'S REPORT AND FINDING DEFEDANT GUILTY ON COUNT ONE OF THE INFORMATION

On this date, the Court considered the Findings of Fact and Recommendation of United States Magistrate Judge Christine A. Nowak regarding Defendant's plea of guilty to Count One of the Information, Title 18 U.S.C. §207 (a)(2), Former Government Employee Contacting the Government Within Two Years on a Particular Matter that was Pending Under Employee's Official Responsibility, in the above-numbered cause. Having conducted a proceeding in the form and manner prescribed by Fed. R. Crim. P. 11, the Magistrate Judge recommends that the Court accept the guilty plea of the Defendant. The Court is of the opinion that the Findings of Fact and Recommendation should be accepted.

It is accordingly ORDERED that the Findings of Fact and Recommendation of the United States Magistrate Judge are hereby ADOPTED.

It is further ORDERED that Defendant's guilty plea and the plea agreement are ACCEPTED by the Court.

It is finally ORDERED that the Court finds Defendant guilty on Count One of the Information.

SIGNED this 5th day of January, 2016.

AMOS L. MAZZANT
UNITED STATES DISTRICT JUDGE

THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS

SHERMAN DIVISION

DATE: 3/29/2016

DISTRICT JUDGE **COURT REPORTER: Jan Mason**

Amos L. Mazzant, III	**COURTROOM DEPUTY:** Debbie McCord
USA vs. RUSSELL SYKES	4:15CR181

ATTORNEY FOR PLAINTIFF	**ATTORNEY FOR DEFENDANT**
Andrew Stover	Ian Goldstein

On this day, came the parties by their attorneys and the following proceedings were held in Sherman, TX:

TIME:	**MINUTES: SENTENCING**
12:59 pm	Court called case, noting appearance of counsel.
	No changes/corrections to PSR.
	Court noted guilty plea to Count 1 of Information.
	TOL: IV, CHC I, 0 - 6 months.
1:02 pm	Court heard from Mr. Goldstein and from Mr. Stover.
1:03 pm	Sentence imposed: Probation 3 years. Standard, special and mandatory conditions. Fine of $5,000.00, due immediately, interest is waived. SA of $100.00.
1:04 pm	Rights of appeal are addressed. Defendant requests cruise travel. Defendant will visit with Probation about getting permission to travel.
1:07 pm	Court is in recess.

CASE NO. DATE:
PAGE 2 - PROCEEDINGS CONTINUED:

TIME:	MINUTES: SENTENCING

DAVID O'TOOLE, CLERK

BY: Debbie McCord
Courtroom Deputy Clerk

Page 12 of 12. 118 total matches.

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
2253114	SYKES	JOHN	HOWARD	[redacted]	None	[redacted]		
2254896	SYKES	JOHN	H		None		TAMPA	FL
2261862	Sykes	Samuel	David		None			
2279812	SYKES	VALENTINO	TREVON ANTONINE		None			
2289252	Sykes	Joseph	W		None		BOSTON	VA
2313780	SYKES	PATIENCE	RENEE		None			
2319791	Sykes	Aniyah	Jache		None		GARYSBURG	NC
2326764	SYKES	RUSSELL	ANDRE		None		BOYNTON BEACH	FL

<< First Page | < Previous Page

EXHIBIT 4
PAGE 1

Comprehensive Licensee Report

ARCI Licensee: RUSSELL ANDRE SYKES

Identification Information

DOB: [redacted]
Country: USA
Sex: Unknown

Licensee's Names

Current Legal Name: RUSSELL ANDRE SYKES

Licensee's Addresses

None

Licensee's Phone Numbers

None

Fingerprint History

None

License History

License Number:	14349898	License Type:	Owner
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	3/27/2025	Expire Date:	6/25/2025
Division:	Horse	Breed:	Unknown

Ruling History

None

Comprehensive Ruling Report

Rulings Against: RUSSELL ANDRE SYKES

Legal Name: RUSSELL ANDRE SYKES
Birth Date:

0 Total Ruling(s) Listed

"Multiple medication violation points and point totals are for advisory and informational purposes only to indicate the existence of regulatory medication violation determinations made by racing regulatory entities in order to notify officials of possible aggravating factors that should be reviewed by officials prior to taking regulatory action. Confirmation of violations should be made directly with the racing regulatory entity responsible."

No Rulings

Drug Ruling Report

Rulings Against: RUSSELL ANDRE SYKES

Legal Name: RUSSELL ANDRE SYKES
Birth Date:

0 Total Ruling(s) Listed

"Multiple medication violation points and point totals are for advisory and informational purposes only to indicate the existence of regulatory medication violation determinations made by racing regulatory entities in order to notify officials of possible aggravating factors that should be reviewed by officials prior to taking regulatory action. Confirmation of violations should be made directly with the racing regulatory entity responsible."

No Rulings

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Chief Attorney
Re: Tamara Levy; Case No. 2025-058041
Date: September 2, 2025

Executive Summary

The Applicant, Tamara Levy seeks a waiver of her disqualifying offenses and issuance of a pari-mutuel wagering professional individual occupational license (the "Application"). The Applicant submitted a completed application for a pari-mutuel wagering professional individual occupational license. Upon review of the Application, it appears the Applicant has been convicted of one felony offense out of Florida. A Division investigator conducted a waiver interview of the Applicant on August 25, 2025, and documented the waiver interview in a report submitted to the Commission for consideration.

Pertinent Facts

On July 2, 2025, the Applicant submitted an application for a pari-mutuel wagering professional individual occupational license to the Division. On this application, the Applicant answered "no" to the question asking if she has been convicted of a disqualifying offense and several felony offenses. On July 21, 2025, the Applicant was issued a deficiency letter by the Division requesting that she provide an updated application and provide court disposition records, and arrest reports regarding arrests from Broward County, Florida in 1995. Upon review of the completed Application, it appears that the Applicant was convicted of the following felony offense:

- Grand Theft in the 3rd Degree out of Broward County, Florida from June 7, 1995.

The Applicant applied for a waiver from the statutory restrictions excluding applicants with disqualifying offenses on July 25, 2025. On August 25, 2025, Commission investigators conducted a waiver interview with the Applicant. The waiver interview is documented in a report included as Exhibit A.

These felony convictions are disqualifying offenses pursuant to section 550.105, Florida Statutes.

Relevant Law

Section 550.105(5)(b), Florida Statutes, provides, in pertinent part that:

> . . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 550.105(5)(d), Florida Statutes, provides that:

> …the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term "conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.

Section 550.105(5)(c), Florida Statutes, provides in pertinent part that:

> "[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the commission."

EXHIBIT

A

LEVY, TAMARA
Case # 2025058041

License Type: Pari-Mutuel Wagering Individual Occupational License (1021)
Occupation: Trainer

Waiver Requested: [✓] Yes [ ] No
[ ] Other: _____

90-Day Deadline: Timeline Waived

Division of Pari-Mutuel Wagering

Licensing Administrator Review of Occupational License

LEVY, TAMARA-1480241	2025-058041
(Applicant's Name– License #)	Case No:

INITIAL APPLICATION RECEIVED:	7/2/2025
Application Deemed Complete:	7/24/2025
If no Request for Waiver received, 90-Day Deadline:	**10/22/2025**

Waiver Requested: ☐No ☒Yes (Pursuant to s.120.60, F.S., the processing timeline requirement has been waived.)
- Waiver Requested 08/05/2025

LJ	320-Tampa Bay Downs	1021-Trainer
Application Processor	Facility (d/b/a name)	Occupation Code / Job Title

Analyst Review

Did the applicant accurately disclose the criminal history record initially? ☐Yes ☒No
Licensing History: Yes Type: 1021 & 1022 Initial license issued **09/06/96** Maintained Continuous licensure? ☒Yes ☐No

Background Information

Was a deficiency letter issued to correct an omission, error, or to request information related to the offense(s)? ☒Yes ☐No
Where all items identified in the deficiency letter addressed? ☒Yes ☐No If no, explain:

☒ Felony(s): 1 Count(s) ☐ Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking

☐ Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)

☐ Animal Cruelty (Pari-Mutuel Professons)

Arrest Date	Location	Charge	Level	Court Case #	Disposition / Sentence	AR	Disp
03/01/1995	Broward County, FL	**Charge 1-** Grand Theft in the 3rd Degree	F	061995CF008308A88810	Adjudication Withheld	No	Yes
		Charge 2- Forgery	F	061995CF008308A88810	No Action	N/A	N/A

Related Licenses

Check VR License Relations to Determine if Applicant is Related to a Business.

Is the individual applicant related to a business? Yes ☐ No ☒ **If yes, complete sections below.**

Business License Number:	Business Name:
Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes ☐ No ☐	
Date Deficiency Letter Issued:	Initials:

Licensing Administrator Review

Disposition Confirmation

Disqualifying Convictions/Arrests Confirmed? Yes ☒ No ☐ ☐ Approval
Disposition Attached for Disqualifier(s)? Yes ☒ No ☐

Deficiency Letter Issued 07/21/2025 ; Application Deemed Complete 07/24/2025
Applicant Eligible for Waiver? Yes ☒ No ☐ If Yes: ☒ Waiver Requested ☐ Failed to Request Waiver

Forward to ☒ **Investigations** ☐ **Legal** ☐ **Commission** Initials: CH Date: *08/26/2025*

Comments:

State of Florida

Department of Business and Professional Regulation

Chronology Report

Case #: 2025058041 **Incident date:** 07/25/2025 **Status:** 106 - Sent to Directors office

Lic Type: 1021 **Disposition:**

Case Type: Complaint

Responsible: elanier - LANIER, EBONIE

Complainant: DIVISION OF PARI-MUTUEL WAGERING
1400 W COMMERCIAL BLVD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: LEVY, TAMARA
4850 NORTHEAST 167TH COURT, WILLISTON, FL 32696

Summary: 320 - TAMPA BAY DOWNS, INC - File 1480241 - License 1480241

Chronology:

Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
08/26/2025	A	79	70	Sent to Director for Review	charris	LEVY, TAMARA
08/06/2025	A	79	440	Incoming Correspondence	jhodge	LEVY, TAMARA
08/06/2025	A	10	15	Assigned to Investigator	dwashingto	LEVY, TAMARA
08/06/2025	R		dwashingto	WASHINGTON, DEREK	jhodge	
08/26/2025	R		charris	HARRIS, CYNTORIA	jhodge	
08/26/2025	R		bjones	JONES, BRADFORD	bjones	
08/27/2025	R		elanier	LANIER, EBONIE	charris	
08/27/2025	S	1021	106	Sent to Directors office	charris	

CH

State of Florida

Department of Business and Professional Regulation

Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	08/26/2025	S	1021	165	Supervisor Review	bjones	
	08/26/2025	S	1021	90	Closed	jhodge	
	08/06/2025	S	1021	20	Under Investigation	jhodge	
	08/06/2025	S	1021	10	Initial Review	jhodge	
	08/26/2025	S	1021	104	Sent to Licensing Section	jhodge	

Allegation:	Code	Description
	WAVR	Waiver of Crim. Conv. or Other Offenses

Violation:	Code	Description	Respondent
	WAVR	61D-5.006	LEVY, TAMARA

CH

ROUTING SLIP
REQUEST FOR WAIVER

RE: LEVY, TAMARA LILLY – 1480241
(APPLICANT'S NAME – LICENSE #)

Case No: 2025 05 8041

1021 – Trainer
Occupation Code and Job Title

320 – Tampa Bay Downs
Facility (d/b/a name)

Waiver Referral Date: AUGUST 6, 2025
(DATE)

Investigations Section: Reviewed by Bradford D. Jones 8/26/2025
(Initial & Date)

The attached "Request for Waiver" file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

Licensing Section: Reviewed by: CH 08/27/2025
(Initial & Date)

(Initial & Date)

Is the applicant currently under suspension, have unpaid fines, been refused a license by any gaming or racing jurisdiction?

[ ] Yes or [✓] No If yes, in what jurisdiction? _____

Investigative Findings:

May 10, 1995	Broward County Sheriff's Office, FL. – Grand Theft – Felony – Pled Guilty – Adjudication Withheld on June 7, 1995 – Sentenced to 2 years' Probation and ordered to pay $1,339.57 in Restitution which has been paid in full.

*Please attach Routing Slip to front of case file

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Joe Dillmore, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**CENTRAL**	**AUGUST 6, 2025**	**2025 05 8041**

Respondent:	Complainant:
LEVY, TAMARA LILLY **a.k.a. LILLY, TAMARA** **4850 NE 167 COURT** **WILLISTON, FLORIDA 32696**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 WEST COMMERCIAL BOULEVARD, SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License / Type:	Profession:	Report Date:
1480241 / 1021	**TRAINER**	**August 26, 2025**

Period of Investigation:	Type of Report:
AUGUST 6, 2025, through August 26, 2025	**Final**

Basis of Investigation: This investigation is predicated upon the submission of **TAMARA L. LEVY's** State of Florida Cardroom Occupational License Applications dated July 2, 2025, July 17, 2025, and July 24, 2025 along with her Request for Waiver dated July 25, 2025.

On July 2, 2025, **LEVY** submitted an online renewal application for a Professional Individual Occupational License (1021) as a Thoroughbred Owner at Tampa Bay Downs. On July 17, 2025 she submitted a standard paper form 3120 application for an Individual Occupational License as a Trainer to work at the Oakridge Training Center in Morriston, Florida. On both applications, she answered "No" to the question, "Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?" **LEVY** failed to disclose a 1995 Felony offense for Grand Theft in Broward County, Florida **(EXHIBIT #1).**

Upon receipt of **LEVY's** FDLE Criminal History Report, PMW Licensing sent her a Deficiency Letter on July 21, 2025, requesting that she list on her application and provide related arrest report(s) and court disposition records for the following arrest:

- Broward County, Florida Arrest(s) – 03/01/1995 (Grand Theft).

On July 24, 2025, **LEVY** submitted an amended [Trainer] application listing 1995 felony offenses for Grand Theft and Forgery along with all requested documents.

Related Case:

Approved by Investigations Manager / Date	Chief of Investigations / Date
/s/ C. Derek Washington C. Derek Washington / August 26, 2025	/s/ Bradford D. Jones Bradford D. Jones / August 26, 2025

CONTINUATION

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 05/10/1995	**Arresting Agency:** Broward County Sheriff's Office, FL.				
OFFENSE					
Charge(s):		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Grand Theft 3rd Degree	Felony	Guilty	Adj. Withheld	06/07/1995
2					
3					
4					

SENTENCE
2 years' Probation and pay $1,339.57 in Restitution.

Additional Information: The Forgery offense she listed on her application was dropped. All costs have been paid **(EXHIBIT #2).**

Arrest 2					
Date of Arrest:	**Arresting Agency:**				
OFFENSE					
Charge(s):		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE

Additional Information:

CONTINUATION

CRIMINAL HISTORY

Arrest 3

Date of Arrest:	Arresting Agency:

OFFENSE

	Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE

Additional Information:

Arrest 4

Date of Arrest:	Arresting Agency:

OFFENSE

	Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE

Additional Information:

CONTINUATION

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?	X	
Does the Applicant possess an Occupational License from other jurisdictions?		X

1. License Type: 1021 - Trainer

Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
06/21/2022	**06/30/2025**	**1480241**	**Florida PMW**

	YES	NO
Has License ever been suspended or revoked?	X	
Was any derogatory information received?	X	

Additional Comments: **LEVY** held a PMW license from 1997 to 2025. A check of ARCI reveals she has 11 violations related to failing to report the death of a horse, medication and drug violations concerning animals, and trainer responsibility **(EXHIBIT #4).**

2. License Type:

Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:

	YES	NO
Has License ever been suspended or revoked?		
Was any derogatory information received?		

Additional Comments:

3. License Type:

Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:

	YES	NO
Has License ever been suspended or revoked?		
Was any derogatory information received?		

Additional Comments:

4. License Type:

Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:

	YES	NO
Has License ever been suspended or revoked?		
Was any derogatory information received?		

Additional Comments:

CONTINUATION

WAIVER INTERVIEW

	YES	NO
Was a Waiver Interview Conducted?	X	

Date of Interview:	Location of Interview:
August 25, 2025	Telephone

	YES	NO
Was the applicant cooperative?	X	
Additional Comments:		

SUMMARY OF INTERVIEW:

During her interview, Ms. **LEVY** said that 30 years ago, when she was much younger, she made a serious mistake by signing her mother's name on a check and cashing it. **LEVY** said her mother, angry and wanting to teach her a lesson, called the police. Though her mother eventually did not want charges pressed, the State Attorney's Office proceeded to prosecute. **LEVY** stated she spent time in jail and pleaded no contest. She repaid the money, was put on probation, and completed the probationary period.

LEVY stated the experience taught her a lasting lesson. While on probation, she secured a job with a large farm and applied for her first PMW license, disclosing her situation to the Stewards. Since then, she has worked in the industry, not repeating that mistake.

When asked why she did not list the above offense on her current application, **LEVY** explained that she did not list the offense because it occurred over 30 years ago, and she believed it had been fully resolved at that time. She stated that when she first applied for a license, she was on probation and disclosed the offense directly to the Steward's Office. After reviewing her situation, they explained that because it was a withheld adjudication, she could move forward and be granted the license.

She stated that since then, she has consistently answered the question the same way. Because the case resulted in an adjudication withheld rather than a conviction, she did not believe she was required to disclose it further.

CONCLUSION:

Ms. **LEVY** was initially licensed in 1996, at which time the listed offense was not considered disqualifying because adjudication had been withheld. However, in 2010, Florida Statute 550.105(d) was amended to re-define the term "convicted" to include being found guilty—whether or not adjudication was withheld—based on a plea of guilty or nolo contendere.

Status: Closed by Investigations and forwarded to Licensing.

CONTINUATION

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RECEIVED
By Glenda Ricks at 3:17 pm, Aug 08, 2025

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING
www.myfloridalicense.com

TO: Tamara Lilly-Levy [redacted]
Full Legal Name of Applicant Date of Birth Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Division Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Mutuel and Cardroom Applicants:

☐ A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes, or involves cruelty to animals.

☐ Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:

X New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

☐ A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Division Director will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

1) You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.

2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Tamara Lilly-Levy — July 25, 2025
Signature of Applicant **Date**

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM DBPR PMW-3186 – REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update | Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **jhodge**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type **1021 - Pari-Mutuel Wagering Individual Occupational** Status **90 Closed** Status Date **08/26/2025**

Complaint # **2025058041** Case Type **CMP - Complaint** Disposition Disposition Date

Docket# Respondent **LEVY, TAMARA** Responsible **bjones - JONES, BRADFORD** **Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source **LIC - Licensee** Security Level **1**

Form **WALK - Walk-in** Priority **1**

Class'n **IIIB - Waivers** Complexity **R - Regular**

Security **STND - Standard** Incident **07/25/2025**

Region **CR - Central Region** Received **08/06/2025**

Reference

Entered **08/06/2025** Entered By **jhodge**

Summary **320 - TAMPA BAY DOWNS, INC - File 1480241 - License 1480241**

Updated **08/26/2025 13:51:51** By **jhodge**

Parties | Activities | Allegations | Discipline | Violations | Compliance | Related | Disposition | Inspection | Costs | Time Tracking | Auto Assign | Attachments | History | Work Notes | Print Report

Change | Save | OK | Cancel | Back

Get Adobe Reader.

DBPR On-Line Services

If you need to mail additional information to DBPR please include this coversheet.

License Type:	**Professional Individual Occupational**
Application Type:	**Renewal for Professional Individual Occupational License**
File Number:	**28331**
Application Number:	**263533**
License Number:	**PIN1460241**
Application Date:	**07/02/2025 (mm/dd/yyyy)**
Last Name:	**LEVY**
First Name:	**TAMARA**

If you have additional documentation, please mail to:
DBPR - Division of Pari-Mutuel Wagering
Licensing Section
2601 Blair Stone Road
Tallahassee, FL 32399-1037

If you have any questions or need assistance completing this application, please call the Office of Operations - Licensing at 850-488-3211 or email call.center@dbpr.state.fl.us.

State of Florida
Department of Business and Professional Regulation
2601 Blair Stone Road
Tallahassee, FL 32399

Application Summary

Thank you for submitting your application online.
If there are deficiencies in your application renewal, the application will require further review.

Profession

License Type:	**Professional Individual Occupational**
Application Number:	**263533**
Application Type:	**Renewal for Professional Individual Occupational License**
Application Date:	**07/02/2025 (mm/dd/yyyy)**
License Number:	**PIN1480241**
File Number:	**28331**

Personal Detail

First Name:	**TAMARA**
Last Name:	**LEVY**
Birthdate:	[redacted] **(mm/dd/yyyy)**
Gender:	**Female**
Race:	**White**

Addresses

Name:	**TAMARA LEVY**
Phone Number:	**954-557-5409**
Current Mailing Address:	**4850 Ne 167ct** **williston, FL** **32696** **US**
Phone Number:	**954-691-7012**
Extension:	
E-mail Address:	**STARTERQUEEN@GMAIL.COM**

License Related Addresses

Current Street Address:	**4850 Ne 167 ct** **williston, FL** **32696** **US**
Phone Number:	**954 6917012**
Extension:	
E-mail Address:	**starterqueen1@gmail.com**

Facility

Pari-Mutuel Facility Where Employed and/or Doing Business With:	**Tampa Bay Downs**

Prior Name Questions

Have you used, been known as, or called by another name (example - maiden name, pseudonym, nickname) or alias other than the one you provided for this application?	**No**

Cardroom Access

Does your position require access to the Cardroom?	**No**

Track Management

Are you a Supervisor, Manager, or Shareholder of a business with a pari-mutuel permit?	**No**

Animal Owner

Do you own or lease animals intended for racing in Florida?	**Yes**

Criminal History Background Questions

Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?	**No**
Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?	**No**

Racing/Gaming License Background Question

Have you ever had a racing or gaming license revoked or denied in this or any other state or country?	**No**
Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine?	**No**

Attachments

By submission of this application you affirmed the following:
Under the Federal Privacy Act, disclosures of Social Security numbers are voluntary unless specifically required by federal statute. In this instance, Social Security numbers are mandatory pursuant to Title 42 United States Code, section 653, 654, and 666(a), and section 550.105(10)(a), 409.2557, 409.2577, and 409.2598, Florida Statutes. Social Security numbers must be recorded on all professional and occupational license applications and will be used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as if made under oath. To the best of my knowledge, all information contained on this application is true and correct. I understand that falsification of any information on this application may result in administrative action, including fines up to $1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida, pursuant to Section 550.105, Florida Statutes.

RECEIVED
JUL 17 2025
BY: TB

2025 JUL 21 PM 3:50
FLORIDA GAMING CONTROL COMMISSION

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
FGCC PMW-3120 – Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION

Social Security Number	Birth Date (MM/DD/YYYY)	Gender
[redacted]	[redacted]	☐ Male ☑ Female

Last Name	First	Middle	Suffix
Levy	Tamara	L.	

Have you used, been known as, or called by another name (example – maiden name, pseudonym, nickname) or alias other than the name used on the application? ☐ Yes ☑ No

If yes, list the name or names used: _____

Race/Ethnicity (optional)
☐ Black or African American ☐ Asian or Pacific Islander ☐ Native American or Alaskan Native
☑ White or Caucasian ☐ Hispanic/Latino ☐ Other

Current Mailing Address	Email Address (optional)
4850 NE 16th Ct	Starterqueen1@gmail.com

City	State	Zip Code (+4 optional)	Country, if other than USA
Williston	FL	32696	

Primary Phone Number	Secondary/Cell Phone Number (optional)
954-691-7012	

Current Street Address
Same

City	State	Zip Code (+4 optional)	Country, if other than USA

Type of Occupational License applying for:
☐ General Individual ☑ Professional Individual
☐ Cardroom Employee

Occupation: trainer

Facility where employed and/or doing business: Oakridge Training Center

Does your position require access to the Cardroom? ☐ Yes ☑ No

Is this your first time applying for a racing/gaming license in Florida? ☐ Yes ☑ No

Are you a Supervisor, Manager, or Shareholder of a pari-mutuel permitholder? ☐ Yes ☐ No

Do you own or lease animals intended for racing in Florida? ☐ No ☑ Yes, complete the following:

Stable Name, Kennel Name, or Business Name: TBL Racing Corp.

Trainer Name (horse or greyhound racing only): Tamara Levy

TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMTS ONLY

Type of professional license (attach a copy of Florida professional license):	Florida License Number

EXHIBIT #1
PAGE 6/12

FOR DIVISION USE ONLY

License Code 1021 License # 1480241 File # 28231 App # 263533
Association Code 320 Date Received 7/17/25 Entered By TB License Year 2028
License Fee — FP Date 7/17/25 FP Fee — Total Fee —
☐ Off Temp ☐ Waiver Requested ☐ ARCI ☐ Enforcement ☐ Minor

TCN # TPTS2P0000000966 (2020 OPEN) Payment On-line

2025 JUL 21 PM 3:50

FL GAMING CONTROL COMMISSION

RECEIVED
JUL 17 2025
BY: JB

FGCC PMW-3120 – Individual Occupational License Application

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.flgaming.gov

APPLICATION **CHECKLIST – IMPORTANT – Submit all items on the checklist below with your application to ensure faster processing.**

ALL License Applicants must submit:

☑ Completed Application – Print clearly and complete all sections that are not optional in black or blue ink.

☑ Additional Pages – If necessary to respond to any application questions.

☐ Supporting Legal Documentation – If needed to respond to background information questions in application.

SUBMIT ONE THREE (3) YEAR LICENSING FEE: * does not include fingerprint fee

☐	Pari-Mutuel General Occupational License - $15.00*	ORI FLS251342
☐	Pari-Mutuel Professional Occupational License - $50.00*	ORI FLS251842
☐	Cardroom Employee Occupational License - $100.00*	ORI FL2251682

App On-Line payment

SUBMIT ONE FINGERPRINT OPTION:

☑ Electronic Fingerprints: Electronic fingerprints must be submitted to the Division through a law enforcement agency or an FDLE approved Livescan Service Provider. Submit electronic fingerprints with above ORI number.

IMPORTANT: Electronic fingerprint processing fees must be paid directly to the law enforcement agency or FDLE approved Livescan Service Provider.

☐ Fingerprint Card: Fingerprint cards (FD-258) can be mailed to applicants upon request by contacting the Division at the address or phone number below. Completed fingerprint cards must be mailed to the division with your application.

IMPORTANT: Fingerprint card processing fees must be paid to the Division. Visit our website or contact us for the current fee amount.

☐ Fingerprint Resubmission for Renewal Applicants: Applicants timely renewing need only provide the Division a fingerprint resubmission processing fee.

IMPORTANT: Timely submission of renewals must occur within one year of the expiration of applicant's license.

Please mail your completed application, documentation and required fee(s) to:
Florida Gaming Control Commission
– Pari-Mutuel Wagering, Licensing Section
4070 Esplanade Way, Suite 260, Tallahassee, Florida 32399
Phone: 850.794.8130

EXHIBIT #1
PAGE 7/12

2025 JUL 21 PM 3:50

RECEIVED
JUL 17 2025

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NEEDED)

☐ Yes ☑ No	Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?
☐ Yes ☑ No	Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions listed must be submitted with this application and you must list the details in the section provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE

☐ Yes ☑ No	Have you ever had a racing/gaming license suspended, revoked, or denied in this or any other state or country? If yes, you must list the details in the section provided below.
☐ Yes ☑ No	Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for obtaining a change, correction, or updating of the FDLE or FBI criminal history are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Florida Gaming Control Commission shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to $1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida, pursuant to Section 550.105, Florida Statutes.

Signature of Applicant

Date 7/17/25

EXHIBIT #1
PAGE 8/12

Amended

RECEIVED
JUL 17 2025
BY: YB

2025 JUL 17 PM 4:23
FLORIDA GAMING CONTROL COMMISSION

RECEIVED
JUL 24 2025
By PNWEmail

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
FGCC PMW-3120 – Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION

Social Security Number	Birth Date (MM/DD/YYYY)	Gender
[redacted]		☐ Male ☑ Female

Last Name	First	Middle	Suffix
Lewy	Tamara	L.	

Have you used, been known as, or called by another name (example – maiden name, pseudonym, nickname) or alias other than the name used on the application? ☒ Yes ☐ No

If yes, list the name or names used: Tamara Lilly

Race/Ethnicity (optional)
☐ Black or African American ☐ Asian or Pacific Islander ☐ Native American or Alaskan Native
☑ White or Caucasian ☐ Hispanic/Latino ☐ Other

Current Mailing Address	Email Address (optional)
4850 N.E 16 7 ct	Starterqueen1@gmail.com

City	State	Zip Code (+4 optional)	County, if other than USA
Williston	FL	32696	

Primary Phone Number	Secondary/Cell Phone Number (optional)
954-691-7012	

Current Street Address: Same

City	State	Zip Code (+4 optional)	County, if other than USA

Type of Occupational License applying for:
☐ General Individual ☑ Professional Individual
☐ Cardroom Employee

Occupation: trainer

Facility where employed and/or doing business: Oakridge Training Center

Does your position require access to the Cardroom?
☐ Yes ☑ No

Is this your first time applying for a racing/gaming license in Florida?
☐ Yes ☑ No

Are you a Supervisor, Manager, or Shareholder of a pari-mutuel permitholder? ☐ Yes ☒ No

Do you own or lease animals intended for racing in Florida? ☐ No ☑ Yes, complete the following.

Stable Name, Kennel Name, or Business Name: TBL Racing Corp.

Trainer Name (horse or greyhound racing only) Tamara Lewy

TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMTs ONLY

Type of professional license (attach a copy of Florida professional license)	Florida License Number

FOR DIVISION USE ONLY

License Code 1021 License # 1480241 File # 28231 App # 263532
Association Code 320 Date Received 7/17/25 Entered By YB License Year 2026
License Fee — FP Date 7/17/25 FP Fee — Total Fee —
☐ Off Temp ☐ Waiver Requested ☐ ARCI ☐ Enforcement ☐ Minor

FGCC PMW-3120, Effective 08-01-2020, Rule 75-8.001, F.A.C. Page 2 of 3

TCN # PT52P0000000966 (2020 OPEN) Payment On-line

SUPPDOC for online app

Amended #1480241

2025 JUL 17 PM 4:23

RECEIVED
JUL 17 2025
By PMW Email

FLORIDA GAMING

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NEEDED)

☐ Yes ☑ No — Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false returns to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

☒ Yes ☐ No — Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions listed must be submitted with this application and you must list the details in the section provided below.

DATE OF CONVICTION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
6-7-95	Broward	FL	grand theft	felony	probation
6-7-95	Broward	FL	forgery	felony	probation

☐ Yes ☑ No — Have you ever had a racing/gaming license suspended, revoked, or denied in this or any other state or country? If yes, you must list the details in the section provided below.

☐ Yes ☑ No — Is any racing or gaming license you hold currently suspended or subject to other disciplinary action in another state? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details of charges and disciplines.

If you answered yes to any of the questions above, provide details here:

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2564, and 409.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational licenses applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of screening and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for obtaining a change, correction, or updating of the FDLE or FBI criminal history are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Florida Gaming Control Commission must be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am prepared to execute this application as required by Section 550.75, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to $1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida, pursuant to Section 550.105, Florida Statutes.

Signature of Applicant

July 24, 25
Date

EXHIBIT #1
PAGE 10/12

7.

DBPR PMW-3195 – Request for Release of Information and Authorization to Release Information

RECEIVED
JUL 24 2025
By PMW Email

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING
www.myfloridalicense.com

PERSONAL INFORMATION

Social Security Number/Federal Employer ID Number [redacted]

IF INDIVIDUAL APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION

Last Name	First	Middle	Title	Suffix
Lilly-Levy	Tamara	Leigh		

Birth Date (MM/DD/YYYY) [redacted]

IF BUSINESS APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION

Representative's Name Last	First	Middle	Title	Suffix

Permitholder Name

Official Capacity

ATTEST STATEMENT

I, Tamara Lilly-Levy, do hereby instruct all law enforcement
(name of applicant/representative)
or criminal justice agencies, present and former employers or institutions with whom I or my businesses have a present or past business relationship, as well as all present or past social associates to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Department of Business and Professional Regulation.

I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Additionally, I do release such individuals or entities from any and all liability due to the release of information requested.

Tamara Lilly-Levy
(if individual applicant - legal name and any nickname or alias in parentheses)

Applicant/Representative Signature: Tamara L. Levy Date: 7-21-25

NOTARIZATION

The foregoing application was sworn to and subscribed before me this 21 Day of July 20 25,

by Tamara Lilly Levy, Tamara L. Levy
Type or print name of applicant Signature of applicant

who is personally known to me or who has produced the following as identification

Florida DL
Type of identification

Megan Dooley
Signature of person taking acknowledgment

Notary Seal
(Rubber Stamp and Expiration)

MEGAN DOOLEY
Notary Public - State of Florida
Commission # HH 463468
My Comm. Expires Apr 21, 2029
Bonded through National Notary Assn.

[redacted]

RECEIVED
2025 JUL 17 PM 4:23
FLORIDA GAMING
CONTROL COMMISSION

EIVED
JUL 17 2025
BY: B

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **charris**

License

Fed Tax # [redacted] Lic Type **1021 - PMW Professional Individual Occupational** Expires On **06/30/2025**

File # **28331** Name **LEVY, TAMARA** Extended To

License # **1480241** Rank **PIND - Professional Individual Occupational** Renewed On **06/21/2022**

Entity # **1480241** Lic Status **Lic Expired**

Licensee | History | Notes | Notes History | Back

Address

Street # **4850** Street **NE 167 CT**

Line 2

Line 3

City **WILLISTON** State **FL** Zip **32696**

Routing

*Previously Licensed

*No Temp Issued

*No ARCI Findings

*CCIS findings

*No additional enforcement cases.

Other

1st License Date **07/05/2019** Rank Date **06/21/2022** Certificate #

Method **I-S-1024** Status Date **07/01/2025** Certificate Date **09/26/2001**

Fee Exempt **No** Birth Date [redacted] Renewal Sent

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
A	ENFO - Enforcement Alert	07/25/2025	Represented by Attorney
C	TRNR - Trainer	02/17/2010	
I	TBRD - Thoroughbred		
L	320 - Tampa Bay Downs	07/17/2025	
Y	3YR - 3 Year License		

Alt Keys

BEST LIC NBR **PIN1480241**

Get Adobe Reader.

State of Florida Vs. Lilly, Tamara

Broward County Case Number: 95008308CF10A
State Reporting Number: 061995CF008308A88810
Court Type: Felony
Case Type: Felony
Filing Date: 05/12/1995
Case Status: Closed
Court Location: Central Courthouse
Judge ID / Name: Mastrarrigo - FB, Lorena V`
Magistrate Id / Name: N/A
BCCN: 0168584

− Party(ies)

Total: 4

Party Type	Party Name	Address	Attorneys / Address Denotes Lead Attorney
Defendant	**Lilly, Tamara** **Gender:** Female **Race:** White **Language:** English (American) **Complexion:** Fair **Height:** 5'2" **Weight:** 145 **Eye:** Blue **Hair:** Bald **DOB:** [redacted] **Birth City:** Beckly **Birth State:** WV	18132 SW 50 Ct Ft Laud, FL 33331	*Public Defender* *Public Defender* *Bar ID: 88888888* ***Status: Removed 06/07/1995***
Bond Insurance Company	**Allegheny Casualty Company**		
Bond Company	**David Stern Bail Bonds**		
State	**State of Florida**		

− Charge(s)

Total: 2

EXHIBIT #2
PAGE 1/6

Offense Date	Charge	Degree	Detail
03/01/1995	1	(F3)	**Grand Theft in the 3rd Degree** Date Filed: 03/01/1995 Current Statute: (F3)812.014(2)(c) Filing Type: SAO Information Filing Agency: Broward Sheriff Office/Cooper City Original Statute: (F3)812.014(2)(c)-Grand Theft in the 3rd Degree
03/01/1995	2	(F3)	**Forgery** Date Filed: 03/01/1995 Current Statute: (F3)831.01 Filing Type: No Information Filing Agency: Broward Sheriff Office/Cooper City Original Statute: (F3)831.01-Forgery

− Warrant(s)

Total: 0

There is no Warrant information available for this case.

− Bond(s)

Total: 2

Posted Date	Charge(s)	Detail	Status
05/10/1995	1	**Bond# 459744** **(InActive)** Bond Type: Surety Bond Bond Company: David Stern Bail Bonds Insurance Company: Palmetto Surety Bond Amount: $1000.00 Surety Comment: InsCo: AMCC-ALLEGHENY MUTUAL CASUALTY	05/10/1995 POSTED 05/12/1995 DISCHARGED
05/10/1995	2	**Bond# 459745** **(InActive)** Bond Type: Surety Bond Bond Company: David Stern Bail Bonds Insurance Company: Palmetto Surety Bond Amount: $1000.00 Surety Comment: InsCo: AMCC-ALLEGHENY MUTUAL CASUALTY	05/10/1995 POSTED 05/12/1995 DISCHARGED

− Arrest(s)

Total: 2

EXHIBIT #2
PAGE 2/6

Arrest Date	Charge	Arrest Number	Detail
05/10/1995	1	CC95000321	**Arrest** Name At Arrest: Lilly, Tamara Leigh Offense: Grand Theft in the 3rd Degree Degree: (F3) Bond Amount: $1000.00 Bond Type: Not Applicable Statute: 812.014(2)(c) OBTS Number: 8888888888
05/10/1995	2	CC95000321	**Arrest** Name At Arrest: Lilly, Tamara Leigh Offense: Forgery Degree: (F3) Bond Amount: $1000.00 Bond Type: Not Applicable Statute: 831.01 OBTS Number: 8888888888

− Disposition(s)

Total: 2

Offense Date	Charge	Disposition(s)
03/01/1995	1	**Plea(s)** **06/07/1995 Plea** Arraignment Guilty **Disposition(s)** **06/07/1995 Disposition** Adjudication Withheld **Sentence(s)** **06/07/1995 Sentence** (Judicial Officer(s): Zeidwig, Howard) Comment (Docketrac Sentence Record Note: Cos $5 Per Month) Charge Reopen Status (12/11/1996, Closed, 1) State Probation (2 Year(s) 0 Month(s) 0 Day(s), Start Date: 06/07/1995, End Date: 12/11/1996) Restitution ($1,339.57, Due: 12/31/9999) Provisions: Provisions (Reduce Cost of Supervision, Waive Trust Fund, Waive Victim Fee) Special Provisions(Defendant Sentenced Under Sentencing Guidelines)
03/01/1995	2	**Disposition(s)** **05/25/1995 Disposition** No Information

EXHIBIT #2
PAGE31/6

− Collection(s)

Charge	Citation Number	Total Imposed Amount	Total Amount Paid	Current Amount Due	Last Payment Date	Last Payment Amount	Due Date

− Event(s) & Document(s)

Total: 15

Date	Description	Additional Text	View / Pages
12/11/1996	**File Order Granting Def Motion To Terminate Probation**		
12/11/1996	**Hrg Held On Defense Motion To Terminate Probation**	Ct Rept M. Eak	
11/22/1996	**File Defense Motion To Terminate Probation**		
11/22/1996	**File Defense Notice Of Hearing**	December 11,1996/mot To Terminate Probation	
08/25/1995	**File Acknowledgement -Waiver Of Rights**		
08/25/1995	**File Order Of Modification Of Probation**		
06/07/1995	**Broward County Supervision**	Count(s):<|001|> Amount: $50.00	
06/07/1995	**Arraignment Held**	Ct Rept M. Eak	
06/07/1995	**Defendant Allowed 15 Days to File Motions**		
06/07/1995	**File Fingerprint Form**		
06/07/1995	**File Oath Of Indigency & Order Appointing Counsel**		
06/07/1995	**File Order Of Probation**		
06/07/1995	**File Sentencing Guidelines**		
05/11/1995	**File Surrender Slip**	2 Stern #459745 & #459744	
05/10/1995	**Bond Posted**	(2) Stern	

- Hearing(s)

Total: 0

There is no Disposition information available for this case.

- Related Case(s)

Total: 0

There is no related case information available for this case.

EXHIBIT #2
PAGE 5/6

State of Florida

Department of Business and Professional Regulation

Enforcement Search Listing

Rec Lic Type	Number	Entered	Source	Status	Incident	Disp	Respondent Name	Lic Type	File No	Lic No	Pub Cas
1021	2022001734	05/31/2022	LAB	90	11/27/2021	90	LEVY, TAMARA	1021	28331	1480241	FINL
1021	2021055093	02/18/2022	LAB	90	11/05/2021	250	LEVY, TAMARA	1021	28331	1480241	FINL
1021	2021054443	02/18/2022	LAB	90	10/17/2021	250	LEVY, TAMARA	1021	28331	1480241	FINL
1021	2020002870	03/04/2020	LAB	90	12/28/2019	60	LEVY, TAMARA	1021	28331	1480241	FINL
1021	2019052905	10/29/2019	INTN	90	10/16/2019	317	LEVY, TAMARA	1021	28331	1480241	CC
1021	2019041998	01/12/2022	LAB	90	07/28/2019	250	LEVY, TAMARA	1021	28331	1480241	FINL
1021	2019039170	02/20/2020	INTN	90	07/26/2019	60	LEVY, TAMARA	1021	28331	1480241	FINL
1021	2019004089	02/08/2019	INTN	90	01/24/2019	317	LEVY, TAMARA	1021	28331	1480241	CC
1021	2017022608	07/11/2017	LAB	90	04/15/2017	250	LEVY, TAMARA	1021	28331	148024[illegible]	FINL
1021	2016024958	04/07/2017	LAB	90	04/28/2016	323	LEVY, TAMARA	1021	28331	1480241	CC
1021	2016020501	04/07/2017	LAB	90	03/30/2016	323	LEVY, TAMARA	1021	28331	1480241	CC
1021	2014020324	06/09/2014	INTN	90	05/09/2014	317	LEVY, TAMARA	1021	28331	1480241	CC
1021	2014004502	03/25/2014	LAB	90	12/29/2013	250	LEVY, TAMARA	1021	28331	1480241	FINL
1021	2013043221	03/25/2014	LAB	90	09/29/2013	250	LEVY, TAMARA	1021	28331	148024[illegible]	FINL
1021	2013034306	08/25/2014	LAB	90	08/04/2013	250	LEVY, TAMARA	1021	28331	1480241	FINL
1021	2013007796	03/19/2013	LAB	90	01/30/2013	250	LEVY, TAMARA	1021	28331	1480241	FINL
1021	2012029995	08/07/2012	LAB	90	06/15/2012	250	LEVY, TAMARA	1021	28331	1480241	FINL

LICENSES

Licensee Search

Licensee:TAMARA LILLY LEVY

No Picture Available

Reports on TAMARA LILLY LEVY

Comprehensive Ruling Report
Drug Ruling Report (Last 5 Years)
Comprehensive Licensee Report

Identification Information

Add a New Identification Record

Date of Birth	Federal ID/SSN	Country	Sex
[redacted]	[redacted]	USA	Unknown

Name Information

Add a New Name Record

Name Type	Prefix	First Name	Middle Name	Last Name	Suffix
Current Legal Name		TAMARA	LILLY	LEVY	
Previous Legal		TAMARA		LEVY	
Previous Legal		TAMARA	L	LILLY	
Previous Legal		TAMARA		LILLY-LEVY	
Previous Legal		TAMARA	L	LILLY-LEVY	

Address Information

Address Type	Street Address	City	State	Zip Code
Mailing	4900 SW 163 Avenue	South Ranches	FL	33331

Phone Information

Phone Number Type	Phone Number
Business	9546917012
Home	9542521268

License Information

Add a New License Record

License Number	License Type	Issued Date	Expiration Date	Licensing Commission
1480241	Trainer	7/5/2019	6/30/2022	Florida Division of Pari-Mutuel Wagering
	Trainer	7/5/2019	6/30/2025	Florida Division of Pari-Mutuel Wagering
	Trainer	6/23/2019	9/21/2019	Florida Division of Pari-Mutuel Wagering
	Trainer	5/12/2016	6/30/2019	Florida Division of Pari-Mutuel Wagering
	Trainer	5/4/2016	8/2/2016	Florida Division of Pari-Mutuel Wagering
	Trainer	7/1/2013	6/30/2016	Florida Division of Pari-Mutuel Wagering
	Trainer	5/14/2010	6/30/2013	Florida Division of Pari-Mutuel Wagering
	Trainer	5/1/2010	5/31/2010	Florida Division of Pari-Mutuel Wagering
	Owner	5/20/2007	6/30/2010	Florida Division of Pari-Mutuel Wagering
	Trainer	5/20/2007	6/30/2010	Florida Division of Pari-Mutuel Wagering

CH

72781	Owner	6/26/2005	12/31/2005	Delaware Thoroughbred Racing Commission
1480241	Owner	7/5/2004	6/30/2007	Florida Division of Pari-Mutuel Wagering
	Owner	9/26/2001	6/30/2004	Florida Division of Pari-Mutuel Wagering
01-1081-1480241	Owner	8/3/2001	6/30/2004	Florida Division of Pari-Mutuel Wagering
*N*1083964	Owner	8/3/2001	6/30/2004	Florida Division of Pari-Mutuel Wagering
*N*922237	Owner	10/10/2000	6/30/2001	Florida Division of Pari-Mutuel Wagering
00-1081-1480241	Owner	10/10/2000	6/30/2001	Florida Division of Pari-Mutuel Wagering
98-1081-1480241	Owner	6/28/1998	6/30/1999	Florida Division of Pari-Mutuel Wagering
97-1081-1480241	Owner	5/24/1997	6/30/1998	Florida Division of Pari-Mutuel Wagering
*N*922236	Owner	5/24/1997	6/30/1998	Florida Division of Pari-Mutuel Wagering
*N*1083965	Miscellaneous/Permittee	9/6/1996	6/30/1997	Florida Division of Pari-Mutuel Wagering
1480241	Other/OTB/Casino	9/6/1996	6/30/1997	Florida Division of Pari-Mutuel Wagering
96-1082-1480241	Unknown	6/8/1996	6/30/1997	Florida Division of Pari-Mutuel Wagering

Fingerprint Information

Add a New Fingerprint Record

Processing Commission	Date Taken	Status	Notes	RCI Card Submitted Date
Florida Division of Pari-Mutuel Wagering	6/8/1996	Unknown		

Ruling Number	Ruling Type	Ruling Date	Fine	Fine Paid?	Suspension Start	Suspension End
2022-GP-17	Medication/Drug Violation - Animal	2/18/2022	500	Yes	3/16/2022	3/30/2022
2022-GP-16	Medication/Drug Violation - Animal	2/18/2022	500	Yes	3/1/2022	3/15/2022
35061	Medication/Drug Violation - Animal	1/12/2022		N/A		
2021-GP-23	Medication/Drug Violation - Animal	3/4/2020	1000	Yes		
35062	Trainer Responsibility	2/2/2020	250	Yes		
2017-GP-17	Medication/Drug Violation - Animal	7/11/2017	200	Yes		
2014-CRC-38	Medication/Drug Violation - Animal	8/21/2014	500	Yes		
2014-CRC-9	Medication/Drug Violation - Animal	3/21/2014	250	Yes		
2014-CRC-8	Medication/Drug Violation - Animal	3/21/2014	500	Yes		
782820	Medication/Drug Violation - Animal	1/30/2013	500	N/A	3/20/2013	3/20/2013
777060	Unknown	6/15/2012	250	N/A	8/2/2012	8/2/2012

Applicable Reports

Comprehensive Ruling Report
Comprehensive Licensee Report

CH

Comprehensive Ruling Report

Rulings Against: TAMARA LILLY LEVY

Legal Name: TAMARA LILLY LEVY
Birth Date:

11 Total Ruling(s) Listed

"Multiple medication violation points and point totals are for advisory and informational purposes only to indicate the existence of regulatory medication violation determinations made by racing regulatory entities in order to notify officials of possible aggravating factors that should be reviewed by officials prior to taking regulatory action. Confirmation of violations should be made directly with the racing regulatory entity responsible."

Ruling #: 1

Ruling Number:	2022-GP-17	Date:	2/18/2022
Issued By:	Florida Division of Pari-Mutuel Wagering	Facility:	Gulfstream Park
Ruling Type:	Medication/Drug Violation - Animal		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	2/18/2022	Race Date:	11/5/2021
Infraction Date:	11/5/2021	Infraction Facility:	Gulfstream Park
Race Number:	10	Animal Name:	SENORITA SALSA
Under Appeal:	False	Appeal Date:	N/A
Drug:	Medroxyprogesterone Acetate		
Fine Amount:	$ 500	Fine Paid:	Yes
Suspension Start:	3/16/2022	Suspension End:	3/30/2022

Actions:

Alpha Ruling: 2022-GP-17 Action Type: Initial Ruling Issue Date: 2/18/2022

Action Text:

2/18/2022 - Stipulation and Consent Order Case #2021-055093 - F.S. 550.2415 violation = Medroxyprogesterone Acetate. $500 fine Paid to BOR/GSP and 15 day suspension imposed. "SENORITA SALSA"

2/26/22 The 15 day occupational license suspension contemplated in the Consent Order will commence on Wednesday, March 16th, and will continue through and including Wednesday, March 30th, 2022. Denied access, use, and privileges of all grounds under the jurisdiction of the Division of Pari-Mutuel Wagering requiring an occupational license for admittance during the term of suspension.

Ruling #: 2

Ruling Number:	2022-GP-16	Date:	2/18/2022
Issued By:	Florida Division of Pari-Mutuel Wagering	Facility:	Gulfstream Park
Ruling Type:	Medication/Drug Violation - Animal		

Division:	Horse	Breed:	Thoroughbred
Effective Date:	2/18/2022	Race Date:	10/17/2021
Infraction Date:	10/17/2021	Infraction Facility:	Gulfstream Park
Race Number:	1	Animal Name:	SENORITA SALSA
Under Appeal:	False	Appeal Date:	N/A
Drug:	Medroxyprogesterone Acetate		
Fine Amount:	$ 500	Fine Paid:	Yes
Suspension Start:	3/1/2022	Suspension End:	3/15/2022
Actions:			

Alpha Ruling: 2022-GP-16 Action Type: Initial Ruling Issue Date: 2/18/2022

Action Text:

02/18/2022 - Stipulation and Consent Order Case #2021-054443 - F.S. Ch 550.2415 violation = Medroxyprogesterone Acetate. $500 fine Paid to BOR/GSP and 15 day suspension imposed. "SENORITA SALSA"

2/26/22 The 15 day occupational license suspension contemplated in the Consent Order will commence on Tuesday, March 1st, and will continue through and including Tuesday, March 15th, 2022. Denied access, use, and privileges of all grounds under the jurisdiction of the Division of Pari-Mutuel Wagering requiring an occupational license for admittance during the term of suspension.

Ruling #: 3

Ruling Number:	35061	Date:	1/12/2022
Issued By:	Florida Division of Pari-Mutuel Wagering	Facility:	Gulfstream Park
Ruling Type:	Medication/Drug Violation - Animal		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	1/12/2022	Race Date:	7/28/2019
Infraction Date:	7/28/2019	Infraction Facility:	Gulfstream Park
Race Number:	6	Animal Name:	BUFFON
Under Appeal:	False	Appeal Date:	N/A
Drug:	Phenylbutazone		
Fine Amount:	$ 0	Fine Paid:	N/A
Suspension Start:	None	Suspension End:	None
Actions:			

Alpha Ruling: 35061 Action Type: Initial Ruling Issue Date: 1/12/2022

Action Text:

01/12/2022- Final Order # 2019-041998 - 550.2415 F.S. Violation = Phenylbutazone. "BUFFON" *** NO PENALTY IMPOSED***

Ruling #: 4

Ruling Number:	2021-GP-23	Date:	3/4/2020
Issued By:	Florida Division of Pari-Mutuel Wagering	Facility:	Gulfstream Park

Ruling Type:	Medication/Drug Violation - Animal		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	3/4/2020	Race Date:	12/28/2019
Infraction Date:	12/28/2019	Infraction Facility:	Gulfstream Park
Race Number:	2	Animal Name:	QUENANE
Under Appeal:	False	Appeal Date:	N/A
Drug:	Phenylbutazone		
Fine Amount:	$ 1000	Fine Paid:	Yes
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: 2021-GP-23 Action Type: Initial Ruling Issue Date: 3/4/2020

Action Text:

3/4/2020 - Final Order # 2020-002870 - F.S. 550.2415 Violation = Phenylbutazone. "QUENANE"

2/14/2022 - Past Due Final Order Fine received for case # 2020-002870.

Ruling #: 5

Ruling Number:	35062	Date:	2/2/2020
Issued By:	Florida Division of Pari-Mutuel Wagering	Facility:	Gulfstream Park
Ruling Type:	Trainer Responsibility		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	2/20/2020	Race Date:	N/A
Infraction Date:	7/26/2019	Infraction Facility:	Gulfstream Park
Race Number:	N/A	Animal Name:	BUTTONHOOK
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	$ 250	Fine Paid:	Yes
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: 35062 Action Type: Initial Ruling Issue Date: 2/2/2020

Action Text:

2/2/2020 - Final Order # 2019-039170 - Failure to Notify Division of the Death of a racehorse within 16 hours. Violation of Rule 61D-2.023(7)(c), F.A.C. = $250 Fine Imposed and Due 5/20/20. "Buttonhook"

2/14/2022 - $250 Past Due Fine payment received for FO # 2019039170.

Ruling #: 6

Ruling Number:	2017-GP-17	Date:	7/11/2017
Issued By:	Florida Division of Pari-Mutuel Wagering	Facility:	Gulfstream Park
Ruling Type:	Medication/Drug Violation - Animal		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	7/11/2017	Race Date:	4/15/2017

Infraction Date:	4/15/2017	Infraction Facility:	Gulfstream Park
Race Number:	1	Animal Name:	LAY IT DOWN
Under Appeal:	False	Appeal Date:	N/A
Drug:	Firocoxib		
Fine Amount:	$ 200	Fine Paid:	Yes
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: 2017-GP-17 Action Type: Initial Ruling Issue Date: 7/11/2017

Action Text:

CONSENT ORDER # 2017022608 - F.S. 550.2415 VIOLATION - FIROCOXIB.

Ruling #: 7

Ruling Number:	2014-CRC-38	Date:	8/21/2014
Issued By:	Florida Division of Pari-Mutuel Wagering	Facility:	Calder Race Course
Ruling Type:	Medication/Drug Violation - Animal		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	8/21/2014	Race Date:	8/4/2013
Infraction Date:	8/4/2013	Infraction Facility:	Calder Race Course
Race Number:	8	Animal Name:	Classy and Serene
Under Appeal:	False	Appeal Date:	N/A
Drug:	Clenbuterol (Thoroughbred)		
Fine Amount:	$ 500	Fine Paid:	Yes
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: 2014-CRC-38 Action Type: Initial Ruling Issue Date: 9/17/2014

Action Text:

Consent Order # 2013034306, Violation of F.S. Section 550.2415(1)(a).

Ruling #: 8

Ruling Number:	2014-CRC-9	Date:	3/21/2014
Issued By:	Florida Division of Pari-Mutuel Wagering	Facility:	Calder Race Course
Ruling Type:	Medication/Drug Violation - Animal		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	3/21/2014	Race Date:	12/29/2013
Infraction Date:	12/29/2013	Infraction Facility:	Calder Race Course
Race Number:	1	Animal Name:	Redemtion Road
Under Appeal:	False	Appeal Date:	N/A
Drug:	Isoxsuprine		

Fine Amount:	$ 250	Fine Paid:	Yes
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: 2014-CRC-9 Action Type: Initial Ruling Issue Date: 3/21/2014

Action Text:

Consent Order #2014004502, Violation of Florida Statutes Section 550.2415(1)(a).

Ruling #: 9

Ruling Number:	2014-CRC-8	Date:	3/21/2014
Issued By:	Florida Division of Pari-Mutuel Wagering	Facility:	Calder Race Course
Ruling Type:	Medication/Drug Violation - Animal		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	3/21/2014	Race Date:	9/29/2013
Infraction Date:	9/29/2013	Infraction Facility:	Calder Race Course
Race Number:	7	Animal Name:	Courtney Ryan
Under Appeal:	False	Appeal Date:	N/A
Drug:	Phenylbutazone		
Fine Amount:	$ 500	Fine Paid:	Yes
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: 2014-CRC-8 Action Type: Initial Ruling Issue Date: 3/21/2014

Action Text:

Consent Order # 2013043221, Violation of FAC - 61D-6.008(2)(a)2.

Ruling #: 10

Ruling Number:	782820	Date:	1/30/2013
Issued By:	Florida Division of Pari-Mutuel Wagering	Facility:	Unknown
Ruling Type:	Medication/Drug Violation - Animal		
Division:	Unknown	Breed:	Unknown
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Drug:	Phenylbutazone		
Fine Amount:	$ 500	Fine Paid:	N/A
Suspension Start:	3/20/2013	Suspension End:	3/20/2013

Actions:

Alpha Ruling: 782820 Action Type: Initial Ruling Issue Date: 1/30/2013

Action Text:

321 Gulfstream Park Horse COURTNEY RYAN Drug Phenylbutazone 4.5 mcg per ml Sample # 782820 Lab # B156098-FHB 3/20/13 - Fine $500 paid by Florida Horsemen's Bookkeeper Corporation with check #[redacted]

Ruling #: 11

Ruling Number:	777060	Date:	6/15/2012
Issued By:	Florida Division of Pari-Mutuel Wagering	Facility:	Unknown
Ruling Type:	Unknown		
Division:	Unknown	Breed:	Unknown
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	$ 250	Fine Paid:	N/A
Suspension Start:	8/2/2012	Suspension End:	8/2/2012

Actions:

Alpha Ruling: 777060 Action Type: Initial Ruling Issue Date: 6/15/2012

Action Text:

325 Calder Race Course Horse CANDI'S HALO Drug Phenylbbutazone 3.1 mcg per ml Sample # 777060 Lab # B094245-FHB

Comprehensive Licensee Report

ARCI Licensee: TAMARA LILLY LEVY

Identification Information

DOB: [redacted]
Country: USA
Sex: Unknown

Licensee's Names

Current Legal Name:	TAMARA LILLY LEVY
Previous Legal:	TAMARA LEVY
Previous Legal:	TAMARA L LILLY
Previous Legal:	TAMARA LILLY-LEVY
Previous Legal:	TAMARA L LILLY-LEVY

Licensee's Addresses

Mailing: 4900 SW 163 Avenue
South Ranches, Florida 33331

Licensee's Phone Numbers

Business: 9546917012
Home: 9542521268

Fingerprint History

Date Taken: 6/8/1996 Commission: Florida Division of Pari-Mutuel Wagering Status: Unknown

License History

License Number:	1480241	License Type:	Trainer
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	7/5/2019	Expire Date:	6/30/2022
Division:	Horse	Breed:	Unknown

License Number:	1480241	License Type:	Trainer
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida

Issue Date:	7/5/2019	Expire Date:	6/30/2025
Division:	Horse	Breed:	Unknown
License Number:	1480241	License Type:	Trainer
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	6/23/2019	Expire Date:	9/21/2019
Division:	Horse	Breed:	Unknown
License Number:	1480241	License Type:	Trainer
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	5/12/2016	Expire Date:	6/30/2019
Division:	Horse	Breed:	Unknown
License Number:	1480241	License Type:	Trainer
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	5/4/2016	Expire Date:	8/2/2016
Division:	Horse	Breed:	Unknown
License Number:	1480241	License Type:	Trainer
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	7/1/2013	Expire Date:	6/30/2016
Division:	Horse	Breed:	Unknown
License Number:	1480241	License Type:	Trainer
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	5/14/2010	Expire Date:	6/30/2013
Division:	Horse	Breed:	Unknown
License Number:	1480241	License Type:	Trainer
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	5/1/2010	Expire Date:	5/31/2010

Division:	Horse	Breed:	Unknown
License Number:	1480241	License Type:	Owner
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	5/20/2007	Expire Date:	6/30/2010
Division:	Horse	Breed:	Unknown
License Number:	1480241	License Type:	Trainer
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	5/20/2007	Expire Date:	6/30/2010
Division:	Horse	Breed:	Unknown
License Number:	72781	License Type:	Owner
Commission:	Delaware Thoroughbred Racing Commission	State/Province:	Delaware
Issue Date:	6/26/2005	Expire Date:	12/31/2005
Division:	Horse	Breed:	Thoroughbred
License Number:	1480241	License Type:	Owner
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	7/5/2004	Expire Date:	6/30/2007
Division:	Horse	Breed:	Unknown
License Number:	1480241	License Type:	Owner
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	9/26/2001	Expire Date:	6/30/2004
Division:	Horse	Breed:	Unknown
License Number:	01-1081-1480241	License Type:	Owner
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	8/3/2001	Expire Date:	6/30/2004
Division:	Horse	Breed:	Thoroughbred

License Number:	*N*1083964	License Type:	Owner
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	8/3/2001	Expire Date:	6/30/2004
Division:	Horse	Breed:	Thoroughbred

License Number:	*N*922237	License Type:	Owner
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	10/10/2000	Expire Date:	6/30/2001
Division:	Horse	Breed:	Thoroughbred

License Number:	00-1081-1480241	License Type:	Owner
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	10/10/2000	Expire Date:	6/30/2001
Division:	Horse	Breed:	Thoroughbred

License Number:	98-1081-1480241	License Type:	Owner
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	6/28/1998	Expire Date:	6/30/1999
Division:	Horse	Breed:	Thoroughbred

License Number:	97-1081-1480241	License Type:	Owner
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	5/24/1997	Expire Date:	6/30/1998
Division:	Horse	Breed:	Thoroughbred

License Number:	*N*922236	License Type:	Owner
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	5/24/1997	Expire Date:	6/30/1998
Division:	Horse	Breed:	Thoroughbred

License Number:	*N*1083965	License Type:	Miscellaneous/Permittee
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	9/6/1996	Expire Date:	6/30/1997
Division:	Horse	Breed:	Thoroughbred

License Number:	1480241	License Type:	Other/OTB/Casino
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	9/6/1996	Expire Date:	6/30/1997
Division:	Horse	Breed:	Unknown

License Number:	96-1082-1480241	License Type:	Unknown
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	6/8/1996	Expire Date:	6/30/1997
Division:	Horse	Breed:	Thoroughbred

Ruling History

Ruling Number:	2022-GP-16	Ruling Date:	2/18/2022
Ruling Type:	Medication/Drug Violation - Animal		
Fine Amount:	$ 500	Fine Paid:	Yes
Suspension Start:	3/1/2022	Suspension End:	3/15/2022
Ruling Text:			

Ruling Number:	2022-GP-17	Ruling Date:	2/18/2022
Ruling Type:	Medication/Drug Violation - Animal		
Fine Amount:	$ 500	Fine Paid:	Yes
Suspension Start:	3/16/2022	Suspension End:	3/30/2022
Ruling Text:			

Ruling Number:	35061	Ruling Date:	1/12/2022

Ruling Type:	Medication/Drug Violation - Animal		
Fine Amount:	$ 0	Fine Paid:	N/A
Suspension Start:		Suspension End:	
Ruling Text:			

Ruling Number:	2021-GP-23	Ruling Date:	3/4/2020
Ruling Type:	Medication/Drug Violation - Animal		
Fine Amount:	$ 1000	Fine Paid:	Yes
Suspension Start:		Suspension End:	
Ruling Text:			

Ruling Number:	35062	Ruling Date:	2/2/2020
Ruling Type:	Trainer Responsibility		
Fine Amount:	$ 250	Fine Paid:	Yes
Suspension Start:		Suspension End:	
Ruling Text:			

Ruling Number:	2017-GP-17	Ruling Date:	7/11/2017
Ruling Type:	Medication/Drug Violation - Animal		
Fine Amount:	$ 200	Fine Paid:	Yes
Suspension Start:		Suspension End:	
Ruling Text:			

Ruling Number:	2014-CRC-38	Ruling Date:	8/21/2014
Ruling Type:	Medication/Drug Violation - Animal		
Fine Amount:	$ 500	Fine Paid:	Yes

Suspension Start:		Suspension End:	

Ruling Text: Consent Order # 2013034306, Violation of F.S. Section 550.2415(1)(a).

Ruling Number:	2014-CRC-8	Ruling Date:	3/21/2014
Ruling Type:	Medication/Drug Violation - Animal		
Fine Amount:	$ 500	Fine Paid:	Yes
Suspension Start:		Suspension End:	

Ruling Text: Consent Order # 2013043221, Violation of FAC - 61D-6.008(2)(a)2.

Ruling Number:	2014-CRC-9	Ruling Date:	3/21/2014
Ruling Type:	Medication/Drug Violation - Animal		
Fine Amount:	$ 250	Fine Paid:	Yes
Suspension Start:		Suspension End:	

Ruling Text: Consent Order #2014004502, Violation of Florida Statutes Section 550.2415(1)(a).

Ruling Number:	782820	Ruling Date:	1/30/2013
Ruling Type:	Medication/Drug Violation - Animal		
Fine Amount:	$ 500	Fine Paid:	N/A
Suspension Start:	3/20/2013	Suspension End:	3/20/2013

Ruling Text: 321 Gulfstream Park Horse COURTNEY RYAN Drug Phenylbutazone 4.5 mcg per ml Sample # 782820 Lab # B156098-FHB 3/20/13 - Fine $500 paid by Florida Horsemen's Bookkeeper Corporation with check #[redacted]

Ruling Number:	777060	Ruling Date:	6/15/2012
Ruling Type:	Unknown		
Fine Amount:	$ 250	Fine Paid:	N/A

Suspension Start: 8/2/2012

Suspension End: 8/2/2012

Ruling Text: 325 Calder Race Course Horse CANDI'S HALO Drug Phenylbbutazone 3.1 mcg per ml Sample # 777060 Lab # B094245-FHB

July 21, 2025

Ms. Tamara Levy
4850 Northeast 167th Court
Williston, Florida 32696

RE: Application No. 263533, Entity 1480241
1021 - PMW Professional Individual Occupational

Dear Ms. Levy:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- **Application is incomplete:** Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 2 of the application. You must complete the 'Demographic Information" section to reflect all known aliases and provide an answer for the "Are you a Supervisor, Manager, or Shareholder of a pari-mutuel permitholder" question. **Please initial and date any changes made to your application.**

- **Application is incomplete:** Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 2 of the application. If you have ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges, you must list the offenses in the Background Information section and provide court disposition records. **Please initial and date any changes made to your application.**

  You must list the information on your application for the following charges:
  - Broward County, Florida Arrest(s) – 03/01/1995

  You must provide the arrest and court disposition records for the following charges:
  - Broward County, Florida Arrest(s) – 03/01/1995

  Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have

an outstanding balance and would like to submit your payment by telephone, please call 850.794.8130.

If you fail to provide the Florida Gaming Control Commission with a complete application by 11/19/2025, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Additionally, if needed, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. DBPR PMW 3180 - Request for Waiver and DBPR PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions, please call 850.794.8130.

Thank you,

/ch-lj
Business Manager I

LEVY, TAMARA L# 1480241 (1021) F#28331 A#263533

Represented by an Attorney

DO NOT COMMUNICATE DIRECTLY WITH THE APPLICANT

All correspondence must go through the attorney for this application

Direct all correspondence to:

Bradford J. Beilly, Esq.
BRADFORD J. BEILLY, P.A.
1144 S.E. 3rd Avenue
Fort Lauderdale, FL 33316
Phone (954) 763-7000
brad@beillylaw.com

Cyntoria Harris

From: Cyntoria Harris
Sent: Monday, July 21, 2025 4:51 PM
To: STARTERQUEEN1@GMAIL.COM
Subject: Application
Attachments: STLH-LICEOP25072116430.pdf

Good afternoon,

Please see attached your deficiency letter.

Sincerely,

Florida Gaming Control Commission
flgaming.gov

Cyntoria Harris,
Business Manager I
Division of Pari-Mutuel Wagering
(850) 794-8123 Office

July 21, 2025

Ms. Tamara Levy
4850 Northeast 167th Court
Williston, Florida 32696

RE: Application No. 263533, Entity 1480241
1021 - PMW Professional Individual Occupational

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Thank you,

/ch-lj
Business Manager I

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Chief Attorney
Re: Shon D. Thomas; Case No. 2025-043789
Date: August 28, 2025

Executive Summary

The Applicant, Shon D. Thomas seeks a waiver of his disqualifying offenses and issuance of a cardroom employee occupational license (the "Application"). The Applicant submitted a completed application for a cardroom employee occupational license. Upon review of the Application, it appears the Applicant has been convicted of one felony offense out of Florida. A Division investigator conducted a waiver interview of the Applicant on June 26, 2025, and documented the waiver interview in a report submitted to the Commission for consideration.

Pertinent Facts

On January 30, 2025, the Applicant submitted an application for a cardroom employee occupational license to the Division. On this application, the Applicant answered "yes" to the question asking if she has been convicted of a disqualifying offense. On February 21, 2025, April 17, 2025, and May 6, 2025, the Applicant was issued a deficiency letter by the Division requesting that he provide an updated application and provide court disposition records, and arrest reports regarding arrests from Gadsden County, Florida. Upon review of the completed Application, it appears that the Applicant was convicted of the following felony offense:

- False Imprisonment out of Gadsden County, Florida from December 22, 2006.

The Applicant applied for a waiver from the statutory restrictions excluding applicants with disqualifying offenses on May 28, 2025. On June 26, 2025, Commission investigators conducted a waiver interview with the Applicant. The waiver interview is documented in a report included as Exhibit A.

This felony conviction is a disqualifying offense pursuant to sections 550.105, and 849.086(6)(g), Florida Statutes.

Relevant Law

Section 550.105(5)(b), Florida Statutes, provides, in pertinent part that:

> . . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 550.105(5)(d), Florida Statutes, provides that:

> …the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term "conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.

Section 849.086(6)(f), Florida Statutes, provides that the "provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."

Section 849.086(6)(g), Florida Statutes, provides that:

> [t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority.

Section 550.105(5)(c), Florida Statutes, provides in pertinent part that:

> "[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was

convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the commission."

EXHIBIT

A

THOMAS, SHON D

Case # 2025043789

License Type: Cardroom Employee Occupational License (1012)
Occupation: Chip Runner

Waiver Requested: [✓] Yes [ ] No
[ ] Other: _____

90-Day Deadline: Waived

Division of Pari-Mutuel Wagering

Licensing Administrator Review of Occupational License

THOMAS, SHON D-12074189 (Applicant's Name– License #)

2025-043789 Case No:

INITIAL APPLICATION RECEIVED:	1/30/2025
Application Deemed Complete:	5/1/2025
If no Request for Waiver received, 90-Day Deadline:	**7/30/2025**

Waiver Requested: ☐No ☒Yes (Pursuant to s.120.60, F.S., the processing timeline requirement has been waived.)

- Waiver Requested 05/28/2025

TL (Application Processor) | 155 - Gretna Racing LLC (Facility (d/b/a name)) | 1012-Chip Runner (Occupation Code / Job Title/Job Title)

Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review

Conviction

Did the application accurately reflect the Criminal History Record initially? ☐Yes ☒No

Was a deficiency letter issued to request information related to the offense(s)? ☒Yes ☐No

☒ Felony(s): 1 Count(s) ☐ Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking

☐ Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)

☐ Animal Cruelty (Pari-Mutuel Professons)

Comments:

Arrest Date	Location	Charge	Level	Court Case #	Disposition (or Unknown)
08/03/2006	**Gadsden County, FL**	**Charge 1**- False Imprisonment	F	202006CF000483AXXXMX	Adjudication Withheld
		Charge 2- Battery	M	202006CF000483AXXXMX	Adjudicated Guilty
		Charge 3- Battery	M	202006CF000483AXXXMX	Nolle Prosequi
		Charge 4- Petit Theft	M	202006CF000483AXXXMX	No Action
05/03/2006	**Gadsden County, FL**	**Charge 1**- Sexual Battery with Deadly Weapon	F	202006CF000271AXXXMX	Nolle Prosequi
		Charge 2- Assault	M	202006CF000271AXXXMX	Adjudicated Guilty

Licensing Administrator Review

Disposition Confirmation

Disqualifying Convictions/Arrests Confirmed? Yes ☒ No ☐ ☐ **Approval**

Forward to ☒ **Investigations** ☐ **Legal** ☐ **Commission** Initials: CH Date 5/30/2025

Comments: Waiver Previously Denied Case#2019030124

FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **charris**

VR Home > License Search > **License Home**

License

Fed Tax # [redacted] Lic Type **1012 - Cardroom Employee Occupational** Expires On

File # **15761** Name **Thomas, Shon D** Extended To

License # Rank Renewed On

Entity # **12074189** Lic Status **Applicant**

Licensee | History | Notes | Notes History | Back

Address

Street # **61** Street **BELLOMY ROAD**

Line 2

Line 3

City **CHATTAHOOCHEE** State **FL** Zip **32324**

Routing

*Previously Denied Applicant

*No Previous License

*No Temp Issued

*No ARCI Findings

*CCIS findings

*No additional open enforcement cases.

Other

1st License Date Rank Date Certificate #

Method **- -** Status Date Certificate Date

Fee Exempt **No** Birth Date [redacted] Renewal Sent

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
No items found.			

Alt Keys

BEST LIC NBR

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State of Florida

Department of Business and Professional Regulation

Chronology Report

Case #: 2025043789 **Incident date:** 05/28/2025 **Status:** 106 - Sent to Directors office

Lic Type: 1012 **Disposition:**

Case Type: Complain:

Responsible: elanier - LANIER, EBONIE

Complainant: DIVISION OF PARI-MUTUEL WAGERING

1400 W COMMERCIAL BLVD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: THOMAS, SHON D

61 BELLOMY ROAD, CHATTAHOOCHEE, FL 32324

Summary: 542 - Gretna Racing, LLC

Chronology:

Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
06/04/2025	A	79	440	Incoming Correspondence	jhocge	THOMAS, SHON D
06/05/2025	A	10	15	Assigned to Investigator	cwtaylor	THOMAS, SHON D
07/29/2025	A	79	70	Sent to Director for Review	charris	THOMAS, SHON D
06/26/2025	A	10	50	Interview Respondent		THOMAS, SHON D
06/20/2025	A	79	435	Telephone		THOMAS, SHON D
06/17/2025	A	79	435	Telephone		THOMAS, SHON D
06/12/2025	A	79	435	Telephone		THOMAS, SHON D
07/29/2025	R		charris	HARRIS, CYNTORIA	jhocge	

CH

dbpr

State of Florida

Department of Business and Professional Regulation

Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	07/29/2025	R		bjones	JONES, BRADFORD	bjones	
	06/05/2025	R		jrodriguez	RODRIGUEZ, JACKELIN	jhocge	
	06/10/2025	R		cwtaylor	TAYLOR, CHARLES W	jhocge	
	08/01/2025	R		elanier	LANIER, FRONIF	charris	
	06/05/2025	S	1012	10	Initial Review	jhocge	
	06/05/2025	S	1012	20	Uncer Investigation	jhocge	
	07/29/2025	S	1012	104	Sent to Licensing Section	jhocge	
	07/28/2025	S	1012	90	Closed	jhocge	
	08/01/2025	S	1012	106	Sent to Directors office	charris	
	07/29/2025	S	1012	165	Supervisor Review	bjones	

Allegation:	Code	Description
	WAVR	Waiver of Crim. Conv. or Other Offenses

Violation:	Code	Description	Respondent
	WAVR	61D-5.006	THOMAS, SHON D

CH

Licensees

Licensee Search

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [redacted]
Date of Birth:
First Name:
Middle Name:
Last Name: THOMAS
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State

CH

[redacted]

08/01/2025

CH

08/01/2025

CH

Lic Type	**1012 - Cardroom Employee Occupational**			Status	**90 Closed**	Status Date	**07/28/2025**
Complaint #	**2025043789**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**THOMAS, SHON D**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**LIC - Licensee**	Security Level	**1**
Form	**WALK - Walk-in**	Priority	**1**
Class'n	**IIIB - Waivers**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**05/28/2025**
Region	**NR - Northern Region**	Received	**06/04/2025**
Reference			
Entered	**06/05/2025**	Entered By	**jhodge**
Summary	**542 - Gretna Racing, LLC**		
Updated	**07/29/2025 14:54:35**	By	**jhodge**

☐ Parties ☑ Activities
☑ Allegations ☐ Discipline
☑ Violations ☐ Compliance
☐ Related ☑ Disposition
☐ Inspection
☐ Costs
☐ Time Tracking Auto Assign
☐ Attachments History
☐ Work Notes Print Report

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ROUTING SLIP
REQUEST FOR WAIVER

RE: THOMAS, SHON D. – 12074189
(APPLICANT'S NAME – LICENSE #)

Case No: 2025 04 3789

1012 – Chip Runner
Occupation Code and Job Title

542 – Gretna Racing
Facility (d/b/a name)

Waiver Referral Date: JUNE 5, 2025
(DATE)

Investigations Section: Reviewed by **Bradford D. Jones** 7/29/2025
(Initial & Date)

The attached "Request for Waiver" file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

Licensing Section: Reviewed by: CH 08/01/2025 _____
(Initial & Date) (Initial & Date)

Is the applicant currently under suspension, have unpaid fines, been refused a license by any gaming or racing jurisdiction?

[ ] Yes or [✓] No If yes, in what jurisdiction? _____

Investigative Findings:

August 3, 2006 — Gadsden Police Dept., FL. – False Imprisonment – Felony – Pled Nolo Contendere – Adjudication Withheld on December 22, 2006 – Sentenced to 5 years' Probation, special condition of 9 months in jail, credit for 143 days, - Ordered to pay Fines and Court costs totaling $600.00. - Early termination of Probation on July 6, 2009. All Fines and Court Costs have been paid.

*Please attach Routing Slip to front of case file

Florida Gaming Control Commission

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Ross Marshman, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**NORTHERN**	**June 4, 2025**	**2025 04 3789**

Respondent:	Complainant:
THOMAS, SHON D. **61 BELLEMY RD** **CHATTAHOOCHEE, FLORIDA 32324** **EMAIL: THOMASSHON15@GMAIL.COM** **CELL PHONE:(850) 524-3830**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 WEST COMMERCIAL BOULEVARD, SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # / Type:	Profession:	Report Date:
12074189 / 1012	**Chip Runner**	**July 1, 2025**

Period of Investigation:	Type of Report:
June 9, 2025 through July 1, 2025	**Final**

Basis of Investigation: This investigation is predicated upon the submission of **SHON D. THOMAS's** State of Florida Cardroom Occupational License Application dated January 28, 2025, and Request for Waiver dated May 28, 2025.

On January 28, 2025, **THOMAS** applied for a Cardroom Employee Occupational License (1012) to work as a Chip Runner at the **GRETNA** Poker Room. On his application, he answered "YES" to the question, "Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?" **THOMAS** listed a December 2006 Felony conviction for False Imprisonment and a Misdemeanor conviction for Battery from Gadsden County, Florida.

Upon receipt of **THOMAS's** FDLE Criminal History Report, PMW Licensing sent him a Deficiency Letter on February 21, 2025, requesting that he list and provide arrest report and court disposition records for the following arrest:

- Gadsden County, Florida Arrest – 05/03/2006 (Sexual Battery w/Deadly Weapon & Agg Assault w/Deadly Weapon).

And provide court disposition records for the following arrest(s):

- Gadsden County, Florida Arrest(s) – 08/03/2006 (False Imprisonment & Battery)

On May 28, 2025, **THOMAS** provided his arrest record(s) as requested.

Related Case: **2019 03 0124**

Investigations Specialist II / Date	Approved by Investigation Manager / Date:
/s/ Charles W. Taylor / July 1, 2025	/s/ C. Derek Washington / July 8, 2025

Chief of Investigations / Date

/s/ Bradford D. Jones / July 28, 2025

CONTINUATION

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 8/03/2006	**Arresting Agency:** Gadsden Police Department, FL.				
OFFENSE					
Charge(s):		**CLASSIFICATION**	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1	False Imprisonment	Felony	Nolo	Adj. Withheld	12/22/2006
2	Battery	Misdemeanor	Nolo	Adj. Guilty	12/22/2006
3					
4					

SENTENCE
5 years' Probation, special condition of 9 months in jail, credit for 143 days, and Fines and Court costs totaling $600.00

Additional Information: Early termination of probation on July 6, 2009, Fines and Court Costs have been paid in full.

Arrest 2					
Date of Arrest: 05/03/2006	**Arresting Agency:** Quincy Police Department, FL				
OFFENSE					
Charge(s):		**CLASSIFICATION**	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1	Assault	Misdemeanor	Nolo	Adj. Guilty	12/22/2006
2					
3					
4					

SENTENCE
60 days in County Jail with 60 days credit for time served. Ordered to pay a $315.00 assessment of which $222.72 remains unpaid.

Additional Information: Applicant was initially charged Felony Sexual Battery w/Deadly Weapon & Agg Assault w/Deadly Weapon. However, pled to the lesser charge of Assault. Sexual Battery w/Deadly Weapon was Nolle Pros.

CONTINUATION

CRIMINAL HISTORY

Arrest 3					
Date of Arrest:	**Arresting Agency:**				
OFFENSE					
	Charge(s):	**CLASSIFICATION**	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1					
2					
3					
4					

SENTENCE

Additional Information:

Arrest 4					
Date of Arrest:	**Arresting Agency:**				
OFFENSE					
	Charge(s):	**CLASSIFICATION**	**PLEA**	**DISPOSITION**	**CONVICTION DATE**
1					
2					
3					
4					

SENTENCE

Additional Information:

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		X
Does the Applicant possess an Occupational License from other jurisdictions?		X

1. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:

	YES	NO
Has License ever been suspended or revoked?		
Was any derogatory information received?		
Additional Comments:		

2. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:

	YES	NO
Has License ever been suspended or revoked?		
Was any derogatory information received?		
Additional Comments:		

3. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:

	YES	NO
Has License ever been suspended or revoked?		
Was any derogatory information received?		
Additional Comments:		

4. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:

	YES	NO
Has License ever been suspended or revoked?		
Was any derogatory information received?		
Additional Comments:		

WAIVER INTERVIEW

		YES	NO
Was a Waiver Interview Conducted?		X	
Date of Interview: June 26, 2025	Location of Interview: Creek Entertainment Gretna		
		YES	NO
Was the applicant cooperative?		X	
Additional Comments: It should be noted that **THOMAS'** account of the events during the 8/3/2006 arrest did not match the police report filed.			

SUMMARY OF INTERVIEW:

During his interview, Mr. **THOMAS** addressed the specifics of his felony arrest for false imprisonment in 2006. He explained that he had been married for about four years when a significant fight broke out between him and his wife. The domestic dispute stemmed from allegations of infidelity against his wife, which she denied. Both parties claimed that the other had brandished a knife and assaulted them. Ultimately, **THOMAS** was arrested and charged, and on the advice of his counsel, he pled nolo contendere.

THOMAS stated that he immediately divorced his wife, served his time, and received early termination of his probation. For the last 18 years, **THOMAS** has been employed by the Gadsden County Public Works Department, and he has also worked part-time at Creek Entertainment Gretna, performing lawn care and other outdoor maintenance tasks for several years[1]. He has since remarried and has been happily married for 11 years. As he approaches retirement from his county position, he is interested in starting a new role at Gretna as a chip runner, with the potential to become a dealer upon successfully completing the dealer training class and auditioning.

THOMAS concluded his interview by expressing excitement about pursuing a new career in the gaming industry as soon as he obtains his license. He respectfully requests that the Commission grant his waiver request.

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **THOMAS** (**EXHIBIT #4).**

On May 17, 2019, **THOMAS** applied for a cardroom license to work in housekeeping at Gretna. However, his application and request for a waiver were denied on July 31, 2019, due to his felony conviction.

Case Status: Closed by Investigations and forwarded to Licensing.

[1] ***A written recommendation from Creek Entertainment (Gretna) Property Manager, Daniel Jones is included in the Applicant's file (EXHIBIT #4 – Page 10.***

CONTINUATION

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2025 MAY 28 PM 3:06
FLORIDA GAMING CONTROL COMMISSION

FGCC PMW-3180 – Request for Waiver

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.flgaming.gov

TO: Shonda Thomas [redacted] 12074189
Full Legal Name of Applicant | Date of Birth | Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Executive Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Mutuel and Cardroom Applicants:

☐ A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes, or involves cruelty to animals.

☐ Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:

☑ New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

☐ A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Florida Gaming Control Commission will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

1) You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.

2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Shonda Thomas — 5/28/25
Signature of Applicant | **Date**

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM FGCC PMW-3195 – REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

2025 JAN 30 PM 2:19

FLORIDA GAMING CONTROL COMMISSION

Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
DBPR PMW-3120 – Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

TO BE COMPLETED BY APPLICANT

Social Security Number	Birth Date (MM/DD/YYYY)	Gender
[redacted]	[redacted]	☑ Male ☐ Female

Last Name	First	Middle	Suffix
Thomas	Shon	O.	

Have you used, been known as, or called by another name (example – maiden name, pseudonym, nickname) or alias other than the name used on the application? ☐ Yes ☐ No

If yes, list the name or names used:

Race/Ethnicity (optional)
☑ Black or African American ☐ Asian or Pacific Islander ☐ Native American or Alaskan Native
☐ White or Caucasian ☐ Hispanic/Latino ☐ Other

Current Mailing Address	Email Address (optional)
61 Bellamy Rd	ThomasShon150@gmail.com

City	State	Zip Code (+4 optional)	Country, if other than USA
Chattahoochee	FL	32324	

Primary Phone Number	Secondary/Cell Phone Number (optional)
850-524-3830	

Current Street Address			
61 Bellamy Rd			
City	**State**	**Zip Code (+4 optional)**	**Country, if other than USA**
Chattahoochee	FL	32324	

Type of Occupational License applying for:
☐ Pari-Mutuel General Individual ☐ Pari-Mutuel Professional Individual
☐ Cardroom Employee

Occupation:

Facility where employed and/or doing business:

Does your position require access to the Cardroom? ☐ Yes ☐ No

Is this your first time applying for a racing/gaming license in Florida? ☐ Yes ☐ No

Are you a Supervisor, Manager, or Shareholder of a business with a pari-mutuel permit? ☐ Yes ☐ No

Do you own or lease animals intended for racing in Florida? ☐ No ☐ Yes, complete the following:

Stable Name, Kennel Name, or Business Name

Trainer Name (horse or greyhound racing only)

TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMTS ONLY

Type of professional license (attach a copy of Florida professional license):	Florida License Number

FOR DIVISION USE ONLY

License Code 1012 License # 12074189 File # 157161 App # 78820
Association Code 910 Date Received 1/30/25 Entered By FR License Year 24/27
License Fee $100 FP Date 1/30/25 FP Fee $36 Total Fee $136

Off Temp Waiver Requested ARCI Enforcement Minor

DBPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.

*Called applicant confirmed occup is chip runner @ Gretna.

12074189

2025 APR 14 PM 3:04

2025 JAN 30 PM 2:19

FLORIDA GAMING CONTROL COMMISSION

FLORIDA GAMING CONTROL COMMISSION

SIGN & DATE

PART II BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

☑ Yes ☐ No	Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?
☑ Yes ☐ No	Have you ever been convicted of or had adjudication withheld for any crime, or pled [illegible] to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
12/22/2006	Gadsden	FL	False Imprisonment	F3	
12/22/2006	Gadsden	FL	Battery	M	

☐ Yes ☑ No	Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.
☐ Yes ☑ No	Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to $1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

Shon Thomas — Signature of Applicant

1/28/2025 — Date

2025 MAY - 1 PM 3:04

FLORIDA GAMING CONTROL COMMISSION

Amended Document

CONTROL COMMISSION

...f Business and Professional Regulation
Division of Pari-Mutuel Wagering
DBPR PMW-3120 -- Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

[redacted] [redacted] ☑ Male ☐ Female

Last Name: Thomas | First: Shon | Middle: O. | Suffix:

Have you used, been known as, or called by another name (example – maiden name, patronymic, nickname) or alias other than the name used on the application? ☐ Yes ☐ No

If yes, list the name or names used:

Race/Ethnicity (optional)
☑ Black or African American ☐ Asian or Pacific Islander ☐ Native American or Alaskan Native
☐ White or Caucasian ☐ Hispanic/Latino ☐ Other

Current Mailing Address: 61 Bellamy Rd. | Email Address (optional): Thomasshon1501@gmail.com

City: Chattahoochee | State: FL | Zip Code (+4 optional): 32324 | Country, if other than USA:

Primary Phone Number: 850-524-3830 | Secondary/Cell Phone Number (optional):

Current Street Address: 61 Bellamy Rd

City: Chattahoochee | State: FL | Zip Code (+4 optional): 32324 | Country, if other than USA:

Type of Occupational License applying for:
☐ Pari-Mutuel General Individual ☐ Pari-Mutuel Professional Individual
☑ Cardroom Employee

Occupation: Chip Runner

Facility where employed and/or doing business: Creek Entertainment Gretna

Does your position require access to the Cardroom? ☑ Yes ☐ No

Is this your first time applying for a racing/gaming license in Florida? ☑ Yes ☐ No

Are you a Supervisor, Manager, or Shareholder of a business with a pari-mutuel permit? ☐ Yes ☑ No

Do you own or lease animals intended for racing in Florida? ☑ No ☐ Yes, complete the following:

Stable Name, Kennel Name, or Business Name:

Trainer Name (horse or greyhound racing only):

TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMTS ONLY

Type of professional license (attach a copy of Florida professional license):

Florida License Number:

FOR DIVISION USE ONLY

License Code: 1012 | License #: 12074189 | File #: 157161 | App #: 78820
Association Code: 910 | Date Received: 1/30/25 | Entered By: FR | License Year: 24/25
License Fee: $100 | FP Date: 1/30/25 | FP Fee: $36 | Total Fee: $136

Off Term | Waiver Requested | ARCI | Enforcement | Minor

DBPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C. Page 2 of 8

*Called applicant confirmed occup is chip runner @ Gretna.

2025 MAY -1 PM 3:04

FLORIDA GAMING CONTROL COMMISSION

Amended Document

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

☐ Yes ☐ No — Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

☑ Yes ☐ No — Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
12/22/2006	Gadsden	FL	False Imprisonment	F3	
12/22/2006	Gadsden	FL	Battery	M	

☐ Yes ☑ No — Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

☐ Yes ☑ No — Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to $1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

Glen Thomas — Signature of Applicant

1/28/2025 — Date

2025 MAY 28 PM 3:06

FLORIDA GAMING CONTROL COMMISSION

FGCC PMW-3195 – Request for Release of Information and Authorization to Release Information

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.flgaming.gov

PERSONAL INFORMATION

Social Security Number/Federal Employer ID Number [redacted]

IF INDIVIDUAL APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION

Last Name	First	Middle	Title	Suffix
Thomas	Shon	D		

Birth Date [redacted]

IF BUSINESS APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION

Representative's Name Last	First	Middle	Title	Suffix

Permitholder Name

Official Capacity

ATTEST STATEMENT

I, Shon D. Thomas, do hereby instruct all law enforcement
(name of applicant/representative)
or criminal justice agencies, present and former employers or institutions with whom I or my businesses have a present or past business relationship, as well as all present or past social associates to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Florida Gaming Control Commission.

I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Additionally, I do release such individuals or entities from any and all liability due to the release of information requested.

(if individual applicant - legal name and any nickname or alias in parentheses)

Applicant/Representative Signature: Shon Thomas Date: 5/28/25

NOTARIZATION

The foregoing application was sworn to and subscribed before me this 28 Day of May, 20 25.

by Shon Thomas
Type or print name of applicant

Signature of applicant

who is personally known to me or who has produced the following as identification.

[redacted]
Type of identification

SHAQUNDA JOHNSON
MY COMMISSION # HH 530786
EXPIRES: May 23, 2028

Shon Thomas
Signature of person taking acknowledgement
Notary Seal
(Rubber Stamp and Expiration)

FGCC PMW-3195, Effective 09-12-2012, Rule 75-4.002, F.A.C.

Page 1 of 1

FILED FOR RECORD

06 AUG 22 AM 10: 47

DOUGLAS THOMAS
CLERK CIRCUIT COURT
GADSDEN COUNTY FLA

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR GADSDEN COUNTY, FLORIDA

STATE OF FLORIDA

CASE NO. 06-00483CFA

vs.

****INFORMATION****

Shon Thomas
[redacted]
SSN:
47 Barnes Road
Chattahoochee, FL 32324

Defendant(s).

INFORMATION FOR:

Count I FALSE IMPRISONMENT (F3) (ref. #2604)
Count II BATTERY (M1) (ref. #2560)

IN THE NAME OF AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

WILLIAM N. MEGGS, State Attorney for the Second Judicial Circuit of the State of Florida, charges that in Gadsden County, the above named defendant(s):

COUNT I: On August 1, 2006, did unlawfully forcibly, by threat, or secretly confine, abduct, imprison, or restrain another person, Priscilla Thomas, without lawful authority and against his or her will, contrary to Section 787.02(1)(a), Florida Statutes.

COUNT II: : And On August 1, 2006, did unlawfully actually and intentionally touch or strike another person, Priscilla Thomas, against the will of the other; or did intentionally cause bodily harm to that person, contrary to Section 784.03(1)(a)1, Florida Statutes.

STATE OF FLORIDA
COUNTY OF GADSDEN
WILLIAM N. MEGGS, STATE ATTORNEY
SECOND JUDICIAL CIRCUIT

Robin Myers
Designated Assistant State Attorney

The foregoing instrument was acknowledged before me on August 21, 2006, by Robin Myers Designated Assistant State Attorney by William N. Meggs, State Attorney for the Second Judicial Circuit of the State of Florida, who is known to me and did take an oath stating good faith in instituting the prosecution and certifying that testimony was received under oath from the material witness or witnesses for the offense pursuant to F.R.Cr.P. 3.140(g).

NOTARY PUBLIC

Barbara Bennett
Commission # DD473888
Expires October 4, 2009

EXHIBIT #2
PAGE 1/31

PROBABLE CAUSE AFFIDAVIT

B.W.I.

06-483CFA

1. Arrest (cont.) 2. Notice to Appear (cont.) 3. Arrest Affidavit 4. Complaint Affidavit 5. Request for Copies — 5 — Juvenile

ADMINISTRATIVE

Agency Name: GRETNA POLICE DEPARTMENT

Agency Report Number: 2006080101

Location of Offense (Business Name, Address): 77 McMillian Ln Gretna FL/US Hwy 90

Date of Offense: 08/01/06

DEFENDANT

Name (Last, First, Middle): Thomas Shawn

Race: W - White I - American Indian B - Black O - Oriental / Asian

Height: 5'10 Weight: 160 Eye Color: Brn Hair Color: Blk Complexion: drk Build: Med

Address (Street, Apt. Number): 47 Barns Rd (City) Chatta Hoochee (State) FL (Zip) 32324 Phone: (850) 663-4751

JUVENILE

1. Parent 2. Legal Custodian 3. Other — Name of Parent or Guardian (Last, First, Middle)

Residence Phone: ( )

Local Address (Street, Apt. Number) (City) (State) (Zip)

Business Phone: ( )

Notified By: (Name) Date Time

Juvenile Disposition: 1. Handled/Processed Within Dept and Released 2. Turned over to HRS/CYF 3. Incarcerated (County Jail)

Released To: (Name) Relationship Date Time

CODE

Activity: N. N/A P. Possess S. Sell B. Buy T. Traffic R. Smuggle O. Deliver E. Use K. Dispense/ Distribute M. Manufacture / Produce / Cultivate Z. Other

Type: N. N/A A. Amphetamine B. Barbiturate C. Cocaine E. Heroin H. Hallucinogen M. Marijuana O. Opium/Deriv. P. Paraphernalia/ Equipment S. Synthetic U. Unknown Z. Other

CHARGE

Charge Description: Domestic Battery — F.S. / Ord. — Violation of Section (ORD): 784.03(1)(a)1.

Amount / Unit — State Attorney Number — Court Number

PC Capias AC BW FW PW Juv. PU Citation # — Date Issued — Writ. Att. # — Domestic Viol. Inj. — Order of Arrest

CHARGE

Charge Description: Kidnapping — F.S. / Ord. — Violation of Section (ORD): 787.01(1)(a)1.

Amount / Unit — State Attorney Number — Court Number

PC Capias AC BW FW PW Juv. PU Citation # — Date Issued — Writ. Att. # — Domestic Viol. Inj. — Order of Arrest

CHARGE

Charge Description: Petit Theft — F.S. / Ord. — Violation of Section (ORD): 812.014(2)(e)

Amount / Unit — State Attorney Number — Court Number

PC Capias AC BW FW PW Juv. PU Citation # — Date Issued — Writ. Att. # — Domestic Viol. Inj. — Order of Arrest

The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above-named Defendant committed the following violation of law:

On the 1 day of August 2006 at ☐ A.M. ☐ P.M. (Specifically include facts constituting cause for arrest.)

PROBABLE CAUSE STATEMENT

See Attached report

EXHIBIT #2
PAGE 2/31

FILED FOR RECORD
AUG -2 AM 8:
CLERK OF COURTS
GRETNA, FL

No contact w/ Priscilla Thomas

P.C. Exists for Charge(s) — Judge's Signature — Date 8-2-06

Miranda Warning — Hold for Other Agency Name: — Verified By

Adults Only: Do Not Bond Out. Reason:

I swear/affirm the above and reverse and true and correct.

Officer's / Complainant's Signature

Printed Name / I.D. No. / Dept.

Undersigned authority this 2nd day of August 2006

Name / Title of Person Authorized to Administer Oath

Bond Charge # 1: $5,000. Type: 3 — Bond Charge # 2: NO BOND Type: 3 — 3

Bond Type: 1. ROR 3. Surety 5. Cert. 6. Other

Appearance Court Date — Appearance Court Time ☐ A.M. ☐ P.M.

Release Date — Releasing Officer

EXHIBIT # 3
PAGE # 29

Page 1 of 3

OFFENSE EVENT REPORT

Disturbance/Domestic
Event Date: Tuesday, August 1, 2006

Event: 2006080101

EVENT 2006080101 DATE 08/01/2006 TIME RECEIVED 12:00

Event Code: 22D Disturbance/Domestic
Event Type: Offense
Address: 77 McMillion Lane
City: Gretna
State: Florida Zip Code: 32332
Remarks:

Dispatched As: 22D Disturbance/Domestic
Reported As: In Progress Priority: 0
Sector: Zone:
County: Gadsden
Jurisdiction: Gretna Police Department
Weapon Reported: HANDS

Reporting Party: Telephone: (850) 856-9061 Origin: Citizen Generated Dispatcher ID: 402M

OTHER PERSONS INVOLVED IN EVENT 2006080101

No other person records on file for this event.

PRIMARY NARRATIVE FOR EVENT 2006080101

On the above date and time, while on duty in the City of Gretna (Gadsden County) Florida. I Lt. Bess received a walk in complaintaint at the Gretna Police Department. The complaintaint Shawn Thomas stated at 08:00am he went to his wife's([redacted] house whom he is separated from to pick up there 3 year old child that they have together in order to take the child to day care in Quincy. After doping off his 3 year old child at day care, he went back to his wife's residence to talk to her. Thomas stated that he went into the living room and waited until his wife [redacted] came out of her bedroom. Shawn Thomas stated that they had a brief conversation in the residence and then he asked [redacted] to go outside with him while he changed the tire on her rental car. Shawn Thomas stated that once outside of the residence both parties sat down in his vehicle, a 2000 tan Nissan Maxima. Shawn stated that they began to talk again and [redacted] accused him of cheating on her and then she became angry with him and started hitting him. Thomas stated that [redacted] struck him in the face, chest and on the left arm one time. Shawn stated once that incident occurred [redacted] got out of the vehicle he drove to the police station to file a report.

I asked Shawn to show me where [redacted] struck him. Shawn pointed to his face chest and left arm. Shawn was wearing a white tank top and that allowed me to see his bear skin. I was not able to indicate any wounds or discoloration on the areas that he pointed to. Shawn stated that he wished to file charges for domestic battery.

On the same date at 2:00pm, I made contact with [redacted] at 77 McMillian Ln. in Gretna. Upon making contact with [redacted] she stated that Shawn came to her residence to take there 3 year old child to day care. [redacted] stated that Shawn returned back to the residence a couple of hours later and stated that he attempted to call the residence but did not not get an answer and that is why he returned. [redacted] stated that she went outside of the residence and sat in his vehicle, with the passenger side door open. Shawn stated to [redacted] that he put a down payment on a house for them so they could get back together. [redacted] stated to shawn that he needed to get counseling before they could get back together. [redacted] stated that Shawn became angry and attempted to close the door and told her that they needed to talk and began to drive away from the residence. [redacted] stated that she attempted to get out of the vehicle and Shawn pulled her back in the vehicle by her head [redacted] showed me a cut behind her ear that Shawn made with his finger nail when he grabbed her head. [redacted] stated that she continued to try to get out of the vehicle and Shawn continued to grab her and pull her back in the vehicle. [redacted] stated that she kicked the door open and jumped out as Shawn was driving away. [redacted] stated that she then ran back to the residence and Shawn drove away.

While at the residence I made contact with [redacted] 9 year old son [redacted] Fields stated that he watched his mother jump out of the vehicle as Shawn attempted to drive away. Fields stated that his mother was crying as she ran into the house. [redacted] stated that she wanted to press charges for domestic battery. While on scene I made contact with the home owner [redacted] who is [redacted] mother. Barkley stated that she wanted a trespass warning issued against Thomas for 77 McMillian Ln.

EXHIBIT #2
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08-01-2006 at 8:30pm I was approached by Shawn Thomas at the Gretna Police Department. Shawn stated that he did not want to press charges [redacted] anymore and he talked [redacted] and she did not want to press charges. I went to 77 McMillian Ln. and spoke with [redacted] advised me that she still wanted to press charges and Shawn was calling her to try to persuade her not to press charges because he would go to prison if he was charged with new charges. I advised Shawn that [redacted] still wanted to press charges and he needed to stay away from [redacted] until the situation was resolved. I also advised Shawn that he was issued a trespass warning for 77 McMillian Ln. Shawn stated that he understood.

08-01-2006 at 11:03pm my self and Cpl. Reed were dispatched 77 McMillian Ln. in regards to a physical disturbance between Shawn Thomas and [redacted] Upon arrival I observed [redacted] walking toward my patrol vehicle limping and crying.I also observed abrasions on her left elbow and right knee. [redacted] was also bleeding from her [redacted] stated that she was driving to work at Florida State Hospital when her rental car began to have problems. [redacted] stated that she pulled over to the shoulder of the roadway and called her mother [redacted] stated that as she was talking to her mother she observed a vehicle pull in behind her [redacted] stated that someone walked up to the passenger side of the vehicle. [redacted] noticed that it was her husband Shawn Thomas. Shawn told [redacted] to unlock the doors, and he would take her home. [redacted] stated that she got out of her vehicle and into Shawn's vehicle [redacted] stated that she was still on the phone with her mother and Shawn grabbed the cell phone from her hand and placed the phone in the center consol. [redacted] stated that Shawn became verbally and physically agressive at that time. [redacted] stated that she then exited the vehicle at began to run east bound on Hwy 90. [redacted] stated that Shawn chased her and once he caught her she was thrown in the ditch and hit in the head by Shawn. Priscilla stated that she was able to get away from Shawn and began to run east bound on Hwy 90 again. Shawn ran back to his vehicle and drove the vehicle behind her yelling out of the the vehicles window to [redacted] that he was going to hit her with the car [redacted] stated that Shawn exited the vehicle again caught up with her, forced her into the vehicle and began to drive towards a pole [redacted] stated that she attempted to put the vehicle in park in an attempt to stop the vehicle from hitting the pole. Shawn stopped the vehicle and at that time [redacted] was able to get out of the vehicle and Shawn stated that he was going to kill her [redacted] by hitting her with the car. Priscilla stated that she began to run down the road again and Shawn was able to catch up with her and force her into the back seat of his vehicle. [redacted] stated that Shawn began to drive towards Gretna (east bound) and [redacted] then jumped out of the moving vehicle at Hwy 90 and Lanier Dr. [redacted] stated that she was then able to run home and called her mother called the police.

08-02-2006 12:23am I was able to make contact with Shawn Thomas on [redacted] cell phone, cell phone number (850)339-1811. Shawn stated that he did not do anything wrong. I advised Shawn that he needed to come to the Gretna Police Department and turn himself in. Shawn stated that he was coming to the police department but he was not going to go to jail. I told Shawn that he was going to be arrested. Shawn stated to me that he would kill himself before he was sent to jail.

CERTIFICATIONS FOR EVENT 2006080101		
Prepared By: 402 Lieutenant Bess	Signature: Lt B Bess	Date: 8-1-2006
Reviewed By: 402 Lieutenant Bess	Signature: Lt. B Bess	Date: 8-1-2006

EXHIBIT #2
PAGE 4/31

In the Circuit Court, 2nd Judicial Circuit,
in and for Gadsden County, Florida
Division Felony

FILED FOR RECORD
06 DEC 22 AM 10: 15
NICHOLAS THOMAS
CLERK CIRCUIT COURT
GADSDEN COUNTY FLA

RECEIVED
2025 JAN 30 PM 2:19
FLORIDA GAMING
CONTROL COMMISSION

State of Florida

vs Shon Thomas

Defendant

Case No. 06-483CF

JUDGMENT

The defendant, Shon Thomas, being personally before this court represented by D. Boothe, the attorney of record, and the state represented by Hughes, and having

___ been tried and found guilty by jury/by court of the following crime(s)

_V_ entered a plea of guilty to the following crime(s)

___ entered a plea of nolo contendere/admission (VOP) to the following crime(s)

Count	Charges	Offense Statute Numbers	Degree of Crime	Case Number	OBTS Number
1	False Imprisonment	787.02(1)(a)	F3	06-483	
2.	Battery	784.03(1)(a)1	M1	"	

_V_ And no cause being shown why the defendant should not be adjudicated guilty, **IT IS ORDERED** that the defendant is hereby **ADJUDICATED GUILTY** as to all counts or as to count(s) ___ 2 and/or _____.

_____ And having been convicted of an attempt or offense enumerated in section 943.325, the defendant shall be required to submit two (2) specimens of blood or other biological specimens to the Department of Law Enforcement as provided for by law.

_V_ And good cause being shown; IT IS ORDERED that ADJUDICATION OF GUILTY BE WITHHELD as to all counts or as to count(s) _____ and/or _____.

State of Florida

Case Number 06-483CF

Vs

Shon Thomas

[redacted]

Fingerprints taken by: Dick Locke Deputy

Name Title

I HEREBY CERTIFY that the above and foregoing are the fingerprints of the defendant, Shon Thomas, and that they were placed thereon by the defendant in my presence in open court on this date.

DONE AND ORDERED in open court in Gadsden County, Florida, this 22ND day of DECEMBER 20 06.

Circuit Judge

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2025 JAN 30 PM 2:19
FLORIDA GAMING CONTROL COMMISSION

Page _____ of _____

2025 JAN 30 PM 2:20
FLORIDA GAMING
CONTROL COMMISSION

SENTENCE

COUNT (S) 1

The defendant, being personally before this court, accompanied by the defendant's attorney of record, and having been adjudicated guilty/adjudication withheld herein, and the court having given the defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the defendant should not be sentenced as provided by law, and no cause being shown, was sentenced as follows:

_____ Sentenced the Defendant to _____ years/months in the Department of Corrections with credit for _____ days suspended on condition of: (see below)

_____ Placed the defendant on probation for a period of _____ years/months with credit for _____ days in the Gadsden County Jail.

✓ Placed the Defendant on probation for a period of 5 years/months with the special condition of 9 days/months in the county jail with credit for 143 days.

_____ Placed the Defendant on Community Control for a period of _____ years/months with credit for _____ days.

_____ Placed the Defendant on Community Control for a period of _____ years/months with the special condition of _____ days/months in the county jail with credit for _____ days.

_____ Placed the Defendant on Community Control for _____ months/years followed by a period of Probation for _____ months/years. Special condition – serve _____ days/months in the county jail with credit for _____ days.

_____ Sentenced the Defendant to _____ days/months in the county jail with credit for _____ days.

_____ Sentenced the Defendant to _____ days/months in the county jail with credit for _____ days followed by _____ months/years on Community Control followed by _____ months years on Probation.

_____ Placed the Defendant on Community Control for _____ months/years followed by _____ months/years on Probation with credit for _____ days in the county jail.

2020 JAN 30 PM 2:20
FLORIDA GAMING CONTROL COMMISSION

SENTENCE

COUNT (S) 2

The defendant, being personally before this court, accompanied by the defendant's attorney of record, and having been adjudicated guilty/adjudication withheld herein, and the court having given the defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the defendant should not be sentenced as provided by law, and no cause being shown, was sentenced as follows:

_____ Sentenced the Defendant to _____ years/months in the Department of Corrections with credit for _____ days suspended on condition of: (see below)

_____ Placed the defendant on probation for a period of _____ years/months with credit for _____ days in the Gadsden County Jail.

_____ Placed the Defendant on probation for a period of _____ years/months with the special condition of _____ days/months in the county jail with credit for _____ days.

_____ Placed the Defendant on Community Control for a period of _____ years/months with credit for _____ days.

_____ Placed the Defendant on Community Control for a period of _____ years/months with the special condition of _____ days/months in the county jail with credit for _____ days.

_____ Placed the Defendant on Community Control for _____ months/years followed by a period of Probation for _____ months/years. Special condition – serve _____ days/months in the county jail with credit for _____ days.

✓ Sentenced the Defendant to 9 days/months in the county jail with credit for 143 days.

_____ Sentenced the Defendant to _____ days/months in the county jail with credit for _____ days followed by _____ months/years on Community Control followed by _____ months years on Probation.

_____ Placed the Defendant on Community Control for _____ months/years followed by _____ months/years on Probation with credit for _____ days in the county jail.

2025 JAN 30 PM 2:20

FLORIDA GAMING CONTROL COMMISSION

SPECIAL PROVISIONS PAGE

✓ COS WAIVED 1st 2 yrs.

_____ RANDOM UA'S

_____ EVAL & TREAT AS DIR FOR _____

✓ CRT RJR FOR 30 DAYS ON THE ISSUE/AMOUNT ~~OF RESTITUTION~~ for jury

_____ MAKE RESTITUTION TO _____ FOR _____ @ $_____ PER MONTH. STARTING _____ DAYS FROM TODAY/RELEASE.

_____ MAKE PAYMENTS TO REST. 1st

✓ NCWV/ NICWV/PROPERTY/CO-DEF'S Priscilla Thomas

_____ WRITE NO CHECKS

_____ NO CHECKING ACOUNTS

_____ PERFORM _____ C/S HRS @ _____ HOURS PER MONTH.

_____ DUI SCHOOL/RO DUI SCHOOL

_____ DL SUSPENDED FOR _____

_____ MOTION FOR EARLY TERM

✓ WORK RELEASE AUTHORIZED

_____ REPORT TO THE COJA ON _____ BY _____ PM.

_____ FORFEIT MONEY/FIREARM SEIZED TO _____

_____ TRANSFER SUPERVISION TO: _____

_____ ORIGINAL UNFULFILLED COND RE-IMPOSED.

_____ NO TRESPASSING

_____ ENTER AND COMPLETE RESIDENTIAL DRUG/ALCOHOL TREATMENT W/AFTERCARE IF NECESSARY.

_____ INPATIENT TREATMENT IF REC.

_____ REMAIN IN JAIL UNTIL BED SPACE IS AVAILABLE

_____ TERM ONCE MONIES ARE PAID

_____ DEFENDANT GIVEN CREDIT FOR ACTUAL DOC TIME SERVED AND ANY UNFORFEITED GAIN TIME.

_____ LETTER OF APOLOGY TO THE VICTIM _____ BY _____

_____ SET MINIMUM MONTHLY PAYMENT @ $_____ PER MONTH.

_____ COMPLETE ANGER MANAGEMENT COUNSELING.

✓ BATTERERS INTERV. PROGRAM *Enroll within 20 days.

_____ NEW HOPE DOM VIOL COUNSEL

_____ MON OBL REDUCED TO CJ

_____ DNA SAMPLE

_____ NO ILLEGAL DRUGS/ALCOHOL

_____ SEX OFFENDER COUNSELING

_____ PAY COSTS FROM CASE #_____ UNDER THIS CASE #.

_____ TESTIFY TRUTHFULLY

_____ TAKE PRESCRIBED MEDS

_____ 12 MONTH BENEFIT DISQUALIFIED

✓ Psyc. Evaluation + Counseling if rec.

Defendant Shon Thomas Case No. 06-483CF

JUDGMENT FOR FINES, COSTS, FEES AND SURCHARGES

IT IS THE JUDGMENT AND ORDER OF THE COURT THAT THE DEFENDANT IS LIABLE FOR AND SHALL PAY THE FOLLOWING:

1. ____ $_____ as a fine pursuant to 775.083, F.S.
2. ____ $_____ as the 5% surcharge required by 938.04, F.S.
3. ____ $3.00 as a court cots pursuant to 938.01(1) F.S. (Criminal Justice Trust Fund).
4. ____ $50.00 pursuant to 938.03, F.S. (Crimes Compensation Trust Fund).
5. ✓ $370.00 (felony)/$190.00 (misd.) pursuant to 938.05, F.S. (Local Gov Crim. Justice Trust Fund).
6. ____ $20.00 as a court costs pursuant to $938.06, F.S. (Crime Stopper Trust Fund).
7. ____ $2.00 as a court costs pursuant to 938.15, F.S. (County Criminal Justice Education).
8. ____ $2.00 as a court costs pursuant to 938.15, F.S. (City Criminal Justice Education).
9. ____ $3.00 as a court costs pursuant to 938.17, F.S. (Juvenile Justice Assessment).
10. ____ $3.00 as a court costs pursuant to 938.19, F.S. (Teen Court)
11. ____ If checked, the Defendant shall pay $135.00 as costs pursuant to 938.07, F.S. (Driving or Boating Under The Influence).
12. ____ If checked, the Defendant shall pay $40.00 as a fee pursuant to 27.52cF.S. (indigent Criminal Defense Trust Fund).
13. ____ If checked, the Defendant shall pay the following as additional statutorily mandated surcharges.
    ____ $201.00 as a surcharge and condition of supervision pursuant to 938.08, F.S. (Domestic Violence Trust Fund)
    ____ $151.00 as a surcharge and condition of supervision pursuant to 938.085, F.S. (Rape Crisis Program Trust Fund).

$_____ **TOTAL Fine and Statutorily Mandated Costs, Fees and Surcharges (Adjudicated Guilty).**

$_____ **TOTAL Statutorily Mandated Costs, Fees and Surcharges (Adjudication Withheld).**

IF CHECKED, THE DEFENDANT IS ORDERED TO PAY THE FOLLOWING DISCRETIONARY ITEMS:

14. ✓ $ 230 ~ as additional fine pursuant to 775.0835(1), F.S. (Optional Fine for the Crimes Compensation Trust Fund).
    ____ **If checked, discretionary fine is reduced to judgment, for which let execution issue.**

15. ____ $_____ **Statutory Incarceration and Other Correctional Costs as Liquidated Damages pursuant to 960.293(2)(a) and (b), F.S. (Victim Assistance – Determination of damages and Losses)**

IF CHECKED, THE DEFENDANT IS ORDERED TO PAY THE FOLLOWING DISCRETIONARY COSTS:

16. ____ $_____ for documented costs of prosecution pursuant to 938.27, F.S. payable to:_____
    _____.
    _____ **If checked, 938.27, F.S. costs <u>not requested</u> by State.**

17. ____ $_____ for prosecution/investigative costs pursuant to 939.01, F.S.
    ____ **If checked, 939.01, F.S. <u>not requested</u> by State.**

18. ____ $_____ for legal assistance costs or attorney fees pursuant to 938.29 and 27.56, F.S.
    ____ **If checked, 938.29 and 27.56, F.S. costs or fees <u>not requested</u> by Public Defender of Conflict Attorney.**

Page _____ of _____

RECEIVED
2025 JAN 30 PM 2:
FLORIDA GAMING CONTROL COMMISS

Defendant Shon Thomas Case Number 06-483CF

Other Provisions, continued:

Consecutive/Concurrent as to the other counts — ✓ It is further ordered that the sentence imposed for this count shall run (check one) ___ consecutive to ✓ concurrent with the sentence set forth in count ✓ of this case. ___ All counts to run concurrent with each other.

Consecutive/Concurrent as to other convictions — ✓ It is further ordered that the composite term of all sentences imposed for the counts specified in this order shall run (check one) _____ consecutive to ✓ concurrent with the following: (check one)

___ any active sentence being served.

✓ Specific sentences: 06-271CF

In the event the above sentence is to the Department of Corrections, the Sheriff of Gadsden County, Florida, is hereby ordered and directed to deliver the defendant to the Department of Corrections as the facility designated by the department together with a copy of this judgment and sentence and any other documents specified by Florida Statutes.

The defendant in open court was advised of the right to appeal from this sentence by filing notice of appeal within 30 days from this date with the clerk of this court and the defendant's right to the assistance of counsel in taking the appeal as the expense of the State on showing of indigence.

In imposing the above sentence, the court further recommends/orders _____

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FLORIDA GAMING CONTROL COMMISSION

2025 JAN 30 PM 2:20
FLORIDA GAMING CONTROL COMMISSION

Defendant Shon Thomas Case No. 06-483CF

IT IS FURTHER ORDERED AS FOLLOWS:

A. Defendant shall pay directly to the clerk of this court the total amount of the statutorily mandated costs and fines specified above within thirty (30) days from the date of this order; or,

B. Defendant may pay such total amount in equal monthly installments of $_____ beginning thirty (30) days after release from custody if a jail sentence was imposed. If the defendant is not sentenced to jail, payments begin thirty (30) days from the date of this order, and shall be paid by the 10th of each month until payment in full.

IT IS FURTHER ORDERED AND NOTICE IS HEREBY GIVEN THAT further required court appearances and hearings are set forth in the Notice of Statutorily Mandated Costs and Fine Provisions entered in court on the same day as this order which dates are incorporated herein and made a part of this judgment and order.

AT SUCH FURTHER COURT APPEARANCES AND HEARINGS, the defendant **shall appear in person** to review the defendant's payment record of statutorily and mandated costs and fines imposed **and to show legal cause, in the event the defendant has not paid or is not completely and fully current** with his/her payments, why defendant should not be **adjudged guilty** of civil contempt for failing to obey this judgment and order requiring full and regular payment **and there and then be committed to jail with purge or fined** in accordance with law.

THERE WILL BE NO FURTHER NOTICE OF THESE HEARINGS

If you have paid in full or are current in your payments by twelve o'clock noon on the day before each hearing, the defendant does not have to appear in court. However, if the defendant is not current or paid in full, he or she must appear in court on each of the scheduled dates. If the defendant fails to appear, a capias will immediately be issued for the defendant's delivery to jail from which he or she will be brought by the sheriff to appear in court as may be ordered by the Court.

These further court hearings and the defendant's appearance are required whether or not the defendant has been placed on probation, community control or other supervision and are required after the defendant's supervision has expired, UNTIL PAYMENT IS MADE IN FULL.

The defendant must immediately notify the clerk of court, in writing, of any change in his or her address. If the defendant fails to do so, he or she will be subject to being punished for contempt of court.

All fines, costs, fees and surcharge payments may be made by cash – money order – travelers checks - personal checks (if made out for the exact amount) payable to: Gadsden County Clerk of Courts at the Gadsden County Courthouse.

DONE AND ORDERED in open court on the 22ND day of DECEMBER 2006.

CIRCUIT JUDGE

Page _____ of _____

2025 JAN 30 PM 2:20

FLORIDA GAMING CONTROL COMMISSION
FILED FOR RECORD

07 JAN -5 PM 3:00

DOUGLAS THOMAS
CLERK CIRCUIT COURT
GADSDEN COUNTY FLA

STATE OF FLORIDA
Plaintiff

-VS-

SHON THOMAS
Defendant

SPN: ____
IN THE SECOND JUDICIAL CIRCUIT COURT, IN AND FOR GADSDEN COUNTY

CASE NUMBER: **2006-CF-483-A**

DC NUMBER: **N17710**

ORDER OF PROBATION

This cause coming before the Court to be heard, and you, the defendant, being now present before the court, and you having

☐ entered a plea of guilty to VOP
☒ entered a plea of nolo contendere to
☐ been found guilty by jury verdict to
☐ been found guilty by the court trying the case without a jury of

Count I:	FALSE IMPRISONMENT	Count	____
Count	____	Count	____
Count	____	Count	____
Count	____	Count	____

and the Court having withheld adjudication of guilt

IT IS ORDERED AND ADJUDGED that, the imposition of an incarcerative sentence is withheld and you are placed under the supervision of the Department of Corrections, such supervision to be subject to the provisions of the laws of this State.

☒ You are to be confined in the county jail for a term of **nine (9) months** with credit for **143** days previously served in jail as a special condition of **five (5) years probation** supervision. You will report in person within 24 hours or next business day if released on the weekend, to the probation office in **GADSDEN** County, Florida, unless otherwise instructed by an officer.

☐ You are to be committed to the Department of Corrections for a term of ____ with credit for ____ days previously served in jail followed by a period of ____ supervision

☒ shall run concurrent with **#06-271CF.**

IT IS FURTHER ORDERED that you shall comply with the following conditions of supervision as provided by Florida law:

(1) Not later than the fifth day of each month, unless otherwise directed, you will make a full and truthful report to your officer on the form provided for that purpose.
(2) You will pay directly to the State of Florida/Department of Corrections the amount of **$WAIVED FOR FIRST TWO (2) YEARS** per month supervision and 4% per month surcharge, unless otherwise waived in compliance with Florida Statutes
(3) You will not change your residence or employment or leave the county of your residence without first procuring the consent of your officer.
(4) You will not possess, carry or own any firearm without first procuring the consent of your officer and authorization of the court.
(5) You will live without violating the law. A conviction in a court of law shall not be necessary for such a violation to constitute a violation of your probation/community control.

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FLORIDA GAMING CONTROL COMMISSION

(6) You will not associate with any person engaged in any criminal activity.
(7) You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a physician. Nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
(8) You will work diligently at a lawful occupation, advise your employer of your probation status and support any dependents to the best of your ability, as directed by your officer.
(9) You will promptly and truthfully answer all inquiries directed to you by the court or the officer, and allow your officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions your officer may give you.
(10) You will submit to random testing as directed by the Correctional Probation Officer or the professional staff of the treatment center where he/she is receiving treatment to determine the presence of alcohol or illegal drugs

SPECIAL CONDITIONS

☐ (1) You will make restitution in the amount(s) set by the court which obligation(s) shall continue until paid in full, to:

	NAME:	AMOUNT:	
1.	____	$____	@ $____ PER MONTH
2.	____	$____	@ $____ PER MONTH
3.	____	$____	@ $____ PER MONTH
4.	____	$____	@ $____ PER MONTH

☐ Restitution to be paid joint / severally with co-defendant(s)
☒ Court reserves issue / amount of restitution for 30 days for amount for jury.

☐ (2) After service of one-half of the period of any probation, and upon payment in full of all statutorily mandated costs and fines imposed and completion of any special conditions of probation, you may be placed by the supervising department or agency in administrative or court probation status if approved by the court. All conditions of probation except condition (1) and (2) are to remain applicable. To attain such status you shall pay to the supervising department or agency a one-time nonrecurring processing fee of $50.00 and continue to comply with all conditions except conditions (1) and (2) or be subject to revocation of probation.
☒ (3) You must undergo an **Psychological** evaluation and, if treatment is deemed necessary, you must successfully complete the treatment, and be responsible for the payment of any costs incurred while receiving said treatment, unless waived. To sign up within .
☐ (4) You will submit to **urinalysis** at any time requested by your officer, or the professional staff of any treatment program where you are receiving treatment, to determine possible use of alcohol, drugs or controlled substances. You shall be required to pay for such tests unless payment is waived by your officer or the Court.
☐ (5) You shall abstain entirely from the use of **alcohol**, and you shall not associate with anyone who is illegally using drugs or consuming alcohol.
☐ (6) You shall not visit any establishment where the primary business is the sale and dispensing of alcoholic beverages.
☐ (7) You shall maintain full time employment or attend school full time or a combination of school/work during the term of your supervision.
☐ (8) You shall successfully complete course work required to obtain your GED Diploma during the term of your supervision.
☐ (9) You will not associate with ____ during the period of supervision.
☒ (10) You will have **NO** contact whatsoever with victim (Priscilla Thomas) during the period of supervision.
☐ (11) You shall enter the Department of Corrections Non-Secure Drug Treatment Program or other residential treatment program/Probation and Restitution Center for a period of **successful completion** as approved by your officer. You are to remain until you successfully complete said Program and you are to comply with all Rules and Regulations of the Program.
☐ You shall be confined in the county jail until placement in said program, and if you are confined the Sheriff Shall transport you to said program.
☐ (12) All remaining monies imposed originally remain in effect.
☐ (13) You will successfully complete the Probation & Restitution Program, abiding by all rules and regulations. While there you will received and participate in alcohol counseling. Probation will terminate after all conditions are satisfied.
☒ (14) You must successfully complete Batterer's Intervention Program, and be responsible for the payment of any costs incurred while receiving said treatment, unless waived. Enroll within 20 days.

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FLORIDA GAMING
CONTROL COMMISSION

☐ (15) You shall successfully complete ____ days Jail Work Camp and comply with all requirements of the program. To be signed up / report .
☐ (16) You shall successfully complete ___ hours of community service at a rate of ____.
☒ (17) Other: WORK RELEASE AUTHORIZED.

AND, IF PLACED ON DRUG OFFENDER PROBATION, YOU WILL COMPLY WITH THESE ADDITIONAL CONDITIONS

(23) You will participate in a specialized drug treatment program, either as an in-patient or out patient, as directed by your Probation Officer. You will attend all counseling sessions, submit to random urinalysis and, if an in-patient, you will comply with all operating rules, regulations and procedures of the treatment facility.
(24) You will not travel outside the county of residence except for emergencies involving your immediate family and for work purposes. All such travel must be approved by your Probation Officer.
(25) You shall participate in self-improvement programs (vocational, education, psychological) if so directed by your Probation Officer.
☐ (26) You will remain confined to your residence between the hours of **7:00 p.m.** and **7:00 a.m.**; however, your Probation Officer has the authority to impose a curfew consisting of different hours should your circumstances (night job, night school, etc.) indicate that a different curfew schedule is warranted.

AND, IF PLACED ON COMMUNITY CONTROL, YOU SHALL COMPLY WITH THESE ADDITIONAL CONDITIONS

(27) You will report to your officer at least one time a week, unless you have written consent otherwise.
(28) You will remain confined to your approved residence except for one half hour before and after your approved employment, public service work, or any other special activities approved by your officer.
(29) You will maintain an hourly accounting of all your activities on a daily log which you will submit to your officer on request.
(30) You will participate in self-improvement programs as determined by the court or your officer.
(31) You will submit to electronic monitoring of your whereabouts as required by your officer and be responsible for any cost incurred unless waived by the court.
(32) You will submit to random testing as directed by the Correctional Probation Officer or the professional staff of treatment center where he/she is receiving to determine the presence of alcohol or illegal drugs.
☐ (33) You will attend HIV/AIDS Awareness Program consisting of a class of not less than two (2) hours or more than four (4) hours in length, the cost for which shall be paid by the offender

Effective for probationers or community controllee's whose crime was committed on or after October 1, 1995, and who are placed under supervision for violation of chapter 794, s. 800.04, s. 827.071, or s. 847.0145, the court must impose the following conditions in addition to all other standard and special conditions imposed:

(34) A mandatory curfew from 10 p.m. to 6 a.m. The court may designate another 8-hour period if the offender's employment precludes the above specified time, and the alternative is recommended by the Department of Corrections. If the court determines that imposing a curfew would endanger the victim, the court may consider alternative sanctions.
(35) If the victim was under the age of 18, a prohibition on living within 1,000 feet of a school, day care center, park, playground, or other place where children regularly congregate, as prescribed by the court. The 1,000-foot distance shall be measured in a straight line from the offender's place of residence to the nearest boundary line of the school, day care center, park, playground, or other place where children congregate. The distance may not be measured by a pedestrian route or automobile route.
(36) Active participation in and successful completion of a sex offender treatment program with qualified practitioners specifically trained to treat sex offenders, at the probationer's or community controllee's own expense. If a qualified practitioner is not available within a 50-mile radius of the probationer's or community controllee's residence, the offender shall participate in other appropriate therapy.
(37) A prohibition on any contact with the victim, directly or indirectly, including through a third person, unless approved by the victim, the offender's therapist, and the sentencing court.

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FLORIDA GAMING
CONTROL COMMISSION

(38) If the victim was under the age of 18, a prohibition on contact with a child under the age of 18 except as provided in this paragraph. The court may approve supervised contact with a child under the age of 18 if the approval is based upon a recommendation for contact issued by a qualified practitioner who is basing the recommendation on a risk assessment. Further, the sex offender must be currently enrolled in or have successfully completed a sex offender therapy program. The court may not grant supervised contact with a child if the contact is not recommended by a qualified practitioner and may deny supervised contact with a child at any time.
(39) If the victim was under age 18, a prohibition on working for pay or as a volunteer at any schools, day care centers, parks, playgrounds, pet stores, libraries, zoos, theme parks, malls or other place where children regularly congregate
(40) Unless otherwise indicated in the treatment plan provided by the sexual offender treatment program, a prohibition on viewing, owning, or possessing any obscene, pornographic, or sexually stimulating visual or auditory material, including telephone, electronic media, computer programs, or computer services that are relevant to the offender's deviant behavior pattern.
(41) A requirement that the probationer or community controllee must submit two specimens of blood or other approved biological specimens to the Florida Department of Law Enforcement to be registered with the DNA data bank.
(42) A requirement that the probationer or community controllee make restitution to the victim, as ordered by the court under s. 775.089, for all necessary medical and related professional services relating to physical, psychiatric, and psychological care.
(43) Submission to a warrantless search by the community control or probation officer of the probationer's or community controllee's person, residence, or vehicle.

Effective for a probationer or community controllee whose crime was committed on or after October 1, 1997, and who is placed on sex offender probation for a violation of chapter 794, s. 800.04, s. 827.071, or s. 847.0145, in addition to any other provision of this subsection, the court must impose the following conditions of probation or community control:

(44) As part of a treatment program, participation at least annually in polygraph examinations to obtain information necessary for risk management and treatment and to reduce the sex offender's denial mechanisms. A polygraph examination must be conducted by a polygrapher trained specifically in the use of the polygraph for the monitoring of sex offenders, where available, and shall be paid by the sex offender. The results of the polygraph examination shall not be used as evidence in court to prove that a violation of community supervision has occurred.
(45) Maintenance of a driving log and a prohibition against driving a motor vehicle alone without the prior approval of the supervising officer.
(46) A prohibition against obtaining or using a post office box without the prior approval of the supervising officer.
(47) If there was sexual contact, a submission to, at the probationer's or community controllee's expense, an HIV test with the results to be released to the victim and/or the victim's parent or guardian.
(48) Electronic monitoring when deemed necessary by the community control or probation officer and his or her supervisor, and ordered by the court at the recommendation of the Department of Corrections.

Effective for probationers and community controllees whose crime is committed on or after July 1, 2005, and who are placed under supervision for violation of chapter 794, s. 800.04, s. 827.071, or s. 847.0145, a prohibition on accessing the Internet or other computer services until the offender's sex offender treatment program, after a risk assessment is completed, approves and implements a safety plan for the offender's accessing or using the Internet or other computer services.

Effective for a probationer or community controllee whose crime was committed on or after September 1, 2005, there is hereby imposed, in addition to any other provision of this section, mandatory electronic monitoring as a condition of the probation or community control supervision for those who:

(49) Are placed on probation or community control for a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older;
(50) Are designated a sexual predator pursuant to s. 775.21; or
(51) Has previously been convicted of a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older.

A SURCHARGE OF 4% WILL BE ADDED TO ALL PAYMENTS ORDERED BY THE COURT.

- ☒ (52) A fine in the sum of $230.00 pursuant to 775.0835, Florida Statutes. (This provision refers to the optional fine for the Crimes Compensation Trust Fund and is not applicable unless checked and completed.) Fines imposed as a part of a sentence to section 775.083, Florida Statutes are to be recorded on the sentencing page(s).
- ☒ (53) A sum of $370.00 pursuant to section 27.3455, F.S. (Local Government Criminal Justice Trust Fund).
- ☐ (54) A sum of $ 40.00 pursuant to section 27.56, Florida Statutes (Public Defender Fees).
- ☐ (55) A sum of $100.00 pursuant to section 893.13(8)(b), Florida Statutes (FDLE Crime Lab Fund).
- ☐ (56) A sum of $151.00 for Rape Crisis Trust Fund.
- ☐ (57) A sum of $_____ for Gadsden County Sheriff's Department Narcotics Unit.
- ☐ (58) A sum of $201.00, for Domestic Violence Fee.
- ☐ (59) A sum of $101.00, for Crimes Against a Minor.
- ☐ (60) A sum of $_____, for _____.

You have 30 days to appeal and if indigent the court will appoint an attorney for you. You are also hereby placed on notice that the court may at any time rescind or modify conditions of your supervision, or may extend the period of supervision as authorized by law, or discharge you from further supervision. If you violate any of the conditions of your supervision, you may be arrested and the court may revoke your supervision, adjudicate you guilty, if adjudication of guilt was withheld, impose any sentence which it might have imposed before placing you on supervision or require you to serve the balance of said sentence.

IT IS FURTHER ORDERED that, if you are in custody, when you have been released from confinement and have reported to the probation office within 24 hours and been instructed as to the conditions of probation/community control, you shall be released from custody and placed on supervision and if your are at liberty on bond, the sureties thereon shall thereafter stand discharged from liability.

IT IS FURTHER ORDERED that the Clerk of this court file this order in the clerk's office and provide certified copies of same to the appropriate officer for use in compliance with the requirements of law.

DONE AND ORDERED, on the 4th day of January A.D. 2007.

NUNC PRO TUNC: 12/22/06

P. Kevin Davey
Honorable P. Kevin Davey, Judge

I acknowledge receipt of a copy of this order and that the conditions have been explained to me.

Date: _____

_____
Defendant

Instructed by: _____
Supervising Officer

Davey / Felony
Judge/Division

RECEIVED
2023 JAN 30 PM 2:21
FLORIDA GAMING CONTROL COMMISSION

Rev. 7/1/06

FILED FOR RECORD
03 JUL -2 PM 1:52

CLERK CIRCUIT COURT
GADSDEN COUNTY FLA

RECEIVED
2025 JAN 30 PM 2:21
FLORIDA GAMING CONTROL COMMISSION

STATE OF FLORIDA
vs.
Shon Thomas
Defendant, pro se

Case No: 2006 CF 483 A

DEFENDANT'S PRO SE MOTION FOR MODIFICATION OF PROBATION

Date of Birth: [redacted] Social Security No. [redacted]

Address: 470 S Lanier City/State/Zip Havana, FL. 32333

Probation/CC Officer Name & Phone Number Officer Jason Price 850-875-8978 cell 850-559-3279

Date placed on this supervision: 12-22-06 Reason for making this request: Early Termination

I was placed on probation on 12-22-06 and have completed all conditions of my probation, and current on all monetary obligations. I have never tested positive on any random drug test, and never violated any conditions of my probation during my term of supervision. From 06-07 to current I have been employed full time with Gadsden County Public Work, and in the process of being married to a great woman. At this time I and ready to go on with my life. Please consider my request for early termination

The Defendant shall take this form to his/her supervising probation/ community control officer.
POSITION OF PROBATION / COMMUNITY CONTROL OFFICER:

No Objection / Objection. Signature: _____ Date: 7-2-09

This Officer has had no problems with the Defendant during the term of supervision. This Officer feels that the Defendant is a good candidate for early termination at this time. Any question please call this Officer

The supervising probation/community control officer shall forward form to the assigned ASA.
POSITION OF ASSIGNED ASSISTANT STATE ATTORNEY:

No Objection / Objection. Signature: Robert C. Hale Date: 7/2/09

The assigned ASA shall forward form to Felony Clerk. The Clerk shall forward form to Judge.
ORDER GRANTING / DENYING MOTION FOR MODIFICATION

The defendant's motion is GRANTED / DENIED.

L. Dekle 7-6-09
Date: Circuit Judge:

FILED FOR RECORD
09 JUL -6 PM 3:22
CLERK CIRCUIT COURT
GADSDEN COUNTY FLA

DISPOSED

FILED FOR RECORD
2006 MAY 23 PM 3:

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR GADSDEN COUNTY, FLORIDA

STATE OF FLORIDA

CASE NO. 06-00271CFA

CLERK CIRCUIT COURT
GADSDEN COUNTY FLA

vs.

INFORMATION

Shon Thomas
B/M, [redacted]
SSN:
2144 Kennedy Street
Quincy, FL 32351

Defendant(s).

_____/

INFORMATION FOR:

Count I SEXUAL BATTERY WITH DEADLY WEAPON (LF) (ref. #2696)
Count II AGGRAVATED ASSAULT WITH DEADLY WEAPON (F3) (ref. #2558)

IN THE NAME OF AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

WILLIAM N. MEGGS, State Attorney for the Second Judicial Circuit of the State of Florida, charges that in Gadsden County, the above named defendant(s):

COUNT I: On May 3, 2006, did unlawfully commit a sexual battery upon [redacted], a person twelve years of age or older, by penetrating her vagina with his penis, without the victim's consent and in the process thereof used or threatened to use a knife, a deadly weapon, contrary to Section 794.011(3), Florida Statutes.

COUNT II: : And On May 3, 2006, did unlawfully and intentionally make an assault upon [redacted] with a knife, a deadly weapon without intent to kill, contrary to Section 784.021(1)(a), Florida Statutes.

STATE OF FLORIDA
COUNTY OF GADSDEN
WILLIAM N. MEGGS, STATE ATTORNEY
SECOND JUDICIAL CIRCUIT

Robin Myers
Designated Assistant State Attorney

The foregoing instrument was acknowledged before me on May 19, 2006, by Robin Myers Designated Assistant State Attorney by William N. Meggs, State Attorney for the Second Judicial Circuit of the State of Florida, who is known to me and did take an oath stating good faith in instituting the prosecution and certifying that testimony was received under oath from the material witness or witnesses for the offense pursuant to F.R.Cr.P. 3.140(g).

Barbara Bennett
NOTARY PUBLIC

Barbara Bennett
Commission # DD473886
Expires October 4, 2009
Bonded Thru Fain - Insurance, Inc. 800-385-7019

EXHIBIT 2
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COMPLAINT / ARREST AFFIDAVIT — QUINCY POLICE DEPARTMENT

OTS Number: 20010179 35 | [X] Felony [ ] Misdemeanor [ ] Juvenile [ ] Traffic Warrant | Jail No.: 06-2 JFA | Police Case No.: 06001573

IDS No. | Agency Code | Municipal P.D. Def. ID No. | MDPD Records and ID No. | Court Case No.

DEFENDANT'S NAME	Last	First	Middle	DOB mo/day/yr	Sex	Race	Ethnic	Height	Weight	Hair	Eyes
THOMAS, SHON				[redacted]	M	B		510			

LOCAL ADDRESS	Street	City	State	Zip	Phone	Alias
2144 KENNEDY ST, QUINCY, FL 32351					850-6273996	

PERMANENT ADDRESS	Street	City	State	Zip	Phone	Address Source: Verbal / Driver's License / Other	Voter's ID

BUSINESS ADDRESS	Street	City	State	Zip	Phone	Occupation	Place of Birth
START/FSH							

DRIVER'S LICENSE NO.	State	Social Security No.	Scars, Tattoos, Unique Physical Features
[redacted]	FL	[redacted]	

Weapon Seized?	Type	Arrest Date mo/day/yr	Arrest Time	Arrest Location (include name of business)	GRID
( ) Yes (X) No	00	05/03/2006	1050	2144 KENNEDY ST	

If Def. has Concealed Weapons Permit.	For Robbery, Burglary, F/A Viol: Suspected history of drug involvement?	No. Cases Cleared	Influence of Drugs	Influence of Alcoh.	Citizenship	Resid. Type:
PERMIT # W-	Yes / Unk	00	(X) No / Yes / Unk	(X) No / Yes / Unk	US	(X) City / County / Florida / Out of State

CO-DEFENDANTS	Last	First	Middle	DOB mo/day/yr	In Custody / At Large	Felony / Misdemeanor / Juvenile
1.						
2.						

CODE — DRUG ACTIVITY: N. N/A; P. Possess; S. Sell; B. Buy; T. Traffic; R. Smuggle; D. Deliver; E. Use; K. Dispense/Distribute; Z. Other; M. Manufacture/Produce/Cultivate

DRUG TYPE: N. N/A; A. Amphetamine; B. Barbiturate; C. Cocaine; E. Heroin; H. Hallucinogen; M. Marijuana; O. Opium/Derv.; P. Paraphernalia/Equipment; S. Synthetic; U. Unknown; Z. Other

CHARGES	Attmpt	Type	Counts	STATUTE	D.V.	DAC DCAPIAS DBW DFW DPW DCITA	VIOLATION OF SECT.
1. DOMESTIC/AGG ASSAULT	N	M	01	784.021.1	1	1	50-1
2. BATTERY/SIMPLE	N	M	01	784.03.	1	1	50-1
3.				0..		1	OF THE CODE OF
4.				0..		1	

The undersigned certifies and swears that he has just and reasonable grounds to believe, and does believe that the above named Defendant

On the _____ day of _____ _____, At _____ (Time) ( ) A.M. ( ) P.M. _____ (Location: include name of business)

committed the following violation of law: Narrative: (Be specific) _____

SEE ATTACHED NARRATIVE

CLERK'S OFFICE CIRCUIT COURT GADSDEN COUNTY, FLA 2006 MAY 15 PM 12:08

Page ____ of ____

Hold for Other Agency

Agency _____ Verified by _____

I swear that the above Statement is correct and true to the best of my knowledge and belief.

MIXSON R
Officer's Name

Officer's Signature

GPD 842
Department Name | Court ID Number/Loc.Code

[ ] HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing)

Sworn to and subscribed before me, the undersigned authority, this 3 day of May 2025

Sgt. Leroy Dillard
Deputy of the Court or Notary Public

[ ] I understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date, and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify the Clerk of the Court (Juveniles notify Family Division Juvenile Section) anytime that my address changes.

[ ] You need not appear in court, but must comply with the instructions on the reverse side hereof.

_____
Signature of Defendant / Juvenile and Parent or Guardian

COURT COPY

USA Software, Inc. - FLARST1 - Jun 28 99

EXHIBIT 2
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NARRATIVE

CASE NUMBER: 06001573
OFFICER: Mixson R
DATE: 05/03/2006

I was dispatched to 933 Arlington Circle in reference to a domestic incident that occurred at 2144 Kennedy Street. I was informed that the victim, [redacted] had used the phone to call the police department at that residence. Upon arrival, I made contact with Ms. Priscilla Thomas and her 3-year old daughter, [redacted] was visibly shaken [redacted] told me that today, her husband, Shon Thomas, came to her mother's residence in Gretna, Florida. She told me that he took their daughter with him as well as the mother's cordless phone. She told me that she did not know why he took the cordless phone with him. She told me that she decided to go home. She told me that when she got home, her husband was angry with her, thinking that she had been seeing another person. She told me that when she arrived at the house, he would not let her leave. She told me that he pushed her into the wall and onto the floor. [redacted] indicated that he grabbed a knife from the kitchen and staid that he would stab her. She stated that he grabbed one of her wigs and started to cut the wig. She told me that he grabbed her and made stabbing motions to her midsection. She told me that she scratched him in defense to try to keep him from stabbing her. She also explained that she thought that he was going to stab her. She told me that he then put her on the floor and continued to make stabbing motions stating that he might as well kill her since she is popular. [redacted] stated that he put the knife to her throat and told her not to move. She stated that he then turned her over and pulled down her pants. She stated that he got on top of her and attempted to "find out if she had been messing with another man". She explained to me that he wanted to know if she was having sex or not. She told me that she did not want to have sex with him and did not want him to copulate with her. She stated that they had sex. [redacted] also stated that after he was finished, he told her that she could go and that they needed to separate. She told me that she grabbed her daughter and left the house. [redacted] also stated that her daughter, [redacted] was present with the incident took place. [redacted] provided a sworn, written statement. She was asked if she needed medical attention and she declined.

I spoke with [redacted] with her aunt present. She told me that "daddy stabbed mommy" and told me that it was not right.

Victim Advocate was called in reference to the incident and responded to the scene. She was briefed about the incident. The victim requested an injunction. [redacted] also stated that last week, her husband, Shon Thomas, went to her mother's house in Gretna, Florida. She told me that he pulled what she later found out was a toy gun on her, but at that time she thought it was a real gun. She stated that she did not report that incident to the Gretna Police Department.

I observed lacerations on [redacted]. One laceration was located on the lower left arm. It was a superficial scratch. There was an abrasion on her left elbow she stated that she sustained during the incident when she was possibly on the floor. She also had a laceration that was superficial. Both lacerations were red in color. I took photographs of the small lacerations and the abrasion with the Traffic Division's camera. The photographs were given to evidence.

[redacted] and I went back to the residence at 2144 Kennedy St. I observed the inside of the residence. Mr. Thomas was not there and his vehicle was gone. She told me that her glasses were lying under the couch as well as his watch was laying on the bedroom floor. She showed me where he pushed her against the wall and then grabbed her, pulling her down the hallway. She showed me where she was laying on the ground and where he flipped her over to have sex with her. On the floor was a man's shirt that she told me was his and he left it there. There was also a set of flip-slops on the floor next to the shirt that she indicated were his.

Lt. Moore was asked to seize the wig that Mr. Thomas was allegedly to have cut as well as the knife. The knife was located at the entertainment center near the master bedroom. Both items were placed into evidence. (see property receipt)

I received a call from the Gadsden County Sheriff's Office. I was informed that Lt. Jackson had Mr. Shon Thomas in his office. I made contact with Mr. Thomas at the Sheriff's Office. I read him his Miranda Right's per card, in front of Lt. Jackson. He elected to waive his rights and talk to me. Mr. Thomas told me that he did go to Gretna, Florida and that he was there to pick up his daughter. He told me that he then came home and his wife, [redacted] came home shortly afterward. He told me that she got mad at him and that she grabbed a knife. He told me that she cut him on his right arm with the knife. It was a superficial wound. He told me that he pushed her trying to keep away from the knife. I asked him that happened next and he told me that she left the house with [redacted] I asked him what happened to the cordless phone that he took from the house in Gretna. He told me that he was going to call her mother, but he took the phone. I asked him why he took the phone. He told me that he was going to make the call to her mother, but non-purposely took the phone. I asked him if he had sex with her. He told me that he did not. Mr. Thomas told me that he has marks on him. I observed the marks and observed scratch marks on his arm. One of the marks he indicated she caused with the knife. The other mark was an abrasion that was superficial. He told me that they have been married for about 4 years and that this is the first time that this type if incident has occurred. Pictures were taken of Mr. Thomas's cut marks on his right arm. The photographs were placed into evidence.

Mr. Thomas was asked if he would provide a DNA sample. He was informed of the cheek swab. He elected to provide a DNA swab. I swabbed his mouth with Lt. Stone present and the swab was placed into evidence. (see property receipt)

I arrested Mr. Thomas based on the information supplied and the evidence presented. Mr. Thomas was placed in handcuffs and transported to the Quincy Police Department. He was booked into the Gadsden County Jail.

Investigator Hall, Angie Heard(Victim Advocate) and the victim, [redacted] went to Tallahassee Memorial Hospital for a rape kit to be conducted.

[X] Yes, [ ] No, the victim desires notification upon defendant's release from incarceration.
[X] Yes, I did or [ ] No, I did not provide victims and witnesses with a informational brochure outlining his/her rights. If not provided, to whom, [ ]V or [ ]W and why?

I swear affirm the above statement is correct and true to the best of my knowledge and belief.

Officer/Complainant's Signature — Date: May 03, 2006

Sworn to and subscribed before me, the undersigned authority this 3 day of May 20 06. Name/Title of Person Authorized to Administer Oath.

Sgt. Tony Dilyard — Signature — Date: 5/3/06

Page ____ of ____ Page(s)

In the Circuit Court, 2nd Judicial Circuit,
in and for Gadsden County, Florida
Division Felony

FILED FOR RECORD
05 DEC 22 AM 10: 15
DOUGLAS THOMAS
CLERK CIRCUIT COURT
GADSDEN COUNTY FLA

State of Florida

vs Shon Thomas
Defendant

Case No. 06-271CF

JUDGMENT

The defendant, Shon Thomas, being personally before this court represented by D. Boothe, the attorney of record, and the state represented by Hughs, and having

___ been tried and found guilty by jury/by court of the following crime(s)

_V_ entered a plea of guilty to the following crime(s)

___ entered a plea of nolo contendere/admission (VOP) to the following crime(s)

Count	Charges	Offense Statute Numbers	Degree of Crime	Case Number	OBTS Number
2	Simple Assault	784.011		06-271	

_V_ And no cause being shown why the defendant should not be adjudicated guilty, **IT IS ORDERED** that the defendant is hereby **ADJUDICATED GUILTY** as to all counts or as to count(s) 2 and/or _____.

_____ And having been convicted of an attempt or offense enumerated in section 943.325, the defendant shall be required to submit two (2) specimens of blood or other biological specimens to the Department of Law Enforcement as provided for by law.

_____ And good cause being shown; IT IS ORDERED that ADJUDICATION OF GUILTY BE WITHHELD as to all counts or as to count(s) _____ and/or _____.

State of Florida

Case Number 06-271CF

Vs

Shon Thomas

FINGERPRINTS OF DEFENDANT

Fingerprints taken by: Rick Locke Deputy

Name Title

I HEREBY CERTIFY that the above and foregoing are the fingerprints of the defendant, Shon Thomas, and that they were placed thereon by the defendant in my presence in open court on this date.

DONE AND ORDERED in open court in Gadsden County, Florida, this 22ND day of DECEMBER 20 06.

R. Kevin Emmanuel

Circuit Judge

Page _____ of _____

EXHIBIT 2
Page 24/31

S E N T E N C E

COUNT (S) 2

The defendant, being personally before this court, accompanied by the defendant's attorney of record, and having been adjudicated guilty/adjudication withheld herein, and the court having given the defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the defendant should not be sentenced as provided by law, and no cause being shown, was sentenced as follows:

_____ Sentenced the Defendant to _____ years/months in the Department of Corrections with credit for _____ days suspended on condition of: (see below)

_____ Placed the defendant on probation for a period of _____ years/months with credit for _____ days in the Gadsden County Jail.

_____ Placed the Defendant on probation for a period of _____ years/months with the special condition of _____ days/months in the county jail with credit for _____ days.

_____ Placed the Defendant on Community Control for a period of _____ years/months with credit for _____ days.

_____ Placed the Defendant on Community Control for a period of _____ years/months with the special condition of _____ days/months in the county jail with credit for _____ days.

_____ Placed the Defendant on Community Control for _____ months/years followed by a period of Probation for _____ months/years. Special condition – serve _____ days/months in the county jail with credit for _____ days.

✓ Sentenced the Defendant to 60 days/months in the county jail with credit for 60 days.

_____ Sentenced the Defendant to _____ days/months in the county jail with credit for _____ days followed by _____ months/years on Community Control followed by _____ months years on Probation.

_____ Placed the Defendant on Community Control for _____ months/years followed by _____ months/years on Probation with credit for _____ days in the county jail.

SPECIAL PROVISIONS PAGE

_____COS WAIVED

_____RANDOM UA'S

_____EVAL & TREAT AS DIR FOR _____

_____CRT RJR FOR _____ DAYS ON THE ISSUE/AMOUNT OF RESTITUTION

_____ MAKE RESTITUTION TO _____ FOR _____ @ $_____ PER MONTH. STARTING _____ DAYS FROM TODAY/RELEASE.

_____MAKE PAYMENTS TO REST. 1st

_____NCWV/ NICWV/PROPERTY/CO-DEF'S

_____WRITE NO CHECKS

_____NO CHECKING ACOUNTS

_____PERFORM _____ C/S HRS @ _____ HOURS PER MONTH.

_____DUI SCHOOL/RO DUI SCHOOL

_____DL SUSPENDED FOR _____

_____MOTION FOR EARLY TERM

_____WORK RELEASE AUTHORIZED

_____REPORT TO THE COJA ON _____ BY _____ PM.

_____FORFEIT MONEY/FIREARM SEIZED TO _____

_____TRANSFER SUPERVISION TO:

_____

_____ORIGINAL UNFULFILLED COND RE-IMPOSED.

_____ NO TRESPASSING

_____ENTER AND COMPLETE RESIDENTIAL DRUG/ALCOHOL TREATMENT W/AFTERCARE IF NECESSARY.

_____ INPATIENT TREATMENT IF REC.

_____REMAIN IN JAIL UNTIL BED SPACE IS AVAILABLE

_____TERM ONCE MONIES ARE PAID

_____DEFENDANT GIVEN CREDIT FOR ACTUAL DOC TIME SERVED AND ANY UNFORFEITED GAIN TIME.

_____LETTER OF APOLOGY TO THE VICTIM _____ BY _____

_____SET MINIMUM MONTHLY PAYMENT @ $_____PER MONTH.

_____ COMPLETE ANGER MANAGEMENT COUNSELING.

_____ BATTERERS INTERV. PROGRAM

_____ NEW HOPE DOM VIOL COUNSEL

_____ MON OBL REDUCED TO CJ

_____ DNA SAMPLE

_____ NO ILLEGAL DRUGS/ALCOHOL

_____ SEX OFFENDER COUNSELING

_____ PAY COSTS FROM CASE #_____ UNDER THIS CASE #.

_____ TESTIFY TRUTHFULLY

_____ TAKE PRESCRIBED MEDS

_____ 12 MONTH BENEFIT DISQUALIFIED

Defendant Shon Thomas Case No. 06-271CF

JUDGMENT FOR FINES, COSTS, FEES AND SURCHARGES

IT IS THE JUDGMENT AND ORDER OF THE COURT THAT THE DEFENDANT IS LIABLE FOR AND SHALL PAY THE FOLLOWING:

1. ____ $_____ as a fine pursuant to 775.083, F.S.
2. ____ $_____ as the 5% surcharge required by 938.04, F.S.
3. ____ **$3.00** as a court cots pursuant to 938.01(1) F.S. (Criminal Justice Trust Fund).
4. ____ **$50.00** pursuant to 938.03, F.S. (Crimes Compensation Trust Fund).
5. ✓ **$370.00** (felony)/**$190.00** (misd.) pursuant to 938.05, F.S. (Local Gov Crim. Justice Trust Fund).
6. ____ **$20.00** as a court costs pursuant to $938.06, F.S. (Crime Stopper Trust Fund).
7. ____ **$2.00** as a court costs pursuant to 938.15, F.S. (County Criminal Justice Education).
8. ____ **$2.00** as a court costs pursuant to 938.15, F.S. (City Criminal Justice Education).
9. ____ **$3.00** as a court costs pursuant to 938.17, F.S. (Juvenile Justice Assessment).
10. ____ **$3.00** as a court costs pursuant to 938.19, F.S. (Teen Court)
11. ____ If checked, the Defendant shall pay **$135.00** as costs pursuant to 938.07, F.S. (Driving or Boating Under The Influence).
12. ____ If checked, the Defendant shall pay **$40.00** as a fee pursuant to 27.52cF.S. (indigent Criminal Defense Trust Fund).
13. ____ If checked, the Defendant shall pay the following as additional statutorily mandated surcharges.
    ____ **$201.00** as a surcharge and condition of supervision pursuant to 938.08, F.S. (Domestic Violence Trust Fund)
    ____ **$151.00** as a surcharge and condition of supervision pursuant to 938.085, F.S. (Rape Crisis Program Trust Fund).

$_____ **TOTAL Fine and Statutorily Mandated Costs, Fees and Surcharges (Adjudicated Guilty).**

$_____ **TOTAL Statutorily Mandated Costs, Fees and Surcharges (Adjudication Withheld).**

IF CHECKED, THE DEFENDANT IS ORDERED TO PAY THE FOLLOWING DISCRETIONARY ITEMS:

14. ✓ $ 125- as additional fine pursuant to 775.0835(1), F.S. (Optional Fine for the Crimes Compensation Trust Fund).
    ____ **If checked, discretionary fine is reduced to judgment, for which let execution issue.**

15. ____ $_____ **Statutory Incarceration and Other Correctional Costs as Liquidated Damages pursuant to 960.293(2)(a) and (b), F.S. (Victim Assistance – Determination of damages and Losses)**

IF CHECKED, THE DEFENDANT IS ORDERED TO PAY THE FOLLOWING DISCRETIONARY COSTS:

16. ____ $_____ for documented costs of prosecution pursuant to 938.27, F.S. payable to:_____
    _____
    _____ **If checked, 938.27, F.S. costs <u>not requested</u> by State.**

17. ____ $_____ for prosecution/investigative costs pursuant to 939.01, F.S.
    ____ **If checked, 939.01, F.S. <u>not requested</u> by State.**

18. ____ $_____ for legal assistance costs or attorney fees pursuant to 938.29 and 27.56, F.S.
    ____ **If checked, 938.29 and 27.56, F.S. costs or fees <u>not requested</u> by Public Defender of Conflict Attorney.**

Defendant Shon Thomas Case Number 06-271CF

Other Provisions, continued:

Consecutive/Concurrent as to the other counts

___ It is further ordered that the sentence imposed for this count shall run (check one) ___ consecutive to ___ concurrent with the sentence set forth in count ___ of this case. _____ All counts to run concurrent with each other.

Consecutive/Concurrent as to other convictions

✓ It is further ordered that the composite term of all sentences imposed for the counts specified in this order shall run (check one) _____ consecutive to ✓ concurrent with the following: (check one)

___ any active sentence being served.

✓ Specific sentences: 06-483CF

In the event the above sentence is to the Department of Corrections, the Sheriff of **Gadsden** County, Florida, is hereby ordered and directed to deliver the defendant to the Department of Corrections as the facility designated by the department together with a copy of this judgment and sentence and any other documents specified by Florida Statutes.

The defendant in open court was advised of the right to appeal from this sentence by filing notice of appeal within 30 days from this date with the clerk of this court and the defendant's right to the assistance of counsel in taking the appeal as the expense of the State on showing of indigence.

In imposing the above sentence, the court further recommends/orders _____

Defendant Shon Thomas Case No. 06-271CF

IT IS FURTHER ORDERED AS FOLLOWS:

A. Defendant shall pay directly to the clerk of this court the total amount of the statutorily mandated costs and fines specified above within thirty (30) days from the date of this order; or,

B. Defendant may pay such total amount in equal monthly installments of $_____ beginning thirty (30) days after release from custody if a jail sentence was imposed. If the defendant is not sentenced to jail, payments begin thirty (30) days from the date of this order, and shall be paid by the 10th of each month until payment in full.

IT IS FURTHER ORDERED AND NOTICE IS HEREBY GIVEN THAT further required court appearances and hearings are set forth in the Notice of Statutorily Mandated Costs and Fine Provisions entered in court on the same day as this order which dates are incorporated herein and made a part of this judgment and order.

AT SUCH FURTHER COURT APPEARANCES AND HEARINGS, the defendant **shall appear in person** to review the defendant's payment record of statutorily and mandated costs and fines imposed **and to show legal cause, in the event the defendant has not paid or is not completely and fully current** with his/her payments, why defendant should not be **adjudged guilty** of civil contempt for failing to obey this judgment and order requiring full and regular payment **and there and then be committed to jail with purge or fined** in accordance with law.

THERE WILL BE NO FURTHER NOTICE OF THESE HEARINGS

If you have paid in full or are current in your payments by twelve o'clock noon on the day before each hearing, the defendant does not have to appear in court. However, if the defendant is not current or paid in full, he or she must appear in court on each of the scheduled dates. If the defendant fails to appear, a capias will immediately be issued for the defendant's delivery to jail from which he or she will be brought by the sheriff to appear in court as may be ordered by the Court.

These further court hearings and the defendant's appearance are required whether or not the defendant has been placed on probation, community control or other supervision and are required after the defendant's supervision has expired, UNTIL PAYMENT IS MADE IN FULL.

The defendant must immediately notify the clerk of court, in writing, of any change in his or her address. If the defendant fails to do so, he or she will be subject to being punished for contempt of court.

All fines, costs, fees and surcharge payments may be made by cash – money order – travelers checks - personal checks (if made out for the exact amount) payable to: Gadsden County Clerk of Courts at the Gadsden County Courthouse.

DONE AND ORDERED in open court on the 22ND day of DECEMBER 2006.

CIRCUIT JUDGE

Page _____ of _____

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT IN AND FOR GADSDEN COUNTY, FLA.

STATE VS SHON THOMAS CASE NO. 06-271CFA

JUDGE KEVIN DAVEY DATE DECEMBER 22, 2006

STATE ATTORNEY MYERS DEF ATTY D. BOOTHE

DEPUTY CLERK ~~YOUNG~~ Murray CRT REPORTER Doherty

PLEA AND/OR TRIAL INFORMATION: ✓ Def withdrew former plea ____ Am. info filed ____ Def waived arrn.

	Guilty	Nolo	As Charged	To lesser charge of
1			Sexual Battery	
2			✓ Agg Assault W/DW	Simple Assault
3				
4				
5				

✓ Plea form filed (____)
✓ Def sworn & examined as to plea
✓ Plea accepted
✓ Factual basis found by Judge
✓ State Nolle Prossed ____ No Info
Count #1 Case #
✓ PSI Waived ___ Referred for PSI/PDR

Sentencing set for ____ @ ____ AM/PM

FINAL DISPOSITION DATE: DECEMBER 22, 2006

	ADJ GUILTY	ADJ W/H	DOC	CO. JAIL	PROB.	COMM CONT	PRR/ HFO	JAIL CR.	CONCURRENT/ ~~CONSECUTIVE~~
1									
2	✓			60d				60d	
3									06-483CF
4									
5									

SPECIAL CONDITIONS OF PROBATION

____ Testify truthfully ____ Random UA's ____ DNA Sample
____ Evaluation & treatment as directed for ____
____ Crt reserves issue/amount of restitution for ____ days
____ Make restitution - $____ to ____
@ ____ per month. Starting ____ days after release.
____ Make payments to restitution first then costs.
____ No contact/Peaceful contact w/victim-co-def's-property.
____ Write no checks/Have no checking account.
____ Perform ____ hours of Community Service.
____ Drivers license suspended for ____
____ Motion for early term/Term if complied after half.
____ Work Release Authorized.
____ Forfeit ____ seized to arresting agency.
____ Transfer Supervision to ____
____ Report to COJA on ____ by ____
✓ Advised of Right to Appeal.
Refund Cash Bond

ASSESSMENTS

FINE $ 25-
Rape Crisis Trust Fund $151.00
Dom Viol Fee $201.00
Investigative Costs $
Court Costs ~~$370.00~~ 190-
CCTF $50.00
F.S. 943.25 - $3.00
County LE $2.00
Fla. Crime Lab 893 FS $
Public Defender Fee $40.00
State Attorney Fee $
Crimes Against Minor $101.00
GCSO Narcotics Unit $
Court Costs Waived
Pay Costs under Case #
Court Costs due date
Estreat Cash Bond

06-823-mm

PROBABLE CAUSE AFFIDAVIT

2006m 22646

GRETNA POLICE DEPARTMENT

Agency Name

Agency Report Number: 20.06.08.020.1

Location of Offense (Address / Common Name & Zone): 27 Lanier Lane Gretna Florida

Date of Offense: 08.20.06

Date of Arrest:

Name (Last, First, Middle): Thomas, [redacted] Shawn

Race: W - White, B - Black, I - American Indian, O - Oriental / Asian

Height: 5'10 | Weight: 162 | Eyes/Color: Brown | Hair Color: Black | Complexion: Medium | Build: Medium

Address (Street, Apt. Number): 90 Barns Road | (City): Chattahoochee | (State): FL | (Zip): 32332 | Phone: (850) 663-4951

Name of Parent or Guardian (Last, First, Middle): 1. Parent 2. Legal Custodian 3. Other

Residence Phone: ( )

Local Address (Street, Apt. Number) | (City) | (State) | (Zip) | Business Phone: ( )

Notified By: (Name) | Date | Time | Juvenile Disposition: 1. Handled/Processed Within Dept. and Released 2. Turned over to HRS/CYF 3. Incarcerated (County Jail)

Released To: (Name) | Relationship | Date | Time

Activity: A. Bail B. Bond C. Booked D. Dismissed E. Extradited F. Fingerprinted G. Fugitive H. Held for Other Agency I. Identified J. Juvenile K. Released L. Traffic M. Manufacture / Purchase / Sell / Use N. Narcotic O. Other P. Paraphernalia Seized Q. Polygraph R. Property Seized S. Search Warrant T. Stolen U. Unknown V. Victim Notified W. Warrant X. Other Y. Other Z. Other

Charge Description: Domestic Assault (Battery) Simple | Code: T | State Statute Number: [redacted] | State Attorney Number | Court Number | Date Issued: AUG 20 | Time Issued: 11:16 | Violation of Section (ORS)

PC # Harassing Telephone Calls

Charge Description | Code | F.S. Ord. | State Statute Number | Violation of Section (ORS)

Account / Unit | State Attorney Number | Court Number

PC # | Capias | AC | BW | FW | PW | Juv. PU | Citation | Date Issued | Whrt. Att. # | Domestic Viol. Inj. | Order of Arrest

Charge Description | Code | F.S. Ord. | State Statute Number | Violation of Section (ORS)

Account / Unit | State Attorney Number | Court Number

PC # | Capias | AC | BW | FW | PW | Juv. PU | Citation | Date Issued | Whrt. Att. # | Domestic Viol. Inj. | Order of Arrest

The undersigned applies and swears that he/she has just and reasonable grounds to believe, and does believe that the above-named Defendant committed the following violation of law:

On the 3rd day of August 2006 at 17:00 A.M. P.M. (Specifically include facts constituting cause for arrest.)

Follow-up Investigation in reference to case number 20060801 0 please see the attached report. Contact was made with victim [redacted], who was assaulted on the previous day by defendant / husband, Shawn Thomas. As a follow-up to the events that occurred to the victim on the previous day of 8/19/06, this officer was notified by [redacted] that her husband was constantly harassing her via telephone. The victim advised this officer that the defendant stated that he witnessed me interviewing the her in reference to the previous assault that she incurred by way of Mr. Thomas. The victim stated that the defendant called her multiple times from the phone numbers of 339-1811, and 322-0418. I observed the victim's caller-ID, and it displayed a call from 339-1811 at 9:50 pm, and also a call from 322-0418 at 9:51 p.m. The victim stated that she felt unsafe and threatened due to yesterdays events, and due to that fact that he was watching her Home.

P.C. Exists for Charge(s) | Judge's Signature | Date

Miranda Warning | Held for Other Agency | Verified By: Name

Adults Only: Held For First Appearance / Do Not Stand Club. Reason:

I swear/affirm the above and reverse and attached statements are true and correct.

Officer's / Complainant's Signature: Trevor Bixby 407

Sworn to and subscribed before me, this 3rd day of August 2006

Name / Title of Person Authorized to Administer Oath: L. R. [illegible] 402

Date: 8-28-06 | Bond: Charge 1: 2.50 | Bond: Charge 2: No Contact

Bond Type: 1. ROR 2. Cash 3. Surety (Bail Bond) 4. Cash/Surety 5. Other: with | Type: Victim

Returnable Court Date | Returnable Court Time | A.M. P.M.

Release Date | Release Time | A.M. P.M.

Releasing Officer | Page | Page

Quincy Printing & Graphics

EXHIBIT 2
Page 31/31

Florida dbpr Department of Business & Professional Regulation

Divi

Talla
Phone: 850.4

FILED
Department of Business and Professional Regulation
Deputy Agency Clerk
CLERK Evette Lawson-Proctor
Date 8/2/2019
File #

Halsey Beshears, Secretary

Ron DeSantis, Governor

July 31, 2019

Mr. Shon D. Thomas
61 Bellamy Road
Chattahoochee, Florida 32324

Letter of License Denial

Dear Mr. Thomas:

This Letter of License Denial ("Denial") serves to inform you that your application for a Pari-Mutuel Wagering Cardroom Combo General License is denied in accordance with the provisions of chapters 550 and 849, Florida Statutes, and the rules promulgated thereto. This Denial is based upon your following criminal disposition:

> 12/22/2006 – False Imprisonment (F-3) – Adjudication Withheld – Gadsden County, Florida (Case No. 202006CF000483XXAXMX)

This conviction is a disqualifying offense under sections 550.105(5) and 849.086(6)(g), Florida Statutes. A withheld adjudication of guilt is considered a conviction for licensing under sections 550.105(5) and 849.086(6)(f), Florida Statutes. Failure to disclose convictions as required by a license application is a basis for denial of the application under section 559.791, Florida Statutes.

Your Request for Waiver has been denied based on your failure to meet the requirements of section 550.105(5)(c), Florida Statutes.

You are advised you may not work in any position requiring licensure or be within a restricted area at a pari-mutuel facility without an appropriate valid occupational license.

Pursuant to section 120.57, Florida Statutes, you may request a hearing to challenge the Division's decision within twenty-one (21) days of receipt of this Denial, as provided for in Rule 28-106, *Florida Administrative Code*, and the attached Notice of Rights.

If you do not request a hearing within twenty-one (21) days of your receipt of this Denial, this Denial will become the Agency's Final Order. If this Denial becomes a Final Order, you will have 30 days to file for an appeal pursuant to section 120.68, Florida Statutes.

Sincerely,

Louis Trombetta, Director
Division of Pari-Mutuel Wagering

Attachment: Notice of Rights

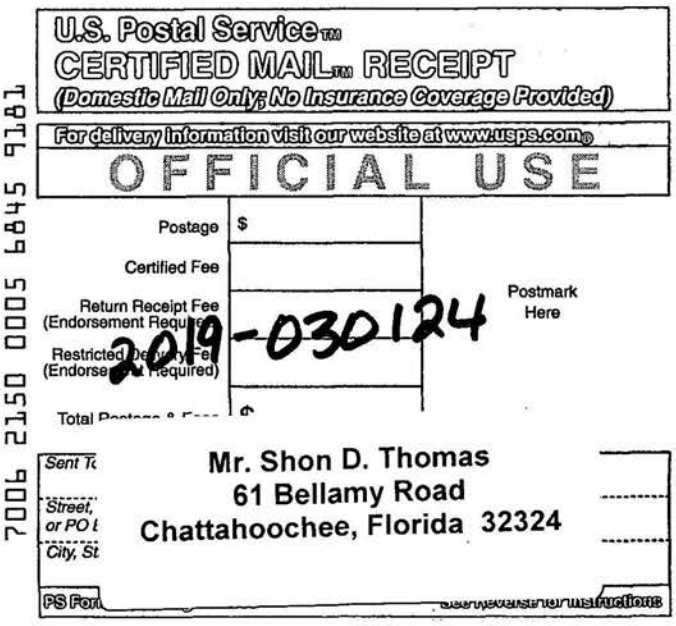
CERTIFICATE OF SERVICE

I hereby certify this 2 day of August, 2019, that a true copy of the foregoing has been furnished by regular U.S. mail to:

Shon D. Thomas
61 Bellamy Road
Chattahoochee, Florida 32324

Evette L. Proctor
AGENCY CLERK'S OFFICE
Department of Business and Professional Regulation

Case No. 2019-030124



LICENSES

Licensee Search

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth:
First Name: shon
Middle Name: d
Last Name: thomas
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State

Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off

February 21, 2025

Mr. Shon D Thomas
61 Bellomy Road
Chattahoochee, Florida 32324

RE: Application No. 78820, Entity 12074189
1012 - Cardroom Employee Occupational

Dear Mr. Thomas:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- Application is incomplete: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 2 of the application. If you have ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges, you must list the offenses in the Background Information section and provide court disposition records. Please initial and date any changes made to your application.

  You must list the information on your application and provide the arrest report and court disposition records for the following charges:
  - Gadsden County, Florida Arrest(s) – 05/03/2006

  You must provide the arrest report records for the following charges:
  - Gadsden County, Florida Arrest(s) – 08/03/2006

  Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

- Application is incomplete: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 2 of the application. You must complete the Type of Occupational License, Occupation, Facility Where Employed, Access to Cardroom, First Time Applying in Florida, Supervisor or Shareholder, and Do You Own or Lease Animals sections. Please initial and date any changes made to your application.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.794-8130.

Additionally, if needed, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. DBPR PMW 3180 - Request for Waiver and DBPR PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application.

If you fail to provide the Florida Gaming Control Commission with a complete application by 05/30/2025, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions please call 850.794-8130.

Thank you,

TL/RK
Operations Analyst II

April 17, 2025

Mr. Shon D Thomas
61 Bellomy Road
Chattahoochee, Florida 32324

RE: Application No. 78820, Entity 12074189
1012 - Cardroom Employee Occupational

Dear Mr. Thomas:

Your application for an occupational license with the Office of Operations has been received. The items checked below are either missing or require correction before the processing of your application can be completed:

- Application is incomplete: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 3 of the application. If you have ever been convicted of or had adjudication withheld for any crime or pled guilty or nolo contendere to any criminal charges, you must list the offenses in the Background Information section and provide court disposition records. Please initial and date any changes made to your application.

  You must list the information on your application for the following charges:
  - Gadsden County, FL – 05/03/2006

  You must provide the court disposition records for the following charges:
  - Gadsden County, FL – 08/02/2006- (Case #202006CF000483AXXXMX)

  Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

- Application is incomplete: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 2 of the application. You must complete the Type of Occupational License, Occupation, facility where employed, access to cardroom, first time applying in Florida, Supervisor or Shareholder, and Do you own or lease animals sections. Please initial and date any changes made to your application.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.488.3211.

If you fail to provide the Florida Gaming Control Commission with a complete application by 05/30/2025, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions please call 850.488.3211.

Additionally, if needed, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. DBPR PMW 3180 - Request for Waiver and DBPR PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application.

Thank you,

TL
Operations Analyst II

May 6, 2025

Mr. Shon D Thomas
61 Bellomy Road
Chattahoochee, Florida 32324

RE: Application No. 78820, Entity 12074189
1012 - Cardroom Employee Occupational

Dear Mr. Thomas:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- Application is incomplete: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 2 of the application. You must complete the Type of Occupational License, Occupation, facility where employed, access to cardroom, first time applying in Florida, Supervisor or Shareholder, and Do you own or lease animals sections. Please initial and date any changes made to your application.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.794.8130.

If you fail to provide the Florida Gaming Control Commission with a complete application by 05/30/2025, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions please call 850.794.8130.

Additionally, if needed, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. DBPR PMW 3180 - Request for Waiver and DBPR PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application.

Thank you,

TL
Operations Analyst II

Jackelin Rodriguez

From: Daniel E. Jones <dajones@WindCreek.com>
Sent: Monday, June 9, 2025 1:28 PM
To: Jackelin Rodriguez
Subject: Letter of Recommendation for Shon Thomas – Gaming License Application

Follow Up Flag: Follow up
Flag Status: Flagged

You don't often get email from dajones@windcreek.com. Learn why this is important

To Whom It May Concern,

I am writing to offer my full recommendation for **Mr. Shon Thomas** in his application for a gaming license with the State of Florida. I have had the pleasure of knowing and working with Shon for 8 years, and during this time, I have found him to be an individual of exceptional character, integrity, and professionalism.

Shon has consistently demonstrated a high level of responsibility, attention to detail, and ethical judgment—qualities essential for maintaining the public trust and regulatory standards required in the gaming industry. He approaches his work with diligence and transparency, and he holds himself to the highest standards of conduct.

Moreover, Shon is highly respected by his peers and colleagues for his reliability and commitment to fairness. I am confident in his ability to comply with all regulatory requirements and uphold the laws and values governing gaming operations in Florida.

Please do not hesitate to contact me if you require any additional information. I fully support Shon Thomas's application and trust he will be a valuable asset to Florida's regulated gaming environment.

Daniel E. Jones
Manager, Property Operations G&A
Creek Entertainment Gretna
dajones@windcreek.com
W: 850-875-6922
C: 850-726-0257

9. Discussion of Motion to Vacate Final Order or Amend Final Order

MEMORANDUM

To: The Florida Gaming Control Commission
From: Office of the General Counsel
Re: FGCC v. Christopher Wu; Case No. 2024-039228
Motion to Vacate and/or Amend Final Order
Date: September 4, 2025

Executive Summary

The Commission issued a final order excluding Respondent from all facilities in the state of Florida. On August 1, 2025, Respondent's counsel filed a motion to vacate and/or amend the final order in Case No. 2024-039228.

Pertinent Facts

On or about June 21, 2024, Respondent was ejected from Hialeah Park Racing & Casino. Based on this ejection, the Division filed an administrative complaint, seeking to exclude Respondent from all facilities in the state of Florida under sections 550.0251(6) and 551.112, Florida Statutes.

During the July 8, 2025, Commission meeting, Commissioners considered this matter and voted to exclude Respondent from all facilities in this state. On July 16, 2025, the Commission issued a final order, excluding Respondent from all facilities in the state of Florida. On August 1, 2025, Respondent's counsel filed a motion to vacate and/or amend the final order in Case No. 2024-039228.

Analysis

Respondent can be excluded from all facilities in this state.

Section 550.0251(6), Florida Statutes, provides:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may

> exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state. The commission may authorize any person who has been ejected or excluded from pari-mutuel facilities in this state or another state to attend the pari-mutuel facilities in this state upon a finding that the attendance of such person at pari-mutuel facilities would not be adverse to the public interest or to the integrity of the sport or industry; however, this subsection shall not be construed to abrogate the common-law right of a pari-mutuel permitholder to exclude absolutely a patron in this state.

Likewise, section 551.112, Florida Statutes, provides, in relevant part "[t]he Commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state." However, the commission may authorize any person who has been ejected or excluded from pari-mutuel facilities in this state or another state to attend the pari-mutuel facilities in this state upon a finding that the attendance of such person at pari-mutuel facilities would not be adverse to the public interest or to the integrity of the sport or industry.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FLORIDA GAMING CONTROL COMMISSION,

Petitioner,

v. FGCC Case No.: 2024-039228

CHRISTOPHER WU,

Respondent.
_____/

RESPONDENT'S MOTION TO VACATE AND/OR AMEND FINAL ORDER

Respondent, Christopher Wu, by and through its undersigned counsel, hereby respectfully requests that the Florida Gaming Control Commission ("FGCC" or "Commission") reconsider the scope of the exclusion order against him, and amend the Final Order in this matter to vacate Respondent's exclusion from Florida pari-mutuel facilities other than South Florida Racing Association, LLC d/b/a Hialeah Park Racing and Casino ("Hialeah Park"). In support thereof, Respondent states the following:

Background

1. Respondent currently holds a valid Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License, number 8094342, issued by the Commission pursuant to sections 550.105(2)(a), 551.107(2)(b), and 849.086(6), Florida Statutes.

2. Respondent has worked in the pari-mutuel gaming industry for 24 years, including at Hialeah Park.

3. On June 12, 2024, an incident occurred where Respondent allegedly left a float chip cart containing chip imprest trays unattended for a total of 22 minutes.

4. Based on this incident, on June 21, 2024, Hialeah Park terminated Respondent's

employment and permanently excluded him from the facility. Respondent was not provided an election of rights or point of entry to challenge the underlying allegations.

5. On August 7, 2024, the Commission filed an Administrative Complaint against Respondent.

6. The Complaint did not allege that Respondent violated any statute or administrative rule, nor did it seek disciplinary action against his license. Rather, the Complaint sought to exclude Respondent from all pari-mutuel and slot machine facilities based solely on his exclusion from Hialeah Park.

7. On May 21, 2025, the Commision held an informal hearing in this matter and on June 27, 2025, the Hearing Officer issued a Recommended Order.

8. In the Recommended Order, the Hearing Officer stated that "Given Respondent's extensive and ongoing employment in the gaming industry, coupled with the lack of any complaint about Respondent's conduct-other than peaceful behavior-it would not be against public policy to limit Respondent's exclusion to Hialeah Park." *Recommended Order* at ¶18. Therefore, the Hearing Officer recommended that Respondent's exclusion be limited to only Hialeah Park.

9. On July 8, 2025, the Commission considered the Recommended Order in this matter. During the Commission's consideration of the Recommended Order, it was acknowledged that there have been examples of instances where individuals have been excluded by the state from only one facility[1], that Commission staff is capable of putting an individual on an exclusion list for only one facility[2], and that the administrative rule requiring chip imprest trays to be secured is imposed on the facility, and not on the individual occupational licensee.[3]

[1] 7/8/25 FGCC Meeting at14:24
[2] 7/8/25 FGCC Meeting at 15:10
[3] 7/8/25 FGCC Meeting at 20:20

10. Despite the Hearing Officer's recommendation, confirmation that the Commission has the ability to limit exclusions to a single facility, and Respondent's lack of opportunity to challenge the underlying allegations which resulted in the exclusion from Hialeah Park, the Commission voted to permanently exclude Respondent from all pari-mutuel and slot machine facilities, effectively prohibiting him from ever working in the Florida pari-mutuel industry and revoking his occupational license.

11. On July 16, 2025, the Commission issued a Final Order in this case excluding Respondent from all pari-mutuel and slot machine facilities.

12. For the reasons discussed below, Respondent respectfully requests the Commission amend the Final Order to limit Respondent's exclusion to Hialeah Park.

Memorandum of Law

A. Respondent's attendance at pari-mutuel facilities would not be adverse to the public interest, nor to the integrity of sport or the industry

13. The Commission has the power to exclude persons from pari-mutuel facilities pursuant to section 550.0251(6), Florida Statutes.[4] However, the Commission also possesses the power to allow patrons who have been excluded to return to pari-mutuel facilities.

14. Section 550.0251(6), Florida Statutes, states:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such

[4] It is unclear if this general power to exclude extends to occupational licensees. Sections 550.0251(6) distinguishes between a "person" and a "licensee," suggesting that the Commission may not use its exclusion authority as a workaround to revoke a licensee's occupational license without affording the licensee proper due process.

> other state. The commission may authorize any person who has been ejected or excluded from pari-mutuel facilities in this state or another state to attend the pari-mutuel facilities in this state upon a finding that the attendance of such person at pari-mutuel facilities would not be adverse to the public interest or to the integrity of the sport or industry; however, this subsection shall not be construed to abrogate the common-law right of a pari-mutuel permitholder to exclude absolutely a patron in this state.

15. Neither the Administrative Complaint nor the Final Order allege or conclude that Respondent's attendance at pari-mutuel facilities would be adverse to public interest or to the integrity of sport or the industry.

16. In fact, the Hearing Officer specifically found that it would not be against public policy to limit Respondent's exclusion to Hialeah Park.

17. Respondent has worked in this industry for over 24 years. Over that time, Respondent has built a career, advancing through promotion to a position of responsibility. The Commission has not taken any disciplinary action against Respondent's license during that time. Respondent's conduct was entirely peaceful, not criminal, and not committed with any malintent. Respondent has also been candid and cooperative with the Commission throughout this case. The Commission has taken no disciplinary action against Respondent's license, nor has it alleged Respondent committed a violation of chapter 550 or 551, or the Commission's rules. Commission staff has also acknowledged that exclusions from a single pari-mutuel facility are possible and have happened in the past.

18. Based on these facts, and the finding of the Hearing Officer, it is clear that Respondent's attendance at pari-mutuel facilities would not be adverse to the public interest, nor to the integrity of sport or the industry, and we respectfully request that the Commission modify the Final Order accordingly.

B. Respondent's permanent exclusion from all pari-mutuel facilities raises due process concerns

19. The underlying action that began this process was Respondent's permanent exclusion from Hialeah Park. Respondent was not given any opportunity to challenge the allegations that led to this action, which was then used as a basis for the Administrative Complaint.

20. As stated above, Respondent currently holds a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License. The Commission has taken no disciplinary action against Respondent's license.

21. As Respondent is now excluded from all pari-mutuel facilities, he is not permitted in any facility where he could utilize his license to work. This renders the license essentially useless and, for all intents and purposes, revokes the license.

22. However, an occupational license cannot be revoked without due process of law, including a complaint and an opportunity for the Respondent to be heard.

23. Additionally, revoking a license requires clear and convincing evidence, which is a higher burden than was applied in this matter. *Ferris v. Turlington*, 510 So. 2d 292, 295 (Fla. 1987). The reasoning for this higher burden is that, "In a case where the proceedings implicate the loss of livelihood, an elevated standard is necessary to protect the rights and interests of the accused." *Id*. If the Final Order stands, Respondent could lose his livelihood.

24. The permanent exclusion of Respondent from all Florida pari-mutuel facilities essentially revokes Respondent's license without first charging Respondent with a violation of Florida's pari-mutuel laws, granting him a hearing, or proving a violation by clear and convincing evidence.

25. Unfortunately, Respondent was not represented by legal counsel when the Commission reviewed the Recommended Order and issued its Final Order. Had counsel been

present, these concerns could have been properly presented to the Commission and given full consideration before the Final Order was entered. We respectfully raise these issues now in an effort to correct what could be viewed as a procedural error.

26. Finally, Respondent acknowledges that Hialeah Park, as a private business, is within its rights to exclude him based off this incident. Respondent does not seek to ever gain entry into Hialeah Park. However, the exclusion of Respondent from all pari-mutuel facilities in Florida, based on Hialeah Park's unilateral decision to terminate his employment, has essentially ended Respondent's 24-year career in this industry – despite his license having never been disciplined. Respondent simply asks for the chance to continue his career.

WHEREFORE, Respondent Christopher Wu, respectfully requests the Florida Gaming Control Commission to enter an order:

A. Amending the Final Order in this matter so that Respondent is only excluded from Hialeah Park;

B. Finding that Respondent's attendance at pari-mutuel facilities would not be adverse to public interest or to the integrity of sport or the industry;

C. Granting any other relief deemed appropriate.

Respectfully submitted on this 1st day of August 2025.

/s/ *Thomas J. Morton*
John M. Lockwood
Florida Bar No. 28056
Thomas J. Morton
Florida Bar No. 13771
Craig J. Simpson
Florida Bar No. 1039138
THE LOCKWOOD LAW FIRM
1400 Village Square Blvd. #3-504
Tallahassee, Florida 32312
Tel: 850.727.5009

Fax: 850.270.2610
john@lockwoodlawfirm.com
tj@lockwoodlawfirm.com
craig@lockwoodlawfirm.com

CERTIFICATE OF SERVICE

I certify that on this 1st day of August, 2025, I have served a true and correct copy of this document via electronic mail on the following:

Elina Valentine
General Counsel
Florida Gaming Control Commission
Elina.Valentine@flgaming.gov

/s/ Thomas J. Morton

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 7/16/2025
File Number: 2025-00112
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING

Petitioner,

v.

FGCC Case No.: 2024-039228

CHRISTOPHER WU,

Respondent.
_____/

FINAL ORDER

This matter appeared before the Florida Gaming Control Commission at a duly-noticed public meeting on July 8, 2025, for final agency action pursuant to sections 120.569 and 120.57(2), Florida Statutes. After a complete review of the records in this matter, the Commission makes the following findings of fact and conclusions of law:

FINDINGS OF FACT

The Findings of Fact contained in the Corrected Recommended Order are hereby adopted as the Findings of Fact of the Commission.

CONCLUSIONS OF LAW

With the exception of paragraph 18, the Conclusions of Law contained in the Corrected Recommended Order are hereby adopted as the Conclusions of Law of the Commission. Paragraph 18 is not adopted as a Conclusion of Law of the Commission.

It is hereby ORDERED and ADJUDGED:

1. The Hearing Officer's Corrected Recommended Order is adopted in part.

2. Paragraph 18 of the Corrected Recommended Order is not adopted as a Conclusion of Law of the Commission.

3. Respondent is **PERMANENTLY EXCLUDED** from all pari-mutuel facilities and any facility of a slot machine licensee in the state of Florida.

This Final Order shall take effect upon being filed with the Clerk of the Commission.

DONE AND ORDERED this 16TH day of July, 2025.

FLORIDA GAMING CONTROL COMMISSION

CLERK OF THE COMMISSION
On Behalf of
Julie I. Brown, Vice-Chair
Charles Drago, Commissioner
John D'Aquila, Commissioner
Tina Repp, Commissioner

NOTICE OF RIGHT TO APPEAL

Any party to this proceeding has the right to seek its judicial review under section 120.68, Florida Statutes, by the filing of an original notice of appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (Email: clerk@flgaming.gov), and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate Florida district court of appeal. The notice of appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the Clerk of the Commission.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 16th day of July, 2025, a true and correct copy of this Final Order has been sent via U.S. Mail to:

Christopher Wu
3009 Southwest 129th Avenue
Miramar, Florida 33027
ChristopherWu0520@gmail.com

CLERK OF THE COMMISSION
Florida Gaming Control Commission

CC: Ebonie Lanier

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 6/27/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

EXHIBIT 1

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v. FGCC Case No.: 2024-039228

CHRISTOPHER WU,

Respondent.
_____/

CORRECTED HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Renee Harkins, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on May 21, 2025, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of the Commission's Administrative Complaint filed against Christopher Wu, ("Respondent"), in FGCC Case Number 2024-039228 ("Administrative Complaint"). Emily Alvarado, Chief Attorney, represented the Commission, Respondent appeared *pro se,* and the hearing was held telephonically.

PROCEDURAL HISTORY

1. On or about August 7, 2024, the Commission filed an Administrative Complaint against Respondent, alleging that Respondent was an employee of and was terminated and excluded from South Florida Racing Association, LLC d/b/a Hialeah Park Racing & Casino ("Hialeah Park"). The Administrative Complaint sought to exclude Respondent from all licensed pari-mutuel wagering facilities in the State of Florida due to Respondent's ejection and exclusion from Hialeah Park.

2. On or about October 3, 2024, the Commission received an Election of Rights from Respondent requesting a hearing in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes.

3. An informal hearing was scheduled for May 21, 2025.

May 21, 2025, Informal Hearing

4. At the informal hearing held on May 21, 2025, the Commission presented the issues raised in its Administrative Complaint. The Hearing Officer granted the Commission's motion to accept the Findings of Fact in the Administrative Complaint as the undisputed facts in the case and admitted the investigative packet into the record.

5. The investigative packet that was admitted into the record contained an Investigative Report detailing the activity that led to the permanent ejection and exclusion of Respondent from Hialeah Park.

6. At the informal hearing, Respondent testified that he remains employed in the gaming industry, where he has worked for over twenty years. Respondent testified that he wishes to avoid any further exclusion from any pari-mutuel wagering facilities.

FINDINGS OF FACT

7. Petitioner is the state agency charged with regulating pari-mutuel wagering, cardroom, and slot machine operations pursuant to chapters 550, 551, and 849, Florida Statutes.

8. At all times material hereto, Hialeah Park was a facility operated by a permitholder authorized to conduct pari-mutuel wagering and cardroom operations in the State of Florida.

9. On or about June 21, 2024, the Respondent was an employee of and was terminated and excluded from Hialeah Park.

CONCLUSIONS OF LAW

10. The Hearing Officer has jurisdiction over this matter and the parties pursuant to section 120.57(2), Florida Statutes.

12. The Commission has jurisdiction over this matter pursuant to chapters 120, 550, and 849, Florida Statutes.

13. At all times material hereto, Hialeah Park was a facility operated by a permitholder authorized to conduct pari-mutuel wagering and cardroom gaming operations in the State of Florida.

Section 550.0251(6), Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.
>
> (Emphasis supplied.)

14. Section 551.112, Florida Statutes, provides:

> In addition to the power to exclude certain persons from any facility of a slot machine license in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.
>
> (Emphasis supplied.)

15. Pursuant to the statutes, Respondent's ejection and exclusion from one facility is enough to trigger an exclusion of the person from all pari-mutuel facilities in the State of Florida.

16. Respondent is subject to permanent exclusion from all licensed pari-mutuel wagering facilities in the State of Florida based on Respondent's permanent ejection and exclusion from Hialeah Park on or about June 21, 2024.

17. Respondent's testimony neither mitigates that Respondent was ejected and excluded from Hialeah Park nor precludes the Commission from permanently excluding Respondent from all licensed pari-mutuel facilities and any facility of a slot machine licensee in the State of Florida.

18. Given Respondent's extensive and ongoing employment in the gaming industry, coupled with the lack of any complaint about Respondent's conduct—other than peaceful behavior—it would not be against public policy to limit Respondent's exclusion to Hialeah Park.

19. There is competent, substantial evidence to support the conclusions of law.

RECOMMENDED ORDER

Based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Florida Gaming Control Commission issue an Order that reflects Respondent's exclusion from Hialeah Park, and only Hialeah Park, until such time as Hialeah Park removes his name from the list of excluded persons.

This Hearing Officer's Recommended Order in FGCC Case Number 2024-039228 is submitted this 27th day of June 2025.

/s/ Renee Harkins

Renee Harkins, Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify that this 27th of June 2025, that a true copy of the foregoing "Hearing Officer's Recommended Order" has been provided by email to:

Emily Alvarado
Counsel for Petitioner
Emily.Alvarado@flgaming.gov

Christopher Wu
3009 SW 129th Avenue
Miramar, Florida 33027
ChristopherWu0520@gmail.com

CLERK OF THE COMMISSION
Florida Gaming Control Commission

WU, CHRISTOPHER
Case No. 2024-039228
Informal Hearing
Packet

Documents Included in Case File

Exhibit 1..... Notice of Hearing

Exhibit 2..... Amended Election of Rights (Defective)

Exhibit 3…..... Election of Rights Letter (Defective)

Exhibit 4..... Administrative Complaint

Exhibit 5..... Report of Investigation

April 28, 2025

Christopher Wu
3009 Southwest 129th Avenue
Miramar, Florida 33027
ChristopherWu0520@gmail.com

RE: FGCC v. WU, CHRISTOPHER
Case No.: 2024-039228

Enclosed please find a Notice of Hearing for the informal hearing that has been scheduled in the above-referenced case. **Your hearing is scheduled to be heard on Wednesday May 21, 2025, between 9:30 AM and 2:30 PM (Eastern Time).** Please read the Notice of Hearing for more details about the date, time, location and instructions for the hearing. A copy of the Commission's case file has been mailed to your address of record. Please ensure that you have this case file available during the hearing, as you may need to refer to it throughout the hearing.

You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Renee.Harkins@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

Please note: If you choose not to attend the hearing in person or by video conference, we will be conducting the hearing telephonically; you will be contacted **between 9:30 AM and 2:30 PM (EST) at the following number: (786) 238- 2608.** Please contact me as soon as possible to notify me of a correct number at which to reach you. Failure to answer the telephone, promptly return a missed call, or hold an open line will result in the hearing proceeding without you.

Below please find information about the informal hearing process:

1. The Informal Hearing is held on the date and time noted in the Notice of Hearing.
2. A Final Order will be issued within approximately 90 days after the date of the hearing. The Final Order is the **final** agency action and will describe the resolution of your case.

Should you have any questions or need any assistance, please feel free to contact me via telephone or email at 850-794-8071 or Maya.Jones@flgaming.gov.

Sincerely,

/s/ *Maya Jones*

Maya Jones
Administrative Assistant II
(850) 794-8071

Enclosures: Notice of Hearing and Case File

EXHIBIT
1

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v. FGCC Case No..: 2024-039228

WU, CHRISTOPHER,

Respondent.
_____/

NOTICE OF TELEPHONIC HEARING

TO: Christopher Wu
3009 Southwest 129th Avenue
Miramar, Florida 33027
ChristopherWu0520@gmail.com

YOU ARE HEREBY NOTIFIED that the Commission's designated Hearing Officer will conduct a hearing in this matter, pursuant to Section 120.57(2), Florida Statutes. If you wish to present oral or written evidence, you must attend the hearing. The hearing is scheduled for **Wednesday, May 21, 2025. The Hearing Officer will call you at (786) 238-2608 sometime between 9:30 AM – 2:30 PM EST).** Please be available to take the Hearing Officer's call. Failure to answer the telephone, promptly return a voicemail, or hold an open line may result in the hearing proceeding without you.

You may elect to attend the hearing in person or by video conference. If you wish to do so, you must contact the Commission by email at Maya.Jones@flgaming.gov or telephone at (850) 794-8071, at least seven (7) days prior to your hearing date. If you do not elect to attend by video conference or in person, the hearing will automatically be held by telephone only. You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call

at the hearing should be emailed to Renee.Harkins@flgaming.gov, and Emily.Alvarado@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

If you cannot attend the hearing and wish to request a continuance for good cause, you must notify the Hearing Officer at Renee.Harkins@flgaming.gov and Opposing Counsel at Emily.Alvarado@flgaming.gov at least five (5) days prior to your hearing date. Continuance requests made within five (5) days of the hearing can only be granted for emergencies.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to: the above-named parties via certified mail and email, on this 30th day of April 2025.

By: /s/ *Maya Jones*

Maya Jones
Administrative Assistant II
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Telephone: (850) 794-8071
Facsimile: (850) 536-8709
Maya.Jones@flgaming.gov

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Ebonie Lanier at (850) 794-8072. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

EXHIBIT 2

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 10/03/2024
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

FGCC v. WU, CHRISTOPHER **CASE NO.: 2024-039228**

AMENDED ELECTION OF RIGHTS

Please read the Administrative Complaint before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Amended Election of Rights form. You must sign the form.

A completed Amended Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Administrative Complaint.**

If your Amended Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Administrative Complaint, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Administrative Complaint.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

RECEIVED
By: _____
OCT 03 2024
FGCC General Counsel

Please return your Amended Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

Option Two (2) ☒ **I do dispute the allegations** of material fact in the Administrative Complaint and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). **I specifically dispute the following facts in the Administrative Complaint** (attach extra pages or write on the back if needed):

75-11.022 - Card room Imprest tray was not the violation that lead to my termination. My Infraction is not mentioned in sub-sec 75-11.022

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, a Final Order will be issued that adopts the allegations of fact and conclusions of law alleged in the Administrative Complaint and imposes the Commission action set forth in the Administrative Complaint.

THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

Christopher Wu	
PRINTED NAME	ATTORNEY OR QUALIFIED REPRESENTATIVE
3009 SW 129th ave	
Street Address	Street Address (where service shall be made)
Miramar FL 33027	
City State Zip	City State Zip
(786) 238-2608	
Telephone Number Facsimile Number (if any)	Telephone Number Facsimile Number (if any)
ChristopherWu0520@gmail.com	
E-mail	E-mail
SIGNATURE	

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3009 SW 129th ave
Miramar FL, 33027

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Florida Gaming Control
Commission
4070 Eslanade Way
Suite 250
Tallahassee Florida
32399

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Florida Gaming Control Commission

JULIE I. BROWN, VICE CHAIR
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER
TINA REPP, COMMISSIONER

September 10, 2024

EXHIBIT 3

Christopher Wu
3009 SW 129th Avenue
Mirmar, Florida 33027
ChristopherWu0520@gmail.com

Case No.: **2024-039228**
Subject: Request for Formal Hearing

Dear Mr. Wu:

We are in receipt of the Election of Rights you submitted on September 9, 2024. You have requested an evidentiary hearing involving disputed issues of material fact before the Division of Administrative Hearings, pursuant to Section 120.57(1), Florida Statutes ("formal hearing").

The Commission carefully reviewed your petition for a formal evidentiary hearing to determine if it contains all the information required by Section 120.569(2)(c), Florida Statutes, and rules 28-106.111, and 28-106.201 or 28-106.301, Florida Administrative Code. This is to inform you that the Commission has determined that your request for a formal hearing does not identify a dispute of material fact. Therefore, your request does not comply with the requirements of the law.

In order to proceed with a formal hearing, you must submit an amended request for a formal hearing. *The response must specifically identify issues of material fact you dispute.* An amended request for formal must be **received** by the Commission at the address at the bottom of the form within twenty-one (21) days after the date you receive this letter.

If the **amended** request for a formal hearing still does not dispute issues of material fact, you will be scheduled for a hearing not involving disputed issues of material fact ("informal hearing") pursuant to Sections 120.569 and 120.57(2), Florida Statutes. Please contact me if you have any questions.

Sincerely,

/s/ Emily A. Alvarado
Emily A. Alvarado
Chief Attorney
850-794-8072

Enclosure: Election of Rights received on September 9, 2024, and Amended Election of Rights form.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 9/09/2024
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. WU, CHRISTOPHER **CASE NO.: 2024-039228**

ELECTION OF RIGHTS

Please read the Administrative Complaint before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Administrative Complaint.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Administrative Complaint, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Administrative Complaint.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

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_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

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Christopher Wu	
PRINTED NAME	ATTORNEY OR QUALIFIED REPRESENTATIVE
3009 SW 129th ave	
Street Address	Street Address (where service shall be made)
Miramar FL 33027	
City State Zip	City State Zip
(786) 238-2608	
Telephone Number Facsimile Number (if any)	Telephone Number Facsimile Number (if any)
ChristopherWu0520@gmail.com	
E-mail	E-mail
SIGNATURE	

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

FROM:- Christopher Wu
3009 SW 129th ave
Miramar FL. 33027

TO:- Florida Gaming Control Commission
4070 Esplanade Way,
Suite 250
Tallahassee Florida
32399

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. WU, CHRISTOPHER **CASE NO.: 2024-039228**

AMENDED ELECTION OF RIGHTS

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STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

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PRINTED NAME	ATTORNEY OR QUALIFIED REPRESENTATIVE
Street Address	Street Address (where service shall be made)
City State Zip	City State Zip
Telephone Number Facsimile Number (if any) Number (if any)	Telephone Number Facsimile
E-mail	E-mail
SIGNATURE	

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EXHIBIT
4

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 8/07/2024
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v.

FGCC Case No.: 2024-039228

CHRISTOPHER WU,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Christopher Wu ("Respondent"), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering, slot machines, and cardroom operations pursuant to chapters 550, 551 and 849, Florida Statutes.

2. At all times material hereto, Respondent held a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License, number 8094342, issued by Petitioner pursuant to sections 550.105(2)(a), 551.107(2)(b), and 849.086(6), Florida Statutes.

3. At all times material hereto, South Florida Racing Association, LLC d/b/a Hialeah Park Racing & Casino was a facility operated by a permitholder authorized to conduct pari-mutuel wagering and cardroom operations in the state of Florida.

4. At all times material hereto, Respondent was employed as a Customer Service Liaison at Hialeah Park Racing & Casino.

5. On or about June 21, 2024, Respondent was permanently excluded from Hialeah Park Racing & Casino.

6. Respondent was permanently excluded for the reasons alleged in Exhibit 1.

7. Section 550.0251(6), Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis added).

8. Section 551.112, Florida Statutes, provides:

> In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis added).

9. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida pursuant

to sections 550.0251(6) and 551.112, Florida Statutes based on his ejection from Hialeah Park Racing & Casino on June 21, 2024.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an excluding Respondent from all licensed pari-mutuel wagering facilities in the state of Florida, along with any other remedy provided by chapters 550 and 849, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2024-039228 is signed this 7th day of August 2024.

/s/Emily A. Alvarado

Chief Attorney
FBN: 1025200
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Telephone: (850) 794-8066
Facsimile: (850) 536-8709
Primary: Emily.Alvarado@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

EXHIBIT 1

FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update | Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **jhodge**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1055 - Slot Machine/Cardroom/Pari-Mutuel Individual Combination**			Status	**90 Closed**	Status Date	**07/23/2024**
Complaint #	**2024039228**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**WU, CHRISTOPHER**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	
Class'n	**V-C - Cardroom Violations**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**06/12/2024**
Region	**SR - Southern Region**	Received	**07/10/2024**
Reference	**75-11.022**		
Entered	**07/10/2024**	Entered By	**jhodge**

Parties | Activities | Allegations | Discipline | Violations | Compliance | Related | Disposition | Inspection | Costs | Time Tracking | Auto Assign | Attachments | History | Work Notes | Print Report

Summary: **544 - SOUTH FLORIDA RACING ASSOCIATES, LLC - 75-11.022 - Cardroom Imprest Tray. - On June 24, 2024, I received an e-mail from Hialeah Park Racing and Casino with the attached Facility Exclusion list. Customer Service Liaison Christopher Wu was listed as terminated. Per Angelo Garcia, HPRC Director of Cardroom Compliance, the termination was due to, Mr. Wu continued practices of leaving the imprest trays unsecured and unattended. As a result of his actions, the above was documented in Hialeah Park Surveillance Report #IN20240001132. Prior to the above e-mail notification, the undersigned Investigator was aware of Mr. Wu, because on May 16, 2024, Wu was disciplined for violating the Rule 75-11.022. As a result of the May 16, 2024, violation, PMW/FGCC Case# 2024-02-8202 was opened against Hialeah Park. This case has been completed and submitted to Legal for final adjudication. As a result of Wu's termination in the month of June 2024, this Open Case Request is being submitted against Christopher Wu for leaving the imprest trays unsecured and unattended, violating the above rule. A copy of the video surveillance footage was collected and placed into evidence.**

Updated **07/23/2024 13:07:18** By **jhodge**

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Florida Gaming Control Commission

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**SOUTHERN**	**June 24, 2024**	**2024 03 9228**

Respondent:	Complainant:
CHRISTOPHER WU **3009 SW 129TH AVENUE** **MIRAMAR, FLORIDA 33027**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BLVD. SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # and Type:	Profession:	Report Date:
8094342 / 1055	**Customer Service Liaison**	**July 15, 2024**

Period of Investigation:	Type of Report:
June 24 to July 15, 2024	**Final**

Alleged Violation(s): 75-11.022 Cardroom Imprest Tray

(3) The cardroom supporting area where unused imprest trays are stored must be a secure area where access is limited to those persons authorized pursuant to subsection 75-11.012(9), F.A.C. If unused imprest trays are not maintained in such secure area, they must be locked and secured to the table under constant surveillance coverage at all times.

Synopsis: On June 12, 2024, Customer Service Liaison Christopher **WU** an employee at Hialeah Park was observed by Surveillance Manager, William Lantigua via video surveillance leaving the float cart containing imprest trays unsecured and unattended. The float cart was on the cardroom floor while the cardroom was open to the public**.** Because CSL **WU** had been recently disciplined for the same violation on May 16, 2024, this occurrence resulted in his termination and permanent exclusion from the facility.

Related Case: 2024-02-8202

Investigator / Date:	Investigator Supervisor / Date:
Traci Sloan / July 18, 2024	Julio Minaya / July 19, 2024

Chief of Investigations Date

Bradford D. Jones / July 23, 2024

CONTINUATION

On June 24, 2024, I received an e-mail from Hialeah Park Racing and Casino (HPRC) with an attached Facility Exclusion List. Customer Service Liaison Christopher **WU** was on the list as being terminated. Per Angelo Garcia, HPRC Director of Cardroom Compliance, the termination was due to Mr. **WU'S** continued practice of leaving the float cart which contains the imprest trays, unsecured and unattended on the gaming floor **(Exhibit 1 - Page 8).**

Prior to the above e-mail notification, the undersigned Investigator was aware of Mr. **WU**, because on May 16, 2024, **WU** was disciplined for violating the Rule 75-11.022. As a result of the May 16, 2024, violation, PMW/FGCC Case# 2024-02-8202 was opened against Hialeah Park. As of the date of this report, that matter is still pending.

On June 26, 2024, Surveillance Manager William Lantigua provided this investigator with Surveillance Report #IN20240001132 and all related videos **(Exhibit 1 - Pages 1-7).** A review of the video revealed the following:

At 0906 hours, Poker Customer Service Liaison, (CSL) Christopher **WU** is observed accessing the float cart by unlocking the cart with his key and placing the lock on the handlebar area of the chip cart. **WU** then proceeds to the poker floor with an imprest tray leaving the float cart unsecured with the lock still hanging on the handlebar. **WU** delivers the imprest tray to Table #15 **(Exhibit 2 - Page 1).**

At 0909 hours, **WU** goes to the Poker Podium, accesses the podium drawer, and removes a cut card. Afterwards, **WU** leaves the podium area while the float cart is still unlocked, returns to Table #15, and gives the cut card to Chip Runner, Anabel Espinal. He then sits at the table with the patrons as the game is being dealt. **WU** steps away from the table to make some radio transmissions and stands at Table #14 with his back to the podium and the float cart **(Exhibit 2 - Pages 2-3).**

At 0912 hours, **WU** walks into the main hallway and has a shot of coffee. He returns to the poker floor and stands near Table #15 **(Exhibit 2 - Page 4).**

At 0915 hours, **WU** unlocks Designated Player Tables #5 and #9 while Poker Manager, Adriana Jiminez places cards in the imprest trays.

At 0918-0920 hours, Poker Manager, Jimenez walks up to the Poker Podium with several decks of cards and respective boxes, accesses the Poker Podium top drawers and sorts the decks. Shortly after, Dual Rate Poker Brush/Customer Service Liaison, Suzette Rogers uses her key to lock the drawer(s). The float cart is still observed unsecured. At 0918 hours, **WU** goes to the Brush and remains seated until the float cart is secured by CSL Concepcion **(Exhibit 2 - Page 5).**

At 0928 hours, Poker CSL, Pedro Concepcion walks up to the float cart and opens the lid and looks into the cart and closes the lid. Concepcion then secures the lock onto the cart lock latch, securing the cart **(Exhibit 2 - Page 6).**

A copy of the video surveillance footage was collected and placed into evidence **(Exhibit 3 - Page 1).**

Conclusion: The float chip cart was observed left unlocked, unsecured and accessible for a total of approximately 22 minutes.

Case Closed by Investigations and forwarded to Legal for review.

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET ……1

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III. EXHIBITS

1. Surveillance report……1-8
2. Photographs...……1-6
3. Property Receipt……..……...1-1

Incident i e e ort

iTrak Incident e orting and isk Management System Version 2019.3.2.33901

Incident Number:	IN20240001132
Date/Time Occurred:	6/12/2024 9:42:46 AM
Day of Week:	Wednesday
Created by:	wlantigua

Printed By: w antig a

Printed On: 6/25/2024 at 2:03:54 PM

Incident i e e ort

Incident i e #I 20240001132

ecord Creation Detai s

Date/Time Occ rred:	6/12/2024 9:42:46 AM	**De artment:**	Surveillance
Day of Week Occ rred:	Wednesday	**Owner:**	wlantigua
Date/Time Created:	6/12/2024 9:44:10 AM	**O erator ID:**	wlantigua
Date/Time C osed:		**O erator ame:**	
C osed By:		**Personne ID:**	
		Card mber:	
		Job Position	
		Secondary O erator:	

Location of Incident:

Pro erty:	Hialeah Park Casino
Location:	Poker Room
S b ocation:	

Detai s of Incident:

Dai y Log #:	DL20240024517
Incident Ty e:	Policy & Procedure Violation
S ecific:	Employee
Incident Stat s:	Open
Syno sis:	During the observation of the Poker room, the Poker chip cart was observed nsecured with no lock attached. See report.
Check ist:	

arrative:

Created On	Created By	Modified On	Modified By
6/12/2024 9:44:12 A	wlantigua	6/12/2024 11:46:49	ascolese

On 12 June 2024 at approximately 9:24 am, during the observation of the Poker room operations, the Poker chip cart containing several floats/trays with Poker chips was observed unsecured (unlocked) on the Poker floor.

Further review was conducted and the following incidents of unsecured cart olicy/procedure violations were observed.

At 9:06:03 am, Poker Customer Service Liaison (CSL) Christopher Wu is observed accessing the poker chip cart by unlocking the cart with his key and placing the lock on the handlebar area of the chip cart. Wu eventually removes a chip float/tray after interacting with a male patron. Wu then and leaves the chip cart unsecured with the lock still hanging on the handle area and proceeds to the poker floor.

At 9:09 am, Wu returns to the Poker podium and accesses the podi m drawer to removes decks of cards. Afterward Wu leaves the podium area.

e orting Party:	S ervisor:

EXHIBIT 1
PAGE 2

Incident i e e ort

Incident i e #I 20240001132

At 9:18-9:20 am, Poker Manager Adriana Jimenez walks up to the Poker podium with several decks of cards and respective boxes, accesses the Poker podium top drawers and sorts the decks. Shortly after Dual Rate Poker Brush/Customer Service Liaison Suzette Rogers uses her key to lock the drawer(s). Poker Chip cart is still observed nsecured.

At 9:28 am, Poker CSL Pedro Concepcion walks up to the Poker chi cart and opens the lid and looks into the cart. Shortly after Concepcion takes the lock and secures the lock onto the cart lock latch, securing the cart.

Conclusion:
The Poker chip cart was observed left unlocked, unsecured and accessible for a total of 22 minutes.

Note:
There was a prior incident with same policy/procedure violation occurring on 10 May 2024 in which Florida Gaming Control Commission (FGCC) was invo ved. (See IN20240000970)

On June 6, 2024, Director of Poker Angelo Garcia advised that Christopher Wu will be receiving his second write up for this matter.

Exec tive Brief:

On 12 June 2024 during the observation of the Poker room operations, the Poker chip cart containing several floats/trays with Poker chips was observed unsecured (unlocked) in the Poker room. Surveillance review showed the Poker chip cart was observed left unlocked, unsecured and accessible for a total of 22 minutes while the Poker room was open. There was a prior incident with the issue occurring on 10 May 2024 in which Florida Gaming Control Commission (FGCC) was involved. (See IN20240000970) Director of Poker Angelo Garcia was informed and later advised that Christo her Wu will be receiving his second write up for this matter.

Partici ants Invo ved:

Personne

Name:	Wu, Christopher	Property:	Hialeah Park Casino
ole:	Poker CSL	Department:	
Name:	Concepcion, Pedro	Property:	Hialeah Park Casino
ole:	Poker CSL	Department:	
Name:	Jimenez, Adriana	Property:	Hialeah Park Casino
ole:	Poker Manager	Department:	

e orting Party:	S ervisor:

e orting Party:

S ervisor:

EXHIBIT 1
PAGE 4

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IN20240001132-2

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Attached By
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EXHIBIT 1
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Type
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IN20240001132-6

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Attached By
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Type
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Size
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EXHIBIT 1
PAGE 6

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wlantigua

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Date Attached
6/12/2024 10:25:34 AM

Attached By
wlantigua

Type
JPEG

Size
389009

EXHIBIT 1
PAGE 7

Effective Date	Persons Name	Duration	D.O.B.
6/21/2024	Christopher Wu	Perm	[redacted]

[redacted]

EXHIBIT 1
PAGE 8

State of Florida
Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
Investigations Section

PROPERTY RECEIPT

Complaint # 2024039228 Date 6/26/24 Lab # _____

Item No.	Quantity	Description
1	1	USB HIALEAH CASE IN2024000113Z

I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.	I hereby acknowledge that the above list represents all property impounded by me in the official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.
W Santiguo	
Signature	Signature – Impounding Investigator

RETURNED PROPERTY RECEIPT

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

_____ _____
Signature Date

Received by: _____ Date: _____
Received by: _____ Date: _____
Received by: _____ Date: _____

Copies for: File, Transmittal, Laboratory, Property Receipt

Form DBPR 11-75 (Revised 01/04)

EXHIBIT 3
PAGE 1

EXHIBIT 5

FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update | Mass Status Update | Public Case Info

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **jhodge**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	**1055 - Slot Machine/Cardroom/Pari-Mutuel Individual Combination**	Status	**90 Closed**	Status Date	**07/23/2024**
Complaint #	**2024039228**	Case Type	**CMP - Complaint**	Disposition	Disposition Date
Docket#		Respondent	**WU, CHRISTOPHER**	Responsible	**bjones - JONES, BRADFORD** **Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	
Class'n	**V-C - Cardroom Violations**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**06/12/2024**
Region	**SR - Southern Region**	Received	**07/10/2024**
Reference	**75-11.022**		
Entered	**07/10/2024**	Entered By	**jhodge**

Summary

544 - SOUTH FLORIDA RACING ASSOCIATES, LLC - 75-11.022 - Cardroom Imprest Tray. - On June 24, 2024, I received an e-mail from Hialeah Park Racing and Casino with the attached Facility Exclusion list. Customer Service Liaison Christopher Wu was listed as terminated. Per Angelo Garcia, HPRC Director of Cardroom Compliance, the termination was due to, Mr. Wu continued practices of leaving the imprest trays unsecured and unattended. As a result of his actions, the above was documented in Hialeah Park Surveillance Report #IN20240001132. Prior to the above e-mail notification, the undersigned Investigator was aware of Mr. Wu, because on May 16, 2024, Wu was disciplined for violating the Rule 75-11.022. As a result of the May 16, 2024, violation, PMW/FGCC Case# 2024-02-8202 was opened against Hialeah Park. This case has been completed and submitted to Legal for final adjudication. As a result of Wu's termination in the month of June 2024, this Open Case Request is being submitted against Christopher Wu for leaving the imprest trays unsecured and unattended, violating the above rule. A copy of the video surveillance footage was collected and placed into evidence.

Updated **07/23/2024 13:07:18** By **jhodge**

Parties | Activities | Allegations | Discipline | Violations | Compliance | Related | Disposition | Inspection | Costs | Time Tracking | Auto Assign | Attachments | History | Work Notes | Print Report

Change | Save | OK | Cancel | Back

Get Adobe Reader.

Florida Gaming Control Commission

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**SOUTHERN**	**June 24, 2024**	**2024 03 9228**

Respondent:	Complainant:
CHRISTOPHER WU **3009 SW 129TH AVENUE** **MIRAMAR, FLORIDA 33027**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BLVD. SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # and Type:	Profession:	Report Date:
8094342 / 1055	**Customer Service Liaison**	**July 15, 2024**

Period of Investigation:	Type of Report:
June 24 to July 15, 2024	**Final**

Alleged Violation(s): 75-11.022 Cardroom Imprest Tray

(3) The cardroom supporting area where unused imprest trays are stored must be a secure area where access is limited to those persons authorized pursuant to subsection 75-11.012(9), F.A.C. If unused imprest trays are not maintained in such secure area, they must be locked and secured to the table under constant surveillance coverage at all times.

Synopsis: On June 12, 2024, Customer Service Liaison Christopher **WU** an employee at Hialeah Park was observed by Surveillance Manager, William Lantigua via video surveillance leaving the float cart containing imprest trays unsecured and unattended. The float cart was on the cardroom floor while the cardroom was open to the public**.** Because CSL **WU** had been recently disciplined for the same violation on May 16, 2024, this occurrence resulted in his termination and permanent exclusion from the facility.

Related Case: 2024-02-8202

Investigator / Date:	Investigator Supervisor / Date:
Traci Sloan / July 18, 2024	Julio Minaya / July 19, 2024

Chief of Investigations Date

Bradford D. Jones / July 23, 2024

CONTINUATION

On June 24, 2024, I received an e-mail from Hialeah Park Racing and Casino (HPRC) with an attached Facility Exclusion List. Customer Service Liaison Christopher **WU** was on the list as being terminated. Per Angelo Garcia, HPRC Director of Cardroom Compliance, the termination was due to Mr. **WU'S** continued practice of leaving the float cart which contains the imprest trays, unsecured and unattended on the gaming floor **(Exhibit 1 - Page 8).**

Prior to the above e-mail notification, the undersigned Investigator was aware of Mr. **WU**, because on May 16, 2024, **WU** was disciplined for violating the Rule 75-11.022. As a result of the May 16, 2024, violation, PMW/FGCC Case# 2024-02-8202 was opened against Hialeah Park. As of the date of this report, that matter is still pending.

On June 26, 2024, Surveillance Manager William Lantigua provided this investigator with Surveillance Report #IN20240001132 and all related videos **(Exhibit 1 - Pages 1-7).** A review of the video revealed the following:

At 0906 hours, Poker Customer Service Liaison, (CSL) Christopher **WU** is observed accessing the float cart by unlocking the cart with his key and placing the lock on the handlebar area of the chip cart. **WU** then proceeds to the poker floor with an imprest tray leaving the float cart unsecured with the lock still hanging on the handlebar. **WU** delivers the imprest tray to Table #15 **(Exhibit 2 - Page 1).**

At 0909 hours, **WU** goes to the Poker Podium, accesses the podium drawer, and removes a cut card. Afterwards, **WU** leaves the podium area while the float cart is still unlocked, returns to Table #15, and gives the cut card to Chip Runner, Anabel Espinal. He then sits at the table with the patrons as the game is being dealt. **WU** steps away from the table to make some radio transmissions and stands at Table #14 with his back to the podium and the float cart **(Exhibit 2 - Pages 2-3).**

At 0912 hours, **WU** walks into the main hallway and has a shot of coffee. He returns to the poker floor and stands near Table #15 **(Exhibit 2 - Page 4).**

At 0915 hours, **WU** unlocks Designated Player Tables #5 and #9 while Poker Manager, Adriana Jiminez places cards in the imprest trays.

At 0918-0920 hours, Poker Manager, Jimenez walks up to the Poker Podium with several decks of cards and respective boxes, accesses the Poker Podium top drawers and sorts the decks. Shortly after, Dual Rate Poker Brush/Customer Service Liaison, Suzette Rogers uses her key to lock the drawer(s). The float cart is still observed unsecured. At 0918 hours, **WU** goes to the Brush and remains seated until the float cart is secured by CSL Concepcion **(Exhibit 2 - Page 5).**

At 0928 hours, Poker CSL, Pedro Concepcion walks up to the float cart and opens the lid and looks into the cart and closes the lid. Concepcion then secures the lock onto the cart lock latch, securing the cart **(Exhibit 2 - Page 6).**

A copy of the video surveillance footage was collected and placed into evidence **(Exhibit 3 - Page 1).**

Conclusion: The float chip cart was observed left unlocked, unsecured and accessible for a total of approximately 22 minutes.

Case Closed by Investigations and forwarded to Legal for review.

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I. INVESTIGATIVE REPORT COVERSHEET ……1

II. INVESTIGATIVE REPORT …….. 2

III. EXHIBITS

1. Surveillance report……1-8
2. Photographs...……1-6
3. Property Receipt……..……...1-1

Incident i e e ort

iTrak Incident e orting and isk Management System Version 2019.3.2.33901

Incident Number:	IN20240001132
Date/Time Occurred:	6/12/2024 9:42:46 AM
Day of Week:	Wednesday
Created by:	wlantigua

Printed By: w antig a

Printed On: 6/25/2024 at 2:03:54 PM

Incident i e e ort

Incident i e #I 20240001132

ecord Creation Detai s

Date/Time Occ rred:	6/12/2024 9:42:46 AM	**De artment:**	Surveillance
Day of Week Occ rred:	Wednesday	**Owner:**	wlantigua
Date/Time Created:	6/12/2024 9:44:10 AM	**O erator ID:**	wlantigua
Date/Time C osed:		**O erator ame:**	
C osed By:		**Personne ID:**	
		Card mber:	
		Job Position	
		Secondary O erator:	

Location of Incident:

Pro erty:	Hialeah Park Casino
Location:	Poker Room
S b ocation:	

Detai s of Incident:

Dai y Log #:	DL20240024517
Incident Ty e:	Policy & Procedure Violation
S ecific:	Employee
Incident Stat s:	Open
Syno sis:	During the observation of the Poker room, the Poker chip cart was observed nsecured with no lock attached. See report.
Check ist:	

arrative:

Created On	Created By	Modified On	Modified By
6/12/2024 9:44:12 A	wlantigua	6/12/2024 11:46:49	ascolese

On 12 June 2024 at approximately 9:24 am, during the observation of the Poker room operations, the Poker chip cart containing several floats/trays with Poker chips was observed unsecured (unlocked) on the Poker floor.

Further review was conducted and the following incidents of unsecured cart olicy/procedure violations were observed.

At 9:06:03 am, Poker Customer Service Liaison (CSL) Christopher Wu is observed accessing the poker chip cart by unlocking the cart with his key and placing the lock on the handlebar area of the chip cart. Wu eventually removes a chip float/tray after interacting with a male patron. Wu then and leaves the chip cart unsecured with the lock still hanging on the handle area and proceeds to the poker floor.

At 9:09 am, Wu returns to the Poker podium and accesses the podi m drawer to removes decks of cards. Afterward Wu leaves the podium area.

e orting Party:	S ervisor:

EXHIBIT 1
PAGE 2

Incident i e e ort

Incident i e #I 20240001132

At 9:18-9:20 am, Poker Manager Adriana Jimenez walks up to the Poker podium with several decks of cards and respective boxes, accesses the Poker podium top drawers and sorts the decks. Shortly after Dual Rate Poker Brush/Customer Service Liaison Suzette Rogers uses her key to lock the drawer(s). Poker Chip cart is still observed nsecured.

At 9:28 am, Poker CSL Pedro Concepcion walks up to the Poker chi cart and opens the lid and looks into the cart. Shortly after Concepcion takes the lock and secures the lock onto the cart lock latch, securing the cart.

Conclusion:
The Poker chip cart was observed left unlocked, unsecured and accessible for a total of 22 minutes.

Note:
There was a prior incident with same policy/procedure violation occurring on 10 May 2024 in which Florida Gaming Control Commission (FGCC) was invo ved. (See IN20240000970)

On June 6, 2024, Director of Poker Angelo Garcia advised that Christopher Wu will be receiving his second write up for this matter.

Exec tive Brief:

On 12 June 2024 during the observation of the Poker room operations, the Poker chip cart containing several floats/trays with Poker chips was observed unsecured (unlocked) in the Poker room. Surveillance review showed the Poker chip cart was observed left unlocked, unsecured and accessible for a total of 22 minutes while the Poker room was open. There was a prior incident with the issue occurring on 10 May 2024 in which Florida Gaming Control Commission (FGCC) was involved. (See IN20240000970) Director of Poker Angelo Garcia was informed and later advised that Christo her Wu will be receiving his second write up for this matter.

Partici ants Invo ved:

Personne

Name:	Wu, Christopher	Property:	Hialeah Park Casino
ole:	Poker CSL	Department:	
Name:	Concepcion, Pedro	Property:	Hialeah Park Casino
ole:	Poker CSL	Department:	
Name:	Jimenez, Adriana	Property:	Hialeah Park Casino
ole:	Poker Manager	Department:	

e orting Party:	S ervisor:

e orting Party:

S ervisor:

EXHIBIT 1
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Attached By
wlantigua

Type
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Size
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Media Title
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EXHIBIT 1
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Type
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Size
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Date Attached
6/12/2024 10:25:34 AM

Attached By
wlantigua

Type
JPEG

Size
389009

EXHIBIT 1
PAGE 7

Effective Date	Persons Name	Duration	D.O.B.
6/21/2024	Christopher Wu	Perm	[redacted]

[redacted]

EXHIBIT 1
PAGE 8

State of Florida
Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
Investigations Section

PROPERTY RECEIPT

Complaint # 2024039228 Date 6/26/24 Lab # _____

Item No.	Quantity	Description
1	1	USB HIALEAH CASE IN2024000113Z

I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.	I hereby acknowledge that the above list represents all property impounded by me in the official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.
W Santiguo	
Signature	Signature – Impounding Investigator

RETURNED PROPERTY RECEIPT

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

_____ _____
Signature Date

Received by: _____ Date: _____
Received by: _____ Date: _____
Received by: _____ Date: _____

Copies for: File, Transmittal, Laboratory, Property Receipt

Form DBPR 11-75 (Revised 01/04)

EXHIBIT 3
PAGE 1

10. Discussion of License Denials

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Chief Attorney
Re: Jeremy Joseph Brown; Case No. 2025-050439
Date: August 29, 2025

Executive Summary

The Division of Pari-Mutuel Wagering (the "Division") seeks to deny the application of Jeremy Joseph Brown (the "Applicant") for a slot machine/cardroom/pari-mutuel individual combination occupational license (the "Application"). The Applicant submitted a completed application for a on July 23, 2025. Upon review of the Application, it appears Applicant has been convicted of one felony offense out of the New York. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Letter of License Denial.

Pertinent Facts

On June 11, 2025, Respondent submitted an application for a slot machine/cardroom/pari-mutuel individual combination occupational license to the Division. The Applicant answered "yes" to if he had been convicted of a disqualifying offense. On June 19, 2025, the Applicant was issued a deficiency letter by the Division requesting provide an updated application and provide court disposition records from Cattaraugus County, New York. The Division received a completed application on July 23, 2025. Upon review of the completed Application, it appears that the Applicant was convicted of the following felony offense:

- Operate a Motor Vehicle with a Blood Alcohol Content of .08% or Higher with Prior out of Cattaraugus County, New York from June 14, 2010.

This felony conviction is a disqualifying offense pursuant to sections 550.105(5)(b), 551.107(6)(a), and 849.086(6)(g), Florida Statutes.

Relevant Law

Section 550.105(5)(b), Florida Statutes, provides, in pertinent part that:

> . . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United

> States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 551.107(6)(a), Florida Statutes, provides in pertinent part that:

> ". . .the commission may deny, suspend, revoke, or refuse to renew any slot machine occupational license if the applicant for such license or the licensee has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state that would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; racketeering; or a crime involving a lack of good moral character, or has had a gaming license revoked by this state or any other jurisdiction for any gaming-related offense."

Section 849.086(6)(f), Florida Statutes, provides that the "provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."

Section 849.086(6)(g), Florida Statutes, provides that:

> [t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority.

Section 550.105(5)(d), Florida Statutes, provides that:

> …the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term "conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any

occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.

Staff Recommendation: Therefore, Florida Gaming Control Commission may deny the Application or declare the Applicant ineligible for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License upon a finding of a disqualifying offense pursuant to sections 550.105, 551.107, and 849.086(6)(g). Accordingly, the Florida Gaming Control Commission should authorize the issuance of a Letter of License Denial to Jeremy Joseph Brown in this matter.

BROWN, JEREMY JOSEPH
Case # 2025050439

License Type: Slot Machine/Cardroom/Pari-Mutuel Individual Combination Occupational License (1055)
Occupation: Market Manager

Waiver Requested: [ ] Yes [✓] No
[ ] Other: _____

90-Day Deadline: 10/20/2025

Division of Pari-Mutuel Wagering

Licensing Administrator Review of Occupational License

BROWN, JEREMY JOSEPH - 14437144	2025050439
(Applicant's Name– License #)	Case No:

INITIAL APPLICATION RECEIVED:	6/11/2025
Application Deemed Complete:	7/23/2025
If no Request for Waiver received, 90-Day Deadline:	**10/20/2025**

Waiver Requested: ☒No ☐Yes (Pursuant to s.120.60, F.S., the processing timeline requirement has been waived.)

- Waiver Requested N/A

HC	MAGIC CITY - 283	1055-MARKET MANAGER
Application Processor	Facility (d/b/a name)	Occupation Code / Job Title

Analyst Review

Did the applicant accurately disclose the criminal history record initially? ☐Yes ☒No

Licensing History: Type: Initial license issued Maintained Continuous licensure? ☐Yes ☒No

Background Information

Was a deficiency letter issued to correct an omission, error, or to request information related to the offense(s)? ☒Yes ☐No

Where all items identified in the deficiency letter addressed? ☐Yes ☒No If no, explain: NO ARREST REPORT PROVIDED

☒ Felony(s): Count(s) ☐ Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking

☐ Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)

☐ Animal Cruelty (Pari-Mutuel Professions)

Arrest Date	Location	Charge	Level	Court Case #	Disposition / Sentence	AR	Disp
12/14/2009	Cattaraugus County, NY	MV .08 of 1% or more alcohol-prior conv	F	10-037	GUILTY	N	Y
2/16/1997	Cattaraugus County, NY	Driving While Intoxicated – 1st offense	M	C97-14845	$500 fine/License Suspended	N	N

Related Licenses

Check VR License Relations to Determine if Applicant is Related to a Business.

Is the individual applicant related to a business? Yes ☐ No ☒ **If yes, complete sections below.**

Business License Number:	Business Name:

Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes ☐ No ☐

Date Deficiency Letter Issued:	Initials:

Licensing Administrator Review

Disposition Confirmation

Disqualifying Convictions/Arrests Confirmed? Yes ☑ No ☐ ☐ Approval

Disposition Attached for Disqualifier(s)? Yes ☑ No ☐

Deficiency Letter Issued 10/19/2025 + 7/7/2025 Application Deemed Complete 7/23/2025

Applicant Eligible for Waiver? Yes ☑ No ☐ If Yes: ☑ Waiver Requested ☐ Failed to Request Waiver

Forward to ☑ **Investigations** ☐ **Legal** ☐ **Commission** Initials: CH Date 7/25/2025

Comments:

2025 JUN 11 PM 12:02

FLORIDA GAMING
CONTROL COMMISSION

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
FGCC PMW-3410 – Slot Machine Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION

Social Security Number	Birth Date (MM/DD/YYYY)	Gender
[redacted]		☐ Male ☐ Female

Last Name	First	Middle	Suffix
Brown	Jeremy	Joseph	

Have you used, been known as, or called by another name (example – maiden name, pseudonym, nickname) or alias other than the name used on the application? ☐ Yes ☒ No

If yes, list the name or names used: _____

Race/Ethnicity (check only one):
☐ Black or African American ☐ Asian or Pacific Islander ☐ Native American or Alaskan Native
☒ White or Caucasian ☐ Hispanic/Latino ☐ Other

Are you a United States citizen? ☒ Yes ☐ No
If no, provide the name of the country of which you are a citizen: _____

Current Mailing Address			Email Address (optional)
12 North Washington Street			brownjj29@hotmail.com
City	**State**	**Zip Code (+4 optional)**	**Country**
Randolph	NY	14772	USA

Primary Phone Number	Secondary/Cell Phone Number (optional)
716-378-5111	n/a

Current Street Address			
12 North Washington Street			
City	**State**	**Zip Code (+4 optional)**	**Country**
Randolph	NY	14772	USA

Type of Slot Machine Occupational License applying for:
☐ General Individual ☐ Professional Individual
☒ Slot Machine/Cardroom/PMW Combination

Job title(s)*: Marketing Manager

*Applicants for a Combo license should disclose all job titles

Is this your first time applying for a racing/gaming license in Florida?
☒ Yes ☐ No

Facility where employed and/or doing business:
Flagler

Employer name:
Magic City Casino

FOR DIVISION USE ONLY

License Code 1055 License # 14137144 File # 13847 App # 51576

Association Code 2550/910 Date Received 6.11.25 Entered By AH License Year 25/26

License Fee $100 FP Date 6.11.25 FP Fee $36 Total Fee $136

☐ Waiver Requested (Combo Only) ☐ ARCI ☐ Enforcement

CHS

EMPLOYMENT HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)

■ Yes
□ No

Have you previously worked for a gaming-related employer?
If yes, you must list below all gaming-related employment history in the past ten years.

Name of Employer	Address	Start Date (Month/ Year) - End Date (Month/ Year)	Title/Position Held & Supervisor Name	Reason for Leaving
Delaware North	250 Delaware Ave. Buffalo, NY 14202	03/2019-01/2023	VP of Player Development	Resigned
del Lago Casino	1133 Rt. 414 Waterloo, NY 13165	08/2017-03/2019	Executive Host	Recruited by DNC
Seneca Allegany C	777 Seneca Allegany Blvd, Salamanca, NY 14779	07/2004-01/2016	Casino Host	Terminated

PREVIOUS LICENSING HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)

■ Yes
□ No

Have you ever been licensed in any other racing or gaming jurisdiction? If yes, you must list all current and previous licenses and provide the details in the section below.

State(s) or Jurisdiction(s) Where Licensed	Date of Expiration	Is this license currently suspended or subject to fines or other discipline? Explain why.
New York State Gaming	expired	□ Yes ■ No
Seneca Gaming Authority	expired	□ Yes ■ No
		□ Yes □ No
		□ Yes □ No
		□ Yes □ No
		□ Yes □ No
		□ Yes □ No
		□ Yes ■ No
		□ Yes □ No

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□ Yes
■ No

Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

If you answered yes to the question above, provide details here:

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

☐ Yes ☒ No	Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, or filing false reports to government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?
☒ Yes ☐ No	Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the section provided below.

Date of Disposition	County	State	Offense	Misdemeanor or Felony?	Sentence
3/21/1997	Cattaraugus	NY	DWAI	Misdemeanor	$500 fine
10/22/1999	Cattaraugus	NY	Leaving the Scene of a personal injury accident	Misdemeanor	$200 fine
2/1/2001	Cattaraugus	NY	DWI	Misdemeanor	$500 fine/DL revoked 6 months

☐ Yes ☒ No	Do you currently work for, own or have a financial interest in a slot machine management company, slot machine manufacturer or distributor, or a business that sells slot machine related products, services, or goods to a slot machine licensee?
☐ Yes ☒ No	Do you currently own or have a financial interest in a Florida licensed slot machine facility or in any business owned by a Florida licensed slot machine facility?

ADDITIONAL INFORMATION

2025 JUN 11 PM 2:02
FLORIDA GAMING CONTROL COMMISSION

2025 JUN 11 PM 12:02

FLORIDA GAMING
CONTROL COMMISSION

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging the FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Florida Gaming Control Commission shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to $1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

AUTHORIZATION FOR RELEASE OF INFORMATION:

I do hereby instruct all law enforcement, criminal justice agencies, gaming commissions, tribal gaming regulatory agencies or commissions, state agencies, or commissions responsible for gaming regulation to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Florida Gaming Control Commission or the Florida Department of Law Enforcement.

I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Further, I understand that under Florida Statute, any information released that is not specifically exempted shall become part of the public record, releasable upon request to the public pursuant to Chapter 119, Florida Statutes.

Jeremy Joseph Brown	[redacted]
Print Legal Name (First Middle Last)	Birth Date (MM/DD/YYYY)
[redacted]	Magic City Casino
Social Security Number	Name of Employer
[signature]	5-21-25
Signature of Applicant	Date

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

☐ Yes ☐ No — Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, or filing false reports to government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

☒ Yes ☐ No — Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the section provided below.

Date of Disposition	County	State	Offense	Misdemeanor or Felony?	Sentence
3/21/1997	Cattaraugus	NY	DWAI	Misdemeanor	$500 fine
10/22/1999	Cattaraugus	NY	Leaving the Scene of a personal injury accident	Misdemeanor	$200 fine
2/1/2001	Cattaraugus	NY	DWI	Misdemeanor	$500 fine/DL revoked 6 months
(JB) 3/8/2010	Cattaraugus	NY	DWI	Felony	$3000 Fine/5 years Probation (JB)

☐ Yes ☐ No — Do you currently work for, own or have a financial interest in a slot machine management company, slot machine manufacturer or distributor, or a business that sells slot machine related products, services, or goods to a slot machine licensee?

☐ Yes ☐ No — Do you currently own or have a financial interest in a Florida licensed slot machine facility or in any business owned by a Florida licensed slot machine facility?

ADDITIONAL INFORMATION

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **charris**

VR Home > **Complaint Search**

Search Criteria | Results

Case Type	Complaint #	Status	Reference	Incident	Respondent	Complainant	Lic Type	Public Case	View	Process
No items found.										

Total: 0

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LICENSES

Licensee Search

Page 1 of 1. 1 match.

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
[redacted]	**BROWN**	**KENNETH**	**EUGENE**	[redacted]	3	[redacted]		

Not the applicant

UCS-540

CATTARAUGUS COUNTY COURT (M-B)

303 Court Street Floor 3rd, Little Valley, NY 14755

Present: Hon. Ronald Ploetz

The People of the State of New York

vs.

Criminal Disposition Report

Docket Number: **SCI-70002-10/001**
Legacy Docket Number: **10-037**
CJTN: 31965630H
NYSID: [redacted]
Motorist ID: Unk

Jeremy J. Brown
164 1/2 N. UNION STREET, OLEAN, NY 14760

Sex: Male Race: White DOB: [redacted]

EYO: N YO: N

Arrest Date:	12/14/2009	Arresting Agency:	State Police, Olean	ORI:	NY1040100	Arrest No.:	912424	Complaint No.:	

Count	Ticket Number	Charge	Charge Weight	Disposition Date	Charge Disposition	Sentence Date	Seal
1	QJ25000QSP	VTL 1111 D1 Traffic Device Viol:Red	I	03/08/2010	Covered by (Count #2)		160.59
2	QK03007FSP	VTL 1192 02 Oper MV Bac .08 Of 1% -Prior	EF	03/08/2010	Pled Guilty; Lic Rev (1y); Prob (5y, Cattaraugus County Probation Department, CS (240h)); Fine ($3000.00 - due 06/14/2010)	06/14/2010	160.59
3	QK03007FSP	VTL 1192 03 DWI-Prev Conviction In 10 Yrs	EF	03/08/2010	Covered by (Count #2)		160.59
4	QK03007CSP	VTL 1113 0A Passed Flashing Red Light	I	03/08/2010	Covered by (Count #2)		160.59
5	QK03007DSP	VTL 1128 0A Moved From Lane Unsafely	I	03/08/2010	Covered by (Count #2)		160.59
6	QK03007GSP	VTL 1192 2-A Aggrav DWI:1 Prior Conv-10 Yrs	EF	03/08/2010	Covered by (Count #2)		160.59

ATTENTION: If charges in the above docket are indicated as **SEALED**, please process your records accordingly.

Dated: **June 20, 2023**

Chief Clerk/Clerk of the Court

STATE OF NEW YORK **UCS-160**
COUNTY OF CATTARAUGUS **CATTARAUGUS COUNTY COURT (M-B)**

Present: Hon. Ronald Ploetz, County Court Judge

The People of the State of New York

vs.

Jeremy J. Brown
164 1/2 N. UNION STREET, OLEAN, NY 14760

Sex: Male Race: White DOB: [redacted]

Sealing Order

Docket Number:	**SCI-70002-10/001**
Legacy Docket Number:	**10-037**
CJTN:	31965630H
NYSID:	[redacted]
Index Number:	16517
DA Case Number:	10-037
EYO: N	YO: N

The charges in the above-referenced docket are sealed as follows:

Count	Ticket Number	Charge	Arrest Date	Seal Section	Sealing Date
1	QJ25000QSP	VTL 1111 D1 I Traffic Device Viol:Red	12/14/2009	160.59	06/20/2023
2	QK03007FSP	VTL 1192 02 EF Oper MV Bac .08 Of 1% -Prior	12/14/2009	160.59	06/20/2023
3	QK03007FSP	VTL 1192 03 EF DWI-Prev Conviction In 10 Yrs	12/14/2009	160.59	06/20/2023
4	QK03007CSP	VTL 1113 0A I Passed Flashing Red Light	12/14/2009	160.59	06/20/2023
5	QK03007DSP	VTL 1128 0A I Moved From Lane Unsafely	12/14/2009	160.59	06/20/2023
6	QK03007GSP	VTL 1192 2-A EF Aggrav DWI:1 Prior Conv-10 Yrs	12/14/2009	160.59	06/20/2023

Dated: _____

Hon. Ronald Ploetz
County Court Judge

CERTIFICATE OF CONVICTION

STATE OF NEW YORK - CITY COURT OF OLEAN - CRIMINAL DIVISION

THE PEOPLE OF THE STATE OF NEW YORK

against

Defendant

JEREMY J. BROWN DOB: [redacted]

The above name **JEREMY J. BROWN** brought before the Hon. William H. Mountain III, a Judge of the City Court of Olean, charged with **Leaving the Scene of Personal Injury Accident (VTL-600.2A)** on October 22, 1999 and on November 4, 1999 was convicted of **Leaving the Scene of Personal Injury Accident (VTL-600.2A).**

IS ADJUDGED THAT SUCH DEFENDANT

Pay the Fine (s) of: **$200.00**

Pay a Mandatory Surcharge of: **$25**

Serve a Sentence of:

Probation:

Conditional Discharge:

Other:

Dated at the City Court of Olean on December 12, 2024.

Chief Clerk of The City Court Of Olean

Heather Marcellin

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CONTROL COMMISSION

12-Dec-24

CERTIFICATE OF CONVICTION SEC. 380.60CPL

STATE OF NEW YORK - CITY COURT OF OLEAN - CRIMINAL DIVISION

THE PEOPLE OF THE STATE OF NEW YORK

against

JEREMY J. BROWN DOB: [redacted]
C96-14634

The above named defendant having been brought before WILLIAM H. MOUNTAIN Judge of the City Court of OLEAN, charged with:

-N-1VTL-375 -UM-

was thereafter on December 11, 1996 duly convicted of the offense of VTL 375.35

IS ADJUDGED THAT SUCH DEFENDANT

___ Be imprisioned in the CATTARAUGUS County Jail for a term of

✓ Pay the fine(s) of $ 25.00 paid

___ Received a CONDITIONAL DISCHARGE

___ Received an UNCONDITIONAL DISCHARGE

___ Received 0 probation under the supervision of the CATTARAUGUS County Probation Department

✓ Pay a Mandatory Surcharge of FIFTEEN DOLLARS ($15.00) paid

___ Other:

Dated at the City Court of OLEAN on December 12, 2024

/s/ Heather Marcellin

CHIEF CLERK OF THE CITY COURT OF OLEAN

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12-Dec-24

CERTIFICATE OF CONVICTION SEC. 380.60CPL

STATE OF NEW YORK - CITY COURT OF OLEAN - CRIMINAL DIVISION

THE PEOPLE OF THE STATE OF NEW YORK

against

JEREMY J. BROWN DOB: [redacted]
C97-14845

The above named defendant having been brought before DANIEL R. PALUMBO Judge of the City Court of OLEAN, charged with:

-N-1VTL-1192.3-03 -UM- -N-1VTL-1192.2 - -N-1VTL-1180.D-0D -I -

was thereafter on March 21, 1997 duly convicted of the offense of INF. DR. W/IMPAIRED (VTL 1192-1)

IS ADJUDGED THAT SUCH DEFENDANT

____ Be imprisioned in the CATTARAUGUS County Jail for a term of

✓ Pay the fine(s) of $ 500.00 paid

____ Received a CONDITIONAL DISCHARGE

____ Received an UNCONDITIONAL DISCHARGE

____ Received 0 probation under the supervision of the CATTARAUGUS County Probation Department

✓ Pay a Mandatory Surcharge of TWENTY-FIVE DOLLARS ($25.00) paid

✓ Other: New York State Drivers License Suspended 90 days.

Dated at the City Court of OLEAN on December 12, 2024

Heather Marcellin

CHIEF CLERK OF THE CITY COURT OF OLEAN

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RECEIVED

2025 JUN 11 PM 12:03

FLORIDA PLANNING
CONTROL COMMISSION

12-Dec-24

CERTIFICATE OF CONVICTION SEC. 380.60CPL

STATE OF NEW YORK - CITY COURT OF OLEAN - CRIMINAL DIVISION

THE PEOPLE OF THE STATE OF NEW YORK

against

JEREMY J. BROWN DOB: [redacted]
2001-19602

The above named defendant having been brought before DANIEL R. PALUMBO Judge of the City Court of OLEAN, charged with:

-N-1VTL-1192.3-03 -UM- -N-1VTL-1192.2-02 -UM- -N-1VTL-511.1-01 -UM- -N-1VTL-1172.A-0A -I -

was thereafter on February 1, 2001 duly convicted of the offense of U MISD. DWI (VTL 1192-3) INF. NO LICENSE (VTL 509-1)

IS ADJUDGED THAT SUCH DEFENDANT

____ Be imprisioned in the CATTARAUGUS County Jail for a term of

✓ Pay the fine(s) of $ 500.00 paid

____ Received a CONDITIONAL DISCHARGE

____ Received an UNCONDITIONAL DISCHARGE

____ Received 0 probation under the supervision of the CATTARAUGUS County Probation Department

✓ Pay a Mandatory Surcharge of 120.00 paid

✓ Other: New York State Drivers License revoked 6 months

Dated at the City Court of OLEAN on December 12, 2024

Heather D Marcellin

CHIEF CLERK OF THE CITY COURT OF OLEAN

[redacted]

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2025 JUN 11 PM 12:03
FLORIDA GAMING CONTROL COMMISSION

RECEIVED

2025 JUN 11 PM 12:03

FLORIDA PUBLIC SERVICE
CONTROL COMMISSION

System Messages

- Complaint created. New Complaint # 2025050439.

Lic Type	**1055 - Slot Machine/Cardroom/Pari-Mutuel Individual Combination**			Status	**10 Initial Review**	Status Date	**07/07/2025**
Complaint #	**2025050439**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**BROWN, JEREMY JOSEPH**	Responsible	**charris - HARRIS, CYNTORIA**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**	Parties	Activities
Form	**INTR - Internal**	Priority		Allegations	Discipline
Class'n	**CHIS - Criminal History**	Complexity	**R - Regular**	Violations	Compliance
Security	**STND - Standard**	Incident	**06/30/2025**	Related	Disposition
Region	**NR - Northern Region**	Received	**07/07/2025**	Inspection	
Reference				Costs	
Entered	**07/07/2025**	Entered By	**hchaires**	Time Tracking	Auto Assign
Summary	**Application and rap sheet reviewed. Applicant's criminal history resulted in felony conviction(s). Magic City Casino 283**			Attachments	History
Updated	**07/07/2025 08:03:03**	By	**hchaires**	Work Notes	Print Report

Change | Save | OK | Cancel | Back

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UCS-540

CATTARAUGUS COUNTY COURT (M-B)

303 Court Street Floor 3rd, Little Valley, NY 14755

Present: Hon. Ronald Ploetz

The People of the State of New York

vs.

Jeremy J. Brown
164 1/2 N. UNION STREET, OLEAN, NY 14760

Sex: Male Race: White DOB: [redacted]

Criminal Disposition Report

Docket Number: **SCI-70002-10/001**
Legacy Docket Number: **10-037**
CJTN: 31965630H
NYSID: [redacted]
Motorist ID: Unk

EYO: N YO: N

Arrest Date:	12/14/2009	Arresting Agency:	State Police, Olean	ORI:	NY1040100	Arrest No.:	912424	Complaint No.:	

Count	Ticket Number	Charge	Charge Weight	Disposition Date	Charge Disposition	Sentence Date	Seal
1	QJ25000QSP	VTL 1111 D1 Traffic Device Viol:Red	I	03/08/2010	Covered by (Count #2)		160.59
2	QK03007FSP	VTL 1192 02 Oper MV Bac .08 Of 1% -Prior	EF	03/08/2010	Pled Guilty; Lic Rev (1y); Prob (5y, Cattaraugus County Probation Department, CS (240h)); Fine ($3000.00 - due 06/14/2010)	06/14/2010	160.59
3	QK03007FSP	VTL 1192 03 DWI-Prev Conviction In 10 Yrs	EF	03/08/2010	Covered by (Count #2)		160.59
4	QK03007CSP	VTL 1113 0A Passed Flashing Red Light	I	03/08/2010	Covered by (Count #2)		160.59
5	QK03007DSP	VTL 1128 0A Moved From Lane Unsafely	I	03/08/2010	Covered by (Count #2)		160.59
6	QK03007GSP	VTL 1192 2-A Aggrav DWI:1 Prior Conv-10 Yrs	EF	03/08/2010	Covered by (Count #2)		160.59

ATTENTION: If charges in the above docket are indicated as **SEALED,** please process your records accordingly.

Dated: **June 20, 2023**

Chief Clerk/Clerk of the Court

STATE OF NEW YORK
COUNTY OF CATTARAUGUS

UCS-160
CATTARAUGUS COUNTY COURT (M-B)

Present: Hon. Ronald Ploetz, County Court Judge

The People of the State of New York

vs.

Jeremy J. Brown
164 1/2 N. UNION STREET, OLEAN, NY 14760

Sex: Male Race: White DOB: [redacted]

Sealing Order

Docket Number: **SCI-70002-10/001**
Legacy Docket Number: **10-037**
CJTN: 31965630H
NYSID: [redacted]
Index Number: 16517
DA Case Number: 10-037
EYO: N YO: N

The charges in the above-referenced docket are sealed as follows:

Count	Ticket Number	Charge	Arrest Date	Seal Section	Sealing Date
1	QJ25000QSP	VTL 1111 D1 I Traffic Device Viol:Red	12/14/2009	160.59	06/20/2023
2	QK03007FSP	VTL 1192 02 EF Oper MV Bac .08 Of 1% -Prior	12/14/2009	160.59	06/20/2023
3	QK03007FSP	VTL 1192 03 EF DWI-Prev Conviction In 10 Yrs	12/14/2009	160.59	06/20/2023
4	QK03007CSP	VTL 1113 0A I Passed Flashing Red Light	12/14/2009	160.59	06/20/2023
5	QK03007DSP	VTL 1128 0A I Moved From Lane Unsafely	12/14/2009	160.59	06/20/2023
6	QK03007GSP	VTL 1192 2-A EF Aggrav DWI:1 Prior Conv-10 Yrs	12/14/2009	160.59	06/20/2023

Dated: _____

Hon. Ronald Ploetz
County Court Judge

16517

CATTARAUGUS COUNTY COURT
303 COURT STREET
LITTLE VALLEY, NY 14755

CERTIFICATE OF DISPOSITION

PEOPLE OF THE STATE OF NEW YORK
vs.
JEREMY J. BROWN
D.O.B.: [redacted]

SCI 10-037

Date of Crime: 12-14-2009
Date of Arrest: 12-14-2009
Arraignment Date: 03-08-2010
Atty: DANIEL DEROSE, ESQ.
ADA: LORI P. RIEMAN, ESQ.

Presiding Judge: HON. LARRY M. HIMELEIN

CHARGE 1: VTL-1192.2-02 -EF-- OPER MV BAC .08 OF 1% -PRIOR -N-
DISPOSITION: 03-08-2010 PLED GUILTY
SENTENCE: 06-14-2010 P,CS,F $3000.00 N
5 YEARS
240H
REVOKED

CHARGE 2: VTL-1192.3-03 -EF-- DWI-PREV CONVICTION IN 10 YRS -N-
DISPOSITION: 03-08-2010 SATISFIED BY PLEA TO CHARGE 1

CHARGE 3: VTL-1113.A-0A -I -- FLASHING LIGHT VIOL: RED -N-
DISPOSITION: 03-08-2010 SATISFIED BY PLEA TO CHARGE 1

CHARGE 4: VTL-1128.A-0A -I -- FAILURE TO STAY IN SINGLE LAN -N-
DISPOSITION: 03-08-2010 SATISFIED BY PLEA TO CHARGE 1

CHARGE 5: VTL-1192.2A-2A -EF--AGGRAV DWI:1 PRIOR CONV-10 YRS -N-
DISPOSITION: 03-08-2010 SATISFIED BY PLEA TO CHARGE 1

$520.00 SURCHARGE .

CHARGE 6: VTL-1111.D1-D1 -I -- TRAFFIC DEVICE VIOL:RED -N-
DISPOSITION: 03-08-2010 SATISFIED BY PLEA TO CHARGE 1

STATE OF NEW YORK
COUNTY OF CATTARAUGUS SS:

I certify that the above is a true and correct transcript of the court record.

DATED: June 23, 2010

Mary Reynolds
A Court Clerk

sent to Casino on
6/24/10

County	PreSentence INVESTIGATION REPORT FACESHEET	Probation PIN
Cattaraugus		7826

Docket #	Court	Investigation Case #
SCI #10-037	Cattaraugus County Court	SCI-7826-01

Date Investigation Ordered	Agency Code	Inv Probation Officer	Date Report Completed
03/08/2010	NY004013G	Theresa L Grove	04/12/2010

A. PERSONAL INFORMATION

Name (Last, First, Middle)	Maiden Name	Aliases
Brown, Jeremy J.		

Present Address	Telephone Number
164 1/2 North Union Street , Olean, NY 14760	(716)378-5111

Date of Birth	Age	Place of Birth	Height	Weight	Eyes	Hair	Marital Status
[redacted]	36	New York	5'6"	190	Brown	Brown	Single (never married)

Ethnic Origin	Race	Citizenship	ICE Status	Immigration #	Sex	Total # in home
Not Hispanic	White	USA	US Born		Male	1

Social Security	Identification Marks	Education	Military Service
[redacted]	See Identification Marks Section Below	16 years	

Employment Status	Employer	School Status	School	Annual Income
Full-Time Employed	Seneca Allegany Casino	Graduated		$52,500.00

B. PRESENT COURT PROCEEDING

Judge	Prosecuting / Presentment Attorney
Larry M. Himelein	Lori Rieman

Counsel / Law Guardian Name and Address
Daniel DeRose, 613 Community Bank Building, P.O. box 548, Olean, NY 14760

Court Case #	Offense Date	Arrest Date	Info/Indict/Petition Date	Conviction/Adjudication Date
10-037	12/14/2009	12/14/2009		03/08/2010

Court Case #	Info/Indict Charges/Nature of Petition	Final Conviction/Adjudication Charges	By:
10-037	DWI – E FELONY	VTL 1192 02 E F 0 - OPERATE MV .08 OF 1% OR MORE ALCOHOL-PRIOR CONV DESIG OFF W/IN 10 YRS	Plea

C. LEGAL INFORMATION

NYSID	CJTN	Local Identification #	FBI Number
[redacted]	31965630H		[redacted]

Court Case #	Status of Defendant/Respondent	Detention Date
10-037	ROR	

Sched Sentence / Disposition Date: 06/14/2010

Sentence/Disposition Date:

Sentence/Disposition:

Designated Felon:
DNA Collection Required: No
SORA Registrable Case: No

Youthful Offender

Eligible: Not Applicable
Recommended:

DIR Filed: No
Fingerprintable Offense: Yes
Juvenile Offender: No

Certificate of Relief from Disabilities by Court

Eligible: Yes
Recommended: Defer

Court Case #	Drugs Used at Offense	Alcohol Used at Offense	BAC	BAC Test Refused	Personal Injury or Fatality
10-037	No	Yes	.18	No	No

Other Pending Charges / Petitions	If yes, enter the number and refer to the legal history for verification
No	2
Prior Court Convictions / Adjudications	
Yes	

Prior DWI/DWAI Convictions	If yes, enter the number and refer to the legal history for verification	Drivers License #
Yes	2	[redacted]

CONFIDENTIAL

This investigation is confidential in nature and the release of this report is governed by the provisions of CPL Section 390.50.

Cattaraugus County Probation Department

CATTARAUGUS COUNTY DEPARTMENT OF PROBATION AND CORRECTIONAL ALTERNATIVES

Gerald E. Zimmerman, Director
1 Leo Moss Drive
Suite 3140
Olean, New York 14760-1157

Telephone: 716-373-8047
Fax: 716-701-3725
Web: www.cattco.org/probation

In Reply Please Refer To:

January 26, 2012

Tonya R. Kilby

Jeremy J. Brown
164 ½ North Union St.
Olean, New York 14760

RE: **Certificate of Relief from Disabilities**

Dear Mr. Brown:

Attached please find the Certificate of Relief from Disabilities which was granted to you by the Honorable M. William Boller, Cattaraugus County Court, on January 26, 2012. Also attached please find a copy of a letter sent to the NYS Division of Criminal Justice Services.

I am sending you the original Certificate as well as one copy.

If you have any questions or concerns, please contact me at 716-701-3319.

Sincerely,

TONYA R. KILBY
PROBATION OFFICER

TRK:cvw
Attachments

STATE OF NEW YORK

CERTIFICATE OF RELIEF FROM DISABILITIES

FOR COURT OR BOARD OF PAROLE

Docket, File, or other Identifying No.

SCI #10-037

certificate is issued to the holder to grant relief from all or certain enumerated disabilities, forfeitures, or bars to his employment tomatically imposed by law by reason of his conviction of the crime or of the offense specified herein.

This certificate shall NOT be deemed nor construed to be a pardon.

SEE REVERSE SIDE FOR EXPLANATION OF THE LAW GOVERNING THIS CERTIFICATE

The Original Certificate is to be presented to the person to whom awarded. One copy is to be retained by the issuing agency, and one copy is to be filed with the N.Y.S. Div. of Criminal Justice Services, Executive Park, Stuyvesant Plaza, Albany, N.Y. 12203

1. For use by DCJS	HOLDER OF CERTIFICATE 2. Last Name, First Name Middle Initial **Brown, Jeremy J.**	3. NYSID Number (If not known, supply fingerprints to DCJS. If fingerprints are unobtainable, complete items 15-18 below.) [redacted]

4. Crime or offense for which convicted:	5. Date of arrest	6. Date of sentence
VTL 1192 02 E F 0 - OPERATE MV .08 OF 1% OR MORE ALCOHOL-PRIOR CONV DESIG OFF W/IN 10 YRS	12/14/2009	06/14/2010

7. Court of disposition (Court, Part, Term, Venue)	8. Certificate Issued by:
Cattaraugus County Court	a. ☒ COURT INDICATED IN NO. 7 b. ☐ STATE BOARD OF PAROLE

9. Date this certificate issued	10. If this Certificate replaces Certificate of Relief From Disabilities previously issued, give date of previous Certificate.
JAN 26 2012	Date: ☐ Not Applicable

11. CHECK ONE BOX ONLY

This certificate shall:

a. ☐ Relieve the holder of all forfeitures, and all disabilities and bars to employment, excluding the right to retain or to be eligible for public office, by virtue of the fact that this certificate is issued at the time of sentence. The Date of Sentence in this case must agree with the Date Certificate Issued.

b. ☒ Relieve the holder of all disabilities and bars to employment, excluding the right to be eligible for public office.

c. ☐ Relieve the holder of the forfeitures, disabilities or bars hereinafter enumerated: _____

12. ☐ This certificate shall be considered permanent.

☒ This certificate shall be considered temporary until 06/14/2015. After this date, unless revoked earlier by the issuing court or parole board, this certificate shall be considered permanent. A person who knowingly uses or attempts to use a revoked certificate in order to obtain or exercise any right or privilege that he would not be entitled to obtain or to exercise without valid certificate shall be guilty of a misdemeanor.

13. Signature of issuing official(s)	Print or type name(s)	14. Title(s)
M. William Boller	M. WILLIAM Boller Honorable ~~Larry M. Himelein~~	ACTING Supreme Court Justice ~~Cattaraugus County Court Judge~~

Complete the following for DCJS, only if fingerprints are not obtainable

15. Sex	16. Race	17. Height	18. Date of Birth (Month, Day, Year)

Florida Gaming Control Commission

JULIE I. BROWN, VICE CHAIR
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER
TINA REPP, COMMISSIONER

June 19, 2025

Mr. Jeremy Joseph Brown
12 North Washington Street
Randolph, New York 14772

RE: Application No. 51576, Entity 14437144
1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo

Dear Mr. Brown:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- Application is incomplete. Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 4 of the application. If you have ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges, you must list the offenses in the Background Information section and provide court disposition records. **Please initial and date any changes made to your application.**

  You must list the information on your application for the following charges:
  - Cattaraugus County, New York Arrest(s) – 12/14/2009

  You must provide the arrest and court disposition records for the following charges:
  - Cattaraugus County, New York Arrest(s) – 12/14/2009

  Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.794.8130.

If you fail to provide the Florida Gaming Control Commission with a complete application by 10/18/2025, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal

applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions please call 850.794.8130.

Thank you,

/ch-lj
General and Operations Manager I

MEMORANDUM

To:	The Florida Gaming Control Commission
From:	Division of Pari-Mutuel Wagering
Through:	Emily Alvarado, Chief Attorney
Re:	FGCC v. David Allen Peter Despres Case No. 2025-057005; License Denial
Date:	September 3, 2025

Executive Summary

The Division of Pari-Mutuel Wagering (the "Division") seeks to deny the application of David Allen Peter Despres (the "Applicant") for a slot machine/cardroom/pari-mutuel individual combination occupational license (the "Application"). The Applicant submitted a completed application for a slot machine/cardroom/pari-mutuel individual combination occupational license on July 31 2025. Upon review of the Application, it appears Applicant has been convicted of one felony offense out of the Florida. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Letter of License Denial.

Pertinent Facts

On May 7, 2025, Respondent submitted an application for a slot machine/cardroom/pari-mutuel individual combination occupational license to the Division. The Applicant answered "no" to if he had been convicted of a disqualifying offense. On July 2, 2025, the Applicant was issued a deficiency letter by the Division requesting provide an updated application and provide court disposition records regarding arrests from August 11, 1980, out of Hillsborough County, Florida. The Division received a completed application on July 31, 2025. Upon review of the completed Application, it appears that the Applicant was convicted of the following felony offense:

- Obtain Property in Return for Worthless Check out of Hillsborough County, Florida from December 3, 1980.

This felony conviction is a disqualifying offense pursuant to sections 550.105, 551.107, and 849.086(6)(g), Florida Statutes.

Relevant Law

Section 550.105(5)(b), Florida Statutes, provides, in pertinent part that:

> . . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 551.107(6)(a), Florida Statutes, provides in pertinent part that:

> ". . .the commission may deny, suspend, revoke, or refuse to renew any slot machine occupational license if the applicant for such license or the licensee has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state that would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; racketeering; or a crime involving a lack of good moral character, or has had a gaming license revoked by this state or any other jurisdiction for any gaming-related offense."

Section 849.086(6)(f), Florida Statutes, provides that the "provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."

Section 849.086(6)(g), Florida Statutes, provides that:

> [t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority.

Section 550.105(5)(d), Florida Statutes, provides that:

> …the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term "conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.

Staff Recommendation: Therefore, Florida Gaming Control Commission may deny the Application or declare the Applicant ineligible for a slot machine/cardroom/pari-mutuel individual combination occupational license upon a finding of a disqualifying offense pursuant to sections 550.105, 551.107, and 849.086(6)(g). Accordingly, the Florida Gaming Control Commission should authorize the issuance of a Letter of License Denial to David Allen Peter Despres in this matter.

DESPRES, DAVID ALLEN PETER

Case # 2025-057005

License Type: Slot/Cardroom/Pari-Mutuel Indiv Combo (1055)
Occupation: Maintenance

Waiver Requested: Yes[ ] No[✓]

90 Day Deadline: 10/28/2025

Division of Pari-Mutuel Wagering

Licensing Administrator Review of Occupational License

DESPRES, DAVID ALLEN PETER-14390802	2025-057005
(Applicant's Name– License #)	Case No:

INITIAL APPLICATION RECEIVED:	5/7/2025
Application Deemed Complete:	7/31/2025
If no Request for Waiver received, 90-Day Deadline:	**10/28/2025**

Waiver Requested: ☒No ☐Yes (Pursuant to s.120.60, F.S., the processing timeline requirement has been waived.)
- Waiver Requested _

TL	430-Pompano Park	1055-Maintenance Technician
Application Processor	Facility (d/b/a name)	Occupation Code / Job Title

Analyst Review

Did the applicant accurately disclose the criminal history record initially? ☐Yes ☒No
Licensing History: N/A Type: N/A Initial license issued: Maintained Continuous licensure? ☐Yes ☐No N/A

Background Information

Was a deficiency letter issued to correct an omission, error, or to request information related to the offense(s)? ☒Yes ☐No
Where all items identified in the deficiency letter addressed? ☒Yes ☐No If no, explain:

☒ Felony(s): 1 Count(s) ☐ Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking

☐ Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)

☐ Animal Cruelty (Pari-Mutuel Professons)

Arrest Date	Location	Charge	Level	Court Case #	Disposition / Sentence	AR	Disp
08/11/1980	**Hillsborough County, FL**	**Charge 1-** Fraud/Insuff Funds/Check	F	80-6779B	Guilty	Yes	Yes
04/27/1999	**Palm Beach County, FL**	Charge 1- DUI	Unknown	501999CT008980AXXXMB	Guilty	Yes	No
01/18/1997	**Bibb County, GA**	Charge 1- DUI	M	268270	Guilty	No	Yes

Related Licenses

Check VR License Relations to Determine if Applicant is Related to a Business.

Is the individual applicant related to a business? Yes ☐ No ☒ **If yes, complete sections below.**
Business License Number: Business Name:
Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes ☐ No ☐
Date Deficiency Letter Issued: Initials:

Licensing Administrator Review

Disposition Confirmation

Disqualifying Convictions/Arrests Confirmed? Yes ☒ No ☐ ☐ Approval
Disposition Attached for Disqualifier(s)? Yes ☒ No ☐

Deficiency Letter Issued **05/13/2025 and 07/02/2025** ; Application Deemed Complete **07/31/2025**
Applicant Eligible for Waiver? Yes ☐ No ☒ If Yes: ☐ Waiver Requested ☐ Failed to Request Waiver

Forward to ☐ **Investigations** ☒ **Legal** ☐ **Commission** Initials: CH Date: *08/04/2025*
Comments:

OCCUPATIONAL LICENSE FEE VOUCHER

Date: 4-22-25

Applicant Name: CANDIDATE 103 - DAVID DESPRES
(Please Print)

Position/Title: MAINT. TECH
(Please Print)

This voucher must be submitted with the applicant's completed Slot/Cardroom Pari-Mutuel Indiv Combo License Application.

Form to the FGCC Licensing and Compliance Office.

Upon receipt of an authorized voucher, Harrah's Pompano Beach agrees to remit to the Division.

- [x] $100 (3-year license)
- [ ] $37.25 (New fingerprints)
- [ ] $13.25 (Renewal Fingerprints)
- [ ]

LON 800764348
Human Resources Authorized Signature

For Accounting use only.

4594 800851066

PS-03-1051

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.fgcc.fl.gov

APPLICATION CHECKLIST – IMPORTANT – Submit all items on the checklist below to ensure faster processing.

ALL License Applicants must submit:

❑ Completed Form FGCC PMW-3410 – Print clearly and complete all sections that are not optional in black or blue ink.

❑ Provide Identification – Required by Rule 75-14.010, Florida Administrative Code.

Provide a copy of one of the items below:
- US Passport
- Certificate of US Citizenship or Naturalization
- Permanent Resident Card

OR, Provide a copy of two of the items below:
- Birth Certificate (Certified Copy)
- Driver's License
- Military ID Card
- Student ID Card
- Country ID Card
- Foreign Passport
- Government Issued Credential
- Immigration ID Card

❑ Additional Pages – If necessary to respond to any application questions.

❑ Supporting Legal Documentation – If necessary to respond to background information questions in application.

❑ Three (3) Year Licensing Fee – Make checks or money orders payable to FGCC.

- ❑ Slot Machine General Occupational License - $100.00* *does not include fingerprint fee
- ❑ Slot Machine Professional Occupational License - $100.00*
- ❑ Slot Machine/Cardroom/PMW Combination Occupational License - $100.00*

❑ Fingerprints – Choose One Option:

- ❑ Electronic Fingerprints: Electronic fingerprints must be submitted to the Division through a law enforcement agency or an FDLE approved Livescan Service Provider. Submit electronic fingerprints with the following ORI number: FL925185Z.

  IMPORTANT: Electronic fingerprint processing fees must be paid directly to the law enforcement agency or FDLE approved Livescan Service Provider.

- ❑ Fingerprint Card: Fingerprint cards (FD-258) can be mailed to applicants upon request by contacting the Division at the address or phone number below. Completed fingerprint cards must be mailed to the Division with your application.

  IMPORTANT: Fingerprint card processing fees must be paid to the Division. Please see http://www.fdle.state.fl.us/Criminal-History-Records/Obtaining-Criminal-History-Information.aspx for the current fee amount.

- ❑ Fingerprint Resubmission for Renewal and Upgrade Applicants: Applicants timely renewing or upgrading a license need only provide the Division a fingerprint resubmission processing fee. Visit our website or contact us for the current fee amount.

  IMPORTANT: Timely submission of renewals must occur within one year of the expiration of applicant's license.

Please mail your completed application, documentation and required fee(s) to:
Florida Gaming Control Commission
Pari-Mutuel Wagering, Licensing Section
2601 Blair Stone Road, Tallahassee, Florida 32399-1037
Phone: 850.488.3211

4594

RECEIVED

MAY 07 2025

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
FGCC PMW-3410 – Slot Machine Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only." RECEIVED 05/07/2025

DEMOGRAPHIC INFORMATION

Social Security Number	Birth Date (MM/DD/YYYY)	Gender
[redacted]		☑ Male ☐ Female

Last Name	First	Middle	Suffix
DESPRES	DAVID	ALLEN PETER	

Have you used, been known as, or called by another name (example – maiden name, pseudonym, nickname) or alias other than the name used on the application? ☐ Yes ☒ No

If yes, list the name or names used: _____

Race/Ethnicity (check only one):
☐ Black or African American ☐ Asian or Pacific Islander ☑ Native American or Alaskan Native
☒ White or Caucasian ☐ Hispanic/Latino ☐ Other

Are you a United States citizen? ☒ Yes ☐ No
If no, provide the name of the country of which you are a citizen: _____

Current Mailing Address			Email Address (optional)
120 NE 53rd CT			ddespres1224@gmail
City	**State**	**Zip Code (+4 optional)**	**Country**
OAKLAND PARK	FL.	33334	BROWARD, USA
Primary Phone Number			**Secondary/Cell Phone Number (optional)**
561-283-9114			—

Current Street Address			
120 NE 53rd CT			
City	**State**	**Zip Code (+4 optional)**	**Country**
OAKLAND PARK	FL.	33334	USA

Type of Slot Machine Occupational License applying for:
☐ General Individual ☐ Professional Individual
☒ Slot Machine/Cardroom/PMW Combination
Job title(s)*: MAINT. TECH

*Applicants for a Combo license should disclose all job titles

Is this your first time applying for a racing/gaming license in Florida?
☒ Yes ☐ No

Facility where employed and/or doing business: PPI INC

Employer name: HARRAH's POMPANO BEACH

FOR DIVISION USE ONLY

License Code 1055 License # 14390802 File # 13756 App # 51374
Association Code 430 Date Received 05/07/2025 Entered By Edwards License Year 25/28
License Fee 100.00 FP Date 05/07/2025 FP Fee 0 Total Fee 100.00

☐ Waiver Requested (Combo Only) ☒ ARCI ☒ Enforcement

70 CA 3000004594

Received 05/07/2025

EMPLOYMENT HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)

☐ Yes
☒ No

Have you previously worked for a gaming-related employer?
If yes, you must list below all gaming-related employment history in the past ten years.

Name of Employer	Address	Start Date (Month/ Year) - End Date (Month/ Year)	Title/Position Held & Supervisor Name	Reason for Leaving
N/A				

PREVIOUS LICENSING HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)

☐ Yes
☒ No

Have you ever been licensed in any other racing or gaming jurisdiction? If yes, you must list all current and previous licenses and provide the details in the section below.

State(s) or Jurisdiction(s) Where Licensed	Date of Expiration	Is this license currently suspended or subject to fines or other discipline? Explain why.
N/A		☐ Yes ☐ No
		☐ Yes ☐ No
		☐ Yes ☐ No
		☐ Yes ☐ No
		☐ Yes ☐ No
		☐ Yes ☐ No
		☐ Yes ☐ No
		☐ Yes ☐ No
		☐ Yes ☐ No

☐ Yes
☒ No

Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

If you answered yes to the question above, provide details here:

N/A

Received 05/07/2025

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

☐ Yes ☒ No	Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, or filing false reports to government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?
☐ Yes ☒ No	Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the section provided below.

Date of Disposition	County	State	Offense	Misdemeanor or Felony?	Sentence
N/A					

☐ Yes ☒ No	Do you currently work for, own or have a financial interest in a slot machine management company, slot machine manufacturer or distributor, or a business that sells slot machine related products, services, or goods to a slot machine licensee?
☐ Yes ☒ No	Do you currently own or have a financial interest in a Florida licensed slot machine facility or in any business owned by a Florida licensed slot machine facility?

ADDITIONAL INFORMATION

N/A

Received 05/07/2025

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging the FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Florida Gaming Control Commission shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to $1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

AUTHORIZATION FOR RELEASE OF INFORMATION:

I do hereby instruct all law enforcement, criminal justice agencies, gaming commissions, tribal gaming regulatory agencies or commissions, state agencies, or commissions responsible for gaming regulation to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Florida Gaming Control Commission or the Florida Department of Law Enforcement.

I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Further, I understand that under Florida Statute, any information released that is not specifically exempted shall become part of the public record, releasable upon request to the public pursuant to Chapter 119, Florida Statutes.

David Allen Peter DesPres	[redacted]
Print Legal Name (First Middle Last)	Birth Date (MM/DD/YYYY)
[redacted]	Harrah's
Social Security Number	Name of Employer
[signature]	5-7-25
Signature of Applicant	Date

Complaint

Board

Lic Type

Case Type

Assigned To

Complaint #

Reference

Status

Incident From

Incident To

Key Phrase in Summary

Find
New
Clear
Back

Respondent

Fed Tax # [redacted]

DESPRES, DAVID ALLEN PETER

Street #

File # 13756

Slot/Cardroom/Pari-Mutuel Indiv Combo

Street

License # 14390802

Temporary

City

Entity # 14390802

Postal/Zip

Key Name

State

County

Complainant Key Name

Involved Party Key Name

Get Adobe Reader

NO ENFORCEMENT FOUND

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [redacted]
Date of Birth:
First Name:
Middle Name:
Last Name: DESPRES
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State

AMENDED

L# 14390802
A# 51405
F# 13754

RECEIVED
JUN 2 7 2024

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

☐ Yes ☒ No — Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, or filing false reports to government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

☒ Yes ☐ No — Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the section provided below.

Date of Disposition	County	State	Offense	Misdemeanor or Felony?	Sentence
6-11-1986	Hillsborough	FL	Bad Check	Felony	1 year Probation
4-27-1988	Palm Beach	FL	DUI	Misdemeanor	6 month Suspension of DL
6-12-1987	Broward County	FL	DUI	Misdemeanor	1 year

☐ Yes ☒ No — Do you currently work for, own or have a financial interest in a slot machine management company, slot machine manufacturer or distributor, or a business that sells slot machine related products, services, or goods to a slot machine licensee?

☐ Yes ☒ No — Do you currently own or have a financial interest in a Florida licensed slot machine facility or in any business owned by a Florida licensed slot machine facility?

ADDITIONAL INFORMATION

To whom it may concern

My arrest on 6/11/1986 I had no idea that the check that I wrote the check that was returned because the bank My wife at that time took money out of the account which caused the check to be returned. Palm Beach County 04/27/1988 was a DUI case in court and only received a six month suspension of my DL.

Broward County 6/12/1987 was a DUI fined $750.00 which was paid in 2 payment of $375.00 per prior arrangement per the same attorney

Sign Here

FLORIDA DEPARTMENT OF CORRECTIONS

RECEIVED

GOVERNOR
RON DESANTIS

SECRETARY
RICKY DIXON

Date: 6/9/2025

RE: TERMINATION OF SUPERVISION
DC# 480917
DOCKET/UC NO(S) 80-CF-6779
COUNTY Hillsborough
SCHEDULED TERM 12/02/1981

David Despres

Dear Mr. Despres

You are hereby notified that you completed your term(s) of supervision on 12/02/1981, as referenced above, and are no longer under the supervision of the Department of Corrections.

During your term of supervision, 0 days of earned incentives were applied, as authorized in Florida Statute 948.05(2)(c) and/or (d).

Pursuant to Florida Statute 98.0751, if you were convicted of a felony offense, other than murder or a sex offense, you may be eligible to have your voting rights restored immediately upon the completion of all terms of your sentence, including, but not limited to any unpaid restitution, court costs, fees or fines.

Individuals who do not qualify for automatic restoration of voting rights under Florida Statute 98.0751, will not be qualified to vote until their civil rights are restored as outlined in Article IV, Section 8 of the Florida Constitution.

For additional information related to the restoration of voting rights process under Florida Statute 98.0751, contact the Supervisor of Elections in your county of release.

If you were adjudicated guilty and on supervision for a felony offense, please review the rules of Executive Clemency for information regarding the restoration of civil rights process for the following types of clemency: **RESTORATION OF CIVIL RIGHTS, PARDONS, PARDONS WITHOUT FIREARM AUTHORITY, FIREARM AUTHORITY, REMISSION OF FINES AND FORFEITURES.** This information and the application can be accessed on the following website: https://www.fcor.state.fl.us/clemencyOverview.shtml or call (850) 488-2952 or 1-800-435-8286.

Sincerely, _____
Thomas Yarosis, Supervisor

501 SOUTH CALHOUN STREET
TALLAHASSEE, FLORIDA 32399-2500
FDC.MYFLORIDA.COM

Original: Offender
Copy: Offender File
Clerk of Court (if required)
FCOR (if required)

RECEIVED

2 7 2025

9900 8980 7C No. 088314-W CHECK DIGIT 6

FLORIDA DUI UNIFORM TRAFFIC CITATION

COUNTY OF Palm Beach | (1) F.H.P. (2) P.B. (3) S.O. (4) OTHER FLORIDA HIGHWAY PATROL

CITY (IF APPLICABLE) | AGENCY

IN THE COURT DESIGNATED BELOW THE UNDERSIGNED CERTIFIES THAT HE/SHE HAS JUST AND REASONABLE GROUNDS TO BELIEVE AND DOES BELIEVE THAT ON

COMPLAINT
(RETAINED BY COURT)

DAY OF WEEK	MONTH	DAY	YEAR		A.M. / P.M.
Tues	4	27	99	525	☐ A.M. ☑ P.M.

NAME (PRINT) FIRST: David | MIDDLE | LAST: Depres

STREET: 3229 Vassallo Rd | IF DIFFERENT THAN ONE ON DRIVER LICENSE "X" HERE ☐

CITY: WPB | STATE: FL | ZIP CODE: 33429

TELEPHONE NUMBER: 964-0758 | DATE OF BIRTH: [redacted] | RACE: W | SEX: M | HGT: 510

DRIVER LICENSE NUMBER: [redacted] | STATE: FL | CLASS: D | RESTRICT: NIA | ENDORSE: NIA | YR LIC EXP: 2002

YR VEHICLE: 89 | MAKE: FORD | STYLE: 4DR | COLOR: White | IF COMMERCIAL MTR VEH "X" HERE ☐

VEHICLE LICENSE NO: [redacted] | STATE: FL | YEAR TAG EXPIRES: 1999 | IF PLACARDED HAZARDOUS MATERIAL "X" HERE ☐

UPON A PUBLIC STREET OR HIGHWAY OR OTHER LOCATION, NAMELY: 10th Ave and Florida Mango Rd.

FT. _____ MILES _____ ☐ N ☐ S ☐ E ☐ W OF NODE _____ | IF COMPANION CITATION(S) "X" HERE ☐

DID UNLAWFULLY COMMIT THE OFFENSE OF DRIVING UNDER THE INFLUENCE OF ALCOHOLIC BEVERAGES, CHEMICAL OR CONTROLLED SUBSTANCES; DRIVING/ACTUAL PHYSICAL CONTROL WHILE IMPAIRED, OR DRIVING/ACTUAL PHYSICAL CONTROL WITH UNLAWFUL BLOOD ALCOHOL LEVEL OF .08 PERCENT OR ABOVE. BLOOD ALCOHOL LEVEL .198 %.

COMMENTS PERTAINING TO OFFENSE: (Only one offense each citation)

☑ STATE STATUTE 316.193 | SECTION | SUB-SECTION

CRASH	DAMAGE TO OTHER PROPERTY	INJURY TO ANOTHER	SERIOUS BODILY INJURY TO ANOTHER	FATAL
☑ YES ☐ NO	☑ YES ☐ NO	☐ YES ☑ NO	☐ YES ☑ NO	☐ YES ☑ NO

THIS IS A CRIMINAL VIOLATION, COURT APPEARANCE REQUIRED, AS INDICATED BELOW.

5/21/99 | 8:30AM | 088314-W CHECK DIGIT 6

COURT DATE | TIME

Criminal Justice Complex

3228 Gun Club Rd. WPB FL 33406

COURT AND LOCATION

ARREST DELIVERED TO _____ DATE 4/27/99

I AGREE AND PROMISE TO COMPLY AND ATTEND TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS CITATION. WILLFUL REFUSAL TO ACCEPT AND SIGN THE CITATION MAY RESULT IN ARREST. I UNDERSTAND MY SIGNATURE IS NOT AN ADMISSION OF GUILT OR WAIVER OF RIGHTS. IF YOU NEED REASONABLE FACILITY ACCOMMODATIONS TO COMPLY WITH THIS CITATION, CONTACT THE CLERK OF THE COURT.

GMW

X _____ SIGNATURE OF DEFENDANT

EFFECTIVE THE DATE OF ARREST, YOUR DRIVING PRIVILEGE IS SUSPENDED/DISQUALIFIED FOR

☑ DRIVING WITH AN UNLAWFUL BLOOD ALCOHOL LEVEL. THIS SUSPENSION/DISQUALIFICATION IS FOR A PERIOD OF SIX MONTHS IF THIS IS THE FIRST VIOLATION OF DRIVING WITH UNLAWFUL BLOOD ALCOHOL LEVEL OR ONE YEAR IF PREVIOUSLY SUSPENDED OR DISQUALIFIED FOR DRIVING WITH AN UNLAWFUL BLOOD ALCOHOL LEVEL. WHEN OPERATING A CMV, YOUR COMMERCIAL DRIVER LICENSE/PRIVILEGE WILL ALSO BE DISQUALIFIED FOR THE SAME PERIOD OF TIME AS THE SUSPENSION.

☐ REFUSAL TO SUBMIT TO LAWFUL BREATH, BLOOD OR URINE TEST F.S. 322.2615. THIS SUSPENSION IS FOR A PERIOD OF ONE YEAR IF THIS IS FIRST REFUSAL OR 18 MONTHS IF PREVIOUSLY SUSPENDED FOR THIS OFFENSE. WHEN OPERATING A CMV, YOUR COMMERCIAL DRIVER LICENSE/PRIVILEGE WILL ALSO BE DISQUALIFIED FOR A PERIOD OF ONE YEAR FOR A FIRST REFUSAL OR PERMANENTLY FOR A SECOND REFUSAL WHILE OPERATING A CMV

LICENSE SURRENDERED? ☑ YES ☐ NO REASON _____

ELIGIBLE FOR PERMIT? ☑ YES ☐ NO REASON _____

UNLESS INELIGIBLE, THIS CITATION SHALL SERVE AS A TEMPORARY DRIVER LICENSE AND WILL EXPIRE AT MIDNIGHT ON THE 30TH DAY FOLLOWING THE DATE OF ARREST

AT THE 2300 Congress Ave DRIVER IMPROVEMENT HEARING OFFICE. YOU MAY REQUEST, WITHIN 10 DAYS AFTER THE DATE OF ARREST, A REVIEW OF SUSPENSION BY THE DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES. SEE REVERSE SIDE.

D. [illegible] | 3475 | Dist E

RANK—SIGNATURE OF OFFICER | BADGE NO | ID. NO. | TROOP/UNIT

COMPLAINT

CASE NO. _____ DOCKET NO. _____ PAGE NO. _____

DATE	COURT ACTION AND OTHER ORDERS
	BAIL FIXED AT $_____ OR CASH DEPOSIT OF $_____ _____ SIGNATURE OF PERSON GIVING BAIL _____ SIGNATURE OF PERSON TAKING BAIL
	FINE IN THE AMOUNT OF $_____ _____ RECEIVED AS REQUIRED BY COURT SCHEDULE. _____ SIGNATURE OF CLERK
	CONTINUANCE TO _____ REASON _____
	CONTINUANCE TO _____ REASON _____
	BOND ESTREATED _____
	WARRANT ISSUED _____
	DEFENDANT FAILED TO APPEAR—DRIVER LICENSE SUSPENDED
	DEFENDANT ARRAIGNED ON _____ (DATE) PLEA: _____ FINDING: _____ ADJUDICATION: _____ SENTENCE: FINE _____ COST _____ JAILED _____ DAYS DRIVER IMPROVEMENT SCHOOL _____ OTHER _____ DRIVER LICENSE SUSPENDED OR REVOKED FOR _____ DAYS RECOMMEND DRIVER LICENSE SUSPENSION FOR _____ DAYS RECOMMEND RE-TEST _____ _____ SIGNATURE OF JUDGE
	TESTIMONY—JUDGE'S NOTES (OR OTHER COURT ORDERS):
	APPEAL BOND OF $_____

Criminal - 7
Jail & Jail Probation

RECEIVED

STATE OF GEORGIA - BIBB COUNTY

In The State Court of Bibb County

THE STATE
vs.
David Allen Despres

Case No. 268270
ACCUSATION for
Driving Under the Influence of Alcohol
and Plea of GUILTY in Absentia
March Term, 19 97

The defendant being before the Bar of the Court and showing no reason why the sentence of the Court should not be imposed,

IT IS ORDERED AND ADJUDGED BY THE COURT

That David Allen Despres be confined in the common jail of said County, for the term of twelve months, to be computed from the date of April 10, 1997 [illegible], and that the defendant do pay into Court a fine of Seven Hundred Fifty Dollars, to include all costs of this prosecution, including surcharge and crime victims assistance fund.

The defendant shall serve the twelve months jail sentence on probation under the supervision of the Probation Officer of the State Court of Bibb County upon the following conditions:

1. Payment by the defendant of the sum of $ 750.00 upon the fine imposed and upon the further payment of the sum of $ [illegible] each week thereafter until the entire fine is paid in full.

2. That the defendant comply with all suspended sentence and probation rules adopted by this Court on December 31, 1979, and recorded in Minute Book 51, page 282, Clerk's Office, State Court of Bibb County, which rules are by reference made a part of this sentence; a copy of said rules having been given the defendant at the time of the imposition of this sentence.

3. IT IS FURTHER ORDERED that an additional sum in the amount of $25.00 be imposed in accordance with O.C.G.A. #15-21-7.

This 10th day of April 19 97

Judge, State Court of Bibb County

CERTIFICATE

I do hereby certify that the foregoing is a true copy of the sentence passed in the above stated case as the same appears from the record on file in said Court.

Witness my official signature and the seal of said Court, this ..... day of ....., 19.....

Clerk, State Court of Bibb County

RECEIVED

WITNESSES FOR THE STATE

A. M. Hill 793 BSO

and with
1003

NO. 168270 2/28

STATE COURT OF BIBB COUNTY

3/21
NMC 4/4

12/24/60

THE STATE

VS.

DAVID ALLEN DESPRES

DRIVING UNDER THE INFLUENCE OF ALCOHOL

BOOK 304 PAGE 18

FILED IN OFFICE

THIS 28 DAY OF Jan 19 93

CLERK

AFFIDAVIT AND ACCUSATION

filed in statutory

SOLICITOR, STATE COURT OF BIBB COUNTY

O.K.

$750 + 12

$25 v.c. Sol

3

29 May 25

M Hill

DEFENDANT waives arraignment, and pleads _____ guilty.

This 4 day of April, 19 93

Solicitor, State Court of Bibb County

Entered 4/12/93

Florida Gaming Control Commission

JULIE I. BROWN, VICE CHAIR
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER
TINA REPP, COMMISSIONER

July 2, 2025

Mr. David Allen Peter Despres
120 Northeast 53rd Court
Oakland Park, Florida 33334

RE: Application No. 51405, Entity 14390802
1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo

Dear Mr. Despres:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed.

- Application is incomplete: If you have ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges, you must provide court disposition records.

  You must provide the court disposition records for the following charges:
  - Hillsborough County, Florida Arrest(s) – 08/11/1980

  Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.794.8130.

If you fail to provide the Florida Gaming Control Commission with a complete application by 09/04/2025, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Thank you,

/ch-tl
Business Manager I

CIRCUIT COURT

80 6779
Loc Yr Case#

CRIMINAL DIVISION - CIRCUIT COURT
HILLSBOROUGH COUNTY, FLORIDA

Charge: OBTAIN MERCH FOR WORTHLESS CHECK

EC	File Date (MM/DD/YY)	CE Type Case	Loc	B Div	Case

STATE OF FLORIDA
VS

		F/R	Most Serious Offense Chgd	Tot Cnts	Abs Dock	GOC	
A B C D E F G H I J K	DAVID ALLEN DESPRES		832.05				

Month	Day	Year	DOCKET ENTRIES 23.00
AUG	7	980	AFFID FILED
8	25	80	Information Filed
8	27	80	Motion for Continuance
9	4	80	" " "
9	23	80	Motion for Continuance
11	14	80	w/Asw + Pros
"	"	"	Disp 12-10-80
"	"	"	MB 11B Pg 20
12	3	80	w/d Pros + w/Asw P. Nolo Contendere
"	"	"	W/held Adj
"	"	"	Order of Prob (Up) OB 31B Pg 484
"	"	"	Mand Mark Paid on all outstanding checks
3	16	81	Off. Viol. of Prob.
"	"	"	Warrant Issued
4	13	81	Warr + return served
11	23	"	PC Prob Viol
"	"	"	Prob mod.
"	"	"	Spec Res PRC
"	"	"	Order Mod Prob.

Loc Yr Case#

CIRCUIT CRIMINAL

HILLSBOROUGH COUNTY
CLERK OF
CIRCUIT COURT

CASE NO. 80-6779 B

IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT IN AND FOR THE COUNTY OF HILLSBOROUGH, STATE OF FLORIDA

The 25th day of August, Spring Term, 1980

THE STATE OF FLORIDA

vs.

DAVID ALLEN DESPRES

INFORMATION FOR:

OBTAINING PROPERTY IN RETURN FOR WORTHLESS CHECK
F.S. 832.05 (4)

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

NORMAN S. CANNELLA, Assistant State Attorney of the Thirteenth Judicial Circuit in and for the County of Hillsborough, CHARGES that DAVID ALLEN DESPRES on the 26th day of July, 1980 in the County of Hillsborough, and State of Florida, did unlawfully draw, make, utter, issue or deliver to DREX BAKER a check or draft for the payment of money in the sum of one hundred eighteen and 25/100 ($118.25) dollars a xerox copy of which is attached hereto and made a part hereof, that the said DAVID ALLEN DESPRES knowing at the time of the drawing, making, uttering, issuing or delivering of said check or draft, that DAVID ALLEN DESPRES did not have sufficient funds on deposit in or credit with such bank or depository with which to pay the same on presentation, and the said DREX BAKER did not know and had not been notified prior to the drawing or uttering of same and did not have reason to believe that DAVID ALLEN DESPRES did not have on deposit or to his credit with the said bank sufficient funds to insure payment of said check, and the said DAVID ALLEN DESPRES did obtain services, goods, wares or other things of value, to-wit: merchandise, by means of said check or draft, contrary to the form of the Statute in such cases made and provided, and against the peace and dignity of the State of Florida.

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

Norman S. Cannella
Assistant State Attorney of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida

Personally appeared before me, NORMAN S. CANNELLA, Assistant State Attorney of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida, who, being first duly sworn, says that the allegations as set forth in the foregoing INFORMATION are based upon facts that have been sworn to as true and which, if true, would constitute the offense therein charged, and that this prosecution is being instituted in good faith.

Norman S. Cannella
Assistant State Attorney of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida

Sworn to and subscribed before me this 25th day of August A.D., 1980

By Florence M. Moore

CIRCUIT CRIMINAL

HILLSBOROUGH COUNTY
CLERK OF
CIRCUIT COURT

[redacted]

CIRCUIT CRIMINAL

RECEIVED
JUL 31 2025

HILLSBOROUGH
CLERK OF
CIRCUIT COURT

[redacted]

DAVID ALLEN DESPRES 0870
PHONE 839-5994
4626 EUCLID AVENUE
TAMPA, FL 33609

Feb 26 1980 63650

PAY TO THE ORDER OF ACCOUNT CLOSED $ 118.85

One Hundred Eighteen Dollars 85/100 DOLLARS

Sun Bank of Tampa Bay Tampa, Florida

FOR [redacted]

RECEIVED
JUL 31 2025

CIRCUIT CRIMINAL

FILED DURING
CLERK OF
CIRCUIT COURT

Name DAVID ALLEN DESPRES
Address 4626 EUCLID AVE
Check I. D.
Drivers Lic. [redacted]
Home Ph. 839-5994
Place of Emp. HATES
Other I. D.
Race W Sex M Wt. [redacted]
Salesperson DJS

JUL 2 PM

PAY TO THE ORDER OF
Sun Bank of Tampa Bay
Tampa, Florida
FOR DEPOSIT ONLY
ALLIED TIRE SALES, INC.
6560?3000

3649
3609

RECEIVED
JUL 31 2025

CIRCUIT CRIMINAL

CLERK OF CIRCUIT COURT

DABBS — SAO MICHAEL REICHARD — 7 AUG 80 1145 — 80-6779B

(1) COURT CASE NO.

CRIMINAL REPORT AFFIDAVIT (923.01 FSA)

(INSTRUCTIONS ARE ON BACK OF THIS COPY)

(2) DEFENDANT: LAST NAME: DESPRES, FIRST: DAVID MIDDLE: ALLEN
AKA
(3) ADDRESS: 4626 Euclid Avenue
DOB [redacted] AGE SEX: M RACE: W PLACE OF BIRTH: UNK.
HT: 5'11" WT: 165 EYE HAIR: Blk SSN
D. LIC. NO. [redacted] STATE: FLORIDA
(4) LOCATION OF OFFENSE: 3643 S. Dale Mabry DATE: 26 JUL. 80 TIME: UNK.
(5) CIRCLE ONE: WITHIN CITY OF TAMPA PLANT CITY TERRACE OR UNINCORPORATED AREA CHECK ONE: ( ) W OF 301 ( ) E OF 301
(6) LOCATION OF ARREST DATE TIME
(7)

(18) TYPE OF ARREST:
( ) ON SCENE
(XX) PROBABLE CAUSE
( ) AFFIDAVIT CAPIAS PENDING (CAPIAS NUMBER)
( ) CAPIAS (CAPIAS NUMBER)
( ) WARRANT (WARRANT NUMBER)
( ) PROB. REVOCATION WARRANT (WARRANT NO.)

AGENCY REPORT NO. UCR 02902
STATEMENT ( ) YES ( ) NO ( ) WRITTEN ( ) ORAL
(19) JAIL NO.
TO BE COMPLETED BY S.A.O. ONLY:
ASA ASSIGNED
SUBPOENA: DATE / TIME

CO-DEFENDANTS IF ARRESTED, COMPLETE SEPARATE AFFIDAVIT

(10) NAME NAME
1. 2.

IF OTHERS, LIST LAST NAMES ONLY:

DO NOT INCLUDE TRAFFIC VIOLATIONS ON THIS AFFIDAVIT, other than for a CAPIAS or WARRANT

(11) F.S. NO.	ORD NO	CHECK ONE FEL	MSD	BOND SET	CHARGE
832.05 (4)		XX			OBTAINING MERCHANDISE IN EXCHANGE FOR WORTHLESS CHECK

IF ADDITIONAL CHARGES ATTACH OTHER CRIMINAL AFFIDAVIT AND CHECK HERE ☐

(12) NAME VICTIM/OWNER	AGE	ADDRESS	PHONE
ALLIED TIRE SALES		3643 S. Dale Mabry	831-3034
BAKER, DREX		7180 43rd. St. Pinellas Pk	527-2455
(13) WITNESS	AGE	ADDRESS	PHONE
WITNESS	AGE	ADDRESS	PHONE

STATE FACTS TO ESTABLISH PROBABLE CAUSE THAT A CRIME WAS COMMITTED
(14) Offense occurred on 26 JUL. 80 at 3643 S.Dale Mabry in the city of Tampa Hillsborough County, Florida. Check #279 in the amount of $118.25 was presented to Drex Baker in exchange for merchandise that was received at that time. This check was rejected by the bank on which it was drawn as ACCOUNT CLOSED.

STATE FACTS TO ESTABLISH PROBABLE CAUSE THAT DEFENDANT COMMITTED CRIME
(15) Defendant in this offense wrote and presented check #279 in the amount of $118.25 to ALLIED TIRE SALES. This check was rejected by the bank on which it was drawn as ACCOUNT CLOSED.
Defendant can be identified by witness.

PROPERTY STOLEN (XX) YES VALUE $118.25 ( ) VEHICLE ATTACKED ( ) BUILDING ATTACKED
(16) Evidence released to the S.A.O.

(17) OFFICER	I.D.	AGENCY	OFFICER	I.D.	AGENCY

Sworn to and subscribed before me this 5th day of AUGUST 19 80 A.D.

NOTARY PUBLIC

I swear that the above statements are correct to the best of my knowledge.

AFFIANT Tommy Britton

White - Clerk of Court Green - State Attorney Canary - Arresting Agency Pink - Central Booking Goldenrod - Defendant ALR - 1978

CIRCUIT CRIMINAL

RECEIVED JUL 31 2025

CLERK OF
CIRCUIT COURT

RECEIVED
JUL 31 2025

TO BE TYPED

(1) COURT CASE NO.

CRIMINAL REPORT AFFIDAVIT (923.01 FSA)*
(INSTRUCTIONS ARE ON BACK OF THIS COPY)

DEFENDANT: LAST NAME | FIRST | MIDDLE
(2) DESPRES | DAVID | ALLEN

AKA | ADDRESS
(3) POCO | 4626 W. EUCLID AV.

DOB [redacted] | AGE 19 | SEX M | RACE W | PLACE OF BIRTH RAMSOMBILLE, N.Y.

HT. 5-7 | WT. 165 | EYES BRN | HAIR BLK | SSN [redacted]

D. LIC. NO. [redacted] | STATE FLA

(18) TYPE OF ARREST:
( ) ON SCENE
( ) PROBABLE CAUSE
AFFIDAVIT CAPIAS PICKUP ORDER
(X) CAPIAS 80-6779B
( ) WARRANT
( ) PROBATION/PAROLE VIOLATION WARRANT

AGENCY REPORT NO. 80-42906 | DR 02902

STATEMENT ( ) YES (X) NO | ( ) WRITTEN ( ) ORAL

(19) CASE NO. TDC 2-1

TO BE COMPLETED BY S.A.O. ONLY
ASA ASSIGNED
SUBPOENA

(9) LOCATION OF ARREST: 4626 W. EUCLID AVE. | DATE 11 AUG 80 | TIME 1715 HRS

(21) LOCATION OF OFFENSE: 3643 S. DALE MABRY | DATE 26 JUL 80 | TIME UNK.

(8) CIRCLE ONE: WITHIN CITY LIMITS OF (AMPA) PLANT CITY / TERRACE | OR UNINCORPORATED AREA | CHECK ONE: ( ) W OF 301 ( ) E OF 301

CO-DEFENDANTS: IF ARRESTED, COMPLETE SEPARATE AFFIDAVIT.

(10) NAME
1. NONE 2.

IF OTHERS, LIST LAST NAMES ONLY

DO NOT INCLUDE TRAFFIC VIOLATIONS ON THIS AFFIDAVIT, other than for a CAPIAS or WARRANT.

(11) F.S. NO.	ORD. NO.	CHECK ONE FEL	CHECK ONE MSD	BOND SET	CHARGE
832.05(4)		X		1652	OBTAINING MERCHANDISE IN EXCHANGE FOR WORTHLESS CHECK

IF ADDITIONAL CHARGES ATTACH OTHER CRIMINAL AFFIDAVIT AND CHECK HERE ( )

(12) NAME VICTIM/OWNER | AGE | ADDRESS | PHONE
ALLIED TIRE SALES | | 3643 S. DALE MABRY | 831-3034

(13) WITNESS | AGE | ADDRESS | PHONE
BAKER, DREX | | 7100-43rd ST., PINELLAS PK. | 527-2455

WITNESS | AGE | ADDRESS | PHONE

STATE FACTS TO ESTABLISH PROBABLE CAUSE THAT A CRIME WAS COMMITTED

(14) W/M DESPRES, DAVID ALLEN (DEFENDANT) IS WANTED AS PER AFFIDAVIT ORIGINATED BY THIS DEPT. AND PICK-UP PLACED BY DETECTIVE DABBS. CAPIAS #80-6779B WAS ISSUED FOR THIS OFFENSE.

STATE FACTS TO ESTABLISH PROBABLE CAUSE THAT DEFENDANT COMMITTED CRIME

(15) AT APPROX. 1715 HRS 11 AUG 80 AT 4626 W. EUCLID AVE, THE DEFENDANT (W/M DESPRES, DAVID ALLEN) IDENTIFIED HIMSELF TO AFFIANT BY PRESENTING A VALID FLORIDA DRIVERS LICENSE. ARREST OCCURRED WITHIN THE CITY LIMITS OF TAMPA, HILLSBOROUGH CO., FLA.

(16) PROPERTY STOLEN: (X) YES VALUE $118.25 ( ) NO | ( ) VEHICLE ATTACKED | ( ) BUILDING ATTACKED

(17) OFFICER	I.D.	AGENCY	OFFICER	I.D.	AGENCY
K.W. ORRILL	680	TAMPA P.D.			

Sworn to and subscribed before me this 11 day of Aug 19 80 A.D.

I swear that the above statements are correct to the best of my knowledge.

NOTARY PUBLIC John F. Simmons NOTARY PUBLIC STATE OF FLORIDA AT LARGE MY COMMISSION EXPIRES DEC 9 1983 BONDED THRU GENERAL INS. UNDERWRITERS

K.W. Orrill Jr.
AFFIANT

White - Clerk of Court | Green - State Attorney | Canary - Arresting Agency | Pink - Central Booking | Goldenrod - Defendant | ALR - 1978

CIRCUIT CRIMINAL

CIRCUIT COURT

Circ.

ORDER WITHHOLDING ADJUDICATION OF GUILT AND PLACING DEFENDANT ON PROBATION

STATE OF FLORIDA

Plaintiff

— vs. —

DAVID ALLEN DESPRES

Defendant

In the ~~CRIMINAL~~ 13TH JUDICIAL CIRCUIT CRIMINAL JUSTICE DIV. Court

of HILLSBOROUGH County, Florida

Case No. 80-6779

This cause coming on this day to be heard before me, and you, the defendant, DAVID ALLEN DESPRES, being now present before me, and you having: ~~ENTERED A PLEA OF GUILTY TO~~ ENTERED A PLEA OF NOLO CONTENDERE TO ~~BEEN FOUND GUILTY BY THE VERDICT OF A JURY OF~~ ~~BEEN FOUND GUILTY BY THE COURT HAVING TRIED THE CASE WITHOUT A JURY OF~~ the offense of OBTAINING PROPERTY IN RETURN FOR WORTHLESS CHECK

It appearing to the satisfaction of the Court that you are not likely again to engage in a criminal course of conduct, and that the ends of justice and the welfare of society do not require that you should presently be adjudged guilty and suffer the penalty authorized by law.

Now, therefore, it is ordered and adjudged that the adjudication of guilt and imposition of sentence are hereby withheld, and that you are hereby placed on probation for a period of ONE (1) YEAR under the supervision of the Department of Corrections and its officers, such supervision to be subject to the provisions of the laws of this State.

It is further ordered that you shall comply with the following conditions of probation:

(1) Not later than the fifth day of each month, you will make a full and truthful report to your Probation Officer on the form provided for that purpose.

(2) You will pay to the State of Florida the amount of Ten Dollars ($10) per month toward the cost of your supervision unless otherwise waived in compliance with Florida Statutes.

(3) You will not change your residence or employment or leave the county of your residence without first procuring the consent of your Probation Officer.

(4) You will neither possess, carry or own any weapons or firearm without first securing the consent of your Probation Officer.

(5) You will live and remain at liberty without violating any law. A conviction in a court of law shall not be necessary in order for such a violation to constitute a violation of your probation.

(6) You will not use intoxicants to excess; nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.

(7) You will work diligently at a lawful occupation and support any dependents to the best of your ability as directed by your Probation Officer.

(8) You will promptly and truthfully answer all inquiries directed to you by the Court or the Probation Officer, and allow the Officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions he may give you.

(9) You must make restitution to the victim for damages or loss caused by any outstanding checks which have been placed in commerce prior to this date and said restitution shall be made within six (6) months prior to your termination of probation. The mode and manner of payment to be determined by the Probation Officer.

You are hereby placed on notice that the Court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision; and that if you violate any of the conditions of your probation, you may be arrested and the Court may revoke your probation, adjudge you guilty and impose any sentence which it might have imposed before placing you on probation.

It is further ordered that when you have reported to the Probation Officer and have been instructed as to the conditions of probation you shall be released from custody if you are in custody and if you are at liberty on bond, the sureties thereon shall stand discharged from liability.

It is further ordered that the Clerk of this Court file this order in his office, record the same in the Minutes of the Court, and forthwith provide certified copies of same to the Probation Officer for his use in compliance with the requirements of law.

DONE AND ORDERED IN OPEN COURT, this the 3rd day of DECEMBER, 19 80

Thomas A. Bulley Sr.
Judge

I acknowledge receipt of a certified copy of this order and that the conditions have been explained to me.

Date: _____

_____
Probationer

Instructed by: _____

Original: Court
Copies: Probationer
File

efb

318 184

DC4-2008
Rev. 1/78

CIRCUIT CRIMINAL

HILLSBOROUGH COUNTY CLERK OF CIRCUIT COURT

(1) COURT CASE NO.

CRIMINAL REPORT/AFFIDAVIT (92.01 FSA)

(INSTRUCTIONS ARE ON BACK OF THE COPY)

DEFENDANT: LAST NAME: DIESPES | FIRST: DAVID | MIDDLE: ALLEN

ADDRESS: 15506 N. HIMES

[redacted] | AGE: 20 | SEX: M | RACE: W | PLACE OF BIRTH: TAMPA FL.

HT: 5'9 | WT: 140 | EYES: BRN | HAIR: BRN | SSN: UNKNOWN

DC NO. [redacted] | STATE: FL. | IF RECORD, I.D. NO.

(18) TYPE OF ARREST:
( ) ON SCENE
( ) PROBABLE CAUSE
( ) AFFIDAVIT CAPIAS PENDING
(X) CAPIAS 81-341 80-6779 CASE NUMBER
( ) WARRANT
( ) PROB. REVOCATION WARRANT

AGENCY REPORT NO. | UCR

STATEMENT: ( ) YES ( ) NO ( ) WRITTEN ( ) ORAL

(19) JAIL NO. 471379

LOCATION OF OFFENSE | DATE | TIME

CIRCLE ONE: WITHIN CITY OF TAMPA - PLANT CITY - T. TERRACE | OR UNINCORPORATED AREA CHECK ONE: ( ) W. OF 301 ( ) E. OF 301

TO BE COMPLETED BY S.A.O. ONLY:
ASA ASSIGNED
SUBPOENA: DATE / TIME

LOCATION OF ARREST: 15506 N. HIMES | DATE: 3 APR 81 | TIME: 2030

NAME OF CO-DEFENDANTS ARRESTED (OR LIST SEPARATE AFFIDAVIT)
AKA | NAME

OTHERS, LIST LAST NAMES ONLY:

DO NOT INCLUDE TRAFFIC VIOLATIONS ON THIS AFFIDAVIT BUT LIST ON CAPIAS OR WARRANT

CASE NO.	CRD NO.	CHECK ONE: FEL	MSD	BOND $	CHARGE AND STATUTE
		✓		NONE	FAILURE TO PAY FINE (775.5)
		✓	✓	USUAL	VIOLATION OF PROBATION (948.06) Felony

IF ADDITIONAL CHARGES ATTACH OTHER CRIMINAL AFFIDAVIT AND CHECK HERE ( )

NAME - VICTIM/WITNESS	AGE	ADDRESS	PHONE
VICTIM/OWNER			
WITNESS	AGE	ADDRESS	PHONE
WITNESS	AGE	ADDRESS	PHONE

(14) STATE FACTS TO ESTABLISH PROBABLE CAUSE THAT A CRIME WAS COMMITTED

County Capias # 81-341
80-6779

(1) Cong Wed Dom.

(15) STATE FACTS TO ESTABLISH PROBABLE CAUSE THAT DEFENDANT COMMITTED CRIME

4/C/81
4/15/81

PROPERTY STOLEN: ( ) YES VALUE? ( ) NO | ( ) VEHICLE ATTACKED | ( ) BUILDING ATTACKED

(16) OFFICER | I.D. | AGENCY | OFFICER | I.D. | AGENCY

(17) J. GACZEWSKI | 738 | HCSO

Sworn to and subscribed before me this 3 day of April 19 81 A.D.

NOTARY PUBLIC

I swear that the above statements are correct to the best of my knowledge.

J. GACZEWSKI 738
AFFIANT

White - Clerk of Court Green - State Attorney Canary - Arresting Agency Pink - Central Booking Goldenrod - Defendant ALR; 1978

RECEIVED
JUL 31 2025
CLERK CIRCUIT COURT HILLSBOROUGH COUNTY FL

HILLSBOROUGH COUNTY
CLERK OF
CIRCUIT COURT

BENTIVEGNA

STATE OF FLORIDA

VS

DAVID ALLEN DESPRES

Defendant

In the 13TH JUDICIAL CIRCUIT CRIMINAL JUSTICE DIV. Court

OF HILLSBOROUGH County, Florida

No. 80-6779

Order of Modification of Probation

THIS CAUSE coming on to be heard, and being heard in the SPRING term of this Court before the Honorable FRED J. KOGUS, JR., Judge, and it appearing that DAVID ALLEN DESPRES, hereinafter referred to as the aforesaid, was on the 3RD day of DECEMBER, A. D. 19 80 placed on probation for the offense of OBTAIN PROPERTY IN RETURN FOR WORTHLESS CHECK (ADJ. W/H) in the 13TH JUDICIAL CIRCUIT CRIMINAL JUSTICE DIV. Court of HILLSBOROUGH County, for a term of ONE (1) YEAR, in accordance with the provisions of Chapter 948 Florida Statutes, and,

It further appearing that the aforesaid has not properly conducted h__self, but has violated the conditions of h__ probation in a material respect by violating conditions (1), (2), (3), and special condition (9) of the Orders of Probation. (See Warrant dated March 16, 1981 and Affidavit dated March 11, 1981).

IT, THEREFORE, IS ORDERED AND ADJUDGED that the probation of the aforesaid defendant, ought to be modified, and it is hereby modified in accordance with Section 948.03 Florida Statutes, in the following manner: in that the aforesaid is hereby continued on Probation, with Probation being modified to add the following special condition, "Must reside at the Tampa Probation and Restitution Center located at 1613 East 9th Avenue, Tampa, Florida, unless otherwise successfully discharged by the proper authority." To remain in jail until picked up by Probation Officer.

IT IS FURTHER ORDERED, That the Clerk of this Court file this order in his office, enter a copy of same in the Minutes of the Court, and forthwith provide certified copies of same to the Probation Officer for his use in compliance with the requirements of law.

DONE AND ORDERED IN OPEN COURT, this 23RD day of APRIL A. D. 19 81

Judge Presiding

A certified copy of this order has been delivered to Probationer, who has been instructed regarding same.

This the _____ day of _____, A. D. 19 _____.

Probation Officer

Original: Court
Copies: Probationer
Fds

bm

DC4-801
Rev. 7/78

CIRCUIT COURT

END

CIRCUIT CRIMINAL

TO BE [illegible]

(1) COURT CASE NO.

CRIMINAL REPORT AFFIDAVIT (923.01 FSA)

(INSTRUCTIONS ARE ON BACK OF THIS COPY)

DEFENDANT: LAST NAME	FIRST	MIDDLE
(2) DESPRES	DAVID	ALLEN

(3) AKA: POCO

ADDRESS: 4626 W. EUCLID AV.

DOB	AGE	SEX	RACE	PLACE OF BIRTH
[redacted]	19	M	W	RAMSOMBILLE, N.Y.

(5) HT.	WT.	EYES	HAIR	SSN
5-9	165	BRN	BLK	[redacted]

D. LIC. NO.: (6) [redacted] STATE: FLA

LOCATION OF OFFENSE: (7) 3643 S. DALE MABRY

DATE: 26 JUL 80 TIME: UNK.

CIRCLE ONE: WITHIN CITY OF (8) TAMPA - PLANT CITY T, TERRACE

OR UNINCORPORATED AREA CHECK ONE: ( ) W. OF 301 ( ) E. OF 301

LOCATION OF ARREST: (9) 4626 W. EUCLID AVE.

DATE: 11 AUG 80 TIME: 1715 HRS

(10) TYPE OF ARREST:
( ) ON SCENE
( ) PROBABLE CAUSE
AFFIDAVIT CAPIAS PENDING
(X) CAPIAS 80-6779B
( ) WARRANT
( ) PROB. REVOCATION WARRANT

AGENCY REPORT NO. 80-42906 UCR 02902

STATEMENT: ( ) YES (X) NO ( ) WRITTEN ( ) ORAL

(11) JAIL NO. 200 205

TO BE COMPLETED BY S.A.O. ONLY:
ASA ASSIGNED
SUBPOENA: DATE TIME

CO DEFENDANTS. IF ARRESTED, COMPLETE SEPARATE AFFIDAVIT.

(10) NAME
1. NONE
2.

IF OTHERS, LIST LAST NAMES ONLY:

DO NOT INCLUDE TRAFFIC VIOLATIONS ON THIS AFFIDAVIT, other than for a CAPIAS or WARRANT

(11) F.S. NO.	ORD. NO.	CHECK ONE FEL.	MSD.	BOND SET	CHARGE
832.05(4)(a)		X		1052	OBTAINING MERCHANDISE IN EXCHANGE FOR WORTHLESS CHECK

IF ADDITIONAL CHARGES ATTACH OTHER CRIMINAL AFFIDAVIT AND CHECK HERE ( )

(12) NAME - VICTIM/OWNER	AGE	ADDRESS	PHONE
ALLIED TIRE SALES		3643 S. DALE MABRY	831-3034
(13) WITNESS: BAKER, DREX		7100-43rd ST., PINELLAS PK	527-2455
WITNESS			

STATE FACTS TO ESTABLISH PROBABLE CAUSE THAT A CRIME WAS COMMITTED

(14) W/M DESPRES, DAVID ALLEN (DEFENDANT) IS WANTED AS PER AFFIDAVIT ORIGINATED BY THIS DEPT. AND PICK-UP PLACED BY DETECTIVE DABBS. CAPIAS #80-6779B WAS ISSUED FOR THIS OFFENSE.

STATE FACTS TO ESTABLISH PROBABLE CAUSE THAT DEFENDANT COMMITTED CRIME

(15) AT APPROX. 1715 HRS 11 AUG 80 AT 4626 W. EUCLID AVE, THE DEFENDANT (W/M DESPRES, DAVID ALLEN) IDENTIFIED HIMSELF TO AFFIANT BY PRESENTING A VALID FLORIDA DRIVERS LICENSE. ARREST OCCURRED WITHIN THE CITY LIMITS OF TAMPA, HILLSBOROUGH CO., FLA.

(16) PROPERTY STOLEN: (X) YES VALUE? $18.25 ( ) NO

( ) VEHICLE ATTACKED ( ) BUILDING ATTACKED

(17) OFFICER	I.D.	AGENCY	OFFICER	I.D.	AGENCY
K.W. ORRILL	680	TAMPA P.D.			

Sworn to and subscribed before me this 11 day of Aug 19 80 A.D.

I swear that the above statements are correct to the best of my knowledge.

NOTARY PUBLIC: Jane F. Gaskey NOTARY PUBLIC STATE OF FLORIDA AT LARGE MY COMMISSION EXPIRES DEC 9 1983 BONDED THRU GENERAL INS. UNDERWRITERS

AFFIANT: K.W. Orrill Jr.

White - Clerk of Court Green - State Attorney Canary - Arresting Agency Pink - Central Booking Goldenrod - Defendant ALR - 1978

CIRCUIT CRIMINAL

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **charris**

Case Type	Complaint #	Status	Reference	Incident	Respondent	Complainant	Lic Type	Public Case	View	Process

No items found.

Total: 0

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LICENSES

Licensee Search

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [redacted]
Date of Birth:
First Name:
Middle Name:
Last Name: DESPRES
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State

11. Discussion of Final Order pursuant to request from respondent

MEMORANDUM

To:	The Florida Gaming Control Commission
From:	Division of Pari-Mutuel Wagering
Through:	Emily Alvarado, Chief Attorney
Re:	FGCC v. Lisa Ann Cammaleri Case No. 2025-037578 Default Final Order
Date:	September 3, 2025

Executive Summary

The Division of Pari-Mutuel Wagering ("the Division") seeks the permanent exclusion of Lisa Ann Cammaleri ("Respondent") from all pari-mutuel and slot machine facilities in the state of Florida. Respondent responded to the administrative complaint and did not dispute the allegations contained within the administrative complaint, waived her right to any form of hearing, and requested that the Commission enter a final order imposing a penalty and fine. Therefore, the Florida Gaming Control Commission should enter a final order permanently excluding Respondent from all pari-mutuel and slot machine facilities in the state of Florida.

Relevant Facts

On February 8, 2025, Respondent was a patron of PPI, Inc. d/b/a Harrah's Pompano Beach.[1] On February 8, 2025, Respondent was permanently excluded from Harrah's Pompano Beach.[2]

Based on Respondent's exclusion from Harrah's Pompano Beach, the Division filed an administrative complaint on August 6, 2025, seeking her exclusion from all pari-mutuel facilities and slot machine facilities in the state of Florida. On August 25, 2025, Respondent returned an election of rights form. Respondent did not dispute the allegations contained within the administrative complaint, waived her right to any form of hearing, and requested that the Commission enter a final order imposing a penalty and fine.

[1] Harrah's Pompano Beach is operated by a permitholder authorized to conduct pari-mutuel wagering, slot facilities, and cardroom operations in the state of Florida.

[2] Pari-mutuel permitholders and slot machine licensees have the right to exclude patrons. §§ 550.0251(6); 551.112, Fla. Stat..

Analysis

Florida law allows for the exclusion of Respondent from all pari-mutuel and slot machine facilities in the state.

Section 550.0251(6), Florida Statutes, provides that "[t]he commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state […]"

Further, section 551.112 provides that "[t]he commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state […]"

Therefore, Respondent's exclusion from Harrah's Pompano Beach, a pari-mutuel and slot machine facility in this state, subjects her to permanent exclusion from all pari-mutuel and slot machine facilities in this state.

Staff Recommendation: The Commission should enter a final order permanently excluding the Respondent, Lisa Ann Cammaleri, from all pari-mutuel and slot machine facilities in the state of Florida.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 8/25/2025
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. LISA ANN CAMMALERI **CASE NO.: 2025-037578**

ELECTION OF RIGHTS

Please read the Administrative Complaint before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Administrative Complaint.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Administrative Complaint, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Administrative Complaint.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8712
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

Option Two (2) ☐ **I do dispute the allegations** of material fact in the Administrative Complaint and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). **I specifically dispute the following facts in the Administrative Complaint** (attach extra pages or write on the back if needed):

_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

Option Three (3) ☑ **I do not dispute the allegations** of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, a Final Order will be issued that adopts the allegations of fact and conclusions of law alleged in the Administrative Complaint and imposes the Commission action set forth in the Administrative Complaint.

THIS IS A **LEGALLY BINDING DOCUMENT**. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

Lisa Cammaleri
PRINTED NAME

ATTORNEY OR QUALIFIED REPRESENTATIVE

2835 N. Course Dr. #208
Street Address

Street Address (where service shall be made)

Pompano Bch, FL 33069
City State Zip

City State Zip

716-725-8880
Telephone Number Facsimile Number (if any)

Telephone Number Facsimile Number (if any)

Lisacamle@aol.com
E-mail

E-mail

SIGNATURE

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: **8/06/2025**
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING

FLORIDA GAMING CONTROL COMMISSION,
DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v.

FGCC Case No.: 2025-037578

LISA ANN CAMMALERI,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Lisa Ann Cammaleri ("Respondent"), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel, slot machine, and cardroom operations pursuant to chapters 550, 551, and 849, Florida Statutes.

2. At all times material hereto, Respondent's address was reported as 2835 North Course Drive #208, Pompano Beach, Florida 33069.

3. At all times material hereto, PPI, Inc. d/b/a Harrah's Pompano Beach ("Harrah's") was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering, cardroom operations, and slot operations in the state of Florida.

4. On or about February 8, 2025, Respondent was a patron of and was ejected from Harrah's.

5. On or about February 8, 2025, Respondent was permanently excluded from Harrah's.

6. Section 550.0251(6), Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis added).

7. Section 551.112, Florida Statutes, provides:

> In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis added).

8. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida under sections 550.0251(6) and 551.112, Florida Statutes, based on her ejection from Harrah's on or about February 8, 2025.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida, in accordance with sections 550.0251(6) and 551.112, along with any other remedy provided by chapters 550 and 551, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2025-037578 is signed on the 30th day of July 2025.

/s/ Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
Florida Bar Number: 1039038
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Phone: (850) 794-8063
Fax: +1 850-536-8712
Primary: Justin.Hundersmarck@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

Lic Type	**1098 - Unlicensed Complaints**			Status	**90 Closed**	Status Date	**05/28/2025**
Complaint #	**2025037578**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**CAMMALERI, LISA ANN**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	
Class'n	**OTHR - Other**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**02/08/2025**
Region	**SR - Southern Region**	Received	**05/08/2025**
Reference	**551.109(3); 550.0251(6)**		
Entered	**05/08/2025**	Entered By	**jhodge**
Summary	**430 - PPI, INC - 551.109(3) Prohibited acts; penalties - 550.0251(6) Powers and duties of the Florida Gaming Control Commission - On February 8, 2025, Senior Security Officer II, Patrick Vassor received a Currency Transaction Report (CTR) alert of a banned patron Mark Capasso playing at a slot machine. Upon arrival at the machine, he located a female patron identified as Lisa Ann CAMMALERI. Vassor approached CAMMALERI and questioned her in reference to the Players Club Card inserted into the slot machine and she stated Capasso asked her to use the card to play for him while he was on vacation. Vassor advised CAMMALERI that due to fraudulent activity she was being permanently banned as per Security Director John Keenan. CAMMALERI is in violation of the above FAC and should be considered for statewide exclusion.**		
Updated	**05/28/2025 14:05:07**	By	**jhodge**

☐ Parties ☑ Activities
☑ Allegations ☐ Discipline
☐ Violations ☐ Compliance
☐ Related ☑ Disposition
☐ Inspection
☐ Costs
☐ Time Tracking Auto Assign
☐ Attachments History
☐ Work Notes Print Report

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Florida Gaming Control Commission

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 754.288.1055 • Fax: 754.315.8380

Ross Marshman, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**SOUTHERN**	**February 8,2025**	**2025 03 7578**

Respondent:	Complainant:
CAMMALERI, LISA ANN **2835 N. COURSE DR. #208** **POMPANO BEACH, FLORIDA 33069**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BLVD. SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # and Type:	Profession:	Report Date:
N/A /1098	**UNKNOWN / PATRON**	**May 27, 2025**

Period of Investigation:	Type of Report:
May 9, 2025 - May 27, 2025	**FINAL**

Alleged Violation: 551.109 Prohibited acts; penalties.— (3) Any person who knowingly excludes, or takes any action in an attempt to exclude, anything of value from the deposit, counting, collection, or computation of revenues from slot machine activity, or any person who by trick, sleight-of-hand performance, a fraud or fraudulent scheme, or device wins or attempts to win, for himself or herself or for another, money or property or a combination thereof or reduces or attempts to reduce a losing wager in connection with slot machine gaming commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

F.S.S. 550.0251 – Powers and duties of the Florida Gaming Control Commission(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

Synopsis: On February 8, 2025, Senior Security Officer II, Patrick Vassor received a (CTR) Currency Transaction Report alert of excluded patron Mark Capasso, playing at slot machine #F0602. Upon arrival at the machine, Vassor observed a female patron identified as Lisa Ann **CAMMALERI**. As Vassor questioned **CAMMALERI**, she stated Capasso asked her to play with his card for him while he was on vacation. Vassor advised **CAMMALERI** that using someone else's Players Club Card was not allowed and due to her activity, she was being permanently excluded from the facility per PPI Security Director, John Keenan.

Related Case(s):

Investigations Specialist II / Date	Investigation Manager / Date:
Jackelin Rodriguez / May 27, 2025	Tyrell D. Smith / May 27, 2025

Chief of Investigations / Date

Bradford D. Jones / May 28, 2025

CONTINUATION

This case was predicated on information obtained by Investigator Raul Suau concerning a permanent exclusion that occurred on February 8, 2025, at Harrah's Pompano Beach Casino, (PPI) involving a patron who was identified as Lisa Ann **CAMMALERI (Exhibit #1 – Pages 4-5 and Exhibit #4 - Page 1).**

Upon further investigation the following information was revealed:

On June 4, 2024, PPI Security Director, John Keenan notified Security Supervisor, Ronald Elor of a CTR (Currency Transaction Report) alert of patron Mark Capasso who was banned for free play abuse as per Management. According to Security Report #IN20240058643, Capasso exited the property through East Casino Entrance before he could be detained **(Exhibit #1 - Page 1).**

On June 8, 2024, PPI Security Dispatch was notified of a CTR alert at machine F02-02. Security Director, Keenan and Security Officer Melissa Ocasio responded. Upon arrival they met with an unidentified male and informed him that he would be permanently excluded for using and abusing other people's Caesar's rewards cards. The male was advised that if he returned, he would be trespassing and subject to arrest. The unidentified male denied using such card and refused to be identified. Keenan advised him that the Broward County Sheriff's Office (BSO) would be notified if he did not provide identification. The male then provided identification to Ocasio and was positively identified as Mr. Kenneth Rengers (Winet # 173-01087991). Rengers then left the property via East Entrance without further incident **(Exhibit #1 - Pages 2-3).**

On February 8, 2025, PPI Senior Security Officer II Patrick Vassor responded to slot machine F-0602 regarding a CTR alert of excluded patron Mark Capasso (Winet #173-01139791). Upon arrival, Vassor met with a female patron later identified as Lisa Ann **CAMMALERI** (Winet # 173-00096908). **CAMMALERI** stated Capasso asked her to play with his Players Card while he was on vacation. Vassor informed **CAMMALERI** that it is against Harrah's policy to use another patron's Caesar's rewards card. Vassor informed **CAMMALERI** due to the activities between her and Capasso, she is being permanently excluded as per Security Director, John Keenan **(Exhibit #1 Pages 6-7 and 9).**

At 1:58 P.M. video footage confirms **CAMMALERI** playing at the Blackjack slot machine F-0602. Shortly after Vassor is seen responding to slot machine F-0602 and speaking to **CAMMALERI**. **CAMMALERI** is seen with two vouchers in her hand and removing the Caesars Rewards Card from the machine and handing it to Vassor, who is seen keeping it in his possession. Shortly after she is seen going through her purse and apparently handing her identification card to Vassor **(Exhibit #2 - Page 2, and Exhibit #2 - Video 1)**[1]**. CAMMALERI** is seen putting the vouchers she printed prior into her purse **(Exhibit #2 - Page 2).** At 2:09 PM **CAMMALERI** was seen escorted out the East Entrance **(Exhibit #2 - Page 4).**[2]

On May 22, 2025, this Investigator met with PPI Director of Security, Safety and Compliance, John Keenan, and inquired about permanently excluded patron Mark Capasso. Keenan explained that other patrons had used Capasso's Caesar's Rewards Card before, and he believed Capasso's real identity is Kenneth Rengers. Keenan also believes that Capasso / Rengers is the leader of a "scam ring operation." I asked Keenan if there were any copies of Capasso's or Rengers' identifications or if the Cesars Rewards Club could possibly provide any. He stated they do not have any copies of either patron's identification, and the Cesars Rewards Club does not retain copies of patron's identification due to the amount of space it would require. Keenan stated they only ask for identification when opening the account to validate the identity of the individual opening the account. However, Keenan stated if they had won any jackpots, then he could possibly find a copy of their identification, however, none of these patrons have a history of winning a jackpot.

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[1] ***Vassor also took possession of Capasso's Players Club Card.***

[2] ***The Caesars Rewards Club does not retain copies of patrons' identifications on their player-tracking system.***

CONTINUATION

Conclusion: As a result of **CAMMALERI'S** actions; using the Player's Club Card that belonged to lifetime excluded patron Mark Capasso, and her suspected involvement with a players club fraud group, she has been permanently excluded from Harrah's Pompano Beach Casino **(Exhibit #1 - Page 9).**

Case Status: Closed by Investigations and forwarded to Legal for review.

CONTINUATION

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Incident File # :	IN20240058643
Date/Time Occurred:	6/ 4/2024 5:20:00 AM
Day of Week Occurred:	Tuesday
Date/Time Created:	6/ 4/2024 7:29:13 PM
Date/Time Closed:	
Closed By:	

Record Creation Details

Department:	Security
Owner:	800762881
Operator ID:	800762881
Operator Name:	
Personnel ID:	

Location of Incident:

Property:	Harrah's Pompano Beach
Location:	05 Gaming Floor
Sublocation:	Zone B

Details of Incident:

Daily Log #:	DL20241027453
Incident Type:	~Ban/Trespass
Specific:	Permanent
Category:	Management Decision
Incident Status:	Open
Synopsis:	Director John Keenan called Security for a CTR Alert Patron on the casino floor. S/S Elor and Jean-Mary responded.
Checklist:	
Narrative:	

Created On	Created By	Modified On	Modified By
6/ 4/2024 7:20:27 PM	800762881	6/ 4/2024 7:20:27 PM	800762881

On Tuesday, June 4, 2024, at 1720 hours, Director John Keenan (800748492) notified Supervisor Ronald Elor (800762881) of a CTR Alert guest on the Casino Floor in Zone 1B Location. CTR Alert guest was identified as Mr. Mark Capasso (male age 60) (96908). At 1716 hours, he was spotted as Slot Machines B02-06, B02-07, and at 1726 hours, he was at Slot Machine E24-07. At 1728 hours, he walked out of the East Casino Entrance before he could be identified. It should be noted that Mr. Capasso is lifetime banned for free play abuse byer management decision.

For the purpose of this report, all times are approximate.

Executive Brief:

Reporting Party:

Supervisor:

EXHIBIT #1
PAGE #1

Incident File # :	IN20240060224	**Record Creation Details**	
Date/Time Occurred:	6/ 8/2024 5:58:00 PM	Department:	Security
Day of Week Occurred:	Saturday	Owner:	800765211
Date/Time Created:	6/ 8/2024 6:59:25 PM	Operator ID:	800765211
Date/Time Closed:		Operator Name:	
Closed By:		Personnel ID:	

Location of Incident:

Property:	Harrah's Pompano Beach
Location:	05 Gaming Floor
Sublocation:	

Details of Incident:

Daily Log #:	DL20241053500
Incident Type:	~Ban/Trespass
Specific:	Permanent
Category:	Management Decision
Incident Status:	Open
Synopsis:	S-1 KEENAN, S-2 COLCHADO, S-7 OCASIO RESPONDED TO A CRT ALERT AT F-02-02. PATRON RECEIVED A LIFETIME BAN.
Checklist:	
Narrative:	

Created On	Created By	Modified On	Modified By
6/ 8/2024 6:58:13 PM	800765211	6/ 8/2024 7:10:11 PM	800765211

On Saturday, June 8, 2024, at 1758 hours, Security Dispatch was notified regarding a CRT Alert on Slot Machine F02-02. Director of Security John Keenan and Senior Security Officer II Melissa Ocasio responded . Surveillance was notified.

Upon arrival, Keenan and Ocasio met with a male guest wearing a light brown shirt and gray short pants by NRT #12. Keenan informed the unidentified male that he had used a Flagged Account on Slot Machine F 02-02 for a guest named Mark Capasso (male, age 60) (Winet# 173-00096908) and that he would be Permanently Excluded for using and abusing other people's Player's Cards for a scam ring operation and that should he return , he would be Trespassing. The unidentified male denied ever using such cards and refused to be identified. Keenan informed the guest that BSO (Broward Sherriff Office) would be notified should he refuse to be identified, the guest then provided identification to Ocasio and has been identified as Kenneth Rengers (male, age 54) (Winet# 173-01087991). Rengers then left property via the East Entrance without further incident.

For the purpose of this report, all times are approximate.

Executive Brief:

Reporting Party:

Supervisor:

EXHIBIT #1
PAGE #2

Reporting Party:

Supervisor:

EXHIBIT #1
PAGE #3

Incident File Summary Report

Incident File #IN20250014993

Incident File # :	IN20250014993
Date/Time Occurred:	2/ 8/2025 1:58:00 PM
Day of Week Occurred:	Saturday
Date/Time Created:	2/ 8/2025 3:27:54 PM
Date/Time Closed:	
Closed By:	

Record Creation Details

Department:	Security
Owner:	800764436
Operator ID:	800764436
Operator Name:	
Personnel ID:	

Location of Incident:

Property:	Harrah's Pompano Beach
Location:	05 Gaming Floor
Sublocation:	Zone F

Details of Incident:

Daily Log #:	DL20250260932
Incident Type:	~Ban/Trespass
Specific:	Permanent
Category:	Policy Violation
Incident Status:	Open
Synopsis:	S/S/O Vassor. Re-advise self exclusion at F area
Checklist:	
Narrative:	

Created On	Created By	Modified On	Modified By
2/ 8/2025 3:24:24 PM	800764436	2/ 8/2025 3:33:09 PM	800764436

On Saturday, February 8, 2025, at 1358 hours, Senior Security Officer II, Patrick Vassor responded to F-0602 regarding a CTR Alert. Surveillance was notified for coverage and review.

Upon arrival, Vassor met with a patron identified as Lisa Ann Cammaleri, (Female, age 58) (Winet # 173-01139791). Cammaleri was gaming using banned guest's Mark Capasso (Male, age 60) (Winet #173-00096908) Caesars Reward's Card. Cammaleri stated that Capasso asked her to game for him, while he's on vacation. Vassor informed Cammaleri that it is against Harrah's Policy to another patron's Caesar's Reward's Card. Vassor informed Cammaleri that due fraud activities between her and Cappasso, she is being issued a Permanent Ban per Director,John Keenan. Vassor took possession of Capasso's Reward Card from Cammaleri, and escorted Cammaleri out the East at 1412 hours. Her photo and identification are attached.

For the purpose of this report, all times are approximate

Executive Brief:

Reporting Party:

Supervisor:

Printed: 2/18/2025 1:16:46 PM

EXHIBIT #1
PAGE #4

Reporting Party:

Supervisor:

EXHIBIT #1
PAGE #5

Incident File # :	IN20250014979	**Record Creation Details**	
Date/Time Occurred:	2/ 8/2025 2:48:37 PM	Department:	Surveillance
Day of Week Occurred:	Saturday	Owner:	800789018
Date/Time Created:	2/ 8/2025 2:49:21 PM	Operator ID:	800789018
Date/Time Closed:		Operator Name:	
Closed By:		Personnel ID:	

Location of Incident:

Property:	Harrah's Pompano Beach
Location:	05 Gaming Floor
Sublocation:	

Details of Incident:

Daily Log #:	IN20250014979
Incident Type:	~Ban/Trespass
Specific:	Permanent
Category:	Management Decision
Incident Status:	Open
Synopsis:	Ejection
Checklist:	
Narrative:	

Created On	Created By	Modified On	Modified By
2/ 8/2025 2:48:38 PM	800789018	2/ 8/2025 2:49:35 PM	800789018

For the purpose of this report, all times are approximate.

On Saturday, February 8th, 2025, at 1352 hours, this department was notified via email of a CTR Patron Mark Capasso gaming at F0602. Live visual coverage was initiated as Security Lead Officer Patrick Vassor made contact with Lisa Cammaleri. Vassor advised Cammaleri stated that Cappasso is on a cruise and told her to play with his card for him. Vassor advised that he will be issuing Cammaleri a permanent ejection due to management decision . Vassor stated that he explained to Cammaleri that she is not allowed to return on property and will be issued a trespass if she does. At 1409 hours Vassor escorted Cammaleria out the East Entrance to the 4TH floor Parking Garage where she entered her vehicle and departed off property .

End of review

Coverage saved and dubbed under IN 014979

Executive Brief:

Reporting Party:

Supervisor:

EXHIBIT #1
PAGE #6

Reporting Party:

Supervisor:

EXHIBIT #1
PAGE #7

Harrah's
POMPANO BEACH

NOTICE OF EXCLUSION

To: Mark Capasso Date of Birth [redacted]

SSN: _____ DL#: [redacted] DL State: FL DL expire: [redacted]

Height: _____ Weight: _____ Race: _____

Hair Color: _____ Eye Color: _____ Gender: _____

You have been excluded for a specific period of time per the Management of Harrah's Pompano Beach.

On this 8th day of February, 20 25, you are hereby ordered to leave the property of Harrah's Pompano Beach. You are further advised that you are not to enter or remain at any time on property. Prior written consent must be obtained from the General Manager in order to be allowed back onto the property.

Your removal and denial of access complies with state applicable laws and is not founded on race, creed, color or national origin.

You are further advised that if in the future you knowingly enter or retain in or upon the grounds or facilities of Harrah's Pompano Beach, you will be considered a trespasser and may be subject to arrest.

Reason for Exclusion: Management Decision

Address: [redacted] Incident Report Number: IN20250014993

Caesars Rewards #: 17300096908

Length of Exclusion:

30 Days 90 Days 1 Year 3 Years Permanent

Other: _____

Acknowledged by: _____ (Customer Signature)

Issued by: 800753521

Witness: _____

EXHIBIT #1
PAGE #8

Harrah's
POMPANO BEACH

NOTICE OF EXCLUSION

To: Lisa Ann Cammaleri Date of Birth: [redacted]

SSN: _____ DL#: [redacted] DL State: FL DL expire [redacted]

Height: 5'6 Weight: 140lbs Race: Caucasian

Hair Color: Brown Eye Color: Brown Gender: Female

You have been excluded for a specific period of time per the Management of Harrah's Pompano Beach.

On this 8th day of February, 20 25, you are hereby ordered to leave the property of Harrah's Pompano Beach. You are further advised that you are not to enter or remain at any time on property. Prior written consent must be obtained from the General Manager in order to be allowed back onto the property.

Your removal and denial of access complies with state applicable laws and is not founded on race, creed, color or national origin.

You are further advised that if in the future you knowingly enter or retain in or upon the grounds or facilities of Harrah's Pompano Beach, you will be considered a trespasser and may be subject to arrest.

Reason for Exclusion: Management Decision

Address: 2835 N Course, DR 208
Pompano Beach, FL 33069

Incident Report Number: IN20250014993

Caesars Rewards #: 17301139791

Length of Exclusion:

30 Days 90 Days 1 Year 3 Years (Permanent)

Other: _____

Acknowledged by: _____ (Customer Signature)

Issued by: _____

Witness: _____

EXHIBIT #1
PAGE #9

State of Florida
Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
Investigations Section

(Kaplan, Zachary Matthew)
2025037519
(Cammateri, Lisa Ann)

PROPERTY RECEIPT

Complaint # 2025 03 7578 Date 4/30/25 Lab # _____

Item No.	Quantity	Description
1	1	CD video Harrah's Pompano Beach patron being escorted out property
1	1	CD video Harrahs Pompano Beach patron using someone elses account

I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.

Signature

I hereby acknowledge that the above list represents all property impounded by me in the official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.

Signature – Impounding Investigator

RETURNED PROPERTY RECEIPT

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

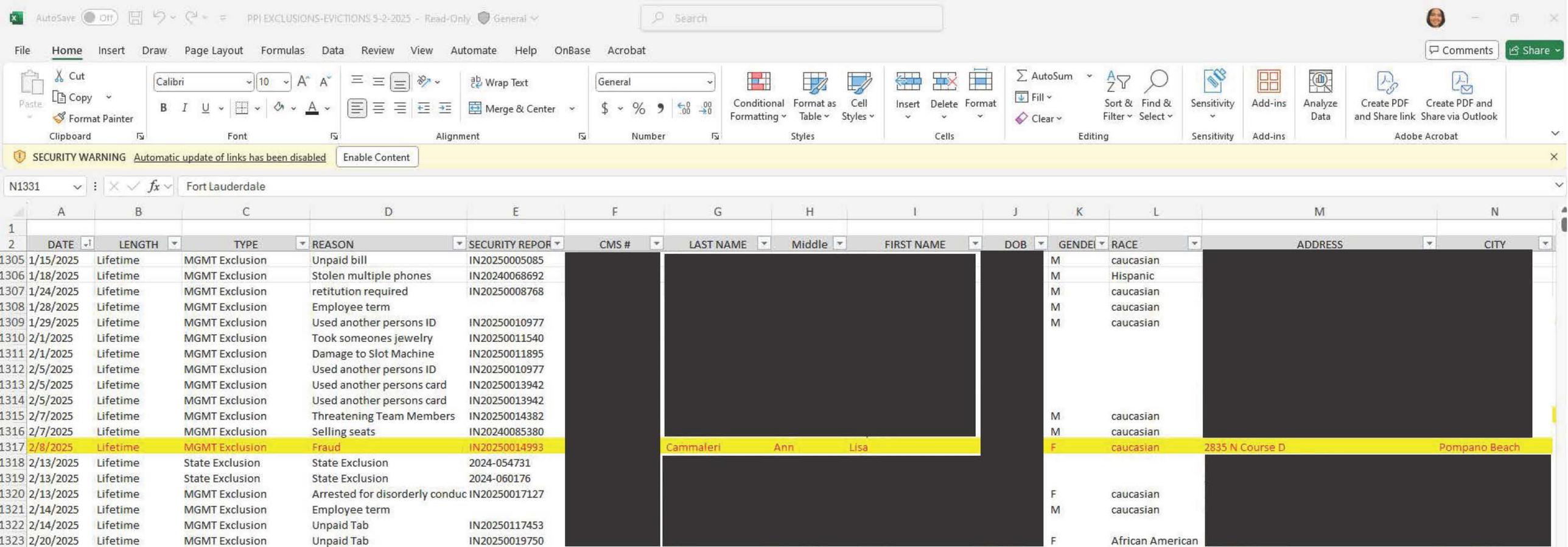
Signature Date

Received by: _____ Date: _____
Received by: _____ Date: _____
Received by: _____ Date: _____

Copies for: File, Transmittal, Laboratory, Property Receipt

Form DBPR 11-75 (Revised 01/04)

EXHIBIT #3
PAGE #1



AutoSave Off | PPI EXCLUSIONS-EVICTIONS 5-2-2025 - Read-Only | General | Search

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N1331 Fort Lauderdale

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1														
2	DATE	LENGTH	TYPE	REASON	SECURITY REPOR	CMS #	LAST NAME	Middle	FIRST NAME	DOB	GENDE	RACE	ADDRESS	CITY
1305	1/15/2025	Lifetime	MGMT Exclusion	Unpaid bill	IN20250005085	[redacted]	[redacted]			[redacted]	M	caucasian	[redacted]	
1306	1/18/2025	Lifetime	MGMT Exclusion	Stolen multiple phones	IN20240068692						M	Hispanic		
1307	1/24/2025	Lifetime	MGMT Exclusion	retitution required	IN20250008768						M	caucasian		
1308	1/28/2025	Lifetime	MGMT Exclusion	Employee term							M	caucasian		
1309	1/29/2025	Lifetime	MGMT Exclusion	Used another persons ID	IN20250010977						M	caucasian		
1310	2/1/2025	Lifetime	MGMT Exclusion	Took someones jewelry	IN20250011540									
1311	2/1/2025	Lifetime	MGMT Exclusion	Damage to Slot Machine	IN20250011895									
1312	2/5/2025	Lifetime	MGMT Exclusion	Used another persons ID	IN20250010977									
1313	2/5/2025	Lifetime	MGMT Exclusion	Used another persons card	IN20250013942									
1314	2/5/2025	Lifetime	MGMT Exclusion	Used another persons card	IN20250013942									
1315	2/7/2025	Lifetime	MGMT Exclusion	Threatening Team Members	IN20250014382						M	caucasian		
1316	2/7/2025	Lifetime	MGMT Exclusion	Selling seats	IN20240085380						M	caucasian		
1317	2/8/2025	Lifetime	MGMT Exclusion	Fraud	IN20250014993		Cammaleri	Ann	Lisa		F	caucasian	2835 N Course D	Pompano Beach
1318	2/13/2025	Lifetime	State Exclusion	State Exclusion	2024-054731		[redacted]			[redacted]			[redacted]	
1319	2/13/2025	Lifetime	State Exclusion	State Exclusion	2024-060176									
1320	2/13/2025	Lifetime	MGMT Exclusion	Arrested for disorderly conduc	IN20250017127						F	caucasian		
1321	2/14/2025	Lifetime	MGMT Exclusion	Employee term							M	caucasian		
1322	2/14/2025	Lifetime	MGMT Exclusion	Unpaid Tab	IN20250117453									
1323	2/20/2025	Lifetime	MGMT Exclusion	Unpaid Tab	IN20250019750						F	African American		